

THE INCORPORATED SOCIETIES ACT 1908

RULES

OF

NORTHLAND JUNIOR CRICKET INCORPORATED

1. NAME

1.1 **THE** name of the association shall be “Northland Junior Cricket Incorporated”.

2. INTERPRETATION

2.1 **IN** these rules unless the context otherwise requires, and in any by-laws made hereunder, if not inconsistent with the context –

“Association” or “JCB” means Northland Junior Cricket Incorporated.

“Cricket Club” or “club” means a club formed either in whole or in part to form a team or teams to play Junior Cricket and whose playing strength, financial stability and administration is accepted by the Association in accordance with clause 5.1(a).

“Incorporated Society” means a society duly incorporated under the provisions of the Incorporated Societies Act 1908.

“Interested Organisation” means any organisation or body of persons which has either directly or indirectly as one or more of its objects the promotion of Junior Cricket in all

or any one or more of its phases and includes an umpires organisation and is accepted by the Association in accordance with clause 5.1(b).

“Junior” includes persons aged under 18 years on 1 September of each year.

“Junior Competition” means any Junior Cricket competition specified by resolution of the Management Board from time to time for the purposes of clause 5.1(a), 6.2 and 16.3 of these rules.

“Junior Cricket” includes all school cricket and competitions designed predominantly for Junior cricket players in the Northland District.

“Management Board” means the Association’s Management Board as hereinafter constituted.

“Member Club” has the meaning given in clause 5.1(a) of these rules.

“Northland” and “Northland District” means the district allotted to the Association by the New Zealand Cricket Council wherein the Association shall have jurisdiction.

“Registrar” means the Registrar of Incorporated Societies under the Incorporated Societies Act 1908.

“Spirit of Cricket” is defined as appended to these Rules in Appendix One.

3. OFFICE

3.1 **THE** registered office of the Association shall be 79 Okara Drive, Whangarei or such other address as shall be fixed at any time by the Association.

4. OBJECTS

4.1 **THE** object of the Association is the promotion of the amateur game of cricket for Junior cricket players in Northland and in furtherance of that objective to:

- (a) ensure that the establishment and maintenance of the Association is exclusively for charitable purposes;
- (b) appoint representative coaches/managers for Junior age group teams to coach and support such age group teams;
- (c) In conjunction with the NCA, promote the opportunities for and support those Junior players selected to represent Northland at cricket;
- (d) In conjunction with the NCA, provide a strong representative fixture programme for Junior age group players selected to represent Northland;
- (e) In conjunction with the NCA, provide a strong coaching programme for all Junior age group players selected to represent Northland;
- (f) In conjunction with the NCA, support and develop Junior cricket players and raise the overall standard of Junior Cricket;
- (g) In conjunction with the NCA, increase participation in Junior Cricket across all areas of the Northland District and across all ethnicities, genders and cultures;
- (h) ensure that Junior Cricket has the player at its heart and that Junior Cricket is played to the highest standards of the Spirit of Cricket; and
- (i) ensure the longevity of the game of cricket in the Northland District.

5. MEMBERSHIP

5.1 Membership of the Association shall comprise the following persons or groups of persons:

- (a) Any Cricket Club which wishes to belong to the Association and has a minimum of one (1) team playing Junior Competition and is accepted by the Association as a member club.
- (b) Any organisation interested in Junior Cricket whether an incorporated society or not which is accepted by the Association as an organisation interested in Junior Cricket and which represents an appropriate section of the sport.
- (c) All individual members of any Cricket Club, or Interested Organisation which has applied for and been accepted for membership of the Association provided that:
 - (i) the membership of an individual shall cease if and when the Cricket Club, or Interested Organisation with which the individual is associated ceases to be affiliated with the Association; and/or
 - (ii) such members are entitled to representation for voting purposes at meetings of the Association only through the Cricket Club, or Interested Organisation of which the individual is associated.

5.2 All notices or communications required by these rules to be served upon or given to members of the Association and affiliated bodies shall be deemed to have been served upon or given to such individual members as members of the Association if served upon or given to the secretary or other representative of their Member Club or Interested Organisation as these rules may require.

5.3 Any Cricket Club or Interested Organisation wishing to join the Association as a member shall be proposed and seconded by two of the delegates of the Cricket Club or Interested Organisations and shall be elected by a majority of those present at any meeting of the Association or of the Management Board.

6. RESIGNATIONS

6.1 Members of the Association and affiliated bodies may cease to be members and affiliated bodies by:

- (a) resigning in writing; or
- (b) being struck off the roll as hereinafter provided.

6.2 The Management Board at any meeting may strike off the roll any member of the Association or any affiliated body which has ceased:

- (a) to be financial for the purposes of the NCA; or
- (b) to exist; or
- (c) to have at least one team playing Junior Competition due to any alteration of boundaries within the Northland District or otherwise.

7. OFFICERS

7.1 The officers of the Association shall consist of the Chairperson, the Deputy Chairperson and the Secretary/Treasurer, who shall be elected at the Annual General Meeting of the Association each year.

8. COMPOSITION OF THE ASSOCIATION'S MANAGEMENT BOARD

8.1 The Management Board of the Association shall comprise the officers of the Association who shall be elected at the annual general meeting of the Association in

each year, the Executive Officer of the Northland Cricket Association (or nominee), up to two non-voting representatives of the NCA, one person nominated by each Member Club from time to time and up to two (2) further persons who may be appointed by the other members of the Management Board.

- 8.2 Each of the aforementioned members (except for non-voting members) of the Management Board shall have the right to exercise one vote at meetings of the Management Board with the chairman to have a casting as well as a deliberative vote.
- 8.3 If a casual vacancy occurs in the position of any officer of the Association or any other member of the Management Board then the Management Board shall as soon as reasonably practicable make such appointment(s) as are necessary to fill such vacancy with a person so appointed to hold office only until the next Annual General Meeting.

9. QUORUM AT MANAGEMENT BOARD MEETINGS

- 9.1 At all Management Board meetings three (3) voting members shall form a quorum.
- 9.2 The Chairperson may give leave for electronic attendance and voting at meetings of the Association and the Management Board.

10. DUTIES OF OFFICERS

- 10.1 The Chairperson of the Association shall preside at all meetings of the Association and of the Management Board provided that in his/her absence the meeting shall elect another officer or member to take the chair.
- 10.2 The secretary shall keep the usual minutes, attend to necessary correspondence, keep all records and attend to the usual secretarial business.

10.3 The treasurer shall collect any subscriptions and other income, prepare an annual statement of accounts and balance sheet and keep a full and accurate account of the financial transactions of the Association.

11. POWERS OF THE MANAGEMENT BOARD

11.1 The Management Board shall have the power generally to manage and direct the affairs of the Association subject to resolution of the Association in annual or special general meeting and in particular but not by limitation to:-

- (a) raise and dispense funds in pursuance of the objects of the Association;
- (b) organise, control, foster, encourage, promote, support (financially and/or otherwise) and administer generally (together with the NCA) the affairs of the amateur game of Junior Cricket and Junior cricket players in the Northland district;

in pursuance of the objectives of the Association.

12. FUNCTIONS

The functions of the Association include:

- i appointment of managers and coaches for Junior representative teams;
- ii In conjunction with the NCA, organising Junior matches with other associations;
- iii In conjunction with the NCA, taking responsibility for organising and facilitating Junior representative teams' attendance at Northern Districts tournaments;

- iv In conjunction with the NCA, ensuring, as far as is practicable, the safety of Junior players attending matches and tournaments;
- v ensuring any income, benefit or advantage is applied to the charitable purposes only of the Association;
- vi ensuring the Association continues to operate exclusively for charitable purposes;
- (vii) supporting the administration of the affairs of Junior Cricket in Northland;
- (viii) to collaborate with stakeholders, including specifically the NCA Board and its staff, to ensure that the overall objectives, strategies and goals for Junior Cricket in Northland are given effect, and to avoid being at cross-purposes, or any conflicts of interest;
- (ix) to develop and recommend policy to the NCA around playing conditions and code of conduct for Junior Cricket and Junior cricket players;
- (x) to increase the level of participation in cricket amongst Juniors of all ethnicities, genders and cultures.

13. ANNUAL GENERAL MEETING

13.1 The annual general meeting of the Association shall be held not later than the 30th day of November in each year.

14. NOTICE OF ANNUAL GENERAL MEETING

14.1 The secretary shall give twenty-one days' notice in writing of the time, date and place of the annual general meeting to each member or affiliated body and to each officer of the Association.

14.2 The business to be dealt with at the annual general meeting shall be:

- (a) The receiving of the Management Board's report; and
- (b) The statement of accounts for the previous year;
- (c) The election of officers for the next ensuing year; and
- (d) Such other business as shall have been notified in writing to the secretary at least fourteen (14) clear days prior to the date of the annual general meeting.

14.3 Upon receipt of such notice of other business and at least seven (7) days before the date fixed for the annual general meeting, the secretary shall notify each member or affiliated body and the officers of the Association that such notice has been given and the contents thereof.

14.4 Notwithstanding that no such notice of other business as aforesaid has been given, the annual general meeting may deal with other business, provided that a three-fifths majority of the delegates to the meeting so decide.

15. SPECIAL GENERAL MEETINGS

15.1 A special general meeting of the Association may be convened by the Management Board at any time.

15.2 A special general meeting of the Association shall be convened by the Management Board upon the requisition thereof being lodged with the secretary and signed by at least five members of the Management Board, or signed by representatives of at least three (3) Member Clubs, such requisition to set out the subject matter to be considered at such special general meeting.

15.3 Upon receipt of such a requisition the secretary shall forthwith give notice in writing to all members or affiliated bodies of a special general meeting to be held at a date not later than fourteen (14) days after the date on which the secretary received the requisition and the secretary shall in such notice state the subject matter to be considered at such special general meeting.

16. REPRESENTATION AND VOTING AT ANNUAL AND SPECIAL GENERAL MEETINGS

16.1 The annual and any special general meeting shall comprise the officers of the Association and delegates from each member or affiliated body.

16.2 Each member or affiliated body shall be entitled to be represented at the annual or any special general meeting.

16.3 Voting at any annual or special general meetings shall be by delegates or by those persons who have a right to vote as herein set out: Every Member Club shall have:

(a) one vote for up to four teams playing Junior Competition;

(b) two votes for five or more teams playing Junior Competition.

16.4 Each member or affiliated body entitled to vote shall before the annual or any special general meeting give notice in writing to the secretary of the name of its delegate or delegates to the annual or any special general meeting and unless such notice is given the delegate or delegates shall not be entitled to participate in the proceedings of the annual or special general meeting.

16.5 All individual members (pursuant to clause 5.1(c)) of a Member Club, or Interested Organisation shall be entitled to attend the annual or any special general meeting but they shall not be entitled to vote.

16.6 A delegate shall be entitled to vote by written proxy given to another delegate who is present provided any such proxy form in a sealed envelope is in the hands of the secretary prior to any general or special meeting for which the proxy has been appointed. The form of proxy shall be as follows, or similar:

“Northland Junior Cricket Incorporated
Proxy for Annual/Special General Meeting

(Name of Member) appoints the following person as the proxy for the Annual/Special General Meeting of the Northland Junior Cricket Incorporated to be held at (place) on the (date) day of (month and year).

Name of Member appointing proxy :

Name of Person appointed as proxy :

Instructions as how to vote :

17. GENERAL PROVISION AS TO MEETINGS

17.1 Voting at all meetings of the Association, whether annual general or special or of the Management Board, shall be by voice, provided that any two persons entitled to vote may demand a show of hands or a secret ballot.

17.2 No person entitled to vote shall be entitled to more than one vote (unless voting as a proxy) except the chairman of such meeting who shall be entitled to a casting and a deliberative vote.

17.3 Voting by email or other accepted electronic means is permitted where the Chairperson has given leave.

18. QUORUM

18.1 At all general meetings of the Association four (4) delegates or other persons entitled to attend and vote shall constitute a quorum.

19. [NOT USED]

20. ALTERATION OF RULES

20.1 These rules may be altered, added to, rescinded or otherwise amended by a resolution of a majority of at least three-fifths of those present and entitled to vote at an annual or special general meeting of which proper notice has been given in accordance with these rules provided always that no alteration, addition to or rescission of any of these rules shall be made if it effects either clause 25.4 or clause 26.2.

20.2 Every such notice shall set forth the purport of the proposed alteration, addition, rescission or other amendment.

21. NOTICE OF MEETINGS

21.1 Every notice required to be given to member or affiliated bodies or representatives thereof shall be deemed to have been duly delivered if posted in a prepaid letter addressed to the secretary of the member or affiliated body or its representative at the last known place of residence of such secretary or representative.

22. SELECTORS

22.1 The appointment of selectors for any team, shall be made by the Management Board as and when it shall determine.

23. COLOURS

23.1 The colours of the Association shall be cambridge blue.

24. COMMON SEAL

24.1 The common seal of the Association shall be that appointed by the Management Board which shall be responsible for the safe custody and control thereof.

24.2 Whenever the common seal of the Association is required to be affixed to any deed, document, writing or other instrument the seal shall be affixed pursuant to a resolution of the Management Board by the chairperson of the Management Board and another Officer of the Management Board and the persons so affixing the seal shall at the same time sign the document to which the seal is so affixed.

25. FINANCIAL PROVISIONS

25.1 All moneys received by or on behalf of the Association shall be paid forthwith to the credit of the Association in such trading or savings bank account at Whangarei or elsewhere as the Management Board from time to time may determine, and all cheques or withdrawal slips drawn on those accounts shall be signed by the Chairperson of the Management Board, and the treasurer, or in the alternative by either of these together with a member of the Management Board authorised by resolution of the Management Board.

25.2 The Management Board shall have power to require payment by members or bodies affiliated with the Association of an annual subscription and/or affiliation fee.

25.3 The financial year of the Association will end on 31st of July in each year.

25.4 Nothing expressed or implied in these rules shall permit the activities of the Association to be carried on for the personal pecuniary profit of any member or individual, nor shall any distribution, whether by way of money, property or otherwise be made to any member or individual provided always, no member or person associated with a member of the Association shall derive any income, benefit or advantage from the Association where they can materially influence the payment of the income, benefit or advantage, except where, that income benefit or advantage is derived from:

- (a) Professional services to the Association rendered in the course of business, charged at no greater than current market rates; or
- (b) Interest on money lent to the Association at no greater than the current market rates.

25.5 All members who may be interested or concerned directly or indirectly in any matter before the Association shall disclose the nature and extent of their interest to the Management Board, and shall take no part whatsoever, in the matter before the Management Board where they hold such an interest.

26. DISSOLUTION

26.1 The Association may be voluntarily wound up in accordance with Section 24 of the Incorporated Societies Act 1908.

26.2 If upon the winding or dissolution of the Association there remains, after the satisfaction of all its debts and liabilities, any property whatsoever, the same shall not be paid to or distributed among the members of the Association. Such remaining property shall be given or transferred to some other approved sports body having objectives similar to the objectives of this Association in Northland or for some other charitable

purpose within New Zealand. In the event of a default (the Management Board being unable to decide), the remaining assets are to be distributed as a Judge of the High Court of New Zealand directs.

Appendix One: Spirit of Cricket - Definition

Cricket owes much of its appeal and enjoyment to the fact that it should be played not only according to the Laws, but also within the Spirit of Cricket. The major responsibility for ensuring fair play rests with the captains, but extends to all players, match officials and, especially in junior cricket, teachers, coaches and parents.

Respect is central to the Spirit of Cricket.

Respect your captain, team-mates, opponents and the authority of the umpires.

Play hard and play fair.

Accept the umpire's decision.

Create a positive atmosphere by your own conduct, and encourage others to do likewise.

Show self-discipline, even when things go against you.

Congratulate the opposition on their successes, and enjoy those of your own team.

Thank the officials and your opposition at the end of the match, whatever the result.

Cricket is an exciting game that encourages leadership, friendship and teamwork, which brings together people from different nationalities, cultures and religions, especially when played within the Spirit of Cricket.