

CONSTITUTION of ARDLEIGH SAILING CLUB *(Amended 6 December, 2008)*

The rules are divided into the following sections:

1. Name and Objects
2. Officers
3. Membership
4. General Committee
5. Trustees
6. Meetings of the Club
7. Dissolution of the Club
8. Bylaws, etc.

NOTES

The side-headings are provided for convenience and do not affect the meaning of any clause.

SECTION ONE - NAME AND OBJECTS

1. The name of the club shall be "Ardleigh Sailing Club" (hereinafter referred to in these rules as "the club"). The burgee of the club shall be a white A on a blue background.

2. The object for which the club is formed is to promote and facilitate community participation in the sport of dinghy racing, sailing, sail boarding and to maintain a working relationship with local educational authorities in order to encourage an interest in sailing amongst schools and also to provide social and other facilities for members as may be from time to time determined.

2.a The Club shall be non profit making in nature. Any surplus income, assets or gains arising from the operation of the Club shall be re-invested in the Club and under no circumstances are these to be distributed in cash or in kind to Members or third parties excepting donations to other Clubs that are registered as Community Amateur Sports Clubs or a registered charity at the direction of the General Committee.

SECTION TWO - OFFICERS

Officers of the Club

3. The officers of the club shall be Full or Family members of the club and shall consist of a Commodore, a Vice Commodore, a Rear Commodore, an Honorary Secretary, an Honorary Treasurer, an Honorary Sailing Secretary and an Honorary Membership Secretary.

These officers shall be elected at the Annual General Meeting each year and shall hold office for one year, retiring at the termination of the Annual General Meeting in each year. All officers of the club shall be eligible for re-election - except that the Commodore shall not be eligible for re-election at the conclusion of his third successive year in that office.

Duties of Honorary Secretary

4. The Honorary Secretary shall:

- (a) Keep a register of club members' names and addresses;
- (b) Conduct the correspondence of the club;
- (c) Keep custody of all club documents;
- (d) Keep full minutes of all meetings of the club, 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 maybe needed fully to protect the interests of the club, its officers and its members;

(f) Maintain contact with the club's legal adviser to ensure that the club's affairs are managed in accordance with current law;

(g) Maintain any such certificates or registrations, and complete any such non-financial returns, as may be required by law.

Duties of Honorary Treasurer

5. The Honorary Treasurer shall:

(a) Cause such books of account to be kept as are necessary to give a true and fair view of the state of the finances of the club

(b) Cause all returns as may be required by law in relation to such accounts to be rendered at the due time.

(c) Prepare an Annual Balance Sheet as at 30th September each year and cause such Balance Sheet (and accounts as necessary) to be audited at least once annually and shall thereafter cause the same to be exhibited in the club premises at least fourteen days before the date of the Annual General Meeting.

Duties of Book Keeper

6. The Book Keeper shall:

(a) Be a person or persons having no possible conflict of interest with the club.

(b) Examine and/or maintain the accounts as prepared by the Honorary Treasurer.

(c) Offer assurance as to the accuracy of such accounts as and when required by law or by the committee.

Duties of Auditors

7. The Auditors shall:

(a) Be appointed at the Annual General Meeting in each year.

(b) Audit upon the accounts of the club when called upon to do so and give such certificate of assurance as to the accuracy of the said accounts as shall be required by law or by the committee.

(c) If either unwilling or unable to act, inform the Committee who shall appoint a substitute to hold office until the termination of the next Annual General Meeting.

SECTION THREE - MEMBERSHIP

Categories and Votes of Membership

8. There shall be the following categories of membership with power to vote at all meetings of the club as indicated hereunder. The rights and privileges of each category of members are as defined in the latest edition of the bylaws of the club.

A FULL OR INDIVIDUAL MEMBER - being a person who, at the date of election, shall have attained the age of eighteen shall have one vote.

A FAMILY MEMBER - which expression shall include one or two co-habiting adults and all children within their guardianship under the age of eighteen

years of age. The family unit shall have one vote, exercisable by either adult.

A JUNIOR MEMBER - being a person who, at the date of election, is over ten, but under the age of eighteen and shall have no vote. Such a member shall be one who at the commencement of the subscription year joins the club other than as a full member or a family member.

AN HONORARY MEMBER - who shall be nominated and elected in the manner described in Rule 48 shall have no vote and shall be exempt from entrance fees and subscriptions.

A STUDENT MEMBER - being a person over 18 years of age and in full time education maybe accepted as a junior member subject to the approval of the General Committee but shall have no vote.

A TEMPORARY MEMBER - who shall have no vote. The General Committee may at any time grant Temporary Membership for a period not exceeding 3 months and for such subscription as they may decide to any member of any club recognised by the Royal Yachting association, provided that the circumstances comply with any restrictions as may apply from time to time. No member except a Temporary Member may use the club premises, or any of the facilities of the club until forty-eight hours have elapsed from the date of posting of notice of election.

A SOCIAL MEMBER - who shall have no vote. A social member is a person who wishes to enjoy the social and amenity aspects of the club but does not wish to sail or windsurf.

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

BLOCK MEMBERSHIP - shall be available to groups or clubs of at least 6 people having a joint interest i.e. members of the Army, Police, University, Youth Clubs, School etc.

If this group stores a boat at the club then Block Membership fee for such groups shall be calculated by multiplying the total number of crew spaces on all their stored boats by one and a half times the appropriate single person membership fee plus the appropriate boat registration fee.

If the group does not store a boat at the club then Block Membership shall be calculated by multiplying the appropriate single person membership fee by 0.5 and multiplying that figure by the total number of people within that group.

In special circumstances, at the discretion of the General Committee, Block Membership maybe granted at such fees as the committee may prescribe.

Entrance fees are not applicable to Block Membership.

Membership Entrance
and Subscription Fee

9. The rate of Entrance and Subscription Fee for each category of Membership shall be proposed by the Committee to the members at the Annual General Meeting in each year. Any proposed changes shall be approved by a majority of those present and entitled to vote and shall become operative on the first day of January in the year following. The current rate of Entrance and Subscription Fee shall be prominently displayed in the club premises.

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

on a non-discriminatory basis.

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

(c) The club Committee may refuse membership or, subject to Rule 18, remove it, only for good cause such as conduct or character likely to bring the club or sport into disrepute. Appeal against refusal of membership may be made to the members.

10. Members shall also make the following annual payments:

(a) An annual boat registration fee of such a sum as the Committee shall from time to time prescribe which shall entitle a member to sail his/her own boat on the water controlled by the club and a reserved space in the club's boat park.

(b) Any member of Family Membership Unit who wishes to register more than one boat shall pay, in respect of each additional boat, a supplementary fee over and above the Dinghy Registration Fee. Such supplementary fee shall be fixed by the General Committee, but shall not exceed the Ordinary Membership Subscription.

(c) Except for open meetings organised by the club, or by special permission of the General Committee, no boat shall be kept on the club site or sailed on club water without a "permit", which shall be non-transferable and for which a charge shall be made by the club. "Permits" will be issued annually upon receipt of the Registration Fee and the production of other items as prescribed from time to time, and shall be of a type to be determined by the General Committee.

(d) All members shall pay the Entrance Fee and their first annual subscription upon election to the club and thereafter on the first day of January each year. Provided that a member elected after the first day of October in any year shall not be required to pay any subscription in respect of the year of election, but shall pay, on election, the Entrance Fee and the annual subscription in respect of the year following election.

(e) Any member who has not paid his/her subscription by 1st March may have his/her name removed from the list of Members at the discretion of the General Committee and, in any case, shall not be entitled to the rights and privileges of membership until such subscription is paid.

Members' duty to provide an up to date address

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

Election and retirement of members

Candidates for election

12. Every candidate for membership (except Honorary Membership) shall be proposed and seconded by two Full or Family Members of the club.

12 a. Membership of the Club shall be open to all members of the community who wish to participate in the sport of sailing regardless of their ethnicity, nationality, gender, sexual orientation age, religion, beliefs or disability.

Application for membership

13. An application for membership shall be in the form from time to time prescribed by the Committee, and shall include the name and address, of the

candidate, and the signatures of the Proposer and the Seconder.

Election of Members *14. Upon receipt of an application for membership, the Honorary Secretary or Membership Secretary shall enter such application in a Register of Candidates and shall cause the application form to be prominently displayed in the club premises for at least fourteen days before the meeting of the Committee at which such application for membership shall be considered. The election of all classes of members is vested in the General Committee and shall be a simple majority vote. At the request of one Committee member, election may be by secret ballot. The Honorary Secretary or Membership Secretary shall inform each candidate in writing of the candidate's election or non-election. He/She shall furnish an elected candidate with a copy of the Rules and Bylaws of the club and make request for such payments as are necessary.

Payment of Fees on Election 15. 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 be shown.

One years temporary absence of a member 16. A member who, for any reason, anticipates inability to use the club or its facilities for the whole of any one year shall be excused payment of the annual subscription and other annual fees provided that notice in writing is given to the Honorary Secretary before the last day of November in the previous year. A member wishing to be reinstated during the year in question shall pay such portion of the annual subscription as the Committee shall require.

Retirement of a member 17. A member desirous of retiring from membership shall give notice in writing to the Honorary Secretary before the last day of November and shall not then be liable to pay the subscription for the following year. Upon re-application by a past member the Committee may, at its discretion, excuse the payment of an Entrance Fee.

Arrears of Subscription 18. The Committee may cancel, without notice being given, the membership of any member whose annual subscription and other annual fees are more than three months in arrears provided that the Committee may, at its discretion, reinstate such member upon payment of arrears. No member whose annual payment is in arrears may enter any club event or regatta or vote at any meeting.

Conduct of Members

Under-taking by members to abide by the rules 19. Every member, upon election and thereafter, is deemed to have notice of, and impliedly undertakes to comply with, the club rules and the current Bylaws and Regulations of the club. Any refusal or neglect to do so, or any conduct which, in the opinion of the committee, is either unworthy of a member or otherwise injurious to the interests of the club, shall render a member liable to expulsion by the committee.

Expulsion of members **PROVIDED THAT**, before expelling a member, the Committee shall call upon such a member for a written explanation of the member's conduct and shall give the member full opportunity of making explanation to the Committee, or of resigning.

A resolution to expel a member shall be carried by a simple majority vote by those members of the General Committee present and voting on the resolution.

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

Guests in the Club	20. Members shall enter the names of guests in the Visitor's Book. Not more than three guests may be introduced on any one day and the same guest may not be introduced more than six times in any calendar year. This rule also applies to a member inviting a guest as a crew.
Damage to club property	21. A member shall not knowingly remove, injure, destroy or damage any property of the club and shall make restitution for the same if called upon to do so by the Committee or by the Honorary Secretary upon instructions of the Committee.
Exhibiting of notices	22. A member shall not cause any communication in whatever form to be exhibited on club notice boards or premises without permission of the Honorary Secretary.
Settlement of Accounts	23. A member shall settle any indebtedness for refreshment or otherwise before leaving the club premises, or in accordance with any bylaw relating to the settlement of such indebtedness.
Suggestions	24. All suggestions shall be entered in the Suggestion Book and signed by the Member.
Complaints	25. Complaints of any nature relating to the management of the club premises shall be addressed in writing to the Honorary Secretary. Under no circumstances shall a servant of the club be personally reprimanded by a member.
Members of other RYA Clubs	26. A member of any club affiliated to the Royal Yachting Association may be authorised to use the premises of the club by any member of the Committee of the club. Such authorisation shall specify between which dates (not being more than fourteen days apart) the said person may so use the premises.
Competitors in club races	27. Any person who is a competitor or crew member in any race sponsored by or on behalf of the club is entitled to the use of the club premises within a period of 24 hours before and after the race in which they are competing.
Powers to expel those admitted under Rules 26 and 27 hereof	28. The Honorary Secretary or any other person, who has received the authority of two members of the Committee, may expel, temporarily or permanently, any person who has the right to the use of the club premises only under rules 26 and 27.

Limitation of club liability

Limitation of club liability	<p>29. Members, their guests and visitors are bound by the following Rule which shall also be exhibited in a prominent place within the club premises:</p> <p>Members of the club, their guests or visitors may use the club premises, and any other facilities of the club, entirely at their own risk and impliedly accept that:</p> <p style="margin-left: 40px;">(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.</p> <p style="margin-left: 40px;">(b) The club will not accept any liability of personal injury arising out of the use of the club premises, and any other facilities of the club either sustained by members, their guests or visitors or caused by the said members, guests or visitors whether or not such damage or injury could have been attributed to or was occasioned by the neglect, default or negligence of any of them, the Officers, Committee or</p>
------------------------------	---

servants of the club.

30. 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 purpose of the Data Protection Acts.

SECTION FOUR - GENERAL COMMITTEE

Constitution of the Committee	*31.The General Committee (herein referred to as “the Committee”) shall consist of the Officers, ex officio, and not less than four nor more than nine Full or Family members of the club elected at the Annual General Meeting each year to hold office until the termination of the next following Annual General Meeting
Retirement of members of the Committee	32. All committee members may offer themselves for re-election each year at the Annual General Meeting.
Candidates for election to the Committee	33. Candidates for election to the Committee (not being officers of the Club) shall be all existing committee members willing to offer themselves for election and such other Full or Family members whose nominations, duly proposed and seconded in writing by Full and Family members of the Club with their consent, shall have been received by the Honorary Secretary at least 14 days prior to the date of the Annual General Meeting in each year
Election of the Committee by ballot	34. If the number of candidates for election is greater than the number of vacancies to be filled then there shall be a ballot.
No contest for election	35. 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 at the Annual General Meeting, and entitled to vote, vote in favour of such election. 36. In the event of the ballot failing to determine the members of the Committee because of an equality of votes the candidate or candidates to be elected from those having an equal number of votes shall be determined by lot.
Casual vacancy	37. If, for any reason, a casual vacancy shall occur, the Committee may co-opt a Full or Family member to fill such a vacancy until the next following Annual General Meeting.
Retiring Commodore ex officio	38. A retiring Commodore shall serve as an ex officio member of the Committee in the year immediately following his retirement.
Committee Meetings	39. The Committee shall meet at least every two months making such arrangements as to the conduct, place of assembly and holding of such meetings as it may wish. The Commodore or in his/her absence a Chairman elected by those present shall preside.
Voting at Committee	40. Voting (except in the case of a resolution relating to the expulsion of a member) shall be by show of hands. In the case of equality of votes the Commodore or Chairman (as the case may be) shall have a second and casting vote.
Quorum	41. Five members personally present shall form a quorum at a meeting of the Committee.

Powers of the Committee

Management of club by Committee	<p>*42.The Committee shall manage the affairs of the club according to the Rules and shall cause the funds of the club to be applied solely to the objects. Vide clause 2a</p>
Powers to make Bylaws and Regulations	<p>43. The Committee shall make such Bylaws and Regulations as it shall from time to time think fit and shall cause the same to be exhibited in the club premises for fourteen days before the date of implementation other than those which may be immediately imposed by the Ardleigh Reservoir Committee. Such Bylaws and Regulations shall remain in force until approved or set aside by a vote at a General meeting of the club.</p>
Appointment of sub-committees	<p>44. The Committee may appoint such sub-committees as it may deem necessary and may delegate such of its powers as it may think fit upon such terms and conditions as shall be deemed expedient and/or required by the law. Such sub-committees shall consist of such members of the Committee or of the club as the Committee may think fit. Officers of the club shall be ex officio members of all such sub-committees.</p>
Disclosure of interest to third parties	<p>45. A member of the committee, of a sub-committee or any Officer of the club, in transacting business for the club, shall disclose to third parties that he/she is so acting.</p> <p>46. The Committee, or any person or sub-committee delegated by the Committee to act as agent for the club or its members, shall enter into contracts only so far as expressly authorised, or authorised by implication, by the members. No one shall, without the express authority of the membership in General Meeting, pledge the credit of membership.</p>
Members indemnification of Committee	<p>47. In pursuance of the authority vested in the Committee by members of the club, members of the Committee are entitled to be indemnified by the members of the club against any liabilities properly incurred by them or any one of them on behalf of the club 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.</p> <p>The limit of any individual member's indemnity in this respect shall be a sum equal to one year's subscription at the then current rate for that category of membership unless the Committee has been authorised to exceed such limit by a General Meeting of the club.</p>
Nomination of Honorary Members by the Committee	<p>*48. The Committee may nominate for election at an Annual General Meeting such Honorary Members as the Committee may think fit. The total of such Honorary members shall not, however, at any time, exceed five percent of the total number of members nor shall the number exceed at any one time six in number.</p> <p>The election of Honorary Members shall be put to the vote at the Annual General Meeting each year and such Honorary Members shall be duly elected if two thirds of those present, and entitled to vote, vote in favour of election.</p>
Purchase and Supply of Excisable Goods	<p>Purchase and supply of excisable goods.</p> <p>*49.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</p>

Committee, or of a special Sub-Committee appointed by the Committee.

Intoxicating liquor may only be sold for consumption on the club premises in pursuance of the Rules, Bylaws and Regulations for the time being in force. No Junior Member under the age of eighteen may purchase or attempt to purchase intoxicating liquor within the club premises nor may a Junior Member under the age of sixteen purchase or attempt to purchase tobacco or cigarettes within the club premises.

Hours of sale of
Excisable Goods

*50. Subject to the requirements of the licensing authorities, the Committee shall cause the club bar to be opened at convenient times (and such times shall be prominently exhibited in the club premises) for the sale of excisable goods to persons who are entitled to the use of the premises of the club in pursuance of these rules (except Junior Members as aforesaid): PROVIDED THAT visitors' names and addresses and the name of their introducer shall have been entered in the Visitor's Book upon entry to club premises.

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

Accounts relating to
Excisable Goods

*52. Proper accounts of all purchases and receipts shall be kept and presented at the Annual General Meeting each year and such information as the Honorary Secretary or Auditor 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 FIVE - TRUSTEES

Number of and terms
of reference

53. There shall be at least three Trustees of the club who shall be appointed from time to time as necessary by the Committee of the club from among Full, Family or Honorary Members who are willing to be so appointed. A Trustee shall hold office during his lifetime or until he/she shall resign, by notice in writing given to the Committee, or until a resolution removing him/her from office shall be passed at a meeting of the Committee by a majority comprising two-thirds of the members present and entitled to vote.

Property of club vested
in Trustees

54. All 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 is necessary and practicable, on trust for the use and benefit of the club. In the death, resignation, or removal from office of a Trustee, the 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 vesting of all club property into the names of the Trustees as constituted after such nomination. For the purpose of giving effect to any such nomination, the Honorary 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 Committee.

Powers of Trustees

55. The Trustees shall in all respects act, in regard to any property of the club held by them, in accordance with the directions of the Committee, and shall have power to sell, lease, mortgage or pledge any club property so held for the purpose of raising or borrowing money for the benefit of the club in

compliance with the Committee's directions (which shall be duly recorded in the minutes of the proceedings of the Committee) but no purchaser, lessee or mortgage shall be concerned to enquire whether any such direction has been given.

56.

Indemnity of Trustees from club

(a) The Trustees shall be effectually indemnified by the Committee out of the assets of the club from and against any liability, costs, expenses and payment whatsoever which may be properly incurred or made by them in the exercise of their duties or in relation to any property of the club vested in them, or in relation to any legal proceedings, or in which otherwise relate directly or indirectly to the performance of the functions of a Trustee of the club.

56.

(b) (To be incorporated in every contract, lease, license or other agreement entered into by the Trustees of the club).

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.

SECTION SIX - MEETINGS OF THE CLUB

Annual General Meeting

57. An Annual General Meeting of the club shall be held each year in December on a date to be fixed by the Committee. The Honorary Secretary shall at least fourteen days before the date of such meeting or of any General Meeting as hereinafter mentioned post or deliver to each member notice hereof and of the business to be brought forward thereat.

58. No business, except the passing of accounts and the election of the Officers, Committee, Trustees and Auditor, and any business that the Committee may order to be inserted in the notice convening the meeting shall be discussed at such meeting unless notice thereof be given in writing by a member entitled to vote to the Honorary Secretary at least forty two days before the date of the Annual General Meeting.

Special General Meeting

*59. The Committee may at any time, upon giving twenty one days notice in writing, call a General Meeting of the club for any special business, the nature of which shall be stated in the summons convening the meeting, and the discussion at such meeting shall be confined to the business stated in the notice sent to members.

General Meeting upon request of members

*60. The Committee shall similarly call a General Meeting upon a written request addressed to the Honorary Secretary by at least thirty members or one fifth of the total membership, which ever is less. The discussion at such meeting shall be confined to the business stated in the notice sent to members.

Chairman at Meetings

61. At every meeting of the club the Commodore or, in his/her absence, a chairman elected by those present shall preside.

Quorum at Meetings

62. Fifteen members entitled to vote and personally present shall form a quorum at any meeting of the club.

Entitlement to vote at meetings

63. Only Full and Family members shall vote at any meeting of the club. Other members may attend but are not entitled to vote.

Voting at Meetings

64. Voting, except upon the election of members of the Committee, shall be by

show of hands

Equality of Votes

65. In the case of an equality of votes the Chairman shall have a second or casting vote, on any matter other than the election of members of the Committee.

Voting on Rule Change

66. On any resolution properly put to a meeting of the club relating to the creation, repeal or amendment of any Rule, Bylaw or Regulation of the club such Rules, Bylaw or Regulation shall not be created, repealed or amended except by a majority vote of at least two thirds of those present and entitled to vote.

SECTION SEVEN - DISSOLUTION OF THE CLUB

Dissolution of the Club

67. If, upon the winding up or dissolution of the club, there remains after the satisfaction of all its debts and liabilities any property whatsoever, the same shall not be paid to or distributed amongst the members of the club but shall be given or transferred to another institution or Club registered as a Community Amateur Sports Club, a Registered Charity or to the Royal Yachting Association, or its successor organisation, being the governing body of the sport of sailing. Such transfer of or donation of assets to be determined by the members of the club by resolution passed at a General Meeting at or before the time of the dissolution,

SECTION EIGHT - BYLAWS

Rights and privileges of members

i. The present rights and privileges of each category of membership shall be as follows:

A FULL OR INDIVIDUAL MEMBER shall have the full use of all club facilities

A FAMILY MEMBER his/her co-habitee and all children under the age of eighteen shall have the full use of the entire club facilities subject only to Rule 48.

A JUNIOR MEMBER shall have the full use of the entire club facilities subject only to Rule 48.

AN HONORARY MEMBER shall have the full use of all the club facilities.

A SOCIAL MEMBER shall have the full use of the club's non water-based amenities and its social facilities

A TEMPORARY MEMBER (which expression may include members of another RYA recognised club or organisation) shall have the full use of the club facilities but:

(a) Shall not have the right to enter the club races or regattas unless specifically authorised by the Honorary Secretary or Committee

(b) Shall have no right to introduce visitors to the club or the facilities thereof.

(c) Shall have no right to take any part in the management of the club.

(d) Is deemed to have notice of and impliedly undertakes to comply with the club Rules, current Bylaws and Regulations as

if he/she were a member of the club and so far as the said Rules, Bylaws and Regulations may be deemed to apply to such Temporary Member

(e) Shall be liable to be expelled from the club premises, or prohibited from using club facilities if, in the opinion of the Honorary Secretary, he/she shall not have reasonably complied with the above conditions.

- Control of car parking ii. Cars may only be parked in areas designated for such parking so as not to cause an obstruction to other cars or to the approaches to the club premises.
- Control of dogs iii. No dogs or other animals or pets shall be allowed on the Club premises or in boats.
- Opening of club premises iv. The club premises shall be open to members at such times as the Committee shall direct.
- v. The permitted hours for the sale of intoxicating liquor are as provided by current normal licensing hours as may be decided by the Committee subject to any restrictions or extensions imposed from time to time by the Licensing Justices.
- Abandoned Boats vi. In addition to the powers given to the Committee under Rule 18 and Rule 42 hereof if, at any time, any fees payable to the club by any member or former member shall be three months or more in arrears and a boat/trailer/trolley, the property of a member or former member, remains upon the club premises:
- (a) The Committee shall be entitled to move the boat/trailer/trolley to any other part of the club premises without being liable for any loss or damage to the boat/trailer/trolley howsoever caused.
 - (b) The Committee shall be entitled upon giving three month's notice in writing to the member or former member at his/her last known address shown in the Club Register, to sell the boat/trailer/trolley and deduct any moneys due to the club (whether by way of arrears of subscription or annual payments, mooring, dinghy park fees or otherwise) from the net proceeds of sale before accounting the balance (if any) to the member or former member.
 - (c) Alternatively, any boat/trailer/trolley which, in the opinion of the Committee cannot be sold may, after giving notice in writing as aforesaid, be disposed of in any manner the Committee may think fit and the expenses recovered from the member or former member. Any arrears, as aforesaid, to be a debt owing to the Club by the member or former member.
 - (d) Further, the club shall at all times have a lien over members' or former members' boats/trailers/trolleys parked or moored on the clubs premises or clubs moorings in respect of all monies due to the club, whether in respect of arrears of mooring fees or subscription or otherwise. Where a member is in arrears with the payment of monies owed to the club by at least six months, the club may in any event take possession of the member's boat/trailer/trolley.

PROVIDED ALWAYS THAT:

Proper evidence is available to show that all reasonable steps have

been taken to trace a member or former member and that when and if the boat/trailer/trolley is sold the proceeds of the sale (less any indebtedness by the member or former member to the club) shall be placed upon bank deposit account and retained against the eventuality of a claim by the owner (whether he/she be the said member or the former member or otherwise) for a period of six years.

- | | |
|--|--|
| Contamination | vii. Under no consideration will such substances as tar, oil, creosote or other phenol based compounds be used as contamination of the water by these chemicals will result in strong, obnoxious wastes after chlorination of the water. |
| Craft allowed on the water | viii. Craft allowed on the water shall be of specified types approved by the Club. |
| Fouling premises and land | ix. No member or visitor shall commit any act which may result in the fouling of the premises or the marginal land of the water flowing into or in the reservoir. |
| Sailing area | x. Sailing shall be restricted to those portions of the reservoir defined on a plan displayed in the Clubhouse (and approved by the Ardleigh Reservoir Committee). |
| Notification of details of boats and display of "permit" | xi. Every boat owner must notify the Honorary Membership Secretary of the type, name and sail number of any boat he/she will use on the reservoir, for inclusion in the Cub Register. This registration shall not be transferable without express authority of the Club. All members' boats must carry and display a current registration "permit", which will be issued by the Membership Secretary. Current Third Party insurance must be held by the owner and it is the boat owners' responsibility to ensure that his/her craft has adequate buoyancy.

xii. Should club Officers or Race Officers believe that a boat does not meet the above requirements, they have the power to refuse the owner permission to sail and shall make a report the General Committee. |
| No right to beach other than on land leased by the Club | xiii. No craft shall beach, except within the area leased to the Club, except in emergency.

xiv. Club Members shall be responsible for keeping the land around the Club premises in a clean and tidy condition.

xv. Cars must be parked in the specified area and as directed.

xvi. Portable primus, gas and other stoves are prohibited in all Club property and grounds.

xvii. Only approved launching trolleys shall be used and members shall make certain that all excess grease is removed before entering the launching area.

xviii. No power driven boat shall be used except the rescue and instruction launches.

xix. Boats and other tackle and apparatus are to be stored or left within the compound only in such places and at such times as the Ardleigh Reservoir Committee or Club may decide.

xx. Sailing shall be during the hours of daylight, unless specified as a particular Club Activity.

xxi. Officers of the Club reserve the right to request evidence of membership |

and of boat ownership at any time.

Insurance by boat
owners for third party
risk

xxii. All boat owners shall insure for third party risks at a minimum of £2,000,000 (two million pounds sterling) and if at fault, be expected to settle any claim expeditiously.

xxiii. Fishing, shooting and bathing are strictly prohibited.

xxiv. The sanitary conveniences provided shall alone be used for all sanitary purposes.

xxv. No interference shall take place with the machinery, valves, drains, fences or other apparatus or works of the Ardleigh Reservoir Committee.

xxvi. Radio sets. The Club reserves the right to control the use of radio sets and any musical instruments in the interests of Club Members.

xxvii. No person shall enter the clubs dry lounge wearing any form of fouled or wet sailing clothing or gear.

Rights of fishermen
and sailors

xxviii. During racing fishermen shall give way to sailors and rowers except when approximately 15 metres or less from a shore: at all other times sailors and rowers will avoid fishing tackle where possible.

Responsibility for
children

xxix. Children up to 18 years of age shall sail only when an adult accepts responsibility for the child and is ashore during the time the child is afloat. Further, any adult responsible for a child is responsible for that child in, on or around the club's premises.

xxx. All children, including juniors up to the age of 18 years, must be covered by a signed agreement from a parent.

xxxi. Ardleigh Reservoir Committee employees have the right to request evidence of Club Membership at any time.

Club not responsible
for loss or damage

xxxii. The club cannot be held responsible for loss or damage to members' or visitors' property.

xxxiii. Boats when left on the dinghy parks or elsewhere in the Club area must be adequately secured.