

NORTHERN CRICKET UNION OF IRELAND

ANNUAL GENERAL MEETING 2017

NOTICES OF MOTION

SERIAL 1 – Proposed by Management Board **PASSED**

Insert new General Rule 24

Dissolution

24. (a) The members of the Union may at any time before, and in expectation of, its dissolution resolve that any net assets of the Union after all its debts and liabilities have been paid, or provision has been made for them, must on or before the dissolution of the Union be applied or transferred in any of the following ways:

- (i) directly for the object; or
- (ii) by transfer to any charity or charities for purposes similar to the object; or
- (iii) to any charity or charities for use for particular purposes that fall within the object.

(b) Subject to any such resolution of the members of the Union, the Management Board may at any time before and in expectation of its dissolution resolve that any net assets of the Union after all its debts and liabilities have been paid, or provision made for them, must on or before dissolution of the charity be applied or transferred:

- (i) directly for the object; or
- (ii) by transfer to any charity or charities for purposes similar to the object; or
- (iii) to any charity or charities for use for particular purposes that fall within the object.

(c) In no circumstances must the net assets of the Union be paid to or distributed among the members of the Union, and if no resolution in accordance with General Rule 24(a) is passed by the members or the Management Board, the net assets of the Union must be applied for charitable purposes as directed by the Court or the Charity Commission for Northern Ireland.

[This would enable the Union to dissolve itself and transfer its assets to another charity with the same or similar purposes. This is in line with the normal requirements of charity law and is necessary in order to facilitate the proposed dissolution of the current unincorporated association and its replacement by a charitable limited company having the same purposes and functions.]

SERIAL 2 – Proposed by Management Board **PASSED**

Competition Rule A22: amend final clause to read ‘no player registered after this date may play in the Challenge or Junior Cup and no player registered after 30 June may play in the Intermediate, Minor (Lindsay) or Minor Qualifying Cup.’

[This would extend by one month the registration (or transfer) deadline for players participating in the three most junior cup competitions.]

SERIAL 3 – Proposed by CSNI CC & MANAGEMENT BOARD **Amended to add ‘apart from contracts of employment’ after ‘contractual obligations’. Amended serial PASSED.**

Competition Rule A28: replace ‘financial obligations (subscriptions etc)’ with ‘financial and/or contractual obligations’

[This would prevent a player from transferring clubs before satisfying the General Secretary that all financial and/or contractual obligations to his previous club have been met.]

SERIAL 4 – Proposed by CSNI CC & MANAGEMENT BOARD PASSED

Insert new Competition Rule A29: ‘Any dispute between the clubs and/or between a club and the player arising from the interpretation of Rule A28 shall be adjudicated upon by a suitably qualified and independent third party appointed by the Union, whose decision shall be final and binding upon all parties to such dispute. The costs of such adjudication shall be borne equally by the parties unless the adjudicator otherwise directs.’

Re-number subsequent rules as necessary.

[This would impose independent arbitration for disputes arising in connection with the interpretation of Rule A28. It will be withdrawn if Serial 3 is not passed.]

SERIAL 5 - Proposed by Holywood CC LOST

Competition Rule A31: replace ‘Section 3’ with ‘Sections 1, 2 or 3’.

Delete Rule A32.

Re-number subsequent rules as necessary.

[This would prohibit a non-resident player from appearing in league or cup cricket for a club below the Premier League unless the club had satisfied the Union that the player was in the Union’s area for purposes unconnected with cricket.]

SERIAL 6 – Proposed by Management Board PASSED

Competition Rules B4 and F7: amend the start of third sentence to read ‘In such circumstances, or if a team fails to fulfil a fixture in an Irish or Ulster cup competition, any more junior team....’

[This would extend the penalty of forfeiture of wins by lower teams to situations where the higher team fails to fulfil a fixture in an Irish or Ulster cup competition.]

SERIAL 7 – Proposed by Management Board PASSED

Competition Rules C6, D6 and E5: delete ‘If play starts earlier, the 30 minute allowance shall be increased by the playing time available before the designated starting time.’ and ‘the allowance for any early start and’.

[This would bring delayed or interrupted cup matches into line with Match 1 league matches by restricting the extra time allowance to 30 minutes, regardless of any early start.]

SERIAL 8 – Proposed by Derriaghy CC PASSED

Competition Rule E4: delete ‘40 overs in the semi-finals and final’ and ‘35 overs in the semi-finals and final’.

[This would standardise the maximum length of innings in all rounds of the Minor (Lindsay) and Minor Qualifying Cups at 35 and 30 overs respectively.]

SERIAL 9 – Proposed by Management Board PASSED

Competition Rule E5: in fourth sentence, replace ‘20 overs’ with ‘15 overs’.

[This would reduce the minimum innings length required for a result in the Intermediate, Minor (Lindsay) and Minor Qualifying Cups from 20 overs to 15.]

SERIAL 10 – Proposed by Management Board PASSED

Competition Rule E5: Delete final sentence.

Competition Rule E10: Delete.

Insert new Rule

E6 Where play is terminated by ground or weather conditions after the team batting second has batted for at least 20 overs [15 overs if Serial 9 is passed], the result shall be determined on the basis of each team's run rate over its entire innings. If play is terminated earlier, the match shall be rearranged.

Renumber other Rules in section as necessary.

[This would end the continuation of weather-affected matches in the Intermediate, Minor (Lindsay) and Minor Qualifying Cups. Where the side batting second had batted for at least 20 overs (or 15 overs if Serial 9 is passed) before the termination of play, the match would be decided on overall run rate. Otherwise, the match would be rearranged.]

SERIAL 11 – Proposed by Management Board PASSED

Competition Rule F18: add after 'Senior League', 'the team finishing first in Section 3 of the Senior League,'

Competition Rule F19: add after 'Premier League', 'the team finishing bottom of Section 2 of the Senior League,'

[This would reduce the number of teams promoted and relegated each year between Sections 2 and 3 of the Senior League from two to one.]

SERIAL 12 – Proposed by Management Board Amended to also include Competition Rules G17 and G27. The amended Serial was PASSED.

Competition Rule G16: amend after parentheses to read 'shall be 6 pm in April, May, June or July, 5 pm in August, or 4.30 pm in September.'

[This would put back the latest starting time for a July 20-over Match 1 in the Premier League, Section 1 or 2 of the Senior League or Section 1 of the Junior League from 5.30 to 6 pm.]

SERIAL 13 – Proposed by Management Board PASSED

General Rule 20(h): replace 'audited' with 'examined'.

[This would replace auditing of the accounts by the Auditors with examination, in accordance with current recommended best practice for charities and small companies.]

SPECIAL RESOLUTIONS

SPECIAL RESOLUTION 1 **PASSED**

In accordance with General Rule 24, the members of the Union, in General Meeting, hereby resolve that, at midnight on 31 March 2018, or on a later date to be determined by the Management Board, the net assets of the unincorporated charity entitled the Northern Cricket Union of Ireland, after all its debts and liabilities have been paid, or provision has been made for them, shall be transferred to the charitable limited company bearing the same name, and that the said unincorporated charity shall be dissolved as soon as is expedient thereafter.

SPECIAL RESOLUTION 2 **PASSED**

That, with effect from 1 April 2018, the Union's General Rules shall be replaced with the following:

GENERAL RULES

Membership

1. (a) All cricket clubs, schools and cricket organisations in the North of Ireland willing to conform to the Rules shall be eligible for membership.
- (b) Application for membership shall be made in writing to the General Secretary. A copy of the club's constitution shall accompany the application.
- (c) The election of new clubs shall be by the Management Board and shall require the assent of two-thirds of those members present and voting.
- (d) An applicant club having substantially the same membership as a disbanded club shall not be eligible for membership until it has discharged any financial obligations of the disbanded club to the Union.

Affiliation Fees

2. (a) The scale of annual affiliation fees shall be:

clubs participating in Saturday league cricket	£25
clubs not participating in Saturday league cricket	£20
schools entering three or more competitions	£75
schools entering one or two competitions	£40
other organisations	£5
- (b) All annual affiliation fees and advance payments of registration and umpiring fees shall be payable on or before 31st May. A club that has not paid these fees in full by this date shall be fined 5% of the outstanding sum or £10, whichever be the greater. A club that has not paid these fees in full by 30th June shall lose all league points gained by all its teams prior to receipt of payment by the Union. A club that has not paid these fees in full by 31st October shall have its membership suspended until the end of the following season.
- (c) A registration fee of £3 shall be charged for each player registered, apart from school pupils, and shall be payable in full on or before 16th November.
- (d) A club that has not paid these fees in full by this date shall be fined 5% of the outstanding sum or £10, whichever be the greater. If payment has not been made one month thereafter, the Management Board may impose one or more of the penalties set out in Disciplinary Bye-Law 3(b).

Directorates

3. (a) There shall be Directorates, the number and responsibilities of which shall be determined by the Board from time to time.
- (b) Each Directorate shall comprise:
 - (i) a Director and one or more Assistant Directors nominated by the Board;
 - (ii) up to three members nominated by clubs and elected at the Annual General Meeting;
 - (iii) up to three further members co-opted by the Directorate or nominated by the Board, as appropriate.

Appeals

4. (a) A club may appeal against any ruling of a sub-committee or official of the Union. Any such appeal shall be in writing and shall state the grounds of the appeal. It shall be lodged with the General Secretary within ten days of the ruling's receipt by the club, together with a deposit of £50.
- (b) The Appeals Committee shall consider any such appeal within ten days of its receipt by the General Secretary. During the intervening period, the ruling shall stand. The Appeals Committee's consideration will normally be based solely on the written appeal and a written response from the committee or official responsible for the ruling in question. Alternatively, the club may request an oral hearing, in which case the Appeals Committee shall hear oral evidence from both parties and may ask them questions.
- (a) The Appeals Committee's decision, and the reasons for it, shall be communicated to the club in writing within seven days of its consideration of the appeal. The Appeals Committee shall also have the power, where it considers the appeal to be without merit, to order the deposit to be forfeited.
- (b) If the club, or any other club affected by the decision, is not satisfied with the decision of the Appeals Committee, it may make a further appeal. Any such appeal shall be in writing and shall state the reason(s) why the club considers the decision to be mistaken. It shall be lodged with the General Secretary within ten days of the decision's receipt by the club, together with a deposit of £50.
- (c) The Board shall consider any such appeal within ten days of its receipt by the General Secretary. During the intervening period, the decision of the Appeals Committee shall stand. The Management Board consideration will normally be based solely on the written appeals and the written response from the committee or official responsible for the original ruling. Alternatively, the club may request an oral hearing, in which case the Board shall hear oral evidence from both parties and may ask them questions.
- (d) The Board's decision on any such appeal shall be final. The Board shall also have the power, where it considers the appeal to be without merit, to order the deposit to be forfeited.
- (e) The conduct of appeals shall be in accordance with the rules of natural justice.