

This constitution is outdated and requires significant review, a process that will be happening during the year

2024-25 prior to presentation at the 2025 Annual General Meeting.

NEYLAND YACHT CLUB RULES

NAME AND OBJECTIVES

1. The name of the Club is *NEYLAND YACHT CLUB* and the burgee of the Club shall be Lighted Channel Buoy on black..

2. AFFILIATION

The club shall be affiliated to the Royal Yachting Association and the Welsh Yachting Association and any other association or organisation, which the club committee considers, appropriates.

3. AIMS AND OBJECTIVES

3.1 The club is formed to promote and facilitate the sport of yachting and other boating activities, provision and maintenance of club premises, and to provide social and other facilities for members as may be from time to time be determined.

3.2 The aims and objectives of the club shall be consistent with the furthering of equal opportunities for all groups participating in the activities of yachting and boating at the club.

4. MEMBERSHIP.

4.1 Any person of either sex whether the owner of a yacht or boat or not who is keen and interested in sailing and is a paid up member is eligible as a candidate for membership.

4.2 Every member on joining the club implicitly undertakes to comply with these rules and any refusal or neglect to do so or any conduct which in the opinion of committee or a member there of is either unworthy of a member or otherwise injurious to the interests of the club shall render the member liable to suspension from the club by the committee or a member there of

Before suspending a member, two members must agree on the action being taken, and must report to the secretary within 24 hours of the action take. The secretary must then convene a disciplinary sub- committee within 7 days. The disciplinary sub- committee will consist of any 3-committee members. Any member who is requested to attend a disciplinary hearing will be given the opportunity of defending himself / herself and has the right to representation. The disciplinary committee will make a recommendation to the General committee whose decision will be final.

4:3 A member desirous of retiring from membership shall give notice in writing to the (honorary) Secretary before the 21st day of September and shall not then be liable to pay subscription for the following year. Upon re-application by a past member the Committee may, at its discretion excuse the payment of an entrance fee.

5. MEMBERSHIP FEES

5: 1 that the annual membership be payable on The 1st of October in each year and that the clubs general committee is empowered to fix the yearly subscription rate at their discretion. A family subscription shall cover parents and their children under the age of 18 years.

5.2 A junior member duly admitted to the junior section of the club shall be any person over the age of 7 years and under the age of 18 years. At 18 years of age a junior shall be eligible to seek full membership of the club. A member over 18 years of age in full time education may continue to pay the junior rate, if proof of status can be provided.

5.3 Any member male or female who attains the age of 65 years after the 1st October 1999 shall be entitled to reduction of 50% in the annual subscription. In the case of family membership, the concession will apply to the named member only.

5.4 Any member who has not paid his or her subscription by the 30 November shall be requested in the name of the committee to pay within 14 days, and if his or her subscription is not paid by the 14 December the committee may remove his or her name from the list of members.

5.5 A member joining after the 1 July in any year will be required to pay a reduced rate pro rata for that year. The full membership fee will be levied from the 1st October following.

5.6 No member shall in any year be entitled to exercise any rights or privileges of membership until his or her entrance fee and any subscription for that year are paid.

5.7. The club shall participate in the Direct Debiting Scheme as an Originator for the purpose of collecting subscriptions for any class of membership and / or any other amounts due to the Club. In furtherance of this object the Club may enter into any indemnity required by the Banks upon whom Direct Debits are to be originated. Officials nominated in an appropriate resolution may execute such an indemnity on behalf of the Club.

6. Temporary Membership

- a. (a.) *Visiting yachtsmen or women, and members of other recognised yacht, sailing, boating or rowing*
- b. *organisation, may become temporary members on the signatures of any two members of the committee.*
- c. (b.)

Any person who is a competitor at any regatta, open meeting, or any form of event organised by or on behalf of the club, and any person who is a member of the crew of such competitors for the purposes of the race, or any close relatives of the former, is entitled to use the Club premises within a period of twenty four hours before and after the race in which they are competing.

© The honorary secretary or any other person who has received the authority of two members of the General Committee, may expel temporarily or permanently any person who had the right to the use of the club premises only under rules 6 (a) (b) and (c)

7. OFFICERS AND COMMITTEE

7:1 The Officers of the Club shall consist of a Commodore, a vice Commodore, a Rear Commodore, Club Sailing Captain, Honorary Secretary, and Honorary Treasurer. Who shall be elected at the Annual General Meeting in each year to hold office until the conclusion of the next Annual General Meeting. The retiring officers shall be eligible for re-election. No candidate for election to any office (other than the retiring officers) shall be proposed unless the name of the candidate and his proposer and seconder shall have been sent to the Honorary Secretary in the form laid down in clause 7:2 hereinafter.

7:2 a. The committee shall consist of the officers and not more than twelve members of the club elected by the club in general meeting to hold office until the conclusion of the next Annual meeting.

b. Candidates for election to the committee shall be those members of the retiring committee who shall offer themselves for re- election and such other members of the club whose nominations duly proposed and seconded by members of the club in writing shall have been sent to the Honorary secretary as described in clause

c. All nominations for officers and committee of the club shall be made in writing to the secretary by the 1st April in each year and such nominations shall be displayed on the notice board of the Club showing the names of the proposers and seconders of such nominations. If the number of candidates duly proposed and seconded exceeds the number or vacancies to be filled the election shall be by ballot.

7.3 a. The committee shall manage the affairs of the club according to the rules and shall apply all the funds

of the club, including membership subscriptions, bar takings and gaming machine income to the objects of the club.

b. The committee shall make such bylaws, rules, and regulations, as they think fit as to the management of any club premises.

c. The funds of the club shall be lodged at a bank or building society in an account in the name of the club, and all cheques, drafts etc. drawn on these accounts shall be signed by any two of the following officers: - Treasurer, Secretary, and a member nominated by the committee. *no surpluses or assets will be distributed to members or third parties. Ed in the club. No surd. The committee shall manage the affairs of the club to show that all surplus income or profits are re-invested*

7.4 The quorum necessary for the transaction of business at the committee meetings shall be 5 present and eligible to vote.

7.5 Every question at a meeting of the committee shall be determined by a majority vote of members present and voting, and every member having one vote. In the event of an equality of votes, the chair of the meeting shall have a casting vote.

7.6 The interpretation of the Club constitution shall be invested in the club Committee, who shall decide all questions relating to the Club, save those specified in, or involving an amendment to the constitution.

8. WINE COMMITTEE

8:1 the supply of intoxication's liquor to the club and to members and their guests shall be managed by a sub-committee consisting of at least 3 members to be nominated by the general committee. They will ensure that no intoxicating liquor is supplied to members or their guests other than by or on behalf of the club.

9. HOUSE COMMITTEE

9.1 The house committee shall consist of at least 3 members to be nominated by the General committee of the club

9.2 The House committee should be responsible for all matters relating to the club buildings, and land.

10. SAILING COMMITTEE

10.1 The sailing committee shall have plenary powers in all matters regarding sailing in the club, *and have authority to spend up to £500, as long as there are funds in the sailing account to cover the expenditure.* The sailing committee shall comprise any member of the club appointed by the sailing captain.

11. The Commodore, Treasurer, and Secretary shall be ex. Officio members of all club committees.

12. AUDITOR.

The committee unanimously agreed that the accounts for 2014/15 and future years will not be audited or independently verified on the advice of club auditors Bevan & Buckland

13.1 THE ANNUAL GENERAL MEETING

THE ANNUAL GENERAL METING of the club of which 14 days notice shall be given by notices of electronic mail through the club Website and Facebook and on the main notice board, and shall when ever possible be held in May of each year such time and place as the committee shall determine and in any case not more than 15 months shall elapse between such meetings. In order to constitute a quorum at the Annual General meeting or at any extra -ordinary meeting there shall be at least 20 voting members present.

GENERAL MEETING

13: 2 the committee may call an extra -ordinary General meeting when any matter of urgent importance shall occur. Seven days notice of any Extra -ordinary General meeting specifying the day, place and hour of meeting shall be given by advertising in the local press and on the main club notice board. If within 15 minutes of the time appointed for an extra -ordinary General meeting a quorum of members be not present the meeting shall stand postponed to the same day in the following week at the same time and place and at such postponed meetings the business shall be transacted whatever the numbers present.

13: 3 At a General meeting of the club each member shall have one vote,

13:4 Twelve members may requisition a General Meeting. Written application for the meeting stating the secretary must receive the matter for discussion at least 28 days before it is intended that the meeting shall be held.

13:5 Persons under 18 may not be elected to the committee nor may they vote for the election of committee members.

14. PERMITTED LICENSING HOURS

The permitted hours for the supply of intoxicating liquor shall be: -

Monday – Thursday 1100 to 0000

Friday & Saturday 1100 to 0100

Sunday 1200 to 0000

14: 1 Notice of any resolution of alteration or addition to the rules intended to be proposed by a member of the club shall be supported by two members and be given to the secretary in writing before the 1st April if the same is to be proposed at the Annual General Meeting or at least one month before any special General Meeting at which the same is to be brought forward and full particular for any such proposed alterations or additions shall be set out in the notice convening the meeting.

14:2 All such proposed resolutions, alterations or additions and any amendments to them which may be proposed and seconded shall be put to the vote of the meeting and provided that on a show of hands or if demanded on a poll a majority of two -thirds of the vote of those members present shall be cast in favour of any proposed alterations or additions or amendments then the same shall be deemed to be carried.

15. TRUSTEES

15: 1 there shall not be more than four trustees of the club. The first trustee shall be appointed by the committee and the property of the club (other than cash, which shall be under the control of the Treasurer) shall be invested in them to be dealt with by them as the committee shall from time to time direct by resolution (of which an entry in the minutes book shall be conclusive evidence). The trustees shall be indemnified against risk and expense out of the club property .The trustees shall hold office until death or resignation or until removed from office by a resolution of the committee who may for any reason which may seem sufficient to a majority of them present and voting at any meeting remove any Trustee or Trustees from the office of Trustee.

Where by reason of any such death, resignation or removal, it shall appear necessary to the committee that a new Trustee or Trustees shall be appointed or if the committee shall deem it expedient to appoint an additional Trustee, or additional Trustees, the committee shall by resolution nominate the new person or persons to be

appointed the new Trustee or Trustees. For the purpose of giving effect to such nomination the Commodore 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 he shall by deed duly appoint the person or persons so nominated by the Committee as the new Trustee or Trustees of the Club and the provisions of the Trustees Act 1925 shall apply to any such appointment. Any such statement of fact in any such Deed of Appointment shall in favour of a person dealing bona fide and for value within the Club or the Committee is conclusive evidence of the fact so stated.

15:2 The Trustees for the time being of the Neyland Yacht Club may from time to time borrow upon the security of all or any of the property of the Neyland Yacht Club vested in them any amounts necessary for the proper running and development of the Club provided that any such borrowings shall not increase the amount outstanding on such loans raised by the Trustees at anyone time to a sum greater than £30,000.

15.3 The trustees shall be effectually indemnified by the committee out of the assts of the club from and against any liability, costs, expenses, and payments whatsoever may be properly incurred or made by them in the exercise of their duties or 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. (To be incorporated in every contract, lease, license, 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 assts of the club.

16. DISSOLUTION OF THE CLUB

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 *but shall be given or transferred to another CASC or a registered charity, or the Sports Governing Body, for use in local community sport.* Such institution or institutions to be determined by the members of the Club by resolution passed at a General Meeting at or before the time of the dissolution and if and so far as effect cannot be given to such provision then to some charitable object.