

BARCON.09.

CONSTITUTION

01. NAME OF THE CLUB. The name of the Club shall be the “Barbarian Swimmers”.
02. THE BARBARIAN SWIMMERS’ CLUB AS A CHARITY. The Barbarian Swimmers’ Club is registered as a Charity at Law with the Charities Commission. The Club’s Charity number is 1117320.
03. THE OBJECTS OF THE CHARITY. The Objects of the Charity are as follows:-
- (1) The promotion of community participation in healthy recreation in particular by the provision of facilities for swimming in East Sussex.
 - (2) The preservation of human life by teaching and practice of Swimming, Diving, Water Safety, Life Saving, Resuscitation and/or Survival in the water.
- This also includes the Club’s OPEN ACCESS Policy which is as shown below:-
- (1) That the Membership is open to all.
 - (2) That the cost of Membership does not exclude the less well off.
 - (3) That participation in the Club is not dependent on ability.
 - (4) That income is not expended on social activities (except for where such activities are to raise funds).
04. ELIGIBILITY FOR MEMBERSHIP. A Member of the Club is one who is (A) a qualified Teacher recognised by current S.T.A. or A.S.A./R.L.S.S. Certificates, (B) a candidate for teaching qualifications, 16 years of age and over, (C) a qualified Student, (D) a participating swimmer under the age of 16 or (E) a parent or guardian of a participating swimmer.
05. DATE FOR A.G.M. The Annual General Meeting shall be held on a date fixed by the Club Committee not later than the last day of February each year.
06. SPECIAL GENERAL MEETINGS. A Special General Meeting shall be called within 28 calendar days of the receipt by the Club Chairperson of a written request from 20 Members, aged 16 years or over, or by at least a two thirds majority of the Committee

members. Such a meeting to deal only with the matter of which notice is given in the request.

07. NOTICE OF MEETING. A notice of a General Meeting shall be publicly displayed on the Notice Board at the Club's usual venue, and any other place the Committee sees fit, not less than 14 calendar days before the date of the Meeting. Such notice shall include an Agenda containing all items for discussion and decision.

08. QUORUM AND VOTING. A quorum at a General Meeting shall be 15 Members aged 16 years or over and voting shall be confined to those Members who are aged 16 or over at the date of the Meeting. Voting shall be by a show of hands and the Chairperson shall cast the deciding vote in the event of a tie. A secret ballot shall take place when there are more than eleven nominees to be elected on to the Committee, or an item of a delicate nature is to be discussed. Tellers will be elected for such a ballot.

09. NOMINATIONS FOR COMMITTEE. Candidates for Membership of the Committee shall be nominated by a Member of the Club with written consent of the Candidate. Any nominee who does not attend the A.G.M. without an acceptable reason to the Chairperson before the A.G.M. forfeits his/her right to be elected to the Committee.

10. CLUB PRESIDENT. A member of the Committee shall be elected as the Club's President to be a figurehead who actively promotes the Club in all Club related events. For example, Inter-club competitions and the Barbarian Olympics. Their role would be to attend events, to distribute prizes and awards and to be someone that people can talk to. To seek information for the good of the Club. The President would represent the Club at other important Meetings, with other selected Club Officials at S.T.A. or other Organization events. The role of President will only be given to somebody who has helped the Club over a period of time, knows the Club's aims and its history and, essentially, has the welfare of the Club at heart.

11. COMPOSITION OF COMMITTEE. The Club shall be managed by a Committee composed of the Chairperson, Hon. Treasurer, Hon. Membership Secretary, Hon. Minute Secretary and up to nine others, drawn from qualified Teachers, Parents and Swimmers, but to include two Student Representatives over 16 years of age at the date of the Meeting. Members of the Committee shall be Members of the Club. No more than four Members shall be co-opted at any one time, and co-opted Members shall have no voting rights at Committee Meetings. Members of the Club shall not be allowed to attend Committee Meetings unless invited by the Committee. The Club's Officers must be elected by the members of the Committee.

12. TRAINING OFFICER, ASSISTANT TRAINING OFFICER AND STUDENT OFFICER. To protect the welfare and high standards of the Club, these positions must be held by experienced members of the Club who hold at least the S.T.A's. Swimming Teacher's Certificate (Full). The Training Officer must have the S.T.A's. Tutor/Examiner's

Certificate. It is recommended that the Assistant Training Officer and also the Student Officer should be working towards the T/E Certificate if they have not already obtained it. All these Officers must be members of the Swimming Teachers' Association to enable them to fulfil their duties. This will ensure that the Club's high standards of skills and training are kept up-to-date and come with a wealth of knowledge and experience.

13. ADDITIONS, DELETIONS AND ALTERATIONS.

(1) This Constitution may be amended provided that:

(A) No amendment may be made that would have the effect of making the Charity cease to be a Charity at law.

(B) No amendment may be made to alter the Objects if the change would not be within the reasonable contemplation of the Members of, or Donors to, the Charity.

(C) Any resolution to amend this Constitution is passed by not less than two thirds of the Members present and voting at a general meeting.

(2) A copy of any resolution amending this Constitution must be sent to the Charity Commission within twenty-one days of it being passed.

Any amendments shall only be made at an Annual General Meeting, or, Extraordinary General Meeting and any proposals for such amendments shall be received by the Chairperson at least seven calendar days before the Meeting.

14. APPOINTMENT OF AUDITOR. An Auditor shall be appointed by the Membership at the Annual General Meeting. The Club's Accounting Year shall commence on January 1st. and the Auditor shall examine all the accounts and bank statements in order to verify the Hon. Treasurer's Annual Report which shall also include a current valuation of the assets of the Club.

15. COMMITTEE MEETINGS. The Committee shall meet at least four times a year as determined by the Committee. A quorum of a Committee shall be five Members. Any Committee Member who misses two consecutive Committee meetings shall be sent a letter from the Chairperson, requesting his/her attendance at the third meeting. Failure to attend the third meeting shall mean that the officer is deemed to be a Committee Member no longer.

16. SUBSCRIPTIONS FOR CLUB MEMBERSHIP. Subscription for Membership of the Club shall be at a rate determined by the Committee annually. Entrance Fees shall be paid by all participating swimmers and spectators, which shall be determined by the Committee and may be altered at any time.

17. STUDENT HELPERS. Student Helpers under the age of 16 years shall pay an Entrance Fee at the rate to be determined by the Committee until they gain Barbarian Student or S.T.A. Student qualifications and are Yellow T-Shirt Teachers rostered to teach on the Pool side, (when Entrance shall be free.).

18. CLUB FUNDS AND PROPERTY. Funds and other property of the Barbarian Swimmer's Club shall not be distributed among Members but shall be applied towards the furtherance of the Club's objectives, or for a charitable purpose as decided by the Committee. In the event of dissolution the funds remaining shall be devoted to objects similar to those of the Club. The Club's funds shall be banked as directed by the Committee and petty cash, not exceeding £500.00, held by the Hon. Treasurer at any time. Cheques shall be signed by the Hon. Treasurer and one of two other Officers of the Committee, as appointed by the Committee.
19. COMPLAINTS. In the event of a Complaint, other than Child Abuse or any other Criminal Act, concerning a Member of the Club and if, in the opinion of the Committee the interests of the Club so require, the Committee may instruct the Chairperson to write to any Member detailing the subject of the complaint and invite the said Member to provide a satisfactory answer to the Committee within 21 calendar days of the date of the letter. In the event of the said Member failing to reply within 21 calendar days, the Chairperson shall call a special meeting of the Committee and invite the said Member to attend to give him/her the opportunity to confront his/her complainant and speak in his/her defence. If the complaint is found to be of a serious nature and is upheld, and/or the accused Member does not attend the special meeting, the Committee, by a majority vote, hold the right to expel the accused Member from the Club. If the complaint is of a trivial nature the Member will be given a Reprimand and warned of any re-occurrence. The Club will not tolerate Bullying, Fighting, Swearing, Bad Behaviour or Favouritism in any way whatsoever. If such behaviour does occur, it will be dealt with severely by the Club.
20. SUSPENSION OF NON-COMMITTEE MEMBER. The Chairperson, Membership Secretary and the Hon. Treasurer, together, shall have the authority to suspend a Non-Committee Member for up to one week for disciplinary reasons, and beyond this with ratification of the full Committee. If a Student Teacher needs to be suspended for in-disciplinary behaviour then the Student Officer, with the permission of other Club Officers, has the authority to suspend the said Student Teacher for one week and beyond this with the ratification of the full Committee also. Committee Members shall not be suspended without the authority of a Special General Meeting.
21. RULES AND GUIDELINES. The Committee shall have powers to make the Club's Rules and Guidelines in accordance with this Constitution and to settle disputed points not otherwise provided for by this Constitution.

For and on behalf of the Barbarian Swimmer's Club on this tenth day of March. 2009.

First Constitution issued in 1980.

Amendments to Constitution and agreed by A.G.M. 1981, 1982, 1984, 1986, 1987, 2000, 2005, 2006 and 2009.

Mr. Lawrence William Treen. D.S.T.A.
President/Committee Member.
Training Officer.
Barbarian Swimmers' Club.
SIGNED.....

Mr. Lee Adam Cornelius. M.S.T.A.
Chairperson/Committee Member.
Barbarian Swimmers' Club.
SIGNED.....