



**Match-Day By-Laws of the
Brindabella Cricket Club Inc**

As in force at 21 July 2002

Part 1

Preliminary

1 Short title

These By-Laws may be cited as the *Match-day By-Laws 2002*

2 By-Laws bind all members

These By-Laws are binding on all members of the association.

3 Interpretation

(1) In these By-Laws—

Act means the *Associations Incorporation Act 1991*

association means the Brindabella Cricket Club Inc.

association cricket team is the cricket team, or where there is more than one, each team considered individually, of the association.

competition cricket match is any match played as part of the schedule of matches conducted by the Canberra City and Suburban Cricket Association, and includes any finals matches.

Constitution means the constitution of the association.

entitled player means an ordinary or life member of the association.

player means any person playing in the association's cricket team.

register means the register of players kept by the secretary in accordance with By-Law 14.

Part 2

Team selection

4 The match committee

- (1) The match committee shall consist of—
 - (a) the captain of the association cricket team; and
 - (b) the vice captain of the association cricket team; and
 - (c) such other members of the association as are appointed by the executive committee.
- (2) Each member of the match committee shall hold office, subject to these By-Laws, until the end of the last day of September following the date of commencement of the term of office, but is eligible for re-election.
- (3) The executive committee may remove a person appointed under paragraph (1)(c) at any time.
- (4) In the event of a vacancy in an office referred to in paragraph (1), the executive committee may appoint an ordinary or life member of the association to fill the vacancy and the member so appointed shall hold office, subject to these By-Laws, until the end of the last day of September following the date of the appointment.

5 Vice captain

The vice captain of the association cricket team shall, in the absence of the captain, perform all the on-field duties usually exercised by the captain of the association cricket team.

6 Qualifications of captain and vice captain

- (1) A person is qualified to be captain or vice captain of the association cricket team if—
 - (a) that person is an ordinary or life member of the association.
- (2) A person who does not meet the criteria specified in paragraph (1) is not eligible to hold office as captain or vice captain of the association cricket team.

7 Election of captain and vice captain

- (1) The executive committee shall fix a date, which is to be not later than the end of the fifteenth day of September in each calendar year, for the closing of nominations for the positions of captain and vice captain of the association cricket team.
- (2) The secretary shall notify all members of the association of the date fixed for the close of nominations.
- (3) Nominations of candidates for election as captain or vice captain of the association cricket team—
 - (a) shall be made in writing; and

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- (b) shall be delivered to the secretary of the association by the end of the day on the date fixed for the closing of nominations.
- (4) A nomination delivered to the secretary under paragraph (3) may be made to the secretary—
 - (a) personally; or
 - (b) by post; or
 - (c) by electronic communication.
 - (4) Each nomination must indicate to which of the office of captain or vice captain or both, the candidate has been nominated.
 - (5) If only one nomination is received for an office, then the candidate nominated to that office shall be deemed to be elected to that office.
 - (6) If no nominations are received to fill an office, then the secretary shall seek further nominations.
 - (7) If no further nominations are received, then the office shall be filled as follows—
 - (a) if a vacancy remains in the office of captain, then the person holding office from time to time as president of the association shall also hold office as captain of the association cricket team;
 - (b) if a vacancy remains in the office of vice captain, then the person holding office from time to time as vice president of the association shall also hold office as vice captain of the association cricket team.
 - (8) If more than one nomination is received for an office, a ballot shall be held for that office.
 - (9) The ballot for the election to any vacant offices shall be conducted in such manner as the executive committee may direct, but shall be conducted not later than the last day of September in each calendar year.
 - (10) A person may not simultaneously hold the offices of captain and vice captain of the association cricket team.
 - (11) A person who has been elected to both the office of captain and the office of vice captain must indicate to the executive committee of the association the office that the person wishes to occupy.
 - (12) A further ballot may be held, where required, to fill any vacancies arising under paragraph (11).
 - (13) A candidate elected to the office of captain or vice captain under this By-Law shall commence office on the first day of October following their election, except as provided in paragraph (14).
 - (14) Where a further ballot under paragraph (12) is held on or after the first day of October in any calendar year, the person elected to office as a result of that ballot shall commence office at the start of the day following their election.

8 Vacancies

- (1) For these By-Laws, a vacancy in the office of captain or the office of vice captain occurs if the office-bearer—
 - (a) dies; or
 - (b) ceases to be an ordinary or life member of the association; or
 - (c) resigns the office; or
 - (d) is removed from office under By-Law 9;
 - (e) suffers from mental or physical incapacity; or
 - (f) is absent without the consent of the match committee from all meetings of the match committee held during a period of 2 months.

9 Removal from office

The association in general meeting may by special resolution, subject to section 50 of the Act, remove the captain or vice captain or both from office before the expiration of the member's term of office.

10 Acting captain and vice captain

- (1) Subject to By-Law 5, where the captain or vice captain is not selected to play in a match, the match committee may appoint a person or persons to act as captain or vice captain for that match.
- (2) A person appointed as acting captain or vice captain under paragraph (1) must also have been selected to play for that match under By-Law 16.

11 Role of match committee

The match committee is responsible for selecting the team for each match of the association cricket team.

12 Proceedings of the match committee

The match committee may determine the methods and procedures by which it exercises its functions under these By-Laws.

13 Player eligibility

- (1) The following persons are eligible to play in the association cricket team—
 - (a) ordinary and life members of the association; and
 - (b) persons selected by the match committee in accordance with By-Law 15; and
 - (c) persons selected to play in accordance with By-Law 20.

14 Registration of players

- (1) The secretary shall keep a register of all persons playing in the association cricket team.
- (2) The register should include, but is not limited to, information pertaining to—
 - (a) the number of matches played by each person; and
 - (b) the date or dates on which the person played in the association cricket team
- (3) The secretary shall make a copy of the register of players available to the match committee upon request.

15 Eligibility of other persons

- (1) Where—
 - (a) there are insufficient entitled players available to play in a competition cricket match:
the match committee may—
 - (b) select any other person to play in the association cricket team for that match in accordance with this By-Law.
- (2) Where a person is selected to play under this By-Law, the match committee must notify the executive committee of the selection.
- (3) The match committee must not select a person under this By-Law where that person has played more than a total of 5 competition matches for the association cricket team for that season.
- (4) Where a person has played more than a total of 5 competition matches for the association cricket team for that season, the match committee may only select that person to play in the association cricket team for a competition match upon obtaining the consent of the executive committee.
- (5) The executive committee must provide details of the number of any such players for whom consent has been granted under paragraph (4) to any member upon request.
- (6) The executive committee must also provide details of the number of any such players for whom consent has been granted under paragraph (4) to the association at the annual general meeting.

16 Team selection

- (1) The match committee shall, when selecting a team for a competition match of the association cricket team, employ the principles of fairness and equity amongst entitled players.
- (2) The match committee must ensure that all entitled players are given equal opportunity to participate in matches of the association cricket team.

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- (3) The match committee, in selecting teams over the course of a season, should ensure that entitled players are provided an opportunity to participate in an equivalent number of competition matches of the association cricket team.
 - (4) The match committee must ensure that priority is given to entitled players when selecting a team for any matches of the association cricket team.
 - (5) The match committee must take into account any notification given to it by an entitled player indicating the availability of that player to play in competition matches over the current season, including any information provided relating to a date or dates when the entitled player will be unavailable to play.
 - (6) The match committee may only select persons under By-Law 15 where there are insufficient entitled players available to play in a match of the association cricket team.
 - (7) When selecting persons to play under By-Law 15, the match committee must give priority to a person who is a non-playing member of the association.
 - (8) A decision of the match committee, subject to these By-Laws, is binding on all members of the association.

17 Executive committee may issue directions

- (1) The executive committee may issue directions, not inconsistent with these By-Laws, to the match committee regarding the exercise of any of its functions under these By-Laws.
- (2) Without limiting the generality of paragraph (1), the executive committee may direct that the match committee select a member or members to participate in a match of the association cricket team.

18 Notification of team selection

- (1) The match committee shall notify entitled players of the selected team not later than 3 days before the match for which the selection relates is scheduled to be played.
- (2) A notification under paragraph (1) may be made by such means as the match committee may determine, including, but not limited to—
 - (a) publication on the association website; or
 - (b) notification by electronic communication; or
 - (c) notification by telephone.
- (3) The match committee must also include a statement that these By-Laws and the directions of the executive committee (if any) have been complied with in the selection of the team when publishing notice under paragraph (1).
- (4) A person who has been selected to play in a match but is unable to play in that match must notify the association not later than one day before the match is scheduled to be played that the person is unable to participate in that match.

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- (5) A person is liable to pay to the association a fine in the amount of \$2 for failing to notify the association under paragraph (4).
 - (6) It is a defence to a contravention of paragraph (4) if—
 - (a) the person can demonstrate on the balance of probabilities that the person was not notified of their selection in the team; or
 - (b) the person can demonstrate on the balance of probabilities that the notification was not given in accordance with paragraph (1); or
 - (c) the person can demonstrate on the balance of probabilities that the person made all reasonable attempts to contact the association in accordance with paragraph (4); or
 - (d) the person can demonstrate on the balance of probabilities that there was some other good reason why notification was not given in accordance with paragraph (4).

19 Appeal of decision of match committee

- (1) An entitled player may appeal to the executive committee against a decision of the match committee made under these By-Laws, within 7 days after notice of the decision is given by the match committee, by lodging with the secretary a notice to that effect.
- (2) On receipt of a notice under paragraph (1), the secretary shall notify the executive committee which shall convene a meeting to be held within 14 days after the date on which the secretary received the notice or as soon as possible after that date.
- (3) Where the executive committee convenes a meeting under paragraph (2), the secretary shall, as soon as practicable, cause a notice in writing to be served on the entitled player and the match committee—
 - (a) stating the date, place and time of that meeting; and
 - (b) informing the entitled player and the match committee that they may do either or both of the following:
 - (i) attend and speak at that meeting;
 - (ii) submit to the executive committee at or prior to the date of that meeting written representations relating to the resolution.
- (4) Subject to section 50 of the Act, at a meeting of the executive committee convened under paragraph (2), the executive committee shall—
 - (a) give the match committee and the entitled player the opportunity to make representations in relation to the appeal orally or in writing, or both.
 - (b) by resolution determine whether to do either or both of the following:
 - (i) confirm or revoke the decision of the match committee;
 - (ii) direct the match committee to do any such thing as the executive committee thinks appropriate in the circumstances.

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- (5) In making a determination under subparagraph (4)(b), the executive committee should take the following matters into consideration—
 - (a) the number of competition matches that the entitled player has played in the current season; and
 - (b) the average number of competition matches played by other entitled players in the current season; and
 - (c) the total number of competition matches the association cricket team has played in the current season; and
 - (d) the total number of competition matches the association cricket team has remaining to play in the current season; and
 - (e) whether the entitled player had previously indicated their availability to play in a match or matches over the season of the association cricket team; and
 - (f) the number of matches in the current season for which the entitled player is available to play; and
 - (g) whether, in all the circumstances, the decision of the match committee was reasonable.
 - (6) In making a determination under subparagraph (4)(b), the executive committee is free to consider matters other than those specified in paragraph (5).
 - (7) In hearing an appeal under this By-Law, the executive committee is entitled to investigate the merits of the decision of the match committee.
 - (8) Where the executive committee passes a resolution under paragraph (4), the secretary shall, as soon as practicable, cause a notice in writing to be served on the entitled player and the match committee setting out the resolution of the executive committee and the grounds on which it is based.

20 Emergency players

- (1) Notwithstanding any provision of these By-Laws, where, following the selection of a team by the match committee, it becomes apparent that there will be insufficient players available to play in that match, the match committee may select any other person who is available to participate in that match.
- (2) A person, who is not an entitled player, may be selected to play under this By-Law notwithstanding that the person has played more than a total of 5 games for the association cricket team for that season.
- (3) The match committee must give priority to entitled players before selecting persons under this By-Law.
- (4) The match committee must give priority to non-playing members when selecting persons under this By-Law.

Part 3

Match-day rules

21 C.C.S.C.A. By-Laws

All players must observe the applicable Competition Rules of the Canberra City and Suburban Cricket Association, in force from time to time, when participating in competition cricket matches.

22 Cricket attire

- (1) Every player participating in a competition match shall wear proper cricket attire, as specified by the Competition Rules of the Canberra City and Suburban Cricket Association, as in force from time to time.
- (2) Where practicable, every player shall wear the official team shirt (if any) of the association.

23 Fees

- (1) Any person, other than an entitled player, who plays a match in the association cricket team must pay to the association a match fee.
- (2) The match fee payable under paragraph (1) shall be—
 - (a) for persons who are non-playing members of the association: \$7; or
 - (b) for all other persons: \$10.
- (3) The match fee is payable at the end of the match in which the person plays.

24 Fines

- (1) A player contravenes this By-Law if at any time during a competition cricket match the player performs one of the acts mentioned in column 2 of schedule A.
- (2) A player is liable to pay to the association a fine in the amount specified in column 3 of schedule A as payable for a contravention of that item.
- (3) Fines payable are cumulative and payable severally for each contravention of this By-Law.

Note: For example, a player who is dismissed without scoring in a competition match and who drops two catches in that same match would be liable to pay two fines under Item 1 and a fine under Item 2 of schedule A.

- (4) Fines are to be payable to the association on the day on which the player contravenes this By-Law.

Part 4**Miscellaneous****25 Inaugural captain and vice captain**

- (1) The inaugural captain and vice captain of the association cricket team shall be taken to be those persons first elected to hold those offices in accordance with these By-Laws.
- (2) Notwithstanding By-Laws 4(2) and 7(13), where the inaugural captain and vice captain of the association are elected to office prior to 1 October 2002, the term of office of those persons shall commence on the day following their election and shall, subject to these By-Laws, end on 30 September 2003.
- (3) Where the inaugural captain and vice captain of the association are elected to office on or following 1 October 2002, the term of office of those persons shall commence and end otherwise in accordance with By-Laws 4 and 7.

Schedule A Fines

Item	Act	Penalty
1	Player drops a catch during play	\$2
2	Player dismissed without scoring	\$2
3	Player dismissed without scoring where dismissal then forms part of a series of two consecutive dismissals	\$3
4	Player dismissed without scoring where dismissal then forms part of a series of three or more consecutive dismissals	\$5