

## Note 1

### Article changes proposed by the Management Committee of Heworth Golf Club Ltd. Special Resolutions

#### Current

1. In these Articles unless there be something in the subject or context inconsistent therewith:

'The Club' shall mean 'The Heworth Golf Club Limited'.

'The Committee' shall mean the Committee of Management of the Club for the time being  
Words importing the singular number shall include the plural and the converse shall apply.

Words importing males shall include females.

Words importing individuals shall include corporations.

'Month' shall mean calendar month.

'Secretary' shall include any person appointed to perform the duties of Secretary temporarily.

#### Proposed

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'The Club' shall mean 'The Heworth Golf Club Limited'.

'The Committee' shall mean the Committee of Management of the Club for the time being  
Words importing the singular number shall include the plural and the converse shall apply.

Words importing males shall include females.

Words importing individuals shall include corporations.

'Month' shall mean calendar month.

'Secretary' shall include any person appointed to perform the duties of Secretary temporarily.

**'Voting members shall be ordinary members, Life members, Senior members (female 60 years and over), Junior members over the age of 18 and Intermediate members'**

**'Non-voting members shall include 5 day-members, Junior members under the age of 18, Country members and Social members'**.

#### Current

5. The Club shall consist of Ordinary Members **(Male and Female)**, Life Members **(Male and Female)**, **Senior Members (Male and Female), (65 60 years or over)**, 5 Day-Members **(Male and Female)**, Non-Playing Members **(Male and Female)** Junior Members **(Male and Female)** (under eighteen years of age), and Country Members **(Male and Female)**

#### Proposed

5. The Club shall consist of Ordinary Members, Life Members, 5 Day-Members, Non-Playing Members, Junior Members (under eighteen years of age), **Intermediate Members (18 years to 25 years)** and Country Members.

#### Current

7. Every candidate for Membership (other than the persons mentioned in Article 6) shall be proposed by one and seconded by another Member of the Club, to both of whom the candidate shall be personally known. Every application for Membership shall be made in writing, signed by the candidate and by his proposer and seconder, and addressed to the Secretary of the Club. Such application shall be made in such form as shall from time to time be determined by the Committee.

#### Proposed

Remove Article 7

## **Current**

9. **The election of all Members shall be by and at the discretion of the Committee.** The names of all candidates, **their proposers and seconders** will be posted on the Club notice board, and will be submitted to the Committee at the Meeting next following the date of its being posted, and at such Meeting if there be a vacancy in the Membership of the Club (or if there be no vacancy at the first Meeting after the occurrence of a vacancy) the Committee shall proceed to the election or rejection of the candidate.

## **Proposed**

9. The names of all candidates will be posted on the Club notice board, and will be submitted to the Committee at the Meeting next following the date of its being posted, and at such Meeting if there be a vacancy in the Membership of the Club (or if there be no vacancy at the first Meeting after the occurrence of a vacancy) the Committee shall proceed to the election or rejection of the candidate.

## **Current**

10. When a candidate has been elected the Secretary shall forthwith send to the candidate at the address given upon the form of application for Membership, notice of his or her election, and a request for payment of the entrance fee (if any) and the first subscription. A printed copy of the Memorandum and Articles of Association and Bye – Laws can be obtained on request or are available for download on the Heworth Golf Club website. [www.theheworthgolfclub.co.uk](http://www.theheworthgolfclub.co.uk)

## **Proposed**

10. When a candidate has been elected the Secretary **or Club Administrator** shall forthwith send to the candidate at the address given upon the form of application for Membership, notice of his or her election, and a request for payment of the entrance fee (if any) and the first subscription. A printed copy of the Memorandum and Articles of Association and Bye – Laws can be obtained on request or are available for download on the Heworth Golf Club website. [www.theheworthgolfclub.co.uk](http://www.theheworthgolfclub.co.uk)

## **Current**

15. **Members elected on or after the 1st September in any year shall be liable for half Annual Subscription.**

## **Proposed**

15. **New Members elected after February in any year shall be liable for the subscription on a pro rata basis notwithstanding any promotional offer that the Club deem fit to advertise.**

## **Current**

16. The Annual subscription is payable in advance on the 1st February in each year, on which date the financial year shall commence. No Member whose Subscription is in arrear may take any Club prize or sweepstake or competition. Any Member whose Subscription is in arrear for two months shall cease to exercise the privileges of Membership and his or her name may be erased from the books of the Club, but may be replaced by the Committee upon an available vacancy and on payment of all arrears. Entrance fees and subscriptions shall be paid to the Honorary Treasurer, **or** Honorary Secretary.

## **Proposed**

16. The Annual subscription is payable in advance on the 1st February in each year, on which date the financial year shall commence. No Member whose Subscription is in arrear may take any Club prize or sweepstake or competition. Any Member whose Subscription is in arrear for two months shall cease to exercise the privileges of Membership and his or her name may be erased from the books of the Club, but may be replaced by the Committee upon an available vacancy and on payment of all arrears. Entrance fees and subscriptions shall be paid to the Honorary Treasurer, Honorary Secretary **or Club Administrator**.

### Current

17. In recognition of special services rendered the Committee may recommend to the Annual General Meeting that a person be made a Life Member of the Club. On approval of this recommendation at the Annual General Meeting, the person shall become a Life Member without payment of any fee. A Life Member shall be entitled to all the rights and privileges of an Ordinary Member **(Male and Female)**.

### Proposed

17. In recognition of special services rendered the Committee may recommend to the Annual General Meeting that a person be made a Life Member of the Club. On approval of this recommendation at the Annual General Meeting, the person shall become a Life Member without payment of any fee. A Life Member shall be entitled to all the rights and privileges of an Ordinary Member.

### Current

23. The Honorary Secretary, Honorary Treasurer and Ladies' Honorary Secretary for the time being shall be Honorary Members of the Club without payment of any subscription and shall be entitled to all the rights and privileges of an ordinary Member **(Male or Female)**.

### Proposed

23. The Honorary Secretary, Honorary Treasurer and Ladies' Honorary Secretary for the time being shall be Honorary Members of the Club without payment of any subscription and shall be entitled to all the rights and privileges of an ordinary Member.

### Current

**31. If any Member shall wilfully refuse or neglect to comply with the provisions of the Rules or bye-laws of the Club, or if the conduct of any Member appears to the Committee to endanger the character, interests or good order of the Club, it shall be the duty of the Committee (or on a requisition for that purpose signed by thirty Members of the Club) to call a Meeting to consider the expulsion of this Member, provided that at least one week before the notice of such Meeting is sent out, he or she shall have had notice thereof, and of the intended resolution for his or her expulsion, and that he or she shall, at a Special Committee Meeting to be held before the notice of the Meeting is sent out, have had an opportunity of giving orally or in writing any explanation or defence he or she may think fit and he or she may be accompanied by his or her Solicitor and may call upon any witness or witnesses.**

**In all cases before said Meeting is called to consider the expulsion of a Member, legal opinion will be taken by the Committee. A Member expelled under this Rule shall forfeit all right in, and claim upon, the Club and its property.**

### Proposed

**31. Discipline and regulation of members of Heworth Golf Club shall proceed in accordance with the policies and procedures found in the club rules/bye laws.**

### Current

46. Subject as hereinafter provided, the Officers and Members to fill vacancies on the Committee shall be elected by the Members at the Annual General Meeting in the following manner:

(a) Any voting member of the Club shall be at liberty to nominate any Ordinary Member, or Life Member, or Honorary Member, **or Senior Member** to serve as an Officer or other Member of the Committee.

### Proposed

46. Subject as hereinafter provided, the Officers and Members to fill vacancies on the Committee shall be elected by the Members at the Annual General Meeting in the following manner:

(a) Any voting member of the Club shall be at liberty to nominate any Ordinary Member, or Life Member, or Honorary Member, to serve as an Officer or other Member of the Committee **in the positions vacant.**

### Current

46. Subject as hereinafter provided, the Officers and Members to fill vacancies on the Committee shall be elected by the Members at the Annual General Meeting in the following manner:

(d) Balloting lists shall be prepared **(if necessary)** containing the names of the candidates only, and each Member present at the Meeting shall be entitled to vote **for any number of such candidates not exceeding the number of vacancies.**

### Proposed

46 Subject as hereinafter provided, the Officers and Members to fill vacancies on the Committee shall be elected by the Members at the Annual General Meeting in the following manner:

(d) Balloting lists shall be prepared containing the names of the candidates only, and each Member present at the Meeting shall be entitled to vote **for or against as many candidates as they wish.**

### Current

46. Subject as hereinafter provided, the Officers and Members to fill vacancies on the Committee shall be elected by the Members at the Annual General Meeting in the following manner:

**(e) In case there shall not be a sufficient number of candidates nominated, the Committee shall fill up the remaining vacancy or vacancies.**

### Proposed

46. Subject as hereinafter provided, the Officers and Members to fill vacancies on the Committee shall be elected by the Members at the Annual General Meeting in the following manner:

### Remove

**(e) In case there shall not be a sufficient number of candidates nominated, the Committee shall fill up the remaining vacancy or vacancies.**

### Current

46 Subject as hereinafter provided, the Officers and Members to fill vacancies on the Committee shall be elected by the Members at the Annual General Meeting in the following manner:

**(f)** If two or more candidates obtain an equal number of votes another ballot shall, **if necessary**, be taken in respect of such candidates. If two or more candidates again obtain an equal number of votes the Chairman shall select by lot from such candidates; the candidate or candidates who is or are duly elected.

**(g)** The Vice-Captain elected at the Annual General Meeting shall assume the office of Captain on the 1<sup>st</sup> of January the following year.

### Proposed

46. Subject as hereinafter provided, the Officers and Members to fill vacancies on the Committee shall be elected by the Members at the Annual General Meeting in the following manner:

**(e)** If two or more candidates obtain an equal number of votes another ballot shall be taken in respect of such candidates. If two or more candidates again obtain an equal number of votes the Chairman shall select by lot from such candidates; the candidate or candidates who is or are duly elected.

**(f)** The Vice-Captain elected at the Annual General Meeting shall assume the office of Captain on the 1<sup>st</sup> of January the following year.

## Current

46. Subject as hereinafter provided, the Officers and Members to fill vacancies on the Committee shall be elected by the Members at the Annual General Meeting in the following manner:

**h) In the event of any vacancy or vacancies occurring in the Committee either during the course of an Annual General Meeting or by withdrawal or resignation at any time, then the vacancy or vacancies thus arising shall be filled by the unsuccessful candidate(s) with the highest number of votes for the position applied for at the election of Committee at the previous Annual General meeting.**

## Proposed

46. Subject as hereinafter provided, the Officers and Members to fill vacancies on the Committee shall be elected by the Members at the Annual General Meeting in the following manner:

## Remove

**(h) In the event of any vacancy or vacancies occurring in the Committee either during the course of an Annual General Meeting or by withdrawal or resignation at any time, then the vacancy or vacancies thus arising shall be filled by the unsuccessful candidate(s) with the highest number of votes for the position applied for at the election of Committee at the previous Annual General meeting.**

## Current

47. An Officer or Member of the Committee shall ipso facto vacate his office:

- (a) If he become bankrupt or suspend payment or compound with his creditors;
- (b) If he become of unsound mind;
- (c) If he ceases to be a Member of the Club;
- (d) If he absents himself from the Meetings of the Committee for a period of four months, unless the Committee pass a resolution that his office is not vacated by reason of such absence.**
- (e) If by notice in writing to the Club he resigns office.

## Proposed

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- (a) If he become bankrupt or suspend payment or compound with his creditors;
- (b) If he become of unsound mind;
- (c) If he ceases to be a Member of the Club;
- (d) If by notice in writing to the Club he resigns office.**

## Current

53. The Committee shall have power from time to time to make, alter, and repeal all such bye-laws and regulations as they may deem necessary or convenient for the proper conduct and management of the Club (provided that such bye-laws and regulations shall not be inconsistent with these Articles or be required by law to be in the form of Articles of Association)) and in particular, but not exclusively, they may by such bye-laws regulate:

**(h) The conduct of Members of the Club in relation to one another and to the Club servants.**

## Proposed

53. The Committee shall have power from time to time to make, alter, and repeal all such bye-laws and regulations as they may deem necessary or convenient for the proper conduct and management of the Club (provided that such bye-laws and regulations shall not be inconsistent with these Articles or be required by law to be in the form of Articles of Association)) and in particular, but not exclusively, they may by such bye-laws regulate:

**(h) The conduct of Members of the Club in relation to one another and to the Club servants. Any breach of club policies in place will be dealt with in accordance with the Complaints Procedure and Disciplinary sub-committee Terms of Reference, a copy of which can be obtained from the Secretary;**

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**(j) The imposition of fines for the breach of any bye-laws or any Articles of Association of the Club;**

## **Proposed**

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**(k) The procedure at General Meetings and Meetings of the Committee of the Club;**

**(l) The institution, arrangement and conduct of competitions and the application of any part or parts of the funds or assets of the Club in providing prizes for the competitors in such competitions;**

**(m) The presentation and safe keeping of trophies;**

**(n) The making of such local rules for the game of golf as may be deemed necessary or expedient to meet the requirements of the Club's own course;**

**(o) Generally all such matters as are commonly the subject matter of club rules.**

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