**ENGLAND DEAF BASKETBALL**

**RULES OF CONSTITUTION**

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The name of the association shall be the ENGLAND DEAF BASKETBALL (“EDB”).

1. OBJECTS
2. The objects of the EDB are; To promote and develop sport for ICSD eligible deaf people regardless of their location, ability, or financial support and in particular the provision of assistance in providing facilities for playing the sport of Basketball, with the purpose of improving their conditions of life in providing support, education and advice where necessary to improve health, wellbeing and nutrition.
3. In furtherance of the above objectives, but not otherwise, EDB may:
4. Promote and organise competitive sport and events of a sporting nature for Deaf people primarily in England, but also where possible in the United Kingdom and internationally, having regard to the health and safety of its members. Enable Deaf athletes to enter and compete in Basketball on an equal footing. Provide opportunities for Deaf athletes to train for and compete in the Deaflympic games as an England Team, to include other International Competition, and other such world event. EDB would also facilitate and encourage National Deaf Basketball League clubs to compete in European Competition.
5. Procure and provide information. Procure to be written and print, publish, issue and circulate gratuitously or otherwise any reports or periodicals, books, pamphlets, leaflets or any other documents.

iii. Obtain, collect and receive money and funds by way of contributions, donations affiliation fees subscriptions, legacies, grants commercial sponsorships, and any other lawful method and accept and receive gifts of property of any description. (Whether subject to special trusts or not). Provided that the EDB shall not undertake any permanent trading activities in raising funds for the said objects.

C. The income and property of the EDB where so ever derived shall be supplied solely towards the promotion of the objectives of the EDB and no portion thereof shall be paid or transferred directly or indirectly by the way of dividend, bonus or otherwise, howsoever by way of profit to any member of the EDB, provided that nothing herein shall prevent the repayment of out-of-pocket expenses.

1. POWERS

To further its objects the EDB shall have the power to do all such things as are incidental or conducive to the objects of the EDB including (but not limited to) all or any of the following:

3.1 Power to raise funds and invite and receive contributions providing that in raising funds the Executive Committee shall not undertake any substantial permanent trading activities and shall conform to any requirement of the law;

3.2 Power to buy, take on lease or in exchange any property necessary for the achievement of the objects and to maintain and equipment for use;

3.3 Power subject to any consents required by law to sell lease or dispose of all or part of any property of the EDB;

3.4 Power subject to any consent required by law to borrow money and to charge all or part of the property of the EDB with repayment of the money so borrowed;

3.5 Power to employ such staff (who shall not be members of the Executive Committee) as are necessary for the proper pursuits of the objectives;

3.6 Power to co-operate with other charities, voluntary bodies or Basketball clubs and their governing bodies operating in furtherance of the objects or of similar charitable purpose and to exchange information and advice with them;

3.7 Power to establish or support any charitable trusts, associations or institutions formed for all or any of the objects;

3.8 Power to appoint and constitute such advisory committee as the Executive Committee may see fit;

3.9 Power to do all such other lawful things as are necessary for the achievements of the said objects.

4. MEMBERSHIP, OFFICERS AND ELIGIBILITY

The EDB shall comprise five classes of membership:-

4.1 Individual Members, who need not be members of clubs in membership of the Basketball England (“BE”) but who are elected by the Executive Committee;

4.2 Playing Members, being individuals selected to play for any national EDB squad;

4.3 Honorary Members or Life Members, being individuals who have given special service to the EDB and are elected at a general meeting of the EDB;

4.4 Club Members, being clubs or bodies who are members of the BE and wish to support the EDB and are elected by the Executive Committee; and

4.5 Corporate Members, being organisations that wish to support the EDB and are elected by the Executive Committee.

4.6 The admission to membership of any member shall constitute an undertaking by that individual or body on behalf of itself and its members and employees to be bound by these Rules, the FIBA’s Rules and Regulations, the Laws of the Game, the Federation International Basketball Association’s Regulations, the Deaf International Basketball Federation’s Regulations and any regulations (including codes of conduct) adopted from time to time by the EDB.

4.7 All members of the EDB must pay an annual subscription as determined annually by the Executive Committee. All subscriptions are payable on the first day of September in each year and no individual whose membership fee has not been paid shall be allowed the privileges of the EDB.

4.8 The Executive Committee may by unanimous vote and for good reason terminate the membership of any individual or body providing that the individual or body concerned shall have the right to make representations to the Executive Committee, accompanied by a representative before a final decision is instigated.

4.9 The Officers of the EDB shall be the President, Chairman, Secretary and Treasurer together with such other officers, as the members at General Meeting shall elect.

4.9.1 No person may be selected to play for any national EDB squad unless he or she:

4.9.1.1 is a paid up playing member of a club in membership of the EDB, and

4.9.1.2 complies with the eligibility criteria set out in Regulation of the DIBF, FIBA, and

4.9.1.3 has a hearing loss at 55 decibels on good ear (SUBJECT TO ICSD)

5. GENERAL MEETINGS

All General Meetings of the EDB other than an Annual General Meeting shall be designated “Extraordinary”. All General Meetings shall be held at the discretion of the Executive Committee at a time and place to be decided by the Executive Committee.

5.1 The Chairman of all such meetings who shall be entitled to a second or casting vote shall be the President of the EDB or if unavailable the Chairman of the EDB.

5.2 Every Member shall be entitled to attend and vote at any General Meeting.

5.3 The Secretary, or in the absence of the Secretary, another appointed person shall keep a record of proceedings and decisions at every General Meeting.

5.4 The quorum at any General Meeting shall be at least one tenth of the membership or 10 members of the EDB whichever is the greater.

5.5 The Secretary of the EDB, on receipt of a requisition signed on behalf of not less than 10 Members, shall within 14 days call an Extraordinary General Meeting, of which not less than 21 days notice shall be given to each Member. It should state the date, time and place of such meeting and the object for which it is to be called. Any such requisition must specify the object for which the meeting is required and the resolution or resolutions that it is to be proposed thereat.

5.6 Each Annual General Meeting of the EDB shall be held not later than four months following the end of its financial year for the transaction of the following business:-

5.6.1 Consider and approve (with or without amendments) the minutes of the previous Meeting

5.6.2 Receive the report of the Executive Committee and make any suitable order in respect thereof.

5.6.3 Receive the Accounts and Balance Sheet for the preceding financial year ended 30th April [30th June] and to make any suitable order in respect thereof, including an order to adjourn that part of the Annual General Meeting to another date if the said Accounts and Balance Sheet are not available.

5.6.4 Elect the Officers for the ensuing year.

5.6.5 Elect the Executive Committee for the ensuing year.

5.6.6 Elect the Auditors for the ensuing year.

5.6.7 Consider any motion or other business of which due notice shall have been given.

5.7 The Annual General Meeting shall be called by the Executive Committee and the Secretary shall send notice of such meeting to all Members at least 14 days before the meeting

6. EXECUTIVE COMMITTEE

6.1 The affairs of the EDB shall be administered by the Executive Committee.

6.2 The Executive Committee shall consist of not less than three members nor more than 15 members being:

6.2.1 the Officers and

6.2.2 not more than 10 other Members elected at the Annual General Meeting who will hold office from the conclusion of that meeting

6.2.3 provided always that at least one half of the members of the Executive Committee shall be persons who have a hearing loss averaging at least 55 decibels on good ear.

6.3 The Executive Committee may in addition appoint not more than five co-opted members but must ensure their numbers does not exceed a third of the Executive Committee membership. Each appointment shall be made at a meeting of the Executive Committee and will take effect from the end of that meeting unless the appointment is to fill a vacancy in which case the appointment will be filled from the date of that vacancy.

6.4 All members of the Executive Committee (including the Officers) shall be elected to serve for terms of two years at a time but shall be eligible for re-election.

6.5 The proceedings of the Executive Committee shall not be invalidated by any vacancy amongst the members or by failure to appoint or any defect in the appointment or qualification of the members.

6.6 No persons under the age of 18 shall be appointed as a member of the Executive Committee.

6.7 All members of the Executive Committee (including the Officers) shall be elected at the Annual General Meeting through nominations to the Secretary at least fourteen days before the Annual General Meeting.

6.8 The Executive Committee shall comply with their obligations under the Charities Act with regard to:

6.8.1 the keeping of accounting records for the EDB;

6.8.2 the preparation of annual statements of accounts for that EDB;

6.8.3 the auditing and independent examination of the statement of accounts of the EDB;

6.8.4 the transmission of the statements of accounts of the EDB to the Charity Commissioners; and

6.9 The Executive Committee shall prepare an annual report and submit a copy to the Charity Commissioners as requested.

7. TERMINATION OF MEMBERSHIP FROM EXECUTIVE COMMITTEE

A member of the Executive Committee shall cease office if he or she:

7.1 is disqualified from acting as a member by virtue of section 45 of the Charities Act.

7.2 is absent without permission from the Executive Committee meetings for three consecutive meetings and the Executive resolve that the office be vacated.

7.3 notifies the Executive Committee of their wish to resign (but at least three members remain in office upon the resignation).

8. MEETINGS AND PROCEEDINGS OF THE EXECUTIVE COMMITTEE

8.1 The Executive Committee shall hold at least four ordinary meetings each year. A special meeting of the Executive Committee may be called by three members of the Executive Committee provided that a minimum of 14 days notice be given to the Secretary to notify members of the Executive Committee, along with details of the business to be discussed.

8.2 Should the Executive Committee be discussing the appointment of co-opted members; a minimum of 14 days notice must be given.

8.3 The Chairman shall chair meetings of the Executive Committee. In the absence of the Chairman, the committee will choose one of their members.

8.4 There shall be a quorum when three members of the Executive Committee are present at the meeting.

9. RECEIPTS, EXPENDITURE AND OTHER ASSETS

9.1 The funds of the EDB, including all donations, contributions and bequests shall be paid into an account operated by the Executive Committee in the name of the EDB at such bank or building society, as the Executive Committee shall decide.

9.2 The funds belonging to the EDB shall be applied only in furthering the objects of the EDB.

9.3 The financial year of the EDB will commence on the 1st May [1st July].

9.4 The Treasurer shall sign all cheques and either the Chairman or the Secretary shall countersign these.

Any payment from the EDB Bank Accounts of up to and including £2,500 is to be signed by one of the authorised signatories. Any payment of more than £2,500 is to be signed by two of the authorised signatories. EDB Credit Card and Debit Card. The use of the EDB Credit Card and Debit Card is the sole responsibility of the Chairman and such use is to be subject to audit in the normal way.

9.4.1 debit card to be managed by Treasurer, only with written authorisation using an expenditure form confirmed by Secretary and Chairman (Amendment)

9.4.2 internet banking to be managed by Treasurer, only with written authorisation form confirmed by Secretary and Chairman (Amendment)

9.5 all property, investments and other assets of the EDB, which is not vested in the Official Custodian for Charities shall be held in trust for the EDB by persons appointed by the Executive Committee for that purpose.

9.6 These recommendations shall be agreed, with adjustments made where necessary, by the following group: Treasurer (chair), Treasurer (elect), Secretary and chairman. (amended)

10. ALTERATIONS TO CONSTITUTION

10.1 Special clause: no amendment shall be made to this clause, and this constitution, which would have the effect of making the charity cease to be a charity at law

10.2 These Rules may be altered by resolution (except clause 10.1) supported by a majority of two thirds of those present at a General Meeting.

10.3 Any amendments should be verified and approved in writing by the Charity Commissioners or another authority having charitable jurisdiction.

10.4 Amendments to these Rules as agreed at a General Meeting of the EDB shall be submitted to the BE for ratification and shall not be effective until such time as they are ratified by the BE.

11. DISSOLUTION

11.1 The EDB may be dissolved by a resolution approved by a majority of two thirds of those present at a General Meeting. Any assets remaining after the satisfaction of any proper debt and liabilities shall be given or transferred to other charitable institutions or institutions having similar objectives to the EDB. A copy of the final account should be submitted to the Commissioners.

11.2 if the organisation was to dissolved, all remaining assets will to be distributed and given and/or transferred to any charity or charities for purposes that falls with the objects