



**POINT YACHT CLUB
DURBAN
FOUNDED 1892
CONSTITUTION AND RULES**

CONSTITUTION

1. NAME

The name of the Club shall be the "POINT YACHT CLUB".

2. CLUB FLAG

- (a) The Club flag shall be a rectangular red flag with a white cross with a white lighthouse in the upper canton next to the staff.
- (b) The Club racing flag shall be a rectangular red flag with a white cross with a white lighthouse in the upper canton next to the staff and may be flown from the masthead of a yacht only whilst she is competing in a race as the official representative of the Club.

3. CLUB BURGEE

The Club burgee shall be a red pennant with a white cross with a white lighthouse in the upper canton next to the staff.

The Commodore's burgee shall be the Club burgee with a swallow-tailed fly.

The Vice-Commodore's burgee shall be the Commodore's burgee with one white ball in the lower canton next to the staff.

The Rear Commodore's burgee shall be the Commodore's burgee with two white balls in the lower canton next to the staff.

4. OBJECTS

- (1) The objects of the Club shall be:-
 - (a) Primarily, to promote interest in sailing and other water based activities, including facilitating competition, training and recreational activities.
 - (b) To fulfil all the usual objects of a social, cultural and/or outdoor club which shall at all times be non-political.
 - (c) To ensure that development and transformation, in line with the objectives of South African Sailing, the relevant water sport codes, the Department of Sport and Recreation and the Constitution of the Republic of South Africa, is implemented in all structures and activities of the Club.
- (2) For the carrying out of the above two objects the Club's further objects shall be:-
 - (a) To provide for entrance fees and subscriptions to be paid by members and the amount thereof.
 - (b) To appoint staff members and to dismiss them.
 - (c) To arrange or vary the terms of reciprocity with other clubs.
 - (d) To arrange or promote entertainments and competitions, matches or regattas and allocate such funds of the Club as may be necessary for payment of prizes in connection therewith.
 - (e) To purchase, lease or otherwise acquire immovable property or any share therein, or shares in a company the assets of which consist wholly or substantially of immovable property, and to provide and equip buildings for the purpose of the Club and to sell, mortgage, transfer or otherwise dispose of the same.
 - (f) To borrow such sum or sums of money as may be necessary for the purposes of the Club.
 - (g) To invest such funds of the Club as are not immediately required for the operation of the Club, by purchasing immovable property or any share therein, or shares in a company the assets of which consist wholly or substantially of any South African Government, Eskom, or Municipal stocks, or any registered South African banking institution, or otherwise upon such security as may be deemed to be sufficient.
 - (h) To institute or defend proceedings at law.

- (i) To purchase or acquire supplies for the Club.
- (j) To make such call or calls upon the members as may be necessary for the proper operation of the Club.
- (k) To elect Presidents and Vice-Presidents and to qualify them in those capacities either for life or for such periods as may be thought proper from time to time; and also to make appointments honorary or otherwise.
- (l) To make, amend or repeal the Constitution and Rules of the Club.
- (m) To do all such acts, matters or things as are incidental or conducive to the attainment of the above objects.
- (n) That the Club will not pay any remuneration to any person which is excessive, having regard to what is generally considered reasonable amongst yacht Clubs and in relation to the service rendered, nor may any remuneration be determined as a percentage of any amounts received or accrued to the Club.

5. CONSTITUTION

The Club shall be non-proprietary and its activities shall be carried on in a non-profit manner. At no time shall any assets or surplus funds be directly or indirectly distributed to any person other than a recreational Club which is approved by the Commissioner of the South African Revenue Services or to a Public Benefit Organisation as set out in **s30A(2)a(iii) of the Income Tax Act, 1962**. Provided that nothing therein contained shall be construed as in any way prescribing or restricting the payment of interest on debentures or on loans.

6. FLAG OFFICERS

The Officers of the Club shall be:-

- (1) The Commodore, Vice-Commodore and **Five** Rear Commodores who shall be designated: Rear Commodore (Dinghy Sailing), Rear Commodore (Offshore Keeler Sailing), Rear Commodore (Youth Sailing), **Rear Commodore (Power Boats) and Rear Commodore (Paddle Sports)**

These Officers shall be known as Flag Officers of the Club.

- (2) The Flag Officers shall be elected annually at the Annual General Meeting of the Club after having been duly proposed and seconded by members of no less than 5 years continuous membership.
- (3) In the event of the death or resignation of the Commodore, the Vice-Commodore shall immediately assume the office of Commodore.
- (4) In the event of the death or resignation of the Vice-Commodore, the General Committee may elect from its members a replacement who shall assume the office of Vice-Commodore.
- (5) In the event of the death or resignation of any of its Rear Commodores, the **Section Committee/s** may elect from their members, a replacement who shall assume the office thus vacated.

7. GENERAL COMMITTEE

- (1) The affairs of the Club shall be managed by a General Committee consisting of the **Seven** Flag Officers and **Six** Committee **members (Representing Finance, Beach, Transformation, Social, Safety & Sail Africa)** and in addition the immediate past Commodore in an ex-officio capacity, provided that the **section** affairs of the Club shall be managed by the **Section** committee/s as provided in Clause 8 hereof and the Rules of the Club.
- (2) The General Committee shall have such powers as may be prescribed from time to time by the members in General Meeting or as stated in the Constitution and Rules.
- (3) **At every Annual General Meeting of the Club, members shall be elected to the Committee for a period of two years.**
- (4) Any Honorary Life, Life, **Retired, Over 70, Over 60**, Family (nominated), Ordinary, **Intermediate** or Corporate (nominated) member shall be eligible for election to the General Committee.
- (5) For the purpose of this Clause and Clause 8 hereof "**Section** Affairs" shall mean all matters concerned with the administration and promotion of the **respective section/s** save where questions of Club policy are concerned. The Flag Officers shall be the sole and final arbiters as to whether a matter concerns Club policy, **only once it has gone through the "Policy Oversight Committee" which consists of 4 past Commodores and current standing Commodore.**

8. SECTION COMMITTEES

The **Section** Affairs of the Club shall be managed by **five** committees described as follows:-

- (1) **Dinghy Sailing Committee**

- (a) The Dinghy affairs of the Club shall be managed by a Committee consisting of the Flag Officer **and -four** members.
- (b) The Dinghy Sailing Committee shall be under the Chairmanship of the Rear-Commodore (Dinghy Sailing).
- (c) At **the** Annual General Meeting of the Club, members shall be elected to the Committee for a **minimum of** two (2) years.

(2) **Keelboat Sailing Committee**

- (a) The Offshore Keelboat affairs of the Club shall be managed by a Committee consisting of the Flag Officer and **four** members.
- (b) The Keelboat Sailing Committee shall be under the Chairman of the Rear-Commodore (Offshore Keeler Sailing).
- (c) At **the** Annual General Meeting of the Club, members shall be elected to the Committee for a **minimum of** two (2) years.

(3) **Youth Committee**

- (a) The affairs of Youth members of the Club shall be managed by a Committee consisting of the Flag Officer and **one representative of each Section**.
- (b) The **Youth Committee** shall be under the Chairmanship of the Rear-Commodore (Youth).
- (c) At **the** Annual General Meeting of the Club, members shall be elected to the Committee for **a minimum of** two (2) years.
- (d) Youth members shall be eligible for election to this committee.

(4) **Power Boat Committee**

- (a) **The affairs of power boat members shall be managed by a Committee consisting of the Flag Officer and four members.**
- (b) **The Power Boat Committee shall be under the Chairmanship of the Rear-Commodore (Power Boats).**
- (c) **At the Annual General Meeting of the Club, members shall be elected to the Committee for a minimum of two (2) years.**
- (d) **The Committee's powers & rules governing power boating & angling shall form part of the Constitution. Refer to Annexure A.**

(5) **Paddle Sport Committee**

- (a) **The affairs of paddle sports shall be managed by a Committee consisting of the Flag Officer and four members.**
- (b) **The Paddle Sport Committee shall be under the Chairmanship of the Rear-Commodore (Paddle Sports).**
- (c) **At the Annual General Meeting of the Club, members shall be elected to the Committee for a minimum of two (2) years.**
- (d) **The Committee's powers & rules governing paddle sports shall form part of the Constitution. Refer to Annexure B**

(6) Any Honorary Life, Life, **Retired, Over 70, Over 60**, Family (nominated), Ordinary, Intermediate or Corporate (nominated) member shall be eligible for election to the **Section** Committees.

9. ELECTION OF MEMBERS TO COMMITTEES

(1) Notwithstanding the provisions of Clauses 7 and 8 hereof, should more than the stated number of vacancies exist on any committee of the Club at any Annual General Meeting they shall all be filled by election.

In such cases those positions falling vacant in the normal course shall be filled for a period of two years by the candidates gaining the highest number of votes while the other successful candidates shall fill the remaining vacancies for a period of one year. (Remove entire paragraph)

(2) Any retiring member of a Committee shall be eligible for re-election.

10. MEMBERSHIP

Members shall consist of the following classes and members are not permitted to sell their membership rights or any entitlement in terms thereof. Reference under this and any other clause of the Constitution and Rules to the masculine gender shall include the feminine gender.

(1) **Honorary**

Honorary membership may be conferred by the General Committee upon any person holding Public Office or who has conferred some benefit upon the Club, or such other persons as the Committee may decide, provided that such Honorary Membership may be terminated by the Committee at any time for reasons which it may deem sufficient. No entrance fee or subscription shall be payable by an Honorary Member. Honorary Membership shall be conferred for a period of one year only, but may be renewed from time to time by the General Committee.

(2) **Honorary Life**

Honorary Life Membership may only be conferred upon a member on recommendation by **any voting member at the Annual** General Meeting, and subject to a two-thirds majority of those present and voting.

(3) **Life**

This category of membership is no longer available to members, except that those members who have been accepted as Life members and are not in default as at 29 February 2016, shall enjoy the privileges of life membership until their death or unless they become a defaulting member.

(4) **Over 70**

Those persons who are 70 years of age and over shall be entitled to a reduced annual subscription of per the subscriptions table at the time and who shall be entitled to vote at meetings of members and stand for Club office

Provided that a member who has been a member of the club for an unbroken period of not less than 20 years and who has attained the age of 70 years, shall be entitled to a further reduction to annual subscriptions as per the subscription table at the time and who shall be entitled to vote at meetings of members and to stand for Club office.

(5) **Over 60**

Those who are 60 years of age and over shall be entitled to a reduced annual subscription as per the subscriptions table at the time and who shall be entitled to vote at meetings of members and stand for Club office

Provided that a member who has been a member of the club for an unbroken period of not less than 10 years and who has attained the age of 60 years, shall be entitled to a further reduction to annual subscriptions as per the subscription table at the time and who shall be entitled to vote at meetings of members and to stand for Club office.

(6) **Family**

Those persons constituting an immediate family unit including any children thereof under the age of 19, and whose primary member has reached the age of 35, who have been elected as such or who have transferred to this class of Membership. Either spouse, but not both, shall be the person nominated on joining or transferring to this category, who shall be entitled to vote at meetings of members and to stand for Club office.

(7) **Ordinary**

Those persons who reside, have a place of business or are employed within a radius of **100 (One Hundred)** kilometres from the Club's premises and such others, excluding Youth, not falling within this definition as desire the privilege of Ordinary Membership, who have been elected as such or who have transferred to this Class of Membership.

(8) **Country**

Those persons who do not reside, have a place of business or are employed within a radius of **100 (one Hundred)** kilometres from the Club's premises, who have been elected as such or who have transferred to this Class of Membership.

Provided that a person who does not reside, have a place of business or be employed within the Province of KwaZulu-Natal may apply to the General Committee for, and on satisfactory proof of address, be granted an exemption in respect of his subscription for that year as set out from time to time by the General Committee in accordance with the provisions of Rule 32.

If a Country Member resides or has a place of business or is employed within a radius of **100 (One Hundred)** kilometres from the Club's premises for a longer period than three months in any one year he shall automatically become an Ordinary Member unless he has applied for transfer to any other class of membership for which he is eligible, and be liable for subscription as such.

(9) **Intermediate**

Those persons between the ages of 19 and 29 years who have been elected as such or who have transferred to the Class of Membership.

Provided that a bona fide student at a recognised tertiary institution facility may apply annually to the General Committee for, and on satisfactory proof of registration, be granted an exemption in respect of his subscription for that year as set out from time to time by the General Committee in accordance with the provisions of Rule 32.

No person joining the Club as an Intermediate member may qualify for transfer to Ordinary, Family, or Country membership unless he is able to complete one year as an Intermediate member. Provided that Intermediate members unable to comply with the one year requirement may transfer to Family, Ordinary or Country membership on payment of the applicable entrance fee.

Intermediate members are able to be elected to General Committee.

(10) **Youth**

Those persons up to the age of nineteen years who have been elected as such.

(11) **Overseas**

Those persons who are permanently resident beyond the shores of South Africa who desire the privilege of Overseas Membership and who have been elected as such or who have transferred to this Class of Membership.

(12) **Corporate**

Those business entities who desire the privilege of Corporate Membership and have been elected as such. A person representing the business entity shall be the person nominated on joining who shall be entitled to vote at meetings of members and to stand for Club office.

Corporate membership shall initially comprise the nominated member and (4) four or (9) Nine designated members. Further designated members may be added on payment of the prescribed fee.

(13) **Visiting**

Those persons visiting Durban temporarily who, on payment of a prescribed fee and subject to such other conditions as may be provided in the Rules, have been elected Visiting Members:

- (a) By the General Committee or
- (b) By an employee of the Club delegated with authority by the General Committee subject to any such election being confirmed or otherwise at the next meeting of the General Committee.

(14) **Day**

Those persons visiting the Club for that day shall:-

- (a) pay a prescribed daily fee;
- (b) be elected for that day by a Club official delegated with the authority by the General Committee and subject to such rules;
- (c) **be entitled to access to specified facilities of the Club**
- (d) be subject to the Rules and additional restrictions, conditions, and terms as determined by the General Committee from time to time.

11. PROMOTION OF INTERMEDIATE MEMBERS AND YOUTH MEMBERS

- (1) An Intermediate member shall, upon attaining his 30th birthday, cease to be an Intermediate member of the Club and shall automatically be promoted to Ordinary membership without the payment of an entrance fee.
- (2) A Youth member shall, upon attaining his 19th birthday, ipso facto, cease to be a Youth member of the Club and shall automatically be promoted to Intermediate membership without the payment of an entrance fee.
- (3) A member shall on promotion be obliged to pay a pro rata proportion of the relevant membership subscription to the end of the then current financial year, calculated from his birth date.
- (4) Should an Intermediate or Youth member not wish to remain a member of the Club following his promotion, and his notification thereof, in terms of this clause then, and on application to the General Committee within **(1) One calendar month** of such notification, his resignation from the Club shall be accepted with effect from his birth date.

12. FINANCIAL LIABILITY OF MEMBER

The liability of each Member is limited to:-

- (a) Such payment in respect of Entrance Fees and Subscriptions or Levies including the annual levy of any **National/Regional Associations** as shall be prescribed from time to time by the members in Annual General or Special General Meetings and as stated in the Rules, but subject to each member being a member at the date of any such meeting.
- (b) The amount of **their** Club account - whether for refreshments, or other items or reasons.

13. BOOKS AND ACCOUNTS

The General Committee shall cause true and proper Books and Accounts to be kept showing under proper and sufficient headings:-

- (a) The whole of the assets and liabilities of the Club.
- (b) The receipts and expenditure of the Club.

14. PAYMENTS TO BE MADE BY **CHEQUE OR (to be removed) ELECTRONIC TRANSFER**

(a) All monies of the Club shall be paid into a Bank as the General Committee may appoint. All payments, other than petty, shall be made by:

(i) **cheque signed by; or (to removed, cheques are no longer used by the Club)**

(ii) **E**lectronic transfer authorised by the secret personal identity number held by a Flag Officer or a Trustee or the Chairman of the Finance Committee and the **Club Manager**.

(b) In the case of the salary and wages account:

(iii) **cheques shall be signed by; or (to removed, cheques are no longer used by the Club)**

(iv) **E**lectronic transfers shall be authorised by the secret personal identity number held by a Flag Officer or a Trustee or the Chairman of the Finance Committee or the Club Accountant and the **Club Manager**.

15. SIGNING OF DOCUMENTS

All documents which are required to be executed on behalf of the Club shall be deemed to have been correctly and properly executed if signed by a Flag Officer and the **Club Manager**.

16. PURCHASE, SALE, BORROWING POWERS AND LEVIES

The General Committee may, upon being authorised thereto by a Resolution passed by a majority of not less than two-thirds of the members present and voting at a Special General meeting of the Club:-

(a) Borrow such sums of money as may be required for the proper upkeep of the Club, or additions or improvements to the Club's property upon such terms, conditions and security as may by such Resolution be fixed or otherwise as the General Committee in its discretion may think fit, provided that due notice be given in terms of the Rules dealing with Annual Ordinary or Special Meetings, stating the amount proposed to be borrowed and the purpose of the loan.

(b) Carry out the sale, mortgage, leasing or other disposition of any property of the Club.

(c) Purchase, lease or otherwise acquire immovable property or any share therein, shares in a company the assets of which consist wholly or substantially of immovable property, for the purpose of investing such funds as may have been accumulated from time to time in the Amortisation Fund or from any other investment or generally, as may be necessary to carry out the objects of the Club.

(d) Impose a levy or levies on members as may be required for the proper upkeep of the Club, or for additions or improvements to the Club's property upon such terms and conditions as may by such resolution be determined. Such sum or sums of money received shall be invested in an account in the name of the Trustees with a registered South African Banking Institution and shall be known as the "Building Fund".

Notwithstanding the above, the General Committee may authorise the borrowing of such sum or sums of money from a bank as may be required at any time for the administration of Club affairs on the security of Club funds invested for a fixed term in such bank or building society.

17. AUDIT

(a) An Auditor, who shall be a firm of Chartered Accountants shall be elected at the Annual General Meeting in each year, whose duty it shall be to audit all the accounts of the Club. If at any Annual General Meeting no Auditor be elected, the Auditor then acting shall continue in office as if re-elected. If any casual vacancy occurs in the office of Auditor, the General Committee shall forthwith fill the same. No members of the General Committee shall be elected Auditor.

(b) The Auditor shall be supplied with copies of the income and expenditure accounts and Balance Sheet intended to be laid before the Club at the Annual General Meeting a reasonable time before the meeting to which the same are to be submitted, and it shall be his duty to examine the same with the accounts and vouchers relating thereto and to report to the Club thereon at the Annual General Meeting.

(c) The Auditor shall have access to the books and accounts of the Club at all reasonable times, and he may in relation thereto examine the General Committee or other Officers of the Club.

18. LEGAL PROCEEDINGS:

The Club may sue and be sued in any competent Court of Law in the name of its **Club Manager** for the time being.

19. INDEMNITY

The General Committee, the Auditor and Flag Officers and other Officers for the time being of the Club and every one of them and every one of their heirs executors and administrators shall be indemnified and held harmless out of the funds and property of the Club, from and against all actions, costs, charges, losses, damages and expenses which they or any of them, their heirs, executors or administrators shall or may incur or sustain by and by reason of any act done, concurred in or omitted in or about the execution of their duties, or supposed duty in their respective offices, except such, if any, as they shall incur or sustain by or through their own wilful neglect or default respectively and none of them shall be answerable for the acts or defaults of the other or others of them or for any bankers or other persons

with whom any monies or effects belonging to the Club may be lodged or deposited for safe custody or for the insufficiency or deficiency of any security upon which any monies of or belonging to the Club shall be placed out or invested or for any loss, or losses, misfortune or damage which may attain in the execution of the respective offices or in relation thereto except the same shall happen by or through their own wilful neglect or default respectively.

20. ALTERATION OF THIS CONSTITUTION:

- (a) This Constitution shall not in any way be rescinded, amended, altered or added to, except by Resolution passed at a Special General Meeting, notice of which shall have been posted or sent by e-mail to members at his last registered address or e-mail address at least ten days prior to the meeting stating the intention to deal with and specify the nature of the recession, alteration or amendment. Such Resolution shall only be deemed to be passed if assented to by not less than two-thirds of the members present and voting.
- (b) All amendments, alterations, additions to and deletions from the Constitution shall, unless therein otherwise provided, be and become effective from the date of the passing thereof. A certificate under the hand of the Commodore certifying the Constitution as amended or setting forth the amendments, alterations, additions and deletions therein shall be final and conclusive evidence thereof for all parties.

21. ANNUAL GENERAL MEETING:

The Annual General Meeting of the Club shall be held not later than the last week in August each year at which the election of Officers for the ensuing year shall take place, and the General Committee's report, together with the Accounts and Balance Sheet, fully audited, shall be presented.

22. NOTICE OF ANNUAL GENERAL MEETING:

The **Club Manager** shall, not less than ten days prior to the Annual General Meeting, post or send by e-mail a notice to each member at his last registered address or e-mail address, stating the date, place and time of the meeting and specifying the business to be dealt with at such meeting.

The non-receipt of such notice by any member shall not invalidate the proceedings of any meeting. Notice of Meetings may be inserted in a local newspaper as the General Committee may decide.

23. SPECIAL GENERAL MEETING

The General Committee may convene a Special General Meeting of members at any time provided notice of such meeting is posted or sent by e-mail to members at least ten days prior to such meeting to each member at his last registered address or e-mail address, stating the object of the meeting and/or the general nature of the business to be transacted thereat. The non-receipt of such notice by any member shall not invalidate the proceedings of any such meetings.

The General Committee shall convene a Special General Meeting as provided above upon being required to do so by a requisition signed by not less than twelve Honorary Life, Life, **Over 70, Over 60**, Family (nominated), Ordinary, Country or Corporate (nominated) members in good standing and addressed to the **Club Manager** of the Club. Such requisition shall state the object of the proposed meeting and/or the nature of the business to be transacted thereat.

Notwithstanding the foregoing, the General Committee shall not be required to convene a Special General Meeting on requisition if the object of the proposed meeting is to consider a proposal or resolution substantially similar to any proposal or resolution which has been considered by a General Meeting during the twelve months preceding the date of the requisition.

24. QUORUM FOR GENERAL MEETINGS

The Quorum at General Meetings shall consist of 50 members eligible to vote, subject to the provisions of Clause 27.

If within a quarter of an hour from the time appointed for holding any General Meeting the quorum of members shall not be present, the meeting, if convened upon the requisition of members, shall be dissolved, in any other case it shall stand adjourned until the same day and hour of the following week, and the members then present shall form a quorum.

25. TRUSTEES

- (1) There shall, at all times be three Trustees, who shall be members of the Club. In the event of any of the Trustees dying or becoming disqualified, another Trustee shall be elected in his place, either at the first General Meeting of the Club held after such death or disqualification, or at a Special General Meeting called in terms of the Constitution for the purpose.
- (2) Trustees shall be elected at a General Meeting or Special General Meeting of the Club after having been duly proposed and seconded by members of no less than five years continuous membership.
- (3) A Trustee shall be disqualified if:-
 - (a) He ceases to be a member of the Club, or
 - (b) He gives notice of his resignation from his office, or
 - (c) He becomes insolvent or assigns his Estate for the benefit of his creditors, or
 - (d) **He is found to be of unsound mind.**

(4) The duties of the Trustees shall be:-

- (a) To hold all the Club's immovable property.

- (b) To hold the surplus funds as may be committed to them by the Club in General Meeting assembled or by the General Committee for the Club upon such objects as may be then defined.
- (c) To hold the surplus funds as may be committed to them by the Club in General Meeting assembled or by the General Committee for the Club upon such objects as may be then defined.
- (d) To see that the property and funds so committed to their charge are dealt with only in accordance with the Constitution of the Club or any directions which may be given by a General Meeting of the Club in terms of any resolution which may be passed by the General Committee of the Club in accordance with any powers vested in it for that purpose.

26. WINDING UP

The Club may be wound up by a resolution of not less than three fourths of the members present at a Special General Meeting provided that no less than thirty days' notice at least shall have been given, setting out the business of the meeting and at least sixty per cent of all the members eligible to vote being present.

Upon winding-up or dissolution, the assets remaining after the settlement of all liabilities shall be transferred to another yacht club provided that it is a recreational club approved by the Commissioner of the South African Revenue Services or a Public Benefit Organisation contemplated by the Income Tax Act, 1962 and which has been approved in terms of s30(3) of the Act.

27. LEGALITY OF CONSTITUTION AND RULES

Should any Clause of the Constitution or Rules be in conflict with the Liquor Act 1928 as amended, or any Act passed in place thereof, then such Clause or Rule shall be automatically altered, modified or replaced so as to comply with the Provisions of such Act.

RULES

COMMITTEES: POWERS AND RULES

1. NOMINATIONS FOR OFFICE AND COMMITTEES

Nominations for all **Offices** and Committees must be handed to the **Club Manager** on a "Proposal for Office" form to be posted on the Notice Board at least seven days before the Annual General Meeting, each form to be signed by the member nominated, and by two other voting members of the Club.

Nominations of members for an Office or Committee of the Club shall not be made by members of less than two years standing in the case of nominations for Committees and less than five years in the case of nominations for an Office of the Club.

2. EX OFFICIO MEMBERS OF COMMITTEES

The "Flag Officers" shall be ex officio members of all standing committees.

3. CHAIR AT MEETINGS

The Senior Flag Officer present shall preside at all meetings of the Club and should none be present, the meeting shall appoint a Chairman (the provisions of this Rule shall not apply to the Protests Committee). In the case of equality of votes, the Chairman shall have a casting vote, as well as a deliberative vote.

4. CONVENING OF COMMITTEE MEETINGS

The Commodore, or his duly delegated Flag Officer, shall convene all meetings of the Committees. On the application of at least three members of either the General or **Section Committees**, the Commodore or Senior Flag Officer shall convene a meeting of the particular Committee concerned. All members of Committees shall receive at least forty-eight hours' notice of a meeting, except in the case of an emergency meeting.

The Committee of the Club shall meet at least once in each calendar month.

5. CASUAL VACANCIES IN COMMITTEES

Should a casual vacancy occur in any of the Committees, the Committee may appoint an eligible member to fill the vacancy until the next Annual General Meeting. Furthermore, a Committee may at any time co-opt one or more members to assist in a specific task or tasks.

6. MINUTES OF COMMITTEE MEETINGS

The Minutes of any meetings of any Committee shall be confirmed at the next meeting of that Committee.

7. ABSENTING COMMITTEE MEMBERS

Should any Committee **member** absent **himself / herself** from three consecutive meetings without reasons satisfactory to the Committee, his seat may be declared vacant by the Committee concerned.

8. MINUTES OF GENERAL MEETINGS

The Minutes of all Annual and Special General Meetings shall be approved at the first subsequent meeting of the General Committee and confirmed at the next Annual General Meeting of Members.

9. QUORUM AND POWERS OF GENERAL COMMITTEE

Five members of the General Committee shall form a quorum. Except insofar as the **Section** Committee has powers in terms of Rule 10 hereof to control the **Section** Affairs of the Club, the General Committee shall have full power and authority to do the following acts, matters and things necessary in or about the management of the Club, and the carrying out of objects of the Club:-

- 1) To conduct and supervise elections of all members, Officers and Committee **members**
- (2) To enquire into the conduct of any member, and should it be deemed necessary, to suspend or expel any member.
- (3) To levy fines, up to a maximum of **R300.00** on those who, in the opinion of the committee, have broken the Club's Traffic Control Regulations as published and amended from time to time. The member shall have the right to appeal against such fine, but should the General Committee find the fine to be just, the General Committee will have the right to increase the original fine to **R500.00**.
- (4) To appoint or dismiss staff members and determine the duties, salaries or remuneration of staff members. **A staff member may be a member of the club, however they may not hold a position of office on any committee nor will they have any voting rights.**
- (5) To make, add to, amend or annul any Bye-Laws not inconsistent with the Rules for the time being in force, and such new Bye-Laws, addition, amendment, or annulment shall remain in force until amended, or annulled by the Committee or by the members at the Annual or a Special General Meeting of members.
- (6) To carry out and give effect to resolutions passed by members at General meetings.
- (7) To appoint Sub-Committees and delegate any of its powers to any such Sub-Committees.
- (8) To arrange, from time to time, terms of reciprocity with other clubs and vary such terms of reciprocity.
- (9) To institute or defend proceedings at Law in the name of the **Club Manager** for the time being in all cases where it may be deemed necessary.
- (10) To fix the price at which any refreshments or items may be sold and other charges levied on members in respect of Club activities.
- (11) To regulate, control and make rules for the admission of visitors.
- (12) To have the custody and control of the funds and other property of the Club.
- (13) With the authority of a Special General Meeting of members, to make such call, or calls, as may be necessary to carry out the management of the Club, or to discharge any debts or liabilities which the Club may have incurred.
- (14) To invest any funds of the Club not immediately required for the purposes of the Club and to withdraw or receive advances on such funds in any or all of the following classes of security:-
 - (a) On fixed deposit with any Bank.
 - (b) On call or in a savings account with any Bank.
 - (c) In Government or Municipal Stocks.
 - (d) In a quoted Mutual Fund
- (15) To purchase all furniture, glass, crockery, linen, provisions, supplies and such other things as may be necessary for the management of and carrying out of the objects of the Club.
- (16) To arrange the privileges applying to Youth Members from time to time.
- (17) To waive compliance, in full, or in part, with the provisions of Rules 14, 19, 20, 30, 31 and 32 on good cause shown and provided further that such decision is unanimous.
- (18) Generally to conduct, regulate and manage the affairs of the Club, to carry out the objects and purposes and to do all things necessary and incidental thereto.
- (19) To appoint delegates to the Durban Marina in terms of the articles of association thereof.

- (20) The two nominated delegates to the Durban Marina, who shall be mooring lessees, shall act on behalf of the PYC at Durban Marina meetings and shall represent the interests of PYC/Durban Marina lessees. The delegates will submit to the General Committee and Sailing Committee of the PYC immediately after each meeting of the Durban Marina, the minutes of that body's meetings and report in person whenever called upon to do so.
- (21) At the first meeting of the General Committee after the Annual General Meeting the Committee shall elect from amongst the Club members a Race Support Officer ("RSO") who shall be responsible for convening a Race Support Committee (Comprising of one member from each Section Committee, one member of Staff, Boat Bosun and the Race Support Coordinator) for administering the race support services and facilities of the Club.

10. QUORUM AND POWERS OF DINGHY SAILING COMMITTEE

Five Three members of the Dinghy Sailing Committee shall form a quorum. The Dinghy Sailing Committee shall have power and authority to do the following acts, matters or things necessary in the conducting and managing of the Dinghy Sailing Affairs of the Club; provided always that the Dinghy Sailing Committee shall have no power to incur or authorise the expenditure of any moneys of the Club, without the consent and approval of the General Committee to such expenditure:-

- (1) To issue and regulate official programmes for yacht races, regattas and the like.
- (2) To accept or reject in its absolute discretion entries for races sailed under its control.
- (3) To appoint the necessary officials for races, matches and regattas and to establish and levy entry fees for such events.
- (4) To issue and accept challenges for yachting contests to and from other clubs, and to propose and finalise conditions, amendments or annulments to such conditions.
- (5) To select yachts, skippers and/or crews to represent the Club in any inter-club dinghy sailing contests or races and to effect entries accordingly.
- (6) To nominate Club representatives, delegates or Councillors to other sailing organisations.
- (7) To allocate the Club's trophies, prizes and other awards in conjunction with the Keelboat Sailing Committee.
- (8) To prepare an annual dinghy racing calendar and to allocate the Club's trophies, prizes and other awards pertaining to dinghy sailing.
- (9) To appoint Race Committees and Protest Committees.
- (10) To appoint Sub-committees and to delegate any of its powers to such Sub-committees.
- (11) To formulate rules for the sailing of dinghies registered with the Club.
- (12) To formulate rules and sailing instructions based on the rules of the World Sailing Federation and South African Sailing for races under its control.

Such rules or sailing instructions shall immediately come into force on being placed on the notice board of the Club and shall remain in force until amended or annulled by the posting of a further notice amending or annulling such rules or sailing instructions on the notice board, under the authority of the Dinghy Sailing Committee.

- (13) Generally to conduct, regulate and do all things necessary or incidental to the carrying out of the dinghy sailing affairs of the Club and of the sailing rules and regulations.

11. QUORUM AND POWERS OF KEELBOAT SAILING COMMITTEE

Three members of the Keelboat Sailing Committee shall form a quorum. The Keelboat Sailing Committee shall have power and authority to do the following acts, matters or things necessary in the conducting and managing of the Keelboat sailing affairs of the Club, provided always that the Keelboat Sailing Committee shall have no power to incur or authorise the expenditure of any moneys of the Club, without the consent and approval of the General Committee to such expenditure:-

- (1) To issue and regulate official programmes for yacht races, regattas and the like.
- (2) To accept or reject in its absolute discretion entries for races sailed under its control.
- (3) To appoint the necessary officials for races, matches and regattas and to establish and levy entry fees for such events.
- (4) To issue and accept challenges for yachting contests to and from other clubs, and to propose and finalise conditions, amendments or annulments to such conditions.
- (5) To select yachts, skippers and/or crews to represent the Club in any inter-club keelboat sailing contests or races and to effect entries accordingly.
- (6) To prepare an annual keelboat racing calendar and to allocate the Club's trophies, prizes and other awards pertaining to keelboat sailing.
- (7) To appoint Race Committees and Protest Committees.
- (8) To appoint Sub-committees and to delegate any of its powers to such Sub-committees.

- (9) To formulate rules for the sailing of keelboats registered with the Club.
- (10) To formulate rules and sailing instructions based on the rules of the **World** Sailing Federation and South African Sailing for races under its control.
Such rules or sailing instructions shall immediately come into force on being placed on the notice board of the Club and shall remain in force until amended or annulled by the posting of a further notice amending or annulling such rules or sailing instructions on the notice board, under the authority of the Keelboat Sailing Committee.
- (11) To organise and conduct navigation exercises, courses in seamanship and safety at sea, and to promote offshore cruising.
- (12) To control the use of the Club's keelboat repair facilities and to further the development and improvement of such facilities.
- (13) To nominate Club representatives, delegates or Councillors to other sailing organisations concerned only with Keelboat sailing.
- (14) Generally to conduct, regulate and do all things necessary or incidental to the carrying out of the keelboat sailing affairs of the Club and of the sailing rules and regulations.

11A. QUORUM AND POWERS OF YOUTH COMMITTEE

Two members of the **Youth Committee** shall form a quorum. The **Youth Committee** shall have power and authority to do the following acts, matters or things necessary in the conducting and managing of the **youth affairs** of the Club provided always that the Youth Sailing Committee shall have no power to incur or authorise the expenditure of any monies of the Club, without the consent and approval of the General Committee to such expenditure:-

- (1) To supervise the care, maintenance and control including the allocation of the sailing dinghies and other craft owned by the Club from time to time and allocated exclusively for the use of Youth members.
- (2) To accept or reject in its absolute discretion entries for races sailed under its control.
- (3) To appoint the necessary officials for races, **competitions** and regattas concerned solely with Youth members and to levy entry fees for such events.
- (4) To prepare an annual youth racing calendar for submission to and approval by **the relevant Section Committee** and to keep informed at all times of matters of common concern.
- (5) Generally to conduct, regulate and do all things necessary or incidental to the carrying out of the **Youth affairs** of the Club.

11B. QUORUM AND POWERS OF POWER BOAT COMMITTEE – awaiting notes from the section

Three members of the Power Boat Committee shall form a quorum. The Power Boat Committee shall have the power and authority to do the following acts, matters or things necessary in conducting and managing of the Power Boat affairs of the Club provided always that the Power Boat Committee shall have no power to incur or authorise the expenditure of any monies of the Club, without the consent and approval of the General Committee to such expenditure:-

- (1) To supervise and control all matters related to the use of Power Boats at the Club.
- (2) To supervise the upkeep and use of the Power Boat Shelters via the PYC Shelter Body Corporate.
- (3) To formulate, maintain and oversee the adherence to Rules governing the use of Power Boats and the sport of Angling at the club.
- (4) To appoint Sub-committees and to delegate any of its powers to such Sub-committees.
- (5) To nominate Club representatives, delegates or Councillors to other Power Boat and Angling organisations.
- (6) Generally to conduct, regulate and do all things necessary or incidental to the carrying out of the Power Boat and Angling affairs of the Club and of the Power Boat rules and regulations.

11C. QUORUM AND POWERS OF PADDLE SPORT COMMITTEE – awaiting notes from the section

Three members of the Paddle Sport Committee shall form a quorum. The Paddle sport Committee shall have power and authority to do the following acts, matters or things necessary in the conducting and managing of the Paddle Sport affairs of the Club provided always that the Paddle Sport Committee shall have no power to incur or authorise the expenditure of any monies of the Club, without the consent and approval of the General Committee to such expenditure:-

- (1) To foster the interest and work for the benefit of paddlers (Canoeists and Surfski paddlers) and canoeing and the sport of Surfski ;
- (2) To ensure all paddlers (Canoeists and Surfki paddlers) taking part in sanctioned events are affiliated to KNCU (Kwa-Zulu Natal Canoe Union) ;
- (3) To ensure that canoeing and surfskiing is conducted in accordance with the laws, rules and directives of the KNCU ;
- (4) To promote competitive events regarding canoeing and surfski paddling.

(5) Generally to conduct, regulate and do all things necessary or incidental to the carrying out of the Paddle Sport affairs of the Club.

12. SAILING PROTESTS COMMITTEE

All Sailing Protests shall be considered and decided by a Protests Committee convened and appointed by the Sailing Committee concerned. Any member so appointed shall only act at that particular meeting or any adjournment thereof. The Protests Committee shall consist of three voting members of any recognised Yacht Club affiliated to South African Sailing, from whom shall be appointed a Chairman, who shall have a deliberative vote only.

MEMBERSHIP RULES

13. DEFAULTING MEMBERS

Any member who fails to discharge his liability to the Club, as defined by Clause 12 of the Constitution, within twenty-one days after written notice warning him of the General Committee's intention has been posted to the address last registered by him with the Club, may be declared to be a defaulting member by the General Committee as from the date of the expiration of such twenty-one days' notice. The General Committee shall thereupon remove from the list of members the name of any such member declared a defaulter in terms of the Clause, and shall be empowered to place the names of defaulting members on a list provided for that purpose on the Club Notice Board.

Notwithstanding the fact that a member has been declared a defaulter in terms of this Clause, his liability to the Club, at the date of the declaration of default shall nevertheless continue until discharged.

14. RE-INSTATEMENT OF DEFAULTING MEMBERS

Application by a defaulting member for re-instatement must be accompanied by a remittance for the full amount owing at the date of declaration of default. Such application shall be posted on the Club Notice Board for a period of seven days, after which the General Committee shall use its discretion in respect of the admission or otherwise of the applicant as a member.

15. PRIVILEGES OF YOUTH MEMBERS

The privileges of Youth members shall be the use of such of the Club's premises as the General Committee may decide upon and the right to compete in any race open to members of the Club.

16. PRIVILEGES OF INTERMEDIATE AND STUDENT MEMBERS

Intermediate members shall have the full privileges of any Ordinary member of the Club save that they may not vote at General meetings, nor may they be nominated or elected to act as Flag Officers, nor may they propose or second any person for any office in the Club or for membership of the Club, nor may they enjoy any credit facilities.

17. PRIVILEGES OF MEMBERS

Honorary Life, Life, **Over 70, Over 60**, Family (nominated), Ordinary, Country, **Overseas** or Corporate (nominated) members shall enjoy the full privileges of the Club, provided that no member shall propose or second any person for membership of the Club, nor may he nominate or second a member for any Committee of the Club until he shall have completed two years of membership, or for any Office of the Club until he shall have completed five years of membership.

Honorary and Visiting members shall enjoy the full privileges of the Club, with the exception of Voting or attending at Meetings, proposing or seconding new members, becoming Flag Officers or members of any Committee, enjoying credit facilities save with the approval of the General Committee and wearing the Club insignia provided that, where the General Committee is of the opinion that such a privilege is merited, it may allow any distinguished Honorary member to wear Club Insignia.

18. EXCLUSION FROM PRIVILEGES

No members shall take part in the proceedings at any meeting of the Club or enter or steer his or any yacht / **power boat / paddle ski** in a Club race or **competition**, or make use of the Club House, while under suspension, or while he be a defaulting member.

Any member who fails to pay his current monthly subscription by the last day of August in any such current Club year, shall be debarred from enjoying the privileges of the Club as set out in the preceding paragraph until such current month's subscription shall have been paid. Should any member incur any liability other than his subscription to the Club and fail to discharge such debt on due notice, the Committee shall have the right to deal with such member under this Clause as though such a debt were an annual subscription remaining unpaid on the last day of August of any current Club year.

19. RESIGNATION FROM MEMBERSHIP

Any member wishing to resign membership of the Club must intimate such intention, in writing **and emailed**, to the **Club Manager (members@pyc.co.za) giving 3 months calendar notice**. Any amount owing to the member shall be forfeited. No notice of resignation of any member shall be of any force and effect should the resigning member be liable to the Club, at the date of the notice of resignation, in respect of any items provided by Clause 12. Notwithstanding the fact that a member has resigned his membership, he shall nevertheless be liable for any debts incurred by him while a member.

Any ex-member who was in good standing when his resignation was accepted may, at the discretion of the General Committee, re-join as a member without payment of an entrance fee.

20. CONDUCT OF MEMBERS

Should the conduct of any member, either in or out of the Club House, upon being reported to the General Committee, be in its opinion (after full enquiry) unseemly, unsportsmanlike or injurious to the character and interests of the Club, or should any member persistently refuse to conform to any Rules, Regulations or Bye-laws, which may from time to time be in force, the General Committee may expel, suspend or request such member to resign. Should he not comply with a request that he resign, within fourteen days from the date of the letter to him containing such request, the General Committee shall be empowered to remove his name from the List of Members.

The General Committee shall also be empowered to place the name of any such expelled or suspended member on a list provided for that purpose on the Club Notice Board.

21. INSOLVENCY OR CRIMINAL CONVICTION OF A MEMBER

(1) Should any member:-

- a) become bankrupt, either individually or as a partner of a firm, or should he or his firm surrender his or its' estate or assign it for the benefit of creditors;
- b) be a controlling shareholder of a company or a majority holder or a member's interest in a close corporation which, because of its insolvent circumstances, is placed in provisional or final liquidation;
- c) otherwise be brought under the insolvency laws of the Republic of South Africa.

The General Committee may require such member to satisfy it, by written representation delivered within fourteen (14) days that such insolvency in no way affects his honour, upon receipt of which representation the General Committee shall decide whether such member's membership shall be suspended, terminated, or be subject to such curtailment of privileges for a period as it deems fit.

(2) The foregoing procedure shall also apply to any criminal conviction of a member which the General Committee, by two-thirds majority, considers prima facie to affect the honour of a member.

22. EXPULSION

Any member of the Club who may have been suspended or expelled for misconduct or default by any other Club in South Africa, shall ipso facto cease to be a member of the Club. He shall, however, have the right of appeal to the General Committee, which may re-instate such member should a satisfactory explanation of the matter be forthcoming.

23. RIGHT OF APPEAL

Any member whose membership may have been dealt with under Rules governing Defaulters, Unseemly Conduct, Insolvency or Expulsion shall have the right of appeal to a Special Committee consisting of three members. This Committee shall be selected as follows:-

ONE member to be nominated by the General Committee

ONE member to be nominated by the member concerned with the dispute, who shall not be the member concerned or a member of his immediate family.

ONE of the Honorary Vice-Presidents of the Club selected by the Flag Officers, who shall be Chairman of the Committee.

The decision of this Special Committee shall be deemed to be final and binding upon all parties.

24. ELECTION OF MEMBERS

The method of election of members is vested solely in the General Committee, and the General Committee shall publish rules relating to the election of members from time to time.

GENERAL RULES

25. ENTRANCE FEES

Entrance fees shall be payable by all prospective members, in accordance with the provisions of Rule 31, save where exemption is granted in whole or in part by the General Committee in circumstances which they consider are in the interests of promoting the objects of the Club.

26. SUBSCRIPTIONS

Subscriptions shall be payable by all Members in accordance with the provisions of Rule 32.

27. DUE DATE OF SUBSCRIPTIONS

Subscriptions shall be paid annually or monthly in advance, if so, on or before the fifth day of each month, by way of debit order. The minimum period of membership is 12 months. **Termination of membership will require a 3 month notice period**, in writing, from the member. Subscriptions shall be payable without notice.

28. INSIGNIA

(a) The Club Blazer Badge and Buttons shall be worn only on a single breasted or double breasted blazer made of black or navy blue Melton cloth or similar material or on tracksuits approved by the General Committee.

- (b) The Badge for use on blazers shall consist of the Club Burgee flying from a staff worked in gilt, on a black background. The size of the Flag shall be 51mm x 38mm and shall only be worn on the breast pocket of the blazer or tracksuit concerned.
- (c) The Cap Badge shall be of similar design to that described above with the addition of Laurels worked in a gilt wire, encircling the base and sides. The Flag on the Badge shall be 32mm x 19mm and shall be worn only on yachting caps.
- (d) The Club Buttons shall be black and shall have the design of the Burgee raised thereon.
- (e) The Honours Badge shall consist of the Club Burgee flying from a staff with the addition of laurels encircling the base and sides. The Club Burgee, staff and laurels shall be worked in gilt wire on a black background. The Badge may be worn on a blazer or be reproduced and worn on a tie or brooch.

29. FINANCIAL YEAR

The financial year shall be from the 1st June to 31st May.

30. ENTRANCE FEES

The Entrance Fees shall be:-

Family members...Nil times the Family membership fee.

Ordinary and Country members...Nil times the Ordinary membership fee.

Visiting and Youth members...Nil.

Corporate members...Nil times the Corporate membership fee.

All other classes of members...Nil times the annual fee for that class of member.

31. SUBSCRIPTIONS

Subscriptions for the year shall be circulated by email to all members and advertised accordingly on the Clubs noticeboards.

Subscriptions exclude any levies and or additional subscriptions applicable as per Clause 33

The fee payable by Visiting and Day members will be as set out from time to time by the General Committee.

Membership access cards, indicating membership category, are available, to all members whose subscriptions are paid up to date.

Subscriptions shall be paid annually or monthly in advance, if so, on or before the fifth day of each month, by way of debit order. The minimum period of membership is 12 months. Any member elected after the commencement of the current financial year shall pay subscriptions proportionately on a pro rata basis according to his/her date of acceptance.

Termination of membership will require a **3 month notice period**, in writing, from the member. Subscriptions shall be payable without notice.

Honorary Life and Life members shall be issued with a distinctive membership card.

32. LEVIES AND/OR FEES BY REGIONAL / NATIONAL SPORTING ASSOCIATION

All members other than Honorary Life, **Life**, Honorary and Visiting members shall be liable to pay annual subscription, levies and/or fees as may be determined from time to time, or as determined by the appropriate regional or national sporting federation or association. **Association fees are payable in advance, by the last day of June each year.**

33. PRESIDENTS AND VICE-PRESIDENTS

The nominations for the office of Honorary Life President, and Honorary Life Vice-President, shall be made in terms of Rule 1, subject to the prior approval of the General Committee. The number of Honorary Vice-Presidents shall be limited to six.

34. HONORARIA

No Honoraria shall be given except on the recommendation of the General Committee to members in General Meetings, save for Club Honours which may be awarded by a unanimous decision of the Flag Officers, to any member who has attained a meritorious performance by virtue of either:-

- (a) Outstanding service to the Club over a period, which may include administrative contribution and/or achievement in sailing, or

- (b) Outstanding yachting achievements and/or outstanding act of seamanship attained in a Club, provincial, national or international event.

35. NOTICES

Any notice posted on the Notice Board of the Club by the authority of the General Committee shall be deemed to have been duly served upon each member of the Club at the time when it was posted.

36. ALTERATION OF RULES

Any member of the General Committee wishing to propose any alteration of, or amendment, or addition to the Rules of the Club shall notify the **Club Manager** of such intention and the nature of the proposed alteration, amendment or addition, by the last day of the financial year preceding the next Annual General Meeting. The General Committee shall thereupon post such proposal upon the Club Notice Board for seven clear days before the said General Meeting.

Should such proposal be moved, seconded and either in part or as a whole, passed as a general resolution by members in General Meeting, the Rules of the Club shall thereupon be deemed forthwith to be altered, amended, or added to, as the case may be. Notwithstanding the provisions of this Rule, the General Committee may, at any time convene a Special General Meeting of members in terms of Clause 23 of the Constitution for the purpose of considering, and if thought fit, making any proposed alteration, amendment, or addition to the Rules of the Club.

The General Committee may, however, amend Rule 32, Subscriptions, without calling a General Meeting of members, provided that:-

- (a) It does not adjust any category of subscription for the ensuing year by more than 15% of the amount then currently payable for that category.
- (b) This power is not exercised by the General Committee more than once in respect of any financial year.
- (c) That members be advised by **email** of such adjustment at least 30 days before the commencement of the next financial year.

37. YACHTS AND **MOTOR POWER** BOATS REGISTRATION

Every member shall register with the **Club Manager** of the Club any craft owned or acquired by him/her either individually or jointly with any other member.

Every such craft so registered shall be recorded by the **Club Manager** in a book kept for that purpose which shall record the owner's name, distinguishing flag, name of craft, registration number and class, dimensions and tonnage, as the case may be.

Any member who has not so registered his/her craft and any newly elected member, shall forthwith register any such craft.

The registration fee in respect of each craft shall be payable to the Club upon registration. Refer to schedule of fees

Notwithstanding the foregoing, no unlicensed craft shall be registered with the Club, nor entered in any Club race, match or contest.

In addition, every member shall register with the Port Captain and obtain annually from him, upon payment of the prescribed fee, a clearance certificate in respect of any craft owned or acquired by him/her individually or jointly with any member.

38. RE-REGISTRATION

In the event of any change of name, flag, number, class or design, such shall be notified forthwith to the **Club Manager** by the owner, and the **Club Manager** shall thereupon amend the Register accordingly without fee.

39. DISPOSAL OF CRAFT

Any member disposing of his/her craft or resigning from the Club as a member shall forthwith notify the **Club Manager** accordingly, who shall thereupon amend the Register.

HOUSE RULES

40. MANAGEMENT

The whole control and management of the Club House shall be vested in the General Committee.

41. **SOCIAL** COMMITTEE

The General Committee shall appoint from its numbers a Social Committee Chair person. The Social Committee must be represented by a representative from each Section Committee, the Club Manager and the Club Caterers shall form part of the Social Committee.

43. SLEEPING IN THE CLUB HOUSE

Sleeping is not allowed in the Club House.

43. LIST OF MEMBERS

A list of members of the Club shall be in the Club House for reference.

44. INTRODUCING VISITORS TO THE CLUB

Members may introduce guests to the Club and such guests shall be entitled to remain upon the premises only so long as the introducing member is also on the premises.

The number of guests shall not be limited, provided that the members are in no way inconvenienced, but no member shall introduce more than ten guests at one time without prior arrangement with the **Club** Manager.

Guests (specific to Clause 10 of the Constitution) ordinarily residing or carrying on a business or employed within **100 (One Hundred)** kilometres radius of the Club, may not be introduced more than twice in any calendar month by any one member, and in no case more than four times in any calendar month. Guests not ordinarily residing or carrying on a business or ordinarily employed within a **100 (One Hundred)** kilometre radius may be introduced no more than four times in any calendar month, but the introduction may be made by the same member on each occasion.

In the case where a non-member crews for a member, he may be introduced to the Club whenever so crewing on the day of sailing or during a sailing event, for a maximum period of one sailing season.

45. MEMBERS RESPONSIBLE FOR GUESTS

Members shall be responsible for their guest's observance of the Rules of the Club. The Club accepts no responsibility for the property of members or their guests left on Club premises.

46. REFRESHMENTS, LIQUOR AND ACCOMMODATION

Only members of the Club (including bona fide reciprocity members) are permitted to pay for accommodation therein or for liquor or refreshments supplied therein.

47. CREDIT FACILITIES

The General Committee shall at its own discretion make provision for the granting of credit facilities.

48. CONDUCT OF STAFF MEMBERS

The conduct of a Club staff member shall in no instance be made a matter of personal reprimand by a member, but all complaints against staff members must be made in writing, to the **Club Manager**, who shall bring the matter before the General Committee.

49. GRATUITIES TO STAFF MEMBERS

An annual Christmas collection in aid of the Club's staff members may be organised by the General Committee on such terms and conditions as the General Committee deem fit.

50. GAMBLING

No gambling is permitted in the Club House.

51. ANIMALS

No animals are permitted in the Club House. Any animal/s brought onto the Club's premises must be controlled by means of a leash at all times.

52. SPARS, SAILS, BOAT ACCESSORIES

Spars, sails and any other boat accessories may not be left in the Club House except with the permission of the **Club Manager** and on the racks provided.

53. INFLAMMABLE MATERIALS

Paraffin, motor spirits, power fuels and lubricants are not allowed in the Club House.

54. ADVERTISEMENTS

No notice or advertisements shall be posted in the Club House without the sanction of the **Club Manager**.

No member shall use the address of the Club in any advertisement connected with business or otherwise abuse the privileges of membership by using the Club House or its address for business purposes.

55. REMOVAL OR DAMAGE TO CLUB PROPERTY

No member shall remove from the Club House or shall damage or destroy any newspaper, book, or other article belonging to the Club.

56. SALVAGE OR DERELICT BOATS

The General Committee may authorise the sale or disposal of salvage, derelict boats or other equipment after due notice to the owner at his/her last known address or, if unidentifiable, by general notice to members in the Club Newsletter. A record shall be kept of the general nature of the items disposed of, including types of vessel if any, the name of purchasers thereof and the prices fetched, and such particulars shall be recorded in the Minutes of the General Committee.

57. DRESS RULES

The dress requirements of members and their guests will be as set out from time to time in the General Committee 'Bye-Laws'. The dress Bye-Laws will be posted on the Club Notice Boards.

58. LOCKER FACILITIES

The use of locker facilities is for club members only, (including bona fide reciprocity members).

59. TOILET/SHOWER FACILITIES

The use of toilet and shower facilities is for club members only, (including bona fide reciprocity members). Patrons from the restaurant / bar may only use the toilet facilities

60. LOUNGE/FOYER

The use of the lounge/foyer/patio facilities is for club members only, (including bona fide reciprocity members).