

## CONSTITUTION OF THE SRI LANKA GOLF UNION

### 1. TITLE:

The organization shall be titled "The Sri Lanka Golf Union" and may be referred to by the abbreviated title "SLGU" or "the Union" or Golf Sri Lanka or Sri Lanka Golf

### 2. DEFINITIONS:

**President:** Shall mean the person duly elected to hold office as President of the SLGU

#### **Vice**

**President:** Shall mean the person duly elected to hold office as Vice President of the SLGU

**Secretary:** Shall mean the person duly elected to hold office as Secretary of the SLGU

**Treasurer:** Shall mean the person duly elected to hold office as Treasurer of the SLGU

**Council:** Shall mean the Council of Management responsible for carrying out the objects of the SLGU

#### **Trustee/**

**Trustees:** Shall mean the person/s duly elected to act as the Trustee/s of the SLGU

#### **Member**

**Club:** Shall include Clubs which are Constituent Members, Affiliated Members or Group members as defined in this Constitution.

#### **Club**

**Member:** Shall be an individual who is a member of a Member Club

#### **Club**

**Licensee:** Shall be an individual who is registered as a permanent licensee and entitled to use the facilities of a Member Club

#### **Sports**

**Law:** Shall be the applicable Sports Law of Sri Lanka

#### **Writing/**

**Written:** Shall include printing, lithography, and other modes of reproducing words in a visible form and in an electronic or web-based storage and retrieval system, which cannot be deleted or altered without being visibly evident

**Notice/**

**Notified:** Shall mean a written document sent to the registered address given to the Secretary of the SLGU

**Registered**

**Address:** Shall mean the last known contact address given by the person, club, association or organization for purposes of communication and may include a postal address or a fax number or any other address which could accept written documents

**Register of**

**Members:** Shall mean a record of names of club members or club licensees paying an annual fee to a Member Club

**Gender /**

**Number:** The masculine gender shall also mean feminine gender if applicable and not specifically mentioned and the singular shall include the plural where appropriate

**3. HEADQUARTERS**

The Headquarters and registered office of the Union shall be located in Sri Lanka.

**4. POWERS**

Subject to the provisions of the applicable Sports Law of Sri Lanka the SLGU shall be the controlling body in the entire Island for the sport of golf and shall take all steps necessary for the development of golf.

**5. OBJECTS**

- a. To oversee and give recognition for the conduct of national golf competitions, championships and tournaments in Sri Lanka.
- b. To promote representative competitions against other countries and to encourage and promote participation of National teams in foreign championships.
- c. To act as the delegate of the Royal and Ancient Golf Club of St. Andrews as the governing body of Golf, in Sri Lanka, in the administration, interpretation and enforcement of the Rules of Golf and the Rules of Amateur Status as approved from time to time by the R&A.
- d. To implement an uniform system of handicapping in Sri Lanka which is recognized by the R&A .

- e. To provide the means through which disputes and issues concerning Golf in Sri Lanka may be settled and act as final arbiter on all matters pertaining to the conduct of Golf in Sri Lanka, including disciplinary matters.
- f. To establish and conduct educational programs for officials in the implementation and interpretation of the Rules of Golf and the Rules of Amateur Status and standards.
- g. To formulate and implement appropriate policies, including policies in relation to equal opportunity, equity, drugs in sport, health, safety, junior and senior programs, infectious diseases and such other matters as arise from time to time as issues to be addressed in Golf.
- h. To represent the interests of its Members and of Golf generally in any appropriate forum.
- i. To have regard to the public interest in its operations.
- j. To ensure that environmental considerations are taken into account in all Golf and related activities conducted by the Association.
- k. To provide assistance in the development, layout and upkeep of Golf Courses.
- l. To ensure that all golf courses in Sri Lanka are rated according to internationally recognized standards.
- m. To acquire movable and immovable property and to apply both capital and income there from or raise funds on such terms and conditions as may be thought fit to achieve the objects of The Union.
- n. To provide financial assistance to its members for the development of Golf.
- o. To maintain ties with golfing unions or associations in foreign countries in the interest of Golf.
- p. To ensure that players maintain the highest standards of etiquette and integrity on and off the golf course.
- q. To use, license and protect its Intellectual Property, Logos, Crests and the use of the name "Sri Lanka Golf Union" "Sri Lanka Golf" and "Golf Sri Lanka" for commercial purposes and to be the sole licensee for the conduct of National Golf Championships which carry the name "Sri Lanka".
- r. To pursue through itself or others, such commercial arrangements, including sponsorship and marketing opportunities, as are appropriate to further the objects of the Association.
- s. To do all other activities which the Union may consider necessary or desirable for the attainment of its objects.

## **6. COLOURS AND CREST**

The Sri Lanka Blazer shall display the national crest as approved by the Ministry for Sport. Crests, of the required pattern shall be held by the Hon. Secretary and shall be awarded by the Council to Golfers who represent Sri Lanka against National Teams.

## **7. MEMBERSHIP OF SRI LANKA GOLF UNION**

The Union shall for the time being consist of three (3) types of members. Any other type of membership shall require approval at an Extra Ordinary General Meeting.

### **7.1 Constituent Members**

### **7.2 Affiliated Members**

### **7.3 Group Members**

## **7A. ELIGIBILITY AND APPLICATION FOR MEMBERSHIP**

### **7A.1 Eligibility to become Constituent Members**

The Royal Colombo Golf Club , the Nuwara Eliya Golf Club and Victoria Golf and Country Resort shall be deemed to be the Constituent Members and as such be entitled to voting rights as set out in section 23 in these rules, provided however that they shall be subject to all other rules herein set forth.

The following Clubs or Organizations shall also be entitled to become Constituent Members and be referred to as Constituent Members:

- [i]** Any Golf Club or Association in Sri Lanka with a registered constitution in Sri Lanka, which possesses a Golf Course of not less than eighteen [18] holes and counts a role of at least one hundred names in its Register of Golf Members and continues to possess these qualifications, shall be eligible on application to be made a Constituent Member.
- [ii]** Any Organization which has a registered Memorandum & Articles of Association in Sri Lanka which possesses a Golf Course of not less than eighteen [18] holes and counts a role of at least one hundred names in its Register of Golf Members and continues to possess these qualifications shall be eligible on application to be made a Constituent Member.

Application for Constituent Membership must be made in writing to the Honorary Secretary, SLGU before 1st December of each year and shall be considered only at the Annual General Meeting of the SLGU. It shall be proposed and seconded by two separate Constituent Members of "Golf Sri Lanka" eligible to vote, who shall signify their support on the letter of application and should be accompanied by the Constitution in the case of a Club or Association, or Memorandum and Articles of Association in the case of an Organization of the applicant, its Register of Members and the

applicable entrance fees and subscription at the time of submitting the Application. A full refund of entrance fees and subscription would be made in the event of such application being rejected

A Constituent Member which does not continue to possess any or all of the qualifications set out above may lose its Constituent Membership provided that the Council may permit such member to retain its membership if it is satisfied that the loss of such qualification was due to circumstances beyond its control and provided that the loss of the requisite qualifications are seen by the Council as temporary and that the Council is satisfied that every effort is being made by the member to regain the required qualifications.

#### **7A.2 Eligibility to become Affiliated Members**

The following Clubs, Associations or Organizations shall be entitled to become Affiliated Members and be referred to as Affiliated Members.

- [i] Any Club or Association which has a registered constitution in Sri Lanka and counts a role of at least twenty five names in its Register of Golf Members, and has a course of at least nine [9] holes but less than eighteen [18] holes and continues to possess these qualifications shall be eligible on application to be made an Affiliated Member.
- [ii] Any Organization which has a registered Memorandum & Articles of Association which counts a role of at least twenty five names in its Any Register of Golf Members, and has a course of at least nine [9] holes but less than eighteen [18] holes and continues to possess these qualifications shall be eligible on application to be made an Affiliated Member.

Application for membership must be made in writing to the Honorary Secretary, before 1st December of each year and shall be considered only at the Annual General Meeting of the SLGU. It shall be proposed by a Constituent Member and seconded by another Member of "Golf Sri Lanka" eligible to vote who shall signify their support on the letter of application and should be accompanied by the Constitution of the applicant and the specified entrance fees and one year's subscription applicable at the time of submission of the application, both of which shall be refunded in the event of such application being rejected.

An Affiliated Member which does not continue to possess any or all of the qualifications set out above may lose its Affiliated membership provided that the Council may permit such member to retain its membership if it is satisfied that the loss of such qualification was due to circumstances beyond its control and provided that the loss of the requisite qualifications are seen by the Council as temporary and that the Council is satisfied that every effort is being made by the member to regain the required qualifications.

### 7A.3 Eligibility to become Group Members

Any Association, Organization, Society or Group which has a registered constitution in Sri Lanka and counts a role of at least twenty five names in its Register of Golf Members, and has access to playing on a course operated by at least one Constituent Member who undertakes to regulate and monitor the handicaps of its members and continues to possess these qualifications shall be eligible on application to be made a Group Member.

- [i] Application for membership must be made in writing to the Honorary Secretary, before 1st December of each year and shall be considered only at the Annual General Meeting of "Golf Sri Lanka". It shall be proposed by a Constituent Member and seconded by another Member of "Golf Sri Lanka" eligible to vote who shall signify their support on the letter of application and should be accompanied by the Constitution of the applicant and the specified entrance fees and one year's subscription applicable at the time of submission of the application, both of which shall be refunded in the event of such application being rejected.
- [ii] A Group Member which does not continue to possess any or all of the qualifications set out above may lose its Group membership provided that the Council may permit such member to retain its membership if it is satisfied that the loss of such qualification was due to circumstances beyond its control and provided that the loss of the requisite qualifications are seen by the Council as temporary and that the Council is satisfied that every effort is being made by the member to regain the required qualifications.

**8. ANNUAL RETURNS OF MEMBERSHIP**

- [a] Every Member of Golf Sri Lanka shall, within one month of holding its Annual General Meeting, send under registered cover to the Honorary Secretary of the Union a statement certified by its President or failing which its Secretary indicating the number of names on its Register of Golf Members, and giving the date on which its Annual General Meeting was held.
- [b] Any Member who fails to furnish the above mentioned particulars or does not hold its Annual General Meeting on the due date, shall be reported to the Council by the Honorary Secretary.
- [c] Any Member who is thus reported may lose its Membership temporarily or permanently. However, the Council may permit such member to retain its membership if it is satisfied that failure to furnish the above mentioned particulars was due to circumstances beyond its control and provided that the Council is satisfied that every effort is being made by the member to furnish the required information.
- [d] No representatives of the Member who has been reported for failing to furnish the required information or failing to hold an Annual General Meeting shall be eligible to vote at any General Meeting of the SLGU or any Council Meeting until such time as a motion to reinstate the original status of the member is carried at the next Annual General Meeting.

**9. MEMBERSHIP FEES**

- [a] The entrance fee and any monthly, quarterly or annual fee or levy by the Union on the Constituent, Affiliated, Group or any other Category of members shall be determined at Council Meetings as set out in the Powers of the Council in these rules.
- [b] Members who have not paid their dues on the dates determined by the Council shall be written to immediately by the Honorary Treasurer, informing them that they will be reported to the Council and will be subject to any order of the Council with regard to their membership rights thereafter. Such letters shall be sent by registered post to the last known address in the official records maintained by the Secretary of the Union.
- [c] Any such member who has been reported to the Council shall immediately cease to have any official representative with voting rights at any meeting of the SLGU including General Meetings, Council meetings and Special meetings. An official representative shall be anyone who has been proposed or seconded to sit on any committee, sub-committee by any representative of the defaulting Member.

**10. ELIGIBILITY TO HOLD OFFICE**

- [a] No person who is an employee of or receives any fees from the Union or from any club or member or any Association which is a member shall be eligible to attend any General Meetings of the SLGU or any of its Council Meetings or Special Meetings except with the special permission of the Council.
- [b] No person who is an employee of a newspaper or contributes to any newspaper, journal or magazine whether under his own name or under a nom-de-plume for a fee or reward shall hold office in the SLGU or attend any of its Meetings or those of its Committees or Special Committees except by invitation of the Council .
- [c] No person who is a member of the Selection Committee or Manager of a SLGU team shall hold office in the SLGU or attend any of its meetings except by invitation.
- [d] Should any person debarred by the above rule, in the course of a year, relinquish any such connection he may have as described above, he must give three months notice in writing to the Honorary Secretary informing him that he has ceased to be debarred from attending meetings of the SLGU.. The period of three months shall commence from the actual date the individual severs connection with the newspaper, journal or magazine and he shall not be entitled to attend any meetings of "Golf Sri Lanka" or hold office until this period has elapsed.
- [e] No person shall be nominated to hold any office other than as Honorary Treasurer of the SLGU unless he has represented Sri Lanka at golf or participated in any designated Major Tournament organized by a Member Club, Association or Organisation, and has held a golf handicap of 18 or better for a period of at least 10 years. Designated Major Tournaments will be decided from time to time by the Council as provided for in the Sports Law of Sri Lanka.
- [f] Any other person may be nominated with the prior written approval of the Minister of Sports.
- [g] The Council shall from time to time lay down which Tournaments it considers 'Designated' Major Tournaments' for the purpose of this Rule, subject to the approval of the Minister of Sports.

**11. RELATIONS WITH THE MEDIA**

- [a] No Official, member of a SLGU team or nominated or elected representative to any of its committees or sub-committees shall write articles or grant interviews to the Press or Radio, or speak over the Radio on any matter relating to the SLGU or its events, without the prior consent of the Council.



- [b] Any breach of the above rules shall render the person or member concerned to be reported for misconduct

**12. CONFLICT WITH SPORTS LAW**

In the event of any rule/rules in this Constitution being in conflict with any provisions of Sports Law No. 25 of 1973 or any new amendments or regulations framed under the Law, the provision of the Sports Law and/or regulation shall prevail.

**13. INDEMNITY**

Every office-bearer of the SLGU and every member of the Special Committees or any other committees or sub- committees shall be indemnified out of the funds of the SLGU against all reasonable claims for damages, losses and expenses incurred in the lawful discharge of his/her duties.

**14. OFFICE -BEARERS**

- [a] The Office-bearers of the SLGU shall be a President, Vice President, Honorary Secretary, Honorary Treasurer and the Immediate Past President.
- [b] Except for the Immediate Past President all other Office bearers shall be elected at the Annual General Meeting and shall hold office for a term of two years. In the event that the Immediate Past President is unable to serve as an office bearer, such post shall remain vacant until the next annual general meeting.
- [c] No person who has served a term of office as President or Secretary shall be eligible to be re-elected to that office until the lapse of a period of two years from the date on which he ceased to hold such office, except with the approval of the Minister for Sport.
- [d] All nominations for election as office bearers shall be proposed by the President or Secretary or CEO of a Member Club and seconded by the President, Secretary or CEO of any other Club or organization eligible to vote. Such nomination shall be delivered to the Hony. Secretary, SLGU at least 30 days before the date fixed for the AGM. All such nominations shall be circulated among Member Clubs at least two weeks prior to the AGM.
- [e] In the event of no nominations or an insufficiency of nominations or ineligible nominees being received from members of the Union, the outgoing Council shall have the authority to make its own nominations, at least 21 days before the AGM.

- [f] All nominations shall be circulated amongst the constituent members at least 14 days before the AGM.
  
- [g] In the event that a vacancy in the office of President, Vice President, Honorary Secretary, Honorary Treasurer, shall occur during their term of office, the Council may appoint an eligible person not already a council member to act in the capacity of the relevant office bearer but, without voting rights only until such time, as an appointment is made at an Extraordinary General Meeting to be called specifically for the purpose of electing the relevant office bearers to serve out the term of office until the next annual general meeting. Nominations for such vacancies shall be called for as provided for in 14(d,e,f) above. The term of office of such person acting as the office bearer until the AGM shall cease at the AGM and such person shall be eligible for election to fill such vacancy until the next AGM. Thereafter, such person will be eligible for election to hold such office for the normal term of two years. The term of office of such person shall be subject to the provisions mentioned below.
  
- [h] In the event of the post of Hony. Sec. being vacant at any time, the Council may appoint any Council Member to act as the Hony. Sec. until such time this post is duly filled. In such an event, the Council Member acting as Hony. Sec. retains his/her voting rights as a Council Member.
  
- [i] In the event of the post of Hony. Treas. being vacant at any time, the Council may appoint any Council Member to act as the Hony. Treas. until such time this post is duly filled. In such an event, the Council Member acting as Hony. Treas. retains his/her voting rights as a Council Member.
  
- [j] Other vacancies arising in the course of the year shall be filled by nominees of the Council at the next Council meeting and such persons shall be eligible to vote as Council Members until the next AGM, subject to eligibility as specified in these rules.

15. **COUNCIL -**

The planning and implementation of the objectives of the SLGU shall be managed by a Council consisting of:

- i) The Office-Bearers of "Golf Sri Lanka"
- ii) Council members other than the Office Bearers on the basis that The Royal Colombo Golf Club shall have 4 representatives, the Nuwara Eliya Golf Club shall have 3 representatives, VGCR shall have 2 representatives and all other constituent members 1 representative on the council.

The Council shall have the power to employ Professional Administrators, Managers or Management Organizations as they see fit to undertake specific tasks or events if and when required. Such Professionals shall not have any voting rights and shall not be subject to the eligibility clause and may be invited

to Council Meetings to present their plans and progress reports and receive and implement instructions as and when required by the Council.

### **15A Eligibility to serve on the Council**

All persons on the Council and all those elected or appointed to serve on any Special Committee or under any Head of Division, shall be persons who at the time of election or appointment be eligible under the relevant Sports Law applicable in Sri Lanka and meet the requirements in Section 10 d above.

### **15B Nominations to Council**

Each Constituent Member shall nominate representatives who meet the requirements of section 15A above to serve on Council for a term of two years.

## **16. TRUSTEES -**

- [a] Qualification of Independent Trustee** - Three persons of eminence and integrity who have distinguished themselves in public life and who are club members or club licensees and have held a valid golf handicap for at least 15 years shall be elected at the Annual General Meeting. One of the Trustees who shall be a person qualified in the field of accountancy or banking may not be a club member or club licensee and may not have held a valid golf handicap. The Trustees so elected shall not already be an Office bearer or a Council Member of the SLGU and shall be precluded from being an Office bearer or a Council Member of the SLGU during his tenor as an Independent Trustee;
- [b] Nomination of Independent Trustee** - Any two Voting Members of the SLGU who have been members of the SLGU for a continuous period of at least 10 years may propose and second any member, who is qualified to hold office as an Independent Trustee, for election as an Independent Trustee of the Club. The proposal shall be in writing and shall carry the names of the Proposer and Seconder and shall be signed by the President or the General Manager or the Secretary of the respective Member Club. The proposal shall also have annexed to it the written consent signed by the person so proposed. Such proposal shall be sent to the Honorary Secretary of the SLGU to reach the Honorary Secretary at least 14 days before the date of the Annual General Meeting. If there are more nominees than the number of vacancies for Independent Trustees, there shall be a vote at the Annual General Meeting by a show of hands of the

members present and eligible to vote and three nominees who obtain the highest number of votes shall be elected as Independent Trustees.

- [c] **Role of the Trustee** - In terms of Section 113 of the Trusts Ordinance. (Chapter 72) the title to the several properties of the SLGU, by virtue of these Rules, vested in the Trustee, Trustees or the Board of Trustees, shall devolve from time to time upon the President, of the SLGU and the other three Independent Trustees as such Trustees aforesaid, without any conveyance, vesting order or other assurance otherwise necessary for vesting the property or properties of the SLGU and such property shall not form the personal property of such Individual Trustee and the heirs or legal representatives of such Individual Trustee shall have no claim whatsoever to the property of the SLGU.
- [d] **Removal of Independent Trustees** - The Independent Trustees may be removed from Office of Trustee or cease to be a Trustee:-
- (1) If he is declared by a court of law to be insane or incapacitated or incapable of carrying out his normal duties and activities;
  - (2) If he is declared a bankrupt or is found guilty by a Court of Law for any offence which is punishable by a term of imprisonment;
  - (3) If he dies or resigns from the Office of Trustee;
  - (4) If he is removed from the Office of Trustee by a resolution of the majority of the members of the SLGU either at an Annual General Meeting or at a Special General Meeting.
  - (5) Upon an Independent Trustee being removed or ceasing to be a Trustee under the preceding Rule the vacancy arising thereat shall be filled as a casual vacancy by the remaining Independent Trustees and such vacancy shall be filled as a casual vacancy in accordance with the preceding Rules. In the event of the remaining Independent Trustees being unable to appoint a suitable Trustee within 7 days of such vacancy arising, or in the event of there being no quorum for the conduct of a meeting of the Board of Trustees, the remaining Trustees or the Council of the SLGU shall summon an SGM within 30 days of such vacancy arising to elect a suitable independent trustee to fill such vacancy. The Trustee so appointed to fill the said casual vacancy shall not be a serving office bearer or council member and shall only hold office until the next Annual General Meeting. In the event that the vacancy arises within 45 days of the next AGM, it shall only be filled by election at the AGM as provided for in rule 16(a) and 16(b).

**17. NOTICES**

**[a] NOTICE OF ANNUAL GENERAL MEETING**

Notice of the Annual General Meeting shall be given at least thirty (30) days before the date fixed for such meeting.

**[b] NOTICE OF EXTRA ORDINARY GENERAL MEETING**

All Extraordinary General Meetings (EGM) of the Union shall be convened by the Honorary Secretary on the decision of the Council or at the written request of at least Two (02) Constituent Members or at least One (01) Constituent Member and Two (02) Affiliated Members within twenty eight (28) days of the receipt of such request. The notice of such meeting shall set out the agenda and contain all relevant proposals/resolutions to be considered and if thought fit passed at the EGM and shall be notified to the members of "Golf Sri Lanka" at least 14 days before the meeting.

**[c] NOTICE OF COUNCIL MEETING**

At least seven (7) days notice in writing of a Meeting of the Council shall be given to its members to consider the normal business of the council.

**[d] NOTICE OF EMERGENCY COUNCIL MEETING**

In the event of an emergency, the Honorary Secretary shall, either on the direction of the President or on a request of a majority of the Council members, convene an Emergency Council Meeting. The business to be transacted at such meeting shall be notified in writing to its Council Members at the time of convening such meeting. The Chairman of the Council Meeting shall have the power to waive notice of such an Emergency Council Meeting. Only the business of such an Emergency Meeting which has been duly notified shall be transacted at the Emergency Meeting and no other business shall be discussed at such a meeting. The minutes of such an Emergency Meeting shall be confirmed at the next Council meeting which shall be immediately called after the Emergency Meeting and due notice shall be given.

**[e] NOTICE OF SELECTION COMMITTEE MEETING**

Selectors should be made aware of the tournaments being planned and make themselves available for meetings as and when required.

18. **AGENDA AT ANNUAL GENERAL MEETING**

- (1) Confirmation of Minutes of the previous Annual General Meeting and Extraordinary General Meetings, if any.
- (2) Annual Report of the Council of "Golf Sri Lanka" to be tabled by the Honorary Secretary.
- (3) Audited Income and Expenditure Account and Balance Sheet to be tabled by the Honorary Treasurer.
- (4) Election of Office-Bearers (*once in 2 years in accordance with the Sports Law*)
- (5) Election of Three Independent Trustees
- (6) Election of Council Members
- (7) Appointment of Auditor
- (8) Applications for membership

19. **QUORUM**

- [a] **The Quorum for a General Meeting** shall be made up of at least fifty percent (50%) of the total number of eligible voters of the Union.
- [b] **The Quorum for a Council Meeting** shall be 50% of the total number of Council Members including Office Bearers who have voting rights.
- [c] Should the attendance at any General or Council Meeting fall short of the quorum, the Chairman of the Meeting or in his absence its Secretary shall adjourn the Meeting for a later date giving at least one weeks' notice to all Office Bearers and Council Members and should there be no quorum at such adjourned meeting the members present thereat shall conduct the business on the agenda.
- [d] **The Quorum for a Selection Committee Meeting** shall be three (3) and shall include the Chairman who has been approved by the Minister of Sports.
- [e] In the event that the Selection Meeting cannot be held due to lack of a quorum even at an adjourned meeting, the Council shall be informed of such situation and approval sought by the Council from the Minister of Sports to replace the absent selectors with other nominees.

20. **VOTING AT MEETINGS**

Voting at Meetings of the SLGU or its Council Meetings or Special Meetings or Selection Committee Meetings shall be by show of hands of those who have voting rights. In the event of a tie, the Chairman shall have a casting vote in addition to his own vote. The Secretary shall record any dissenting votes at any of these meetings.

**21. CHAIRMAN**

**[a] AT GENERAL MEETINGS AND AT COUNCIL MEETINGS**

The President or in the absence of the President of the SLGU the Vice President will be Chairman of all of the Council Meetings and General Meetings. In the absence of the Vice President, any other person elected by those present at the Meeting shall be the Chairman for that meeting

**[b] AT SELECTION COMMITTEE MEETINGS**

Only the Chairman of the Selection committee who has been approved by the Minister of Sports shall be the Chairman of the meeting of selectors.

**[c] AT DISCIPLINARY MEETINGS**

The Chairman shall be appointed by the council as and when required and shall cease to be Chairman once the matters referred to the Disciplinary Committee have been investigated and the final recommendations have been made to the Council of "Golf Sri Lanka"

**22. DATES OF MEETINGS**

**[a]** The Annual General Meeting of "Golf Sri Lanka" shall be held as soon as possible after the closing of the financial year on a date to be fixed by the Council, but in any case not later than the 31<sup>st</sup> of March, in each year. All other General Meetings of the SLGU shall be Extraordinary General Meetings and shall be convened according to section 16(ii) of these rules. Council meetings shall be held at least once every three months

**[b]** Selection Committee meetings shall be held as and when required

**[c]** Disciplinary Committee meetings shall be held as and when required but should commence within seven (7) days of the appointment of the Chairman and committee members by the Council of "Golf Sri Lanka" and be completed within a specified time frame to be set by the Council.

**23. REPRESENTATION AT GENERAL MEETINGS**

**[a]** The **Royal Colombo Golf Club** being the oldest of the Golf Clubs in Sri Lanka and a founder constituent member shall be entitled to be represented by **six [6]** representatives at any General Meeting.

**[b]** The **Nuwara Eliya Golf Club** being a founder constituent member shall be entitled to be represented by **five [5]** representatives at any General Meeting.

- [c] The **Victoria Golf & Country Resort** being a founder constituent member of this constitution shall be entitled to be represented by **three [3]** representatives at any General Meeting.
- [d] All **other Constituent Members** shall be entitled to be represented by **two [2]** representatives each at any General Meeting.
- [e] Each **Affiliated Member** by **one [1]** representative at any General Meeting.
- [f] The names of all such representatives shall be notified in writing to the Honorary Secretary of the Union by the President, failing which the Secretary or CEO of the member club, association or organization concerned, before the Annual General Meeting or an Extraordinary General Meeting, as the case may be.
- [g] Each representative at any General Meeting shall have one vote.
- [h] All those nominated to represent each Member of the Union at General Meetings, shall be persons who meet the eligibility requirements for Office Bearers and Council Members in Rule **10(e)** above. The President or failing which, the Secretary or General Manager of the Member Club, Association or Organization, shall certify that each representative is in its Register of Golfing members, and that representative satisfies the requirement contained in this Rule.

#### **24. RESOLUTIONS AT EXTRAORDINARY GENERAL MEETINGS**

- [a] At Extraordinary General Meetings only extraordinary resolutions or special resolutions shall be tabled. All resolutions dealing with the rights and privileges of membership subject to Rule **30(c)**, or alteration, addition or amendment to this Constitution shall be by special resolution. All special resolutions require twenty one (21) days notice and must be passed by at least two- third (2/3) present voting in its favour. Extraordinary Resolutions require fourteen (14) days notice and are required to be passed by a simple majority of those present.
- [b] Resolutions dealing with amendments to the Constitution shall be first tabled and discussed at a Council Meeting and thereafter considered only at an Extraordinary General Meeting.



25. DUTIES

**[a] Duties of President**

- [i]** To chair all General Meetings and Council Meetings
- [ii]** To oversee the working and administration of the Union and to take steps to ensure that the funds and assets are properly managed.
- [iii]** To formulate policies for the Union and submit them to Council for approval in order that the objectives of the Union can be achieved
- [iv]** To represent the Union at official functions, and in dealings with Government Authorities
- [v]** To ensure that all events conducted by the Union are properly managed.

**[b] Duties of the Honorary Secretary (Hony.Sec.)**

The Hony. Sec. shall not be eligible to vote at any meeting.

- [i]** In the execution of his/her duties The Hony.Sec. shall act under the control and direction of the Council.
- [ii]** The Hony. Sec. shall convene and attend whenever possible inperson, all General Meetings and Council Meetings, special Meetings and any other Meeting and ensure that proper records of the proceedings are maintained.
- [iii]** Suitable alternative arrangements shall be made by the Chairman of the meeting to ensure proper records of proceedings at meetings are maintained, if the Hony. Sec, is unable to attend.
- [iv]** The Hony. Sec. shall keep the documents and papers of the Council in such a manner as the Council may from time to time decide.
- [v]** The Hony. Sec. shall circulate notices and Minutes of all meetings to all Members at least seven [7] days before the next Meeting unless specially provided for herein.
- [vi]** The Hony. Sec. shall keep a correct inventory and be responsible for all property, movable and immovable belonging to the SLGU.
- [vii]** The Hony. Sec. shall present the Report of the Council at the Annual General Meeting.
- [viii]** The Hony. Sec. may recommend to the Council that the services of a suitable professional be appointed to carry out some or all of the duties assigned to the Hony. Secy. but nevertheless retain overall responsibility for the satisfactory performance of such duties.

**[c] Duties of the Honorary Treasurer (Hony. Treas.)**

The Hony. Treas. shall not be entitled to vote at any meeting.

- [i]** The Hony. Treas. shall cause true and correct accounts to be kept of all monies received and expended by the Union and of matters in respect of which such receipt and expenditure take place and of the assets and liabilities of the Union and of all financial affairs, transactions and agreements and other matters necessary for showing the true financial position of the SLGU.
- [ii]** The Hon. Treas. shall examine the financial procedures and make recommendations to the Council for any improvements and ensure implementation of such improvements after approval by the Council with agreed amendments if any.
- [iii]** An audited Income & Expenditure Account and a Balance Sheet shall be tabled at each Annual General Meeting of "Golf Sri Lanka" by the Hony. Treas. Copies of the Income & Expenditure Accounts and Balance Sheet, to be tabled at the Annual General Meeting, shall be circulated among the Members, to reach them at least seven (7) days before the Annual General Meeting.

**[d] Duties of the Council**

- [i]** To nominate the Chairman and members of the Selection Committee subject to approval by the Minister of Sports or as specified in the Sports Law applicable in Sri Lanka.
- [ii]** Ensure that any trials that are requested for by the Selection Committee are carried out in a fair and just manner.
- [iii]** Appoint Special Committees to consider matters which are of a temporary nature for periods that they see fit but not beyond the date of the next Annual General Meeting. However, after the new Council is appointed, the members of the Special Committees shall be qualified for re-appointment by the incoming Council if required.
- [iv]** To consider all recommendations made by Special Committees and if agreed upon, approve same at Council meetings. This rule will not apply to recommendations made by the Selection Committee so far as the eventual composition of any selected team is concerned, unless the composition is contrary to this Constitution or any directive given on player conduct or disciplinary grounds to the Selection Committee by the Council.
- [v]** To remove from office any person serving on the Council or Committees of the Union who absents himself from three consecutive meetings without informing the Secretary.
- [vi]** To appoint suitable and eligible persons to fill any vacancy that arises in the council or committees of Golf Sri Lanka in accordance with provisions in these rules.

- [vii] To appoint a disciplinary committee as set out in section (29)[e] of these rules.
- [viii] To ensure that the objectives of the Union are being met.
- [ix] To ensure that the finances and assets of the Union are managed responsibly.

**26. Powers of the Council**

- [a] The Council shall have the power to meet as and when necessary but in any event at least every three (3) months at such place and time as they think fit. The meeting shall be convened by the Honorary Secretary upon the written request of the President or a majority of the Members of the Council.
- [b] The Council shall have full power and authority to make By-laws and frame Regulations/Directives for the carrying out of any or all of the objects or purposes of "Golf Sri Lanka"; always provided, however, that they are not in conflict with or in derogation of the provisions of this Constitution or the Sports Law of Sri Lanka.
- [c] The Council shall have full power and authority to determine the Entrance fee for membership of "Golf Sri Lanka", annual fees, and any other fees or levies which it deems necessary in order to carry out its objects.
- [d] The Council shall have full power and authority to safeguard the rights of the SLGU including all marketing rights of the use of the names Sri Lanka Golf Union, Golf Sri Lanka, Sri Lanka Golf, trademarks and the use of its logo in all forms for commercial gain by others and to determine from time to time, fees and levies for same.
- [e] The Council shall have full power and authority to contract with Professional Management, or Marketing individuals or such Professional Organizations or Professional Administration Staff as may be necessary, for the carrying out of any of the objects or purposes of "Golf Sri Lanka" provided it is complementary to and assists the Office Bearers and receives the approval of the respective Office Bearers. If the period of such contract is to be extended beyond the Date of the next Annual General Meeting, then such contract shall specify the duties of such Professionals and shall have to be approved by the Constituent and Affiliated Members at an Extraordinary Meeting.
- [f] The Council shall have the power to designate tournaments that shall be considered Major tournaments, or decide to delete previously approved Major tournaments, subject to the approval of the Minister of Sports.

- [g] The Council of "Golf Sri Lanka" shall have power and authority to take such action as may be necessary, after due inquiry/investigation, on any report made against any member or Player or any other person who has acted contrary to the interest of "Golf Sri Lanka". The manner in which such inquiry/investigation is carried out is specified under section 13 of these rules

**27. FUNCTIONING OF THE COUNCIL**

The Council Members elected by "Golf Sri Lanka" at the Annual General Meeting may suitably divide their responsibilities according to the different functions of the Council and form relevant sub-committees to carry out the following functions:

- [a] Submit plans and budgets for achieving the agreed objectives.
- [b] Take responsibility for implementing the agreed plans.
- [c] Appoint or select individuals to assist in ensuring progress according to the agreed plans.
- [d] Submit monthly progress reports indicating any major achievements, significant variances from the plan and recommending strategies to reduce negative variances both qualitative and quantitative.
- [e] Ensure good coordination and communication with other Council Members so that all aspects of the Golf Sri Lanka's Vision, Mission Goals and Objectives are effectively and efficiently achieved.

**28. THE SELECTION COMMITTEE**

- [a] The Selection Committee shall consist of a Chairman, and four (4) other persons and the Hony. Sec. of Golf Sri Lanka
- [b] No member of the Selection Committee shall be eligible for selection to represent Sri Lanka as a player.
- [c] Any member of the Selection Committee who is directly related (Parent, Child, Uncle, Aunt, Nephew, Niece) to a prospective player for Sri Lanka must absent himself/herself from the Selection Committee meeting in which such players are being discussed and recommended for selection.
- [d] Before any International or Representative Match the Selection Committee shall take direction from the Council as may be deemed necessary.
- [e] The Selection Committee shall give due consideration to any instructions and directions that may be given to it by the Council.
- [f] The Selection Committee shall invite the Manager of the National Squad who shall advise the committee but shall not become an additional member of this Committee.

- [g] The Selection Committee shall recommend for selection teams or individuals to represent Sri Lanka or Golf Sri Lanka when called upon to do so by the Council
- [h] The Selection Committee may request the Council to arrange trials prior to recommending teams or individuals to represent Sri Lanka or Golf Sri Lanka and set the criteria for trials.
- [i] The Selection Committee may not consider performance of players in the trials if they are of the view that the trials have not been fairly held.
- [j] The Selection Committee may take into consideration known form of individual players and are not bound to only consider performance in trials in making their recommendations.
- [k] Any infringement of Rules laid down for players or breach of discipline by players of any representative Sri Lanka Golf team shall be brought to the notice of the Council by the Chairman of the Selection Committee.

**29. TOURS OUT OF STATION OR ABROAD**

- [a] Officials for tours of teams traveling out of station or abroad shall be appointed by the Council of the Union.
- [b] The players shall not give personal interviews to the Press and they shall not make any public statements about Golf or Golfers or any matter relating to the tour. The Manager and Captain may however; jointly grant interviews to the Press, but these should preferably be of a general nature and on no account take the form of a written article. This rule shall apply from the date of their selection until the Manager's Report is accepted by the Council and shall include the writing of a book. The consent of the Council of the Union shall first be obtained, should it be necessary to deviate from any of the above.
- [c] Prior to the commencement of a Tour only the President or Honorary Secretary or an official media spokesperson appointed by the Council may communicate with the press on behalf of the Union on matters relating to the Tour.
- [d] Whilst on Tour, if there is a requirement to select the final team from those present and eligible to represent Sri Lanka and the required number of Selectors is not available, the Manager and the Captain shall decide on the final team in consultation with any Selector who is present on tour. Players and officials accompanying the team shall be subject to the general control and authority of the Manager who shall have the power to take disciplinary action as he/she considers necessary against any player or official including the ordering of such player or official to return to Sri Lanka immediately, or suspending him/her for such period as he/she thinks fit.

- [e] The Manager shall if necessary or if so requested by Council submit a confidential report on any incident on the tour or the performance of any player or players on the Tour and this shall be available to the President who may if he thinks necessary submit same to the Council for appropriate action.
- [f] The Manager shall and the Captain may within one month of their return to Sri Lanka submit a report on the Tour relating to:
  - a. Matches
  - b. Conduct of Players
- [g] The Manager shall in addition to his report, submit to the Honorary Treasurer a statement of accounts with receipts wherever possible in support of all payments made by him within a fortnight of his return to Sri Lanka.
- [h] The itinerary for a tour should be obtained and agreed upon by the Council before a team leaves on the tour. Except in exceptional circumstances there shall be no deviation from the itinerary once it has been approved by the Council.
- [i] No person, organization, company, Association or Golf Club in Sri Lanka shall organize National or International golf tours outside Sri Lanka or invite foreign teams to participate in National Golf Tournaments in Sri Lanka, without prior sanction of the Council of the SLGU.
- [j] The conduct of any Professional golf tournament in Sri Lanka involving foreign players shall require the prior written approval of the SLGU.

**30. MISCONDUCT AND DISCIPLINARY PROCEDURE**

- [a] In addition to matters specially referred to in any other rule herein it shall be misconduct if any Member Club, Organization or Individual Member thereof or any official or player is proved to the satisfaction of the Council of the Union to have done or permitted or assisted in doing or permitted or to have attempted any of the following:-
  - [i] Violations of the laws of the game or rules, regulations or by laws
  - [ii] Any action or conduct whatsoever which is against the interest, object or purposes of the Union or is calculated to detract, hinder or render ineffective any decisions or act of the Union or any Committee thereof.
  - [iii] It shall also be misconduct if any player or official acts or behaves in such a manner as to bring disrepute to the game or contrary to the spirit of the game or in any unsportsmanlike manner on or off the field of play in relation to any Golf match or tournament sponsored, recognized or conducted by the SLGU.

- [iv] Upon any misconduct being proved to the satisfaction of the Council of the SLGU, the Council shall have the power to order the offending player or official, or Club:
  - a) To be suspended from Golf, Golf management or representation and/or from membership of the SLGU (either 'sine die') or for a stated term.
  - b) To be dealt with in any such other manner as the Union may deem fit.
  
- [b] Should any Club or person so summoned to appear before a Disciplinary Committee:
  - [i] Refuse or neglect to appear without reasonable excuse, or
  - [ii] Fail or refuse to answer truthfully any relevant question put to it or him, or
  - [iii] Wilfully give false, incorrect or misleading answers;  
he shall be deemed to be guilty of misconduct and be liable to be dealt with as laid down in section 30[a][iv] in these rules.
  
- [c] Every Club or Organization, which is a member of the SLGU shall be bound to accept, observe and implement any decision of the SLGU which concerns or involves such member Club, Organization or individual member or player, office-bearer or representative thereof and shall be bound to ensure that its or individual members or players, Office-bearers or representatives, as the case may be, likewise accept observe and act in conformity with such decisions.
  
- [d] If a club member or club lessee is of the opinion that his club is violating the Rules, Spirit or Etiquette of the game he has the right to bring such matters to the notice of the Council in writing. The Council may make such inquiries and take such action as it deems appropriate to correct any irregularities.

**[e] DISCIPLINARY PROCEDURE**

- [i]** The Council shall appoint a Chairman and four [4] other persons not necessarily connected with golf:
  - a) To investigate and report on matters regarding misconduct by members of the Union, individual members of the Council , members of a national team, national squad, development squad or individual player the Council shall appoint a Special Disciplinary Committee, as and when required to inquire and report on specific issues concerning misconduct of any members of the SLGU, members of a national team, national squad, development squad or individual player representing the SLGU, for which complaints have been received in writing or otherwise.
  - b) To submit a written report after due inquiry, recommending appropriate action to be taken.
- [ii]** After, receiving the report and resolving the disciplinary issue or issues, this Special Committee shall be dissolved by the Council at the next Council Meeting.

**31. AMENDMENT TO CONSTITUTION**

The Constitution of the SLGU shall not be altered, added to or amended except at an Extraordinary General Meeting. Any such alteration; addition or amendment shall not be effective unless voted for by at least two thirds (2/3) of the members present at the meeting and entitled to vote

**32. FINANCIAL YEAR**

The Financial Year shall be from 1<sup>st</sup> January to 31<sup>st</sup> December

**33. AUDIT**

The Accounts of the SLGU shall be audited by an accredited auditor appointed at the Annual General Meeting

**34. RULING WHERE NOT SPECIFIED IN RULES**

In any matter for which no specific rule has been laid down the decision of the Council shall be final and conclusive unless revised or amended by a Special Resolution at any Extraordinary General Meeting convened for the purpose and held within [3] months thereof, provided that at least two thirds [2/3] of those present at such meeting vote for such decision or amendment.



**35. HONOURED GUESTS**

Any distinguished personality or personalities may be invited by the Council to attend any meeting or function of the SLGU

**36. DISSOLUTION**

The SLGU shall be dissolved if a two thirds majority of Constituent Members vote for dissolution at an Extraordinary General Meeting.

In the event of dissolution of the SLGU, there remains after satisfaction of all its debts and liabilities, any property whatsoever, the same shall be transferred to some institution having objects similar to the objects of the SLGU, under the supervision of the Trustees, Honorary Treasurer and Honorary Secretary, who may appoint a suitably qualified liquidator to implement the transfers and authorize payment for such service. The institute chosen to receive such property shall also receive all the legal and marketing rights and rights to any trade names, trade marks and adapt or adopt any of the objects of the SLGU, subject to the approval of the Minister of Sports if applicable under the Sports Law in force at the time of dissolution.