

Tamesis Club

Teddington

1885 - 2009

RULES

2009

Tamesis Club
Trowlock Way, Broom Road
Teddington TW11 9QY

Tel: 020 8977 3589

Last revised August 2010

RULES

1. NAME AND OBJECT

The Club shall be called "TAMESIS CLUB" and its object shall be to encourage, promote and facilitate community participation in the sailing of boats, especially on the River Thames and provide social and other facilities for members as may be determined from time to time. The Club is a Community Amateur Sports Club (CASC).

2. STATION

The headquarters of the Club shall be on the river between Teddington and Kingston.

3. BURGEE

The Club Burgee shall be blue, white and blue vertical, with a foul anchor in blue on the white.

4. MEMBERS

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.

The Club shall consist of members of any or all of the following classes, viz:

- | | |
|---------------------------|----------------------------|
| (a) Ordinary Members | (g) Affiliated Members |
| (b) Life Members | (h) Social Members |
| (c) Honorary Life Members | (i) Summer Sailing Members |
| (d) Honorary Members | (j) Winter Sailing Members |
| (e) Outport Members | (k) Family Membership |
| (f) Cadet Members | |

Save as provided in Rules 6 and 12, only members of classes (a), (b), (c), or Ordinary Members of (k) shall be entitled to hold office, vote at General Meetings and be eligible for election to Committees, except that members of class (h) may be elected to the House Committee.

(a) **Ordinary Members** shall be over the age of 18 and shall pay such entrance fee and annual subscription as has been determined by the Committee of Management.

An Ordinary Member over the age of 60 years who has been a Member of Class (a) and paid the appropriate annual subscription for at least 20 years may, upon written application to the Committee of Management, pay a reduced annual subscription (determined as above) without the loss of any of the rights and privileges of an Ordinary Member.

An Ordinary Member under the age of 21 or a full time student under the age of 25 years may upon written application to the Committee of Management pay a reduced annual subscription (determined as above) without the loss of any of the rights and privileges of an Ordinary Member.

The spouse or civil partner ("Partner") of an Ordinary Member, Life Member or Hon. Life Member may after being duly admitted as an Ordinary Member as detailed in Rule 6, and upon written application to the Committee of Management be permitted to pay an entrance fee and a reduced annual subscription (without the loss of any of the rights and privileges of an Ordinary Member, so long as his or her Partner remains a member of one of these classes of membership, i.e. Classes (a), (b) or (c). Others may, at the Committee of Management's discretion, be treated as a Partner for the purposes of this rule.

The amount of the entrance fee, annual subscription and of the reduced annual subscription, together with the subscriptions due from other classes of members where these differ from the above, shall be stated in a List of Charges prepared and circulated to all Members by the Secretary.

(b) **Life Members.** An Ordinary Member who agrees to pay a lump sum equal to ten times the current full annual subscription may become a Life Member at the discretion of the Committee of Management who may restrict the number of admissions to this class in any year.

(c) **Honorary Life Members.** An Ordinary member may be elected an Honorary Life Member at any General Meeting on the recommendation of the Committee of Management.

(d) **Honorary Members.** The Committee of Management shall have power to elect Honorary Members from year to year.

(e) **Outport Members.** An Ordinary Member, Cadet Member or a full time student under the age of 25 years whose regular place of residence is not less than 50 miles from the headquarters of Tamesis Club may apply to the Committee of Management to be admitted as an Outport Member and, if so admitted, shall pay from the 1st October next following such reduced annual subscription as shall have been determined and stated in the above List of Charges.

An Outport Member who no longer satisfies the above residential qualification and who wishes to continue to be a member of the Club must apply to the Committee of Management and, if approved, will then be liable for the entrance fee (if any) and the full amount of the appropriate subscription for the current year for the class to which he or she has now been elected. Provided that, if such Outport Member had previously been an Ordinary Member, no further entrance fee will be required.

(f) **Cadet Members** must be under 18 years of age. An annual subscription for each Cadet Member of the amount which has been determined and stated in the List of Charges shall be payable.

The parent or guardian of a Cadet Member shall be a member of Tamesis Club and be responsible for his or her conduct and the payment of his or her dues. Should the parent or guardian cease to be a Member of the Club, the Cadet must immediately find a substitute approved by the Committee of Management who shall sign the original application form as guarantor. The written consent of a parent or guardian is required prior to the admission of any Cadet.

The names of all Cadet Members shall be reported by the Treasurer (or Assistant Treasurer) to the Committee of Management as and when these members reach the age of 18 years for consideration of their eligibility to Ordinary or Social membership. The Committee of Management may, at its

discretion, waive the payment of the entrance fee, which may otherwise be due. The annual subscription appropriate to the class of membership to which the former Cadet has now been admitted shall be payable forthwith.

(g) Affiliated Members. Affiliated Membership may be granted to such clubs or other like organisations as may be determined from time to time by the Committee of Management upon payment of such sum or other subscription as the Committee of Management may lay down. The rights and privileges associated with such membership, which shall be considered just and equitable in the circumstances shall be laid down by the Committee of Management. The provisions of Rule 6, other than the second paragraph thereof, shall not apply to Affiliated Members.

(h) Social Members who must be over the age of 18 years shall be entitled to the use of all the facilities of the Club but shall not be entitled to participate as a helmsman in any Club race and the right to participate as a crew member shall not exceed that accorded to a visitor. A Social Member, who shall pay the entrance fee (if any) and annual subscription determined and set out in the above-mentioned List of Charges, wishing to become an Ordinary Member shall apply for admission to the Secretary as laid down in Rule 6. Provided that, if such Social Member had previously been an Ordinary Member, no further entrance fee will be required.

(i) Summer Sailing Members. Summer sailing facilities may be offered to bona-fide members of another sailing club who will then be able to avail themselves of the facilities of Tamesis Club.

The conditions of membership, including the period to which it applies and the subscription payable, shall be determined by the Committee of Management and will be made available to applicants on request. Summer membership shall be allowed for two consecutive years unless otherwise agreed by the Committee of Management. Thereafter if a person wishes to continue to sail at the Club he or she shall complete the application form for membership and upon admission pay the appropriate Entrance Fee and Annual subscription.

The Committee of Management may limit the number of applications as it thinks fit or upon the advice of the Sailing Committee.

(j) Winter Sailing Members. Winter sailing facilities may be offered to bona-fide members of another sailing club who will then be able to avail themselves of the facilities of Tamesis Club.

The conditions of membership, including the period to which it applies and the subscription payable, shall be determined by the Committee of Management and will be made available to applicants on request. Winter membership shall be allowed for two consecutive years unless otherwise agreed by the Committee of Management. Thereafter if a person wishes to continue to sail at the Club he/she shall complete the application form for membership and upon admission pay the appropriate Entrance Fee and Annual subscription.

The Committee of Management may limit the number of applications as it thinks fit or upon the advice of the Sailing Committee.

(k) Family Membership. Family Membership shall comprise an Ordinary Member, Class (a), the Partner of an Ordinary Member, Class (a) and their children, who shall be under 18 years of age and eligible for election to Cadet Member, Class (f). Family Members shall be accorded the rights and privileges of one of these classes of membership, i.e. Classes (a) or (f) in accordance with Rule 4.

5. OFFICERS

The Officers of the Club shall consist of Commodore, Vice-Commodore, two Rear-Commodores, Treasurer, Secretary, Sailing Secretary, Boatswain and Harbour-Masters, all of whom shall be elected at the first General meeting in each calendar year, provided that the office of Commodore and the office of Rear-Commodore may not be held for more than four consecutive years. In the event of the offices of Treasurer and Secretary being held by one member then the Committee of Management shall appoint an Assistant Secretary from its membership. In the event of an office falling vacant the Committee of Management shall have power to fill the vacancy until the next General Meeting for the election of Officers. All Offices shall be honorary.

6. ADMISSION OF MEMBERS

All candidates must complete the Club's application form.

The admission of Members shall be vested in the Committee of Management.

The Committee may only refuse an application for good cause such as conduct or character likely to bring the Club into disrepute or if the membership is deemed full by the Committee such that the facilities of the Club will not accommodate any additional members in which case the candidate's name will be added to the waiting list and he or she will be notified when a place becomes available. If the candidate's application is refused, the Secretary will inform them in writing and provide a right of appeal to the members in General Meeting.

A candidate on admission shall directly after receiving notice of admission, remit the amount of entrance fee (if any) and the appropriate subscription to the Treasurer. Failure to do so within one month from the date of such notice will annul such member's admission. The Committee of Management shall have power to limit the number of admissions during the current year.

7. SUBSCRIPTION AND PAYMENT OF SUBSCRIPTION

Membership subscriptions will be kept at levels that will not pose a significant obstacle to participation. The annual subscription of each Ordinary Member, Outport Member, Cadet Member and Social Member shall be due to the Club on 1st October each year. If any member's subscription should not be paid by the 31st October, a notice shall be sent by the Treasurer requesting payment, and the member's name may be posted in the Club room and from that date the member shall not be entitled to take part in any of the proceedings or races of the Club, until such subscription, together with all other sums owing to the Club, be paid. If payment is not made by the 30th November such member shall then cease to be a member of the Club, but without prejudice to the right of the Club to recover any sums then owing. Subsequent payment will not necessarily reinstate the late member.

A member who is admitted between 1st April and 30th June in any year will be liable for the full entrance fee (if any) but only 50% of the annual subscription set out in the List of Charges appropriate to the class of membership for the year of his or her election. A member who is admitted between 1st July and 30th September in any year will be liable for the full entrance fee (if any) but only 25% of the annual subscription set out in the List of Charges appropriate to the class of membership for the year of his or her election.

The Committee of Management shall be entitled at any time to increase the annual subscription payable by any or all classes of members in respect of the next succeeding year or years. Any such increase shall not require ratification at the general meeting referred to in Rule 14.

8. RESIGNATION OF MEMBERS

No member shall be considered as having withdrawn from the Club until notice in writing of intention to do so has been received by the Secretary and until all sums owing to the Club have been paid.

Notice received after 1st October of any year will not free the member sending it from liability for the subscription or other payments due on account of the year then begun.

Any member resigning from the Club shall return any keys or other property of the Club at the time of giving such notice and shall, within one month of receiving notice from the Secretary of acceptance of the resignation, remove from the club premises his or her boats and other property. Failure to comply with this Rule will entitle the Committee of Management to proceed in accordance with Rule 22(b) notwithstanding the fact that mooring fees may have been paid to a date after the date of resignation of the member.

9. EXPULSION

The Club shall have power to expel any member for good cause such as conduct or character likely to bring the Club into disrepute by ballot at a Special General Meeting called for such purpose, not less than one month's notice of which meeting shall be given by notice convening it, provided more than two-thirds of the members present and eligible to vote shall vote for this expulsion.

10. COMMITTEE OF MANAGEMENT

The affairs of the Club shall be administered, subject to the rules and regulations herein set forth, by a Committee of Management.

Unless otherwise required by law, the Club will remain a CASC and no resolution may change this status or alter its objects or winding up provisions. The funds of the Club shall be applied solely to the objects of the Club. In particular the Committee shall ensure that the property and funds of the Club will not be used for the direct or indirect private benefit of members, and that all surplus income or profits are re-invested in the Club.

The Flag Officers, Treasurer, Assistant Treasurer, Secretary, Assistant Secretary (if any), Sailing Secretary, Harbour Masters, Boatswain, Architect (if any), Solicitor (if any) shall be, by virtue of their offices, members of this Committee. Past Commodores while remaining members of the Club shall be members of the Committee. In addition to the above, at the first General Meeting in each year a maximum of nine members (being members of classes (a), (b), (c) or Ordinary Member of (k) as defined in Rule 4) shall be elected to serve on this Committee for one year. After three consecutive years of service on the Committee an elected member shall not be eligible for re-election until the first General Meeting in the year following.

The Committee of Management shall meet at least six times in every year. The notice convening a meeting of the Committee of Management shall state the nature of the business to be considered. Nine members of the Committee shall form a quorum. The Committee of Management shall decide the scale of charges for mooring, housing, lockers, etc., and shall post such scale in the Club House. These charges are due from members on 1st October, each year.

11. HOUSE COMMITTEE

On behalf of the Club the management of the bar, catering and other social activities of the Club shall be the responsibility of a House Committee elected at the first General Meeting in each year and responsible to the Committee of Management. Such House Committee shall consist of not more than twelve members (being members of classes (a), (b), (c) or (h) as defined in Rule 4) who shall be elected to serve on this Committee for one year. After three consecutive years of service on the Committee an elected member shall not be eligible for re-election until the first General Meeting in the year following. The House Committee shall have power to appoint sub-committees from amongst its members to deal with specific responsibilities and also power to co-opt members to fill vacancies during the year. Four members of the House Committee shall form a quorum.

12. SAILING COMMITTEE

At the first General meeting in each year a Sailing Committee shall be appointed to be responsible to the Committee of Management. The Sailing Committee shall consist of the Flag Officers, the Sailing Secretary, the Harbour Masters, the Cadet Squadron Captain and three Ordinary Members together with one elected representative of each of the classes sailing. Notwithstanding the provisions of Rule 4 the elected representative of the Cadet Class, being over 15 years of age, may be a member of class (f). The Committee shall arrange the racing programme for the season, and be responsible for the management and control of all races. A meeting of the Sailing Committee may be called at any time without previous notice, from those of its members present. Three members of the Committee shall form a quorum.

13. VOTING AND EQUALITY OF VOTES

Voting shall be by show of hands. In the case of equality of votes at any General or Committee Meeting the proposal in question shall fail.

14. GENERAL MEETING

The first General meeting of the Club in each calendar year shall be held not later than 1st March. The Committee of Management may call Special General meetings whenever it considers such a course necessary or upon the requisition in writing signed by at least five members (being members of classes (a), (b), or (c) as defined in Rule 4) shall within two months call a Special General meeting to consider only such matters as are stated in the requisition. Fourteen days' notice (at least) of any General meeting shall be given to every member entitled to attend. Such notice shall specify the nature of the business to be transacted, also the place, date and time of the meeting.

Notice of any resolution or nomination to be proposed at the first General Meeting in each year must be received by the Secretary not later than 7th December of the previous year and the Secretary shall bring all such resolutions and nominations to the notice of the Committee of Management prior to sending out the notices calling the meeting. Ten members shall form a quorum at any General Meeting.

15. MINUTES AND ACCOUNTS

Correct Minutes of all meetings shall be kept by the respective Secretaries, entered in Minute Books and shall be confirmed and signed at the subsequent appropriate meeting by the Chair of the meeting. Correct accounts of all receipts and expenditure shall be kept by the Treasurer. The Club accounts shall be presented to the members at the first General Meeting each year. These accounts shall show the result of the Club's financial operations for the period covered in such accounts. A balance sheet shall also be presented to the members showing the state of the Club's financial affairs as at the end of the financial year, identifying the Club's assets and liabilities. The Auditors shall report in writing on the accounts presented and shall say whether in their opinion proper records and books of accounts have been kept by the Club's Officers and servants and that the accounts give a true and fair view of the Club's operations and the state of its affairs.

16. HOUSE AND BAR

(a) The Club and Bar shall open and close at such hours as the Committee of Management shall from time to time appoint. The hours during which intoxicating liquors may be supplied to members shall for the time being, be as follows:

Sundays to Thursdays inclusive 11am - 11pm
Fridays and Saturdays 11am - midnight

(b) A Tariff of charges shall be prepared by the House Committee and after approval by the Committee of Management shall be displayed in the Clubroom.

(c) No person under the age of 18 years may be supplied with intoxicating liquor.

(d) All members are to pay their bills for every expense they incur before they leave the Club.

17. VISITORS

A member of the Club may introduce a visitor (except at a General Meeting) whose name shall be entered, together with that of the member introducing him or her, in the book kept for that purpose. No visitor shall be introduced more than six times in one year except with the permission of the Committee of Management such visitor/guest may be a competitor in a Club event in the capacity of crew or, with the permission of the Race Officer, may helm but will not be eligible to accrue points or win prizes.

Provided that no person shall be introduced as a guest into the Club who shall have been expelled from membership, or whose conduct or presence on the Club premises shall be considered by the Flag Officers objectionable or prejudicial to the interest of the Club.

A visitor to the Club is not permitted to pay for any alcoholic refreshment partaken or other excisable article obtained in the Club, the member introducing the visitor being liable for all such charges.

18. CLUB PROPERTY

No member shall take away from the Club any article, which is the property of the Club without the permission of any Officer of the Club who shall take a written receipt. Any damage done to the Club property by any member, or visitor, introduced by a member, shall be made good by such member.

19. ABANDONED BOATS

If at any time any mooring fees payable to the Club by any member or former member shall be three months or more in arrears:

(a) The Club shall be entitled to move the boat to any other part of its premises without being liable for any loss of or damage to the boat howsoever caused.

(b) The Club shall be entitled, upon giving one month's notice in writing to the member or former member at his last known address shown in the register of members, to sell the boat and deduct any monies due to the Club (whether by way of arrears of subscriptions or mooring fees or otherwise) from the proceeds of the sale before accounting for the balance (if any) to the member or former member.

(c) Alternatively any boat, which in the opinion of the Club cannot be sold, may, upon such notice as aforesaid, be broken up and the expenses recovered from the member or former member. Further the Club shall, at all times, have a lien over the boat in respect of all monies due to the Club whether in respect of arrears of mooring fees or subscriptions or otherwise.

20. COMPLAINTS

All complaints shall be made in writing to the Secretary who if unable to deal with them personally shall submit them to the Committee of Management. In no case may be the Steward or any other paid servant of the Club be reprimanded by a member. All suggestions relating to the management of the Club shall be made in writing in the suggestion book kept in the Club Room. No notice shall be posted in the Club without the consent of an Officer of the Club being first obtained.

21. ANIMALS

No animals shall be allowed in the Club buildings and any dog brought on the premises must be kept on a lead and under proper control.

22. LIMITATION OF CLUB'S LIABILITY

Members of the Club, their guests and visitors, may use the club premises, and any other facilities of the club, entirely at their own risk and impliedly accept that:

(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.

(b) The Club will not accept any liability for death or personal injury arising out of the use of the Club premises, and any other facilities of the Club, or out of participation in any race organised by the Club, whether sustained by members, their guests or visitors, or caused by the said members, guests or visitors, whether or not such death or injury could have been attributed to or was occasioned by the neglect, default or negligence of any of the officers, committee or servants or members of the Club.

(c) Before inviting any guests or visitors onto the premises or to participate in events organised by the Club, members will draw their attention to this rule.

(d) Children must be in the charge of a responsible adult while on the Club premises.

(e) Permission for members to bring, house or store boats, trailers or other property may be restricted at any time by the Committee of Management, who shall decide which Classes or type of boats may be kept at or sailed from the Club. If, after due notice has been given in writing to any member to remove any boat, trailer or other property the said member fails to comply then the Club shall be entitled to act in the same way as is set out below in regard to abandoned boats.

23. LIMITATION OF MEMBER'S LIABILITY

The Committee of Management, or any person or sub-committee delegated by the Committee to act as agent for the Club, shall enter into a contract only as 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 the membership.

24. MEMBERS' INDEMNIFICATION OF THE COMMITTEE OF MANAGEMENT

In pursuance of the authority vested in the Committee of Management by the members of the Club, members of the Committee of Management are 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. 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 of that category of membership unless the Committee of Management has been authorised to exceed such limit by a General Meeting of the Club.

25. TRUSTEES

There shall be at least three Trustees of the Club who shall be appointed from time to time as necessary by the Committee of Management.

A Trustee shall hold office until: -

- (a) he or she shall resign by notice in writing given to the Committee of Management; or
- (b) resolution removing him or her from office is passed at a meeting of the Committee of Management by a majority comprising two-thirds of the members present and entitled to vote.

26. PROPERTY OF THE CLUB

All the property of the Club, including land, assets, investments and all operating surplus, shall be held by the Trustees for the time being, in their own names so far as it is necessary and practicable, on trust for the use and benefit of the Club always. No such property will be distributed to the Members for their personal profit or gain as required by CASC rules. In the event of the death, resignation or removal from office of a Trustee, the Committee of Management shall nominate a new Trustee in his or 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 Commodore 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 Trustee Act 1925 and he or she shall by Deed duly appoint the person or persons so nominated by the Committee of Management.

27. POWERS OF TRUSTEES

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 of Management and have power to sell, lease, mortgage or pledge any Club property so held for the purpose of raising or borrowing money for benefit of the Club in compliance with the Committee of Management's directions (which shall be recorded in the Minutes of the Committee of Management meeting) but no purchaser, lessee or mortgagee shall be concerned to enquire whether any such direction has been given.

28. INDEMNITY TO THE TRUSTEES

The Trustees shall be indemnified by the Committee of Management out of the assets of the Club from and against any liability, costs, expenses and payments 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 relation to any legal proceedings or which otherwise relate directly or indirectly to the performance of the functions of a Trustee of the Club.

29. TRUSTEES LIMITATION OF LIABILITY

In every contract, lease, licence or other agreement entered into by the Trustees of the Club, it should be written that "The liability of the Trustee(s) for the performance of any contractual or other obligation undertaken or promised by them shall be limited to the assets of the Club"

30. ALTERATIONS TO RULES

No alteration shall be made in these rules without the consent of at least two-thirds of those present and eligible to vote at a General Meeting, the notice convening the General Meeting must be accompanied by a statement of the proposed alteration. Unless otherwise required by law, the Club will remain a CASC and no resolution may change this status or alter its objects or winding up provisions.

31. BOAT STORAGE

For the payment of the appropriate annual charge (based on overall hull length and set from time to time by the Committee of Management) the Club offers the following storage facilities to members:

- a) Outside for all boats in classes formally adopted by the Club.
- b) Outside for boats in other classes at the discretion of the Committee of Management.
- c) Limited undercover storage for boats racing regularly, at the discretion of the Sailing Committee.
- d) Limited undercover storage for boats not being raced, at the discretion of the Sailing Committee.

NB: Winter and Summer Members wishing to store their boats at the Club may only do so for the duration of the season to which their membership applies and shall pay one half of the relevant annual charge.

32. DISSOLUTION OF THE CLUB

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. The Committee shall dispose of the net assets remaining to one or more of the following:

- (a) to another club with similar sports purposes which is a charity; and/or
- (b) to another club with similar sports purposes which is a registered CASC; and/or
- (c) to the sport's national governing body for use by them for related community sports.