

# **East Horton Golf Club Ltd**

## **Constitution and Rules of East Horton Golf Club 1<sup>st</sup> May 2010**

### **1. Preliminaries including Definitions and Interpretation**

#### **1.1 Objectives:**

This Constitution and Rules govern the operation of East Horton GC Mortimers lane Fair Oak Hampshire. The Objects of the Club shall be to ensure that a properly regulated competitive golf infrastructure and a convivial social environment are made available to all Members and golfers visiting East Horton and to support the commercial best interests of The Proprietor at all times in order to facilitate the smooth running of the golf facility and to maintain and enhance the good reputation of the facility within the community.

#### **1.2 Definitions:**

Byelaws Rules established from time to time by the Management.

The Club The Members comprising East Horton Golf Club operated from land and premises at East Horton GC Mortimers Lane Fair Oak.

Full Members means all adult holders of paid up 7 day 5 day and bronze Golfing Contracts offered by the Proprietor.

General Manager the person appointed to that post by the Proprietor.

The Golf Course the 18 hole Parkland and Greenwood courses, par 3 Marwell course, Driving Range and other grounds used by the Club at East Horton.

Members All paid up Contract Holders in all categories offered from time to time by the Proprietor and Member and Membership shall be construed accordingly. ( See 3.1 below)

The Proprietor East Horton Golf Centre Limited

The Rules Means these Rules and any modifications made to them from time to time and any Byelaws made hereunder

#### **1.3 Interpretation:**

In these Rules where the context so permits or requires, the singular includes the plural and vice versa and

reference to male or female or neuter gender includes reference to all genders.

### **2. Management and use of the Golf Course and the Club House**

2.1 The Golf Course and the Club House will be managed and maintained by the Proprietor in a manner and to a standard appropriate for a high quality golf club.

2.2 Members must display a current membership bag tag at all times whilst on the Golf Course and produce their membership card on request by an authorised employee of the Proprietor or Officer of the Club.

2.3 Members must report to the Pro Shop prior to playing.

2.4 Visitors will be able to play on the Golf course and use the Club House at the discretion and subject to the requirements of the Proprietor from time to time on payment of the appropriate green fee.

Members shall be entitled to bring guests subject to the same discretion and requirements on payment of the appropriate green fee. A Member shall be responsible for the behaviour of his guests and will be subject to disciplinary action if the guest breaks the Rules or brings the Club into disrepute.

2.5 The rules of the game of golf played by the Club shall be those adopted from time to time by the Royal & Ancient Golf Club of St Andrews, subject to any modifications which, from time to time, the Proprietor may make under those rules and handicapping of Members shall be in accordance with the rules of the Council of National Golf Unions (CONGU).

2.6 The Club will be affiliated to the English Golf Union, the English Women's Golf Association and the Hampshire Union of Golf Clubs. The Proprietor will pay all annual subscriptions for Members as required by those Unions and Associations.

2.7 A General Manager shall be appointed by the Proprietor who will be responsible to the Proprietor for the day to day operation of the facility and liaison with the Committees and will be a member of the Management.

### **3. Membership**

3.1 The Membership of the Club shall consist of all Full Members - all adult holders of paid up 7 day and 5day (meaning weekday) Bronze and Marwell Golfing Contracts offered by the Proprietor, Junior Members – all holders of paid up Junior Golfing Contracts offered by the Proprietor – and Bronze Members together with such other classes of Membership as the Proprietor may determine from time to time.

3.2 Members shall pay an annual subscription (Golf Contract) to the Proprietor for the different classes of Membership as set by the Proprietor from time to time.

3.3 There shall be no differentiation in the rights and responsibilities of male and female Members.

3.4 Members shall remain as such until their resignation, death or removal from Membership by the Proprietor.. A member may be suspended from entry to competitions and/or use of the Golf Course and Club House by the Proprietor. Resignation must be in writing to the General Manager and shall be without prejudice to the resigning Member's liability for any annual subscription (Golf Contract) due and unpaid at the date of resignation.

3.5 Every candidate for Golf Membership shall complete an application form. Golf Membership may be subject to interview with nominated members of the Management.

3.6 Full Members must be at least 17 years old and shall be entitled to all privileges and use of the Golf Course and Club House save that 5 Day Members may only play golf from Monday to Friday inclusive (excluding bank holidays) without payment of the appropriate green fee and are not eligible to play in weekend Club competitions.

3.7 Junior Members must be at least 5 years of age and under 17 years of age on the 1<sup>st</sup> May of the year of becoming a Member or when renewing their annual subscription (Golf Contract). Junior Membership shall be subject to such restrictions as imposed by the Proprietor from time to time.

3.8 Membership of the Club is a contract between the Proprietor and the Member and is acceptance by the Member of the Rules.

#### **4. Structure of the Club**

4.1 The Club shall have a Men's Section, Men's Senior section a Ladies Section and a Junior Section.

4.2 Each section shall have a Captain and a Vice Captain.

4.3 Full Members aged 55 years and over from the Men's and the Ladies Section shall be eligible to compete in a Seniors Section for the purposes of Club competitions and inter club competitions run for that purpose.

4.4 There shall be appointed a Committee to deal with the playing of golf, handicapping of golfers, running of functions, compliance with the Rules and to carry out such other functions as might be agreed between the Committee and the Proprietor from time to time.

4.5 The Committee shall establish a Handicaps Committee under CONGU clause 6.3.

#### **5. Officers of the Club**

**5.1 The Proprietor shall approve the appointment of;**

Men's Ladies and Seniors and Junior section Captains and the men's president

#### **5.2 The Club Year**

The Club Golfing Year shall run from 1<sup>st</sup> May annually. There shall be an AGM held each year and at this meeting the Committee for the next year will be elected and will take up their new roles immediately after the AGM.

#### **6. The Committee**

6.1 The Club will have a Committee which will meet as required to complete its business.

No payment shall be made to any member of the Committee for their services thereat.

#### **6.3 Terms of Reference**

The terms of reference Committees established are to be determined by the Management.

#### **6.4 Minutes**

The Minutes of the Committee shall be maintained by the Secretary and shall be available to the Members and Management after they have been approved by the next meeting empowered to authorize them as a correct record.

All Committees shall keep minutes of their proceedings and copies of such minutes.

#### **7. Meetings and Conduct of Meetings**

##### **7.1 Annual Meeting of Members (AGM)**

There shall be an Annual Meeting of Members (AGM) in April each year.

##### **7.2 At each Annual Meeting, the following business shall be transacted:**

- The election of members of the Committee. Any Full Member wishing to stand for election is required to submit written notice, properly seconded by an independent Full Member of the Club, to the Secretary, no less than 14 days prior to the date of the relevant General Meeting.
- The presentation of Captains and Captains Elect

#### **8. Sections of the Club**

##### **8.1 Ladies Section**

The Ladies' Section of the Club will organise golfing and other activities for ladies, organised by a

committee of ladies chaired by the Ladies' Captain.

### **8.2 Men's Section**

The Men's Section of the Club will organise golfing activities for men organised by the Committee. Social and other activities will be organised by a committee of members.

### **8.3 Seniors Section**

The Seniors Section, based on a qualifying age of 55 years, will organise golfing and other activities run by a Seniors Committee.

### **8.4 Juniors Section**

The Club shall make provision for a Junior Section and the Management shall appoint a Member (subject to CRB approval – a copy of which certificate must be lodged with the Management) to supervise the activities thereof.

The Juniors Section of the Club is for Members between the ages of 5 and 17 years. The Junior Organiser will organise golfing and other activities for the Junior Members. The Committee will appoint, from amongst the Members, assistants to work alongside the Junior Organiser to optimise the benefits available to Junior Members. In this connection the attainment of Club Mark and Golf Mark Awards from the EGU and maintenance thereof is fundamental to this Constitution.

Junior Members will be entitled to play in all adult competitions when they reach the minimum handicap requirement 28 for boys and 36 for girls. Competition score cards must be marked by someone other than family members.

All junior Members must sign the junior code of conduct.

## **9. Handicaps**

Handicapping is the responsibility of the Competitions & Handicaps Committee that is empowered to control the handicaps of all Members.

The Management shall appoint, from amongst the Full Members, a Competitions and Handicaps Committee. Such Committee shall be responsible for awarding and revising official Club Handicaps. Any disputes with and appeals against the decisions of this committee shall be referred to the Management.

## **10 Competitions**

The Management shall be responsible for the planning and organisation of all competitions which, subject to the local rules of the course then in force, shall be played under the rules of golf as determined by the Royal & Ancient Golf Club of St Andrews, The EGU, the Lancashire Golf Union and the English Womens Golf Association.

The allocation of tee times for all Club requirements will be at the discretion of the Management.

## **11. Club House**

### **Licensed Premises**

The Proprietor shall be responsible for obtaining and maintaining the licensed status of the Club House in respect of alcohol, music and gaming. The Members shall behave in a manner that will not jeopardize the continuation of such licenses.

### **Children and pets**

Children shall be welcome under continuing supervision of their parents or guardians; animals other than guide dogs are not permitted on the Golf Course or in the Club House.

## **12. Bye Laws**

The bye laws set out in the Schedule to these Rules shall be observed by all Members.

## **13. Insurance**

Members have a personal responsibility for insuring their vehicles, personal possessions and also personal liability for injury. Both the Club and the Proprietor take all reasonable measures to protect themselves and the Members but can accept no liability for losses or damage to Members and/or their vehicles and possessions.

All golfers should ensure that they have appropriate insurance cover in place against any liability arising from their golfing activities.

Notwithstanding the foregoing, the Club shall provide basic personal liability and accident insurance cover for the benefit of every Member holding a paid up Annual Golf Contract. The Cover established will be at the discretion of the Proprietor from time to time and a copy of the current Insurance Policy will be displayed in the Club Room for the information of the Members and the relevant premiums will be paid by the Proprietor.

## **14. Disciplinary Action and Procedures**

14.1 Any Member alleged to be in breach of the Rules or who acts in a manner that the Management Committee considers brings the Club into disrepute will be subject to disciplinary action.

14.2 All complaints should be made to the General Manager in writing.

14.3 The General Manager will carry out an investigation and, if appropriate, impose a sanction.

14.4 In the event that the General Manager considers that the action complained of or the circumstances of the matter may involve the suspension of the Member for in excess of three months or removal from Membership of the Club, then he shall refer the matter to the Proprietor for a decision on the appropriate sanction.

14.5 The Proprietors decision in respect of any appeal shall be final and the Proprietor reserves the right to exclude any visitor or terminate Membership of a Member whose conduct in the opinion of the Proprietor and/or the General Manager is a serious breach of the Rules of the Club and/or seriously brings the Club into disrepute.

14.6 Penalties for proven breach of Rules or bringing the Club into disrepute will be warning, suspension of handicap and termination of membership depending on the severity of the matter and of any history of previous disciplinary action against the Member in question. In the event of termination of Membership there will be no refund of membership subscription.

## **15. Amending Rules**

Amendments to these Rules will only be made by the general manager or the proprietor of the club.

## **The Schedule – Byelaws**

### **16. Dress Code**

It is the intention of the Club to maintain proper standards of dress at all times both on the golf course and in the Clubhouse. It is expected that Members will choose to dress in a manner befitting the surroundings and atmosphere provided in the setting of the Club. It is also expected that Members will advise their guests of the dress requirements. Members and their guests will observe the dress requirements published by the Club from time to time.

#### **a) On the Course**

Traditional golf attire is permitted. Head gear should be worn in the correct manner and trousers should not be tucked into socks. Shirts are to be worn tucked inside the trousers, with the exception of ladies' blouses designed to be worn outside the waistline. Culottes and tailored shorts are acceptable. Gentlemen when wearing tailored shorts should have plain sports socks or traditional knee length stockings.

No denim jeans, T Shirts, vests, collarless shirts, training shoes or tracksuit bottoms may be worn on the course at any time. Training shoes may be worn in training areas only, ie driving range, and putting green.

#### **b) In the Clubhouse**

Smart casual dress is appropriate at all times whilst in the Terrace Bar or Function room.

No hard spikes are allowed in any area within the main clubhouse. Soft spikes are permitted in the pro shop and the Greenside bar. Members should wear shoes in the Clubhouse at all times.

No Member or guest may enter the Clubhouse Bar or Restaurant area at any time whilst wearing clothing soiled whilst playing golf.

Head gear is not permitted in the Clubhouse bar or restaurant.

At appointed major Club functions Gentlemen will be required to wear a jacket and tie. The dress code for each social function will be clearly defined prior to the function on the ticket or notice so all Members are aware of the dress code for the function.

Any person seen to be unsuitably dressed may be asked to leave the Clubhouse and/or the course.

### **2. Driving Range**

This area is strictly controlled from the golf shop to ensure safety. There will be a limit to the number of players allowed at any one time. The area is primarily for teaching and this will take priority at all times.

All play from the driving range must be from the mats and not the grass area, no balls are to be collected or struck from the grassed area players failing to comply may be asked to leave the area and may result in disciplinary action.

Tokens must be purchased from the pro shop at East Horton prior to commencement of practice.

### **3. Mobile Phones**

Members shall ensure that their use of mobile phones does not diminish the quality of experience that other members enjoy. In particular mobile phones should be switched off whilst on the golf course.

Members are requested to use their mobile phones discreetly in the club house and to switch to silent ringing where possible.