

THE  
MARSA SPORTS  
CLUB  
STATUTE

26<sup>th</sup> March 2026

**The Statute of the Marsa Sports Club  
A Voluntary, Non-Profit Making Organisation**

**Article 1 - NAME**

The official name of the Club shall be “Marsa Sports Club”

**Article 2 - ADDRESS**

The official address of the Club is:

Marsa Sports Club  
Off Aldo Moro Street,  
Marsa MRS 9064

Registered with SportMalta – Reg. No. SM/0046

VO/1899

**Article 3 - MISSION STATEMENT**

The Marsa Sports Club, hereinafter referred to as ‘the Club’, is a non-profit organisation providing a warm and welcoming environment for its members, guests and visitors. We are committed to provide the best possible facilities whilst fostering the growth of its junior programs to positively impact the development of youths in sports and therefore ensuring the longevity of the Club. Our ultimate goal is to provide a sporting facility where individuals from all walks of life are encouraged to take up a sport discipline practised within the Club and to offer a recreational space for families and children to relax in a safe, child friendly and equitable atmosphere.

**Article 4 - OBJECTIVES**

The Club shall have the following objectives:

1. To promote and provide equal playing opportunities to all individuals with different abilities, at all ages with no distinction between gender and ethnicity and to enhance the overall sporting experience of Club members.
2. To foster the growth and development in the game of Golf, Tennis, Padel, Squash, Croquet, Cricket, Pickleball and any other sport activity introduced to the Club, by providing learning opportunities in a safe, equitable and child friendly environment.
3. To attain and maintain a state of integrity against doping, which includes the use of prohibited substances or doping methods, the possession or trafficking of prohibited substances and refusing to undergo tests. Any corruption and match fixing in any of the sports disciplines available at the Club will not be tolerated, and any such violations will be referred to the appropriate authorities and federation/s. Disciplinary measures will apply as per Article 43(10).
4. To provide support and information on all sports disciplines practised at the Club.
5. Provided its autonomy is not affected, the Club may collaborate with other entities on a national, regional, or international basis to further its aims, subject to the Committee of Management’s approval and transparency in agreements.
6. The Club is committed to provide the best possible environment for our players to reach their maximum playing potential through excellence in coaching and support.
7. To raise funds by means of subscription of members or otherwise for all the improvements and objectives of the Club in such amounts and in such manner as may be authorised by the Committee of Management.

8. To form part of any national/international organisation/s whose aims are similar to that of the Club.
9. To do all that which is ancillary, incidental or conducive to the attainment of the above objectives.

#### **Article 5 - GENERAL POLICY**

1. The Club shall be autonomous and voluntary.
2. The Club shall be non-profit making, and any excess of funds received or generated from its activities must always be reinvested back into the Club over a period of time.
3. The Club financial statements shall be reviewed and audited and published on a yearly basis.
4. Provided its autonomy is not affected, the Club may collaborate with other entities on a national, regional or international basis to further its aims.
5. The Club shall not have any political or trade union affiliation and it shall not indulge in party politics.
6. All members of the Club as listed in Article 7, shall have access, upon demand, to the Club statute which can be requested in hard copy format from the Club's administrative office or from the Club's website 'marsasportsclub.com' or any other electronic medium as may be indicated from time to time, Prospective members will be required to state that they are aware of the objectives of the Club.
7. The elected committee members shall serve on a voluntary basis to affiliate with national or international organisations aligned with the aims of the Club.
8. The Club shall maintain public liability insurance.

#### **Article 6 - DISSOLUTION**

1. The Committee of Management (hereinafter referred to as COM) may call an Extraordinary General Meeting which shall, by a majority comprising of ninety per cent (90%) of all the eligible voters present for the meeting, vote on the resolution of its intention to dissolve the Club.
2. For clarity's sake, only the COM can call such an Extraordinary General Meeting to dissolve the Club. No member shall have the right to submit a resolution to vote on dissolution.
3. On approval by the members, the COM shall take immediate steps to dispose of all the moveable assets, which profits will be utilized to settle all debts owing to third parties and the remaining balance, if any, to be distributed as determined by the members at the said Extraordinary General Meeting.
4. Any assets considered to be immovable will have to remain the sole property of the Club in accordance with the emphyteutical deed signed between the Club and the Government of Malta on the 29<sup>th</sup> of August 2002.
5. In the event, that for any reason, upon the dissolution of the Club, the COM shall fail to act in the manner herein provided, the moveable assets shall be distributed in accordance with the laws of Malta, governing the distribution of assets of non-profit organizations.
6. Any meeting held under this Article shall also be governed by Article 41 and 42.

#### **Article 7 - MEMBERSHIP**

1. Club membership is open to all persons from the age of eight (8) years upwards. The COM, at its discretion, may at any time limit the total number of members, junior members, minor members or temporary members.
2. No one under the age of eight (8) shall be eligible to become a member.
3. The COM shall have the right to refuse or terminate Club membership, without needing to provide a reason. The COM may also request any member or prospective member to provide a police conduct certificate at any

time. A member whose membership was terminated shall have the right to a proportional refund of his membership fee.

4. Persons desirous of joining the Club must be proposed on the appropriate form by a fully paid-up member and seconded by another fully paid-up member.
5. The admission of members into the Club shall be through interview and / or meeting attended by a minimum of two (2) COM members.
6. Details of prospective members shall be retained for the period the member will remain an active Club member in accordance with General Data Protection Regulations (GDPR) or such other Regulations as may be in force from time to time.
7. Any prospective member who fails to settle their joining and subscription fees, within one (1) month from the day they have been accepted as members, shall have his or her name removed from the list of elected members and in such an eventuality must reapply to join the Club, as if it were for the first time.
8. In the event of a candidate being refused membership at an interview, his or her name may not appear again for an interview until after the expiration of twelve (12) months, nor will he or she be allowed to use the Club as a guest.
9. A member who has been requested to resign his or her membership or who has been expelled shall not be admitted to the Club as per Article - 44 clause 4.
10. Subject to the provisions of Sub-Article 12 the COM shall at its discretion establish annual subscriptions from time to time in consonance with the financial requirements of the Club. Such subscriptions shall be permanently posted on the Club notice board. Annual subscriptions shall be established for the following categories:

Single Members  
Junior Members  
Minor Members  
Country Members  
Associate Members

The COM is empowered to alter, add or delete any of the above categories of membership and the respective subscriptions.

11. Daily, weekly and monthly charges applicable for Temporary Membership as per Article 15, shall be established by the COM from time to time and posted on the Club notice board.
12. The COM has the authority to increase annual subscriptions up to a maximum of ten per cent (10%) and temporary membership by twenty-five percent (25%). These increases can only be affected once in any particular year. Any other changes to annual subscriptions and/or temporary membership must be submitted for approval at an EGM or an AGM.
13. The COM may also at its discretion issue a call for a levy that it may deem appropriate to cover any incidental financial burden that the Club may incur or project to be incurred. These calls shall be submitted for approval at an EGM or an AGM.
14. Failure to settle subscription payments within the stipulated time frame may result in suspension of membership privileges until full payment is received Subscriptions are payable in advance as follows: -  
  
Half-yearly:     by 31st December and 30th June  
Yearly:           by 31<sup>st</sup> December
15. Levies are payable within thirty (30) days of the approval by the general membership or by any later date deemed appropriate by the COM.
16. If a member resigns the COM may decide whether to refund any remaining subscription fees.

17. Members intending to resign their membership of the Club shall signify their intention in writing to the Club Secretary. Failure to do so shall render members liable to payment of any subsequent dues. Such persons will not be able to reapply for membership and will not be allowed to use the Club and its facilities before the lapse of 12 calendar months.

#### **Article 8 –JOININGFEES**

1. The COM shall at its discretion fix the joining fees payable by prospective members on application to join the Club. Such joining fees shall be permanently posted on the Club notice board.
2. No refund of joining fees shall be made in any circumstance.

#### **Article 9 - COUNTRY MEMBERSHIP**

1. Members who would have paid full subscriptions for a minimum period of three (3) years, may on leaving Malta for an indefinite period of not less than one year retain their membership as Country Member. The fee also covers a portion of subscriptions and shall entitle the member to use the facilities for thirteen (13) weeks in a calendar year, however not necessarily used consecutively. Attendance to the Club under this category will be counted in week/s not days and irrespective of the number of days one attends in a week,
2. Country members are not entitled to vote at any general meetings.
3. Full subscription fees should be resumed if the member's return to the island exceeds three (3) months.

#### **Article 10 - NON-PAYMENT OF FEES AND LEVIES**

1. Should any subscription and/or approved levy remain unsettled at the end of the period to which it refers, the name of the member concerned, shall be reported to the COM who shall have the power to suspend him or her from the Club or apply such other penalties as they deem fit.

#### **Article 11 - BLOCK MEMBERSHIP**

1. The COM shall have the power to accept block membership at rates to be decided by the COM.

#### **Article 12 – CLUB PATRON**

1. The President of the Republic of Malta shall be the Patron of the Club

#### **Article 13 - HONORARY MEMBERSHIP**

1. An invitation to Honorary membership may be extended to:
  - The President of the Republic of Malta
  - The Prime Minister
  - The Metropolitan Archbishop of Malta
  - Any other person at the discretion of 75% of the members of the COM.
2. Honorary Members are not eligible to serve on the COM or any Sub-Committee for the period during which they are Honorary Members. They shall, subject to Article 22, clause 1, be re-eligible to serve, however, in the year following which they cease, for whatever reason, to be Honorary Members.

#### **Article 14 – HONORARY CHAIRPERSON**

1. The COM shall have the power to appoint an Honorary Chairperson for life, being any past Chairperson of the Club who would have served as Chairperson for a minimum of five (5) years or any other past Chairperson of the Club who, in the opinion of seventy-five per cent (75%)of the members of the COM, deserves this appointment.
2. Any Honorary Chairperson shall have the right to attend COM meetings but shall not have a right to vote.

3. Honorary Chairpersons are not eligible to serve on the COM or any Sub-Committee during the period they hold their post as Honorary Chairpersons.
4. The wives/husbands/partners and children under eighteen (18) years of age of Honorary Chairpersons shall be entitled to use the Club without payment, provided their names are registered with the Club Secretary.

#### **Article 15 - TEMPORARY MEMBERSHIP**

1. Temporary Membership shall mean membership for persons ordinarily resident outside Malta.
2. Foreigners who are working on a permanent/contract basis cannot take up Temporary Membership.
3. At the discretion of the Club Secretary and on behalf of the COM, visitors shall be allowed to join the Club as Temporary Members under the following categories:
  - a) Daily – Temporary Membership
  - b) Weekly – Temporary Membership
  - c) Monthly – Temporary Membership

A fee shall be established in accordance with Article 7.

4. A visitor will only be allowed to take up Temporary Membership for a maximum period of three (3) months, on payment of the relative subscription as determined by the COM from time to time.
5. Temporary members shall not attend meetings or propose or second candidates for election.
6. Temporary members are not entitled to invite guests.

#### **Article 16 - ASSOCIATE MEMBERSHIP**

1. This category of membership is open to all those who are not citizens of Malta. Such members shall only enjoy full membership status including voting rights after the lapse of twenty-four (24) months from the date of their acceptance as associate members. Members are then eligible for election to the Club's COM after the lapse of a further twenty-four (24) months as per Article 23, clause 1.

#### **Article 17- GUESTS**

1. Members may invite their spouse, partners or guests at any time, but not more than three (3) times in anyone (1) calendar year. Members of visiting teams officially invited to the Club by the COM, shall be considered as guests of the Club.
2. The names and identification/passport number of guests together with that of the member introducing them to the Club must be inserted in the Club's system available at the security situated at the entrance to the Club or in the absence of the security at the reception desk found in the Club's lobby.
3. For clarity's sake a guest may only be invited to the Club on three (3) occasions in a calendar year after which they will be invited to join the Club as full members, and if interest is declined, entry to the Club will be prohibited.
4. The COM shall have the power to invite such persons to visit the Club as its guest for the purpose of taking part in any function held at the Club. This will not be considered as part of the three (3) occasions mention in Article 17 – Guests clause 3.
5. No member can invite more than 10 guests on any particular day unless authorised for the purpose by the Club Secretary.

#### **Article 18 - JUNIOR MEMBERS/MINORS**

1. Children of members may join the Club at a reduced rate of subscription and without payment of joining fees provided: -

- a) that membership is taken up on attaining the age of eighteen (18).
  - b) that until the age of twenty-three (23) such a member is a Junior Member
  - c) that on attaining the age of twenty-three (23) full membership fees become payable.
2. On application, children between the ages of eight (8) and eighteen (18), may join the Club as Minors, and will be charged a reduced joining fees as per Article 8–, provided that, on attaining the age of eighteen (18), they comply with the rules pertaining to Junior Members.
  3. Minors will only be allowed to utilise the Club and its facilities for coaching lessons and therefore will be allowed to make use of the Club facilities for not more than 90 minutes per visit. Minors will have to leave the Club after the lapse of 90 minutes.
  4. Minors cannot stay at the Club unattended beyond the 90 minutes as per Article 18 – Junior Members/Minors.
  5. Junior Members/Minors are not entitled to attend or vote at any meetings or to propose or second applications for membership.
  6. Any parent or guardian desirous of introducing a child as a minor member to the Club must fill the appropriate form and follow the procedures listed under Article 7
  7. Upon admission as a minor member, the Parent/Guardian will be required to sign a declaration, which exonerates the Club, the members of the COM and the Club Secretary from any liability or responsibility of whatever nature or cause, arising from any loss or injury which may be suffered by the child whilst utilizing the Club and its facilities.
  8. Upon admission as a minor member, the applying parent/guardian will be required to supply a passport size photo to enable the Club’s Administrative Office to issue the relative membership card to the minor member, who must always carry such card whilst on Club premises.
  9. Parents/guardians of minor members will not be entitled to enter, or make use of, the Club or any of its facilities unless they are accompanying their child for a scheduled coaching session or youth sports program. Parents/Guardians will only be allowed to drop off and pick-up children within the Club premises unless the children are under 12 years of age.
  10. The Rules and Regulations of the Club shall apply in total in respect of the minor member and any infringement of these Rules shall be interpreted as a cause for disciplinary action as provided for in Article - 43 & 44.

**Article 19- GDPR**

In accordance with the GDPR Regulations (EU 2016/679), all members of the Club as listed in Article 7, shall have access, from the Club’s web-site ‘marsasportsclub.com’, or from any other electronic medium as may be indicated from time to time, Prospective members will be required to state that they are aware of the contents of the Club’s private policy and provide their consent to allow the Club’s administration to maintain their personal information within the parameters established by the GDPR until such time that they resign as a member of the Club, when all information will be deleted.

**Article 20 - ELECTION OF COMMITTEE OF MANAGEMENT**

1. The COM's tenure shall span two terms, covering the period between two successive Annual General Meetings. COM elections shall be held in odd years, and the COM on such years shall resign after transacting the ordinary business of the Annual General Meeting.
2. The voting for the new COM shall take place on six (6) days prior to and until half an hour after the general meeting is adjourned for the election of the COM. Votes will then be counted by two (2) scrutineers appointed for the purpose at the general meeting.
3. The names of members proposed and seconded for election and the names of members of the retiring COM offering themselves for re-election shall be posted on the Club notice board ten (10) clear days before the Annual General Meeting.

4. Vacancies on the COM arising for any reason, including resignation, before the expiration of the term shall in the first instance, be filled by election. The names of candidates shall be posted in the Club, at least seven (7) clear days before the election. If no candidate puts his name forward for election within the prescribed time, the vacancy shall be filled by co-option by the Committee of Management.
5. The following rules are to be observed for balloting: -
  - a) All balloting shall be secret
  - b) All balloting shall be direct voting for candidates by members
  - c) Each member may record one vote for each of any nine candidates or less if he so desires.
  - d) All vacancies shall be balloted for simultaneously.

#### **Article 21 – DISQUALIFICATION OR CESSATION of MEMBERS of THE COMMITTEE of MANAGEMENT**

1. The office of an official member of the COM shall be vacated:
  - a) If he or she ceases to be a member of the Club.
  - b) If by notice in writing to the COM, he/she resigns his/her office.
  - c) If he or she is removed from office by a resolution duly passed pursuant to Article 22.
2. Any COM member/s who resigns from the COM, shall not, if their resignation is accepted by the said COM, be permitted to withdraw their resignation. The COM must proceed to initiate the process of a bye election in order that the vacancy be filled by ballot in accordance with Article 20 - Clause 4. Provided that the resigning member of the COM shall be eligible to contest the bye election to the COM. Should the resignations occur during the eight (8) weeks prior to the date of the upcoming AGM, at the discretion of the COM, the bye election may not be held and the seat shall remain vacant.
3. The same procedure shall be followed in the case of a cessation of a Committee Member from the COM.

#### **Article 22 – REMOVAL**

1. The members of the Club may by a resolution taken at an Extraordinary General Meeting, remove any member of the COM before the expiration of his or her period of office if he or she is guilty of repetitive disruption of meetings, hinders the function of the Club or breaks the confidentiality and trust of other members.
2. Any COM member may propose a motion of no confidence on any other serving Committee member which shall also be seconded by another COM member. The motion must be submitted in writing to the Club Secretary, outlining the reasons for removal. If the motion concerns the COM Chairperson, it should be submitted to the COM Vice-Chairperson. The COM Chairperson or COM Vice-Chairperson, as the case may be, shall convene a COM meeting within 14 days together with a copy of the motion which shall be decided by 2/3 majority of the COM by a secret vote. In the particular case where both the COM Chairperson and the COM Vice-chairperson are subject to a no confidence vote the Secretary shall convene a COM meeting within 14 days and shall chair the meeting.

#### **Article 23- COMMITTEE OF MANAGEMENT & SUB-COMMITTEES**

1. The COM shall consist of nine (9) members. Any member of the Club fully paid up for the immediately preceding twenty-four (24) consecutive months is eligible for nomination for a seat on the COM.
2. The COM shall be organised as follows: -
  - There shall be the Chairperson
  - Vice-Chairperson
  - Finance Chairperson
  - Integrity Officer
  - Tigne Beach Chairperson
  - Catering Chairperson
  - The remaining members of the COM shall be ordinary members.

There shall be the following sub – committees:

- Finance Sub-Committee

- Catering Sub-Committee
- Events Sub-Committee
- Tigne Beach Sub-Committee

All Sub-Committees will be composed of not less than two (2) members except for the Finance Sub-Committee and Tigne Beach Sub-Committee which will have at least three (3) members. All Sub-Committees to be formed within four (4) weeks from the election/appointment of the COM Chairperson.

All subcommittee Chairpersons cannot remain in office for a continuous period exceeding 6 years, provided that the same person can seek re-election as subcommittee Chairperson after a period of 2 years.

3. Honorary members of the Club who, for whatever reason, are no longer Honorary members of the Club shall, likewise, be eligible for nomination for a seat on the COM if they have been fully paid members of the Club for the immediately preceding thirty-six (36) consecutive months from the commencement of their Honorary Membership.
4. The representatives of the various Section Committees listed in Article 52 may request to attend COM meetings and if accepted shall have no vote on any issue that requires the vote of the COM.
5. No COM member may be a Committee Member on the COM and any other Committee/Association which has a parallel discipline with those of the COM as detailed in Article 52. Should such member wish to continue to be a member on the COM, such member will be bound to give up his or her post by way of resigning from the said Committee/Association to continue to be a member on the COM.
6. Furthermore, to avoid any divergence, any member seeking re-election or who has been nominated as a member on the COM will be bound to sign a declaration that they do not hold or intend to be a member on any Committee/Association and/or other entity during their term in office that has a parallel discipline as above indicated. If such an instance arises, the said candidate must either withdraw his or her nomination or resign forthwith from their post on the COM.
7. Should such a member not resign any one of his or her conflicting posts, within one calendar week from notification to this effect by the Chairperson or the Vice-Chairperson of the Club, such member shall "*ipso iure*" be deemed to have resigned his membership from the COM"

#### **Article 24 – QUORUM**

1. The COM shall meet at least ten (10) times during the year unless prevented from meeting due to extenuating factors such as Act of God or epidemics.
2. The quorum for meetings of the COM and all Section Committees shall be one half (½) of the members plus one (1). The quorum for meetings of Sub-Committees shall be two (2) members.

#### **Article 25 – CHAIRPERSONS, VICE-CHAIRPERSONS & MEMBERS OF COMMITTEES**

For the purposes of this Statute, unless the context otherwise requires, "COM Chairperson" means the "Committee of Management Chairperson", "COM Vice-Chairperson" means the Vice-Committee of Management Chairperson, and "Section Chairperson" means the Chairperson of the relevant Section Committee. Any reference to the legal, judicial, administrative or representative functions of the Club shall be construed as a reference to the COM Chairperson unless otherwise expressly stated.

1. The COM Chairperson and the Section Chairpersons shall be elected immediately after their respective Annual General Meeting, by the elected members of the COM or the relevant Section Committees as the case may be, and each election shall be held biennially.
2. Neither the COM Chairperson nor any Section Chairperson may remain in office for a continuous period exceeding six (6) consecutive years. Where, upon the expiration of six (6) consecutive years, the election for COM Chairperson or Section Chairperson is contested, the serving Chairperson shall be required to stand down. Provided that where no other candidate is proposed for the office of Chairperson, the outgoing Chairperson may be re-elected notwithstanding the six (6) year limitation. A Chairperson who has been required to stand down if another Chairperson is proposed shall be eligible for re-election only after a lapse

of two (2) years, provided he again puts his name forward. For the purposes of the six (6) year limitation established in clause 2 above, any person holding the office of COM Chairperson or Section Chairperson in 2026 and who had already held such office prior to March 2024 shall be deemed to have commenced the current six (6) year period reckonable in March 2024 irrespective of the actual date of his appointment.

3. The COM and all Section Committees shall be elected for two (2) year terms. Any vacancy arising on the COM, on a Section Committee or on a Sub-Committee may be filled by election or by co-option, according to this Statute and any person so elected or co-opted shall serve only for the remaining period of the original term.
4. Whenever the office of COM Chairperson is vacant, or the COM Chairperson is absent from Malta or is for any other reason unable to perform the functions of office, such functions shall be performed by the COM Vice-Chairperson. The COM Vice-Chairperson shall cease to perform such functions upon notification by the COM Chairperson that he is able to resume his duties. Where a Section Committee has a Vice-Chairperson, the same rule shall apply mutatis mutandis to the office of the Section Chairperson.
5. The COM Chairperson will convene and preside at all meetings of the COM and at all Annual General Meetings and Extraordinary General Meetings of the Club and regulate its proceedings. The COM Chairperson shall also act as the Club's official representative. The COM Chairperson shall also act on matters falling within the competence of the COM only after taking its advice in terms of the following sub-articles.
6. The COM Chairperson shall consult the COM in matters related to policy changes, financial decisions, disciplinary actions, membership structure, contractual agreements, legal risks, major capital projects, and resolutions requiring approval at general meetings, and any other matter brought before the COM by any member thereof.
7. The legal and judicial representation of the Club is vested in the COM Chairperson. Any legal proceedings to be instituted by the Club shall only be initiated by the COM Chairperson. The Club Secretary shall inform the COM of all matters relating to such proceedings at the next duly convened meeting. Any contract binding the Club, regardless of its nature, shall require the joint signatures of both the COM Chairperson and the Club Secretary, but the Club Secretary shall be bound to inform the rest of the COM where he believes any such signed contract may be of relevance or important.
8. The COM Chairperson may act independently in routine administrative matters, in emergency situations requiring immediate action, in public representation within the scope of their authority, and in enforcing Club rules, provided that such enforcement does not involve disciplinary measures requiring COM approval. In matters concerning appointments, removals, regulatory amendments, financial commitments beyond the authority delegated to the COM Chairperson under the policies of the Club, or any other matter reserved to the COM by this Statute or by policy, the COM Chairperson shall act in accordance with the advice of the COM and, in all such cases, shall have a casting vote were permitted by this Statute.
9. The COM Chairperson and the COM Vice-Chairperson shall undertake such other functions in respect of the Club as the COM may determine from time to time.
10. The COM shall elect from among its members a COM Vice-Chairperson. The COM Vice-Chairperson will preside over meetings of the COM with full powers in the absence of the COM Chairperson. Provided that in the absence of both the COM Chairperson and the COM Vice-Chairperson, and provided a quorum is available, the members of the COM will have the power to appoint a substitute/s to conduct the meetings.
11. No payment (except by way of reimbursement of out-of-pocket expenses, if any) shall be paid to any member of the COM and members of the Section Committees unless authorised by the said committee. Provided that any COM member or section committee member who has a financial interest in a matter under consideration, including where such person receives or is entitled to receive any payment or fee, shall not participate in the discussion or decision-making relating to that matter.
12. All matters relating to the appointment, election, tenure, re-election, vacancies, quorum, financial authority, and amendment of by-laws of the COM, Sub-Committees and Section Committees shall be governed exclusively by Articles 20 to 29 (inclusive), and, in the case of financial authority and by-laws, by Articles 28 and 54, as applicable. In the event of any conflict or inconsistency between the matters regulated as established in this Statute and any Section By-laws, the provisions of this Statute shall prevail and any contrary provision shall be null and void.

#### **Article 26 - CLUB SECRETARY/PERSONNEL**

1. The Club Secretary shall be employed by the Club. The Club Secretary is authorised to recruit or terminate such personnel as may be necessary to ensure the proper administration of the Club, and to determine the remuneration/allowances payable/allowable to such personnel with the approval of the Finance Sub-Committee
2. In the event of there being no Club Secretary or Assistant Club Secretary, the COM shall appoint from among their number an Honorary Secretary to act under their direction, until such time that a suitable replacement is selected.

#### **Article 27 – FINANCE CHAIRPERSON (Treasurer)**

1. The Finance Chairperson shall be elected from among the members of the COM. The Finance Chairperson cannot remain in office for a continuous period exceeding six (6) years, provided that the same person can seek re-election as Finance Chairperson after a lapse of 2 years.
2. The Finance Chairperson will be responsible for the Financial and Accounting work of the COM.
3. The Finance Chairperson shall undertake such functions in respect of the Club as the COM determines from time to time.

#### **Article 28 – POWERS**

1. The COM Chairperson shall be the legal representative of the Club. In his absence, the COM Vice-Chairperson and Finance Chairperson jointly shall represent the Club in all matters for which representation is required. In the absence of the COM Chairperson and COM Vice-Chairperson the COM shall have the power to delegate one of its members to represent the Club.
2. The COM shall have the power to appoint a Sub-Committee to investigate any matter concerning the Club or its activities and make recommendations. Any member of the Club may be co-opted to serve on such sub-committees at the discretion of the COM.
3. The business of the Club shall be managed by the COM which may pay all such expenses, preliminary and incidental to the promotion, formation, establishment and registration of the Club as they deem fit.
4. No regulation/s made by the Club in a General/Extraordinary Meeting shall invalidate any prior act of the COM which would have been valid if such regulation had not been made.
5. The members of the COM may act notwithstanding any vacancy in their constitution provided that if number of members is four or less, the Club Secretary shall call an election and shall administer the day-to-day business of the Club.
6. The COM is authorised to appoint an External Advisory Committee/s to support it in its role.
7. The COM shall have the authority to maintain a total indebtedness towards any Maltese Banking or Financial institution of/up to a maximum of 25% of equity in the balance sheet of the club of the previous financial year without the need to obtain prior authorisation from the Club Membership.

Furthermore, the COM shall have the authority to maintain a bank overdraft facility up to 10% of the members' subscriptions of the previous financial year with any Maltese bank it deems fit. The said bank overdraft facility is only to be used for operational cash flow purposes.

8. No Sub-Committee, or Section Committee shall incur or authorise any expenditure except in accordance with the expenditure thresholds and brackets established from time to time by the COM in a financial or procurement policy issued for that purpose, a copy of which may only be made available to a member of the club upon request. Such policy shall establish different levels or brackets of expenditure and shall regulate, inter alia:

- a. the level of expenditure which may be authorised by the Sub-Committees, or Section Committees without prior approval
- b. the level of expenditure requiring the prior approval of the Club Secretary;
- c. the level of expenditure which must be referred to the Finance Sub-Committee; and
- d. the number of quotations required for expenditure falling within the various brackets.

All Sub-Committees and Section Committees shall be bound to comply with the said policy as may be amended by the Committee of Management from time to time.

9. The by-laws of the Club shall be approved and may be amended at the Annual General Meeting of the Club. Notwithstanding the foregoing, the COM may, for reasons of urgency or good administration, amend the by-laws of the Club at any time between Annual General Meetings, provided that any such amendment shall take immediate effect and shall remain valid and binding in the interim, but shall be submitted for approval at the next Annual General Meeting of the Main Club.
10. The by-laws of a Section shall be approved and may be amended at the Annual General Meeting of the respective Section. Notwithstanding the foregoing, the Committee of the respective Section may, for reasons of urgency or good administration, amend the by-laws of that Section at any time between Annual General Meetings, provided that any such amendment shall take immediate effect and shall remain valid and binding in the interim, but shall be submitted for approval at the next Annual General Meeting of the respective Section.

11. In the event of any inconsistency between this Article and any other provision of this Statute or any by-law, the provisions of this Statute shall prevail.

#### **Article 29 – PROCEEDINGS OF THE COMMITTEE OF MANAGEMENT**

1. Subject as hereinafter provided, the COM may meet for the dispatch of business, adjourn and otherwise regulate their meetings as they think fit. The COM shall meet at least once a month except for the months of August and December as per Article 24– Quorum.
2. Meetings may also be held in a virtual environment in exceptional circumstances or as deemed necessary by the COM.
3. The quorum required for conducting the business of the COM shall be five (5) as indicated in Article 24(2). If a quorum is not present within thirty (30) minutes from the time appointed for the meeting, the meeting shall be adjourned to a later date. Should a quorum still not be met within thirty (30) minutes at the adjourned meeting, the meeting shall proceed. Should the COM Chairperson or COM Vice-Chairperson not be present at said meeting the members forming the quorum shall appoint one of their number to preside over the meeting.
4. Matters decided at any meeting of the COM shall be decided by a simple majority of votes. In case of an equality of votes, the Chairperson of the meeting shall ask for a re-vote. In the event of an equality of votes on the revote, the COM Chairperson of the meeting shall have a casting vote.
5. On the request of the COM Chairperson or the COM Vice-Chairperson the Club Secretary shall, at any time, summon a meeting of the COM by notice (stating the time and place of such meeting) served upon the several members of the COM giving a notice of at least five (5) working days. Any accidental failure to give such notice to any member of the COM entitled thereto shall not invalidate any of the proceedings of such meeting so long as a quorum is present there at. A notice shall be sent by email or/and any other electronic means to all members who shall be deemed to have been duly served as a result.
6. A meeting of the COM at which a quorum is present shall be competent to exercise all the authorities, powers and discretion by or under the regulations of the Club for the time being vested in the COM.
7. The COM may delegate any of its powers to sub committees consisting of such member or members of the COM or of such other persons as it thinks fit, and any subcommittee so formed shall, in the exercise of the powers so delegated, conform to any regulations imposed on it by the COM.
8. The COM shall cause proper minutes to be made of all appointments of officers made by the COM and of the proceedings of all meetings of the Club and of the COM and of sub committees appointed by the COM.

9. All business transacted at such meetings, and any such minutes of any meeting, if purporting to be signed by the Chairperson presiding over such meeting and Club Secretary of such meeting, or by the COM Chairperson and Club Secretary of the next succeeding meeting, shall be sufficient evidence without any further proof of the facts therein stated.

### **Article 30 - MINUTES**

1. Approved minutes of COM meetings shall be available for perusal by members during normal office hours subject to these minutes not being classified as 'CONFIDENTIAL' by the COM due to the sensitivity and nature of their contents, in which case these minutes will not be available and may only be viewed at the Club's Administrative Office by fully paid-up members on application to the Club Secretary after having obtained approval from the COM.

### **Article 31 - ANNUAL GENERAL MEETING**

1. The Annual General Meeting of the members of the Club shall be held every year and not later than 31<sup>st</sup> March at 6.00 pm on a date to be fixed by the COM for the purpose of:
  - a) Confirming the minutes of the previous year's Annual General Meeting.
  - b) Confirming the minutes of all Extraordinary General Meetings held during the previous year.
  - c) Chairperson's report.
  - d) Receiving the accounts of the Club for the previous financial year.
  - e) Appointment of auditors for the ensuing year.
  - f) Discussing any proposals, which may require the decision of a General Meeting and of which due notice had been given as hereinafter provided Article 34 – Clause 1.
  - g) Considering and confirming or rejecting all new by-laws and amendments to by-laws, which the COM may have passed since the last Annual General Meeting.
  - h) Receiving the resignation of the COM
  - i) Election of the new COM.
  - j) Other Matters
2. Only members who are fully paid-up preceding the Annual General Meeting, or who have settled any outstanding amounts by not later than the Annual General Meeting, are entitled to attend and vote at the Annual General Meeting.
3. The Chair shall be taken at the Annual General Meeting by the COM Chairperson or, in his absence by the COM Vice- Chairperson. In the absence of the COM Chairperson and COM Vice-Chairperson the chair shall be taken by a duly elected member of the COM.
4. Those members present for the Annual General Meetings and are eligible to vote as per Article 31 – Annual General Meetings, Clause 2, shall be entitled to one (1) vote upon every matter raised. In the case of equality of voting, the Chairperson of the meeting (who shall be the outgoing COM Chairperson) shall have a second or casting vote.
5. The Club Secretary shall take minutes of the proceedings at all General Meetings of the Club.
6. The COM Chairperson shall present the Annual Report to the members present at the Annual General Meeting.
7. The auditors or reviewers of accounts shall be nominated and elected by the members attending and having a right to vote at the Annual General Meetings. No auditor or reviewer of accounts who has held office on the COM during the previous twelve (12) months will be eligible for nomination. No auditor or reviewer of accounts shall run for office on the COM during the successive twelve (12) months.

### **Article 32 - NOTICE- ANNUAL GENERAL MEETINGS**

1. A notice of the date fixed for the Annual General Meeting shall be exhibited twenty-one (21) clear days beforehand in the Club. A copy of the notice shall also be sent by electronic means.

### **Article 33 – QUORUM- ANNUAL GENERAL MEETINGS**

1. To constitute this meeting there must be at least thirty members present; provided that if the requisite number of members is not present fifteen (15) minutes after the time fixed for the meeting, the meeting shall be transacted irrespective of the number of members present and every resolution so approved, shall be binding on all members of the Club as though a full quorum of members had been present and voted at the meeting, except where a higher majority is expressly required by this Statute. Provided that members may also attend meetings online where the COM decides that a meeting may also be held so, and eligible members shall also be permitted to vote through electronic means, provided that the necessary safeguards are in place.

### **Article 34 – RESOLUTIONS–ANNUAL GENERAL MEETINGS**

1. Notice of any resolution to be proposed at the Annual General Meeting shall be given to the Club Secretary in writing signed by the proposer at least fifteen (15) clear days before the Annual General Meeting and shall be posted forthwith on the Club notice board. No amendments to such resolution shall be submitted to the Meeting unless they shall have been notified to the Club Secretary in sufficient time to be posted in the Club, at least ten (10) clear days before the meeting.
2. At any Annual General Meeting, any resolution or motion shall be read to the meeting immediately before a vote is taken.
3. Any resolution brought before the Annual General Meeting shall be decided by a majority vote.
4. All resolutions laid before the Annual General Meeting shall be decided by a show of hands, unless five (5) members request that the motion be so decided by a secret ballot. Provided that voting may also be held fully or partially by electronic voting.
5. All resolutions passed by a General Meeting, shall be posted in the Club for a period of not less than seven (7) days from the day following the General Meeting.
6. When a motion has been put to the vote at a General Meeting, it shall not be competent for any member or members other than the COM to call an Extraordinary General Meeting on the same motion or any subject bearing upon it, within a period of three (3) months.

### **Article 35 - CONFIDENTIAL RESOLUTIONS**

1. Should the subject of a resolution be considered by the COM to be of such a confidential nature that it is inexpedient to post it on the notice board, notice shall be posted to the effect that there is a confidential resolution to be moved at the meeting, and the resolution may be seen by full members on application to the Club Secretary.

### **Article 36 – ACCOUNTS**

1. The annual audited accounts are to be drawn up for a financial period commencing on 1<sup>st</sup> January and ending on the 31<sup>st</sup> of December of each year as prescribed by law.
2. The Accounts shall be displayed on the Club notice board for ten (10) clear days before the Annual General Meeting. Members are exhorted to give notice in writing, on any queries which they wish to raise in connection with the accounts, at least forty-eight (48) hours before the Annual General Meeting, and if raised later than this time, need not be answered during the AGM, if the information is not available, provided that an answer to the said queries shall be provided within 7 days from the said AGM.

### **Article 37 - EXTRAORDINARY GENERAL MEETINGS**

1. The COM may call an Extraordinary General Meeting of the Club on giving notice specifying the object, and no other business shall be discussed at such a meeting.
2. Save for dissolution under Article 6, on the receipt of a written request of twenty-five (25) members, none being members of the COM, the COM shall call an Extraordinary General Meeting within one calendar month.

3. Only members who are fully paid-up preceding the Extraordinary General Meeting, or who have settled any outstanding amounts by not later than the Extraordinary General Meeting, are entitled to attend and vote at an Extraordinary General Meeting.
4. The Chair at an Extraordinary General Meeting shall be assumed by the COM Chairperson or, in his absence by the COM Vice-Chairperson. In the absence of both the COM Chairperson and COM Vice-Chairperson the chair shall be taken by a duly elected member of the COM.
5. Those members present for the Extraordinary General Meetings are eligible to vote as per Article 37 – Extraordinary Annual General Meetings, Clause 3, shall be entitled to one (1) vote upon every matter raised. In the case of equality of voting, the Chairperson of the meeting shall have a second or casting vote.
6. The Club Secretary shall take minutes of the proceedings at all Extraordinary General Meetings of the Club.
7. No new Rule or alteration of any existing rule shall be made at a General Meeting except in accordance with Article 34, and, in the case of an Extraordinary General Meeting, Article 40(5).

#### **Article 38 – NOTICE - EXTRAORDINARY GENERAL MEETINGS**

1. All notices of Extraordinary General meetings issued by the COM must be signed by the Club Secretary and posted on the Club notice board at least fourteen (14) days before the day of the meeting.
2. A copy of the notice shall be sent also by electronic means.

#### **Article 39 – QUORUM - EXTRAORDINARY GENERAL MEETINGS**

1. To constitute an Extraordinary General Meeting there must be at least thirty (30) members present except as provided for in Article 42, clause 1. Provided that if the requisite number of members not be present fifteen (15) minutes after the time fixed for the meeting, the meeting shall be held forthwith, and all business on the agenda may be transacted, irrespective of the number of members present and every decision arrived at shall be binding on all members of the Club as though a full quorum of members had been present and voted at the meeting except as provided for in Article 40(5) and in Article 41 and 42.

#### **Article 40 – RESOLUTIONS – EXTRAORDINARY GENERAL MEETINGS**

1. Any resolution laid before an Extraordinary General Meeting, shall be decided by a majority vote, except as provided for in Article 41 clause 4.
2. All resolutions laid before the Extraordinary General Meeting shall be decided by a show of hands, unless five (5) members request that the motion be so decided by a secret ballot.
3. All resolutions passed by an Extraordinary General Meeting, shall be posted in the Club for a period of not less than seven (7) days from the day following the Extraordinary General meeting.
4. At any Extraordinary General Meeting, any resolution or motion shall be read to the meeting immediately before a vote is taken.
5. No new Rule or alteration of an existing Rule shall be made without a majority of two-thirds of any Extraordinary General meeting of at least thirty (30) members.
6. When a motion has been put to the vote at an Extraordinary General Meeting, it shall not be competent for any member or members other than the COM to call an Extraordinary General Meeting on the same motion, or on any subject bearing upon it, within a period of three (3) months.

#### **Article 41 - DISPOSAL OR TRANSFER OF CLUB PREMISES**

1. Any resolution regarding the disposal or transfer of the Club premises or the granting of any real rights thereof, must be made the subject of an Extraordinary General Meeting called specifically for these purposes.
2. Notice specifying the object of such a meeting must be sent fourteen (14) days before the day of the meeting by electronic means on the same date.

3. Any member wishing to propose an amendment to the resolution must notify the Club Secretary in writing, of such proposed amendment at least seven (7) days before the meeting in time to enable such amendments to be posted on the Club notice board.
4. Any resolution or amendment thereto shall be decided by at least a two-thirds majority vote

#### **Article 42 – QUORUM – DISPOSAL OR TRANSFER OF CLUB PREMISES**

1. Any meeting held under this Article shall have a quorum of one hundred fully paid-up members.
2. If a quorum is not reached, the meeting shall be held after fourteen (14) days when, irrespective of the members present any resolution taken in accordance with Article 41, clause 4, will be valid and binding on all members.

#### **Article 43 - CONDUCT OF MEMBERS**

1. Any member who removes any item that is the property of the Club, without the sanction of the Club Secretary shall be charged for the value of the item and fined at the discretion of the COM and will be called to attend a disciplinary meeting. The Disciplinary Committee, as appointed by the COM, will decide on the ruling and their decision shall be final.
2. Any person, who in the opinion of any member of the COM or the Club Secretary, is misbehaving and/or whose actions are injurious to the character or interests of the Club, may be asked to leave the Club immediately, and later be dealt with, in accordance with Article - 43, clauses 7 & 8.
3. Any member who shall destroy or damage any article or fixture, the property of the Club, shall at the discretion of the COM, pay a sum not exceeding the current replacement value or cost of repair of such item or fixture and may be called to attend a disciplinary meeting. On the recommendation of the Disciplinary Committee, the COM will decide on the ruling and such decision shall be final.
4. Members are liable as in Article 43 clause 3, for damage caused by their guests and/or children.
5. The current replacement value and / or cost of repair only may be charged for any article or fixture broken or damaged.
6. The replacement value of any article damaged or destroyed shall be decided by the COM, whose decision shall be final.
7. In the case where the conduct of any member either in or out of the Club, shall, in the opinion of the COM, be injurious to the character or interests of the Club, the COM shall direct such case to the Disciplinary Committee who shall call a meeting with the defendant/s to hear and adjudicate each case separately and to report their findings to the COM in accordance with Article 44 clause 3. The COM may also alternatively request a written statement from the individual in writing detailing their position on the matter, before proceeding with a disciplinary decision.
8. Should any case arise, which in the opinion of the Disciplinary Committee is not sufficiently serious to be dealt with under Article 44, clause 3, the COM shall be authorised to suspend any member for a period not exceeding six months.
9. The period of suspension shall, at the discretion of the COM, be enforced during the member's presence in Malta. Suspension shall not exempt the member from their obligation to pay the subscription fee.
10. Cases relating to any violations mentioned in Article 4(3), will lead to the immediate suspension, until such time that a disciplinary meeting is held to adjudicate the case which could lead to a possible termination of the Club's membership with no recourse to reapply and join the Club for a minimum of 5 years. If the evidence proves to be accurate the Club will be obliged to report each case to the relative authorities.
11. Parents or legal guardians of minor/junior members shall be fully responsible for their children in all respects while on Club premises or participating in any Club-related activities. This responsibility includes, but is not limited to, ensuring their child's compliance with Club rules and regulations, covering any damages

caused by their child to Club property or third parties, and accepting full liability for any injuries, accidents, or incidents involving their child. The Club shall not be held liable for any loss, harm, or misconduct resulting from the actions or omissions of minor/junior members. Parents or legal guardians must also ensure that their child is always under appropriate supervision, as required by the Club's policies.

#### **Article 44 – DISCIPLINARY COMMITTEE (composition)**

1. The Disciplinary Committee will be composed of the COM Chairperson plus two (2) full voting members who are independent of the COM. They will hold their post for a period of one (1) year. The COM will appoint the two members who will sit on the Disciplinary Committee during the first meeting of the COM held after the Annual General Meeting.
2. If the COM Chairperson or any of the other two members respectively have a conflict-of-interest or is otherwise unable to hear a case, the COM may appoint an ad hoc replacement for that case.
3. The Disciplinary Committee will only have the power to recommend disciplinary action. However, the final decision shall rest with the COM and the member in question may submit a written appeal within 7 days of the ruling. They are to put forward their recommendations to the COM, who shall have the power to pass judgement for each case and request such member to resign. If the aforesaid member shall not comply with such request he/she shall be expelled.
4. Members who have been requested to resign or are expelled from the Club by the COM shall not be allowed to reapply for membership of the Club except after a period of five years.

#### **Article 45 - OPENING HOURS**

1. The Club shall open daily, apart from Christmas day for the use of members as determined by the COM and notified on the Club notice board.

#### **Article 46 –BILLS for MEALS**

1. Monies owed by members or their guests to the Club Caterer, shall not be the responsibility of the Club and shall be dealt with directly with the said Caterer.
2. Any complaints as to charges must be dealt with directly with the caterer.

#### **Article 47 – FOOD OR BEVERAGE**

1. Members are not allowed to bring in their own food or beverage into the Club unless specific dietary items are required, not provided by the caterers.
2. All such consumptions mentioned in Article 47 clause1, must be purchased from the various catering outlets available on the Club premises.
3. Baby food is excluded from the list of consumptions listed in Article 47 clause 1.
4. Any special requests for dispensation from article 47 with regards to a particular diet, must be made to the caterers.

#### **Article 48 –COMPLAINTS**

1. Members are not permitted to reprimand the employees of the Club. Any complaint against them must be made in writing or by electronic means to the Club Secretary.

#### **Article 49 – SUGGESTIONS**

1. Any suggestions or complaints concerning the Club must be made to the Club Secretary, in writing or by electronic means.

#### **Article 50 – ANIMALS/PETS**

1. No animals or pets shall be admitted into any part of the Club or grounds, even if on a lead unless they are service dogs. Any member contravening this rule will be liable to disciplinary action in accordance with Article 43.

#### **Article 51 - ACCEPTANCE OF RULES**

1. The payment of joining fees and subscriptions entitles members to the various privileges of the Club. Such payment shall be an acknowledgement on their part that they accept and are bound by the Rules and by-laws of the Club, and all alterations and additions duly made to them. No member or junior or minor member shall be absolved from the effect of these Rules and by-laws.

#### **Article 52 - ANCILLARY CLUBS AND SECTION COMMITTEES**

1. The Club incorporates within its organisation, the following ancillary Club and Section Committees:
  - The Royal Malta Golf Club, being an ancillary club
  - The Tennis/Padel Section
  - The Squash & Pickleball Section
  - The Cricket Section
  - The Croquet Section
  - The Snooker Section,
  - Tigné Beach, (in conjunction with the Malta Union Club)

and such other Clubs or Sections that may be formed to further the interest of a particular sport or amenity.

2. Each of the above ancillary Club or Section is governed by its own Constitution and by-laws, with the approval of and under the overall control of the COM of the Club, subject always to Articles 20 to 29, 28 and 54 of this Statute.
3. Membership of the Club is a prerequisite for membership of any of the above ancillary Club or section/s.
4. A full member of the Club shall not be refused membership of any of the above ancillary Club or Section Committee. Cases of dispute in the implementation of this clause, and cases of discipline which might be considered to fall under Article 43 and 44, shall be reported to the Club Secretary for a decision by the COM of the Club.
5. A member of the Club, who is also a member of any of the above ancillary Club or section, shall be required to pay such additional joining fees, annual subscriptions or other fees as may be authorised in accordance with Article 52 clause 2.
6. For the avoidance of doubt, the Club shall constitute a single legal entity. The Committee of Management, Sub-Committees and the Section Committees, shall not have separate legal personality and shall act solely as organs or internal structures of the Club, subject always to the authority and control of the Committee of Management.
7. Each Sub Committee shall have at least a Sub-Committee Chairperson and each Section Committee shall have at least a Section Chairperson

#### **Article 53 - MEMBERSHIP/MAILING LIST**

1. The membership list of names and addresses may be passed onto any ancillary Club/sport section but the Club, ancillary Club or any member of its sport sections may not pass the said list to third party as per the GDPR guidelines mentioned in Article 19.
2. Any fully paid-up member, Section Committee or ancillary Club wishing to send correspondence to any person outside the ancillary Club or Section Committee may do so subject to the following conditions:
  - a) A written request must be submitted to the Club Secretary, and prior approval must be obtained from the Club's COM. The COM shall have the right to refuse any request deemed harmful or contrary to the interest of the Club or its members.
  - b) A copy of the correspondence must be submitted to the COM for approval before being sent.

c) The Club's Administrative Office will handle all tasks pertaining to the preparation and mailing of the correspondence. Any expenses incurred will be reimbursed and borne by the requesting Section Committee/ancillary Club/fully paid-up member.

**Article 54 - BY-LAWS**

1. The COM may make such by-laws as they deem expedient for the benefit of the Club. These shall be regarded as temporary until they have been confirmed at the Annual General Meeting. Such by-laws shall come into force from the date they are published on the notice board.

# **BY-LAWS of the Marsa Sports Club**

## **OPENING HOURS**

1. The Club is open daily, apart from Christmas day for the use of members as decided by the Committee of Management and notified on the Club notice board.
2. After closing time no game of any sort will be played but members may stay on the premises.

## **PUBLIC LIABILITY**

3. By choosing to use the Club's facilities, all members and guests expressly acknowledge and assume all risks associated with their use, regardless of their condition. The Club and its representatives shall not be liable for any injury, loss, or damage suffered by any person or their property, even if the premises are alleged to be unsafe. Members and guests waive any right to seek compensation and agree that the Club owes no duty to ensure the safety or maintenance of its facilities. The Club shall also not be responsible for any loss, theft, or damage to personal property.

## **CLUB STAFF**

4. Members are not permitted to issue any orders or instructions to the Club Staff. Attention is drawn to Article 48 clause 1, regarding complaints.
5. Secretaries of the Ancillary Club and Sports Sections requiring any special work done for their Club or Section are to contact the Club Secretary.

## **FINANCIAL POLICY**

6. Each sports section is responsible for utilising any surplus funds arising out of its own activities during the previous financial year, under the following conditions: -
  - a) That should the Main Club at any time be short of funds, this policy can be rescinded, as decided by a majority vote of the Committee of Management.
  - b) That full and proper accounts of each sports section be submitted to the Committee of Management at the end of each month.
  - c) That any losses incurred by any Section will be made good by the Section itself.
7. The accountant will send a Profit and Loss Account at the end of every quarter of each sports section separately, to enable them to know their exact financial position.
8. No extraordinary expenditure shall be incurred by any section without prior reference to the Club Secretary or Accountant, for consideration by the Finance Sub-Committee.
9. The Finance Sub-Committee will refer its decision for the Committee of Management's confirmation.

## **PUBLICITY - PRESS AND BROADCASTING MEDIA**

11. By virtue of their membership, all members grant permission for the factual publication of fixture lists, images and competition results from sporting events held at the Club in the press, on social media, or via any broadcasting medium. However, Sports Sections wishing to publish any additional material must first secure approval from the Committee of Management through the Club Secretary or their representative on the Committee of Management.

## **DRESS CODE**

12. Members and their guests are expected to always wear appropriate and respectable attire. During the day, smart casual wear, including shorts, open-collar shirts, short-sleeve tops, and conventional sportswear, is permitted. However, excessively revealing clothing, male sleeveless leisure vests, and any attire with offensive slogans or graphics, is not allowed. Bathing wear is strictly limited to the swimming pool area however the wearing of a burkini or any full-body swimwear that is not specifically designed for competitive or performance swimming is prohibited in the pool area. In and around the swimming pool, children under a certain age may wear appropriate swim nappies,

but inappropriate complete nudity is strictly prohibited in all areas. Parents and guardians are responsible for ensuring that children wear proper swimwear while using the pool facilities. The Club Secretary shall have the final decision on matters related to dress code compliance.

#### **SOCIAL FUNCTIONS**

13. The dress for social functions shall be as laid down in the notice for the occasion.

#### **GAMES AND SPORTS**

##### **14. Tennis, Squash, and Cricket**

Conventional sportswear is to be worn. Hard soled shoes are not allowed on the tennis courts whilst squash players must wear non-marking soles when utilising the squash courts.

##### **15. Golf**

Reference should be made to the Royal Malta Golf Club statute with regards to dress code.

#### **LITTER**

16. Litter bins are provided to ensure that the Club grounds and gardens are kept tidy. No litter and/or empty bottles should be left in any part of the grounds. Empty bottles should not be thrown in the litter bins but returned to the Bar.

#### **FLOWERS AND GREENERY**

17. It is not permitted to pick flowers or greenery, but any wilful damage or theft may result in serious disciplinary action.

#### **THE CRICKET GROUND**

18. The Cricket ground may be used for picnics when cricket matches are not being held, but all food and drink must be purchased from the Club caterer as per Article 47.

19. Children may play football on the cricket ground, but football boots must not be worn. This rule applies only when cricket matches are not being held. Any other activity on the said Cricket pitch shall first be sanctioned by the Club Secretary upon request.

20. Playing of excessively loud music is prohibited in any part of the Club grounds and gardens. The Club Secretary shall have the final decision on such matters.

#### **THE ROYAL MALTA GOLF CLUB**

21. Only fully paid-up members of the Club are permitted to join the Royal Malta Golf Club.

#### **THE CHILDREN'S PLAYGROUND**

22. The children's playground is reserved for the use of children under the age of twelve (12).

23. Children under the age of ten (10) must be accompanied by a responsible adult.

24. All users of the equipment do so entirely at their own risk.

#### **CHILDREN**

25. For the purpose of this by-law, children under the age of sixteen (16) shall be regarded as the dependants of Members or Temporary Members, who are always responsible for their supervision to ensure that: -

- a. They behave in an orderly manner.
- b. They do not cause any damage to Club property

- c. They do not cause annoyance to other Members and their guests.
- d. Children under the age of 8 shall never be left unattended.
- e. These by-laws are strictly enforced.

### **CHILDREN'S OBSERVANCE OF RULES**

26. The Committee of Management reserves the right to ask the parents/ guardians of any child who does not comply with these by-laws, to remove the child from the Club or to take such other disciplinary measures as the Club Secretary may deem necessary, against the child or parents/guardians of the said child concerned.

### **CHILDREN OVER 16**

27. Children between the ages of sixteen (16) and twenty-two (22) should be enrolled as Junior Members under the terms of Article 18. If they are not so enrolled, they may only use the Club as guests, under Article 17.

### **GUESTS**

28. Members may not bring any children, other than their own, as guests to the Club.

29. Junior/minor members may not invite guests to the Club.

### **UNACCOMPANIED CHILDREN**

30. Unaccompanied children under the age of eight (8) are not allowed in the Club under any circumstances.

31. Unaccompanied children, between the ages of eight (8) and sixteen (16) are only allowed in the Club when participating in officially organised sport. For the purposes of this by-law children falling under the category of minors shall be governed under Article 17. Unaccompanied children, between the ages of fourteen (14) and sixteen (16) may be allowed in the Club provided that the Club shall not be held responsible for their welfare

### **RESTRICTED AREAS**

32. Children under fourteen (14), whether accompanied or not, are not allowed in

- a) The Billiards Room
- b) any other areas as determined from time to time by the Committee of Management.

33. Children are allowed access to the bar until 18:00 if they are always supervised by their parents / guardians.

34. Parents are not to allow young children to wander alone in the woods around the cricket ground, in the squash courts, padel courts, pickleball and on the tennis courts.

35. Running in and out of or playing in the main hall is prohibited.

36. Children should be encouraged to use areas specifically designated to them.

### **PRAMS, PUSH CHAIRS AND CARRY COTS**

37. Prams, pushchairs and carry-cots may, at the discretion of the Club Secretary be allowed in any part of the Clubhouse except in those parts provided for in the by-laws clause 33,34, 35 & 36.

### **TOYS**

38. Children's toys such as bicycles, pedal cars, scooters, and roller skates etc. are not allowed in any part of the Clubhouse.

### **BAR/RESTAURANTS**

39. Children under fourteen (14) may use the Bar/Restaurants. Children under fourteen (14) must be accompanied by a responsible adult.

## **DRESSING ROOMS**

40. Boys and girls under the age of thirteen (13), are strictly forbidden to use the adult dressing rooms. Separate dressing rooms for boys and girls are available.

41. Parents are required to strictly enforce this by-law and ensure that children use the designated Boys' or Girls' facilities when accessing the dressing rooms.

42. Food & drinks are not to be consumed in dressing rooms.

## **OPENING HOURS – Bar and Restaurant**

43. The opening and closing times of the bar and restaurant shall be determined by the Committee of Management from time to time and posted on the Club notice board.

## **GUESTS**

44. Members are not allowed to bring their children or other guests under the age of sixteen (16) to 'the Club's social functions unless authorised by the Committee of Management for the said social function.

## **CAR PARKING**

45. Cars are to be parked in the areas specifically provided for this purpose. Access roads are to be kept clear for moving traffic. Cars are strictly prohibited from parking in 'No Parking' areas. Members and visitors abusing of this rule will be liable to a fine of €50.

46. Only cars visibly bearing a Club car sticker may be driven into Club premises unless prior permission has been obtained by the Club Secretary.

47. Car stickers are available to Club members from the Club Secretary's office at an annual fee as determined by the Committee of Management and posted on the Club notice board.

48. No cars are to be parked in such a way as to obstruct the entrance and exit of the Car Park.

49. Cars should be locked when parked and any valuables left inside remain the full responsibility of their owners.

50. Vehicles are parked in the Club grounds at their owner's risk.

51. The speed limit in the Club grounds is 20km per hour.

## **SWIMMING POOL**

52. The swimming pool complex is open to members and children of members. The Committee of Management may at its discretion grant a concession for the operation of the swimming pool to a third party who shall be bound by the statute and bye- laws drawn up by the Committee of Management.

53. The Committee of Management shall always be the sole authority for governing charges and use of the pool., deckchairs and similar equipment as well as any charges for guests making use of the swimming pool.

54. All users of the swimming pool do so entirely at their own risk.

55. Horseplay, in or out of the pool, and running around the surrounds is strictly prohibited.

56. Lilo's, spring guns, beach balls, or any similar item/s that can cause an inconvenience to the other patrons using the pool is strictly prohibited.

57. Loud Music is not allowed.

58. All users of the pool must use the showers before entering the pool.

59. All sun-tan lotions or creams must be removed before using the pool.
60. Sun loungers, umbrellas, and chairs are provided for use within the pool area. Personal sun loungers, umbrellas, or similar items are not allowed.
61. Users are prohibited to bring their own food and drink into the complex in accordance with Article 47.
62. Changing around the pool area is prohibited. Dressing rooms in the Main Club should be used for this purpose.
63. Members are not allowed to reserve any sun-loungers and/or umbrellas.
64. If the pool has reached the maximum number of users as allowed by law, sun-loungers shall only be available for the sole use by adults. Children under the age of sixteen (16) will not be allowed to take up a sun-lounger in these circumstances.
65. Smoking in or around the pool surroundings is prohibited, except for those areas specifically identified as smoking areas.
66. No food or drinks can be consumed whilst using the pool itself and glass tumblers are prohibited from being utilised when bathing in the pool.
67. Access to the swimming pool at the Marsa Sports Club is restricted to Club members from Monday to Sunday. No non-members are allowed access to the swimming pool.
68. Junior and Minor members under the age of sixteen (16) years cannot make use of the pool unattended.

## **REGULATIONS OF THE TENNIS AND PADEL SECTION OF THE CLUB**

1. The name of the section shall be the **Club Tennis and Padel Section**, hereafter referred to as the "Tennis-Padel Section".
2. The Tennis-Padel Section shall be managed by its own committee within the overall framework of the Club.
3. The objective of the Tennis-Padel Section shall be the furtherance of the interests of Tennis and Padel and the active encouragement of the playing of the game at the Club.
4. The affairs of the Tennis-Padel Section shall be administered by a committee consisting of a Chairperson, vice Chairperson, Secretary and up to seven (7) other members.
5. Membership shall be open to Members and Temporary Members of the Club.
6. The financial management of the Tennis & Padel Section shall be the responsibility of the Club.
7. The Club will make available to the Tennis & Padel Section Secretary a statement of receipt and payments as required.
8. Visitors may play on payment of the appropriate fee but must first obtain temporary membership of the Club. A guest may play three (3) times in a year, the appropriate fee being paid, without first obtaining temporary membership of the Club but must always be accompanied by a member.
9. The Constitution may only be amended by a General Meeting of the Section.

### **TENNIS AND PADEL BYE - LAWS COMMITTEE**

10. The Chairperson, or any other Tennis-Padel Section Committee member nominated by the Tennis-Padel Section Committee, will represent the Tennis-Padel Section on the Committee of Management.
11. The Tennis-Padel Section Committee shall be elected at every other Annual General Meeting of the Section by the members of the Section. Any member of the Tennis-Padel Section fully paid up for the immediately preceding thirty-six (36) consecutive months is eligible for nomination for a seat on the Tennis-Padel Section Committee.
12. The Tennis-Padel Section Committee shall normally meet once a month and in any case once a quarter.
13. The Chairperson shall have a second or casting vote.
14. The Secretary of the Tennis-Padel Section shall keep minutes of these meetings, a copy of which shall be sent to the Club Secretary.
15. The quorum for a Tennis-Padel Section Committee meeting shall be five (5) members.

### **POWERS OF THE COMMITTEE**

16. The Tennis-Padel Section Committee may co-opt members onto the Tennis-Padel Section Committee.
17. The Tennis-Padel Section Committee may expel from the tennis and padel Tennis-Padel Section membership or take such action as is deemed necessary against any player, official or members of the Tennis-Padel Section or for conduct which, in the opinion of the Tennis-Padel Section Committee, is prejudicial to the interests of the Tennis-Padel Section or the Game.
18. The Tennis-Padel Section Committee shall be responsible for organizing competitions during the season.
19. The Tennis-Padel Section Committee shall have the sole power of admitting participants in competitions or eliminating any of those taking part therein

20. The Tennis-Padel Section Committee may draw up or alter regulations for competitions.

21. The Tennis-Padel Section Committee may take decisions on all matters within its competence not specifically covered by these byelaws.

22. The Tennis-Padel Section Committee may change these by-laws with the approval of the Committee of Management.

### **MEMBERSHIP**

23. Applications for Tennis-Padel Section membership shall be made to the Tennis-Padel Section Committee, or Club Secretary.

24. The Club Secretary shall keep a list of members and their membership numbers.

25. Members will be entitled to:

i) Participate in Tennis-Padel Section Competitions, (which will be open to members only)

ii) Book courts

### **GENERAL**

26. Courts may only be booked by members of the club who may not book more than one court for the same session and the booking member must be one of the players taking part in the match.

27. Courts may be booked seven days (7) in advance by means of the online facility and through the receptionist. Bookings are open daily as from midnight of the preceding days.

28. On any day, members who may have booked a court over the previous seven (7) days shall be entitled to make further bookings of any court session that may have remained unbooked on the day the member is booked to play.

29. A Court not occupied within fifteen (15) minutes of the time booked may be re-allocated unless previous notice is given to the Front Desk of late arrival.

30. Court bookings may be cancelled or postponed up to eight (8) hours before the scheduled session.

31. Suitable tennis attire must be worn on the courts. Non marking tennis shoes should be worn.

32. Court fees must be prepaid at the Front Desk or by Telephone or through the online facility before the start of play and the relative receipts must be produced at the demand of a the Tennis-Padel Section Committee or Administrative Staff member.

33. Names of all the players must be given when booking a court. If not, all players are known at the time of booking, these must be given to the Receptionist on duty before play.

Court fees for 1½hr session

i) The Tennis-Padel Section Committee shall at its discretion establish playing fees for Tennis and Padel Tennis-Padel Section members and for Non-Tennis-Padel Section Members, Guests and Visitors. Such playing fees will be permanently posted on the Website.

ii) Block bookings. The Tennis and Padel Tennis-Padel Section shall establish block booking rates at its discretion, and these can be obtained through the Secretary of the Tennis and Padel Tennis-Padel Section.

34. Block bookings may only be made in the case of official league matches and Tennis and Padel Tennis-Padel Section sponsored events at the discretion of the Tennis and Padel Tennis-Padel Section. In all cases, such bookings

must be made through the Club Administrative Office or by any one of the members of the Tennis and Padel Tennis-Padel Section Committee sufficiently in advance.

35. Membership fees (per year) of the Tennis and Padel Tennis-Padel Section of the Club shall be established by the Tennis and Padel Tennis-Padel Section Committee. Children of members under the age of eighteen (18) are free.

#### **REGULATIONS GOVERNING JUNIOR PLAYERS**

36. Children of the Club members who have not yet attained the age of eighteen (18) years, hereafter referred to as Juniors, shall be governed by the following regulations.

i) Juniors will not be allowed to book courts but may play on unbooked courts, free of charge insofar they are accompanied on court by an adult, either a parent or guardian .In such instances rule 2 above will not be enforced.

ii) Juniors 14 years and older will be eligible to take part in all Tournaments organized by the Tennis-Padel Section.

iii) Juniors will be eligible to represent the Club in all competitions organized by the Malta Tennis Federation unless specifically debarred by the rules of the competition.

37. The Tennis-Padel Section does not accept any liability for loss, injury or damage to persons or property in the Club building or courts.

38. An EGM shall be called at the request of the Tennis-Padel Section Committee or any twenty-five Tennis-Padel Section members.

39. All members are required to be acquainted with the etiquette and rules of the game.

## **REGULATIONS OF THE SQUASH SECTION OF THE CLUB**

1. The name shall be the MSC Squash Section, hereafter referred to as the Squash Section.
2. The Squash Section shall be controlled by its own committee within the overall framework of the Club.
3. The object of the Squash Section shall be the furtherance of the interests of Squash Rackets and the active encouragement of the playing of the game at the Club, Marsa.
4. The composition of the Squash Section Committee to include a Chairperson, Vice Chairperson, Secretary and two additional members.
5. A copy of the minutes of each General and each Squash Section Committee Meeting shall be sent to the Club Secretary.
6. Membership shall be open to Members and Temporary Members of the Club.  
The Squash Section Committee shall budget to cover all expenditure by current income and shall submit this budget annually by the 4th week of September to the Committee of Management.  
  
The Squash Section Committee may charge entry fees for any competitions it organises.
7. The financial management of the Squash Section shall be the responsibility of the Club.
8. The Club will make available to the MSC Squash Section Committee a statement of receipts and payment as required.
9. Visitors may play on payment of the appropriate fee but must first obtain temporary membership of the Club. A guest may play three (3) times in a year, the appropriate fee being paid, without first obtaining temporary membership of the Club but must always be accompanied by a member.
10. The Club Secretary shall have overall control of the staff which is allotted to the Squash Section. He will be responsible for the engagement, discharge, discipline, pay, conditions of service and contracts.
11. The Squash Section Committee shall draft by-laws covering entry fees, subscriptions, General Meetings, composition and power of the Squash Section Committee for approval by the Committee of Management.
12. The Squash Section Committee shall draft by-laws covering all aspects of the game.
13. The Constitution may only be amended by a General Meeting of the Squash Section and with the agreement of the Committee of Management.

## **SQUASH SECTION BY-LAWS**

### **SQUASH SECTION COMMITTEE**

14. The Chairperson, or any other Squash Section Committee member nominated by the Squash Section Committee will represent the Squash Section on the Committee of Management.
15. Elections for the Squash Section Committee shall take place at the Annual General Meeting which will be held during August.
16. The term of office of the Squash Section Committee shall run from 1<sup>st</sup>September to the following 31<sup>st</sup>August, this period being the Squash Season.
17. The Squash Section Committee shall normally meet once a month and in any case once a quarter.
18. The Chairperson shall have a second or casting vote.
19. The Secretary shall keep minutes of these meetings, a copy of which shall be sent to the Club Secretary.

20. The quorum for a meeting shall be three (3) members.

#### **POWERS OF THE SQUASH SECTION COMMITTEE**

21. The Squash Section Committee may co-opt members onto the Squash Section Committee.
22. The Squash Section Committee may expel from membership or take such action as is deemed necessary against any player, official or members of the Squash Section or for conduct which, in the opinion of the Squash Section Committee, is prejudicial to the interests of the Squash Section or the Game.
23. The Squash Section Committee shall be responsible for organising competitions during the season.
24. The Squash Section Committee shall have the sole power of admitting participants in competitions or eliminating any of those taking part therein.
25. The Squash Section Committee may draw up or alter regulations for competitions.
26. The Squash Section Committee may take decisions on all matters within its competence not specifically covered by these by-laws.
27. The Squash Section Committee may change these by-laws with the approval of the Committee of Management.

#### **MEMBERSHIP**

28. Applications for membership shall be made to the Squash Section Committee, or Club Secretary.
29. The Club Secretary shall keep a list of members and their membership numbers.
30. Members will be entitled to:
  - i) Participate in Section Competitions, (which shall be closed to non-members).
  - ii) Book courts 30 days in advance. When making such bookings the member's number must be given.

#### **FINANCE**

31. Members shall pay an annual subscription to the Club as established by the Squash Section Committee from time to time. This shall be due on the 1st of January of each year. New Squash Section members shall pay a one-time joining fee as established by the Squash Section Committee from time to time. Junior members joining the Squash Section shall not be entitled to pay the Squash Section joining fee.
32. The Squash Section Committee may charge entry fees for any competitions it organises.

#### **SUBSCRIPTIONS AND SALES**

The Squash Rackets Section Committee will determine, subject to the approval of the Committee of Management, charges to be made, if any e.g. -

33. Membership subscriptions
34. Tournament entry fees
35. Hire charges or fees for courts.
36. The Squash Section Committee shall at its discretion establish playing fees for Squash Section members and non-Squash Section members.
37. Squash Section promotion material
38. Coaching fees

39. Junior members up to the age of eighteen (18) years shall be entitled to a 50% reduction on the current adult fee.

ALL JOINING FEES, SUBSCRIPTIONS AND PLAYING FEES WILL BE PERMANENTLY POSTED ON THE CLUB NOTICE BOARD.

#### **GENERAL**

40. Except for Squash Section Members (see Rule 3 d ii) no one shall book a court more than twenty-four (24) hours ahead.
41. No one, including Squash Section Members, shall book more than one court either concurrently or consecutively. Block booking may only be made by the Squash Section Committee or with the Squash Section Committee's permission.
42. The Squash Section does not accept any liability for loss, injury or damage to persons or property in the CLUB building or courts.
43. An EGM shall be called at the request of the Squash Section Committee or any six Squash Section members.
44. All members are required to be acquainted with the etiquette and rules of the game.

## **REGULATIONS OF THE CRICKET SECTION OF THE CLUB**

1. The name shall be 'The Club Cricket Section' hereinafter called the "Cricket Section".
2. The object of the Club Cricket Section shall be the furtherance of the interests of Cricket the active encouragement of the playing of the game, at the Club. and the provision of a good standard for the enjoyment of Section Members and Club spectators.
3. The Cricket Committee shall consist of the Chairperson of the Club, who will be ex-officio president, the Chairperson of the Cricket Section, the secretary, the Treasurer and such other members as are authorised in the by-laws of the Cricket Section.
4. A copy of the minutes of each General and each Cricket Committee Meeting shall be sent to the Club Secretary.
5. The Cricket Committee shall budget to cover all normal expenditure by current income and shall submit this budget annually by the 1st week of November to the Committee of Management.
6. The expenditure of funds available to the Cricket Section shall be regulated in accordance with the policy of the Committee of Management.
7. The Club will make available to the Cricket Section Secretary a detailed statement of receipts and payment when required.
8. Only members of the Club are eligible to be members of the Cricket Section.
9. Visitors may play, application having been considered and approved by the Cricket Committee.
10. The Club Secretary shall have overall control of the Staff which may be allotted to the Section. He will be responsible for the engagement, discharge, discipline, pay, conditions of service, and contract of all employees.
11. The Cricket Committee shall draft by-laws covering fees, subscriptions, General Meetings, composition and power of the Cricket Committee for approval by the Committee of Management.
12. The Cricket Committee shall draft by-laws covering all aspects of the game.
13. The Constitution may only be amended by a General Meeting of the Club Cricket Section and with the agreement of the Committee of Management.

## **CRICKET COMMITTEE**

14. The Cricket Committee shall consist of the Chairperson, the Vice-Chairperson, the Secretary, the Treasurer, the Club Captain and the Grounds man who shall be elected at every other Annual General Meeting of the Section by the members of the Section. The Cricket Committee may co-opt up to three non-voting additional members. The positions of the Club Captain and Club Vice-Captain cannot be held by the same person for more than two consecutive years. The positions of the Vice-Captain and Playing Members shall no longer be elected positions. All nominations must be for one specific post on the Cricket Committee from the positions mentioned above. If more than one person is nominated for a particular post, than an election must be held.
15. The Annual General Meeting of the Cricket Section shall be held before the Annual General Meeting of the Club at the conclusion of each year; fourteen days' notice having been given of such meeting.
16. The Secretary shall keep minutes of meetings, execute the decisions of the Cricket Committee and liaise with the Committee of Management. The Secretary of the Cricket Committee shall keep minutes of these meetings and will arrange for copies to be sent to the Club Secretary and all Cricket Committee members within seven (7) days.
17. Details of duties of individual Cricket Committee members will be agreed or varied by the Cricket Committee, and such duties will be carried out subject to the Cricket Committee's control and direction.
18. The Cricket Committee shall normally meet monthly and at least quarterly.

19. The Cricket Section Chairperson, or in his absence, the Vice-Chairperson, shall chair all Club Cricket Committee Meetings, and shall have a second or casting vote.
20. By-Laws can be amended by the Cricket Committee pending approval by Committee of Management.
21. An Extraordinary General Meeting can be called at the request of the Cricket Committee, or fifteen (15) members or a third of the full membership whichever is the lower.

#### **POWERS OF THE CRICKET COMMITTEE**

22. The Cricket Committee shall have the power to decide whether any member is ineligible to become, or continue to be, a member of the Cricket Committee. In the event of a vacancy occurring on the Cricket Committee, the Cricket Committee shall co-opt another member.
23. The Cricket Committee may co-opt members as it thinks fit.
24. The Cricket Committee shall have the power to take such action as may be necessary against any player or member of the Club Cricket Section for infringement of any by-laws of the Section or for any conduct which is prejudicial to the interests of the Club Cricket Section, or the game.
25. The Cricket Committee shall be responsible for organising competitions during the season and may, upon payment of a 'hiring fee' allow other teams participating in such competitions the use of the Club pitch providing that such use does not conflict with the requirements of the Cricket Section.
26. The Cricket Committee shall have the sole authority of admitting participants or if necessary, eliminate participants in competitions. For competitions involving external non-member teams, prior approval from the Club Secretary is required.
27. The Cricket Committee shall have the right to make or vary the regulations for Section Competitions.
28. The Cricket Committee shall have the power to appoint one or more sub-committees to deal with the affairs of the Section which such powers as the Cricket Committee may determine.
29. The Cricket Committee shall have the power to agree, and issue from time to time as necessary, appropriate regulations to cover items not covered in the by-laws (competitions, rules for play, etc.)

#### **MEMBERSHIP**

30. Paid up Members of the Club are eligible to be members of the Club Cricket Section.
31. Applications for membership shall be made to the Cricket Committee. All applicants for membership must be proposed and seconded by full members of the Club Cricket Section.

#### **SUBSCRIPTIONS AND SALES**

32. The Club Cricket Section will determine, subject to the approval of the Committee of Management, charges to be made, if any e. g.: -
  - a) membership subscription
  - b) entry fees
  - c) pitch hire fees
  - d) price of sports gear
  - e) coaching fees

#### **FINANCE**

33. Members of the Section taking part in matches shall each pay a match fee as established by the Cricket Committee every time they play. Junior members and students will pay 50% of the above fee.
34. The Cricket Committee may charge fees for any competitions which it organises.

35. Where the Cricket Committee has authorised the use of the pitch by visiting teams, a 'pitch hire' fee is to be levied.
36. The Cricket Committee shall budget to cover all expenditure by current income and shall submit this budget annually by the first week of November to the Committee of Management.
37. All Monies collected by the Section in respect of 'match fees' and 'pitch hire fees' shall be accounted for and such accounts be held for inspection upon request.

#### **GENERAL**

38. The Section does not accept liability for any personal injury, or damage to property occurring within the premises of the Club.
39. No visiting teams will be permitted to make their own independent 'team arrangements' for the provision of food and drinks to be consumed on the Club premises.

## THE SNOOKER SECTION OF THE CLUB

1. The name shall be the 'Snooker Section'.
2. The object of the Snooker Section shall be to further the interests of indoor games and the active engagement of the playing of these games of the Club.
3. The Snooker Section Committee shall consist of the Chairperson of the Club as an ex-officio President, the Chairperson of the Snooker Section, the Hon Secretary and such other members as are authorised in by-laws of the Snooker Section.
4. The Annual General Meeting of the Snooker Section shall be held between mid-January and the end of February of each year, for the purpose of: -
  - a) Chairperson's report
  - b) Financial statement
  - c) Discussing any resolutions of which due notice had been given as hereinafter provided (clause 6)
  - d) Considering and confirming or rejecting all new by-laws, and amendment to by-laws, which the IGS Committee may have passed since the last AGM
  - e) Receiving the resignation of the Snooker Section Committee
  - f) Election of new Snooker Section Committee
5. A notice of the date fixed for the AGM shall be exhibited on the Snooker Section notice board, twenty-one clear days beforehand.
6. Notice of any resolution to be proposed at the AGM shall be given to the Hon Secretary in writing signed by the proposer at least fifteen (15) clear days before the AGM and shall be posted forthwith on the Snooker Section notice board. No amendments to such resolutions shall be submitted to the AGM unless they shall have been notified to the Hon Secretary in enough time to be posted on the notice board at least ten (10) clear days before the AGM.
7. The AGM shall appoint an Election Board of three members to conduct annual elections. Members of the Election Board shall, if possible, not be candidates for election.
8. The names of members proposed and seconded for election and the name of members of the retiring Snooker Section Committee offering themselves for re-election shall be posted on the Snooker Section notice board ten clear days before the AGM.
  - a) Only members of the Club are eligible to become members of the Club Snooker Section. Members of the Club who are not members of the Snooker Section may play, but they must conform to the by-laws for the playing of any game.
  - b) Guests may play three times a year if accompanied by a member of the Club; they must also observe the by-laws of the Club and of the Section or Game.
9. The Club Secretary shall have overall control of the Staff which is or may be allotted to the Snooker Section. He will also be responsible for the engagement, discharge, discipline, pay, conditions of work and service and contracts.
10. The Snooker Section shall draft by-laws covering entry fees, subscription, composition and power of the Snooker Section Committee for approval by the Committee of Management.
11. The Snooker Section Committee shall draft by-laws covering all procedures and aspects of the indoor games played within the Club.
12. The Constitution may only be amended by a General Meeting of the Section and with the agreement of the Committee of Management.

### **BY-LAWS OF THE SNOOKER SECTION COMMITTEE**

13. The Snooker Section Committee will consist of five (5) members elected at each AGM. The Snooker Section Committee may co-opt up to three non-voting additional members, if so required. Only full members of the Snooker Section will have voting powers or stand for election of the Snooker Section Committee.
14. The Chairperson and Hon Secretary will be elected by the IGS Committee from amongst themselves. The Hon Secretary will keep minutes of meetings, execute the decisions of the Snooker Section Committee and liaise with the Club Secretary. The Chairperson or the Secretary will attend the meeting of the Committee of Management, but if both are unable to do so, another Snooker Section Committee Member may be delegated to attend.
15. Details of duties of individual Snooker Section Committee members will be agreed or varied by the Snooker Section Committee, and such duties will be carried out subject to the Snooker Section Committee's control and direction.

## **REGULATIONS OF THE CROQUET SECTION OF THE CLUB**

1. The Croquet Section of the Marsa Sports Club was formed in 2010. The Section will be controlled by its own committee within the provisions of the constitution.
2. The Section Committee shall consist of a Chairperson, Vice Chairperson, Secretary, Treasurer, and a minimum of three other members. It shall be formed by those members, who, during the annual election shall obtain the largest number of votes. If no such members are available, the Section Committee shall be formed by co-opting fully paid-up members of the Section and shall have the power to vote in the Section Committee. The Section Committee shall draft regulations and byelaws covering fees, competitions and general playing rules. The Section Committee shall have the power to appoint one or more sub-committees to deal with affairs of the Section with such powers that the Section Committee may determine. Proposals to alter the constitution shall require a two thirds majority at a general meeting.
3. To form part of the Section Committee, it is necessary to be a paid-up member of the Croquet Section of Marsa Sports Club and Marsa Sports Club. Four members shall form a quorum for committee meetings. The posts of Chairperson, Vice Chairperson, Secretary and Treasurer cannot be retained by the same member for more than four consecutive years.
4. **THE AIMS OF THE SECTION.** The object of the Section Committee shall be to promote the game of croquet at the Marsa Sports Club and encourage the younger generations to take up the game.
5. **POWERS OF THE SECTION COMMITTEE.** The Section Committee shall have the powers to issue and amend appropriate regulations or byelaws to govern rules of play and behaviour in the interest of the game; these must be approved firstly at the next AGM of the Section and secondly at the next AGM of Marsa Sports Club.
6. **THE CHAIRPERSON.** Shall be elected from amongst the elected Section Committee members. In his/her absence, he/she will be substituted by the Vice Chairperson.
7. **THE SECRETARY.** Shall be elected from amongst the elected Section Committee members. He/she will keep minutes of the meetings, follow up decisions of the Section Committee and liaise with the secretary of Marsa Sports Club. He/she will attend the Committee of Management meetings of the Marsa Sports Club or delegate another member of the Section Committee in his/her absence.
8. **THE TREASURER.** Shall be elected from amongst the elected Section Committee members. He/she is responsible for all matters of finance pertaining to the Section and liaise with the Club's management. At the Annual General Meeting of the Section, he/she shall present a statement showing the financial position of the Section.
9. The AGM will be held in November of each year.
10. Members will be notified 3 weeks in advance of this date, time, and place of the meeting. This allows opportunity for any resolutions/amendments to be forwarded, in writing, to the Section Committee. Only those resolutions/amendments received one week prior to the meeting can be included in the agenda.
11. A quorum of one third (1/3<sup>rd</sup>) of the membership is required for the AGM to proceed. Failing this, after a wait of 15 minutes from the time notified, the meeting will continue with those members present.
12. An EGM can be called at the written request of 50% of the fully paid-up members.
13. A Copy of the minutes of the AGM is to be forwarded to the Secretary of Marsa Sports Club.
14. A copy of the Section Committee meeting minutes to be forwarded to the secretary of Marsa Sports Club

## **GENERAL INFORMATION**

15. The Section Committee at its discretion establish Section membership fees, playing fees and playing times for members. Such fees will be permanently posted on the Club notice board.

16. Children between the ages of 8 – 12 are permitted to play if accompanied by a Club member.
17. Any loss or damage done by players has to be made good by the player or the responsible member.
18. The Club and Section officials are not responsible for any personal accidents or losses incurred by players or persons within the playing enclosure.

## **The Statute of the Tigne Bathing Beach**

### **Article 1 - NAME**

The name of the Beach shall be "Tigne Bathing Beach"

### **Article 2 - ADDRESS**

The official address shall be:

C/O Malta Union Club  
1, Tigne Street,  
Sliema SLM 3170

### **Article 3 - MISSION STATEMENT**

The Tigne Bathing Beach is an amenity providing the best beach facilities as well as a warm and welcoming environment for the members, guests and visitors of the Marsa Sports Club and the Malta Union Club. It is committed to provide a friendly environment with a recreational space for the elderly, families and their children to relax in a safe, child friendly and equitable atmosphere.

### **Article 4 - OBJECTIVES**

The Tigne Bathing Beach shall have the following objectives:

1. To provide the best possible environment for their members and their guests.
2. To generate income to cover the annual running costs by means of sales from season tickets, day tickets and parking fees or otherwise, for all the purposes and objectives of the beach in such amounts and in such manner as may be authorised by the Beach Committee.

### **Article 5 - GENERAL POLICY**

1. The Tigne Bathing Beach shall be managed alternately by the two (2) Clubs, i.e., the Marsa Sports Club and the Malta Union Club for a term of one (1) year. The management of the bathing beach is governed by a partnership agreement dated 01/04/21 which forms an integral part of this statute.
2. The Management of the Tigne Bathing Beach shall be vested in a committee, appointed by the Marsa Sports Club and the Malta Union Club, to be known as the 'Beach Committee'. The Chairperson shall chair the meetings and in his/her absence the Vice-Chairperson shall take his/her stead. The position of Chairperson and Vice-Chairperson shall rotate between the Clubs every year as per Article 9
3. A year shall mean 1<sup>st</sup> April to 31<sup>st</sup> March of the following year.
4. The Tigne Bathing Beach shall be voluntary
5. The Tigne Bathing Beach shall be non-profit making, and any excess of funds received or generated from its activities should preferably be reinvested back into the beach.
6. The Tigne Bathing Beach financial statements shall be reviewed or audited and published on a yearly basis.
7. The audited accounts are to be approved by the respective Clubs.
8. The Tigne Bathing Beach shall not have any political or trade union affiliation and it shall not indulge in party politics.

## **Article 6 – DISSOLUTION**

1. The Tigne Bathing Beach may, jointly through the Marsa Sports Club and The Malta Union Club call an Extraordinary General Meeting which shall, by a majority comprising of ninety per cent (90%) of all the eligible voters present for the meeting, vote on the resolution of its intention to dissolve the beach
2. For clarities sake, only the Committee of Management of the Marsa Sports Club and the Malta Union Club can call such an Extraordinary General Meeting to dissolve the beach No member shall have the right to submit a resolution to vote on the subject.
3. On approval by the members, the Committee of Management of the Marsa Sports Club and the Malta Union Club, shall take immediate steps to dispose of all the moveable assets, which profits will be utilized to settle all debts owing to third parties and the remaining balance, if any, to be distributed as determined by the members at the said Extraordinary General Meeting.
4. Any assets considered to be immoveable will have to remain the sole property of the lease holder.
5. In the event, that for any reason, upon the dissolution of the beach, the Committee of Management of the Marsa Sports Club and the Malta Union Club, shall fail to act in the manner herein provided, the moveable assets shall be distributed in accordance with the Laws of Malta, governing the distribution of assets of non-profit organizations.

## **Article 7 – SEASON TICKETS**

1. The Marsa Sports Club and the Malta Union Club shall sell season tickets to their respective members once they have paid the current year membership at either the Marsa Sports Club or the Malta Union Club. The Beach Committee, at its discretion, may at any time limit the total number of season/day tickets issued.
2. The price of beach tickets will be decided by the Beach Committee of the two Clubs. All beach users must be prepared to produce their tickets on request by a member of the Beach Committee or a person appointed by the said committee.
3. Members/Guests or Day Visitors must be informed that beach tickets are strictly non-transferable and are issued for their personal use.
4. The following are eligible to make use of the Bathing Beach:
  - a) All members of the Marsa Sports Club and the Malta Union Club holding annual beach tickets.
  - b) Children of the above (not eligible for membership of either Club) holding annual beach tickets, which will be issued free of charge.
  - c) Temporary members of both Clubs holding beach tickets.
  - d) Guests of members holding an annual beach ticket.
  - e) Caregivers employed by members provided that their names have been registered with either of the Club Secretaries and they are in possession of beach tickets.
  - f) Tourists from hotels up to a maximum of fifty (50) at any given time in accordance with the terms of the Government lease.
5. The Joint Beach Committee shall at its discretion establish fees for the use of the bathing beach in consonance with the financial requirements of the beach. Such fees shall be permanently posted on the Clubs notice boards. Annual season tickets shall be established for the following categories:
  - Family (to include children under 16 years who are free of charge)
  - Single
  - Non-Member Family Season Ticket
  - Non-Member Single Season Ticket
  - Member's Guest Season Monthly Ticket
  - Junior Guest Tickets (16 to 18 years)
  - Students (16 to 23 years)
  - Daily Ticket Adult

- Daily Ticket (incl. Children under 16 years who are free of charge, insofar as they are accompanied by an adult)

The Tigne Beach Committee is empowered to alter, add or delete any of the above categories of membership and the respective fees.

#### **Article 8 - GDPR**

1. In accordance with the GDPR Regulations EU 2016/679, all members of the Marsa Sports Club and the Malta Union Club shall have access, upon demand, to the Clubs private policy which can be requested in hard copy format from the Clubs administrative offices or from the Club's web-site 'marsasportsclub.com/maltaunionclub.com', or from any other electronic medium as may be indicated from time to time, Members will be required to state that they are aware of the contents of the Club's private policy and provide their consent to allow the Club's administration to maintain their personal information within the parameters established by the GDPR until such time that they resign as a member of the Club, when all information will be deleted.

#### **Article 9 - THE JOINT AND TIGNE BATHING BEACH COMMITTEE**

1. The Chairmen of both the Marsa Sports Club and the Malta Union Club shall automatically form part of the Committee of the Tigne Beach Club (as per Article 9 - Clause 3) and will be referred to as the Beach Committee.
2. This Beach Committee will be responsible for matters of policy and finance, but not in the Day-to-Day running, which responsibilities will fall under the Beach Committee, (as per Article 5 Clause2).
3. The Beach Committee shall consist of five (5) members. The Club holding the reigns for the year as per Article 5 - clause 1 & 2, will have a representation of three (3) members whilst another two (2) will be chosen from the other Club. Each Club shall have the option to co-opt one (1) other non-voting members.
4. The method of selecting the Beach Committee members shall be the concern of their parent Clubs.
5. All members who form part of the Beach Committee as per Article 9 - clause 3, must be a fully paid-up member with their respective Club.
6. Should the Chairperson of the Beach Committee be unable to attend a meeting, the Vice-Chairperson shall take his/her place.
7. The Beach Committee shall be organised as follows: -
  - Chairperson
  - Vice-Chairperson
  - Members X 3
  - Non-Voting Co-Opted members (as per Article 9 clause 3).

When a Beach Committee is convened, the Chairperson from the two Clubs, i.e., Marsa Sports Club and the Malta Union Club shall be in attendance. The Chairperson of the Club holding the reign will chair the meeting.

#### **Article 10 - QUORUM**

1. Four (4) members shall form a quorum and all decisions taken shall be binding.
2. No remuneration (except by way of reimbursement of out-of-pocket expenses, if any) shall be paid to any member of the Beach Committee.

#### **Article 11 - SECRETARY**

1. The Club Secretary, i.e., the Marsa Sports Club and the Malta Union Club will hold this position in accordance with the Club holding the Chair as per Article 5 – clause 1 & 2.

#### **Article 12 – PROCEEDINGS OF THE BEACH COMMITTEE**

1. Subject as hereinafter provided, the Beach Committee may meet for the dispatch of business, adjourn and otherwise regulate their meetings as they think fit as per Article 10 – Quorum.
2. Meetings may also be held in a virtual environment in exceptional circumstances.
3. Matters decided at any meeting of the Beach Committee shall be decided by a simple majority of votes.
4. On the request of the Chairperson or the Vice-Chairperson, the Secretary shall, at any time, summon a meeting of the Beach Committee by notice (stating the time and place of such meeting) served upon the several members of the Beach Committee giving a notice of at least five (5) working days. Any accidental failure to give such notice to any member of the Beach Committee entitled thereto shall not invalidate any of the proceedings of such meeting so long as a quorum is present there at.
5. A meeting of the Beach Committee at which a quorum (Article 10) is present shall be competent to exercise all the authorities, powers and discretion by or under the regulations of the Marsa Sports Club or the Malta Union Club.
6. The Beach Committee shall keep proper minutes of the proceedings of all meetings.
7. All business transacted at such meetings, and any such minutes of any meeting, if purporting to be signed by the Chairperson and Secretary of such meeting, or by the Chairperson and Secretary of the next succeeding meeting, shall be sufficient evidence without any further proof of the facts therein stated.
8. Approved minutes of the Beach Committee meetings shall be available for perusal by all members of both the Marsa Sports Club and the Malta Union Club.
9. The Club holding the chair shall be responsible for hosting the meeting.

#### **Article 13 – ACCOUNTS**

1. The annual audited accounts are to be drawn up for a financial period commencing on 1<sup>st</sup> January and ending on the 31<sup>st</sup> of December of each year as prescribed by law.
2. The Beach Committee shall be responsible for its own finances and payment for expenses, not exceeding €500. Anything above this amount shall be subject to the approval of both Chairmen respectively All income deriving from the beach concessions shall be paid directly into the funds of the beach account.
3. No major change concerning the administration or finance of the beach, including the catering facilities, shall be taken unilaterally by either parent Club. Any matter considered by Beach Committee to warrant reference to the parent Clubs shall be decided by the Beach Committee.
4. By the 31<sup>st</sup> of December each year, the Beach Committee will prepare a statement of its accounts for that year. These accounts will be audited by the professional auditors appointed by the Beach Committee.
5. Before 15<sup>th</sup> February of each year, the audited accounts together with the Auditors' comments and any observations by the Beach Committee will be submitted to the Committee of Management of the two parent Clubs for approval. The Secretaries of the two Clubs will collate the Committee of Managements' findings and communicate them to the Beach Committee.
6. After approval of the accounts, but not later than the last day in February, the Beach Committee will place its budget for the coming season before the Beach Committee for approval.

#### **Article 14 - CONDUCT OF MEMBERS**

1. Members of the Beach Committee (including co-opted members) are empowered to bring to the notice of any user of the beach, breaches of conduct which in their opinion are injurious to the character and usages of the Clubs and to report such breaches to the Beach Committees, who thereafter may act as they think fit. The Beach Committee is authorised to suspend any person guilty of breaking the rules and regulations of the beach. Individual committee members are authorised to suspend temporarily any user of the beach provided the Beach Committee is informed of this action at the earliest possible opportunity but in any case, not later than 24 hours after such suspension has been made. Such suspension shall stand, subject to a final decision by the Beach Committee insofar due diligence has been observed.
2. Children under the age of ten (10) will not be permitted on the beach if unaccompanied by an adult.
3. Parents or adults in charge of children will be held responsible for the behaviour and safety of the children under their charge.

#### **Article 15 - OPENING & CLOSING HOURS**

1. The beach Club shall open and close as determined by the Beach Committee and notified on the Club notice boards as well as the notice boards at Tigne Beach.
2. All users of the bathing beach outside the official opening hours must do so with full regard to the fact that the area is a residential one and that noise calculated to disturb the inhabitants must not be made.

#### **Article 16 - BILLS for MEALS**

1. All bills for meals must be paid before leaving the beach except by prior agreement with the caterer.
2. No reduction or alteration is to be made by patrons of the beach to their bills.
3. Any complaints as to charges must be dealt with directly with the caterer.

#### **Article 17 - FOOD OR DRINKS**

1. Patrons are not allowed to bring in their own food or drinks, including alcohol, ice-creams and snacks into the Club.
2. All such consumptions mentioned in Article 17 – clause 1, must be purchased from the various catering outlets available on the Club premises.
3. Baby food is excluded from the list of consumptions listed in Article 17 clause 1.
4. Any special requests for dispensation from article 17 with regards to a particular diet, must be made to the caterers.

#### **Article 18 - COMPLAINTS**

1. Patrons are not permitted to reprimand the employees of the beach Club. Any complaint against them must be made in writing to the Beach Committee.
2. Complaints must be referred to the Beach Committee.

#### **Article 19 - SUGGESTIONS**

1. Any suggestions concerning the beach Club must be made to the Beach Committee, in writing.

## **Article 20 - ANIMALS/PETS**

1. No animals or pets shall be admitted into any part of the beach Club, even if on a leash. Any patron contravening this rule will be liable to disciplinary action in accordance with Article 16.
2. Guide dogs are exempt from this article.

## **Article 21 - MISCELLANEOUS**

1. Showers - to avoid unnecessary waste, members are to ensure that the freshwater showers are turned off immediately after use.
2. Spring guns - Spring guns and elastic sprung harpoons are prohibited on the beach and may not be used in the vicinity of the beach.
3. Music devices, musical instruments and similar disturbers of the peace are prohibited unless they can only be heard by the member themselves.
4. Boats - Members and their friends are not to navigate their boats among the bathers in the vicinity of the beach and are to keep at least fifteen (15) metres from the shore. Landing on the beach from powered boats is prohibited. Any craft hired or leased by an approved contractor must abide by any rules laid down by the Beach Committee.
5. Changing on beach - Members are not allowed to change their costumes on the beach but must always use the changing rooms provided.
6. Litter - Members are to use the litter bins and not to throw garbage into the sea or on the beach area.
7. Private Parties - Private parties may be held on the beach by agreement with the Beach Committee and the caterer, preferably after 6:00pm.
8. Deck chairs, Sun Beds and sun umbrellas may be hired from the beach caterer at the charges defined on the notice board on the beach. In conditions of high wind, the beach caterer is empowered to withdraw sun umbrellas from use and to refund the charge provided the umbrella has not been in use for more than two (2) hours.

## **Article 22 - LIABILITY**

1. Neither Club will hold itself responsible for any damage and/or loss caused to either person or property while on the beach premises or while bathing.
2. Bathing should be considered dangerous while the red flag near the main entrance is flying and members are advised not to swim under these conditions.

## **Article 23 - ACCEPTANCE OF RULES**

1. The payment of the season and/or day tickets shall be an acknowledgement on their part that they accept and are bound by the rules of the Beach Club and all alterations and additions duly made to them. No patron shall be absolved from the effect of these rules.
2. Members are expected to assist the Beach Committee in their task of enforcing these rules.