

Dilham Boating Club

CONSTITUTION

CLUB RULES Last Updated 01/04/2019

- **Name and Object**

- The name of the Club is the Dilham Boating Club.
- The purposes of the Club are to promote and provide facilities for the users of the Dilham Marina and close waters. To be able to represent DBC to the Broads Authority.
- All profits and surpluses will be used to maintain or improve the Club's facilities. No profit or surplus will be distributed.

- **Membership General**

- Membership of the Club shall be open to anyone with an interest in Dilham Marina or close waters on application regardless of sex, age, disability, ethnicity, nationality, sexual orientation, religion or other beliefs. However, limitation of membership according to available facilities is allowable on a non-discriminatory basis.
- The Club may have different classes of membership and subscription on a non-discriminatory and fair basis. The Club will keep subscriptions at levels that will not pose a significant obstacle to people participating.
- The Club Committee may refuse membership, or remove it, only for good cause such as conduct or character likely to bring the Club into disrepute. Appeal against refusal or removal may be made to the members.

- **Membership Particulars**

- The categories of membership shall be as follows: -
- Full Membership - a Full Member's subscription covers the member's immediate family all of whom shall be deemed members. A Full Membership is eligible to a single vote at General Meetings of the Club.
- Honorary Membership - an Honorary membership may be granted by the club to a person who has served the club for a period of time that justifies this position. Member's subscription covers the use of the Club facilities by the member's immediate family all of whom shall be deemed members.
- Associate Membership - an Associate Member's subscription covers the use of the Club facilities by the Associate Member and the member's immediate family, all of whom shall be deemed associate members. An Associate Membership is not eligible to vote at General Meetings in matters of the club
- Guest Membership - Any person/family may be invited by a Full or an Associate member to attend any of the club's functions. Any fees will be paid by the club member.

- The Club may, in a General Meeting elect honorary Life Members. Life Membership covers the immediate family all of whom shall be deemed members. A Life honorary life Membership is eligible to a single vote at General Meetings of the Club.
- In all the above definitions, a member's immediate family is defined to include:
 - Spouses/Partner
 - Children and grandchildren who are under the age of 21 at the start of the subscription year (i.e. 1st April) or who are in continuing full-time education.
- **Non-Discrimination**
 - Membership is open to all and no person shall be discriminated against on the grounds of race, colour, ethnic or national origin, being male or female, married or unmarried or by reason of disability, age, sexual orientation, or religious or political beliefs.
 - Any person may become a member of DBC but it is expected that they will have an interest in the upkeep of Dilham Marina and will actively assist and help maintain a clean and tidy environment.
 - Every Member on joining the Club undertakes to comply with these rules and bye-laws. Any refusal or neglect to do so, or any conduct which in the opinion of the Committee is either unworthy of Membership or otherwise injurious to the interest of the Club, shall render a Member liable to expulsion by the Committee provided that before expelling a member the Committee shall call upon him (or her) for an explanation of their conduct and shall give him (or her) an opportunity of defending himself (or herself) or of resigning their membership. The vote on a resolution for expulsion shall be by ballot and the resolution shall only be carried if not less than three-quarters of the members of the Committee present vote in favour of the resolution.
- **Subscriptions**
 - The amount of subscriptions will be fixed annually by the Committee and will be due on the 1st April each year. Any Member who is 28 days in arrears with his subscription shall be liable to expulsion at the discretion of the Committee.
- **Officers**
 - The Officers of the Club will comprise a Commodore, Vice Commodore, past Commodore/s, Secretary, Treasurer and such other Officers as considered necessary by the Committee. Officers will hold the office until the end of the next Annual General Meeting. The retiring Officers will be eligible for re-election.
- **Committee**
 - The Club Officers and a minimum of two (2) other Members all of whom must be elected at the Annual General Meeting will form the Committee. The Committee shall manage the affairs of the Club in its best interest and may make such bye-laws as they think necessary. Each Committee Member (other than Officers) shall serve for two years and may stand for re-election. The Committee has the power to temporarily co-opt other Members to the Committee or to serve on a special Subcommittee.

- **Monies**

- A bank account will be used for all monies. This will require two signatures from any of these Club Officers: Commodore, Vice Commodore or Treasurer.

- **Auditor**

- An independent auditor shall be appointed at each AGM to audit the Club's accounts during the following year at a fee to be agreed by the Committee.

- **General Meeting**

- An Annual General Meeting shall be held at some convenient place before the 30th of April in each year at a date to be fixed by the Commodore. The Secretary shall, at least fourteen days before the date of such a meeting, email, post or deliver to each Member notice thereof of the meeting and of the business to be brought forward.
- No business, except the passing of the accounts, the election of the Officers, Committee 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 to the Secretary in writing at least 28 days prior to the meeting.
- The Committee may, on giving fourteen days' notice, call an Extraordinary General Meeting of the Club for any specific business, the nature of which shall be stated in the summons convening the meeting, and the discussions at such meetings shall be confined to that business only.
- The Committee shall also call an Extraordinary General Meeting on the written request of eight Full Members.
- At any General Meeting of the Club, in case of an equality of votes the Commodore shall have a second or casting vote.
- Method of delivery of notices shall include the use of email to each member's last notified email address.

- **New Rules, Amendments and Alterations**

- Notice of any alteration or addition to the rules intended to be proposed by a Member of the Club shall be given to the Secretary in writing at least 28 days prior to the AGM.
- All such proposed alterations or additions and any amendments to them which may be proposed and seconded shall be put to the vote of the meeting, and provided that a show of hands or if demanded, on a poll, a majority of two-thirds of the votes of those Members present and voting shall be cast in favour of any proposed alterations or additions or amendments then the same shall be deemed to be carried.
- In the case that an urgent change is required to the Club Bye-Laws and rules either for reasons of safety for the membership or security of the Club premises then the Committee is empowered to make such new rule or bye-law or amend any existing rule or bye-law provided that not less than three quarters of the members of the Committee present vote in favour of such new rule, bye-law or amendment and provided further that such new rule, bye-law or

amendment shall thereafter be confirmed either at the next Annual General Meeting or the Club or by the next Extraordinary General Meeting if such is called.

- Members are not to inconvenience, disturb or otherwise restrict or limit the pleasure of other members in the marina through excessive noise from entertainment, silent hours engine running, the slapping of sheets (lines) against sailing vessel masts, in order that all can enjoy our beautiful and tranquil location.
- Members with special needs: The Committee may relax any bye-law for a specific member, if it can be demonstrated that the specific bye-law would curtail, or otherwise restrict to a major degree, their continued participation in the Club activities. Members can apply to the Committee for such dispensation. The Committee will decide whether such dispensation can be agreed and may add related conditions.
- **Insurance**
 - It is a condition of membership that each Member abides by the Broad's Authority Boat Safety, toll and Insurance rules. This will require each Member to obtain and maintain minimum cover of £2,000,000 on boat/s in respect of liability to third parties or such a sum that shall be deemed appropriate by the Broad's Authority from time to time.
 - The Club, its Officers and Committee shall not be liable for any loss of life, personal injury, loss or damage of boats or any property of members or visitors either while moored, while cruising, sailing or engaged in any of the Club's activities.
 - The attendance of 'minors' shall be conditional upon their parents/guardians presumed giving of an indemnity against claims from or in respect of 'minors' arising from such loss of life, injury, loss or damage to property. The registered Member is to be held responsible for the conduct of his family and guests, especially minors, whilst on Dilham Marina, DBC functions and on the water.
- **The club is not to be used for business**
 - No person shall at any time be entitled to receive at the expense of the Club or of any member of the Club any commission percentage or similar payment on or with reference to purchases nor shall any person directly or indirectly derive any pecuniary benefit from the supply of any service or rent by or on behalf of the Club by reason of the supply giving rise to or contributing to a general gain for the Club.
 - No member shall give the address of the Club in any advertisement or use the Club address for business purposes.
- **Dissolution of Club**
 - Not less than 4 weeks written notice emailed to each member is needed before a Special General Meeting to confirm the dissolution of the Club can be held. If the dissolution is confirmed by a majority of the members voting at the Special General Meeting then the Committee shall proceed to realise the property of the Club and after the discharge of all liabilities shall divide such property equally among all members who were eligible to a vote

when the Special General Meeting was called. On the completion of such division the Club shall be dissolved. Any Remaining funds will be donated to the RNLI.