PERTH MOUNTAINEERING CLUB

(JUNIOR MOUNTAINERING CLUB OF SCOTLAND – PERTH SECTION)

CONSTITUTION

1. Name – The Club shall be called the "Perth Mountaineering Club (Junior Mountaineering Club of Scotland – Perth Section)" – hereinafter referred to as "The Club".

2. OBJECT OF THE CLUB – The object of the Club shall be to:- foster the love of the mountains, to serve as a bond of union amongst mountain climbers and in general to promote and protect the interests of mountaineering, especially in Scotland.

3. MEMBERSHIP – Membership shall consist of Ordinary and Honorary Members. It shall be a condition of membership that the Constitution and any bye-laws shall be accepted in their entirety. Membership shall be restricted to persons of minimum age 18 years. Applications for membership must be submitted to the Secretary and be accompanied by the signatures of a proposer and a seconder, both of whom should be Members of the Club or the Scottish Mountaineering Club. Persons wishing to apply for membership will be deemed to be Prospective Members and will normally be expected to attend up to three meets (and in any event at least one) prior to applying for membership. Applications for membership shall be subject to approval by the Committee whose decision shall be final and unappealable. Members may bring guests to Club meets but should ensure that guests are made aware that they are responsible for their own safety.

4. HONORARY OFFICIALS AND HONORARY MEMBERS – Subject to prior approval by the Committee any person deemed fit may be elected by the Club at the Annual General Meeting to act as an Honorary Official or Honorary Member.

5. EXPULSION OF MEMBERS – An Annual General Meeting or Extraordinary General Meeting shall have the power by a majority of not less than three-quarters of the votes recorded to expel from the Club any Member for any cause which the Meeting shall deem sufficient. The proposal to expel a Member shall be made only on a motion submitted by the Committee or in pursuance of a requisition made to the Secretary by not less than ten Members.

6. LIABILITY – It shall be a condition of Membership (and participation in Club activities by Prospective Members and Guests) that the principle of "volenti non fit injuria" be accepted – that mountaineering and its related activities are recognised unequivocally as risk activities and that Members, Prospective Members and Guests are aware of and have consented to these risks. They shall be responsible for themselves and must satisfy themselves that in participating in Club activities these activities are suitable for their own level of experience, fitness and equipment. Neither the Club nor its Members, Honorary Members, Honorary Officials nor Committee shall be held liable for any accident, loss, damage or injury that may occur during Club activities.

7. COMMITTEE – The Club shall be administered by a Committee comprised of Ordinary or Honorary Members. The Committee shall consist of President, Vice President, Secretary, Treasurer, Meets Secretary and Newsletter Editor who, together with four Ordinary Members shall be proposed and seconded at the Annual General Meeting of the Club. Where the number of candidates exceeds the number of posts a vote shall take place. Posts may be combined. If any post falls vacant after the election, the Committee may fill the vacancy from the Membership. The posts of President and Vice-President shall normally be held for one Club Year but extension shall be possible for a further period. Nominations for other posts may include both new nominations and re-nominations of existing Committee Members. Nominations shall be subject to proposal and seconding by Club Members and absent nominees must have indicated their consent in advance. Committee meetings shall be held at intervals to be decided between the President and Secretary.

8. LIABILITY OF COMMITTEE – Committee Members and others who for the time being are authorised to act on the Club's behalf shall not be liable for any error, oversight, negligence, or otherwise in their Club offices.

9. BYE-LAWS – The Committee shall have the power to publish and enforce such bye-laws it considers necessary to govern the activities of the Club.

10. EXPENSES – Committee Members and other Members incurring essential costs on legitimate Club business may claim reimbursement of their reasonable expenses. Written claims accompanied by receipts where available should be submitted to the Treasurer.

11. FINANCIAL YEAR – The Club Financial Year shall run from 1 November to 31 October.

12. SUBSCRIPTIONS – The subscription rate for the relevant Club Financial Year shall be decided at the Annual General Meeting. Subscriptions not paid by the end of April in the relevant Year shall incur disqualification from membership and from all rights and benefits attached thereto. Subscriptions by new Members shall be paid within four weeks of confirmation of membership. The Committee shall have the discretion to extend payment dates in individual cases where good cause exists. Provision may be made for those joining in the last quarter of the Year to pay a reduced subscription.

13. OTHER PAYMENTS – Payments by Members for hut reservations and other services or goods shall be made when due, except in extenuating circumstances. Failure to occupy a hut place or to take up any other requested goods or services shall not remove the debt upon the person concerned if otherwise liability would fall upon Club funds and may constitute grounds for expulsion.

14. ANNUAL GENERAL MEETING – An Annual General Meeting shall be held in November or December. Its purpose shall be to:- approve the minutes of the previous Annual General Meeting and deal with matters arising there from; receive reports from the President and Secretary; receive a report from the Treasurer and approve the audited annual accounts for the previous Club Financial Year and appoint an auditor; consider resolutions and deal with any other competent business, including a provisional programme of activities and approval of financial expenditure for the coming Club Year. The Chair at an Annual General Meeting shall be taken by the outgoing President or in his/her absence by the Vice-President or if neither by a Member chosen by those Members present.

15. NOTICE OF AN ANNUAL GENERAL MEETING – Notice of the Annual General Meeting (including an agenda and any resolutions) shall be made at least two weeks before the date of the Meeting. Resolutions and other items for the agenda must be put in writing to the Secretary by the end of October. Any other competent business may be raised at the Meeting as provided for in paragraph 14.

16. EXTRAORDINARY GENERAL MEETING – An Extraordinary General Meeting shall be called by the Secretary in pursuance of a requisition to that effect signed by at least ten Members specifying the object of the Meeting and shall take place within six weeks of the receipt by the Secretary of such requisition. The Chair at an Extraordinary General Meeting shall be elected form the Members present.

17. VOTING – Except as provided otherwise voting shall be determined by simple majority. In the event of equality of votes the Chair may call for a second vote or exercise a casting vote.

18. QUORUM – The quorum at an Annual General Meeting or Extraordinary General Meeting shall twelve Members and at a Committee Meeting five Committee Members.

19. PUBLICATIONS – A copy of the current Club's Constitution shall be issued to all Members. A minimum of four newsletters shall be issued at intervals throughout the Year. A Membership List shall be maintained and a new edition issued annually to all members.

20. PROPERTY – The Club shall have the power to acquire and hold heritable property by purchase, feu, lease or otherwise, to be used for the purposes of the Club, to sell or to let or otherwise dispose of such property and to make arrangements for its management and use, including use by members of other Sections of the Junior Mountaineering Club of Scotland and kindred clubs. The Club shall also have the power to contribute funds and equipment towards the cost of fitting out property acquired by other Sections. It shall be competent for the Committee to make decisions involving the exercise of these powers without being bound to obtain the approval of an Annual General Meeting or Extraordinary General Meeting of the Club, although in the event of a duly constituted Meeting having given instructions the Committee shall be bound to follow such instructions. In the event of dissolution of the Club and disposal of its property the proceeds of any such disposal shall be dealt with in the terms of paragraph 22. In such event however any other Section which may have contributed funds or equipment shall have prior claim to the repayment of any funds contributed and to return of any equipment so far as identifiable. The title of any property shall be taken in the names of the President, Vice-President, Secretary and Treasurer of the Club for the time being and their successors in office as Trustees of the Club, and holders of these offices shall grant all deeds or documents necessary in subsequent transactions with the property, a majority of such Trustees being a quorum.

21. DISSOLUTION OF THE CLUB – An Annual General Meeting or Extraordinary Meeting of the Club shall have the power by a majority of not less than five-sixths of the votes recorded with a minimum of recorded votes of not less than two-thirds of the Ordinary Members on the roll of the Club at the time of the vote to dissolve the Club. The proposal to dissolve shall be made only on a motion submitted to the Meeting by the Committee or in pursuance of a requisition made to the Secretary and signed by not less then twenty Ordinary Members or by two-thirds of the existing Ordinary Members, whichever may be the less. The voting shall be open and Members not present shall be entitled to vote by letter. Notice of the proposal to dissolve shall be posted to all Members at least four weeks before the date of the Meeting.

22. LIQUIDATOR – In the event of a Dissolution a Liquidator shall be appointed by the Committee and the funds of the Club used to meet any obligations of the Club. Any surplus shall be divided equally among Members on the roll of the Club at the date of Dissolution.

23. ALTERATIONS TO THE CONSTITUTION – Any Annual General Meeting or Extraordinary General Meeting of the Club shall have the power by a majority of not less than two-thirds of the votes recorded to alter or add to the Constitution. Notice of any such proposed alteration or addition shall be posted to all members at least two weeks before the date of the Meeting.

January 1998