

RAYC Rules Proposed Amendments

AGM, August 2018

Dear Member,

For discussion and membership vote at the August 2018 AGM please see a number of proposed Club Rules amendments and additions.

The proposed changes to the existing rules noted below have been discussed and debated by the General Committee.

It is the General Committees recommendation that the proposed amendments and additions are considered and approved by the membership at the August 2018 AGM.

The proposed amendments and additions reflect a modernisation of the Club. The proposed changes are to:

1. Ensure that the rules reflect how the club has already been operating or to better reflect the actual membership and operating conditions of the Club,
2. To amend the rules such that memberships may be offered which are more inclusive,
3. To amend the rules such that they are better suited to the membership and objectives of the Club of increasing Club membership and making RAYC a welcoming and inclusive yacht club.

Please consider the amendments against the existing Club Rules a copy of which can be downloaded from the Club website.

For each proposed Rule change wherever possible, and where it makes sense, the General Committee have listed the existing wording and proposed new or amended wording.

A motion to change each rule or rule addition will be put to the membership at the AGM on the 27th of August 2018.

We look forward to seeing you at the AGM.

Sincerely,

Matt Woodley

Commodore

Gender Amendments

Proposed that “He” is replaced with “They” or other appropriate gender neutral term throughout the Club Rules to reflect the gendered diversity of the Club.

Objectives – Section 3

Propose amendment from “Objects” to “Objectives”.

Proposed amendment to Section 3(a) –

To function as a Yacht Club and generally to encourage yachting and other marine activities.

Membership Category Amendments – Section 5

Sailability Membership category addition

Propose addition to Section 4 -

(13) Sailability Membership

Propose addition to Section 5 -

(M) A Sailability Member shall be a person who has a current membership to a Regional Sailability Programme and must also have a Physical or Intellectual Disability diagnosed by a medical professional.

Senior Member category amendment

Propose amendment to 5(a) for inclusion of paddlers and other persons interested in marine sports

Current Clause 5(a) –

SENIOR Members shall each be amateur or professional yachtsmen or yachtswoman, whether yacht owners or not, or any other person interested in yachting.

Proposed Clause 5(b) –

SENIOR Members shall each be amateur or professional marine sports person, whether yacht owners or not, or any other person interested in marine sports.

Student Membership category amendment

Propose amendment to 5(G) - to change name from "Student" to "Under25"

Current Clause (G) –

STUDENT Members

Shall be those persons eligible for Senior Membership who are under the age of 25 years on the 1st day of June in the current financial year.

Proposed Clause (G) –

UNDER 25 Members

Shall be those persons eligible for Senior Membership who are under the age of 25 years on the 1st day of June in the current financial year.

Academy Membership amendment

Propose amendment to 5(H) - to reflect Under25 Membership not Senior membership.

Current Clause (H) –

ACADEMY Members

Shall be those persons eligible for Senior Membership who are currently enrolled in a yacht sailing or management course managed as part of the Sailing Academy operated by the Club.

Proposed Clause (H) –

ACADEMY Members

Shall be those persons eligible for an Under 25 Membership who are currently enrolled in a yacht sailing or management course managed as part of the Sailing Academy operated by the Club.

Associate Membership Amendment

Propose amendment to 5(i) - to modernise and better reflect intention as "Country" or "International" or "out of Auckland Region" or "non-voting membership if a member of another YNZ affiliated yacht club" Membership.

Current Clause (i) –

ASSOCIATE Members

Shall be those persons otherwise eligible for Senior Membership but who do not wish to obtain Senior Membership and who either permanently reside beyond a radius of 50km from the principal premises of the Club or to whom some other factor applies as may be approved by the General Committee PROVIDED HOWEVER that the General Committee may in its discretion reduce the nominated radius in any particular case or cases, but any relaxation of any requirement or a determination in terms of this sub-clause in favour of any particular member shall be subject to review from time to time by the General Committee.

Proposed Clause (i) –

ASSOCIATE Members

Shall be a non-voting membership and apply to those persons otherwise eligible for Senior Membership and whose primary residence is outside of the Auckland Region, or to whom some other factor applies as may be approved by the General Committee.

Honorary Membership amendment

Propose amendment to 5(j) – to allow honorary membership category to cover membership over a regatta period to be known as “regatta membership”

Add to Current Clause (J) –

- (iv) The General Committee may admit a person as an Honorary Member for a limited event duration who has upon payment of full regatta fees entered a regatta or sailing event of the club and is not otherwise a club member.

Veteran Membership amendment

Propose amendment to 5(C) - to allow only those eligible for national superannuation and remove tenure requirement. Also amend to “...shall pay no more than one half of a senior membership...”

Current Clause (C) –

VETERAN Members

Shall be those members over the age of sixty (60) who have been senior members for a continuous period of fifteen years.

Those members over the age of sixty five (65) who have been senior members for a continuous period of ten (10) years.

Veteran members shall only be required to pay one half of the current senior (or joint member) subscription but shall otherwise have all the other rights of a senior member.

Proposed Clause (C) –

VETERAN Members

Shall be those members eligible for national superannuation and shall pay no more than one half of a Senior Membership subscription. Veteran Members retain full Senior Membership rights.

New Members amendments

New Members

Propose amendment to Section6(a) – To align membership categories with changes proposed above.

Current Clause 6(a) –

New Members, whether intending Senior, Joint, Family, Associate, Academy or Student Members may be admitted upon making application to the Manager in writing on the form provided for that purpose, signed by such intending member.

Proposed Clause 6(a) –

New Members, whether intending Senior, Veteran, Joint, Family, Associate, Academy or Under25 Members may be admitted upon making application to the Manager in writing on the form provided for that purpose, signed by such intending member.

Joining Fee

Propose amendment to Section6(b) - A joining fee is not proposed for the 2018-19 year. However, Club Rules Section6(b) currently allows for a “nomination fee”. Propose amendment to this clause to:

1. Describe fee as a joining fee
2. Make it clear that this joining fee is to be set at the AGM

Current Clause 6(b) –

Such application must be accompanied by the nomination fee, if applicable, and subscription payable – the subscription fee to be reduced to half the annual fee where application is made after 1st January in any year, or pro-rata at the discretion of the General Committee.

Proposed amendment to Clause 6(b) –

Such application must be accompanied by the joining fee applicable as set at the AGM, if no joining fee is set at the AGM then no mandatory joining fee will apply, and subscription payable – the subscription fee to be reduced to half the annual fee where application is made after 1st January in any year.

Voting Amendments

Proposed amendment to Section18 – to remove voting rights of Associate Members, amend Student to Under 25, and add Family, Joint, and Sailability Member.

Current Section 18 –

At all meetings every Senior, every Veteran, every Life Member, every Student, every Associate and every Honorary Life Member present shall be entitled on every motion to one vote exercised in person and every Joint Membership, every Family Membership and every Corporate Membership represented shall be entitled on every motion to one vote exercised in person by their respective representative. No vote shall be valid unless the vote is cast on behalf of a financial member with membership subscription amounts fully paid. No vote shall be given by proxy, and in the case of an equality of votes, the Chairman shall have a casting vote as well as a deliberative vote.

Proposed Section 18 –

At all meetings every Senior, Veteran, Life, Honorary Life, Sailability and Under25 Member present shall be entitled on every motion to one vote exercised in person and every Joint Membership, every Family Membership and every Corporate Membership represented shall be entitled on every motion to one vote exercised in person by their respective representative. No vote shall be valid unless the vote is cast on behalf of a financial member with membership subscription amounts fully paid. No vote shall be given by proxy, and in the case of an equality of votes, the Chairman shall have a casting vote as well as a deliberative vote.

Interpretation Amendments

Propose amend to Interpretation Section to change Racing Secretary to Water Sports Manager.

Current Clause –

“Commodore”, “Vice Commodore”, “Rear Commodore”, “Club Captain”, “Trustees, “Manager”, “Treasurer”, “Racing Secretary”, “Chairman”, and “General Committee” mean respectively – The Commodore, Vice Commodore, Rear-Commodore, Club Captain, Trustees, Manager, Treasurer, Racing Secretary, Chairman, and General Committee (and any other Member elected to the General Committee) of the Club .

Proposed Clause –

“Commodore”, “Vice Commodore”, “Rear Commodore”, “Club Captain”, “Trustees, “Manager”, “Treasurer”, “Water Sports Manager”, “Chairman”, and “General Committee” mean respectively – The Commodore, Vice Commodore, Rear-Commodore, Club Captain, Trustees, Manager, Treasurer, Racing Secretary, Chairman, and General Committee (and any other Member elected to the General Committee) of the Club .

And

Replace in all Sections of the Club Rules “Racing Secretary” with “Water Sports Manager”

Duties of the Racing Secretary – Section 32

Section 32 – as proposed above shall be amended to Water Sports Manager.

Propose amendment to Clause(A) and Clause(C) to reflect Water Sports Manager duties with both Sailing Committee and Paddling Committee.

Current Clause 32(A) –

To attend all Meetings of the Sailing Committee and to keep a Minute Book in which they shall record correctly all the proceedings of the Sailing Committee and the business transacted at meetings of the Sailing Committee.

Proposed amendment to Clause 32(A) –

To attend all Meetings of the Sailing Committee and Paddling Committee, and to keep a Minute Book in which they shall record correctly all the proceedings of the Sailing Committee and Paddling Committee and the business transacted at meetings of the Sailing Committee and Paddling Committee.

Current Clause 32(C) –

On all occasions in the execution of their office to act under supervision, control and direction of the Sailing Committee.

Proposed Clause 32(C) –

On all occasions in the execution of their office to act under supervision, control and direction of the Sailing Committee and Paddling Committee.

Proposed addition for Akarana Marine Sports Charitable Trust (AMSCT) Trustees

The Club Rules currently do allow for appointment of Trustees for RAYC. If for any reason the General Committee were unable to carry out their duties the Trustees would assume the responsibilities of the General Committee and lead the yacht club. No change is proposed to this.

But the Club Rules currently have no clause for the appointment of AMSCT RAYC Representative Trustees.

The AMSCT Trust Deed requires seven Trustees in total of which four are RAYC representatives and consequently ensure that the Trust is always controlled by RAYC.

The Club Rules currently do not have any rule relating to the nomination of AMSCT Trustees. The General Committee believe it should.

AMSCT Trustees are appointed for a minimum of three years, so any RAYC Trustee nomination only need occur at every third AGM, or each year if one of the existing Trustees was to stand down, or at such time as a Trustee may not be able to maintain their position.

Suggested wording in Club Rules for AMSCT Trustee appointment should be clear, unambiguous, provide a guide as to the skills required of any RAYC nominated Trustee and must be consistent with the AMSCT Deed.

Proposed Clause:

CHAPMAN TRIPP ADVICE IS BEING SOUGHT FOR APPROPRIATE DRAFTING OF WORDING FOR A CLAUSE TO ADD TO THE CLUB RULES FOR REVIEW AND APPROVAL BY MEMBERS AT THE AGM.