



RULES OF THE YORKSHIRE LAWN TENNIS ASSOCIATION

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(Adopted:12 December 2011)

(Amended: AGM 9 December 2013)

(Amended: AGM 8 December 2014)

(Amended: AGM 14 December 2015)

(Amended: AGM 12 December 2016)

(Amended AGM 11 December 2017)

RULES OF THE YORKSHIRE LAWN TENNIS ASSOCIATION

1 Name

The name of the Association is “The Yorkshire Lawn Tennis Association” (hereinafter referred to as “the Association”). The Association may also be called by the abridged name ‘Yorkshire Tennis’.

2 Definitions

2.1 In these rules, unless the context otherwise requires:

- *‘the Associate(s)’* means an entity which is registered as an associate by Yorkshire LTA pursuant to the LTA rules in accordance with rule 4.1.
- *‘the Chairman’* means the person to be the Chairman of the Association in accordance with rule 7.2.
- *‘the County’* means the county of Yorkshire as defined by LTA rule 37 and appendix 1.
- *‘the Council’* means the management body of the Association formed in accordance with Rule 7.
- *‘the Councillor’* means a Councillor of the LTA.
- *‘the Game’* means the game of tennis.
- *‘the LTA’* means the Lawn Tennis Association (the governing body of tennis within Great Britain, Channel Islands and the Isle of Man) of the National Tennis Centre, 100 Priory Lane, Roehampton, London, SW19 5JQ and its subsidiaries or such successor, entity or entities as become(s) the governing body of the game of tennis within Great Britain, Channel Islands and the Isle of Man from time to time.
- *‘the LTA Disciplinary Code’* means the disciplinary code of the LTA in force from time to time.
- *‘the LTA Rules’* means the rules of the LTA in force from time to time.
- *‘the Management Committee’* means the committee appointed in accordance with rules 8.7 and 8.8.
- *‘the Members’* means the Members of the Association admitted from time to time to membership of the Association in accordance with rule 4.1.
- *‘the Officers’* means the persons appointed to the positions of President, Chairman of the Association, Secretary, and Treasurer.
- *‘the President’* means the person elected to be President of the Association in accordance with rule 10.2.
- *‘the Secretary’* means the person elected to be Secretary of the Association in accordance with rule 7.4.
- *‘the Treasurer’* means the person elected to be Treasurer of the Association in accordance with rule 7.4.
- *‘the Trustees’* means the persons elected to be Trustees of the Association in accordance with rule 7.13.

2.2 *‘Single transferable voting system’*

This system shall apply when three or more persons are nominated and a postal vote is conducted.

1. Members entitled to vote shall place the nominated candidates in their personal order of preference, i.e. first, second, third, etc. and return the ballot paper.
2. If one candidate has received more than 50% of the votes cast in first place, then he will be

- elected.
3. If the leading candidate has 50% or less of first place votes, then the ballot papers for the lowest candidate will be reviewed. The votes for second place on these papers will be transferred to the remaining candidates.
 4. This process continues until one candidate exceeds 50% of the votes, and is thereby elected.

2.3 Words denoting the single number include the plural number and vice versa; words denoting the masculine gender include the female gender and words denoting persons include bodies corporate and (however unincorporated) unincorporated, including unincorporated associations of persons and partnerships.

3 Objects

3.1 The objects of the Association are:

- (a) to act jointly with the LTA as the governing body for the Game within the County, to advance and safeguard the interests of the Game, to promote increase in participation at all levels of the Game and generally to do all such acts, matters and things in connection with, or incidental, thereto;
- (b) to take and retain a membership interest with the LTA and to comply with and uphold throughout the County the LTA Rules and the LTA Disciplinary Code and the rules and regulations of any person or body to which the LTA is registered or affiliated;
- (c) subject to the LTA Rules and the LTA Disciplinary Code, to make, amend and revoke rules and regulations for the control and governance of the Game in the County and for the disciplining of players, officials, coaches and others involved within the Game, and to comply with and uphold these rules;
- (d) to accept all duties and powers delegated to it by the LTA and to appoint a representative or representatives for the Association to the Council of the LTA and to express the views of the Association at meetings in accordance with any regulations, bye-laws of the Association;
- (e) to promote, arrange and regulate inter-county matches, county championships, tournaments, inter-club and county competitions and junior activities at all levels and age groups and to select teams for inter-county matches and competitions and generally to do all such acts, matters and things in connection with, or incidental thereto;
- (f) subject to the LTA Rules, the LTA Disciplinary Code and the LTA's wider jurisdiction, to consider and resolve disputes, and enforce any award or decision, arising in connection with the Game in the County or otherwise delegated to it by the LTA and to provide by these rules, regulations, bye-laws or otherwise for a process to govern such disputes;
- (g) to acquire, dispose of, establish, own, lease, operate, use and turn to account in any way tennis court facilities within the County together with buildings and easements, fixtures and fittings and accessories as shall be thought advisable;
- (h) to arrange, purchase and distribute tickets allocated to the Association for The Championships in accordance with the guidelines laid down by the LTA and the ticket terms and conditions issued by The All England Lawn Tennis and Croquet Club;
- (i) to promote the teaching of the Game and the development of tennis in the County and in particular the development of junior tennis in the County and to promote, encourage and support coach education, the function of competition organisers, referees and umpires and the training of coaches, teachers, competition organisers, referees and umpires;
- (j) to advance and safeguard the interests of the players of the Game at all levels within the County and to work with the LTA in furthering the tennis career of any person or persons of any

age ordinarily resident in the County; and
(k) to do all such other things as the Council thinks fit to further the interests of the Association, to advance and safeguard the interests of the Game, to promote increase in participation at all levels of the Game or to be incidental or conducive to the attainment of all or any of the objects stated in this rule 3.1.

3.2 The funds or other property of the Association shall not be paid to or distributed among the Members, but shall be applied towards the furtherance of the Association's objects, or any similar charitable purpose. All legacies to be used as instructed at the discretion of the Officers.

4 Membership

4.1 An entity shall qualify for registration as a Member, and thereby for registration as an associate of the LTA, if the Council deems that such entity provides organised tennis opportunities. Such an entity shall include, but not be limited to:

(a) a members' or commercial tennis club

(b) a park-based tennis programme;

(c) a school-based tennis programme for the community which operates out of curriculum hours;

(d) an indoor pay and play tennis centre;

(e) a tennis academy; and/or

(f) a further education or higher education tennis club; provided, in each case, that it has a written constitution or set of rules governing its operation.

4.2 If a dispute arises as to whether an entity qualifies to be registered as a Member, the Council shall refer the matter to the President of the LTA whose decision on the matter shall be final.

4.3 Any person who wishes to become a Member must complete an on-line registration or submit an application in such form as the Council shall decide. Subject to rule 4.1, election to membership shall be in the sole discretion of the Council.

4.4 Each Member agrees as a condition of membership of the Association and association with the LTA:

(a) to be bound by and subject to these rules;

(b) to be bound by and subject to the LTA Rules and the LTA Disciplinary Code;

and

(c) to ensure that its underlying members, any unlicensed and unregistered coaches and, so far as reasonably practical, players using its facilities (the 'Member's connected parties') are bound by and subject to the LTA Rules and the LTA Disciplinary Code by obtaining the formal agreement of the Member's connected parties, as a condition of membership, association, registration, election or as otherwise appropriate, to be bound by and subject to the LTA Rules and the LTA Disciplinary Code, such agreement to contain an express acknowledgement that the Contracts (Rights of Third Parties) Act 1999 applies and that the LTA can enforce any breach at its option and in its sole discretion.

4.5 Rule 4.4 confers a benefit on the LTA and, subject to the remaining provisions of this rule, is intended to be enforceable by the LTA by virtue of the Contracts (Rights of Third Parties) Act 1999. For the avoidance of doubt, the associates do not intend that any term of these rules, apart from rule 4.4, should be enforceable, by virtue of the Contracts (Rights of Third Parties) Act 1999, by any person who is not a party to this agreement.

- 4.6** The LTA and the Council may terminate the membership and association of any person/member, or impose any other sanction they determine to be appropriate, in connection with the breach of any condition of membership and association set out in this rule. Rule 6 shall not apply to such termination.
- 4.7** A Member may resign or withdraw from membership of the Association by 31st December each year. Membership shall not be transferable in any event and all benefits shall cease immediately on death, dissolution, notice or resignation.
- 4.8** The Council may admit the following as associates of the Association but such associates shall not be entitled to vote at annual and extraordinary general meetings;
- (a) Other clubs, individuals, organisations, corporate bodies, members of the YLTA Initiative or patrons of the Association.
- (b) Sponsorship or patronage in itself does not confer any rights to take part in the management of the Association or to vote at annual or extraordinary general meetings. However, subscribers to the YLTA Initiative and patrons shall receive such benefits as the Council may from time to time bestow.
- 5 Entrance Fee and Subscriptions**
- 5.1** The annual subscription for each type of Member referred to in rule 4.1 shall be determined from time to time by the Council and shall be effective for that year. Such annual subscription may exceed the minimum annual subscription described below.
- 5.2** The minimum annual subscription for each Member referred to in Rule 4.1, which shall be deemed to include any taxation which may be payable thereon, shall be calculated by multiplying the number of courts of each surface to which that Member has 'regular access' whether through a lease, user agreement and/or such other arrangement or understanding by the applicable 'court fee'. Court fees shall be determined by the LTA; regular access means access on an exclusive basis for at least 15 hours per week for at least 40 weeks per year.
- 5.3** In respect of Members referred to in rule 4.1 that do not have 'regular access' to tennis courts, a fixed minimum annual subscription, determined annually by the LTA, shall apply.
- 5.4** Unless the LTA determine otherwise on a case by case basis, the annual subscription fee on Members referred to in rule 4.1 in respect of each financial year of the Association to 30th September shall be payable between 1st October and 31st December each year.
- 5.5** The annual subscription fee of Members referred to in rule 4.1 shall be paid to the Association or the LTA as agent of the Association.
- 5.6** The annual subscription fee of Members referred to in rule 4.1 shall include the amount, if any, payable in respect of benefits or services provided by the LTA.
- 5.7** Any Member referred to in rule 4.1 whose first subscription remains unpaid for one calendar month after the receipt of notice of membership, or whose annual subscription in any subsequent year remains unpaid by 31st December, shall, if the LTA and the Association so resolves, cease to be eligible for grants, benefits and other advantages offered to Members by the LTA and the Association.

5.8 Any Member whose subscription fee is not paid by 31st December or as the Council shall decide each year shall be deemed to have resigned their membership of the Association.

5.9 Patrons' annual subscriptions shall be fixed by the Council.

6. Expulsion

6.1 Subject to the remaining provisions of this rule, the Council shall have power to expel a Member if it in its sole discretion determines that it would be in the best interests of the Association to do so.

6.2 A Member shall not be expelled unless he is given 14 days' written notice to attend a meeting of the Council or selected members of the Council and written details of the complaint made against him/her.

6.3 The Member shall be given an opportunity to appear before the Council to answer complaints made against him and must not be expelled unless at least two-thirds of the Council then present vote in favour of his expulsion.

7 Council

7.1 The Association shall be managed by the Council consisting of not less than six and subject to a maximum of thirty individuals. The members of the Council may exercise all the powers of the Association for the purpose of the management of the Association.

7.2 The Council shall elect the Chairman at its first meeting following the Annual General Meeting.

7.3 The Council shall consist of:-

- (a) The officers of the Association as defined in rule 2.1;
- (b) A maximum of 18 representatives from different geographical areas of the county;
- (c) Persons co-opted under rule 7.11; and
- (d) The Trustees of the Association appointed under rule 7.13.

7.4 The Officers and area representatives (except Chairman, Co-opted persons and the Trustees) shall be nominated and elected at the Annual General Meeting. Periods of Office to be as follows:

President – 3 years.

Chairman – Up to two periods of 3 years' subject to confirmation by Council after the first 3 years.

Treasurer and Secretary – Up to four periods of 3 years' subject to confirmation at the AGM after each 3 year period.

Core Committee Chairs (County, Club, Community and Education/ Performance/Competitions) – 3 years.

Area Representatives – Up to four periods of 3 years' subject to confirmation at the AGM after each 3 year period. After expiry of the potential 12 years, an individual is permitted to seek re-election after a lapse of a minimum of 2 years.

Where a Councilor is serving as President, Chairman, Treasurer, Secretary or LTA Councilor and their maximum term ends, then their period of Office will be extended to allow them to complete this role.

- 7.5** The Association agrees that each member of the Council will be required, as a condition of election or appointment, to agree to be bound in writing by and subject to these rules, the LTA Rules and the LTA Disciplinary Code, such agreement to contain an express acknowledgement that the Contracts (Rights of Third Parties) Act 1999 applies and that the LTA and the Association can enforce any breach at its option and in its sole discretion.
- 7.6** The Council may delegate any of the powers which are conferred on them by these rules to such person, or committee, by such means (including by power of attorney), to such an extent, in relation to such matters and on such terms and conditions as they think fit. If the members of the Council specify, any such delegation may authorise further delegation of the members' powers. The members of the Council may revoke any delegation or alter its terms and conditions. All such persons and sub-committees shall quarterly report their proceedings to the Council in minute form.
- 7.7** The procedure for nomination and election of the President is detailed in rule 10.2.
- 7.8** The Secretary shall send to Members a nomination form for the election of the Officers and other members of the Council except Chairman, Trustees and Co-opted Members.
- 7.9** Nominations may be made by any Member or by the Council after establishing whether the retiring representatives are prepared to stand for re-election. Such nominations shall be submitted to the Secretary in writing not less than six weeks before the date of the Annual General Meeting.
- 7.10** Where more than one nomination occurs for any position an election takes place at the Annual General Meeting. All persons attending who are eligible to vote participate in the election by the issue of voting papers. Independent adjudicators shall be appointed. Single transferable voting system (see rule 2.2) shall apply when three or more people are nominated. If a tie occurs the President or person presiding shall have the casting vote.
- 7.11** The Council may co-opt up to four other persons to serve on the Council who shall serve until the next Annual General Meeting. Co-opted members shall be entitled to vote at meetings of Council.
- 7.12** The Council may fill any casual or other vacancy during the year until the next Annual General Meeting when that person shall retire but shall be eligible for re-election.
- 7.13** The Council shall appoint the Trustees of the Association from time to time as required. There shall be no more than four and not fewer than two.
- 7.14** The Council, convened in accordance with rule 9, may by resolution passed by simple majority require any one of their number to vacate office in the interests of the Association.
- 7.15** A Member of the Council or Management Committee shall be deemed to have vacated office if;
(a) he becomes bankrupt or makes any arrangement or composition with his creditors generally;
or
(b) a registered medical practitioner who is treating that person gives a written opinion to the

Council/Management Committee stating that that person has become physically or mentally incapable of acting as a member of the Council/Management Committee; or
(c) he resigns his office by notice to the Association; or
(d) he shall without sufficient reason for more than three consecutive meetings of the Council/Management Committee have been absent without permission of the Chairman/Secretary of the Council and they resolve that his office be vacated; or
(e) he is suspended from holding office or from taking part in any activity relating to the administration or management of the Association by a decision of the LTA; or
(f) he is requested to resign by all the other Council/Management Committee members acting together.

7.16 Any person accepting election or nomination to the Council who has any financial interest in the Game must, before his election or nomination, state in writing to the Association all such interests. Failure to do so will lead to automatic disqualification from Council membership. The Council has the right to veto such an election if, in its opinion, it is not in the best interests of the Game.

8. Powers and Duties of the Council

8.1 The Council shall cause minutes or records to be made of all resolutions and proceedings at all meetings of the Association and of the Council and of any committee of the Council.

8.2 The Council shall cause to be kept accounting records sufficient to give a true and fair view of the state of the Association's financial affairs and to show and explain its transactions annually.

8.3 The Council may utilise and allocate the funds of the Association in such manner and for such purposes, consistent with the objects of the Association, as it thinks fit.

8.4 The Council may obtain financial or other support for the Association from subscribers to the Yorkshire LTA Initiative and patrons.

8.5 The Council may borrow in accordance with rule 18.

8.6 The Council shall have no power to pledge the personal liability of any of the Members for repayment.

8.7 The Council shall appoint from amongst its members a Management Committee and may delegate to it any of its powers and duties to administer the Association.

8.8 The Management Committee shall consist of eight members to include: President, Chairman, Secretary, Treasurer, LTA Councilor and Chairs of the Core Sub Committees. These are:

(a) County, Club, Community and Education

(b) Performance

(c) Competition

The Management Committee has the power to invite observers and contributors to their meetings, but they will have no voting rights.

8.9 The Council and Management Committee may appoint from amongst its members such committees, sub-committees or working parties as it considers necessary and may delegate to them any of its powers and duties. Where necessary these committees/sub-committees/working

- parties shall appoint their own chairman and vice-chairman subject to Council/Management Committee approval.
- 8.10** The Council shall elect a representative to serve on the Council of the LTA in accordance with rule 9.10 of the Association.
- 8.11** The Council shall arrange and regulate league and other competitions, county and other representative matches and the annual closed championships.
- 8.12** The Council shall award and shall be the sole regulator of county colours, badges and apparel.
- 8.13** The Council may divide the county into areas or districts for administrative or other purposes as it thinks fit.
- 8.14** Members of the Council and Management Committee shall be entitled to an indemnity out of the assets of the Association for all expenses and other liabilities properly incurred by them in the management of the affairs of the Association.
- 9. Proceedings of the Council**
- 9.1** Council meetings shall be held as often as considered necessary provided that there shall not be less than three meetings each year. A Council member is expected to attend at least 50% of the scheduled meetings each year.
- 9.2** The quorum for Council meetings shall be fixed at ten. Unless the quorum is participating, no proposal is to be voted on except a proposal to call another meeting. If the total number of members of the Council is less than the quorum required the members of the Council must not take any decision other than a decision to appoint further members of the Council in accordance with rule 7.
- 9.3** The Chairman and the Secretary shall have the discretion to call an emergency meeting of the Council if they consider it to be in the interests of the Association. A Council member may request the Chairman and the Secretary to call an emergency meeting of the Council and if agreed the Secretary shall give not less than 7 days' notice of such meeting with appropriate agenda.
- 9.4** An agenda shall be prepared for each Council meeting and circulated to the Council so as to give 14 days' notice as to the date, time, venue of the meeting and subjects for discussion with all relevant papers.
- 9.5** Draft or independently examined financial statements of the Association shall be submitted by the Treasurer for approval by the Council at their meeting prior to the Annual General Meeting of the Association.
- 9.6** If the Chairman of the Association is unable to preside at any meeting for any reason he may nominate a substitute in advance.
- 9.7** If the Chairman of the Association is not present within five minutes after the appointed time for the meeting, those present may appoint one of the number present to be chairman of the

meeting.

- 9.8** Decisions of the Council shall be made by a simple majority (save for decisions to expel a Member in accordance with rule 6.3) and in the event of equality of votes the Chairman (or acting chairman) of that meeting shall have a casting or additional vote.
- 9.9** Following the Annual General Meeting nominations for elected members of the Management Committee from Council members, shall be submitted to the Secretary before noon on the day of the first Council meeting of the year, having a proposer and a seconder. If there are more candidates than places available then an election will take place, with the nominated persons providing brief reasons why they should be considered for any vacancy, at the first Council meeting of the year.
- 9.10** The Council shall elect the Councillor from amongst its number to represent them on the LTA council for a term of three years. (No individual may serve more than three terms save the presently appointed Councillor (as at 2017) who may serve up to four terms). A person seeking election or re-election as the Councillor must apply in writing to the Secretary by 31st March. The applicant must name a proposer and seconder from current members of the Council and also state how he or she meets the qualifications stipulated by the LTA. If required, a postal vote will be conducted by the Secretary in accordance with the rules of the Association.

10. Annual General Meetings

- 10.1** The Annual General Meeting of the Association shall be held on the second Monday in December each year at 7.30 pm at a venue to be decided by the Council, and transact the following business:
- (a) To receive the report on behalf of the Council of the activities of the Association during the previous year from the Chairman or the President;
 - (b) To receive, consider and adopt the independently examined financial statements of the Association for the previous year and the Treasurer's report as to the financial position of the Association;
 - (c) To agree the annual subscription rates (in conjunction with the LTA within rule 5.);
 - (d) To elect the independent examiner;
 - (e) To elect the Officers and other members of the Council, Vice-Presidents, any proposed honorary life Vice- Presidents except the Chairman, the Trustees and co-opted members; and
 - (f) To deal with any special matters which the Council desires to bring before the membership.
- 10.2** The President shall be elected for a period of three years. Nominations may be made by any Member or the Council. All nominations shall be submitted to the Secretary in writing no less than six weeks before the date of the Annual General Meeting. The timetable for any Council nomination for President each year shall be as follows:-
- (a) Issue of nomination papers to the Management Committee by the second Monday in August;
 - (b) Return of nomination papers by the first Monday in September;
 - (c) Approval of nominations by the Management Committee at the September meeting of the Management Committee;
 - (d) Issue of voting papers to the Council by the end of September;
 - (e) Return of voting papers within 21 days of issue; and

- (f) Ratification by the Council at the November meeting of the Council.
- 10.3** Notice of any resolution proposed to be moved at the Annual General Meeting shall be given in writing by the relevant Member or member of the Council to the Secretary not less than 28 days before the meeting.
- 11. Extraordinary General Meetings**
An extraordinary general meeting may be called at any time by the Council and shall be called within 21 days of receipt by the Secretary of a requisition in writing signed by not less than ten voting Members stating the purposes for which the meeting is required and the resolutions proposed. If an extraordinary general meeting is called after receipt of a Members' requisition the only business to be transacted at that meeting shall be the resolutions proposed in the requisition. If the Members' requisitioned meeting is not called before the expiry of 21 days commencing on the date of the request, the Members requisitioning the meeting may call the meeting at any time before the expiry of a period of two months commencing on the date of that request.
- 12. Procedures at Annual and Extraordinary General Meetings**
- 12.1** The Secretary shall send to each Member at their last known postal or e-mail address notice of the date, time and place of the annual or extraordinary general meeting together with the agenda to be proposed thereat, and in the case of an annual general meeting, the names of the persons proposed to be elected as members of the Council for the ensuing year, at least 14 days before the meeting. The accidental failure to give notice to any person entitled to notice, or the accidental omission of any such details in any notice, shall not invalidate the proceedings at the meeting.
- 12.2** The quorum for the annual and extraordinary general meetings shall be 15 Members present and entitled to vote. At least 5 members of the Council must be present. No business other than the appointment of the chairman of the meeting is to be transacted at the annual or extraordinary general meeting if the persons attending it do not constitute a quorum.
- 12.3** The President shall preside as chairman at all annual and extraordinary general meetings of the Association but if he/she is not present within 15 minutes after the time appointed for the meeting or has signified his/her inability to be present at the meeting, the Members present and entitled to vote may choose one of the other members of the Council present to preside.
- 12.4** If the persons attending an annual or extraordinary general meeting do not constitute a quorum within half an hour of the time at which the meeting was due to start or if during a meeting, a quorum ceases to be present, the chairman of the meeting must adjourn it. The chairman of the meeting must adjourn the meeting if directed to do so by the meeting.
When adjourning an annual or extraordinary general meeting the chairman of the meeting must specify the time and place to which it is adjourned or state that it is to continue at a time and place to be fixed by members of the Council. The chairman must have regard to any directions as to the time and place of any adjournment which have been given by the meeting.
If the continuation of an adjourned annual or extraordinary general meeting is to take place more than 14 days after it was adjourned the Association must give at least 7 days' notice to the persons to whom notice of the Association's meetings is required to be given in accordance with rule 12.1.
No business can be transacted at adjourned annual or extraordinary general meetings which

could not properly have been transacted at the meeting if the adjournment had not taken place.

12.5 The Secretary shall cause minutes or records to be made of all resolutions and proceedings at general meetings.

13. Voting at Annual and Extraordinary General Meetings

13.1 Each Member present shall have one vote and resolutions shall be passed by a simple majority. In the event of an equality of votes the chairman of the meeting shall have a casting or additional vote.

13.2 Any resolution put to the vote at annual or extraordinary general meeting shall be decided on by a show of hands of persons entitled to vote or by ballot if requested by at least two Members entitled to vote and a declaration by the chairman of the meeting that a resolution has been carried, or carried unanimously, or by a particular majority, or not carried by a particular majority, or lost, shall be final and conclusive.

13.3 No objection may be raised as to the qualification of any person voting at a meeting except at the meeting or adjourned meeting at which the vote objected to is tendered, and every vote not disallowed at the meeting is valid. Any such objection must be referred to the chairman of the meeting.

13.4 Any Member not being an individual may by resolution of its committee/board of management authorise such person as it thinks fit to act as its representative at annual and extraordinary general meetings. A person so authorised is entitled to exercise the same powers on behalf of the Member as that Member could exercise as if it was an individual Member.

13.5 There shall be no right for a Member to vote by proxy. No person may represent more than one Member.

13.6 There shall be no restriction on the number of persons from any one Member who may attend or speak at annual and extraordinary general meetings.

14. Alteration of the Rules

These rules may be altered by resolution at annual or extraordinary general meeting of the Association provided that the resolution shall not be passed unless carried by a majority of at least two-thirds of the vote at the general meeting, notice of which contained particulars of the proposed alteration or addition.

15. Bye-Laws

The Council shall have the power to make, repeal and amend such regulations, standing orders and bye-laws as it may from time to time consider necessary, desirable and appropriate. Such regulations, bye-laws and standing orders shall have effect until repealed by the Council.

16. Use of Facilities

The Association agrees that all unlicensed and unregistered coaches and, so far as reasonably practicable, players and other persons using the facilities of the Association or an associate will be required, as a condition of such use, to agree to be bound by and subject to these rules, the LTA Rules and the LTA Disciplinary Code, such agreement to contain an express

acknowledgement that the Contracts (Rights of Third Parties) Act 1999 applies and that the LTA and the Association can enforce any breach at its option and in its sole discretion.

17. Finance

17.1 All money payable to the Association shall be received by persons authorised by the Council to receive such money and shall be deposited in a bank account in the name of the Association. No sum shall be drawn from any account of the Association except in accordance with the conditions and limits agreed by the Council from time to time.

17.2 The income and property of the Association shall be applied only in furtherance of the objects of the Association and no part thereof shall be paid by way of bonus, dividend or profit to any Member.

17.3 The Council shall have power to authorise the payment of honoraria and expenses to any Officer, member of the Council, Member or employee of the Association and to any other person or persons for services rendered to the Association.

17.4 The financial transactions of the Association shall be recorded by the Treasurer in such manner as the Council deems appropriate.

17.5 Full financial statements of the Association shall be prepared by the Treasurer each year, examined by an Independent Examiner and thereafter issued to Members with the notice of Annual General Meeting.

18. Borrowing

18.1 The Council may borrow a maximum total amount of £25,000 on behalf of the Association for the purposes of the Association from time to time at its own discretion and with the sanction of an annual or extraordinary general meeting any further money above that sum.

18.2 When so borrowing the Council shall have power to raise in any way any sum or sums of money and to raise and secure the repayment of any sum or sums of money in such manner and on such terms and conditions as it thinks fit, and in particular by mortgage of or charge upon or by the issues of debentures charged upon all or any part of the property of the Association.

18.3 The Council shall have no power to pledge the personal liability of any Member for repayment of any sums so borrowed.

18.4 The Trustees shall, at the discretion of the Council, make such dispositions of the Association's property or any part thereof, and enter into and execute such agreements and instruments in relation thereto, as the Council may deem proper for giving security for such monies and the interest payable thereon.

19. Property

19.1 The property of the Association, other than cash at the bank, shall be vested in the Trustees. They shall deal with the property as directed by resolution of the Council and entry in the minute book (securely archived) shall be conclusive evidence of such a resolution.

20. Dissolution

20.1 A resolution to dissolve the Association shall only be proposed at an extraordinary general

- meeting and shall only be passed if carried by a majority of at least three-quarters of the Members present and entitled to vote.
- 20.2** The dissolution shall take effect from the date of the resolution and the Council shall be responsible for the winding-up of the assets and liabilities of the Association.
- 20.3** Any property remaining after the discharge of the debts and liabilities of the Association shall be paid to or distributed as determined by the Council to the LTA, to any other non-profit making body with similar objects or any tennis related charity in the interest of British Tennis.
- 21. Honorary Life Vice-Presidents, Vice-Presidents and Honorary Members**
- 21.1** The distinction of Honorary Life Vice-President or Vice-President may be conferred for special services rendered to the Association or in connection with the Game. Candidates shall be nominated by the Council and elected only at an Annual General Meeting of the Association.
- 21.2** All players who have represented the County at the inter-county senior or veterans' championships shall ipso facto become Honorary Members of the Association.
- 21.3** Honorary Life Vice-Presidents, Vice-Presidents and Honorary Members are not as such entitled to vote at annual or extraordinary general meetings of the Association but may attend and speak on such matters as they think fit.
- 22. County Qualifications**
- No player shall be eligible to play for the County in matches or to enter for the County closed championships unless:
- (a) The player is a member of a fully associated entity (see rule 4.1) and
 - (b) The player has a birth qualification (a maternity hospital is recognised as a place of birth) or has been in permanent residence in the County for at least 12 months (six months in the case of juniors) immediately preceding the match or competition; and
 - (c) The player has not played in a match for any other county or in any other county closed championships during the previous 12 months (6 months in the case of juniors) or the player is an Honorary Member of the Association; and
 - (d) A player may satisfy requirement (b) if he after marriage elects to adopt the residential qualifications of his spouse or any other qualification the spouse may be exercising at the time, provided that before playing under such qualification he gives notice in writing to the LTA.
- 23. Trustees of the Association**
- 23.1** The Trustees shall be appointed in accordance with rule 7.13.
- 23.2** A Trustee shall hold office until he resigns by notice in writing given to the Council or until removed by resolution of the Members passed in general meeting by no less than two-thirds majority.
- 23.3** In accordance with rule 19 all property of the Association, including land and investments, shall be held by the Trustees for the time being, in their own names so far as is necessary and practicable, on trust for the use and benefit of the Association. On the death, resignation or removal from office of a Trustee, the Council shall appoint a new Trustee in his place and shall as soon as possible thereafter take all lawful and practicable steps to procure the vesting of all Association property into the names of the Trustees as constituted after such nomination.

- 23.4** The Trustees shall in all respects act, in regard to any property of the Association held by them, in accordance with directions of the Council, and shall have the power to sell, lease, mortgage or pledge any Association property so held for the purpose of raising or borrowing money for the benefit of the Association in compliance with the Council's directions (which shall be duly recorded in the minutes and archived as the proceedings of the Council) but no purchaser, lessee or mortgagee shall be concerned to enquire whether any such direction has been given.
- 23.5** The Trustees shall be effectually indemnified by the Council out of the assets of the Association from and against any liability, costs, expenses and payments whatsoever which may be properly incurred or made by them in the exercise in good faith of their duties or in relation to any property of the Association vested in them or in relation to any legal proceedings, or which otherwise relate directly or indirectly to the performance of the functions of a Trustee of the Association.
- 23.6** The Trustees are entitled to attend all meetings of the Council with appropriate voting rights.
- 24. YLTA Disciplinary Code**
- 24.1** Pursuant to Clauses 3.1(c) and 3.1(f) of the Association rules as amended from time to time, the Association shall follow the principles and procedures of the LTA Disciplinary Code where matters of discipline are within its sole jurisdiction.
- 24.2** As required, a Disciplinary Panel will be appointed by the Chairman or if the Chairman is involved in the disciplinary matter, the President shall make the appointment. If both officers are involved, the Management Committee will appoint an independent person to appoint the Disciplinary Panel.
- 24.3** The Disciplinary Panel shall comprise three members of the Council with no prior involvement in the disciplinary matter or any direct relationship with the person, the subject of the hearing.
- 24.4** Either party shall have the right of appeal in accordance with the terms of the LTA Disciplinary Code. The appeal hearing shall be heard by an Appeals Tribunal consisting of an officer of the Association plus two members drawn from the Council with no prior involvement in the matter or any relationship with the appellant.
- 24.5** Provided 48 hours' notice is given, any person appearing before a Disciplinary Panel or Appeals Tribunal may be accompanied by a person of his or her choice, who may speak on his or her behalf.
- 24.6** A decision of the Appeals Tribunal shall be deemed to be a decision of the Association and is final and binding.