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# **The UK & Ireland J70 Class Association Constitution**

## **SECTION 1 - NAME AND OBJECTS**

1. The name of the class association shall be 'The UK & Ireland J70 Class Association'.
2. The objects for which the National Association is formed are to promote and facilitate the interests of the J70 Class and to represent the interests of owners of J70 Class boats as follows:-
  - (a) to keep members informed of developments concerning the J70 Class and any proposals concerning Class Rules.
  - (b) to organise Championships and to co-ordinate the programme for other races for the J70 Class.
  - (c) to encourage National and International competition in the United Kingdom for the J70 Class.
  - (d) to negotiate with the International J70 Class Association on any matters relating to the Class Measurement Rules.
  - (e) to promulgate information on technical development within the J70 Class.
  - (f) to promote the maintenance of the "Closed Class Rule" of the J70 Class.

## **SECTION 2 - TERMS AND DEFINITIONS**

3. The following expressions shall have the associated meanings:-
  - (a) "The J70 Class" shall mean the class of sailing boat designed by J Boats Inc. and made in accordance with its drawings and specifications.
  - (b) "The Class Rules" shall mean the rules relating to specification, construction and measurement controls and conditions for racing of the J70 Class as defined in the World Sailing International J70 Class Rules and governing the building of each J70 Class boat and its rating as a recognised boat within the class for class racing purposes.
  - (c) "The Committee" shall mean the Committee of the National Association, consisting of elected committee members.
  - (d) "The International Association" shall mean the International J70 Class Association formed to control the affairs of the J70 Class throughout the world.
  - (e) "The National Association" shall mean the J70 UK & Ireland Class Association.
  - (f) "The National Association Register" shall mean the register of owners of J70 Class boats with their addresses, number of boat, to be kept as hereafter provided.

- (g) "The National Association Rules" shall mean these rules governing the conduct of the National Association.
- (h) "The National Class Secretary" shall mean the duly elected Secretary of the National Association.
- (i) "Owner" and "Joint Owner" shall mean any person or persons, corporation or association entered on a certificate as owner or joint owner of a J70 Class boat.
- (j) "The Sail Number" shall mean the Sail Number allocated to the boat.

### **SECTION 3 - OFFICERS**

Officers of the National Association

- 4. The Officers of the National Association shall be Full Members of the National Association and shall consist of a Class Captain, a Secretary, a Treasurer and a UK World Council Representative. Officers shall be elected at the Annual General Meeting in 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 National Association shall be eligible for re-election.

#### **Duties of Officers**

Duties of Secretary

- 5. The Secretary shall:-
  - (a) Keep the National Association Register;
  - (b) Keep a register of National Association members' names and addresses
  - (c) Keep custody of all National Association documents;
  - (d) Keep full minutes of all meetings of the National Association and the Committee, which shall be confirmed and signed by the appropriate chairman upon the agreement of the National Association or the Committee at the next following meeting of the National Association or the Committee, as appropriate;
  - (e) Administer such insurance policy or policies as may be needed fully to protect the interests of the National Association, its Officers and its members;
  - (f) Maintain any such certificates or registrations, and complete any such non-financial returns, as may be required by law.

Duties of Treasurer

- 6. The 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 finances of the National Association.

- (b) Cause all returns as may be required by law in relation to such accounts to be rendered at the due time.
- (c) Make such payments on behalf of the National Association as the Committee shall direct.
- (d) Prepare an annual financial statement each year and cause such financial statement to be reviewed at least once annually and shall thereafter cause the same to be sent to all members of the National Association at least fourteen days before the date of the Annual General Meeting
- (e) Present the annual financial statement to the National Association at its Annual General Meeting.

**SECTION 4 - MEMBERSHIP**

Categories and votes of membership

- 7. There shall be the following categories of membership with power to vote at all meetings of the National Association as indicated hereunder.

**A FULL MEMBER** – any owner, co- owner or driver of a J70 Class boat. Each Full Member shall have one vote.

**AN ASSOCIATE MEMBER** – any individual or clubs interested in the J70 Class, who shall be entitled to attend and speak at any general meeting of the National Association but who shall have no vote.

**AN HONORARY MEMBER** – any person having an interest in the National Association in the United Kingdom who is proposed by a Full Member and seconded by at least one member of the Committee and is elected by the National Association at any general meeting of the National Association, who shall be entitled to attend and speak at any general meeting of the National Association but who shall have no vote.

Membership Entrance & Subscription Fee

- 8. The rate of annual Subscription Fee for each category of membership of the National Association 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.

9. All members shall pay their first annual Subscription Fee upon election to the National Association and thereafter on the first day of January in each year. Provided that a member elected after the first day of June in any year shall pay half the annual Subscription Fee applicable for that year and that a member elected after the first day of November in any year shall not be required to pay any Subscription Fee in respect of the year of election, but shall pay, on election, the annual Subscription Fee in respect of the year following election.

Members' duty to provide an up to date address

10. Every member shall furnish the Secretary with an up-to-date address and email address which shall be recorded in the register of members of the National Association and any notice sent to such address as shall be deemed to have been duly delivered.

### **Election and retirement of members**

Application for membership

11. 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, in the case of Honorary Members, the signatures of the Proposer and the Secunder.

Election of Members

12. The election of all classes of members is vested in the Committee and shall be a simple majority vote of those of the Committee. The Secretary shall inform each candidate in writing of the candidate's election or non-election. He shall furnish an elected candidate with a copy of the National Association Rules and make request for such payments as are necessary.

Payment of Fees upon Election

13. Upon election, a candidate shall pay, within one calendar month, such Subscription Fee as shall be required. In default of such payment, the election shall be void unless sufficient cause for delay be shown.

Retirement of a member

14. A member desirous of retiring from membership shall give notice in writing to the Secretary before the last day of November and shall not then be liable to pay the subscription for the following year.

Arrears of Subscription

15. 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, re-instate such member upon payment of arrears. No member whose annual payment is in arrears may enter any National Association event or regatta or vote at any meeting.

### **Conduct of Members**

Under-taking by members to comply with rules 16. Every member, upon election and thereafter, is deemed to have notice of, and impliedly undertakes to comply with, the National Association Rules.

Disciplinary action against members 17. Any breach of Rule 18 or any conduct which, in the opinion of the Committee, is either unworthy of a member or otherwise injurious to the interests of the National Association, shall render a member liable to disciplinary action by the Committee, which may include expulsion or suspension of membership.

Before taking such disciplinary action against a member, the Committee shall call upon such 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 apply any sanction shall be carried by a simple majority vote by those members of the Committee present and voting on the Resolution.

Upon expulsion the former member shall not be entitled to have any part of the annual membership fee refunded and must return any National Association or external body's trophies held forthwith.

Damage to National Association property 18. A member shall not knowingly remove, injure, destroy or damage any property of the National Association and shall make restitution for the same if called upon to do so by the Committee or by the Secretary upon the instructions of the Committee.

19. Membership of the National Association and acceptance of these Rules by the member will be deemed to constitute consent to the holding of relevant personal data for the purposes of the Data Protection Acts.

## **SECTION 5 - MANAGEMENT COMMITTEE**

Constitution of Committee 20. The affairs of the National Association shall be managed by the Committee. The Committee shall consist of the Officers, ex officio, and a Communications Secretary, a Builders Representative and not less than one nor more than four Full Members (who have attained the age of eighteen years) 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 21. At the Annual General Meeting each year one of the elected or Full Members shall retire in order of election or seniority. In the case of equal seniority the order of retirement shall, failing agreement between the members concerned, be determined by lot. Members retiring under this Rule shall not be eligible for re-election to the Committee until the Annual General Meeting next following the meeting at which they retire.

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| Candidates for election to Committee                       | 22. Candidates for election to the Committee (not being Officers of the National Association or a Builders Representative) shall be those members of the retiring Committee eligible to offer themselves for re-election and such other Full Members whose nominations (duly proposed and seconded in writing by Full Members of the National Association) with their consent shall have been received by the Secretary at least twenty eight days before the date of the Annual General Meeting in each year. Such nominations, together with the names of the Proposer and Seconder shall be sent to the members of the National Association at least fourteen days prior to the date of the Annual General Meeting. A Builders Representative will be appointed by Key Yachting Limited and will be a Full Member of the National Association. |
| Election of Committee by ballot<br>No contest for election | 23. If the number of candidates for election is greater than the number of vacancies to be filled then there shall be a ballot.<br><br>24. 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.<br><br>25. 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   | 26. If, for any reason, a casual vacancy shall occur, the Committee may co-opt a Full Member to fill such a vacancy until the next following Annual General Meeting.  |
| Committee Meetings   | 27. The Committee shall meet at least every three months making such arrangements as the conduct, place of assembly and holding of such meetings as it may wish. The Class Captain or in his absence a chairman elected by those present shall preside.   |
| Voting at Committee  | 28. 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 Class Captain shall have a second and casting vote.   |
| Quorum   | 29. Four members personally present or in a teleconference shall form a quorum at a meeting of the Committee.   |
| <b>Powers of the Committee</b>                             |   |
| Management of National Association by Committee            | 30. The Committee shall manage the affairs of the National Association according to the National Association Rules and shall cause the funds of the National Association to be applied solely to the objects  |

of the National Association or for a benevolent or charitable purpose nominated by the National Association in general meeting.

- Appointment of sub-committees 31. 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 National Association as the Committees may think fit. Officers of the National Association shall be ex officio members of all such sub-committees.
- Disclosure of interest to third parties 32. A member of the Committee, of a sub-committee or any officer of the National Association, in transacting business for the National Association, shall disclose to third parties that he is so acting.
- Limitation of Member's liability 33. The Committee, or any person or sub-committee delegated by the Committee to act as agent for the National Association or its members, shall enter into 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.
- Members indemnification of Committee 34. In pursuance of the authority vested in the Committee by members of the National Association, members of the Committee are entitled to be indemnified by the members of the National Association against any liabilities properly incurred by them or any one of them on behalf of the National Association 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 National Association.

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 has been authorised to exceed such limit by a general meeting of the National Association.

## **SECTION 6 - MEETINGS OF THE NATIONAL ASSOCIATION**

- Annual General Meeting 35. An Annual General Meeting of the National Association shall be held each year on a date to be fixed by the Committee. The Secretary shall at least fourteen days before the date of such meeting post or deliver to each member notice hereof and of the business to be brought forward thereat.
- Business at Annual General Meeting 36. No business, except the passing of the Accounts and the election of the Officers, Committee and Honorary Auditors, 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



Secretary at least twenty one days before the date of the Annual General Meeting.

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| Special General Meeting                         | 37. | The Committee may at any time, upon giving twenty one days notice in writing, call a Special General Meeting of the National Association 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. |
| Special General Meeting upon request of members | 38. | The Committee shall call a Special General Meeting upon a written request addressed to the Secretary by at least ten members. The Committee shall give twenty one days notice in writing of any such Special General Meeting. The discussion at such meeting shall be confined to the business stated in the notice sent to members.                    |
| Chairman at Meetings                            | 39. | At every meeting of the National Association the Class Captain (or, in their absence, a chairman elected by those present) shall preside.   |
| Quorum at Meetings                              | 40. | Ten members entitled to vote and personally present shall form a quorum at any meeting of the National Association.   |
| Entitlement to vote at Meetings                 | 41. | Only Full Members shall vote at any meeting of the National Association. Other members may attend and speak but are not entitled to vote.   |
| Voting at Meetings                              | 42. | Voting, except upon the election of members of the Committee, shall be by show of hands.  |
| Equality of Votes                               | 43. | In the case of an equality of votes the Class Captain shall have a second or casting vote, on any matter other than the election of members of the Committee.   |
| Voting on Rule Change                           | 44. | On any resolution properly put to a meeting of the National Association relating to the creation, repeal or amendment of any Rule of the National Association such Rule 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 7 - DISSOLUTION OF THE NATIONAL ASSOCIATION**

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| Dissolution of the National Association | 46. | If, upon the winding up or dissolution of the National Association, 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 National Association. The Committee shall dispose of the net assets remaining to one or more of the following:<br>(i) to another organisation with similar sports purposes which is a charity and/or |
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(ii) to the sport's national governing body for use by it for related community sports.