

RULES OF BUCKLANDS BEACH YACHT CLUB INCORPORATED

RATIFIED BY SPECIAL GENERAL MEETING ON 23 JULY 2019

1.0 NAME, OBJECTS AND MANAGEMENT

1.1 Name

The name of the club is "BUCKLANDS BEACH YACHT CLUB INCORPORATED" ("the Club").

1.2 Objects

1.2.1 The objects of the Club are: the encouragement of recreational boating generally in all its forms; the promotion of all purposes connected with aquatics including racing, cruising, and all forms of boating recreation; the promotion of seamanship, safety and aquatic education; the promotion of social activities associated with any of these objects; and all activities incidental or conducive to the attainment of any of these objects.

1.3 Management Board

1.3.1 There shall be a Management Board of the Club, consisting of the commodore as chairman, a vice commodore, a rear commodore (keeler), a rear commodore (centreboard), a rear commodore (power boat), a rear commodore (marina), a rear commodore (house), club captain and three further members who shall be elected in accordance with these rules.

1.4 Executive Officers

1.4.1 There shall be three senior management positions in the club, these three positions being chief executive officer, secretary and treasurer, called collectively "the executive officers". Persons hired to fill those positions shall be engaged on written contracts of employment provided however that in the event that any of the executive officers accept appointment on an honorary basis, it shall not be a requirement of these rules that they be engaged pursuant to a contract of employment.

1.4.2 The executive officers shall carry out such duties as the elected members of the Management Board determine from time to time.

1.5 Flag Officers and Captains

1.5.1 The flag officers of the Club shall be the commodore, the vice commodore, and the five rear commodores (collectively "the flag officers").

1.5.2 There shall be a club captain and a vice club captain.

1.6 Auditor(s)

1.6.1 The auditor shall be a chartered accountant, or a firm of chartered accountants appointed at the Annual General Meeting of the Club. Such auditor(s) shall be paid such remuneration as the Management Board may from time-to-time fix (whether globally in respect of audit attendances over a period of time, or in relation to individual tasks assigned from time to time, or a combination of these).

1.7 Lawyer(s)

1.7.1 The club lawyer shall be an individual or a firm of lawyers appointed at the Annual General Meeting of the Club. Such lawyer(s) may be paid such remuneration as the Management Board may from time-to-time fix (whether globally or in respect of legal advice or action).

1.8 Election of Flag Officers, Captains, and Management Board

1.8.1 The flag officers, the three further members of the Management Board and the club captain and club vice captain shall be elected annually at the Annual General Meeting.

1.8.2 All such elections shall be by ballot.

1.8.3 Should any of those offices become vacant the Management Board may appoint a member (to the extent permitted by the rules relating to individual types of membership) to fill such vacancy until the following Annual General Meeting.

1.8.4 Any elected officer or member of the Management Board ceasing to be a member of the Club, shall automatically cease to hold the position to which that person was elected.

1.8.5 No person shall hold the office of commodore at any one time for more than two consecutive years.

1.9 Nominations for Elected Positions

1.9.1 Nominations of candidates for the flag officers, the further members of the management board, and the club captain and club vice captain shall be made in writing to the secretary no later than 5.00pm on the 8th day before the day fixed for the Annual General Meeting. The secretary shall, not less than 6 days before that meeting, post on a noticeboard prominently located in the clubrooms, the names of the persons so nominated. The nominations for each of the positions of rear commodore shall only be made by resolution of each of the 5 standing subcommittees of the Club, keeler, centreboard, power boat, marina and house. The nominees shall be subject to election at the Annual General Meeting where there is more than one nomination for any position.

1.10 Qualifications for Positions and Duties

1.10.1 Commodore

Any person nominated for the position of commodore must be a recognised mariner and have served for not less than a full financial year, within the previous three years, as a flag officer of the club, provided that this requirement of previous service shall not apply if no

person duly qualified is nominated. It shall be the duty of the commodore to be the chairman of the Management Board of the Club and generally to take command of the Club and to preside at its meetings.

1.10.2 Vice Commodore

Any person nominated for the position of vice commodore must be a recognised mariner and have the same service qualifications as for the position of commodore (with the same proviso). It shall be the duty of the vice commodore to assist the commodore in the discharge of his duties and to officiate in the absence of the latter.

1.10.3 Rear Commodores

It shall be the duty of the five rear commodores to assist the commodore and the vice commodore in the discharge of their duties and to officiate in their absence. Each shall represent the interests of the section of the Club whose committee nominated them for election, namely keeler, centreboard, power boat, marina or house. In addition to representing those respective interests, the rear commodores shall discharge their duties in the interests of the Club overall.

1.10.4 Management Board

Any person nominated to one of the further positions of the Management Board shall have served on a standing committee of the club for the whole of one financial year. The Management Board shall manage the general affairs of the Club in all respects except making any alteration to these Rules.

1.10.5 Immediate Past Commodore

The immediate past commodore shall be recognised as a non-voting consultant to the Management Board.

1.11 Powers of Management Board

1.11.1 Without limiting the general powers of management described in paragraph 1.10.4, the Management Board will have the following particular powers (provided that any power to make regulations or standing orders shall be such that they shall not be in conflict with these Rules):

1.11.2 The Management Board may appoint such special committee or committees or individuals to act in special capacities as it shall consider appropriate and may, by regulations, define, limit, extend, terminate, or vary the powers, duties, and constitution of any such special committee or individual.

1.11.3 The Management Board may make any regulations generally for the management and operation of the club including pertaining to any matter or object for which any special committee or individual is appointed, provided that every such special committee or individual shall automatically respectively cease to exist or have power to act upon the election of a new Management Board at a general meeting of the Club, (provided that the

Club in general meeting or the incoming Management Board may renew or replace such special committee or individual).

- 1.11.4 Election of a new Management Board shall not affect any regulations concerning the matter(s) for which any special committee or individual was appointed.
- 1.11.5 The Management Board may change such regulations and such appointments at any time.
- 1.11.6 It shall not be necessary for a member of any special committee, or for any individual appointed under this Rule, to be a member of the Management Board.
- 1.11.7 A copy of all regulations for the time being in force shall be made available for inspection by any member of the Club during normal business hours, without charge.
- 1.11.8 The Management Board may make standing orders for the conduct of all meetings of itself or other committees or groups in the club.
- 1.11.9 Without limiting the generality of 1.10.4 or of any of the foregoing provisions of this paragraph 1.11, it is expressly recorded that the Management Board may act on behalf of the Club in the acquisition, disposal, or charging of any real or personal property, grant or accept leases, licenses, easements, or any interests in real or personal property, borrow or raise monies from any source and in any manner with or without security, enter any form of contract in the furtherance of the objects of the Club, make investments, employ staff, engage or obtain services, seek advise, administer and oversee the operation of these Rules and any regulations, hold enquires, determine disputes whether as to the interpretation of any Rules and regulations, make alter or revoke standing orders for the conduct of meetings, institute, conduct, defend, compromise or abandon legal proceedings.
- 1.11.10 The Management Board may not commit the Club to any capital or un-budgeted expenditure in any one financial year, exceeding 25% of the equity of the club determined from the most recently produced and approved balance sheet, without the prior consent of the Club at a general meeting.
- 1.11.11 No fee simple interest in land, shall be disposed of or mortgaged, and no lease or license of land or seabed for a term or greater than three years shall be disposed of or shall be sub-leased, sub-licensed for more than 14 days at a time, without the prior consent of the Club in general meeting, provided however that nothing in the sub clause shall restrict the power of the club to issue substitute Berth Licenses upon the surrender of existing Marina Berth Licenses, pursuant to the authority contained in the Seabed License to the Club dated 20th April 1998 and also described in the approved form of Berth License.
- 1.11.12 Any regulation or standing orders made pursuant to these powers shall be printed immediately after they are made and displayed on a notice board in a prominent part of the Club premises of a period not less than 21 days commencing not less than 7 days from the time of the making, and thereafter shall be made available for inspection at the Club premises on demand by any member of the Club.

1.11.13 Indemnity

The Management Board, the flag officers and the captains shall be fully indemnified by and out of the assets of the club against any loss, damage, expense, or liability incurred by reason of or in connection with any legal proceedings instituted against them or any of them for any act properly done, omitted, or suffered in relation to the performance of any of their proper duties.

2.0 MEETINGS

2.1 Annual General Meeting

2.1.1 The Annual General Meeting of the Club shall be held not later than the 31st July each year, at such time and place as shall be fixed by the Management Board.

2.2 Special General Meeting

2.2.1 A special general meeting may be called at any time. The meeting may be called by order of the management committee or on a requisition signed by at least 40 members (other than corporate or junior members or visitors).

2.3 Notice of Meeting

2.3.1 A minimum of 21 days notice of an annual or special general meeting shall be given to the members by circular and by a notice attached to a noticeboard in a prominent position in the clubhouse, stating the object and business of such meeting. Proof of posting or other sending at least 21 days before the meeting shall be sufficient evidence that adequate notice has been given.

2.4 Conduct and Business of Meetings and Standing Committees

2.4.1 40 members, personally present, shall form a quorum at all annual and special general meetings.

2.4.2 At any such meeting in the categories veteran, senior, senior with partner, family, country, honorary life, life, honorary, or intermediate is entitled to one vote (i.e. there will be no more than one vote per family or partnership), and voting must be in person.

Or by "written vote", such writing to be lodged with the secretary not less 24 hours before the time fixed for the meeting, and clearly identifying the issue or position being voted on and the direction in which the vote is cast.

2.4.3 When a ballot is not expressly provided for by these Rules, all questions shall be decided by a show of hands together with duly lodged written votes, provided always that five members present at the meeting can demand a ballot.

2.4.4 Elections for positions on the Management Board, namely the commodore, the vice commodore, the rear commodores, and the three further members described in 1.3.1, shall occur at the Annual General Meeting.

2.4.5 There shall be such number of committees as the Management Board decides from time to time by written notice to the Club provided that the decision of the Management Board has first been approved at a Special General Meeting or the Annual General Meeting of the Club duly convened under these rules. The standing subcommittees of the Club are:

- (a) Keeler Committee
- (b) Centreboard Committee
- (c) Powerboat Committee
- (d) Marina Committee
- (e) House Committee

The Club captain and vice captain shall be “ex officio” members of the House Committee. Each standing committee shall comprise no less than three nor more than 20 members. Nominations for membership of the standing committees must be received by the secretary not less than 14 days before the AGM. Each nomination must be signed by 2 financial members other than the nominee, with consent to nomination endorsed by the nominee who must also be financial. All three persons must be registered with the club as members of the interest group governed by the relevant committee. At the AGM the membership of each standing committee in turn shall be the subject of a vote.

2.4.6 If any member of the Management Board or of any standing committee or of any appointed special committee shall fail to attend three consecutive meetings without forwarding an apology that is acceptable to the meetings not attended, his or her seat may be declared vacant.

2.4.7 Standing committees may resolve by simple majority to appoint additional members as necessary from time to time, subject only to review by any special general meeting called for the purpose.

2.4.8 The Management Board shall meet regularly and in no case less than monthly. It may be summoned at any time by a flag officer. The quorum for its meetings shall be 5.

2.4.9 The commodore, if present, shall preside at meetings of the Club and of the Management Board, and in his absence the vice commodore shall preside, and in the absence of both of them the meeting may elect, by simple majority, a member to take the chair, first from amongst any rear commodores present, and in their absence, from the floor.

2.4.10 The chairman at any meeting of the Club or any Management Board meeting, when there is an equality of votes, shall have a casting vote in addition to his or her own deliberative vote.

2.4.11 Immediately after each Annual General Meeting the Management Board shall appoint a time and place for the first meeting of each standing committee, at which time and place

each committee shall elect a chairman, a vice chairman, and a secretary. In addition, the keeler, centreboard, powerboat, marina and house committees shall seek and accept nominations for membership of sectional groups. The sectional groups shall be constituted and shall operate in accordance with the provisions of these Rules concerning standing committees and sectional interests.

3.0 MEMBERSHIP

3.1 Categories of Membership

3.1.1 The categories of membership of the Club shall be: veteran, senior, senior with partner, family, country, overseas, honorary life, honorary, life, corporate, sponsor, intermediate, junior, and visitor.

3.1.2 Each member of the club (except corporate, sponsor, or visiting), at the time of commencement of these rules should nominate one or more of the five standing interest groups to which he/she/they wish to belong. Each new member after that date (except in those categories excluded as above) shall be requested to do likewise. The five standing interest groups are as described in Part 5 of these rules and may be added to at any time by regulation made by the Management Board.

3.2 Descriptions of Membership Classes

3.2.1 All candidates for membership shall satisfy the Management Board that they are boats persons or sufficiently interested in boating.

3.2.2 Veteran members: These shall be persons who have attained the age of 60 years on the first day of the relevant financial year and who at that time shall have been members (not including sponsor or visitor membership) for a continuous period of not less than 20 years. That this membership category will pay a fee structure of 40% of the senior membership.

3.2.2.1 Veteran Membership with Partner: These shall be persons who qualify for veteran membership in the above terms together with their spouse or partner residing with them. In the event of a dissolution of marriage or a termination of a partnership, each spouse or partner shall be responsible for their own membership, and privileges of membership shall be suspended until such time as they shall jointly advise which of them is to retain the veteran membership having the benefit of subscription already paid, and which of them will obtain veteran membership in his or her own right on the terms described in these Rules.

3.2.3 Senior members: These shall be persons 25 years of age or over on the first day of the relevant financial year, duly elected to the Club in accordance with these Rules, or duly transferred from junior or intermediate membership in accordance with these rules.

3.2.4 Senior Membership with Partner: These shall be persons who qualify for senior membership in the above terms together with their spouse or partner residing with them. In the event of a dissolution of marriage or a termination of a partnership, each spouse or partner shall be responsible for their own membership, and privileges of membership shall

be suspended until such time as they shall jointly advise which of them is to retain the senior membership having the benefit of subscription already paid, and which of them will obtain senior membership in his or her own right on the terms described in these Rules.

- 3.2.5 Family Membership: These shall be a parent or two parents and their children under 18 years of age on the first day of the relevant financial year, general qualifications otherwise as for senior membership.
- 3.2.6 Country Membership: These shall be persons elected to membership, generally qualifying as senior members, but residing more than 150km by direct route from the Club premises at Half Moon Bay, or at a lesser distance if expressly approved in any individual case by the Management Board.
- 3.2.7 Overseas Member: These shall be persons elected to membership, generally qualifying as senior members, but who have been residing overseas continuously for a period in excess of 15 months.
- 3.2.8 Honorary Life Members: Persons who have performed outstanding service to the Club or have brought it great honour may be elected by the Club in general meeting. Such election shall be carried by a minimum of three fourths of the members present at such general meeting voting personally or by written vote as described in 2.4.2 hereof. Such membership shall be for the life of the member elected and shall carry full voting privileges and shall be without payment of any subscription.
- 3.2.9 Honorary Members: Persons elected by the Club in general meeting in recognition of services to the Club who will be honorary members of the Club for the forthcoming financial year, with full voting rights, but without payment of subscription. Such election shall be carried by a minimum of three fourths of the members present at the general meeting. The honorary member may be further nominated and eligible for re-election as an honorary member at the subsequent Annual General Meeting.
- 3.2.10 Life Members: These shall be persons who pay a single subscription for life which may be fixed from time to time by the Club in general meeting. If the life member is married at the time of taking such life membership, the benefit of the membership shall endure for the widow or widower during his or her life.
- 3.2.11 Corporate Members: Corporate members shall be known as corporate members and shall be duly incorporated bodies, partnerships or sole traders and have the privileges set by the management board after acceptance to membership:
- 3.2.12 Sponsor Membership: These shall be members who are duly incorporated bodies, partnerships or sole traders and will be known as sponsors members. Privileges of these memberships shall be as set by the management board:
- 3.2.13 Intermediate Membership: Persons aged not less than 18 years or more than 25 years on the first day of the relevant financial year, duly elected in accordance with these rules.
- 3.2.14 Junior Membership: Persons under 18 years of age on the first day of the relevant financial year, duly elected in accordance with these Rules.

- 3.2.15 Visitors: Persons with an interest in boating who may at the discretion of a flag officer exercised in writing be given temporary privileges of membership (but not including voting) on such terms as may be offered by that flag officer.

3.3 Special Rules for Corporate Members and Sponsor Members

- 3.3.1 Where nominated individuals or alternates bring guests into the Club premises in accordance with the privileges of membership, the guests are the responsibility of the member and the nominated individual and are expected to observe Club rules and regulations and maintain appropriate decorum.
- 3.3.2 All guests must be signed into the premises in the guest book situated in the main entrance of the Club house.
- 3.3.3 Members and their guests must respect the rights of all other Club members, and all purchases in the Club must be paid for as acquired, unless prior arrangement has been made with the Club management.
- 3.3.4 Bookings of rooms in the Club will be accepted on a first come first serve basis.
- 3.3.5 Loss or damaged membership cards must be reported to Club management immediately.
- 3.3.6 Changes of nominated card holders must be advised to the Club forthwith upon their occurrence. The original membership card must be returned to the Club, and a new one issued.

3.4 Admission to Membership

- 3.4.1 In all categories except those to which admission is required by election, or by admission by a flag officer or by transfer from junior or intermediate membership, the following rules must be followed.
- 3.4.2 Application should be made to the secretary in writing on the form provided by the Club for the purpose, signed by the intending member and by two financial members of the Club entitled to vote and to whom the intending member is personally acquainted.
- 3.4.3 The application must be accompanied by the then current nomination fee and subscription, provided that no nomination fee shall be payable by a junior or family (junior) or intermediate member applying to transfer to senior membership, a person applying to transfer to intermediate membership from junior or family (junior) membership, by a person applying for junior membership, by a person applying for senior membership who is already part of a family membership or "senior member plus partner", or by any person applying for visiting membership.
- 3.4.4 The details of the applicant as supplied in the application form are to be posted on a prominent notice board in the Club premises for not less than 14 days before the application is granted (the nomination period).
- 3.4.5 After the nomination period, the Management Board of the Club shall vote concerning the admission of the applicant. The applicant shall be admitted upon a simple majority vote of

the Board. The application may be adjourned from time to time for the purpose of making enquiries concerning the eligibility or desirability of the intending member.

- 3.4.6 If not elected, a candidate's nomination fee and subscription shall be returned. No reason need be offered for declining the application.
- 3.4.7 No person who has been struck off the membership role for non payment of subscription fees or dues shall be eligible for re-election until such have been paid in full.
- 3.4.8 A person rejoining the Club may at the discretion of the Management Board have payment of the nomination fee waived.
- 3.4.9 A duly registered junior or family (junior) member may apply to become an intermediate or senior member on attaining 18 years of age, and a duly registered intermediate member may apply to become a senior member on attaining 25 years of age, by applying in writing to the Management Board and paying the balance of the current year's intermediate senior membership fee as the case may be (in proportion to the months remaining in the financial year). The Management Board shall vote on the application as soon as possible after its receipt.

Resignation

- 3.4.10 Any member wishing to resign from the Club shall give notice in writing to the Management Board to that effect and pay all arrears due up to the date of such notice.

4.0 DUES

4.1 Nomination Fee

- 4.1.1 The Management Board shall have the power to fix the nomination fee from time to time. A person who resigns or otherwise ceases to be a member of the Club shall not be entitled to a refund of any nomination fee paid on joining.

4.2 Subscriptions

- 4.2.1 The annual subscriptions payable by the various classes of members of the Club shall be fixed at the Annual General Meeting each year. The Management Board may make recommendations at the Annual General Meeting as to the levels of subscription. If at any General Meeting the fixing of subscriptions for the ensuing year is omitted, the rates of subscription for that year shall be those prevailing in the preceding year.
- 4.2.2 The subscription of any member elected after the end of the first month of the financial year shall have his/her/their subscription discounted pro rata relative to the number of full months of the financial year that have passed.

5.0 SECTIONAL INTERESTS AND STANDING COMMITTEES

- 5.1 The five standing committees of the Club (keeler, centreboard, powerboat, marina and house) shall have as ex officio members respectively the Rear Commodore Keeler, Rear Commodore Centreboard, Rear Commodore Powerboat, Rear Commodore Marina, and

Rear Commodore House. These members shall have full voting rights on those committees respectively.

- 5.2 The Keeler committee shall have as its sectional interests, mid week racing, winter racing, cruising, womens' racing, interpacific regatta, blue water racing and cruising, rum racing and special sailing events.
- 5.3 The centreboard committee shall have as its sectional interests centreboard sailing, board sailing and training.
- 5.4 The powerboat committee shall have as its sectional interests launch and power, Haulout, fishing, diving, and model yachts.
 - 5.4.1 The marina committee shall have as its sectional interest the marina of the Club.
- 5.5 The house committee shall have as its sectional interests general sports, social, newsletter, yearbook, promotions, advertising, public relations and safety.
- 5.6 There shall be a finance advisory committee of the Club to advise the Management Board on certain aspects of the administration of the Club, namely accounts, budgets, fundraising and sponsorship. The members of this group shall be appointed by the Flag Officers and the Treasurer.
- 5.7 There shall be an administration advisory committee of the Club to advise the Management Board on certain aspects of the administration of the Club, namely bar, catering, maintenance, properties, suppliers, staff. The members of this group shall be appointed by the Flag Officers and the Secretary.
- 5.8 The Vice Commodore of the Club shall be responsible for general Club welfare, with (amongst other things) particular reference to public relations, safety and training, where he/she shall work closely with the standing committee concerned with each of these.
- 5.9 Each sub-group representing any aspect of sectional interests ("sectional group") as described above may meet as necessary, or as requested by the standing committee to which it reports, and shall keep minutes and through those minutes make recommendations to its standing committee. The Management Board may from time to time if it sees fit issue standing orders regulating the meetings of any sectional group (see paragraph 1.11.8).
- 5.10 The relevant standing committee shall consider all recommendations of the sectional-groups at its next meeting, and through its minutes shall convey the recommendations of the sectional-groups to the Management Board either with the addition of its endorsement or its own modified or different recommendation.
- 5.11 The standing committees shall not be confined in the business they transact, to matters raised by their relevant sectional-groups.
- 5.12 The Management Board shall not be confined in the business it considers and transacts, to matters raised by standing committees or sectional-groups.

5.13 Recommendations from standing committees and sectional-groups shall be considered by the Management Board as soon as it is able, but final decisions of the Management Board based on those recommendations shall be made at a time or times considered appropriate by the Management Board.

6.0 CONDUCT OF MEMBERS

6.1 All members shall be bound by these Rules and any regulations of the Club.

6.2 If it shall be brought to the attention of the Management Board that any member shall be in breach of these Rules or any regulations, or may have been guilty of any misdemeanours or unsportsmanlike conduct, or conduct that may be injurious to the character, standards, or interests of the Club, or that the conduct of any person on board any boat of which the member is the skipper might be injurious to the character standing or interests of the Club, the following provisions of this Rule shall apply.

6.3 The allegations shall be addressed either to a regular meeting of the Management Board of the Club or one specially called to consider the matter, and the member whose conduct is in question shall be advised of his or her right to attend such meeting. Such member if he or she attends shall be fully informed of the allegation or allegations against him or her, and after hearing him/her in defence or explanation of the allegations and any evidence he/she may wish to call and any evidence offered by others with knowledge relevant to the allegation or allegations, the Management Board shall decide whether there has been a breach of these Rules or the regulations. If the Management Board finds the allegations proved, it may either:

- (a) Admonish him/her, or
- (b) Suspend him/her for a period not exceeding twelve calendar months during which period he/she shall not be entitled to any of the privileges of membership of the Club, or
- (c) Call upon him/her to resign, and in the event of his/her resignation not being received within 7 days of the request being advised to him/her in person or posted to him/her at his usual address, may then expel him/her and he/she shall from the time of such expulsion cease to be a member (without releasing him/her from any prior liability to the Club).

6.4 The above described powers of action or decision on the part of the Management Board may be delegated to a disciplinary committee of not less than three nor more than five members of the Club of whom at least one member (to be the chairman) shall be a flag officer of the Club. In this regard the Management Board may either appoint a standing disciplinary committee to act as and when requested until reconstituted, or it may put forward a disciplinary committee in relation to any particular incident or incidents.

6.5 Should any member not have paid his or her subscription by the 31st of October in any year, the Management Board may forward a final demand by ordinary post to the last known address of the member, and if the subscription shall remain unpaid after 21 days

from the posting of the letter, the Management Board may resolve to expel the member from the Club. Such expulsion shall take effect forthwith from the date of the resolution to that effect.

- 6.6 Whether or not the Management Board shall have sent a final demand for an unpaid subscription, any member whose subscription is unpaid on or after the 30th September in any year, shall not be entitled to vote at any meeting of the Club or take part in the activities of the Club, shall not be entitled to steer any vessel in any Club race, and shall not be entitled to any of the privileges of membership of the Club or use of its facilities. These membership rights shall be restored upon payment in full of the outstanding subscription so long as the member's membership shall not first have been terminated as above.

7.0 ACCOUNTS

- 7.1 The Management Board shall cause proper books of account to be kept which shall give a full, accurate, and timely picture of the financial affairs of the Club.
- 7.2 The books of account shall be kept at the office of the Club and shall be open to inspection of any financial members of the Club at reasonable times.
- 7.3 All monies received by or on behalf of the Club shall be paid forthwith into the bank account nominated or approved by the Management Board of the Club from time to time, and shall be entered in the books of the Club as soon as received.
- 7.4 The treasurer shall provide the Management Board at each of its meetings with a report entailing income and expenditure for the previous month, cash and investment position, expenditure and income forecasting for the ensuing month, balance sheet position, and position relative to budget.
- 7.5 At every Annual General Meeting the treasurer shall present a statement of the income and expenditure and a balance sheet for the previous financial year, together with a budget for the ensuing year and any recommendations of the finance committee relating to that budget.
- 7.6 At the end of each financial year the accounts of the Club shall be audited by the Club's Auditor(s). The auditor shall provide a certificate concerning the accounts, for the Annual General Meeting. The Management Board may require the accounts of the Club to be audited at any other time during the financial year.

8.0 MARINA

- 8.1 The Club in 1988 having constructed a marina in the tidal waters adjacent to the clubrooms at Half Moon Bay, it is recorded that financial members of the Club shall, during the term of the seabed licence and any renewal thereof, have the right to have pedestrian access to the walkways of the marina during the hours during which the gates thereto are not required to be locked for security purposes. The hours for the security of the gates shall be determined from time to time by the Management Board. Financial members shall also have free access to the marina by sea to take on water and supplies and to load and unload passengers. These activities shall be carried on in the areas designated by the Management Board for such purposes. The times during which such activities may be carried on, and the

duration of them, shall be as determined by the Management Board from time to time. Financial members shall also have access to the Club's four workberths by arrangement with club management, on terms of occupation and payment as set from time to time by the Management Board.

9.0 ALTERATION TO RULES

9.1 Any addition, alteration, or amendments to any provision of these Rules, shall only be made at a general meeting duly called and passed by a majority of three fourths of the members present and entitled to vote.

9.2 No motion affecting these Rules which has been duly considered shall be brought forward again during the same financial year, unless with the consent of the committee.

9.3 Notwithstanding anything contained in the Rules, no alteration shall be made to that part of these Rules concerning winding up, without the written consent of the Commissioner of the Inland Revenue.

10.0 WINDING UP

10.1 The Club shall be dissolved:

- (a) If the number of financial members of the Club shall be reduced to fewer than 40, or
- (b) The manner provided by the Incorporated Societies Act 1908 and any amendments thereto or any replacement legalisation.

10.2 If upon the liquidation or winding up or dissolution of the Club by any means there remain (after satisfaction of all liabilities and costs) any surplus assets, the same shall not be paid or distributed to any member(s) of the club, but shall be disposed of as resolved by a majority of members present and entitled to vote and voting in person at the general meeting confirming the winding up (or in default of that occurring, at the direction of the Register of Incorporated Societies) to such other association, clubs, or institution having objects the same or as similar to those of the Club.

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RULES OF BUCKLANDS BEACH YACHT CLUB
INCORPORATED

RATIFIED BY SPECIAL GENERAL MEETING ON
23RD JULY 2019

Amended : 27th July 1998
Amended : 5 July 1999
Amended: 12 June 2000
Amended 11 July 2005
Amended 16 June 2009

