



BORRIS GOLF CLUB

Constitution & Rules

March 2014

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1. PRELIMINARY, DEFINITIONS & INTERPRETATIONS

- 1.1 Rules herein contained are indicated by consecutive numbers.
- 1.2 Clauses are indicated by consecutive numbers preceded by Rule numbers.
- 1.3 Sub-Clauses are indicated by consecutive numbers preceded by Rules & Clause numbers.
- 1.4 Sub-Sub Clauses are indicated by consecutive numbers preceded by Rule, Clause & Sub-Clause numbers.
- 1.5 The “Men’s Club” shall mean the group of male amateur playing golfers operating under a constitution acceptable to the Golfing Union of Ireland & to which such Club is affiliated.
- 1.6 The “Ladies Club” shall mean the group of female amateur playing golfers operating under a constitution acceptable to the Irish Ladies Golf Union & to which such Club is affiliated.
- 1.7 The “Joint Club” shall mean the Club formed through the amalgamation of the two groups of amateur playing golfers defined in Clauses 1.4 & 1.6 above for the purpose of managing matters of common interest (other than the game of golf & its related activities) of both the Men’s & the Ladies Clubs including the provision & maintenance of the facilities owned by or available for use by the members. The Joint Club holds the property & assets of the Club in trust on behalf of the Full Members of the Club. The Joint Club cannot become affiliated to either the Golfing Union of Ireland or the Irish Ladies Golf Union.
- 1.8 The name or title “Club”, without qualification, shall mean either the Men’s Club, the Ladies Club or the Joint Club where the context so admits or requires.
- 1.9 The name or title “Committee” & the Officers & Members thereof, without qualification, shall mean either the Men’s Committee, the Ladies Committee or the Committee of Management or each of their Officers & Members where the context so admits or requires.
- 1.10 By-Laws are secondary Laws, Rules and/or Regulations that are not in compliant with the constitution.

2. TITLE & OWNERSHIP

- 2.1 The name of the Club shall be Borris Golf Club & this name shall be the common name by which the Men's Club, the Ladies Club & the Joint Club shall be individually & collectively known.
- 2.2 The official address of the Club is Deerpark, Borris, Co Carlow.
- 2.3 The ownership of the Club property and assets shall be vested in the Trustees for the time being on behalf of the Full Members as defined by Sub-Clause 11.3.1. The Full Members only shall have control of the affairs of the Club.

3. MEMBERSHIP

- 3.1 The membership of the Men's Club shall consist of Male playing Members who are Life Members, Full Members & other subscribing playing members as may be elected from time to time under Clause 10.2 & such Honorary Members (including Life) as may be elected from time to time.
- 3.2 The Membership of the Ladies Club shall consist of Female playing Members who are Life Members, Full Members Interim Lady Members & other subscribing playing members as may be elected from time to time under Clause 10.2 & such Honorary Members (including Life) as may be elected from time to time.
- 3.3 The membership of the Joint Club shall consist of all members of each of the Men's & Ladies Clubs & Pavilion Members as may be elected from time to time under Clause 10.2 by the Committee of Management.
- 3.4 The number of Members electable to each category shall be decided from time to time by the Committee of Management.
- 3.5 Only Full Male Members as prescribed by Sub-Clause 11.3.1 shall be:
 - 3.5.1 entitled to attend at all Annual, Special or Extraordinary General Meetings of the Men's Club.
 - 3.5.2 entitled to nomination for & election to Office & General Committee of the Men's Club.
- 3.6 Full Female Members as prescribed by Sub-Clause 11.3.1 & Lady Interim Members as prescribed by Sub-Clause 11.3.2 shall be:
 - 3.6.1 entitled to attend at all Annual, Special or Extraordinary General Meeting of the Ladies Club.

3.6.2 entitled to nomination for & election to Office & General Committee of the Ladies Club.

3.7 Only Voting Members as prescribed by Clause 11.3 shall be:

3.7.1 entitled to attend & vote at all Annual, Special or Extraordinary General Meetings of the Joint Club.

3.7.2 entitled to nomination for & election to Office & General Committee of the Joint Club subject always to the provisions of Sub-Clauses 7.1.3 & 18.4.1.

4. OBJECTS

4.1 The Men's Club shall:

4.1.1 Promote the Amateur Game of Golf amongst its members.

4.1.2 Accept & abide by the Constitution & Bye-Laws of the Golfing Union of Ireland to which the club is affiliated & the Bye-Laws of the Leinster Branch of such Union in whose Province the course is situated

4.1.2.1 In compliance with the Union Bye-Law 2; pay on every 1st January:

(i) a per capita subscription to the Union &

(ii) a per capita Levy to its Provincial Council on every male playing member (except Honorary & Junior 1 & 2) of the club at the end of its last financial year.

4.1.3 Accept & apply the Standard Scratch Score & Handicapping Scheme as prescribed by the Council of National Golf Unions & such rules thereunder as may require to be implemented from time to time by the Golfing Union of Ireland.

4.1.4 Accept and recognise the Royal & Ancient Golf Club of St Andrews as the sole authority for prescribing & implementing the Rules of Golf & the Rules of Amateur Status.

4.1.5 Authorise the Joint Club to manage matters of common interest (other than the game of Golf & its related activities) which the Men's with the Ladies Club subject to & as provided in these rules.

4.2 The Ladies Club Shall:

4.2.1 Promote the Amateur Game of Golf amongst its members.

4.2.2 Accept and abide by the Constitution & Bye-Laws of the Irish Ladies Golf Union & the Bye-Laws of the Midland District in which the course is situated.

- 4.2.2.1 In compliance with such constitution pay, when due,
 - (i) a per capita subscription to the Union &
 - (ii) a per Capita Levy to the Midland District on every female playing member (except Honorary & Junior 1 & 2) of the club at the end of its financial year.
- 4.2.3 Accept and apply the Handicapping System as prescribed by the Ladies Golf Union & such rules thereunder as may be implemented from time to time by such Union.
- 4.2.4 Accept and recognise the Royal & Ancient Golf Club of St Andrews as the sole authority for prescribing & implementing the Rules of Golf & the Rules of Amateur Status.
- 4.2.5 Authorise the Joint Club to manage matters of common interest (other than the game of golf & its related activities) which the Ladies Club has with the Men's Club subject to & as provided in these rules.
- 4.3 The Joint Club shall:
 - 4.3.1 Provide facilities for the playing & promotion of the amateur game of golf by Men, Women & Juniors & generally promote amateur games & other social activities amongst its members.
 - 4.3.2 Manage matters of common interest of both the Men's & Ladies Clubs which shall include:
 - 4.3.2.1 Provision of & responsibility for the maintenance & upkeep of the course & clubhouse & all environs to the standard required by club members.
 - 4.3.2.2 Provision of Bar & Catering facilities & all these entail.
 - 4.3.2.3 Collection of Annual Club Subscriptions & other Club Levies payable by members.
 - 4.3.3 Adhere to the maximum number of members of the different categories of playing member which can be elected to each of the Men's & Ladies Clubs. Any alteration in the number permitted in each category shall be decided by the Committee of Management.
 - 4.3.4 Adhere to the existing rate of
 - (i) Club Entrance Fee
 - (ii) Annual Subscription
 - (iii) Capital Levy (if any)Being paid by members of different categories in each of the Men's & Ladies Clubs
 - 4.3.5 Adhere to the existing rate of
 - (i) Club Entrance Fee

(ii) Annual Subscription being paid by Pavilion Members in the Joint Club.

- 4.3.5 Any alteration in any of the rates in Sub-Clauses 4.3.4 & 4.3.5 shall be decided at an Annual General Meeting or Special General Meeting of the Joint Club.
- 4.3.6 In consultation with the Committees of both the Men's & Ladies Clubs, decide on the rate of Green fee payable by visitors to the club.
- 4.3.7 Generally to act in the promotion & advancement of the interests of the Club & the improvement of the facilities available to members.

5. TRUSTEES

- 5.1 The trustees shall be 3 (three) Full Members of the Joint Club.
Such Trustees shall be appointed by the members at a General Meeting of the Joint Club.
- 5.2 Each Trustee shall hold office for a period of 7 (seven) years unless he/she resigns or is removed from office by resolution at a General or Extraordinary General Meeting of the Joint Club, but will be eligible for re-election.
- 5.3 The Club premises & such other property of the club as the Committee of Management of the Joint Club (here in after referred to as the "Committee of Management") shall determine, shall be vested in & under the legal control of the Trustees & such Trustees shall deal with the property of the club as directed by a resolution of the Committee of Management of which an entry in the Minute Book shall be sufficient evidence.
- 5.4 Should the Trustees be of the opinion that the property assets & reputation of the Club are being or may be put at risk, they may call an Extraordinary General Meeting of the Joint Club to consult the members.
- 5.5 The Trustees shall be entitled to attend meetings of the Committee of Management, without voting rights, in their capacity as Trustees, However. The Trustees shall be entitled to vote on matters relating to major financial expenditure & suspension or expulsion of a member.
- 5.6 The Trustees shall be indemnified out of the Joint Club property & assets in respect of all transactions directed by a resolution of the Committee of Management against all liabilities & expenses necessarily incurred as a result of their trusteeship & in the event of the Joint Club property

& assets being deficient, such deficiency shall be made good by the Full Members on whose behalf the property & assets of the club are held.

- 5.7 All decisions taken by the Trustees shall be based on a simple majority.
- 5.8 A Trustee during his term of office shall also be entitled to be elected as an officer of the Men's Club, Ladies Club and the Joint Club (save and except the office of Treasurer which shall stand alone), provided that when acting as such officer the Trustee shall not vote upon any issue (save those referred to in 5.5) which in the opinion of the Trustee or the Committee of Management presents a conflict with his position of Trustee.

6. OFFICERS

- 6.1 The Officers of the Men's Club shall be the Captain, Vice-Captain, Honorary Secretary, Competition Secretary & Handicap Secretary. Total 5 (five).
- 6.2 The Officers of the Ladies Club shall be the Captain, Vice-Captain, Honorary Secretary, Treasurer, Handicap Secretary & Competition Secretary. Total 6 (six).
- 6.3 The Officers of the Joint Club shall be the President (who shall be Chairperson of the Committee of Management), Honorary Secretary, Honorary Treasurer, the Captain of the Men's Club and the Captain of the Ladies Club. Total 5 (five).

7. MANAGEMENT

- 7.1 Allocation of Functions.
- 7.1.1 The business & affairs of the Men's Club shall be under the jurisdiction of & control of a General Committee (hereinafter referred to as "The Men's Committee") consisting of the Officers of the Men's Club & 6 (six) other voting members of the Men's Club (Including the Past Captain who shall be ex-officio) elected under Sub-Clause 7.2.2 & Clause 20.7. The total shall be 11 eleven.
- 7.1.2 The business & affairs of the Ladies Club shall be under the jurisdiction & control of a General Committee (hereinunder referred to as "The Ladies Committee") consisting of the Officers of the Ladies Club & 7 (seven) other voting members of the Ladies Club (Including the Past Lady Captain who

shall be ex-officio) elected under Sub-Clause 7.2.2 & Clause 20.7. The total shall be 13 (thirteen).

7.1.3 The business & affairs of the Joint Club shall be under the jurisdiction and control of a Committee of Management consisting of the Officers of the Joint Club and 8 (eight) other voting Members of the Joint Club elected under Sub-Clause 7.2.2 and 20.7 to make the total 13 (thirteen).

7.1.3.1 The Vice-President, the Vice-Captain of the Men's Club and the Vice-Captain of the Ladies Club shall be entitled to attend meetings of the Committee of Management without voting rights.

7.1.3.2 Should the Captain of the Ladies Club not be a Full Member as prescribed by Sub-Clause 11.3.1 she shall become a member of the Joint Club with voting rights during her term of office.

7.1.4 Each of the aforementioned Committees may exercise its powers notwithstanding that there might be a vacancy or vacancies in its membership.

7.1.5 Nothing in this rule shall preclude a member of either the Men's or the Ladies Committees being also a member of the Committee of Management or vice versa.

7.1.6 At meetings of the above Committees the following minimum number of those entitled to attend and vote shall form a quorum; The Men's Club - 6 (six). The Ladies Club – 6 (six) The Joint Club – 8 (eight)

7.1.7 At meetings of the Men's or the Ladies Committees the Chair shall be taken by the Captain or, in his/her absence, by any agreed Officer present of the Club concerned. At meetings of the Committee of Management the Chair shall be taken by the President or, in his absence, by any Officer present by agreement.

7.1.8 The Chairperson at a meeting shall, in addition to a deliberate vote, have & shall exercise, a casting vote.

7.2 Elections – Officers & Committees

7.2.1 All Members of the respective Committees of the Joint Club, Men's Club and Ladies Club shall retire annually and shall be eligible for re-election subject always to the condition that no person may serve on the same Committee for longer than five consecutive

years, and may not seek election for at least one year thereafter. An exception applies to an incoming Captain, Vice Captain or President who may exceed this term in serving their period in office.

Notwithstanding the foregoing, if, in any of the Clubs, the offices of Honorary Secretary and Honorary Treasurer are due to expire at the same Annual General Meeting, the Club may, in the interest of continuity of Administration, extend the term of office for one of these Officers for a further year. In the absence of agreement the decision shall be by drawing lots.

- 7.2.2 The election of office bearers, Members of Committees & Auditors shall be made at the respective Annual General Meetings.
- 7.2.3 The President shall serve for 2 (two) years.
- 7.2.4 Nominations for election to any Honorary Office or ordinary Member of the Committees of the Men's Club, Ladies Club and Joint Club shall be given to the Honorary Secretary of that Club at least 7 (Seven) days prior to the AGM of that Club. The Nominees with the name of the proposers and seconders must be promptly posted on the Club Notice Board. The Annual General Meeting of each Club shall first elect the office holders and Committee Members from the parties nominated to the Honorary Secretary of that Club and following such election any vacancies remaining for Honorary Office or on the Committee shall be filled by nominations proposed and seconded from the floor of the AGM.
- 7.2.5 The respective Committees shall have the power to fill vacancies in any of these Offices (including membership of its Committee) during any year. The persons so appointed shall hold office until the next Annual General Meeting of the particular Club. Such appointments shall not be construed as forming part of any time limit provided for in Sub-Clause 7.2.1.
- 7.2.6 The office of any Office Bearer shall be vacated by such Office Bearer resigning therefrom or on ceasing to be a member of either the Men's or the Ladies Clubs or being removed by a resolution at an Annual General Meeting of the appropriate Club.

7.3 Committee Meetings

- 7.3.1 Stated meetings of the Men's & Ladies Committees shall be held as often as necessary. The Honorary Secretary shall, under ordinary circumstances, give 7 (seven) days notice of each Committee Meeting but in exceptional circumstances where urgent meetings are deemed necessary by the Captain, failure to give this length of notice shall not annul any decision taken at such meeting nor affect it in any way.
- 7.3.2 Stated meetings of the Committee of Management shall be held not less than 10 (ten) times per annum & Special Meetings on such dates as may be found convenient for the transaction of business on at least 7 (seven) days notice being given by the Chairperson or Honorary Secretary of the Joint Club.
- 7.3.3 Upon requisition signed by not less than 50% (fifty percent) of the members of a committee, stating the nature of the business to be transacted, the Captain, Chairperson or Honorary Secretary of the particular Club shall call a Special Meeting of such Committee for the consideration thereof, & if the Officers designated above neglect or refuse to call such meeting within 7 (seven) days the same may be convened by notice signed by 3 (three) members of such committee.

7.4 Employment of Staff

- 7.4.1 The Committee of Management shall have the power to take on employees upon such terms & conditions as such Committee may determine; to terminate such appointments & also to appoint substitutes from time to time.

7.5 Management Regulations

- 7.5.1 The Committee of Management is empowered to make & from time to time alter and/or repeal such Bye-Laws & Regulations for the management of the Joint club as it may consider necessary.
- 7.5.2 In consultation with the Men's & Ladies Committees the Committee of Management is also empowered to make such Rules (provided same are not at variance with the Rules of Golf) & regulations for the use of the course as are required in the interest of all members.

7.5.3 Every member of every category & every visitor or other person using the clubhouse or course shall be subject to, & must comply with, all Rules, Bye-Laws & Regulations in force.

7.6 Appointment of Sub-Committees

7.6.1 The Men's & the Ladies Committees & the Committee of Management shall each have power to appoint Sub-Committees & to appoint members of their respective clubs to act on Sub-Committees & to define the scope of their authority & to delegate & confer upon such Sub-Committees the powers necessary for the discharge of the function or functions for which such Sub-Committees were formed.

No Sub-Committee may be appointed to elect members. (see Clause 10.1)

7.6.2 Each Sub-Committee shall retire annually on the date of the Annual General Meeting of its respective club or when the function for which it was appointed is completed.

7.6.3 The quorum of each Sub-Committee shall be defined at the time of appointment.

7.6.4 The Chairperson of each Sub-Committee shall, in addition to a deliberate vote, have, & shall exercise a casting vote.

8. ADMINISTRATION

8.1 The Club shall be administered as follows:

8.1.1 Honorary Secretaries of the Men's Club, the Ladies Club and the Joint Club shall be responsible for the every-day affairs of their respective Clubs except such duties which are specifically assigned to another Officer of that particular Club.

8.1.2 All complaints concerning matters under the jurisdiction & control of the Committee of the particular Club shall be referred primarily to the Honorary Secretary & Captain, or any other two Officers of that Club who, if unable to resolve same, shall place the complaint on the agenda for the next meeting of the Committee of such Club for investigation & decision. (see Rule 16)

8.1.3 The Honorary Secretary of the Joint Club shall also act as Liaison Officer between the Committee of Management & each of the Men's & Ladies Committees.

9. FINANCE

- 9.1 The financial affairs of the Joint Club shall be administered as follows:
- 9.1.1 The Honorary Treasurer of the Joint Club shall keep full & detailed accounts, books & records, showing the financial affairs, receipts & disbursements of the Joint Club.
 - 9.1.2 The Banking Account shall be kept in the name of the Joint club (& shall be clearly identified as such) in such Bank as the Committee of Management may from time to time determine. All cheques shall be signed as authorised by resolution of the Committee of Management.
 - 9.1.3 The Honorary Treasurer of the Joint Club shall issue an audited statement of the affairs of the Joint Club for the financial year ended 30th September for consideration by the Committee & for presentation & approval by the members at the Annual General Meeting of the Joint Club which shall be held not later than the end of December following.
 - 9.1.4 The Committee of Management shall make grants to each of the Men's & Ladies Clubs from time to time, on request being made, to defray the expenses not covered by cashflow.
 - 9.1.5 The Committee of Management shall be responsible for the payment to the Golfing Union of Ireland and the Irish Ladies Golf Union of the annual per capita subscription & District Levy on members as required by the Constitution of the respective Union.
- 9.2 The financial affairs of the Men's Club shall be administered as follows, notwithstanding that the Honorary Treasurer of the Joint Club shall take responsibility for all the financial affairs of the Men's Club.
- 9.2.1 The Honorary Treasurer shall keep full & detailed accounts, books & records, showing the financial affairs, receipts & disbursements of the Men's Club
 - 9.2.2 The Men's Committee shall be entitled to charge all entry fees in Club & Open Competitions under its control & management, & for which it has arranged for the provision of prizes.
 - 9.2.3 The Honorary Treasurer shall issue a statement of affairs of the Men's Club for the financial year ended 30th September for consideration by the Men's

Committee & for presentation & approval by the members at the Annual general Meeting of the Men's Club which shall be held not later than end of November following.

9.2.4 Following the meeting of the Men's Committee at which the accounts are considered the Honorary Treasurer shall immediately forward a copy of the audited accounts to the Honorary Secretary of the Committee of Management for ratification.

9.3 The financial affairs of the Ladies Club shall be administered as follows:

9.3.1 The Honorary Treasurer of the Ladies Club shall keep full & detailed accounts, books & records showing the financial affairs, receipts & disbursements of the Ladies Club.

9.3.2 The Banking Account shall be kept in the name of the Ladies Club (& shall be clearly identified as such) in such bank as the Ladies Committee may, in consultation with the Committee of Management, from time to time determine. All cheques shall be signed as authorised by resolution of the Committee.

9.3.3 The Ladies Committee shall be entitled to charge & retain all entry fees in Club & Open competitions under its control & management & for which it has arranged for the provision of prizes.

9.3.4 At the end of the year the Ladies Club shall retain sufficient funds to finance its day to day expenses & the balance should be transferred to the Joint Club & consolidated in its Annual Accounts.

9.3.5 The Honorary Treasurer of the Ladies Club shall issue a statement of the affairs of the Ladies Club for the financial year ended 30th September for consideration by the Ladies Committee & for presentation & approval by the members at the Annual General Meeting of the Ladies Club which shall be held not later than the end of November following.

9.3.6 Following the meeting of the Ladies Committee at which the Accounts are considered, the Honorary Treasurer shall immediately forward a copy of the accounts to the Honorary Secretary of the Committee of Management for ratification.

9.4 Income & Property

9.4.1 The income & property of Borris Golf Club shall be applied solely towards the promotions of its main objects as set forth in this constitution. No portion of Borris Golf Club's income & property shall be paid or transferred directly or indirectly by way of dividend, bonus or otherwise howsoever by way of profit, to the members of the club. No officer shall be appointed to any office of the club paid by salary or fees, or receive any remuneration or other benefit in money or money's worth from the club. However, nothing shall prevent any payment in good faith by the club of:

- (a) reasonable & proper remuneration to any member of Borris Golf club (not being an officer) for any services rendered to Borris Golf Club.
- (b) reasonable & proper remuneration to any member of which a member or officer of the club is a director or shareholder, for any services rendered to Borris Golf club.
- (c) interest at a rate not exceeding 5% per annum on money lent by officers or other members of the club to Borris Golf Club.
- (d) reasonable & proper rent for premises demised & let by any member of the club (including any officer) to Borris Golf Club.
- (e) reasonable & proper out-of-pocket expenses incurred by any officer in connection with their attendance to any matter effecting Borris Golf Club.
- (f) fees, remuneration or other benefit in money or money's or money's worth to any Company of which and officer may be a member holding not more than one hundredth part of the issued capital of such Company.

9.4.2 Winding-up

If upon the winding up or dissolution of the golf club there remains, after the satisfaction of all its debts and liabilities, any property whatsoever, it shall not be paid to or distributed among the members of the golf club. Instead, such property shall be given or transferred to some other institution or institutions having main objects similar to the main objects of the club. The institution or institutions to which the property is to be given or transferred shall prohibit the distribution of its or their income and property among its or their members to an extent at least as great as is imposed on the club under or by virtue of clause 9.4.1

hereof. Members of Borris Golf Club shall select the relevant institution or institutions at or before the time of dissolution, and if and so far as effect cannot be given to such provisions, then the property shall be transferred to some charitable object.

9.4.3 Additions, alterations or amendments

No addition, alteration or amendment shall be made to or in the provisions of Rule 9.4 of this Constitution for the time being in force unless the same shall have been previously approved in writing by the Revenue Commissioners.

9.4.4 Keeping of Accounts

Annual audited accounts shall be kept and made available to the Revenue Commissioners on request.

10 ELECTION OF MEMBERS

10.1 Subject to the agreed limitation as to the number of members electable to the different categories of member:

10.1.1 The election of all playing members of both the Men's Club and the Ladies Club shall be in the hands of the Committee of Management

10.1.2 The Honorary Secretary of the Committee of Management shall inform the Honorary Secretaries of the Men's Club and the Ladies Club of all newly elected members of their respective Clubs.

10.1.3 The election of all Pavilion Members shall be in the hands of the Committee of Management.

10.1.4 All elections of Members shall be by secret ballot – one dissident vote in five to mean non-election.

10.2 The procedure for the election of members to each Club, should a vacancy exist, shall be as follows:

10.2.1 All applications for membership must be made on a Membership Application Form (available from the Honorary Secretary of the Committee of Management).

10.2.2 Any omission from, or inaccuracy in the particulars relating to any candidate shall render election voidable at the discretion of the Committee.

10.2.3 Application forms must be returned to the Honorary Secretary of the Committee of Management with the entrance fee, subscription and levy (if any).

- 10.2.4 On receipt of the application form the Hon. Secretary of the Committee of Management shall display same in a conspicuous place for at least Seven (7) days before it may be considered by the Committee of Management.
- 10.2.5 Notice in writing shall be dispatched to all elected candidates by the Honorary Secretary of the Committee of Management together with a copy of the Club Constitution & Rules.
- 10.2.6 In the event of an application for membership being refused, the Honorary Treasurer of the Committee of Management shall refund to the applicant the amount of the Fee, Subscription & Levy (if any) paid.
- 10.2.7 If a candidate is not elected to membership & at a later date wishes to make a further application for membership, the same procedure as set out above must be followed on any subsequent application.
- 10.2.8 It shall be the duty of every elected member to acquaint himself/herself with the Constitution, Rules and Bye-Laws of the Club & each such member shall be bound by same & by all acts & deeds of any person or persons acting for or on behalf of the Club under any power, authority or discretion conferred by or pursuant to such Constitution, Rules or Bye-Laws.

11. CATEGORIES OF MEMBER

- 11.1 The Committee of Management shall decide on the categories of member which will operate within the club with those categories being ratified or altered at the next Annual or Special General Meeting, of the Joint Club.
- 11.2 Voting & Non-Voting Playing Members may be elected to the Men's Club & to the Ladies Club and Non-Voting Pavilion Members may be elected to the Joint Club.
- 11.3 The following shall be:
VOTING MEMBERS
 - 11.3.1 **FULL MEMBERS** shall comprise Men & Women who, having paid the Entrance Fee, Annual Subscription & Capital Levy (if any) applicable to this category, shall be entitled to attend & vote at all Annual General and Special Meetings of either

the Men's or the Ladies Clubs of which each such member has been elected a voting member & at all Annual General & all Special General Meetings of the Joint Club. Only a member in this category shall have an interest in the Club property which interest shall cease on such member leaving this category unless the member has been elected an Honorary Member of the Club.

11.3.2 INTERIM LADY MEMBERS. This category only applies to those Ladies who were elected prior to 31st December 1991. They shall be entitled to attend and vote at all Annual & Special General Meetings of the Ladies Club. Members in this category & Ladies who are Full Members shall have equal status in the affairs of the Ladies Club & as such are entitled to be elected to Office or to the Committee of the Ladies Club. Should a member in this category wish to become a Full Member, the Committee of Management shall, on receipt of the request accompanied by payment of the difference of Entrance Fee & Annual Subscription between the two categories & the Capital Levy (if any), effect the transfer. An Interim Lady Member who has transferred to Full Membership cannot transfer back to Interim Membership.

11.3.3 HONORARY MEMBERS shall comprise persons who either the Men's or the Ladies Committees wish to acknowledge as having rendered exceptional service to the Club or to the game of golf or whose distinguished position or public service would render their membership of special advantage to the Club. Their names & the reasons for their proposal should be forwarded to the Honorary Secretary of the Joint Club for ratification & submission to the next Annual General Meeting of the Joint Club. Such elected members shall be entitled to all playing & social privileges and shall be entitled to attend and vote at all Annual General and General Meetings of the Joint Club.

11.4 The following, of either gender shall be:

NON-VOTING ASSOCIATE MEMBERS.

11.4.1 JUNIOR CATEGORY 1. MEMBERS shall consist of Students (Boys & Girls) with a Juvenile Club Handicap.

- 11.4.2 JUNIOR CATEGORY 2. MEMBERS shall consist of Students (Boys & Girls) who have been assigned a Club Handicap. Note: A 'Student' shall be somebody who is a dependant, in full time education & up to 23 (twenty three) years of age.
- 11.4.3 COUNTRY MEMBERS shall comprise persons who are already full voting members of another Golf Club which is affiliated to the GUI or ILGU. Such membership shall terminate as and when the member ceases to be a full voting member of another affiliated Golf Club. The rights & privileges of Country Members shall be set out by the Committee of Management & advised to all members in this category.
- 11.4.4 OVERSEAS MEMBERS shall comprise persons who are not domiciled in the Republic of Ireland or are temporarily living/working abroad. The rights & privileges of Overseas Members shall be set out by the Committee of Management & advised to all members in this category.
- 11.4.5 PAVILION MEMBERS shall comprise persons who wish to enjoy the facilities of the Club House. This category is confined to non-playing Ladies & Men who have been or whose spouses have been members of the Club for at least 5 (five) years.
- 11.5 The following shall be the categories of member, which are transferable within the membership structure.
- 11.5.1 INTERIM LADY MEMBERS (see Clause 11.3.2).
- 11.5.2 JUNIOR CATEGORY 1 & 2 MEMBERS on ceasing to be eligible for these categories & wishing to be elected to another category shall be treated with priority at the discretion of the Committee of Management.

12. ENTRANCE FEE

- 12.1 The amount of the Entrance Fee payable by the different categories of member shall initially be fixed by the Committee of Management under Sub-Clause 4.3.4 & ratified or altered at the next Annual or Special General Meeting of the Joint Club. Thereafter such entrance fee shall remain in operation until altered at an Annual or Special General Meeting of the Joint Club.

12.2 Any person whose membership has lapsed within the previous five years may rejoin the Club without paying entrance fee.

12.2.1 Spouses and children of members who are of five years standing may join the club without paying entrance fee.

12.2.2 Junior members of five years standing can join the club as full members without paying entrance fee if application is made within ten years of membership ceasing.

13. ANNUAL CLUB SUBSCRIPTION

13.1 All categories of member, except Honorary Member, shall be required to pay an Annual Club Subscription.

13.2 The amount payable by the different categories shall initially be fixed by the Committee of Management under Sub-Clause 4.3.4 & ratified or altered at the next Annual or Special General Meeting of the Joint Club. Thereafter such subscriptions shall remain in operation and be collected in such a manner and in such portions as the Committee of Management shall in their discretion determine until altered at an Annual or Special General Meeting of the Joint Club.

13.3 All subscriptions shall be paid on a date prescribed by the Committee of Management after the AGM of the Joint Club in any year. A complete list of Members may be posted in the Clubhouse clearly showing the subscription shown to date. Any Member whose subscription is not paid by the prescribed date will no longer be a Member of the Club, but the Committee of Management may re-elect such Member without entrance fee, re-nomination or re-posting on payment of such subscription and other monies due to the Club.

13.4 The Honorary Secretary of the Committee of Management shall notify the Honorary Secretary of the Men's Club or the Ladies Club of the name of any such member & the committee concerned shall not be entitled to allow such member to compete in any Club or Open Competition under its control.

14. CAPITAL LEVY

- 14.1 The Committee of Management shall be empowered to impose (subject to approval at a Special or Annual general Meeting) a Capital Levy on Members to fund any construction work or Improvement to the Course, Clubhouse or its environs.
- 14.2 The amount of such Levy shall be payable at the same time as the Annual Subscription & the same penalties shall apply.

15. VISITORS & TEMPORARY MEMBERS

- 15.1 Any member may introduce playing and non playing visitors.
- 15.2 It shall be a condition precedent that the member effecting the introduction shall enter each visitors name, address & date of visit immediately on entering the Clubhouse in a book to be kept for the purpose called a "Visitors Book" & such entry must be attested by the signature of the introducing member.
- 15.3 No visitor shall be supplied with excisable liquor in the Club premises unless on the invitation of & in the company of the introducing member.
- 15.4 The charge for playing visitors shall be fixed from time to time by the Committee of Management under Sub-Clause 4.3.7 who are also empowered to make regulations for non-playing visitors.
- 15.5 The Honorary Secretary or his representative, having made & attested the necessary entry in the Green Fee Book, may permit a person or group not having an introduction from a member, to play on the course & use the clubhouse as a visitor on payment of the current Green Fee.
- 15.6 The payment of the Green Fee shall entitle the visitor to 18 Holes of Golf & temporary membership of the club for the day.
- 15.7 A member who fails to enter a visitors name in the Green Fee Book shall be personally responsible for the payment of the appropriate Green Fee where applicable.
- 15.8 The Committee of Management shall have power to suspend the rules permitting the introduction of visitors or temporary members at any time & refuse permission for any particular visitor or temporary member to use the course or clubhouse.

15.9 The Committee of Management may (& without assigning any reason if they think right) cancel the admission of any Visitor or Temporary Member whose admission may be irregular or whose presence or conduct they deem objectionable, or who deliberately breaks any of the Rules, Bye-Laws or Regulations of the Club.

The fee paid by such Visitor or Temporary Member may, at the discretion of the Committee of Management, be either forfeited or refunded.

16. REMOVAL OF MEMBERS FROM THE CLUB & SUSPENSION OF MEMBERS

16.1 Where it is brought to the attention of the Committee of Management that a member has committed a breach of any rule or regulation of the Club or has engaged in conduct unbecoming a member of the Club, then the Committee of Management shall be entitled to appoint a Disciplinary Sub-Committee to investigate the circumstances of such breach or conduct and in course of their enquiries the Disciplinary Sub-Committee shall gather such information as they require to enable them to report on the matter to the Committee of Management with the member in question being informed of the Disciplinary Sub-Committee enquiry and being entitled to make representations on his/her behalf. On receipt of the Disciplinary Sub-Committee report, the Committee of Management shall adjudicate on the issues involved and in the event that a member is found in breach of a rule or regulation or has engaged in conduct unbecoming a member of the Club then the Committee of Management shall impose such sanction (including expulsion) as they in their discretion shall determine. The decision of the Committee of Management shall require a two thirds majority vote.

16.2 In the event that a member is aggrieved by a decision of the Committee of Management to expel him/her from the Club, then that member shall be entitled to bring a Motion before the Club in General Meeting in the manner provided in these rules seeking review of the decision of the Committee of Management to expel him/her from the Club. The member shall be suspended from membership of the Club from the date of the decision of the Committee of Management until the matter is dealt with by the members of the Club in general meeting whose decision shall be final. The decision of the members of the Club in General Meeting shall be determined by a simple majority.

16.3 A complaint of such conduct as defined in Clause 16.1 & 16.2 shall be made in writing to the Honorary Secretary of the Committee of Management. However, if an untoward incident by a Member comes to the notice of the Committee of Management, it may be investigated and disposed of, as provided by Rules 16 & 17.

Notwithstanding the fact that a complaint in writing has not been made.

16.4 The Member shall be given written notice of the charge preferred against him/her & shall get notice of, & be entitled to be present at the Committee of Management meeting dealing with the complaint & be heard in his/her own defence, but shall not be entitled to vote or be present when the vote is taken.

16.5 If the Committee of Management resolves that a member be suspended or expelled, such member shall within seven days of the date of the decision, be given notice, in writing, by the Honorary Secretary of the Committee of Management of the decision, by registered post or by delivery of such notice to his/her last known address.

17. FINES & WARNINGS

17.1 The Committee of Management may impose a fine or administer a warning for any breach of the Rules, Bye-Laws & Regulations of the Club, or for misconduct of any kind.

17.2 Any member refusing or failing to pay a fine so imposed within one month after notification thereof, shall not be permitted to use the Club House or course until such fine has been paid.

18. GENERAL MEETINGS

18.1 The Men's Club

18.1.1 The annual General Meeting of the Men's Club shall, save in exceptional circumstances, be held not later than 30th November for receiving the Men's Club Committee's Annual Report & Financial Statement for the year ended the previous September, for electing Office Bearers & Members of Committee, revising its Rules & transacting such other business of the Men's Club as may be on the Agenda.30 (thirty) Members in attendance shall form a quorum.

18.1.2 Fourteen days notice, at least, of such Annual General Meeting shall be given in accordance with clause 19.1 to the Male Full Members of the Club who are the only persons entitled to attend & vote at a General Meeting of the Men's Club. Notice shall be placed in the Clubhouse 28 (twenty eight) days before the date of the proposed meeting.

18.1.3 Such notice shall advise the availability of a copy of the report & financial statement.

18.1.4 Notices of Motions must be made to the Honorary Secretary of the Club, in writing at least 7 (seven) days before the date of such meeting.

18.1.5 Such notices shall be promptly posted on the Club Notice board.

18.1.6 Notices of Motions not made as required cannot be considered at the Annual General Meeting.

18.2 The Ladies Club

18.2.1 The Annual General Meeting of the Ladies Club, shall, save in exceptional circumstances, be held not later than 30th November for receiving the Ladies Club Committee's Annual Report & Financial Statement for the year ended the previous September, for electing Office Bearers & Members of Committee, revising its Rules & transacting such other business of the Ladies Club as may be on the Agenda. 20 (twenty) Members in attendance shall form a quorum.

18.2.2 Fourteen days notice, at least, of such Annual General Meeting shall be given in writing to the Female Members as prescribed by Sub-Clause 11.3.1, & to the Interim Lady Members as prescribed by Sub- Clause 11.3.2 who are the only persons entitled to attend & vote at a General Meeting of the Ladies Club. Notice shall be posted in the Club House 28 (twenty eight) days before the date of the proposed meeting.

18.2.3 Such notice shall advise the availability of a copy of the report & financial statement.

18.2.4 Notices of Motions and Nominations of Officers & Members of Committee shall be made to the Honorary Secretary of the Club, in writing at least 7 (seven) days before the date of such meeting.

18.2.5 Such notices & nominations shall be promptly posted on the Club Notice Board.

18.2.6 Notices of Motions not made as required cannot be considered at the Annual General Meeting.

18.3 The Joint Club

18.3.1 The Annual General Meeting of the Joint Club shall, save in exceptional circumstances, be held not later than 31st December for receiving the Committee of Management's Annual Report & the Financial Statement for the year ended the previous September, for electing Office Bearers, Members of Committee of Management & Auditors, revising Rules & transacting such other business of the Club as may be on the Agenda. 40 (forty) Members in attendance shall form a quorum.

18.3.2 Fourteen days notice at least of such Annual General Meeting shall be given in writing to the Full Members as prescribed by Sub-Clause 11.3.1 who are the only persons entitled to attend & vote at a General Meeting of the Joint Club. Notice shall be posted in the Club House 28 (twenty eight) days before the date of the proposed meeting.

18.3.3 Such notice shall be accompanied by a copy of the Report & Audited Financial Statement.

18.3.4 Notices of Motions must be made to the Honorary Secretary in writing, at least 7 (seven) days before the date of such meeting.

18.3.5 Such notices shall be promptly posted on the Club notice Board.

18.3.6 Notices of Motions not made as required cannot be considered at the Annual General Meeting.

18.4 Notification to Joint Club

18.4.1 Immediately following the Annual General Meeting of each of the Men's & the Ladies Clubs the respective Honorary Secretaries shall notify the Honorary Secretary of the Joint Club of the names of the Captain of their Club who shall represent that Club on the Committee of Management for the ensuing year.

18.4.2 Each Honorary Secretary shall also forward to the Honorary Secretary of the Joint Club for submission, such Notices of Motions or recommendations as

such Club wishes to submit for consideration at the Annual General Meeting of the Joint Club..

18.5 Special & Extraordinary General Meetings.

18.5.1 In addition to the Statutory Annual General Meeting.

18.5.1.1 The Committee of any of the Clubs may, at its discretion, convene a Special General Meeting of such Club to consider & decide on any matter which the Committee considers is of such urgency that it cannot be held over until the Statutory Annual General Meeting.

18.5.1.2 A group of not less than 30 (thirty)) Voting Members of the Joint Club & 20 (twenty) of the Men's & Ladies Clubs may submit a requisition to the Honorary Secretary of such Club requesting that an Extraordinary General Meeting of the Voting Members of such Club be convened. The requisition shall state the business to be considered at such meeting.

18.5.1.3 On receipt of such requisition it shall be the duty of the Committee of the particular Club to have an Extraordinary General Meeting without delay. Only the matter in hand shall be discussed and there will be no other business.

18.6 Chairperson at General Meetings

18.6.1 The Captain, or if absent, any other elected Officer agreed by the Meeting shall preside at all General Meetings of the Men's & Ladies Club respectively.

18.6.2 The President, or if absent, any other elected Officer agreed by the Meeting shall preside at all General Meetings of the Joint Club.

18.6.3 Each Chairperson in addition to a deliberate vote, shall have & shall exercise a casting vote.

19. NOTICES OF GENERAL MEETINGS

19.1 All notices calling meetings shall be sent by post, email, text or other suitable communication to members at such addresses, email or text numbers recorded in the Clubs books.

20. MODE OF VOTING AT GENERAL MEETINGS

- 20.1 No proxies shall be allowed.
- 20.2 Voting shall be either by a show of hands or by ballot.
- 20.3 Ballot shall mean a vote on voting paper.
- 20.4 A two thirds (2/3rds) majority shall be required to decide any question requiring significant financial expenditure for the addition, improvement, renewal or alteration of the course, clubhouse and general infrastructure of the club.
- 20.5 A majority of one shall be sufficient to decide any other question under discussion unless a greater majority is required by some other Club rule.
- 20.6 In the event of a tie the Chairperson shall have & shall exercise a casting vote as provided in Sub-Clause 18.6.3.
- 20.7 If any member at a General Meeting proposes that the mode of voting on any particular matter should be by ballot & this is seconded by another member, then the question of whether voting should be by a show of hands or by ballot shall be decided by a show of hands.
- 20.8 An election of candidates for membership of the Committee of either the Men's or the Ladies Club or for membership of the Committee of Management shall be by ballot & all members voting may vote for as many candidates as he/she wishes. If he/she should vote for a number of candidates in excess of vacancies to be filled, his/her voting paper shall be invalid.

21. MINUTE BOOKS

- 21.1 The Men's Club, the Ladies Club & the Joint Club shall each keep:
- 21.1.1 A minute Book in which shall be recorded the Minutes of Annual General, Special General & Extraordinary General Meetings & also
- 21.1.2 A Minute Book in which shall be recorded the Minutes of all Committee Meetings held in compliance with Clause 7.3.
- 21.1.3 The respective Minutes shall be presented at the next General or Statutory or other Committee Meeting &, when approved as being a correct record, shall be signed & dated by the Chairperson.
- 21.1.4 The Men's Committee & the Ladies Committee shall each submit their Minute Books to the Committee of Management when required.

22. PLAYING FACILITIES

- 22.1 The Committee of Management, in consultation with the Men's & Ladies Committees shall prescribe the days & times when members of the Men's Club or the Ladies Club shall have the use of the course for competitions or when the course is reserved for team matches, Union, Branch or District events, and generally regularise the use of the course for the benefit of the members.
- 22.2 It shall also decide on the facilities to be afforded to Societies.
- 22.3 Dogs shall not be allowed (whether on a lead or not) within the Boundaries of the Club Property.

23. PERSONAL PROPERTY

Any personal belongings of members, visitors & others, brought to, kept at, or left on the premises of the Club (either in the Clubhouse or outside in the car park or on the course) shall be at the sole risk of the owners thereof, & neither the Club nor any Committee shall be responsible for any loss or damage thereto however arising; but this rule shall not prejudice any claim by the Club or the owners of the property, against Insurance Companies in case of fire, or when otherwise covered by insurance.

24. REGISTRATION OF CLUBS ACTS 1904/1988 - INTOXICATING LIQUOR ACT 2000

- 24.1 No person other than a member (as defined in Clause 3.3 hereof) shall order or pay for refreshments in the Clubhouse. Cash must be paid for every expense incurred in the Clubhouse before the person ordering leaves the premises.
- 24.2 No visitor shall be supplied with excisable liquor on the Club premises unless on the invitation & in the company of a member, & that member shall, upon the admission of such visitor to the clubs premises or immediately upon his being supplied with such liquor, enter his or her own name & the name & address of the visitor in a book which shall be kept for the purpose & which shall show the date of such visit.
- 24.3 The Committee of Management may prohibit the admission of any visitor to the Club premises & no member shall bring any person whose admission is prohibited into the Club premises.

24.4 No excisable liquor may be sold or supplied for consumption outside the premises of the Club, except to members of the Club, between the hours of eight o'clock in the morning & ten o'clock at night.

24.5 No excisable liquor shall be sold or supplied in the Club premises to any person under the age of eighteen years.

24.6 No Officer or Member of the Committee of Management, & no Manager or Servant employed by the Club, shall have any personal interest in the sale to the Club of supplies of excisable liquor, or the profits arising from such sale.

24.7 Subject to the exceptions contained in Clause 24.8. no excisable liquor shall be supplied for consumption on the Club premises to any person (other than a member of the Club lodging on the Club premises) or be consumed on the Club premises by any person (other than a member of the Club lodging on the Club premises).

24.7.1 Anytime on Christmas Day or Good Friday or,

24.7.2 On any other day outside the hours specified in respect of that day in section 2(1)(b) of the Intoxicating Liquor Act 1927 (as submitted by Section 3 of the Intoxicating Liquor Act 2000)

24.8 Nothing contained in the Registration of Clubs Act, 1904-1988, or contained by virtue only of the operation of Clause 24.7, hereof, shall operate to prohibit the supplying for consumption of excisable liquor to any person or the consumption of excisable liquor on the Club premises by any person:

24.8.1 On Christmas Day between 12 midday and 10 pm, or

24.8.2 On any other day, for one hour after the expiration of any period in respect of which it is lawful for the club by virtue of Clause 24.7.2 to supply any excisable liquor for consumption on the Club premises.

24.8.3 If, in each case, the excisable liquor is (i) ordered by or on behalf of that person at the same time as the substantial meal is so ordered, and (ii) consumed by that person during the meal or after the meal has ended.

25. CHANGE OF CONSTITUTION & RULES

- 25.1 No rule of either the Men's Club or the Ladies Club shall be repealed or altered or new rule made, except at a General Meeting of such Club & by consent of a simple majority of the members present & entitled to vote at such meeting. Written notice of the proposed changes must be sent to the Honorary Secretary of the particular club & signed by 4 (four) Full Members of the Club at least 21 (twenty one) days previous to the meeting at which same is to be considered. Such changes must be ratified at the next General Meeting of Joint Club.
- 25.2 No rule of this constitution of Borris Golf Club shall be repealed or altered or new rule made, except at a General Meeting of the Joint Club & by consent of at least two thirds of the members present & entitled to vote at such meeting. Written notice of the proposed changes must be sent to the Honorary Secretary of the Joint Club & signed by 4 (four) Full Members of the Club at least 21 (twenty one) days previous to the meeting at which same is to be considered.
- 25.3 The Honorary Secretary shall place the proposal on the Club Notice Board & put the item on the agenda for the next General Meeting of the Club concerned.
- 25.4 Any change in the constitution of the Club, which affects Rule 10 of the Constitution of the Golfing Union of Ireland, must be submitted to the Union for approval prior to adoption.
- 25.5 No change in the rules of the Men's Club shall be in conflict with the Constitution of the Golfing Union of Ireland.
- 25.6 No change in the rules of the Ladies Club shall be in conflict with the Constitution of the Irish Ladies Golf Union.

26. RULES OF GOLF & LOCAL RULES

- 26.1 The Rules of the game of golf for the Men's & Ladies Clubs shall be the Rules of Golf as approved by the Royal & Ancient Golf Club of St Andrews.
- 26.2 In addition, the Committee of Management, in consultation with the Men's & the Ladies Committees in compliance with Sub-Clause 7.5.2 shall from time to time prescribe

such Local Rules as it considers necessary having regard to the nature of the course or otherwise provided such Local Rules are not contrary to, or at variance with, the Rules of golf or directives issued by the Respective Union to which the Men's Club or the Ladies Club is affiliated.

27. GAMBLING

- 27.1 The running of sweeps, draws or raffles is not permitted except in connection with main Competitions & subject to Committee of Management approval.
- 27.2 Gambling in any other form in the Clubhouse or on the Course is not permitted save with the express permission of the Committee of Management.

28. BYE-LAWS

- 28.1 Each of the Men's & the Ladies Committees shall have power from time to time to make such Bye-Laws as it considers necessary for matters under their respective jurisdiction.

Amendments and Bye-Laws