

## **Section 1 – Name and Objects**

1. The name of the Club shall be the "RYE HARBOUR SAILING CLUB" hereinafter referred to in these rules as "the Club".
2. The objects for which the club is formed are to promote and facilitate community participation in the sport of yachting, and to provide social and other facilities for members as may be from time to time determined.

## **Section 2 –Officers**

3. The Officers of the club shall be Honorary Life, Full, Adult Family or Student members of the club and shall consist of a President, a Commodore, a Vice Commodore, a Rear Commodore (House), a Rear Commodore (Cruisers), a Rear-Commodore (Dinghies),(the Flag Officers), an Honorary Secretary, an Honorary Treasurer. 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 Club shall be eligible for re-election except for the Commodore, who may not within any period of four years hold the position for more than two consecutive years.

### **Duties of Honorary Secretary.**

4. The Honorary Secretary and/or the Membership Secretary shall:
  - (a) Keep a register of club members' names and addresses;
  - (b) Conduct the correspondence of the club;
  - (c) Keep custody of all club documents;
  - (d) Keep full minutes of all meetings of the club, the Committee and sub-committee which shall be confirmed and signed by the appropriate Chairman upon the agreement of the club, the Committee or sub-committee at the next following meeting of the club, the Committee or sub-committee.

### **Duties of the Honorary Treasurer.**

5. The Honorary Treasurer shall:
  - (a) Administer such insurance policy or policies as may be needed fully to protect the interests of the club, its Officers and its members;
  - (b) Maintain contact with the club's Legal Adviser to ensure that the club's affairs are managed in accordance with current law.
  - (c) Maintain any such certificates or registrations, and complete any such non-financial returns, as may be required by law.
  - (d) Cause such books of account to be kept as are necessary to give a true and fair view of the state of the finances of the club.
  - (e) Cause all returns as may be required by law in relation to such accounts to be rendered at the due time.
  - (f) Prepare an Annual Balance Sheet as at 31<sup>st</sup> March in each year and cause such Balance Sheet and accounts as necessary to be audited at least once annually and shall thereafter cause the same to be exhibited in the club premises at least fourteen days before the date of the Annual General Meeting.

**The Honorary Auditors shall**

- 6. (a) be appointed at the Annual General Meeting in each year and shall be two appropriately qualified members of the Club.
- (b) The auditors shall audit the accounts of the club when called upon to do so and shall give such certificate of assurance as to the accuracy of the said accounts as shall be required by law or by the Committee;
- (c) If either is unwilling or unable to act, inform the Committee who shall appoint a substitute to hold office until the termination of the next Annual General Meeting.

**Section 3 - Membership**

- 7. There shall be the following categories of membership with power to vote at all meetings of the club as indicated hereunder. The rights and privileges of each category of members is as defined in the latest edition of the regulations of the club.

A FULL MEMBER - being a person who, at the date of election, shall have attained the age the age of eighteen years shall have one vote.

A FAMILY MEMBER - which expression shall include one or two co-habiting adults and all children within their guardianship under eighteen years of age. Only the adult or adults (as may be) shall have the power of vote or votes.

A SOCIAL MEMBER - an existing Club Member elected in the manner described in Rule 14, and shall have one vote.

A STUDENT MEMBER-being a person aged from 18, up to the age of 25, who is undertaking full time education or training, and who shall have one vote.

A YOUTH MEMBER - being a person who, at the date of election, is under the age of eighteen and shall have no vote.

AN HONORARY LIFE MEMBER-an existing Club Member, nominated and elected in the manner described in Rule 46, and who shall have one vote.

AN HONORARY MEMBER - who shall be nominated and elected in the manner, described in Rule 47, and who shall have no vote.

GROUP MEMBERSHIP-at the discretion of the General Committee, this class of membership may be granted to Education or Training Establishments, for persons age 17 or less. No member of the group shall have the power of vote.

A TEMPORARY MEMBER - who shall have no vote.

No member except a TEMPORARY MEMBER may use the club premises, or any of the facilities of the club until forty-eight hours have elapsed from the date of posting of notice of election.

Candidates for membership shall have no privileges whatsoever in relation to the use of the club or premises.

8. The rate of Entrance and Subscription fee for each category of Membership 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 April in the year following. The current rate of Entrance and Subscription fee shall be prominently displayed in the club premises.

Membership of the club shall be open to anyone interested in the sport of yachting 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.

Membership subscriptions will be kept at levels that will not pose a significant obstacle to people participating.

The club Management Committee may refuse membership or, subject to Rule 17, remove it, only for good cause such as conduct or character likely to bring the club or sport into disrepute. Appeal against refusal may be made to the members.

9. Members shall also make the following annual payment:  
A boat berthing fee of such a sum as the Committee shall from time to time prescribe which shall entitle a member to a space in the club's boat park, boathouse or shelter.

All members shall pay the Entrance fee and their first annual subscription upon election to the club and thereafter on the first day of April in each year. In the first year of membership a subscription proportional to the current rate shall be paid as follows:

Joined 1<sup>st</sup> August – 31<sup>st</sup> October - $\frac{1}{2}$

Joined 1<sup>st</sup> November – 31<sup>st</sup> January -  $\frac{1}{4}$

Joined 1<sup>st</sup> February – 31<sup>st</sup> March – full, but none for the following year.

10. Members and their carers joining through RHSC Sailability shall pay the standard entry fee for their category of membership but at the discretion of the Management Committee their subscription shall be 50% of the rate of subscription.

11. Every member shall furnish the Honorary Secretary with an up-to-date address which shall be recorded in the Register of Members and any notice sent to such address shall be deemed to have been duly delivered.

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

12. 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.

Upon receipt of an application for membership, the Honorary Secretary or the Membership Secretary shall cause a copy of the application form to be displayed in the members' section of the club's website for at least two days before a copy of the application is submitted to the Committee by email for approval. The election of all classes of members (except Honorary Members and Honorary Life Members) is vested in the Committee and shall be by at least 4 Committee members approving the application or, in the absence of such approval, by a simple majority vote of those members present and voting at the next meeting of the Committee. The Honorary Secretary or the Membership Secretary shall inform each candidate in writing of the candidate's election or non-election. He shall advise an elected candidate that a copy of the Rules and Regulations of the club can be found on the club's website and make request for such payments as are necessary.

Appeal against refusal to elect may be made to the members in General Meeting.

13. Upon election, a candidate shall pay, within one calendar month, such entrance and other fees as shall be requested. In default of such payment, the election shall be void unless sufficient cause for delay be shown.
14. A member who, for any reason, anticipates inability to use the club or its facilities for a period of twelve months shall be excused payment of the annual subscription and other annual fees provided that notice in writing is given to the Honorary Secretary before the last day of March in the previous subscription year. A member wishing to be re-instated during the year in question shall pay such portion of the annual subscription as the Committee shall require.
15. Existing member may apply for transfer to Social Membership when they have completed 12 years as a Full or Family Member and/or has reached the age of 65 years.
16. A member desirous of retiring from membership shall give notice in writing to the Honorary Secretary or the Membership Secretary before the last day of March and shall not then be liable to pay the subscription for the following

year. Upon re-application by a past member the Committee may, at its discretion, excuse the payment of an Entrance Fee.

17. The Committee may cancel, without notice, 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 payments are in arrears may enter any club event or regatta or vote at any meeting.

### **Conduct of Members**

18. Every member, upon election and thereafter, is deemed to have notice of, and impliedly undertakes to comply with, the Club Rules and the current Regulations of the club. Any refusal or neglect to do so, or any conduct which, in the opinion of the Committee, is either unworthy of a member or otherwise injurious to the interests of the club, shall render a member liable to disciplinary action by the Committee, which may expulsion or non-renewal of membership

PROVIDED THAT, before taking any such disciplinary action, 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.

Appeal against expulsion or non-renewal of membership may be made to the members in General Meeting.

Upon expulsion of a member, the Committee may dispose of the former member's boat and /or trailer in accordance with Regulation F.

19. Members shall enter the names of all guests in the Visitor's Book. Not more than three guests may be introduced in any one occasion and the same guest may not be introduced more than twelve times in any calendar year.
20. A Member shall not knowingly remove, injure, destroy or damage any property of the club and shall make restitution for the same if called upon to do so by the Committee or by the Honorary Secretary upon the instructions of the Committee.

21. A Member shall not cause any communication in whatever form to be exhibited on club notice boards or premises without permission of the Honorary Secretary.
22. A member shall settle any indebtedness for refreshment or otherwise before leaving the club premises, or in accordance with any Regulation relating to the settlement of such indebtedness.
23. All suggestions shall be entered in the Suggestion Book and signed by the Member.
24. Complaints of any nature relating to the management of the club premises shall be addressed in writing to the Honorary Secretary. Under no circumstances shall a servant of the club be personally reprimanded by a member.
25. A member of any club affiliated to the Royal Yachting Association (a list whereof is published by the said Association) may be authorised to use the premises of the club by any member of the Committee of the club. Such authorisation shall specify between which dates the said person may so use the premises.
26. Any person who is a competitor or crew member in any race sponsored by or on behalf of the club is entitled to the use of the club premises within a period of 24 hours before and after the race in which they are competing.
27. The Honorary Secretary or any other person who has received the authority of two members of the Committee, may expel, temporarily or permanently, any person who has the right to use of the club premises only under Rules 24 and 25.

### **Limitation of Club Liability**

28. Members, their guests and visitors are bound by the following Rule which shall also be exhibited in a prominent place within the club premises: -

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

(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 personal injury arising out of the use of the club premises, and any other facilities of the club, either sustained by members, their guests or visitors, or caused by the said members, guests or

visitors, whether or not such damage or injury could have been attributed to or was occasioned by the neglect, default or negligence of any of them, the Officers, Committee or servants of the club.

29. Membership of the club 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 4 - Management Committee**

30. The Management Committee (herein referred to as 'the Committee') shall consist of the Officers, ex officio, and not less than four nor more than eight Honorary Life, Full, Adult Family or Student members of the club elected at the Annual General Meeting each year to hold office until the termination of the next following Annual General Meeting.
31. At the Annual General Meeting each year two of the Honorary Life, Full and Adult Family or Student members shall retire in order of election. 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.
32. Candidates for election to the Committee (not being Officers of the Club) shall be those members of the retiring committee eligible to offer themselves for re-election and such other Honorary Life, Full, Adult Family or Student members whose nominations (duly proposed and seconded in writing by Honorary Life, Full, Adult Family, Social or Student members of the Club) with their consent shall have been received by the Honorary 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 Secunder shall be included in the details of the business to be transacted at the Annual General Meeting.
33. If the number of candidates for election is greater than the number of vacancies to be filled then there shall be a ballot.
34. 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.

35. 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.
36. If, for any reason, a casual vacancy shall occur, the Committee may co-opt an Honorary Life, Full, Adult Family or Student member to fill such a vacancy until the next following Annual General Meeting.
37. A retiring Commodore shall serve as an ex officio member of the Committee in the year immediately following his retirement.
38. The Committee shall meet at least every three months making such arrangements as to the conduct, place of assembly and holding of such meetings as it may wish. The Commodore or in his absence a Chairman elected by those present shall preside.
39. 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 Commodore or Chairman (as the case may be) shall have a second and casting vote.
40. Four members personally present of whom at least one shall be a Flag Officer shall form a quorum at a meeting of the Committee.

#### **Powers of the Committee**

41. The Committee shall manage the affairs of the club according to the Rules and shall cause the funds of the club to be applied solely to the objects of the club or for a benevolent or charitable purpose nominated by General Meeting.  
  
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 other than as reasonably allowed by the rules and that all surplus income or profits are re-invested in the club.
42. The Committee shall make such Regulations as it shall from time to time think fit and shall cause the same to be exhibited in the club premises for fourteen days before the date Regulations of implementation. Such Regulations shall remain in force until approved or set aside by a vote at a General Meeting of the club.
43. 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 club

as the Committee may think fit. Officers of the club shall be ex officio members of all such sub-committees.

44. A member of the Committee, of a sub-committee or any Officer of the club, in transacting business for the club, shall disclose to third parties that he is so acting.
45. The Committee, or any person or sub-committee delegated by the Committee to act as agent for the club or its members, shall enter into contracts only so far as expressly authorised, or authorised by implication, by the members. No one shall, without the express authority of the membership in General Meeting, borrow money or incur debts on behalf of the club or its membership.
46. In pursuance of the authority vested in the Committee by members of the club, members of the Committee are entitled to be 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 an individual member's indemnity in this respect shall be a sum equal to one year's subscription at the then current rate for that category of membership unless the Committee has been authorised to exceed such limit by a General Meeting of the club.
47. The Committee may nominate for election at an Annual General Meeting such Honorary Life Members as the Committee may think fit. The basis for nomination shall be long and distinguished service to the Club. The election of Honorary Life Members shall be put to the vote at the Annual General Meeting each year and such Honorary Life Members shall be duly elected if two thirds of those present, and entitled to vote, vote in favour of election.
48. The Committee may nominate for election at an Annual General Meeting such Honorary Members as the Committee may think fit. The total of such of Honorary members shall not, however, at any time, exceed five per cent of the total number of members nor shall the number of Honorary Members exceed at any one time ten in number. The election of Honorary Members shall be put to the vote at the Annual General Meeting each year and such Honorary Members shall be duly elected if two thirds of those present, and entitled to vote, vote in favour of election.

## **Purchase and supply of excisable goods**

49. The purchase for the club of excisable goods and the supply of the same upon club premises shall be exclusively and solely under the control of the Committee, or of a special sub-committee appointed by the Committee. Intoxicating liquor may only be sold for consumption on the club premises to persons over the age of eighteen who are entitled to the use of the club premises in pursuance of the Rules, and Regulations for the time being in force. No Member under the age of eighteen may purchase or attempt to purchase intoxicating liquor within the club premises nor may a Member under the age of sixteen purchase or attempt to purchase tobacco or cigarettes within the club premises.
50. Subject to the requirements of the licensing of authorities, the Committee shall cause the club bar to be opened at convenient times for the sale of excisable goods to persons who are entitled to the use of the premises of the club in pursuance of these rules (except members under the age of eighteen as aforesaid). PROVIDED THAT visitors' names and addresses and the name of their introducer shall have been entered in the Visitor's Book upon entry to club premises.
51. No person shall take a commission, percentage or other such payment in connection with the purchase of excisable goods for the club. Any profit deriving from the sale of such goods shall (after deduction of the costs of providing such goods for the benefit of the club) be applied to the provision of additional amenities or the purchase of property to be held in trust for the benefit of the club.
52. Proper accounts of all purchases and receipts shall be kept and presented at the Annual General Meeting in each year and such information as the Honorary Secretary or Honorary Auditors may require shall be furnished to enable any statutory return or statement and the payment of excise or other duty or tax to be made.

### **Section 5 - Trustees**

53. There shall be at least three Trustees of the club who shall be appointed from time to time as necessary by the Committee of the club from among Honorary Life, Full, Adult Family Members who are willing to be so appointed. A Trustee shall hold office during his lifetime or until he shall resign, by notice in writing given to the Committee, or until a resolution removing him from office shall be passed at a meeting of the Committee by a majority comprising two thirds of the Members present and entitled to vote.
54. All the property of the club, including land and investments, 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. On the death, resignation, or removal from office of a Trustee, the Committee shall

nominate a new Trustee in his 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 Honorary Secretary 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 shall by Deed duly appoint the person or persons so nominated by the Committee.

55. 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, and shall have power to sell, lease, mortgage or pledge any club property so held for the purpose of raising or borrowing money for the benefit of the club in compliance with the Committee's directions (which shall be duly recorded in the Minutes of the proceedings of the Committee) but no purchaser, lessee or mortgagee shall be concerned to enquire whether any such direction has been given.
56. (a) The Trustees shall be effectually indemnified by the Committee 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 relation to any property of the club vested in them, or in relation to any legal proceedings, or which otherwise relate directly or indirectly to the performance of the functions of a Trustee of the club.
- (b) (To be incorporated in every contract, lease, licence or other agreement entered into by the Trustees of the Club). The liability of the Trustees for the performance of any contractual or other obligation undertaken by them on behalf of the Club shall be limited to the assets of the Club.

### **Section 6 - Meetings of the Club**

57. An Annual General Meeting of the club shall be held each year in the month of December on a date to be fixed by the Committee. The Honorary Secretary shall at least fourteen days before the date of such meeting or of any General Meeting as hereinafter mentioned post or deliver to each member notice thereof and of the business to be brought forward thereat.
58. No business, except the passing of the Accounts and the election of the Officers, Committee, Trustees 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 Honorary Secretary at least twenty eight days before the date of the Annual General Meeting. The Honorary Secretary shall give to members fourteen days notice of such additional business.

59. The Committee may at any time, upon giving twenty one days notice in writing, call a General Meeting of the club 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.
60. The Committee shall similarly call a General meeting upon a written request addressed to the Honorary Secretary by at least 20 members. The discussion at such meeting shall be confined to the business stated in the notice sent to members.
61. At every meeting of the Club the President or the Commodore or in their absence, a Flag Officer shall preside.
62. Fifteen members entitled to vote and personally present shall form a quorum at any meeting of the Club.
63. Only Honorary Life, Full, Adult Family, Social and Student members shall vote at any meeting of the Club. Other members may attend but are not entitled to vote.
64. Voting, except upon the election of members of the Committee, shall be by show of hands.
65. In the case of equality of votes the Chairman shall have a second or casting vote, on any matter other than the election of members of the Committee.
66. On any resolution properly put to a meeting of the Club relating to the creation, repeal or amendment of any Rule of the Club 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. Regulations may be set aside, or approved by a simple majority vote of those present, and entitled to vote.

Provided that no such change shall jeopardise the club's status as a Community Amateur Sports Club within the meaning of the Finance Acts, or in any event alter its objects or winding-up provisions.

#### **Section 7 – Dissolution of the Club**

67. 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:

(1) to another club with similar sports purposes which is a charity and/or

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

## **Section 8 - Regulations**

- A. The present rights and privileges of each category of membership shall be as follows: -

**A FULL MEMBER** shall have the full use of all the club facilities.

**A FAMILY MEMBER**, his/her co-habitee (if any) and all children within their guardianship under the age of eighteen shall have the full use of all the club facilities subject only to Rule 48.

**A SOCIAL MEMBER** shall have full use of all the club- house facilities.

**A STUDENT MEMBER** shall have the full use of all club facilities.

**A YOUTH MEMBER** shall have the full use of all the club facilities subject only to Rule 48.

**An HONORARY LIFE MEMBER** shall have the full use of all club facilities.

**An HONORARY MEMBER** shall have the full use of all the club facilities.

**A TEMPORARY MEMBER** (which expression may include members of another RYA recognised club or Organisation) shall have the full use of the club facilities but: -

(a) Shall have no right to enter club races or regattas unless specifically authorised by the Honorary Secretary or Committee.

(b) Shall have no right to introduce visitors to the club or the facilities thereof.

(c) Shall have no right to take any part in the management of the club.

(d) Is deemed to have notice of and impliedly undertakes to comply with the club Rules, current Regulations as if he or she were a member of the club and so far as the said Rules, Regulations may be deemed to apply to such Temporary Member.

(e) Shall be liable to be expelled from the club premises or to be prohibited from using the club facilities if, in the opinion of the Honorary Secretary, he or she shall not have reasonably complied with the above conditions.

- B. Dogs brought onto Club premises must be under proper control.
- C. The club premises shall be open to members at such times as the Committee shall direct.

- D. Licensing Act 2003-The following club activities are authorised:  
The supply of alcohol by or on behalf of the club to a member of the club, the sale by retail of alcohol by or on behalf of the club to a guest of a member for consumption on the premises between the hours of 11:00 and 23:59 Monday to Sunday.
- No alcohol may be sold to guests (with the exception of those approved persons nominated in the rules of the club). A Maximum of three guests shall be permitted for each member on any one Occasion. The name and address of any guest bona fide introduced by a member to the club, together with the name of the member introducing shall be properly recorded in books of record kept for the purpose.
- Consumption of alcohol shall finish 20 minutes after the finish time for the supply of alcohol.
- Provision of regulated entertainment (all indoors) where the provision is by or on behalf of the club for members of the club or members of the club and their guests including:
- Showing of films 18:00 to 22:00 Monday to Sunday. The age restrictions of the British Board of Film Classification (BBFC) or authority designated under Section 4 of the Video Recording Act 1984 must be complied with if children are admitted to films.
- Live music, recorded music, provision of facilities for making music & dancing 19:00 to 23:59 Monday to Friday and 11:00 to 23:59 Saturday and Sunday.

- E. If, at any time, any fees payable to the club by any member or former member (whether by way of arrears of subscription or facilities fees, boat park fees or otherwise) shall be one month or more in arrears and a boat and/ or trailer the property of a member or former member remains upon the club premises, then the member or former member shall remove the vessel and/or trailer from the club immediately. If the member or former member fails to remove the boat and/or trailer then the Committee may:-
- (a) Move the boat and/ or trailer to any other part of the club premises without being liable for any loss or damage to the vessel howsoever caused.
  - (b) Give three months' notice in writing by registered post to the member or former member at his last known address as shown in the Club Register and thereafter sell the boat and/ or trailer and deduct any monies due to the club (whether by way of arrears of subscription or annual payments, mooring, boat park fees or otherwise) from the net proceeds of sale before accounting for the balance (if any) to the member or former member.

- (c) Alternatively, if the boat and /or trailer is unsalable, after giving notice in writing as aforesaid, dispose of the boat in any manner the Committee may think fit and deem the cost of doing and any arrears as aforesaid to be a debt owing to the club by the member or former member.
- (d) The club reserves the right to charge storage for the boat and/or trailer until such time as the owner collects the boat and/or trailer or until notice has been served under clause (b) above.

**PROVIDED ALWAYS THAT: -**

Proper evidence is available to show that all reasonable steps have been taken to trace a member or former member and that when and if the vessel and or trailer is sold the proceeds of sale (less any indebtedness by the member or former member to the club) shall be placed upon bank deposit account and retained against the eventuality of a claim by the owner (whether he be the said member or former member or otherwise) for a period of six years.

- F. In addition to Regulation E the club shall at all times have a lien over members' or former members' boats and/or trailers parked on the clubs' premises in respect of all monies due to the club, whether in respect of arrears of facility fees or subscriptions or otherwise and shall be entitled to retain possession of the boat/and or trailer until such time as all monies due to the club have been paid in full.