



# ROYAL DORSET YACHT CLUB

ESTABLISHED 1875

## **RULES AND REGULATIONS**

**2017**



# ROYAL DORSET YACHT CLUB

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## Club Rules

### SECTION 1 - NAME, OBJECT AND COLOURS

1. **The Name of the Club.** The name of the Club shall be the Royal Dorset Yacht Club (herein referred to in these rules as the Club).
2. **The Object/Aims of the Club.** The object/aims of the Club are the encouragement and well-being of yachting and sailing generally. It shall be a Members Club, fully affiliated to the Royal Yachting Association.
3. **The Colours of the Royal Dorset Yacht Club.** The colours of the Royal Dorset Yacht Club have a field of white on which is superimposed a blue St George's Cross bordered in red with a gold crown in the centre.
4. **The Burgee of the Club.** The Burgee of the Club is a triangular flag, proportioned two by three, on which the above colours are displayed.
5. **The Ensign of the Club.** The Ensign of the Club is the Blue Ensign of Her Majesty's Fleet. This Ensign can only be worn by yachts whose owners have obtained a Warrant through the Club Secretary.

### SECTION 2 - OFFICERS

6. **The Flag Officers.** The Flag Officers of the Club shall be Full Members of the Club and shall be the Commodore, Vice Commodore and two Rear Commodores, all of whom shall be ex-officio members of all the Committees of the Club. They shall be elected at each Annual General Meeting, but any casual vacancies that may occur can be filled by the appointment of an Officer or Officers by the General Committee, or by the appointment of an Officer or Officers at an Extraordinary General Meeting for that purpose. The normal term of office of the Commodore shall be two years and that of the Vice Commodore and Rear Commodore shall be two years. Nominations of Flag Officers will normally be made by the General Committee to the Annual General Meeting as follows:

**Commodore** - From those who have held office of Vice Commodore, or failing that from those who have held office of Rear Commodore.

**Vice Commodore** - From those who have held office of Rear Commodore.

**Rear Commodore** - From those members who have served on the General Committee

But other candidates for election to the offices may include a member qualified as above, whose nominations duly proposed and seconded by two Full Members in writing and endorsed by the Member so nominated shall have been given to the Secretary and placed on the Club notice board fourteen days before the Annual General Meeting.

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7. **Officers.** In addition to the Flag Officers, the officers shall be:

**Honorary Secretary** (*see below*)

**Honorary Treasurer**

**Honorary Sailing Secretary**

**Honorary Power Boat Secretary**

If it becomes necessary to employ a professional Secretary, he or she shall be appointed by the General Committee at a salary to be determined by them. Such a Secretary shall not be eligible for membership of the Club. The Honorary Secretary and the Honorary Treasurer shall be elected annually by the General Committee and shall be ex-officio a member of all Committees. The Sailing and Power Boat committee shall recommend annually to the General Committee a member for appointment as Honorary Sailing Secretary and Honorary Power Boat Secretary. They shall be ex-officio members of the General Committee.

8. **Duties of Honorary Secretary or Professional Secretary**

- a. Keep and maintain a register of Club member's 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. The Committee and sub Committees, which shall be confirmed and signed by the appropriate Chairman upon the agreement of the Club, the Committee, or Sub Committee, at the next following meeting of the Club, the Committee, or Sub Committee;
- e. Administer such insurance policy or policies as may be needed fully to protect the interests of the Club, its Officers and its Members;
- f. Maintain Contact with the Club's Legal Advisor to ensure that the Clubs affairs are managed in accordance with current law;
- g. Maintain any such certificates or registrations, as may be required by law.
- h. Shall be responsible for ensuring that all monies are regularly banked;
- i. Assist the Hon Treasurer in preparation of accounts, and the administration of same.

9. **Duties of Honorary Treasurer, The Honorary Treasurer shall:**

- a. Cause such books to be kept as are necessary to give a true and fair view 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. Ensure that an Annual Balance Sheet is prepared at the end of each year and cause such Balance Sheet and accounts as necessary to be checked by an independent account examiner at least once annually and shall hereafter cause the same to be sent to all members 28 days before the date of the Annual General Meeting.

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## 10. **The Account Examiner shall**

- a. Be appointed at the Annual General Meeting in each year;
- b. The account examiner shall examine the accounts annually and shall sign the accounts as giving a true record of the financial position of the Club as required by the General Committee

## **SECTION 3 - MEMBERSHIP**

11. **Membership.** There shall be the following categories of membership with power to vote and rights and privileges as specified:

### **(a) - Full Members**

*Open to any individual over the age of 18, whether a boat owner or not.*

- i. *A Full Member and his/her spouse or permanent partner shall have one vote, exercisable by either adult at a General Meeting of the Club.*
- ii. *They and their children under 18 years of age shall have full use of all the Club facilities and the personal use of one allocated mooring position in Club waters, subject to current mooring regulations and availability.*
- iii. *A Full Member may apply to the Club Secretary for a Warrant to wear the Blue Ensign of Her Majesty's Fleet.*

### **(b) - Associate Members**

*Social membership available to non boat owners and owners of small craft of 6 metres LOA or less or a vessel that is permanently attached to the shore or used solely for commercial purposes (see Regulation A2).*

- i. *They are permitted to stand for election to an office of the Club, other than Flag Officer or Trustee. They shall have no vote at any General Meeting.*
- ii. *They shall have full use of all the Club facilities, and the personal use of one allocated mooring position in Club waters, subject to current mooring regulations and availability.*
- i. *They shall not have the privileges of a Full Member regarding Blue Ensign Warrant.*



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## **(c) - Service Members**

*Available to Officers on the **active list** of HM Forces and serving officers of the Royal Fleet Auxiliary Service.*

- iii. They shall have no vote nor be permitted to stand for election to any office of the Club.*
- iv. They shall have full use of all the Club facilities and the personal use of one allocated mooring position in Club waters, subject to current mooring regulations and availability.*
- v. They may apply to the Club Secretary for a Warrant to wear a Blue Ensign.*

## **(d) - Overseas Members**

*This category is now closed to entry. Existing Overseas Members will continue to enjoy the privileges as described below*

*Available to Persons not normally resident in the United Kingdom or who are resident in the United Kingdom for less than 6 months in any one year.*

- i. They shall have no vote nor be permitted to stand for election to any office of the Club.*
- ii. They shall have full use of all the Club facilities and the personal use of one allocated mooring position in Club waters, subject to current mooring regulations and availability.*
- iii. Provided that an Overseas Member is a British subject and has a British registered yacht, he/she may apply to the Club Secretary for a Warrant to wear a Blue Ensign.*

## **(e) - Cadet Members**

*Available to persons up to the age of 18.*

- i. They shall have no vote nor be permitted to stand for election to any office of the Club.*
- ii. They may have access to a Club Mooring at the discretion of the General Committee*

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- iii. *They shall not have the privileges of a Full Member regarding Blue Ensign Warrant.*

## **(f) – Affiliate Members**

*Affiliate Membership – available to current full members of one of the Yacht Clubs of Weymouth.*

- i. *They shall have no vote nor be permitted to stand for election to any office of the Club.*
- ii. *They shall have full use of all the Club facilities and the personal use of one allocated mooring position in Club waters, subject to current mooring regulations and availability.*
- iii. *They shall not have the privileges of a Full Member regarding Blue Ensign Warrant.*
- iv. *Any Full RDYC member who resigns will not be eligible for Affiliate Membership within 5 years of their resignation*

**(g) - Honorary Membership.** Honorary Members appointed as below may use all the facilities of the Club except the use of a Club mooring and a vote at Club meetings.

i. There shall be no entrance fee or subscription for this category of membership. The General Committee may invite suitable persons to become Honorary Members and the term of such membership shall be specified in the invitation.

ii. The General Committee may invite anyone whom they consider has rendered distinguished service to the Nation or the Club to become a Life Honorary Member. Similar action may be taken at an Annual General Meeting, subject to its approval of a request by at least ten Full Members who shall have given twenty eight days notice in writing to the Secretary.

iii. Honorary and Life Honorary Members for election shall be deemed elected if two thirds of those present and entitled to vote, vote in favour of election.

iv. Ex Officio Honorary Membership will be offered to:

**Mayor of Weymouth & Portland**

**Commodore Castle Cove Sailing Club**

**Commodore Weymouth Sailing Club**

**Branch Captain Royal Naval Sailing Association (Portland)**

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**RCC Manager, Portland Coastguard  
Harbour Master, Weymouth Harbour  
Honorary Secretary & Coxswain of Weymouth Lifeboat**

At the discretion of the General Committee, Ex Officio Honorary Membership may be offered to the Commodore of Clubs deemed suitable, and to those Clubs offering Ex Officio Honorary Membership to RDYC Commodore.

v. The total number of Honorary and Life Honorary Members shall not exceed sixteen in number.

**(h) - Corporate Membership.** Applies to Limited Companies, Limited Liability Partnerships and other bona fide businesses.

Corporate Membership shall entitle Corporate Members and their staff and invitees to use the bar and dining facilities at the Club and to use by prior arrangement with the Club Secretary, subject to payment of any fee determined by the Club the function room at the Club for meetings or other events.

Corporate Membership shall have no voting rights, will not be entitled to use Club moorings or to apply for a warrant to fly a Blue Ensign.

Continuation of Corporate Membership shall be subject to annual review by the General Committee.

**(j) - Temporary Members.**

i. Visitors not having reciprocal arrangements and who wish to use the Club for more than two days per month may be admitted as Temporary Members forty eight hours after being proposed and seconded by two Full Members. In the absence of a second member the Club Secretary may second. The subscription and term shall be decided at the discretion of the General Committee at whatever rate may be deemed appropriate.

ii. Serving Officers of the Armed Forces and TAVR temporarily stationed in the area shall have the privilege of Temporary Membership for fourteen days, after which Rule 11.h (i) or Service Membership becomes applicable.

iii. Members of those Clubs with reciprocity may become Temporary Members for fourteen days in each year, without payment, in exchange for like privileges being accorded by those Clubs to all our Full Members.

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iv. Temporary Members shall have the same rights and privileges of an Associate Member.

12. **Membership and Subscription fees.** The membership year runs from 1st October to 30th September. The following arrangements for Membership and Subscription Fees shall apply:

a. The rate of Entrance and Subscription fee for each category of Membership shall be proposed and agreed at a General Committee Meeting in each year and shall become operative on the 1st October in the year following. The current rate of Entrance and Subscription fee shall be prominently displayed in the Club premises.

b. All Members shall pay the Entrance fee and their first annual subscription within thirty days of notification of election, or the member will be regarded as not having accepted membership. Members elected after 1st March and before 20th May shall pay the full entrance fee and half the annual subscription for the current year. Members elected after 20th May shall pay the full entrance fee and a subscription fee in respect of the year following election.

c. Full Members, having been Full Members prior to 1<sup>st</sup> October 2016, aged sixty five or over and having been a Full Member for five consecutive years or longer may apply for Retired Membership at a 25% reduction of the annual subscription in the year following their 65th birthday.

Full Retired Members previously receiving 50% discount will move to 25% discount over a period of 3 years (1<sup>st</sup> October 2016 – 40% discount: 1<sup>st</sup> October 2017 – 30% discount: 1st October 2018 – 25% discount).

d. A member who has resigned and applies for re-election, having already paid an entrance fee, shall not be required to pay a further entrance fee in the same category.

e. Cadet Members upgrading to Full Member shall not be required to pay an additional entrance fee.

f. Associate Members wishing to upgrade to Full Membership must pay a joining fee unless they have previously paid a Full Membership joining fee. Corporate Members wishing to upgrade to Full Membership must similarly pay the joining fee.

13. **Members Duty.** Every Member shall furnish the Secretary with current contact details to include address, telephone number(s) and email address. Where applicable, the member shall also provide details of their vessel(s). These details will be recorded





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in the Club's Register of Members. Any notice sent to such address whether by post or email shall be deemed to have been delivered.

## 14. **Application, Election and Retirement of Members.**

- a. A candidate for Membership shall complete an application form and shall be proposed by a full member and seconded by a member of the General Committee. Where an applicant submits payment with their application they will be granted access to 'Clubhouse' benefits associated with the level of membership applied for and issued with a membership card. If their application is subsequently rejected their membership subscription will be refunded and their membership card will be cancelled and returned.
  
- b. After fourteen days in the Candidates book, the names shall be brought to the General Committee Meeting for consideration together with any remarks entered in the book or any further information available. Then a ballot shall be held, a two-thirds majority of those present to decide.
  
- c. The Secretary shall inform each candidate in writing of the candidate's election or non-election. He/she shall furnish an elected member with a copy of the Rules and Regulations of the Club and make request for such payments as are necessary.
  
- d. Upon election a candidate shall pay, within one calendar month, such Entrance and other fees as shall be requested. In default of such payment, the election shall be void unless sufficient cause for delay can be shown.

Members wishing to retire/resign from the Club shall give notice in writing to the Secretary of their intention on or before 31<sup>st</sup> August in any year. Failure to do so renders them liable to pay their subscription and mooring fees where applicable for the following year.

15. **Arrears of subscription.** Any Member who has not paid his/her subscription fee in full by the 31st October shall be sent a written reminder by the Hon Secretary. If payment is not received within twentyeight days the Member shall be deemed to have resigned, provided that the General committee may at its discretion, re-instate such a Member upon payment of arrears. No Member whose subscription is in arrears shall use the Club or its facilities, take part in any Club event, nor vote at any meeting.

16. **Conduct of Members.** Every Member, upon election and thereafter, is deemed to have notice of, and impliedly undertakes to comply with, the Club Rules and the

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current Bye Laws and Regulations of the Club. Any refusal or neglect to do so, or any conduct which, in the opinion of the General 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 General Committee.

**PROVIDED THAT**, before expelling a Member, the General Committee shall call upon such a Member for a written explanation, within fourteen days, of the Members conduct and shall give the Member full opportunity of making an explanation at the General Committee meeting, or of resigning.

A resolution to expel a Member shall be carried by a two thirds majority of those Members of the General Committee present and voting on the resolution. Voting shall be by the ballot box. The Commodore shall write to the person concerned with the result of the resolution.

17. **Guests.** Members shall have the privilege of introducing visitors to the Club. No visitor other than relatives of a Member may be entertained in the Club more than twice a month. The name and address of visitors and the name of the introducing member shall be entered in the visitor's book.
18. **Damage to Club property.** A Member shall not knowingly remove, damage or destroy any property of the Club and shall make restitution for the same if called upon to do so by the General Committee or by the Secretary on the instructions of the General Committee.
19. **Exhibiting of Notices.** A Member shall not cause any communication in whatever format to be exhibited on Club notice boards or premises without reference to the Secretary.
20. **Settlement of Accounts.** 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, or in accordance with any Club credit arrangement duly authorised by the General Committee.
21. **Suggestions.** All suggestions shall be entered in the suggestions book and signed by the Member. The suggestion book shall be presented at the next General Committee meeting.
22. **Complaints.** Complaints of any nature relating to the management of the Club or a servant of the Club shall be made in writing to the Club Secretary. Under no circumstances shall a servant of the Club be reprimanded by a Member.



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23. **Members of other RYA Affiliated Clubs.** A Member of any club recognised by the Royal Yachting Association (a list whereof is contained in the Year Book of the said Association) may be authorised to use the premises of the Club by any member of the General Committee of this Club. Such authorisation shall specify between which dates, not being more than fourteen days apart, the said person may use the premises.
24. **Competitors in Club races.** Any competitor or crew in any event sponsored or organised by or on behalf of the Club are entitled to use the facilities of the Club within a period of twenty-four hours before and after the event in which they are competing.
25. **Power to expel those admitted under Rules 23 and 24.** The Secretary or any person who has received the authority of a Flag Officer or two members of the General Committee may expel, temporarily or permanently, any person who has the right to use the Club under Rules 23 and 24.

## **SECTION 4 - LIMITATION OF CLUB LIABILITY**

26. Members, their guests and visitors are bound by the following Rule which shall also be displayed in a prominent place within the Club premises that: Members of the Club their guests or visitors may use the Club premises and any other Club facilities, 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 of personal injury arising out of the use of the Club premises, any other facilities of the Club either sustained by Members, 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 was occasioned by the neglect, default or negligence of any of them, the Officers, Committee or servants of the Club.
27. **Data Protection Act.** 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 1998.

## **SECTION 5 - GENERAL COMMITTEE**

28. **The General Committee.** The General Committee shall consist of the Flag Officers, ex Officio Officers and members, and not less than four and:
- not more than eight Full Members of the Club.

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- Not more than 2 Affiliate/Associate Members of the club.
29. **Retirement of Members of the General Committee.** At the Annual General Meeting each year two of the Full Members shall retire in order of seniority (seniority being by time served on the General Committee and not by age). In the case of equal seniority the order of retirement shall, failing agreement between the Members concerned be determined by lot. Members retiring under this Rule shall not be eligible for re-election to the General Committee for one year.
  30. **Candidates for election to the General Committee.** Candidates for election to the General Committee shall be Full/Affiliate/Associate Members of the Club whose nominations (duly proposed and seconded in writing by Full Members of the Club) with their consent shall have been received by the Secretary at least twenty eight days before the date of the Annual General Meeting in each year. Such nominations together with the names of the Proposer and Secunder shall be posted to all Members of the Club by the Secretary and shall be displayed on the Club notice board fourteen days prior to the Annual General Meeting.
  31. **No contest for election to the General Committee.** If the number of candidates for election is equal to or less than the number of vacancies to be filled then all candidates shall be deemed to be elected if two thirds of those present and entitled to vote, vote in favour of such election by a show of hands.
  32. **Contest of election to the General Committee.** If the number of candidates for election is greater than the number of vacancies to be filled then there shall be a ballot to decide who shall stand and then Rule 31 shall prevail.
  33. **Election of Flag Officers.** If the nominee is the only candidate standing then the candidate shall be deemed elected if two thirds of those present and entitled to vote, vote in favour of such election by a show of hands.
  34. **Contest of the election of Flag Officers.** If more than one candidate stands for the post of a Flag Officer then there shall be a ballot. In the event of the ballot failing, no candidate achieving two thirds of the vote of those present and entitled to vote, then the post shall remain unfilled.
  35. **Retiring Commodore.** A retiring Commodore shall serve as an ex officio member of the General Committee in the year immediately following his/her retirement.
  36. **Casual Vacancy.** If for any reason a casual vacancy shall occur the General Committee may co-opt a Full Member to fill such a vacancy until the next Annual General Meeting.

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37. **General Committee Meetings.** The General Committee shall meet at least ten times a year, making such arrangements as the conduct, place of assembly and holding of such meetings as they wish. The Commodore or senior Flag Officer or in their absence a chairperson elected by those present shall preside.
38. **Voting at the General Committee.** Voting (except on the election or expulsion of a Member) shall be by a show of hands. In the case of an equality of votes in the Committee the Commodore or Chairperson (as the case may be) shall have a casting vote. Affiliate or Associate Members shall not have a vote at the General Committee.
39. **Voting Member/Spouse at General Committee.** Should a Member and Spouse or Permanent Partner both be elected onto the General Committee, they shall each have a vote at the General Committee/subcommittees.
40. **Quorum.** Formal normal practice and business activities of the Club - Seven Members of the General Committee shall personally be present to form a Quorum. However, in exceptional circumstances (when it has not been possible to convene sufficient numbers - including by conference call, social media, etc) this may be reduced where crucial issues or decisions need to be addressed for the safe and smooth operation of the Club. In such instances a Quorum must include at least one Flag Officer and where possible one Trustee among those present.

## **SECTION 6 - POWERS OF THE GENERAL COMMITTEE**

41. **Management of the Club by the General Committee.** The General Committee shall manage the Club according to the rules, regulations and byelaws and shall cause the funds of the Club to be applied solely to the objects of the Club.
42. **Power to make Byelaws and Regulations.** The General Committee shall make such Byelaws and Regulations as it shall from time to time think fit and shall cause the same to be exhibited on the Club notice board for fourteen days before implementation. Such Byelaws and Regulations shall remain in force until approved or set aside by a vote at the Annual General Meeting or an Extraordinary General Meeting.
43. **Sub-Committees.** The General Committee shall appoint such subcommittees as it may deem necessary, (for example House Committee, Bar and Catering Committee, Social Committee) and may delegate such of its powers as it may think fit upon such terms and conditions as deemed expedient and/or required by law. Such sub-committees shall consist of such Members of the General Committee or of Members of the Club

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as the General Committee may think fit. Officers of the Club shall be Ex Officio Members of all such sub-committees.

44. **Disclosure of interest.** A Member of the General Committee, of a sub-committee or any Officer of the Club, in transacting business for the Club, shall disclose to third parties that he/she is so acting.

A Member of the General Committee, of a sub-committee, Officer of the Club or candidate for election, shall make known, (the Secretary shall keep record) positions/membership of other yacht clubs, or like minded organisations.

45. **Limitation of General Committee Members Liability.** The General Committee, or any person or sub-committee delegated by the General Committee to act as its agent for the Club or its Members shall enter into contract only as far as expressly authorised, or authorised by implication, by the Members of the General Committee. No one shall without the express or implied authorisation of the General Committee, pledge the credit of the membership.

46. **Members indemnification of the General Committee.** In pursuance of the authority vested in the General Committee by the Members of the Club, Members of the General 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 wherever 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 any individual Members indemnification in this respect shall be a sum equal to ones years' subscription at the then current rate of that category of membership unless the General Committee has been authorised to exceed such limit by an Extraordinary General Meeting of the Club.

47. **Nomination of and Election of Honorary Members.** Nomination and election of Honorary and Life Honorary is as laid out in Rule 11.f.

## **SECTION 7 - PURCHASE AND SUPPLY OF EXCISABLE GOODS**

48. **Purchase and supply of excisable goods.** 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 General Committee, or of a special sub-committee appointed for that purpose.

Intoxicating liquor may only be sold for consumption on the Club premises to persons over the age of eighteen who are entitled to use the Club in pursuance of the Rules, Byelaws and Regulations for the time being in force. No Member under the age of



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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 Club premises.

49. **Hours of sale of excisable goods.** Subject to the requirements of the licensing authorities, the General Committee shall cause the Club bar to be opened at convenient times, such times shall be displayed in the Club premises, for the sale of excisable goods to persons entitled to the use of the Club in pursuance of these rules, except under age Members as aforesaid, **PROVIDED THAT** visitors' and guests' names shall have been entered in the visitors book upon entry to the Club premises.
50. **Profits from sale of excisable goods.** No person shall take 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 the deduction of the costs for 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.
51. **Accounts relating to excisable goods.** 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 Honorary Auditors 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.

## **SECTION 8 - TRUSTEES**

52. **Number and terms of reference.** There shall be at least three Trustees of the Club who shall be appointed from time to time as necessary by the General Committee of the Club from among Full, Honorary or Life Honorary Members who are willing to be appointed. A Trustee shall hold office during his/her lifetime or until he/she shall resign by notice in writing to the General Committee, or until a resolution removing him/her from office shall be passed by a majority of two thirds of those present and entitled to vote, by ballot box. The Trustees shall be Ex Officio members of the General Committee.
53. **Property of the Club vested in the Trustees.** All the property of the Club, including land and investments, shall be held by the Trustees for the time being, in their own names so far as it is necessary and practicable, on trust for the use and benefit of the Full Members of the Club. In the death, resignation, or removal from office of a Trustee, the General Committee shall nominate a new Trustee in his/her place, and shall as soon as possible thereafter take all lawful and practicable steps to procure the



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vesting of all Club property into the names of the Trustees as constituted after such a nomination. For the purposes of giving effect to any 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 Trustees Act 1925 and he/she shall by Deed duly appoint the person or persons so nominated by the General Committee.

54. **Powers of the Trustees.** 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 General Committee and shall have the power to 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 General Committee's directions, which shall be duly recorded in the minutes of the General Committee, but no purchaser, lessee or mortgage shall be concerned to enquire whether any such direction has been given.

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There will be no sale or lease of the entire Club without the prior approval of an E.G.M or A.G.M.

55. **Indemnity of Trustees from the Club.** The Trustees shall be effectually indemnified by the General 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 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.

56. **Limitation of liability of Club Trustees.** 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. (To be incorporated in every contract, lease, licence or other agreement entered into by the Trustees of the Club)

## **SECTION 9 - MEETINGS OF THE CLUB**

57. **Annual General Meeting.** An Annual General Meeting shall be held each year, during the first quarter of each calendar year, on a date fixed by the General Committee. The Secretary shall at least twenty eight days before the date of such meeting notify each Member notice thereof and the business to be brought forward.

58. **Business at an Annual General Meeting.** No business, except the passing of the Accounts, election of Flag Officers, Candidates for election to the General Committee, Trustees, Honorary / Life Honorary Members, Auditors, rule changes and any business that the General Committee may order to be inserted in the notice convening the meeting shall be discussed.

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A Member, entitled to vote and present at the meeting, may also bring business to the Annual General Meeting provided that he/she writes to the Secretary thirty days before the date of the meeting.

59. **Extraordinary General Meeting.** The General Committee may at any time, upon giving fourteen days notice in writing to all Members, call an Extraordinary General Meeting of the Club for any special business, the nature of which shall be stated in the summons convening the meeting, and the discussion at such meeting shall be confined to the business stated in the notice sent to Members by the Secretary.
60. **Extraordinary General Meeting upon request.** The General Committee shall also call an Extraordinary General Meeting upon a written request addressed to the Secretary by at least (fifteen Members). The discussion at such meeting shall be confined to the business stated in the notice sent to Members by the Secretary. (For the purposes of the Licensing Act 1964 this clause must be limited to a maximum of thirty or one fifth of the Membership whichever is the least).
61. **Chairperson at Meetings.** At every Meeting of the Club the Senior Flag Officer, by rank, or in their absence, a Chairperson elected by those present shall preside.
62. **Entitlement to vote.** Only Full Members and Trustees shall vote at any meeting of the Club.
63. **Voting on Rule Changes.** On any proposition properly put to a 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.
64. **Quorum at Annual General Meeting and an Extraordinary General Meeting.** Fifteen Members entitled to vote and personally present shall form a quorum.

## **SECTION 10 - DISSOLUTION OF THE CLUB**

65. The General Committee may at any time, upon giving fourteen days notice in writing, to all Full Members of the Club, call an Extraordinary General Meeting for the purpose of the dissolution of the Club.

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# ROYAL DORSET YACHT CLUB

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The General Committee shall also call an Extraordinary General Meeting, giving fourteen days written notice to all Full Members, upon a written request to dissolve the Club, addressed to the Secretary and signed by at least fifteen Full Members. The proposition of such an Emergency General Meeting shall be for the dissolution of the Club.

If upon the proposition succeeding, there remains after the satisfaction of all the Clubs debts and liabilities, any property whatsoever, the same shall be paid or distributed to either:

a. The Full Members of the Club. Each/every Full Member shall be entitled to one share of the assets remaining.

Or b. Shall be given or transferred to some other institution, institutions or charity having objects similar to that of the Club, such to be determined by Full Members of the Club by resolution passed at the Extraordinary General Meeting.

66. **Voting on the dissolution of the Club.** All Full Members and Trustees are entitled to vote. The Propositions in Rule 65 shall be carried if two thirds of those present and entitled to vote, vote in favour of the propositions.

## Regulations

A.1. **Code of conduct in the Club.** As a members club with a royal title and a long tradition in the County, a high standard of conduct is expected from members and staff alike. Where necessary visitors should be politely reminded of this if the case arises. It is expected that:

i. Members will be polite, courteous and helpful to other members and visitors.

ii. Members and Club staff will treat each other with the appropriate dignity and respect.

A complaint by a member concerning the behaviour of another member, a visitor or a member of staff should be made in writing to the Commodore.

A.2. **Application for Associate Membership.** An applicant applying for Associate Membership may not own a boat more than six metres in length (unless permanently attached to the shore or be used solely for commercial purposes).

An Associate Member, on procuring a boat in excess of six metres in length, or changing the use of a vessel from solely commercial use to any form of personal or pleasure use, shall upgrade to Full Member. The Secretary shall invoice the Member for any subscriptions due and the appropriate joining fee.

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- A.3. **Gaming Machines.** Gaming Machines within the Club are not to be played by persons under the age of sixteen.
- A.4. **Mooring Regulations.** Mooring Regulations are issued separately to Mooring Holders. Copies are available from the Moorings Officer.