



CLUB RULEBOOK

Revised 2016

Ulley Sailing Club

Founded 1972

Club Rulebook (2016)

The Ulley Sailing Club Rules (2016) contained in this rulebook are based on the rules that were adopted at a Special General Meeting on Saturday 26th April 1997, with modifications that were approved at the Annual General Meetings of 2005, 2006, 2008, 2009, 2013, 2015 and 2016.

Please note that the side-headings are provided for convenience and do not affect the meaning of any clause

Any addenda to these rules should be clipped inside the back cover.

Nicola Panter, General Secretary

Mark Burkitt, Commodore

November 2016

ULLEY SAILING CLUB RULES (2015)

Section 1 - Name and Objects

- Name 1. The name of the Club shall be “Ulley Sailing Club”, hereinafter referred to in these rules as the ‘Club’.
- Object 2. The objects for which the Club is formed are to promote and facilitate community participation in the sport of sailing and also to provide social and other facilities for members as may be from time to time determined..
- Station 3. The station shall be the Ulley Country Park or such other places as may from time to time be determined.
- Adopted Classes & Fleet Status 4. The criteria for the types, or classes, of boat to be adopted by the Club and the criteria for the types, or classes, of boat having Fleet Status shall be determined at a General Meeting. Members (except Temporary) shall obtain the prior consent of the Committee before bringing any boat onto the station.

Section 2 - Flag Officers and Officers

- Flag Officer Qualification 5. The Flag Officers of the Club shall be voting members of the Club and shall consist of a Commodore, a Vice-Commodore and a Rear-Commodore. Only members who have previously served at least one year on the Committee and who have been members of the Club for three consecutive years shall be eligible to serve as Flag Officers.
- Officer Qualification Officers of the Club shall be voting members of the Club and shall consist of a Secretary, Treasurer and Boatswain and, typically, a Membership Secretary, Sailing Secretary, Rota Secretary and House Steward. These offices shall be allocated in accordance with Rule 45
- Election of Officers 6. Flag Officers and other Committee members shall be elected at the Annual General Meeting in each year and shall hold office for one year, retiring at the termination of the Annual General Meeting in each year. All Flag Officers and Committee members of the Club shall be eligible for re-election.

Section 3 - Membership

- Categories of membership 7. There shall be the following categories of membership with power to vote at all meetings of the Club as indicated hereunder. The rights and privileges of each category of membership shall be, subject only to Rule 78, as follows:

FULL A person who, at the start of a membership year, is over the age of eighteen shall have one vote and shall have the full use of all the Club facilities.

FAMILY One or two cohabiting adults and their children that are either (a) within their guardianship and less than eighteen years of age at the start of the membership year, or (b) in full-time education up to first degree level. The family unit shall have one vote, exercisable by an adult member, and shall have the full use of all the Club facilities.

STUDENT A person who, at the start of the membership year, is under the age of eighteen or is in full time education (up to first degree level) shall have the full use of all the Club facilities and shall have one vote if over the age of eighteen.

CORPORATE Persons nominated by a company or organisation joining as a body under the conditions described in Rule 76 and shall have full use of all the Club facilities. The number of votes exercisable by a Corporate membership shall be determined by the Committee.

CREW A crew member shall have the full use of all the Club facilities and shall have one vote if over 18 years of age. A crew member shall not bring any boat, or boats, to the station nor shall they be entitled to a result in any Club race when helming a boat except as an Open Meeting competitor.

HONORARY A person who shall be nominated and elected as described in Rule 75 shall have one vote and the full use of all the Club facilities.

HOUSE A person who has previously served on the Committee of the Club for at least two years and has been a voting member for at least five years, who no longer sails but wishes to maintain an interest in Club management and activities. A house member shall have one vote and the full use of the clubhouse facilities. A house member shall not bring any boat, or boats, to the station nor shall they be entitled to sail in any Club event, except as an Open Meeting competitor.

ASSOCIATE A person who either (a) has previously been a member of the Club for at least one calendar year and no longer sails but wishes to maintain an interest in Club activities, or (b) is the spouse or cohabiting partner of any member. An associate member shall have no vote but shall have the full use of the clubhouse. An associate member shall not bring any boat, or boats, to the station nor shall they be entitled to sail in any Club event, except as an Open Meeting competitor.

TEMPORARY A person who shall be nominated and elected as described in Rule 14 or Rule 15 shall have no vote. A temporary member shall have the full use of the Club facilities but:-

- (a) Shall have no right to enter Club races or regattas unless authorised by a Committee member or required by Rule 15.
- (b) Shall have no right to introduce visitors to the Club or the facilities thereof.
- (c) Shall have no right to take part in the management of the Club.
- (d) Is deemed to have notice of and impliedly undertakes to comply with the Club Rules, the current Byelaws and Regulations as if he or she were a member of the Club and so far as the said Rules, Byelaws and Regulations may be deemed to apply to such member.
- (e) Shall be liable to be expelled from the Club premises or to be prohibited from using the Club facilities if, in the opinion of a person authorised by Rule 31, he or she shall not have reasonably complied with the above conditions.

Candidates for membership shall have no privileges whatsoever in relation to the use of the Club or premises.

- Membership open to all
8. Membership of the club shall be open on application to anyone interested in the sport of sailing regardless of sex, age, disability, ethnicity, nationality, sexual orientation, religion or other beliefs. Membership may however be limited according to available facilities on a non-discriminatory basis.

Membership subscriptions will be kept at levels that will not pose a significant obstacle to people participating.

The club Committee may refuse membership or, subject to Rule 23, remove it, only for a good cause such as conduct or character likely to bring the club or sport into disrepute. Appeal against refusal of membership may be made to the members.

- Fees & subs. Notice
9. The rate of entrance and subscription fee for each category of membership shall be determined by the Committee and publication of changes in fees and subscriptions on the Club noticeboard twenty-one days prior to their coming into effect shall be sufficient notice thereof.

- Payment of Fees and Subs.
10. All members shall pay the Entrance fee (if any) and their first annual subscription upon election to the Club (unless these payments have already been made prior to election – see Rule 17) and thereafter on the first day of December in each year. Provided

that a person who applies for membership after the first day of June in any year may pay a reduced subscription as determined by the Committee and that a person applying for membership after the first day of October in any year shall not be required to pay any subscription in respect of the year of election, but shall pay the Entrance fee, if applicable, and the annual subscription in respect of the year following election.

Temporary Members' Subs. 11. The subscriptions for Temporary Members shall cover any period of seven consecutive days. The subscription of a Temporary Member shall be paid in advance and no Temporary Member shall be admitted to the privileges of a Temporary Member until this subscription is paid.

Members' Address Register 12. Every member shall furnish the Secretary with an up-to-date address which shall be recorded in the Register of Members and any notice sent to such address shall be deemed to have been duly delivered.

Election and Retirement of Members

13. < Deleted >

Election of Temporary Members 14. An application for Temporary membership of the Club shall be in writing and the election shall be by a Flag Officer or the Club Secretary. The period of such Temporary membership shall not exceed seven days. Except as provided by Rule 15, no person shall be eligible for admission as a Temporary member for more than three periods in any one year and these shall not total more than 21 days.

Open Event Competitors 15. The fee paid by participants in an Open event organised by the Club shall entitle them to Temporary Membership for the day(s) of the event only.

Membership Application 16. An application for membership (except Temporary) shall be in the form from time to time prescribed by the Committee and shall include the full name and address of the candidate.

Election of Members 17. Upon receipt of an application for membership other than Temporary or Corporate, the Membership Secretary shall enter such application in a Register of Candidates. After a period of at least 7 days and provided that (a) there are no substantive objections to the application and (b) the required fees have been received in full, the applicant shall be allowed the appropriate use of the Club facilities as set out in Rule 7 until the meeting of the Committee at which the application for membership shall be considered

The election of all classes of members is vested in the Committee and shall be by a simple majority vote of those members present and voting at the relevant meeting of the Committee.

The Committee may refuse applications only for good cause such as conduct or character likely to bring the club into disrepute

The Membership Secretary shall inform each candidate in writing of the candidate's election or non-election. He shall furnish an elected candidate with a copy of the current Members' Handbook, the Rules and Byelaws of the Club and make request for such payments as are necessary.

Appeal against refusal to elect may be made to the members in General Meeting.

- 18.** Upon election a candidate shall pay, within one calendar month, such entrance fees and other fees as shall be requested. In default of such payment, the election shall be void unless sufficient cause for delay be shown.
- Payment of fees upon election
- 19.** A member who, for any reason, anticipates inability to use the Club or its facilities for the whole of any one year shall be excused payment of the annual subscription and other annual fees provided that notice in writing is given to the Membership Secretary before the last day of November in the previous year. A member wishing to be re-instated during the year in question shall pay such portion of the annual subscription as the Committee shall require.
- One year's temporary absence of a member
- 20.** A member desirous of retiring from membership should give notice in writing to the Membership Secretary before the last day of November. Upon re-application of a past member the Committee may, at its discretion, excuse the payment of an Entrance Fee.
- Retirement of a member
- 21.** The Committee may cancel, without notice given, the membership of any member whose annual subscription or other annual fees are more than three months in arrears provided that the Committee may, at its discretion, re-instate such member upon payment of arrears. No member whose annual payments are in arrears may enter any Club event or regatta nor vote at any meeting.
- Arrears of subscription
- 22.** In addition to the powers given to the Committee under Rule 21 and Rule 23 hereof if, at any time, any fees payable to the Club by any member or former member shall be three months or more in arrears and a vessel the property of a member or former member remains upon the Club premises, the Committee may:-
- Abandoned Boats
- (a)** Move the vessel to any other part of the Club premises without being liable for any loss or damage to the vessel howsoever caused.

- (b) Give one month's notice in writing to the member or former member at his last known address as shown in the Club register and thereafter sell the vessel and deduct any monies due to the Club (whether by way of arrears of subscription or annual payments, mooring, dinghy park fees or otherwise) from the net proceeds of the sale before accounting for the balance (if any) to the member or former member.
- (c) Alternatively, if the vessel is unsellable, after giving notice in writing as aforesaid, dispose of the vessel in any manner the Committee may think fit and deem the cost of doing and any arrears as aforesaid to be a debt owing to the Club by the member or former member.
- (d) Further, the Club shall at all times have a lien over members' or former members' boats parked or moored on the Club premises or Club moorings in respect of all monies due to the Club, whether in respect of arrears of mooring fees or subscriptions or otherwise.

PROVIDED ALWAYS THAT:-

Proper evidence is available to show that all reasonable steps have been taken to trace a member or former member and that when and if the vessel is sold the proceeds of sale (less any indebtedness by the member or former member to the Club) shall be placed upon bank deposit account and retained against the eventuality of a claim by the owner (whether he be the said member or former member or otherwise) for a period of six years.

Conduct of Members

- 23.** Every member is deemed to have notice of, and impliedly undertakes to accept and comply with, the Club Rules and the current Bye-laws and Regulations of the Club. Any refusal or neglect to do so, or any conduct which, in the opinion of the Committee, is either unworthy of a member or otherwise injurious to the interests of the Club, shall render a member liable to expulsion by the Committee.
- Undertaking by members to comply with Rules.
- Expulsion of members

PROVIDED THAT, before expelling a member, the Committee shall call upon such member for a written explanation of the member's conduct and shall give the member full opportunity of making explanation to the Committee, or of resigning. A Resolution to expel a member shall be carried by a simple majority vote by those members of the Committee present and voting on the Resolution.

Appeal against expulsion may be made to the members in General Meeting.

- 24.** Members shall enter the names of all guests in the Visitors Book, which should normally be kept in an accessible position. Not more than three guests may be introduced by any one member in any one day and the same guest may not be introduced more than six times in any one year.
- Guests in the Club
- 25.** A member shall not knowingly remove, injure, destroy or damage any property of the Club and shall make restitution for the same if called upon to do so by the Committee or by the Secretary upon the instructions of the Committee.
- Damage to Club property
- 26.** A member shall settle any indebtedness for refreshment or otherwise before leaving the Club premises, or in accordance with any byelaw relating to the settlement of such indebtedness.
- Settlement of accounts
- 27.** When on duty an Officer of the Day (OOD) or a Rescue Officer shall keep a suitable record as laid down by the Rear-Commodore in the Club's Logbook, known as the 'OOD Book'. All suggestions shall also be entered in the 'OOD Book' and signed by the member.
- Recording in OOD Book
- 28.** Complaints of any nature relating to the management of the Club premises shall be addressed in writing to the Secretary.
- Complaints
- 29.** A member of any Cub affiliated to the Royal Yachting Association (hereinafter referred to in these Rules as the RYA), a list whereof is published by the said Association, may be authorised to use the premises of the Club by any member of the Committee of the Club. Such authorisation shall specify between which dates (not being more than fourteen days apart) the said person may so use the premises.
- Members of other RYA Clubs
- 30.** Any person who is a competitor or crew member in any race sponsored by or on behalf of the Club is entitled to the use of the Club premises within a period of 24 hours before and after the race in which they are competing
- Competitors in Club Open events
- 31.** A Flag Officer or any other person who has received the authority of two members of the Committee may expel, temporarily or permanently, any Temporary member or any other person who has the right to the use of the Club premises only under Rules 15 or 29.
- Expulsion of above

Berthing and Boats

- 32.** Application for berths in the boatpark shall be forwarded annually to the Boatswain and shall be allocated to members by the Committee upon the recommendation of the Boatswain. No allocation of a berth shall be made for a boat that has not been approved by the Committee.
- Berth allocation

- 33.** Members shall first seek permission from the Boatswain before making alterations to berths or the hard.
- 34.** In the case of an allocated berth being left unoccupied, whether temporarily or otherwise, the Committee may place another member's boat thereon during the period such berth is unoccupied. The member to whom such berth was originally allocated shall be entitled to resume occupation on giving notice of his intention to do so to the Boatswain.
- 35.** No person, otherwise authorised by these Rules, shall be entitled to bring, or keep, a boat on the station without first ensuring that such boat, and its use, is covered against third party liability by a policy of insurance with a minimum indemnity cover of such sum as provided from time to time by the Club Byelaws. Evidence of such insurance shall be provided if required by the Committee.

Limitation of Club Liability

- 36.** Members, their guests and visitors are bound by the following Rule which shall also be exhibited in prominent place within the Club premises:-

Members of the Club, their guests or visitors may use the Club premises, and any other facilities of the Club, entirely at their own risk and impliedly accept:-

- (a)** The Club will not accept any liability for any damage to or loss of property belonging to members, their guests or visitors to the Club.
- (b)** The Club will not accept any liability for personal injury arising out of the use of the Club premises, and any other facilities of the Club either sustained by members, their guests or visitors or caused by the said members, guests or visitors whether or not such damage or injury could have been attributed to or occasioned by the neglect, default or negligence of any of them, the Officers, Committee or servants of the Club.

- 37.** Membership of the Club and acceptance of these Rules by the member will be deemed to constitute consent to the holding of relevant personal data for the purposes of the Data Protection Act 1984.

Section 4 - Management Committee

- 38.** The Club Management Committee (herein referred to as 'the Committee'), including Flag Officers, shall consist of not less than five nor more than twelve voting members of the Club who have attained the age of eighteen years and are elected at the Annual

General Meeting each year to hold office until the termination of the next following Annual General Meeting .

In addition, the Committee may include the retiring Commodore in accordance with Rule 46.

- 39.** During the month of October a notice shall be posted on the Club notice board inviting members who are eligible and willing to serve on the Committee to add their names to the notice at least twenty one days before the date of the Annual General Meeting.
- Candidates for Comm.
- 40.** If the number of candidates for election to the Committee is greater than twelve, then there shall be a ballot. A list of candidates shall be enclosed with the Notice of an Annual General Meeting and this list shall be used by members as a ballot paper, by marking an 'X' against the names for whom it is desired to vote.
- Election of Committee by ballot
- 41.** Voting members unable to attend the Annual General Meeting at which the election of Committee members will take place may apply in writing to the General Secretary for a postal vote.
- Voting by Post
- All postal voting papers must reach the Secretary before or at the Annual General Meeting and envelopes containing postal voting papers must be endorsed with the word 'VOTE' and the voting member's name. The names of all postal voters will be recorded before removing the voting papers from the envelopes. All the envelopes will be opened at the Annual General Meeting and destroyed before the voting paper is examined.
- Voting papers with more than the specified number of names marked with an 'X' will be declared void.
- 42.** If the number of candidates for election to the Committee is twelve, or less, then all candidates shall be deemed to be elected if two thirds of those present at the Annual General Meeting, and entitled to vote, vote in favour of such election.
- No contest for election
- 43.** In the event of the ballot failing to determine the members of the Committee because of an equality of votes the candidate or candidates to be elected from those having an equal number of votes shall be determined by lot.
- Equality of votes
- 44.** Immediately after the election of the Committee, subject to Rule 5, nominations for Flag Officers shall be called for of members of the newly elected Committee. Each nominee shall be proposed and seconded by voting members of the Club. In the event of two, or more, nominees for a Flag Office a vote by ballot shall be taken.
- Election of Flag Officers

45. The Officers of the Club (see Rule 5) shall be elected by the
Election of Officers Committee from its own members at the first Committee meeting after the Annual General Meeting at which the Committee was elected.
46. The retiring Commodore shall be an ex-officio member of the
Retiring Commodore Committee in the year immediately following his/her retirement.
47. If, for any reason, a casual vacancy shall occur, the Committee
Casual vacancy may co-opt a voting member to fill such a vacancy until the next following Annual General Meeting.
48. The Committee may invite such other members as they wish to
Advisors attend but not to vote at Committee meetings.
49. The Committee shall normally meet at least once in every month
Committee Meetings making such arrangements as to the conduct, place of assembly and holding of such meetings as they wish. The Commodore or, in his absence, another Flag Officer elected by those present shall preside. At least four days notice of meetings shall be given.
50. The Secretary may at any time summon a meeting of the
Calling a meeting Committee and shall do so forthwith upon the request of three members thereof.
51. Any member of the Committee who fails to attend two consecutive
Failure to attend meetings meetings of the Committee or two consecutive meetings of any sub-committee of which he is a member, other than as an ex officio member, may, at the discretion of the Committee, be removed from office.
52. Voting (except in the case of a resolution relating to the expulsion
Voting at Committee of a member) shall be by show of hands. In the case of an equality of votes the Commodore or Chairman (as the case may be) shall have a second and casting vote.
53. Five members personally present, one of whom shall be a Flag
Quorum Officer, shall form a quorum at a meeting of the Committee.

Powers and Responsibilities of the Committee

54. The Committee shall manage the affairs of the Club according to
Managing of Club by Committee the Rules and shall cause the funds of the Club to be applied solely to the objects of the Club or for a benevolent or charitable purpose nominated by a General Meeting.

In particular the Committee shall ensure that the property and funds of the Club will not be used for the direct or indirect benefit of members other than as reasonably allowed by the rules and that all surplus income or profits are re-invested in the Club.

- Byelaws and Regulations
- 55.** The Committee shall make such Byelaws and Regulations as it shall from time to time think fit and shall cause the same to be exhibited in the Club premises for fourteen days before the date of implementation. Such Byelaws and Regulations shall remain in force until set aside by a vote at a General Meeting of the Club or rescinded by the Committee
- Duties of Commodore
- 56. The Commodore shall:**
- a) chair and oversee the business of the Committee and General Meetings;
 - b) represent the Club in contacts with Rotherham Metropolitan Borough Council (herein referred to as 'RMBC') and any outside agencies;
 - c) maintain contact with the Club's Legal Advisor to ensure that the Club's affairs are managed in accordance with current law.
- Duties of Vice Commodore
- 57. The Vice-Commodore shall:**
- a) chair and oversee the business of the Sailing Committee;
 - b) manage and keep account of all income and expenditure relating to the Sailing Committee;
 - c) when applicable, liaise with the Junior Captain and oversee the running of the Junior Section
- Duties of Rear Commodore
- 58. The Rear-Commodore shall:**
- a) chair and oversee the business of the House Committee;
 - b) manage and keep account of all income and expenditure relating to the House Committee.
 - c) be responsible for compliance with the requirements of the current Licensing Act.
 - d) ensure that the Club's necessary fire-fighting apparatus is in place and operational.
- Duties of Secretary
- 59. The Secretary shall:**
- a) keep a register of Club members' names and addresses;
 - b) conduct the correspondence of the Club;
 - c) keep custody of all Club documents;

- d) keep full minutes of all meetings of the Club and the Committee which shall be confirmed at the next following meeting of the Club or Committee;
- e) give written notice of all General Meetings to the members concerned;
- f) be responsible for communicating all decisions of General and Committee meetings to Officers and members concerned.

60. The Treasurer shall:

Duties of
Treasurer

- a) cause such books of account to be kept as necessary to give a true and fair view of the state of the finances of the Club;
- b) cause all returns as may be required by law in relation to such accounts to be rendered at the due time;
- c) furnish receipts to members and others for all monies received and obtain receipts for all money paid;
- d) produce at each Committee meeting an account of receipts and expenditure since the previous Committee meeting and see that all accounts for payment are sanctioned by the Committee;
- e) pay all money received into the Club's Bank account, or accounts, as soon as practicable.
- f) ensure that all cheques drawn on any Club account shall be signed by two of the nominated signatories who shall be the Treasurer and the Flag Officers;
- g) prepare an Annual Balance Sheet as at 31st October in each year and cause such Balance Sheet (and accounts as necessary) to be audited at least once annually and thereafter cause the same to be available to members at the next Annual General Meeting;
- h) administer such insurance policy or policies as may be needed fully to protect the interests of the Club, its Officers and its members.

61. The Membership Secretary shall:

Duties of
Membership
Secretary

- a) be responsible for collection of all annual Fees and Subscriptions (members shall receive a receipt for all such transactions) and transfer of all such monies received to the Club Treasurer;
- b) keep up-to-date membership records;
- c) distribute Club promotional material and membership forms to prospective new members;
- d) deal with candidates for membership as described in Rule 17 and report to the Committee any membership matters relating to Rules 18, 19, 20 or 21.

62. The Sailing Secretary shall:

Duties of
Sailing
Secretary

- a) Ensure that any decisions of the Sailing Committee are notified to the membership and are carried out;
- b) keep minutes of Sailing Committee meetings;
- c) be responsible for preparing Race Sheets and other such records as are required;
- d) ensure that, with the help of an Assistant Sailing Secretary if required, all Club race results sheets are kept up-to-date at regular intervals throughout the season.

63. The Boatswain shall:

Duties of
Boatswain

- a) with the authority of the Committee, issue the necessary instructions to members and others in respect of all matters concerning berths and moorings;
- b) be responsible, with an assistant if necessary, for keeping rescue craft operational at all times throughout the sailing season and ensuring adequate maintenance and servicing is carried out during both the sailing season and the close season;
- c) report regularly to the Committee on all areas of responsibility delegated to him (or her) by the Committee.

64. The Rota Secretary shall:

Duties of
Rota
Secretary

- a) compile the Club duty rotas and ensure their smooth operation for all Club sailing and Open Meetings;
- b) report to the Committee the names of all members who fail to carry out a duty .

65. House Steward shall:

Duties of
House
Steward

- a) carry out the decisions of the House Committee with respect to catering and bar facilities;
- b) assist in the organisation of any Club social functions.

66. The Committee may appoint such sub-committees as it may deem necessary and may delegate such of its powers as it may think fit upon such terms and conditions as shall be deemed expedient and/or required by the law. Such sub-committees shall consist of such members of the Committee or of the Club as the Committee may think fit. Flag Officers of the Club shall be ex officio members of all such sub-committees

Appointment
of sub-
Committees

67. Subject to Rule 66 the Committee shall elect two sub-committees, namely a Sailing Committee and a House Committee.

68. The Sailing Committee shall consist of Vice-Commodore, Sailing Secretary, Rota Secretary, Boatswain, Junior Captain (if elected), and Assistant Sailing Secretary and the Fleet Captains, who shall be elected by their fleets.

69. The Sailing Committee shall:

- a) make all arrangements necessary for the successful implementation of the Club Racing Programme, including Open Meetings;
- b) organise and oversee all Duty Rotas;
- c) keep a record of all Club trophies and provide Open Meeting prizes;
- d) provide when necessary sail, rescue craft and race training sessions for members at the Club or elsewhere;
- e) organise the Club's Annual Prizegiving;
- f) make sure all current RYA information and other relevant data is freely available to the membership.

70. The House Committee shall consist of the Rear-Commodore, the House Steward and any other member approved by the Committee.

71. The House Committee shall:

- a) ensure that the Club Galley is maintained and kept clean;
- b) ensure the Galley is well stocked with an adequate selection of food and drink;
- c) make suitable arrangements so that Officers of the Day can be reasonably expected to fulfil their house duties successfully;
- d) organise the Club social functions.
- e) ensure the availability of the Visitors Book

72. A member of the Committee, of a sub-committee or any Officer of the Club, in transacting business for the Club, shall disclose to third parties that he is so acting.

73. The Committee shall enter into contracts only so far as authorised by these Rules. Any person, or persons, delegated by the Committee to act as agent for the Club or its members shall enter into contracts only so far as authorised by the Committee. No one shall, without the express authority of the membership in General Meeting, pledge the credit of the membership.

74. In pursuance of the authority vested in the Committee by members of the Club, members of the Committee are entitled to be indemnified by the members of the Club against any liabilities properly incurred by them or any one of them on behalf of the Club whenever the contract is of a duly authorised nature or could be assumed to be of a duly authorised nature and entered into on behalf of the Club. The limit of an individual member's indemnity in this respect shall be the sum equal to one year's subscription at the then current rate for that category of membership unless the Committee has been authorised to exceed such limit by a General Meeting of the Club.

75. Only the Committee may nominate for election at an Annual General Meeting such persons whose nomination for Honorary membership the Committee may think fit. The total number of Honorary members in the Club shall not at any one time exceed six in number. The election of Honorary members shall be put to the vote at the Annual General Meeting each year and such Honorary members shall be duly elected if two thirds of those present, and entitled to vote, vote in favour of election.

76. The Committee may consider applications from companies or organisations for Corporate membership within the Club. Each Corporate Member will be restricted to bringing a specified maximum number of boats on station. Persons nominated by their company or organisation joining under the Corporate Membership scheme shall share Officer of the Day and Rescue duties as determined by the Committee.

The election of Corporate members shall be put to the vote at a Committee meeting and such Corporate members shall be duly elected if a simple majority of those present, and entitled to vote, vote in favour of election.

77. The Committee may set up a Junior Section of the Club, whose activities shall be open to all members under the age of 18 years at the start of the membership year. The Junior Section shall be under the control and guidance of the Vice-Commodore, who shall be responsible for the organisation of the Junior AGM which will include a ballot to elect a Junior Captain from amongst the Junior Section members. A Junior Captain shall be, ex officio, a member of the Club's Sailing Committee.

Purchase and Supply of Excisable Goods

78. The purchase for the Club of excisable goods and the supply of the same upon Club premises shall be exclusively and solely under the control of the Committee, or of a special sub-committee appointed by the Committee.

Purchase & supply of excisable goods

Intoxicating liquor may only be sold for consumption on the Club premises to persons over the age of eighteen who are entitled to the use of the Club premises in pursuance of the Rules, Byelaws and Regulations for the time being in force. No member under the age of eighteen may purchase or attempt to purchase intoxicating liquor within the Club premises nor may a member under the age of sixteen purchase or attempt to purchase tobacco or cigarettes within the Club premises.

79. Subject to the requirements of the licensing authorities, the Committee shall cause the Club bar to be opened at convenient times (and such times shall be prominently exhibited in the Club) premises for the sale of excisable goods to persons who are entitled to the use of the premises of the Club in pursuance of these rules.

Sale of excisable goods

PROVIDED THAT visitor's names and addresses and the name of their introducer shall have been entered in the Visitors Book upon entry to Club premises.

80. No person shall take a commission, percentage or other such payment in connection with the purchase of excisable goods for the Club. Any profit deriving from the sale of such goods shall (after deduction of the costs of providing such goods for the benefit of the Club) be applied to the provision of additional amenities or the purchase of property to be held in trust for the benefit of the Club

Profits from sale of excisable goods

81. Proper accounts of all purchases and receipts shall be kept and presented at the Annual General Meeting in each year and such information as the Secretary or Examiner(s) of the Accounts may require shall be furnished to enable any statutory return or statement and the payment of excise or other duty or tax to be made.

Accounts relating to excisable goods

Section 5 - Trustees

82. There shall be at least three Trustees of the Club who shall be appointed from time to time as necessary by the Committee of the Club from among voting members who are willing to be so appointed. A Trustee shall hold office during his or her lifetime or

Number of & terms of reference

until he or she shall resign, by notice in writing given to the Secretary, or until a resolution removing him or her from office shall be passed at a meeting of the Committee by a majority comprising two-thirds of the members present and entitled to vote.

83. All the property of the Club, including land and investments, shall be held by the Trustees for the time being, in their own name so far as it is necessary and practicable, on trust for the use and benefit of the Club. On the death, resignation or removal from office of a Trustee, the Committee shall nominate a new Trustee in his or her place, and shall as soon as possible thereafter take all lawful and practicable steps to procure all the vesting of all Club property into the names of the Trustees as constituted after such nomination. For the purpose of giving effect to such nomination, the Secretary for the time being is hereby nominated as the person to appoint new Trustees of the Club within the meaning of Section 36 of the Trustee Act 1925 and the Secretary shall by deed duly appoint the person or persons so nominated by the Committee.

84. The Trustees shall in all respects act, in regard to any property of the Club held by them, in accordance with the directions of the Committee, and shall have power to sell, lease mortgage or pledge any Club property so held for the purpose of raising or borrowing money for the benefit of the Club in compliance with the Committee's directions (which shall be duly recorded in the Minutes of the proceedings of the Committee) but no purchaser, lessee or mortgagee shall be concerned to enquire whether any such direction has been given.

85. a) The Trustees shall be effectually indemnified by the Committee out of the assets of the Club from and against any liability, costs, expenses and payments whatsoever which may be properly incurred or made by them in the exercise of their duties or in relation to any property of the Club 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 Club.

b) (To be incorporated in every contract, lease, licence or other agreement entered into by the Trustees of the Club). The liability of the Trustees for the performance of any contractual or other obligation undertaken by them on behalf of the Club shall be limited to the assets of the Club.

Section 6 - Meetings of the Club

- 86.** An Annual General Meeting of the Club shall be held each year in the month of November on a date to be fixed by the Committee. The Secretary shall at least fourteen days before the date of such meeting or of any General Meeting as hereinafter mentioned post or deliver to each member (except Temporary members) notice thereof and of the business to be brought forward thereat.
- Annual General Meeting
- 87.** No business, except the passing of the Accounts and the election of the Flag Officers, Committee and Examiner(s) of the Accounts, and any business that the Committee may order to be inserted in the notice convening a meeting shall be discussed at such meeting unless notice thereof be given in writing by a member entitled to vote to the Secretary at least forty two days before the date of the Annual General Meeting.
- Business at AGM
- 88.** The Examiner(s) of the Accounts shall be appointed at the Annual General Meeting each year and be appropriately qualified persons, preferably members of the Club. The Examiner(s) of the Accounts shall:
- Auditor's Duties
- a) examine the accounts of the Club when called upon to do so and give such certificate of assurance as to the accuracy of the said accounts as shall be required by law or by the Committee;
 - b) if unwilling or unable to act, inform the Committee who shall appoint a substitute to hold office until the termination of the next Annual General Meeting.
- 89.** The Committee may at any time, upon giving twenty one days notice in writing call a General meeting of the Club for any special business, the nature of which shall be stated in the notice convening the meeting, and the discussion at such meeting shall be confined to the business stated in the notice sent to members.
- Special General Meeting
- 90.** The Committee shall similarly call a General Meeting upon a written request addressed to the Secretary by at least six members (or 1/5 of the total membership, if lesser). The discussion at such meeting shall be confined to the business stated in the notice sent to members.
- Meeting Requested by Members
- 91.** At every meeting of the Club the Commodore or, in his/her absence, a Chairman elected by those present shall preside.
- Chairman
- 92.** Those attending any meeting of the Club shall sign the attendance sheet and one fifth of the members entitled to vote and personally present shall form a quorum.
- Quorum at Meetings

- Who can vote **93.** Only members entitled to vote under Rule 7 shall vote at any meeting of the Club. Other members may attend but are not entitled to vote
- Voting **94.** Voting, except upon the election of individual members of the Committee, shall be by a show of hands.
- Equality of votes **95.** All questions and disputes arising in connection with votes, ballots or any matter connected with the conduct of a General Meeting shall be determined by the Chairman of the meeting if not expressly covered in the Rules. In the case of an equality of votes the Chairman shall have a second or casting vote, on any matter other than the election of members of the Committee.
- Voting on Rule Change **96.** On any resolution properly put to a General Meeting of the Club relating to the creation, repeal or amendment of any Rule, Byelaw or Regulation of the Club such Rule, Byelaw or Regulation shall not be created, repealed or amended except by a majority vote of at least two thirds of those present and entitled to vote.

Section 7 - Dissolution of the Club

- Dissolution of Club **97.** If, upon the winding up or dissolution of the Club, there remains after the satisfaction of all its debts and liabilities any property whatsoever, the same shall not be paid to or distributed amongst the members of the Club. The Committee shall dispose of the net assets remaining to one or more of the following:
- (i) to another club or charitable organisation with similar sports purposes and/or
 - (ii) to the sport's national governing body for use by them for related community sports
- As determined by Club members at a General Meeting.