

UK RS Feva Class Association Constitution

1. National Class Association

The full title of the Association shall be the UK RS Feva Class Association.

2. Objects

The objects of the Association are to promote and further the interests of the RS Feva Class throughout the Country and to represent the interests of national RS Feva Class owners as follows:

- (a) Looking to promote an enjoyable and inclusive family friendly and junior pathway double handed class. Continuously look for opportunities to increase the sailing membership of the RS Feva.
- (b) To keep members informed of developments concerning the RS Feva Class and maintain the national website.
- (c) To organise the national Open Championships and to co-ordinate the programme for other races in the Country for the RS Feva Class such as regional race activities as well as open training.
- (d) To encourage National competition in the Country for the RS Feva Class.
- (e) To communicate quality/design change requests to the International Association.
- (f) To maintain the relationship with the International Association representative for the RS Feva Class.
- (g) To liaise as appropriate with the RYA, the manufacturer and other interested parties as to how services are to be provided in the Country with the aims of both growing the class size and activity levels.

3. Terms and Definitions

Throughout these rules the following defined terms will be used:

- (a) "The RS Feva International Class Association" shall mean the relevant International Class Association for the RS Feva Class.
- (b) "The UK RS Feva Class Association will hereafter be referred to as the "UK Class Association".
- (c) "The RS Feva UK Committee" shall mean the duly elected committee who oversee the general affairs of the UK Class Association. Hereinafter known as the "Committee".
- (d) "The International Association Rules" shall mean the rules governing the conduct of the International Class Association.
- (e) "The Association Register" shall mean the list of members (with subscription membership duly paid) within the UK Class Association with their Country, addresses, name and number of boat (if relevant), to be kept as hereinafter provided.
- (f) The "RS Feva Class" shall mean the RS One-Design Class built in accordance with the designers' drawings and specifications, and licensed by RS Sailing as an RS One Design.
- (g) "The Copyright Holder" shall mean the person or persons or company holding the copyright to the design of the adopted RS One Design Class.
- (h) "The Licensed Builder" shall mean the person or persons or company licensed by the Copyright Holder to build the adopted RS Class.
- (i) "The Class Rules" as written, issued and maintained by the Copyright Holder shall mean the rules relating to measurement, construction and racing conditions of the class and governing the building of each RS Class and its' rating as a recognised boat within the class for racing purposes.

- (j) "Class Admin" shall mean the duly appointed Secretaries of the UK Class Association.
- (k) "The Country" shall mean United Kingdom (UK).

4. Membership and Voting Rights

Each paid-up full member of the UK Class Association is entitled to one vote at the Annual General Meeting ("AGM"). Temporary members have no voting rights at the AGM. International Class Association members have no voting rights at the AGM. Honorary Members have no voting rights at the AGM and general meetings but do have rights to vote at Committee meetings.

- (a) Members of the International Class Association who have registered with the class admin as being based in the Country shall, upon payment of the prescribed annual subscription, ipso facto be an equivalent member of the UK Class Association.
- (b) All Members shall be bound by the UK Class Association rules.
- (c) To participate in an RS Class race, all participants must be a member of the UK Class Association and all members shall be bound by the Class Rules. Any and all Support Persons must also abide by the Class Rules.
- (d) Disciplinary action against members - Any conduct which, in the opinion of the Committee, is either unworthy of a member or otherwise injurious to the interests of the UK Class 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 an 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. [Appeal against expulsion or non-renewal of membership may be made to the members in general meeting.] Upon expulsion the former member shall not be entitled to have any part of the annual membership fee refunded and must return any UK Class -Association or external body's trophies held forthwith.

- (e) Damage to UK Class Association property - A member shall not knowingly remove, injure, destroy or damage any property of the UK Class Association and shall make restitution for the same if called upon to do so by the Committee or by the Class Admin upon the instructions of the Committee.
- (f) (i) Each full member, family member, block member, **or their appointed representative**, shall be entitled to one vote at a General Meeting of the UK Class Association or in an electronic/postal ballot. For family membership and block membership the vote holder shall be specified on joining or renewing membership.
 - (ii) A change to the constitution will require a majority vote at a General Meeting or a majority of returned replies in favour in an electronic/postal ballot. Non-replies will not be counted.

5. Management

- (a) Membership of the UK Class Association delegates the normal operation to a management committee of volunteers, The Committee, which shall consist of a maximum eighteen persons, with; the Chair, the Treasurer and Regional Representatives other Committee members to be elected at the AGM. The UK Class Committee are supported by a Class Admin. The role or position of Class Admin is not an elected role as it is the only role paid a retainer or fee for services which is for the ordinary secretarial business required by the UK Class Association.
- (b) The UK Class Committee shall have powers to co-opt any person to assist it, whether a full member of the UK Class Association or not, but as noted above, such persons shall have no vote in any AGM but can vote in Committee meetings. Such co-opted persons may be referred to as

Honorary Members. No elected member of the Committee elected in accordance with the provision of this clause shall serve on the Committee as Elected Committee members for more than one year. However, any member of the Committee who has served for 1 year may continue to serve if re-elected by members at the Annual General Meeting, subject to a maximum eight year term in total.

- (c) Class Admin do not have a vote on the Committee.
- (d) The Committee should meet at least 3 times annually.
- (e) The Committee may arrange an Annual Open and National Championship of the class and shall coordinate such regional championships as may be deemed suitable by the Committee
- (f) At least two weeks' notice of the date, place and agenda for any Committee Meeting must be given in writing by Class Admin to each Committee Member. Any business conducted by correspondence shall always be circulated through Class Admin and any Committee Member not answering a motion communicated to them in writing within three weeks of the date of sending shall be deemed to have agreed to such a motion.
- (g) Any interested party may attend a committee meeting by invitation or request. Only full committee members or invited honorary members can vote at a committee meeting and count towards the quorate. For a meeting to be quorate a minimum of one third or 6 voting committee members must be present, whichever is fewer.
- (g) Entry to any RS Feva Class event shall ipso facto render competitors subject to the jurisdiction of the UK Class Association in any matter pertaining to Class Rules.

6. Power of the Committee

- (a) Subject to the provision of this Constitution and in particular to the objects of UK Class Association, as expressed in section 3, the Class Committee shall be empowered to perform all functions of management and administration, including by delegating where necessary to the Class Admin or others.

Management of UK Class Association by Committee - The Committee shall manage the affairs of the UK Class Association according to the UK Class Association Rules and shall cause the funds of the UK Class Association to be applied solely to the objects of the UK Class Association or for a benevolent or charitable purpose nominated by the UK Class Association in general meeting.

Appointment of sub-committees - 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 UK Class Association as the Committees may think fit. The Chair/Treasurer and Class Admin - of the UK Class Association shall be ex officio members of all such sub-committees.

Disclosure of interest to third parties - A member of the Committee, of a sub-committee or any committee member of the UK Class Association, in transacting business for the UK Class Association, shall disclose to third parties that he is so acting.

Limitation of Member's liability - The Committee, or any person or sub-committee delegated by the Committee to act as agent for the UK Class 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 - In pursuance of the authority vested in the Committee by members of the UK Class Association, members of the Committee are entitled to be indemnified by the members of the UK Class Association against any liabilities properly incurred by them or any one of them on behalf of the UK Class

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 UK Class 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 a limit by a general meeting of the UK Class Association.

- (b) A minimum of three people (ideally four people) should have bank access – Class Admin, 2 committee members (ideally the Chair and Treasurer) and a RS Sailing Rep (the RS Sailing Rep is only there for stability and therefore takes no active role with the bank / finance).
- (c) Class Admin is to administer class funds in line with budgets, events and agreed class expenditure.
- (d) The treasurer's role is to oversee the finances to ensure funds are all used for the agreed purpose.
- (e) Class Admin to follow the Finance Document (*link to the finance document on website*). Finance document to be reviewed annually by the committee.

7. Conduct of Meetings of the UK Class Association

- (a) An Annual General Meeting shall be held annually by the UK Class Association, at a place judged by the Committee to be the most convenient to the majority of members of the RS Feva Class. The precise date, time and place to be at the Committee's discretion. The Committee shall determine whether a general meeting is to be held as an electronic general meeting as well as or instead of a physical general meeting. The Committee may call general meetings at such a place (including electronic platforms) they see fit. The notice shall specify whether the meeting shall be an electronic general meeting in addition to or instead of the physical general meeting.

- (b) No business, except the passing of the Accounts and the election of the Committee, Committee and any Honorary Reviewers, 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 Class Admin at least 14 days before the date of the Annual General Meeting.
- (c) A Special General Meeting shall be called by the Chair or Class Admin upon receipt by Class Admin of a written request, signed by not fewer than fifteen full members of the UK Class Association.
- (d) At least six weeks written notice shall be given to members of any General Meeting.
- (e) At any General Meeting decisions shall be limited to matters on the agenda and shall be carried by a majority vote of full UK Class Association members present. Voting shall be by a show of hands, unless a poll is demanded by not less than three of the full members present. At any meeting in the event of a tied decision, the Chair shall have a casting vote. The secretary of the meeting, or Class Admin, shall be responsible for circulating to all members with the result of any voting. In the event of an electronic/ postal ballot, all returns shall be made to Class Admin within two weeks of the date of posting the ballot paper.
- (f) At any General Meeting of the UK Class Association, eleven shall form a quorum.

8. Subscriptions

- (a) Subscriptions payable for all classes of membership of the UK Class Association shall be payable annually and shall become due on 1st January each year. A member joining the UK Class Association after 1st October, whose subscription has been paid for that year, shall not be liable to pay their subscription for the ensuing calendar year. Any proposal for a change to the subscription fees shall be circulated to all members for approval by a majority vote.

- (b) Any member whose subscription has not been paid within three months of the due date may have his name removed from the list of members of the UK Class Association by the Committee. A member's name may be restored to the UK Class Association Register at the discretion of the Committee, on payment of any subscription due.
- (c) Subscriptions shall be collected by the UK Class Association.

9. Accounts

- (a) The Committee shall cause true accounts to be kept giving full particulars of:
 - (i) All monies, assets and liabilities of the UK Class Association.
 - (ii) All monies received and expended by the UK Class Association and the reasons for such receipts and expenditure.
 - (iii) All sales and purchases by the UK Class Association.
- (b) The Committee shall cause an annual financial statement to be prepared and shall arrange an independent review of it.
- (c) The Committee shall arrange for the accounts to be circulated to all members of the Committee for acceptance by a majority vote. The Committee or any fifteen full members by written request may refer the accounts to a General Meeting for acceptance by a majority vote.
- (d) Once finalised, the annual financial statement shall be available within 14 days on request to any member of the UK Class Association.
- (e) The UK Class Association is a non-profit making organisation. All profits and surpluses will be used to maintain or improve the UK Class Associations services/facilities.

If, upon the winding up or dissolution of the UK Class 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 UK Class Association. The Committee shall dispose of the net assets remaining to one or more of the following:

- (i) to another non for profit organisation with similar sports purposes or
- (ii) to the sport's national governing body for use by it for related community sports.

10. Protection of "One Design" of the Class

- (a) The Copyright Holder and Licensed Builder have provided the original RS Feva Class Rules, which shall at all times remain the property of the Copyright Holder and Licensed builder. The International RS Feva Class Association has adopted the RS Feva Class Measurement as provided by the Licensed Builder.
- (b) The Committee may make recommendations to the International Class Association for changes to be made to the RS Feva Class Rules.
- (c) Changes to the RS Feva Class Rules as recommended by the Committee and approved by the International Class Association cannot be introduced without approval of the Copyright holder and the Licensed Builder.
- (d) Class Admin shall be informed in writing of any rule changes. Class Admin will inform the UK Class Association of any rule changes. Rule changes will become valid one month after posting unless otherwise prescribed.

11. National Group

- (a) For countries such as the UK which have a National Association, Class Admin will cover:
 - (i) Arranging and running class meetings
 - (ii) Arranging proposals and administering voting

- (iii) All financial matters, including making and receiving payments as authorised, controlling assets and liabilities and keeping accounts.
- (iv) Organising championships and other racing.
- (v) Communications.
- (vi) Website.

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