

GUERNSEY YACHT CLUB LBG RULES

Adopted by Resolution of the Members of GuernseyYacht Club LBG at an Extraordinary General Meeting held on the 4th day of July 2007 and amended by a resolution at Extraordinary Meetings on 14th November 2007. and 14th December2010

Rules of The Guernsey Yacht Club LBG

INDEX

- Rule 1 Definitions.
- Rule 2 Burgee.
- Rule 3 Uniform.

ORGANISATION

- Rule 4 Officers.
- Rule 5 Officers' Duties.
- Rule 6 Secretary.
- Rule 7 Sub-Committees.
- Rule 8 Procedure at meetings.

MANAGEMENT

- Rule 9 Committee to manage the affairs of the Club.
- Rule 10 Special Powers for the Committee.

MEMBERSHIP

- Rule 11 Election of Members.
- Rule 12 Junior Membership.
- Rule 13 Student Membership.
- Rule 14 Senior Membership.
- Rule 15 Overseas Membership.
- Rule 16 Honorary Membership.
- Rule 17 Temporary Membership.
- Rule 18 Honorary Life Membership.
- Rule 19 Entrance Fee.
- Rule 20 Subscriptions.
- Rule 21 Conduct and Termination of Membership.
- Rule 22 Visitors.

SAILING, CRUISING AND MOTOR COMMITTEES

- Rule 23 Duties and Responsibilities of Sailing, Cruising and Motor Committees.
- Rule 24 Racing Rules.

JUNIOR SAILING COMMITTEE

- Rule 25 Duties and Responsibilities of the Junior Sailing Committee.

CLUB LICENCE

Rule 26 Rules in respect of the licensed part of the premises.

CLUB LIABILITY

Rule 27 Liability.

CONFLICT

Rule 28 Conflict.

1. Definitions:

In these Rules:-

- (a) The Company known as “Guernsey Yacht Club LBG” is referred to as “the Company” or “the Club”.
- (b) Reference to the Memorandum or Articles or any paragraph thereof is a reference to the Memorandum and Articles of Incorporation of the Company.
- (c) Unless the context otherwise requires, the words and expressions used in these Rules shall bear the same meaning as those words and expressions as defined by or used in the Articles.
- (d) Words in the singular include the plural and vice versa.
- (e) Words importing any gender include all genders.

2. Burgee:

- (a) The Club Burgee shall be white with a red fly and bearing the Guernsey Coat of Arms on the white.
- (b) The Commodore’s flag shall be the Club Burgee Swallow-tailed.
- (c) The Vice-Commodore’s and Rear-Commodores’ flags shall be the same with the addition of one, and two, red balls respectively, in the upper corner.
- (d) The Club’s distinguishing colours shall be Red and White.

3. Uniform:

The Club Uniform shall be blue cloth or serge coat, blue or white shirt and blue, grey or white trousers, and a blue navy cap of the regulation pattern bearing the Club badge. The Club Tie shall be navy-blue with the Club Burgee embroidered thereon.

Upon all occasions this shall be considered full dress.

ORGANISATION

4. Officers:

The Honorary Officers of the Club shall consist of a Commodore, Vice-Commodore, Rear-Commodore (Sail), Rear-Commodore (Cruising), Rear-Commodore (Motor), Rear-Commodore (House), Rear-Commodore (Social) Rear-Commodore (Junior Sailing) and Treasurer, who shall be elected at the Annual General Meeting to hold office until the conclusion of the following Annual General Meeting.

5. Officers' Duties:

- (a) The Officers shall be ex-Officio Members of the Club Committee, and of any sub-Committee that shall be appointed.
- (b) The Vice-Commodore shall act as Liaison Officer between his fellow Officers and within the Club.
- (c) Each Rear-Commodore named in Rule 4 shall be Chairman of the appropriate sub-Committee and shall report its proceedings to the Club Committee.

6. Secretary:

- (a) The Committee may appoint a Secretary and/or a Manager on such terms and under such conditions as the Committee thinks fit.
- (b) The Secretary and any Manager shall undertake such duties as the Committee may delegate to each of them from time to time.

7. Sub-Committees:

- (a) There shall be the following Sub-Committees:-
House Committee, Sailing Committee, Cruising Committee, Motor Committee, Junior Sailing Committee and Social Committee. The Committee may form other Sub-Committees as required.
- (b) These Sub-Committees will consist of not less than three nor more than ten Members appointed by the Club Committee.
- (c) If a Sub-Committee consists of a Chairman and up to seven Members the quorum will be four. If the Sub-Committee consists of the Chairman and more than seven Members, the quorum will be five.
- (d) Each Sub-Committee shall appoint its own Secretary.

8. Procedure at Meetings:

- (a) At all meetings of the Committee or any Sub-Committee, the Senior Officer present shall take the Chair. If no such Officer is present, the Members present shall elect a Chairman.
- (b) Motions shall be carried by simple majority and the Chairman shall have a second and casting vote. Voting shall be by show of hands.
- (c) Proper minutes shall be kept by the Secretary of each Sub-Committee.
- (d) The Committee and any Sub-Committee shall have the power to co-opt. Such co-opted persons shall have no vote.

MANAGEMENT**9. Committee to manage the affairs of the Club**

The affairs of the Club shall be wholly managed by the Committee. The Committee shall apply the funds of the Club in such a manner as complies with the Memorandum and Articles and shall make such bye-laws, rules and regulations as it thinks fit as to the management of any Club premises.

10. Special Powers for the Committee:

The Committee are hereby empowered to reach any decision on any matter whatsoever not expressly provided for in these Rules.

MEMBERSHIP

11. **Election of Members:**

- (a) Candidates for membership must be proposed and seconded by Members to whom they are personally known. Both the proposer and seconder must have been Members of the Club for at least two years, in accordance with Article 4.
- (b) All proposals for membership, which shall be in writing and signed by the proposer and seconder, shall be handed to the Secretary.
- (c) Proposal forms (except those for Junior Membership) shall be displayed in the Club premises for not less than two weeks during which time any Member shall be entitled to make representations to the Committee in writing, through the Secretary.
- (d) The Committee shall be entitled at any Committee Meeting held after the expiration of the said two weeks to vote on the election of the person proposed to be a Member. Three votes against any person so proposed shall be deemed to make him ineligible for election.
- (e) Any person whose election has been refused under Sub Rule (d) above may re-apply not less than one year after the date of refusal.
- (f) A person whose application has been received by the Secretary, under Rule (b) may use the facilities of the Club as a Temporary Member under Rule 17(b) until the Secretary informs him that his application has been approved or refused by the Club Committee.

12. **Junior Membership:**

Junior Membership is open to applicants aged under eighteen. Such Junior Members shall automatically become Full Members in the appropriate category on the 1st January following their eighteenth birthday.

13. **Student Membership:**

Student Membership is open to applicants aged eighteen or over who are in full-time education either in Guernsey or elsewhere. Student Members shall pay the full subscription in the year following the year in which they cease full-time education.

14. **Senior Membership:**

Senior Membership will be granted on application to Ordinary Members on the 1st January following their 65th birthday for Single Members. In the case of Joint Members following either partner's 65th birthday.

15. **Overseas Membership:**

Any Member who does not spend more than four months in any one year in Guernsey shall be considered as an Overseas member. In all other respects, he shall be considered as a Full Member.

- 16. Honorary Membership:**
- (a) Honorary Membership may be conferred on any person for such times as the Committee may decide.
 - (b) The following may become Honorary Members for a period not exceeding 14 days after signing the Visitors' Book.
 - (i) Owners and amateur crews of visiting yachts belonging to a recognised Yacht Club when in Guernsey.
 - (ii) Members of recognised Yacht Clubs who are not resident in Guernsey.
- 17. Temporary Membership:**
- (a) Any two members of the Committee may confer temporary membership on any person who is not resident in Guernsey for a period not exceeding two weeks.
 - (b) The Committee may confer temporary membership on any person for a period not exceeding three months. A subscription shall be paid at the discretion of the Committee.
- 18. Honorary Life Membership:**
- Honorary Life Membership may be conferred as a distinction at an Annual General Meeting. Honorary Life Members shall enjoy all the privileges of ordinary Members.
- 19. Entrance Fee:**
- (a) An Entrance Fee shall be payable by any person joining the Club at such rate as shall be fixed from time to time in General Meeting.
 - (b) The above Rule shall not apply to Members who join the Club as a Junior Member, or to a Junior Member on becoming a Full Member in terms of Rule 12.
 - (c) Past members who have resigned within the last 5 years may apply for reinstatement of membership without the payment of a further entrance fee which reinstatement shall be at the discretion of the Committee.
- 20. Subscriptions:**
- (a) The Annual Subscriptions shall be fixed from time to time by Members in General Meeting.
 - (b) Full Members, who satisfy and continue to satisfy the criteria as determined from time to time by the Committee may, for the purposes of subscriptions only, be considered to be "Joint Members" and shall pay a lower combined subscription as set by the Company. The Secretary will determine whether Members satisfy the criteria, but if not satisfied with the decision, the Members seeking to become Joint Members may appeal to the Committee. The Committee's decision on whether or not Members are Joint Members for subscription purposes is final and binding. The Committee will only consider a fresh appeal in the next subscription year. Each "Joint Member" being a Full Member will have one vote, and will be liable for one guarantee.
 - (c) The Annual Subscription shall be payable on the 1st January in each year.

- (d) The current Annual Subscription shall not be payable by a person whose application to join the Club reaches the Secretary after the 1st October in any year.
- (e) All subscriptions, whether by cash, cheque or Bankers Order, shall be paid through the Secretary.
- (f) In order to facilitate the collection of Annual Subscriptions by a Direct Debit Scheme the Committee are empowered to enter into such arrangements and give in the name of the Company such indemnities as the Committee of London Clearing Bankers, the Committee of Scottish Clearing Bankers and the Irish Banks Standing Committee operating in Northern Ireland together with the Company's own bankers may so require. Copies of any arrangements entered into and indemnities given by the Company in order to facilitate the collection of Annual Subscriptions by Direct Debit may be inspected by Members upon application to the Secretary. Upon an increase in Annual Subscriptions being passed at a General Meeting due notice of such increase shall be given by the Secretary to all Members paying Annual Subscriptions by Direct Debit at least 14 days before any increased debit is passed to the Member's bank account by the Company.
- (g) The Committee may give a discount (at such rate as the Committee may from time to time decide) to Members paying annual subscriptions by direct debit.

21. Conduct and Termination of Membership:

- (a) No business or political matters shall be conducted on or from the Club premises without the consent of the Committee.
- (b) Every Member on joining the Club, impliedly undertakes to comply with the Memorandum and Articles and these Rules, and 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 Company, shall render a Member liable to expulsion or suspension by the Committee. Provided that, before expelling or suspending a Member, the Committee shall call upon him for an explanation of his conduct and shall give him the opportunity of defending himself or of resigning his Membership.
- (c) Any person who has been expelled or suspended from the Company by the Committee in pursuance of this Rule 21 or who has resigned from the Club within three months of being called upon to explain his conduct under the same rule and failed to do so, shall not:
 - (i) Effect a valid Race Entry for a Club race either directly or indirectly as a Member of any other Club whether affiliated to the Club or not;
 - (ii) Be introduced as a Guest to the Club or any of its functions, nor enter the Club premises, nor participate in any Club activity, except with the express permission of an Officer, such Officer to endorse the entry in the Visitors' Book, and such permission to be valid for that occasion only. The Officer will report to the next Committee Meeting the reasons and circumstances of the occasion.
 - (iii) Receive public presentation of any prize or trophy from the Club, whether or not won before his expulsion, suspension or resignation.
 In the event of re-election this clause shall not apply.

22. Visitors

Unless otherwise agreed by the Committee:

- (a) An ordinary Member may introduce up to four guests at any one time by signing them into the Visitors' Book. The Member must accompany his guest throughout the visit and be responsible for his conduct.
- (b) No resident of Guernsey may be introduced as a guest by any member of the Club more than once in every four weeks.
- (c) The Committee may direct that no guests may be admitted to the Club premises on any day or for any hours on a particular day subject to a notice being posted on the Club Board at least seven days in advance.
- (d) Honorary and Temporary Members may use the facilities of the Club provided they sign the Visitors' Book.

SAILING, CRUISING AND MOTOR COMMITTEES

23. Duties and Responsibilities of Sailing, Cruising and Motor Committees:

Subject to the approval of the Committee, the promotion and encouragement of yachting, the management of Regattas, Matches and Races, the care of the race equipment, the appointment of Protest Committees, and the review of the Racing Rules and of handicaps shall be under the direction of the Sailing, Cruising and Motor Committees.

24. Racing Rules:

Racing shall be governed by the current ISAF Racing Rules of Sailing, the prescriptions of the RYA and GYC Sailing Instructions for the event.

JUNIOR SAILING COMMITTEE

25. Duties of and Responsibilities of the Junior Sailing Committee:

- (a) The Junior Sailing Committee will be responsible for the fostering of boating and social activities amongst the younger members and Junior Members of the Club.
- (b) Before the Annual General Meeting each year, the Rear Commodore (Junior Sailing) shall be responsible for calling a meeting at which the Junior Members of the Club shall elect a Junior Captain and a Junior Committee which shall be a Sub-Committee reporting to the Junior Sailing Committee under the terms of Rule 7
- (c) No one Member shall be Junior Captain for more than two years

CLUB LICENCE

- 26.** This Rule in respect of the licensed part of the premises is to be effective while the Bar is open ; the Committee may waive part of or all of this Rule under such circumstances as it thinks fit provided it would not be illegal under the terms of the Club's licence;
- (a) No child under 16 years may enter the Bar unless the Committee has given prior approval. .
 - (b) Persons under 18 years whilst in the Bar must be accompanied throughout by a Parent, Legal Guardian or Officer, or Member of the Committee
 - (c) The Club Committee shall set such Bar Hours as they see fit within the terms of the Club's Licence, and such hours shall be posted at the Club.
 - (d) The Bar Hours as posted are the maximum hours during which the Bar may open. The Bar will open only for such hours as the Committee authorise within these said hours. Provided that an Officer, or the Company's designated official responsible for the Licence, may direct that the Bar be closed on any day or for any of the opening hours of a particular day, without notice, and provided that the Committee may authorise an application for special licence to extend Bar hours for special events.

CLUB LIABILITY

- 27.** No liability shall lie against the Company, or its Officers or duly authorised Officials for any loss, injury, damage or prejudice suffered by any Member or Honorary or Temporary or Junior Member, or by the Guests or Licensees of any Member arising out of activities organised by the Company (or organised by the Company in conjunction with one or more similar Clubs, organisations or Companies) afloat or ashore or from the use of any Company property.

CONFLICT

- 28.** If there should be any conflict between the provisions of these Rules and the Memorandum and Articles the provisions of the Memorandum and Articles shall prevail.