



Cricket Club Wettingen



Cricket Club Wettingen

Constitution

English Version 1.0

30th September 2020



Cricket Club Wettingen

1. Name and headquarters

Article 1.1

The name of the association shall be “**Cricket Club Wettingen**”, acting as a non-profit association governed by the present Constitution and, secondly, by Articles 60 et seq. of the Swiss Civil Code. It pledges to operate and conduct its business without any ethnic, religious and political affiliations. The association is neutral about the subjects of sex, race, religion, color, creed and politics.

Article 1.2

The seat of the association shall be Wettingen in the Kanton of Aargau

2. Objectives

Article 2.1

The Association shall pursue the following objectives:

1. Promote the game of Cricket in all its forms in Switzerland
2. Participate and play professional cricket leagues organized by the “Cricket Switzerland” and any other professional cricketing organizations
3. Encourage juniors to play cricket and provide opportunities and organize trainings, where possible, to develop their cricketing skills
4. Encourage and Promote Women’s Cricket in Switzerland
5. Be an integral part of cricketing activities in Switzerland, wherever possible
6. Promote integration with the local Swiss community, through the game of cricket

3. Resources

Article 3.1

The Association's financial resources are derived from the following:

1. Donations
2. Sponsorship
3. Membership Fees and
4. any other resources authorized by the law.

The funds shall be used in accordance with the Association's objectives.

4. Membership

Article 4.1

Any physical person may become a member if they have demonstrated their dedication to the goals of the Association through their commitments or actions. The objective, in accordance with the Swiss laws, is to promote diversity, intercultural linkages and tolerance that epitomize high Swiss social values.

Requests to become a member must be addressed to the Executive Committee. The Executive Committee admits new members and informs the General Assembly accordingly. Membership



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of the association to any person shall not be denied based on implicit or explicit discrimination of ethnic affiliation, faith, religion, sex, creed or national affinity.

Article 4.2

The Association comprises of the following membership categories:

1. Full Members
2. Passive Members
3. Junior Members (Under 18 years of age)
4. Such other classes of Members as the Committee may, from time to time, decide.

Article 4.3

Full members will be eligible for team-selection for playing the league and friendly matches, representing Cricket Club Wettingen. The membership will be valid upon the payment of the annual full member subscription, completion of all the appropriate application forms and submission of all required identity documentation. They will be eligible for voting during the Annual General Assembly or the Extraordinary General Assembly.

Article 4.4

Passive members are the members who support the association, due to their interest in the game of cricket. Passive members will be eligible to play in the friendly matches, played by the Cricket Club Wettingen, but not in the official league games. The Passive members may, however, get a chance to play the league games, when there are not enough players available. The membership will be valid upon the payment of the annual passive member subscription, completion of all the appropriate application forms and submission of all required identity documentation. The passive members will be eligible for voting during the Annual General Assembly or the Extraordinary General Assembly.

Article 4.5

Junior Members (Under 18 years of age) will be eligible for team-selection for playing the league and friendly matches, representing Cricket Club Wettingen. The membership will be valid upon the payment of the annual full member subscription, completion of all the appropriate application forms and submission of all required identity documentation. The Parents / Guardians of the Junior members will be eligible for voting during the Annual General Assembly or the Extraordinary General Assembly. The parents or guardians of the Junior members will not be eligible to play in the cricket matches. If they wish to play for the club, they should submit their individual membership applications (either for full membership or passive membership, explained above in Articles 4.3 and 4.4)

Article 4.6

Membership from the association shall be terminated due to the below reasons,

1. In the event of death
2. By written resignation thereby notifying the Executive Committee
3. By exclusion ordered by the Executive Committee, for just cause
4. For non-payment of dues within 30 days from the date of acceptance of the membership application.



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Members who have resigned or who are excluded have no rights to any part of the Association's assets. The member must handover all the sporting equipment or any asset belonging to the association within a week after the membership termination.

Article 4.7

A Member can be excluded if he/she:

1. Jeopardizes the interests and reputation of the Association
2. Jeopardizes through his/her activities the achievement of the Association's goals
3. Engages in conduct detrimental to the principles and purposes of the Association

Every member of the association must treat, every other member and all external parties with whom they interact, while representing the association (both on and off the cricket field), with utmost respect. Any dispute between the members or with external parties, while representing the association, must be immediately brought to the notice of the Executive Committee. In such cases, if the Executive Committee finds the actions of the members, had brought disrepute to the association, then the Executive Committee can exclude the concerned member/s, from the association. The Executive Committee will inform the decision on the exclusion, to the next General Assembly.

The excluded members have the right to appeal, against their exclusion, to the Annual General Assembly. Appeals must be lodged within 15 days of the Executive Committee's decision being notified. The appeal must be sent to the Executive Committee who will refer the appeal to the next General Assembly and the decision of the General Assembly will be final.

Article 4.8

The association will not provide any accident insurance cover for its members. It is the responsibility of each member or their guardian (for Junior Members) to ensure they have enough accident insurance coverage, to cover the accidents occurring during the training sessions and the matches.

Article 4.9

The annual subscription for the membership shall be,

1. Full Members – 100 CHF
2. Passive Members – 50 CHF
3. Junior Members (Under 18 years of age) – 70 CHF

The membership fee must be paid by the members, in full, within 30 days from the date of the acceptance of the membership application.

The membership fee may be waived by the Executive Committee, to certain members, depending upon their financial situation and other circumstances. The waiver will be decided by the Executive Committee based on individual circumstances of the member. The Executive Committee must inform such decisions to the General Assembly or the Extraordinary General Assembly.



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The association shall charge the members additional fees like Match Fee, Team Jersey Fee etc., The membership fee does not include these additional fees. The other additional fees will be decided by the Executive Committee as and when needed.

Article 4.10

Every member binds themselves to abide the Association's Constitution, the Code of Ethics and Conduct, that are in force, at the time of their membership.

5. Organization

The Association shall include the following organs:

1. The General Assembly
2. The Executive Committee
3. The Internal Auditor

Article 5.1 - The General Assembly

The General Assembly is the Association's supreme authority. It should be called by the Executive Committee. It is composed of all the members. It shall hold an Ordinary Meeting once each year. An Extraordinary General Meeting (EGM) may also be convened on receipt of a duly written request signed by no less than one fifth of the Association's Members within one month from the date of receipt of such written request.

Article 5.1.1

The Executive Committee shall inform the members in writing of the date of the General Assembly at least one month in advance. The notification, including the proposed agenda, shall be sent to each member at least 7 days prior to the date of the meeting.

Article 5.1.2

The General Meeting, whether Annual or Extraordinary, shall be chaired by the President of the Association or the Secretary in case of the President's absence. In case both the President and the Secretary cannot attend the meeting for unavoidable circumstances, the members present in the General Meeting shall elect from amongst them a Chairperson for the meeting at the start of such meeting.

Article 5.1.3

The General Assembly shall,

1. Approve the meeting minutes of the previous General Assembly
2. Decide about the exclusion of a member should this member appeal the decision taken by the Executive Committee
3. Appoint the members of the Executive Committee and elects a minimum of 3 and a maximum of 5 Executive Committee Members
4. Note the contents of the reports and financial statements for the year and vote on their adoption
5. Approve the annual budget
6. Appoint an auditor for the Organization's accounts
7. Decide on any modification of Constitution



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8. Decide on the dissolution of the Association
9. Decide the annual membership fees

Article 5.1.4

Decisions of the General Assembly shall be taken by a majority vote of the members present. In case of deadlock, the President shall have the casting vote. Votes shall be by a show of hands. Voting can also take place by secret ballot, if at least five members request it.

Article 5.1.5

Decisions concerning the amendment of the Constitution and the dissolution of the Association must be approved by a two-third majority of the members of the association.

The members must send their proposals for changes in the constitution, 2 weeks in advance before the date of the General Assembly

Article 5.1.6

Each member is by law excluded from voting on any resolution concerning, a transaction or dispute between him or her, his or her spouse, or a lineal relative on the one hand and the association on the other

Article 5.1.7

The General Assembly shall elect the new Executive Committee upon the completion of the 3-year term of the Executive Committee.

Article 5.1.8

Any full member of the Association, who have completed 2 years of his/her full membership shall be eligible to contest the election for the Executive Committee member election, during the General Assembly. This eligibility can be waived by the General Assembly, when an Executive Committee member needs to be replaced, within the first 2 years of the formation of the association. The candidature of the member for the election to the Executive Committee must be proposed and seconded by any Full Member, Passive Member or the Parent / Guardian of a Junior Member, during the General Assembly.

Article 5.1.9

The members of the Retiring Executive Committee shall be eligible for the re-election to the new Executive Committee.

Article 5.1.10

All candidates who are wishing to stand for the election to the Executive Committee, must send their nominations in writing to the Executive Committee, at least 2 weeks before the date of the General Assembly. The names of the nominated candidates will be read out during the General Assembly and candidature of the member for the election to the Executive Committee must be proposed and seconded by any Full Member, Passive Member or the Parent / Guardian of a Junior Member



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Article 5.1.11

Before the voting for the Executive Committee, each candidate will be allowed 5 minutes, to present their candidature, to the General Assembly.

Article 5.1.12

The maximum members of the Executive Committee will be 5. When there are more than 5 candidates wishing to stand in the Executive Committee election, the voting will be done based on a secret ballot. Each member of the General Assembly will get to vote 5 candidates. The candidates with maximum number of votes will be elected to the Executive Committee.

When there are 5 or less than 5 candidates for the election, the voting of the new members will be done by show of hands. In this case, a secret ballot is not needed.

In case of a tie, the Chairman of the General Assembly shall have the casting vote.

Article 5.2 – The Executive Committee

The Executive Committee is authorized to carry out all acts that further the purposes of the Association. It has the most extensive powers to manage the Association's day-to-day affairs.

Article 5.2.1

The Executive Committee shall consist of not fewer than three and not more than five members.

It shall consist of, but not be limited to, the following office bearers:

1. The President
2. The Secretary
3. The Treasurer

The Executive Committee after being elected by the General Assembly, shall elect the office bearers of the Executive Committee for the new 3-year term. The Executive Committee must inform the election of the new office bearers, to the General Assembly, within one week after the General Assembly meeting.

Article 5.2.2

The *President* shall be the chief executive committee member of the association and shall provide general direction of affairs of the association. The president shall preside all meetings of the executive committee and the annual General Assembly and shall sign as well as execute in the name of the "Cricket Club Wettingen" all contracts, or other instruments, authorized by the Executive Committee. Only in exceptional circumstances the signing and execution thereof shall be delegated or permitted by the President or the other Executive Committee members to another executive committee member. The President will have a casting vote and take the final decision, whenever there is a deadlock in the decisions of the Executive Committee.

Article 5.2.3

The *Secretary* shall be responsible for the administration affairs of the association. The Secretary shall give notices of meetings to the executive committee members for the Executive Committee meetings and to all members for the General Assembly. The Secretary shall keep and publish the minutes of all meetings of the association. The Secretary shall maintain a roll call of attendance, and such books or records of meeting minutes in any form that shall be open



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for inspection by any member of the association. All correspondence and communication records maintained by the Secretary shall be passed on to the next Executive Committee.

Article 5.2.4

The *Treasurer* shall receive all funds, including dues, fees, charges, and other assessments and shall deposit such funds in the name of the "Cricket Club Wettingen" in the respective bank account of the "Cricket Club Wettingen". The Treasurer shall disburse funds on behalf of the "Cricket Club Wettingen". The Treasurer shall keep appropriate records of receipts and expenses and exhibit such records at reasonable times to any member of the "Cricket Club Wettingen", the Internal Auditor and the General Assembly. The Treasurer shall make a full financial report at the annual General Assembly. All financial records maintained by the Treasurer shall be passed on to the next Executive committee.

Article 5.2.5

The Executive Committee shall:

1. Perform all activities in the interest of the association and in good faith
2. Take the appropriate measures to achieve the goals of the Association
3. Convene the ordinary and extraordinary General Assemblies
4. to take decisions about admission of new members as well as the resignation and possible expulsion of members;
5. Ensure that Constitution are applied, to draft rules of procedure, and to administer the assets of the Association.
6. Take decisions on financial and administrative matters that may be necessary for the smooth conduct of association's activities
7. Keep records of all financial and administrative transactions, up to date
8. Report on its activities to the General Assembly
9. Conduct all the activities in a transparent manner and provide regular updates to the members of the association
10. Provide timely responses to all the queries raised by the members of the association
11. Represent the association with the Swiss cricketing body
12. Liaise with local and national sports authorities, ground officials and other clubs
13. Appoint the Captain of the Association's Cricket Team, for both League and Friendly matches
14. Appoint the Selection Committee for team selection
15. Appoint a Team Coach when possible

Article 5.2.6

The Executive Committee members shall work on a volunteer basis and as such can only be reimbursed for their actual expenses and travel costs.

Article 5.2.7

An Executive Committee member can resign from the Executive Committee by giving one-month prior notice. The member shall only be relieved by the Executive Committee after handing over all the responsibilities to a designated member(s) of the Executive Committee.



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Article 5.2.8

If a member of the Executive Committee dies or resigns, this member can be replaced by another member of the association, but this shall be done in the Extraordinary General Assembly. Until then the Executive Committee shall unanimously nominate one of the remaining members of the Executive Committee as an ad interim to the position occupied by the resigned member.

Article 5.2.9

The Executive Committee can, when necessary, set up sub-committees from amongst the members of the association. These committees are automatically dissolved before the annual general meeting. The Team Selection Committee is one such sub-committee

Article 5.2.10

Upon invitation of the President, or in its absence, of the Secretary, the Executive Committee shall meet at least twice a year and as often as it is deemed necessary during the cricket season

Article 5.2.11

Any spending in excess of CHF 50 requires the signatures of the President and the Treasurer

Article 5.3 – The Internal Auditor

Article 5.3.1

Each year the General Assembly appoints an internal auditor. The auditor shall check the operating and annual accounts prepared by the committee and present a written and detailed report to the annual ordinary general meeting.

Article 5.4 – Team Captain and the Selection Committee

Article 5.4.1

The Executive Committee will appoint the Captain and the Vice-Captain of the team. The Captain will automatically be part of the team Selection Committee, that will select the teams for the League and Friendly matches.

The team Selection Committee will consist of the Captain and two Selectors, appointed by the Executive Committee

The Selection Committee must be neutral while selecting the team. The Executive Committee will define the general selection criteria for the team selection and share with the Selection Committee

The Executive Committee may appoint a Team Coach depending upon the availability of such a Coach and the commercial feasibility. The Team Coach will be responsible to coach the team and help to develop the team's performance. The Team Coach can be either an internal member



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or an external party. When the team has an appointed coach, the coach will also be part of the Selection Committee

Article 6 – Signature and representation

The Association is legally bound by the individual / joint signature of the President or the Secretary or the Treasurer of the Committee.

Article 7 – Financial Year

The financial year shall begin on 1st January and end on 31st December of each year (except for the formation year 2020, which will begin from the date of formation and end on 31st December 2021)

Article 8 – Dissolution of the Association

Should the Association be dissolved, the available assets should be transferred to a non-profit organization pursuing public interest goals like those of the Association. Under no circumstances should the assets be returned to the founders or members. Nor should they use a part or a total of assets for their own benefit.


Declaration

The present Constitution have been approved by the First Constituent General Assembly of Cricket Club Wettingen


30.09.2020

Mohamed Vasim

President

 30-09-2020

Vinoth Sundaramoorthy

Secretary