

PORTPATRICK DUNSKEY GOLF CLUB

CONSTITUTION

Amended February 1988

Amended February 1994

Amended February 1995

Amended February 1998

Amended February 2002

Amended February 2003

Amended February 2004

Amended February 2006

Amended February 2008

1. The Club shall be called “Portpatrick Dunskey Golf Club”.
2. The Club may have at least one Honorary President and an Honorary Vice-President.
3. The Club shall have a Committee comprising the Captain, Vice-Captain, Ladies’ Captain and eight Ordinary Members of the Club. Seven members of the Committee shall form a quorum.
4. A Secretary, Match Secretary and Treasurer or Secretary / Manager, Match Secretary, and Hon. Treasurer shall be appointed by the Committee and they shall attend, but not be entitled to vote at, all Committee Meetings.
5. Election of Committee:- four of the Ordinary Members retire annually and are eligible for re-election, but may only serve for four years i.e. after initial two years may re-stand but only for a further two years after which they must stand down for a minimum of two years. Nominations for the Committee must be in the hands of the Secretary or Secretary / Manager at least 14 days prior to the Annual General Meeting. Six weeks prior to the Annual General Meeting names of those Ordinary Members retiring from the Committee and the date by which nominations should be in the hands of the Secretary or Secretary / Manager shall be placed on the Club Notice Board. The Captain, the Vice-Captain, the Ladies Captain and the Ladies Vice-Captain shall be elected annually at the Annual General Meeting and the Vice-Captain must have served on the Committee prior to his election.
6. The Annual General Meeting of the Club will be held not later than 28th February in each year when a statement of the Club’s affairs shall be submitted by the Treasurer or Hon. Treasurer. Notice of such Meeting shall be sent to each Ordinary Member at least 21 days prior to the date fixed for the meeting. Should any member desire to submit a motion at the Meeting, the terms thereof must be submitted in writing to the Secretary or Secretary / manager at least 14 days prior to the Meeting. The Committee may convene a Special General Meeting whenever it is considered necessary and a Special General Meeting shall be called following a requisition signed by not less than 10% of the total Ordinary Members being presented to the Secretary or Secretary / Manager stating the business to be discussed. A notice calling a Special General Meeting shall be sent to every Ordinary Member at least 14 days prior to the date fixed for the Meeting. At all General Meetings of the Club the member occupying the chair shall have a casting vote.
7. The membership of the Club shall comprise Honorary Members, Ordinary Members, Associate Members, Intermediate Members, Junior Members, Social members and Temporary Members. Only Ordinary Members and Intermediate members shall be entitled to vote at any General Meetings of the Club. Associate Members, Junior Members, Social members and Temporary members shall have no standing at such meetings.

Membership categories are as follows:-

HONORARY MEMBERS: Persons who in recognition of service to the Club or to the game of golf, may be nominated by recommendation at a General Meeting of the Club as an Honorary Life Member.

ORDINARY MEMBERS: Persons whether male or female, paying full subscriptions, Retired Persons paying reduced subscriptions, Honorary Members and Life Members. A Retired Person eligible for reduced subscriptions must have attained the age of 65 on 1st March and have been an Ordinary Members for ten consecutive years.

ASSOCIATE MEMBERS: Persons who are full members, junior members or intermediate members of other Wigtownshire Clubs. They shall have full playing rights but they are not eligible to enter Club Competitions or introduce visitors at the Member's Concessionary rate to play the course.

INTERMEDIATE MEMBERS: Persons who are under 26 years but over 18 years on 1st March in each year.

JUNIOR MEMBERS: Persons who are under 18 years on 1st March in each year.

SOCIAL MEMBERS : Persons who do not play golf but are entitled to use the Clubhouse facilities.

TEMPORARY MEMBERS: Available to (a) Guests of Ordinary Members playing with such members by virtue of the concessionary Green Fee Tickets issued to such members (b) members of other Golf Clubs or Associations for all purposes in connection with matches or Competitions whether or not any Entry Fee for such Matches or Competitions is payable (c) members of the public purchasing Green Fee Tickets for the period of such Tickets and (d) Guests attending functions organised by the Club or by a member or a group of members of the Club for the period of such functions providing the Guests sign the Function Book (and pay any fee which the Club may impose) and the member introducing such Guests shall prior thereto sign the Function Book entering his or her name, the date, details of the function and the number of Guests being introduced by him or her.

8. The names and addresses of persons proposed for membership of the Club shall be displayed in a conspicuous place in the Club at least a week before their election, and an interval of not less than two weeks shall elapse between nomination and election of members shall be in the hands of the Committee.
9. On the admission of a new member, the Club shall request him or her to pay the Subscription and if applicable an Entrance Fee, and on receipt of the payment shall furnish him or her with a copy of the Rules and a Fixture List. No person shall participate in any of the privileges of membership until he or she has paid the subscription.
10. The Entrance Fee, if applicable, the Annual Subscriptions and Green Fees shall be resolved by the members at the Annual General Meeting and shall be posted up in the Clubhouse.
11. Any person failing to pay his or her Annual Subscription due on the 1st March by 30th March shall be held as in arrear, and a reminder shall be sent to him or her. Failing payment of the subscription within 10 days of this intimation the name of the person concerned will automatically be deleted from the list of Members.
12. Correct accounts and books shall be kept showing the financial affairs and intromissions of the Club. The books and accounts of the Club shall be approved by a Reporting Accountant appointed each year at the Annual General Meeting.
13. The hours during which excisable liquors may be supplied in the Clubhouse are as laid down in the Club's Operating Plan.

14. LICENSING (LIQUOR) REGULATIONS

Citation, commencement and interpretation

1. (1) These Regulations may be cited as the Licensing (Clubs) (Scotland) Regulations 2007 and shall come into force on 1st February 2008.
- (2) In these Regulations, “the Act” means the Licensing (Scotland) Act 2005.

Clubs prescribed for the purposes of section 125(1)

2. (1) The description of club prescribed for the purposes of section 125(1) of the Act is a club –
 - (a) which is not conducted for the purposes of making a profit; and
 - (b) which has a written constitution and rules which make provision to the effect specified in paragraph (2)
- (2) That provision is that –
 - (a) the business of the club is to be under the management of a committee of other governing body elected by the members of the club;
 - (b) no person under 18 is to be admitted as a member of the club (unless the club is devoted primarily to some sporting purpose;
 - (c) no member of the committee or other governing body and no person employed by the club is to have any personal interest in the sale of alcohol on the club premises or in the profits arising from such sale;
 - (d) other than when an occasional licence has effect, no person is to be supplied with alcohol on the club premises unless that person is –
 - (i) a member of the club;
 - (ii) a person who is on the premises at the invitation of a member of the club and is accompanied by that member; or
 - (iii) a member of another club which falls within the description prescribed in paragraph (1);
 - (e) where a person referred to in sub-paragraph (d)(ii) is supplied with alcohol on club premises when an occasional licence is not in effect, there is to be entered in a book kept for the purpose-
 - (i) the date in question;
 - (ii) the name and address of the person; and
 - (iii) the name of the member accompanying the person;
 - (f) correct accounts and books are to be kept showing the financial affairs and intromissions of the club;
 - (g) the club has to have at least 25 members to be properly constituted; and
 - (h) no person is to be allowed honorary or temporary membership of the club or to be relieved of the payment of the regular entrance fee or subscription-

- (i) except to allow temporary participation in the activity which is the prime purpose of the club; and
 - (ii) except in accordance with specific provision set out in the club rules.
- 15. All Members other than Junior Members and Temporary Members may introduce visitors to the Clubhouse and that only to a maximum of three visitors at any one time.
- 16. Any members wishing to withdraw from the Club shall notify the Secretary or Secretary / Manager in writing, prior to 1st March, in default of which he or she shall be liable for his or her subscription for the year commencing on that date.
- 17. All complaints must be made in writing to the Secretary or Secretary / Manager and signed by the person or persons concerned complaining. The Committee shall take all complaints into consideration and after investigation, including a Hearing where applicable shall have the power to give such deliverance or order thereon as they consider necessary.
- 18. If the conduct of any member is, in the opinion of the Committee, likely to endanger the character, interests, or good order of the Club, or if any member shall act in defiance of its Rules or Bye-laws, the Committee shall have power to suspend the membership of any member pending investigation and after investigation including a Hearing where applicable to suspend the membership of such member for such period as the Committee may deem appropriate or to expel such member from the Club, Clubhouse or Course, and such suspension or expulsion shall entail forfeiture of his or her ticket or subscription. Any member expelled in terms of this Clause shall have a right of appeal to the next Annual General Meeting.
- 19. Any member of Committee or any person authorised by the Committee may ask a player to show his or her ticket.
- 20. The Committee shall have all the power necessary for the full and efficient conduct of the affairs of the Club, including the power of co-option to fill a vacancy in the Committee (any person so co-opted retires at the next Annual General Meeting but shall be eligible for re-election) and all Regulations and Bye-laws made, or orders given by the Committee shall be binding on every member or visitor. The Committee may organise Dances and Social Functions for which there may or may not be a charge. The Committee shall meet at regular intervals during the year and such meetings will be minuted.
- 21. Any member or a group of members of the Club, or in the case of the Club wishing to hold a function not related to the every day purposes of the Club the Captain or Vice-Captain, may apply in writing to the Secretary or Secretary / Manager for permission to hold a function in the Clubhouse at least 28 days before the required date and such application must be countersigned by two Committee Members and should state the nature of the function. Such application shall be displayed by the secretary or Secretary / Manager on the Club Notice Board for a period of seven days and if there are no objections thereto from members, the House Convener may approve the application and nominate at least one Committee Member to be present at the function. In the event of an objection being received, the application will then be considered

by the Committee who may grant or refuse it and the decision of the Committee shall be final.

22. All leases, minutes of agreement, contracts of service, contracts and formal deeds, shall be binding on the Club if signed on its behalf by the Captain and / or Vice-Captain and by the Secretary or Secretary / Manager.
23. These rules can be altered only at an Annual General Meeting or Special General Meeting. Notice of the terms of any proposed alterations must be given in writing to the Secretary or Secretary / Manager at least 28 days before the Meeting. Any proposed alterations shall only be passed and become part of these rules if approved by majority of two-thirds of those present and voting.
24. The proprietor, family and guests of the Dunskey Estate shall have the courtesy of the Course and Clubhouse.
25. Except as hereinbefore provided no persons shall be allowed to become Honorary or Temporary members of the Club or be relieved of payment of the regular subscription.
26. If, upon the winding up or dissolution of the Club, there remains after the satisfaction of all its debts and liabilities any property whatsoever, the same shall not be paid or distributed amongst the Ordinary members of the Club but shall be given or transferred to some other organisation or organisations having objects similar to the objects of the Club. Such organisation or organisations shall be determined by Ordinary Members of the Club by Resolution passed at a General Meeting at or before the time of the dissolution and if and so far as effect cannot be given to such provision then to some charitable object.