

THE MALTA CRUISING CLUB

STATUTE

1.NAME

The name of the organisation shall be **The Malta Cruising Club**

2. OBJECTIVES

The principle aims of the Club are to encourage, develop and facilitate the enjoyment of cruising, both sail and power, by various means including, *inter alia*, through: The cruising Club is formed to provide specifically for the needs and interests of all those boat owners, crew and those interested or involved in both sail and or power

- The accumulation and making available to members of a database of information relevant to all aspects of cruising
- The publication of a Cruising Guide to Maltese and Central Mediterranean waters in a format that it could be updated regularly
- Providing information on charts, both paper and electronic, and their updating
- Navigational information on lights, times and frequencies of weather forecasts etc
- Pilotage and information on foreign ports and anchorages including current regulations, the availability of fuel, water, food and local contacts and facilities.
- Flags, signalling and yachting etiquette.
- Organising “cruising in company” or rallies to Mediterranean destinations.

The Club would provide opportunities, during the winter, for informal instruction, refresher courses and discussion to include items such as:

- Navigation, including the use of radar and electronic charts etc
- Man-overboard procedures
- Dealing with heavy weather
- Diesel engine maintenance and repair
- Wireless communication
- Cruising experiences
- Cruising destinations
- Weather forecasting and meteorology
- Exchange of knowledge, information and experience accumulated by Club members

The Club would build up a liaison network with overseas clubs and organizations

The Club would provide opportunities for owners to meet potential crew.

The Club will build a database on the location and availability of items of equipment with reviews of their function based on feedback from members and other sources of information.

The Club would also represent the interests of its members and endeavour to further and improve cruising activities.

The Club is authorised to do all such act and omissions as may be necessary or required for the proper functioning and for the proper attainment of its aims and objectives. To this aim and without limitation, it may enter into Agreements, Deeds or Contracts, operate bank and other accounts, employ staff, engage advisers and consultants. The Club is authorised within the aims and objectives referred to and the spirit thereof to do all such acts as may be necessary and required to function smoothly and properly.

2. MEMBERSHIP:

2.1 There shall be the following categories of membership:

2.1.1 Full- open to persons over 18 years of age;

2.1.2. Visiting – Open to visiting yachtsmen for a period not exceeding 6 months.

2.1.3 Family- open to full members including their partners and children up to the age of 18.

2.2 Only paid up full members enjoy voting rights.

3. THE COMMITTEE AND OFFICERS OF THE ASSOCIATION:

3.1 The Management of the Club shall be vested in a Committee consisting of six members who shall be elected at an Annual General Meeting for a period of Two Years each. The Committee members shall retire every two years but shall be eligible for re-election.

3.2 The Officers of the Club shall be as follows, in order of seniority:

Commodore

Honorary Secretary

Honorary Treasurer

3 Members

3.3 The legal and Judicial Representation of the Club:

3.3.1- The legal and judicial representation of the Club shall be vested on any two officers of the committee jointly.

3.4 Honorary Treasurer will be the Club financial adviser and the finance of the Club will be under his direction. He will also be responsible for supervising the Club accounts, the preparation and presentation of the Audited financial statements to the members at the Annual General Meeting. All financial transactions relating to the Association shall be done under the signatures of the Honorary Treasurer, together with the President or any other delegated member of the Committee.

3.5 The Committee shall have the power to make any bye-laws it may deem necessary, provided such bye-laws are not in conflict with the Statute. The Committee shall cause any such bye-laws to be communicated to all members of the Club, and to be available for inspection at any reasonable time the Committee shall determine. .

3.6 Meetings of the Committee shall be chaired by the Commodore, or in his absence by the Senior Officer present.

3.7 Decisions requiring a vote to be taken shall be based on a simple majority vote, with the Commodore having a casting vote.

3.8. Meetings of the Committee shall be called by the Secretary and seven days notice shall be given.

3.9 The quorum necessary to constitute a Committee meeting shall be four voting members of the Committee. If after fifteen minutes, there are less than four members, the meeting shall stand adjourned to the next week at the same day of the week, time and place and at such adjourned meeting the member or members present shall constitute a quorum.

3.10 The Committee may appoint sub-Committees with such Chairmen, members and powers as it deems fit. Chairmen of such Sub-Committees may co-opt such members as may be deemed necessary. Co-opted members shall not be entitled to attend meetings of the Committee, however Committee members are entitled ex-ufficio to attend any Sub- Committee meeting.

3.11 Any Committee member who fails to attend three meetings held in the term of office of the same Committee shall be required to stand down if a majority vote so determines.

3.13 Should Committee member resign during his term of office a replacement may be co-opted at the Committee's direction to serve until the next Annual General Meeting. Such a replacement will not carry voting rights within the Committee.

3.14 The Committee may nominate an Honorary Commodore, the role of the Honorary Commodore will be that of passing his experience to the other committee, and acting on behalf of the committee during meetings with other clubs. The Honorary Commodore may attend committee meetings but shall not have voting rights.

4. ELECTION OF CLUB MEMBERS:

4.1 The Election of members is vested in the Committee and should any question arise in respect of any candidate his or her election shall be by majority ballot. Each application shall be made on the appropriate form issued by the Committee, shall be duly proposed and seconded by two members, and shall be accompanied by payment of the Entrance Fee if appropriate. Should the application not succeed this fee will be refunded.

4.4 A written notice of election shall be sent to each newly elected member, together with a copy of the Statute and a request for payment of the first subscription. Membership shall not become effective until the subscription has been paid.

5. FEES:

5.1 Applications for full and family membership alone shall be subject to payment of an Entrance Fee, which fee shall be as determined by the Committee.

5.2 The Subscription for full membership shall be €25 annually. The subscription for visiting membership shall be that of €15.00 annually whilst the subscription of family membership shall be that of € 40.00 annually. The Committee shall have the power at any time to alter the amount of annual subscription providing that the variation does not exceed twenty percent in one calendar year.

5.3 Members elected between 1ST January and 30th June in any year shall pay the full subscription. Those elected between 1st July and 31st December shall pay one half only during the year of election.

5.4 Subscriptions are payable annually in advance on January 2nd and not later than January 31st. Members are responsible for payment of their subscription without the Club having any liability to send any notification. If any member shall be in arrears with his or her Subscription after this date, such member shall not be entitled to participate and enjoy the Club s functions and facilities.. If this subscription is not paid by the 30th June of the year for which it was due, such member shall cease to be a member of the Club. 5.5 The Committee may accept applications from members for a change in category when and if personal circumstances so determine.

5.6 The first payment of a Subscription shall be an acknowledgement by the member that he or she is bound by the Statute and Bye-laws of the Club, and all alterations and additions duly made to them.

6. GENERAL MEETINGS

6.1 At least 14 days' notice of any General Meeting shall be given to all categories of membership. Due notice of a General Meeting shall be deemed to have been given on the day on which it was posted (by ordinary post), addressed to the Member at

the last known address according to the Club register. Notice of any motion or proposal shall also be circulated 14 days in advance with the agenda

6.2 To constitute a quorum at General Meeting, there shall be present at least 10% of those members eligible to vote, provided that if the required number of members is not present thirty minutes after the time fixed for the Meeting, the meeting shall stand adjourned to the next week at the same day of the week, time and place and at such adjourned meeting the member or members present shall constitute a quorum.

6.3 General Meetings shall be chaired by the Commodore of the Club or in his absence by the most senior Club Officer present.

6.4 Decisions at any General Meeting shall be taken on the basis of a simple majority vote, with the exception of decisions regarding Amendments to the Statute or Dissolution of the Club which will require a two-thirds majority of the members present and entitled to vote. The chairman of the Meeting shall have a casting vote.

6.5 The Annual General Meeting shall be held at or before the end of February of each year for the following purposes, to be considered in the order as listed:

6.5.1 Approval of Minutes of previous General Meeting/s;

6.5.2 Receiving and discussing the Reports of Commodore and of the Honorary Treasurer and approval of the Audited Financial Statements for the previous year;

6.5.3 Appointment of Auditors to hold office until the end of the following year;

6.5.4 Transacting any business of which due notice has been given;

6.5.5 Appointing Electoral Commissioners;

6.5.6 Closure.

6.6 All proposals for items of business to be discussed at the Annual General Meeting shall be seconded and submitted in writing to the Secretary at least fourteen days before the date of the Meeting.

6.7 An agenda of all business to be brought before the Annual General Meeting, together with the Minutes of the previous General Meeting/s to be approved during the Annual General Meeting and a copy of the Audited Financial Statements for the previous year, shall be available for inspection in the Club's registered address to Club Members at least seven days before the date of the Meeting.

6.8 Two separate attendance sheets shall be available to Members at any General Meeting, one to be signed by Members present carrying voting rights and one to be signed by Members present not carrying voting rights.

6.9 Three Electoral Commissioners shall be elected by the Members present at the Annual General Meeting. A ballot box will be made available for Members to cast their votes for the election of the new Committee until fifteen minutes after the closure of the Annual General Meeting.

6.10 The Electoral Commissioners shall announce the result of the election as soon as possible after the conclusion of voting. In the event of a tie the election shall be settled by drawing lots by the Electoral Commissioners.

6.11 The President shall call an Extraordinary General Meeting if required by the Committee, or if requested in writing to do so by not fewer than 10% of the voting members. Not less than fourteen days' notice of such Meeting shall be given, and the Notice shall specify the business to be conducted. No other business shall be conducted at that Meeting.

7. ELECTION OF COMMITTEE:

7.1 Names of candidates for election to the Committee, duly proposed and seconded by Members carrying voting rights, shall be submitted on the prescribed form to reach the Secretary at least fourteen days before the date of the Meeting, and shall be available at the registered office of the Club not less than ten days before the date of the Meeting.

7.2 Election of membership to the Committee shall be by secret ballot, and open for three days before the Annual General Meeting. A ballot box will be made available, in the Club's registered office, for the three days leading up to the Annual General Meeting. Members entitled to vote may, at any time during office hours, and during such period, cast their votes for the election of candidates to the Committee. Voting will close fifteen minutes after the time of closure of the Annual General Meeting. Votes will be cast on the prescribed ballot sheets. Balloting will cease during the meeting.

8. RECIPROCAL AGREEMENTS:

8.1 The Club may enter into reciprocal arrangements with other Yacht Clubs when the Committee considers it to be of benefit to do so. Members of such clubs shall be deemed Temporary Members of the Club

10. DISCIPLINE:

10.1 The Committee, at its own discretion, may investigate actions by any Member occurring during yachting activities, which are considered to be contrary to the accepted standards of behavior in such circumstances. The Committee may penalize the Member concerned by suspending him or her from participation in any number of Club activities as may be deemed appropriate.

10.2 It shall be the duty of the Committee, if at any time it shall be of the opinion that the interests of the Club so require, to invite by letter any Member to resign from the Club within a time specified in such letter, giving the reasons. In default of such resignation the Committee shall invite the Member in question to make representations,

verbally or in writing, as to why he or she should not be expelled, following which the proposal to expel such a Member shall be put to a vote of a Committee meeting to be held at the earliest opportunity. Decisions taken by the Committee in this respect shall be final and not subject to appeal.

11. AMENDMENTS TO THE STATUTE:

11.1 This Statute may be amended or repealed by resolution at an Annual or Extraordinary General Meeting, carried by a majority of at least two-thirds of the Members present and voting.

12.1 The Club shall be dissolved if it is so resolved by a majority of not less than two-thirds of Members entitled to vote at an Extraordinary General Meeting called for in accordance with Rule 6.11.

12. DISSOLUTION OF THE CLUB

12.2 On the passing of such a Resolution the Committee shall appoint Trustees forthwith, or at such date as shall be specified in such resolution, who shall proceed to realize the property of the Club and, after discharge of all liabilities, shall divide such property equally among the Members carrying voting rights. Upon the completion of such divisions, the Club shall be dissolved. The Trustees shall give full consideration to any directions given by the Committee in regard to the realization and division of property of the Club.

13. INTERPRETATION OF THE STATUTE

13.1 The Committee shall be the sole authority for the interpretation of this Statute and any Bye-Laws made there under. The decision of the Committee shall be final and binding on all Members.