

The International *Musto Performance Skiff* Class Association Constitution v3.0

1. **TITLE**

The full title will be The International *Musto Performance Skiff* Class Association (the Association).

2. **OBJECTS**

The objects of the Association are to promote and further the interests of the *Musto Performance Skiff* Class throughout the World. This will be achieved by:

- (a) Improving the skills of *Musto Performance Skiff* sailors through effective training and other complimentary development programmes.
- (b) Organising a competition programme at World, National and Regional levels and promoting competition at International level.
- (c) Promoting the benefits of membership of the Association to new owners.
- (d) Informing members of Association activities and technical developments relating to the *Musto Performance Skiff*.

3. **MEMBERSHIP**

3.1. The following classes of full membership are recognised:

- (a) *Individual Member* - available to any individual;
- (b) *Honorary Member* - Awarded at the discretion of the Committee to any individual for special service to the *Musto Performance Skiff* and/or the Association.

3.2. *Temporary Membership* may also be granted to non-members for a one or two day event. Temporary members will be eligible to be awarded prizes/trophies for the event but will not enjoy any other benefits of full membership.

3.3. Where the Association is the organising authority, only full members will be eligible to compete in the event.

3.4. All full members of the Association will automatically be members of the International Association.

3.5. A Register of members will be maintained and updated as necessary

4. **SUBSCRIPTIONS AND REGISTRATION FEES**

4.1. The Association's subscription year will run from 1st January to 31st December and annual subscriptions for full membership will become due on the 1st January of each year. Where members join after 30th September, their subscription will cover the whole of the following year.

4.2. The level of subscriptions will be decided at the AGM for the following year to cover:

- (a) Full membership.
- (b) New members joining after 1st January.
- (c) Temporary membership.
- (d) Registration fees for full members on joining the Association.

4.3. Any member who has not paid their subscription by 1st January will not be entitled to the benefits of full membership. A member may be re-instated, at the discretion of the Committee, on payment of the annual subscription.

5. **MANAGEMENT OF THE ASSOCIATION**

5.1. The affairs of the Association will be managed by the Management Committee (Committee), subject to the provisions within this Constitution and in particular, to the objects of the Association.

5.2. The Committee will be elected from members of the Association at the AGM and will consist of the following officers and members:

- (a) Chairman
- (b) Honorary Secretary
- (c) Honorary Treasurer

- (d) No less than three and no more than nine General Committee members
 - (e) One representative from each region (as defined by the Committee)
- 5.3. The licensed builder will be entitled to appoint a non-voting member to the Committee, as his representative.
- 5.4. The Committee may also co-opt other non-voting members to the Committee, whether a full member of the Association or not.
- 5.5. At least 3 weeks notice of the date, place and agenda for any Committee Meeting will be given in writing by the Secretary.
- 5.6. Any business conducted by correspondence will be circulated through the Secretary, or the secretary's nominee, by post or e-mail. A Committee Member not answering a motion communicated to them in writing within 3 weeks of the date of sending (or other date notified in the correspondence) will be deemed to have abstained from the motion.
- 5.7. The Committee will be the only body to make recommendations for changes to the Class Rules.
- 5.8. At meetings of the Committee, 4 of the elected members will form the minimum number for a quorum, for the purpose of decision making.
- 5.9. The Committee may make recommendations to full members in a General Meeting, or by post / email, for alteration or addition to the Class Rules.

6. FINANCIAL MANAGEMENT

- 6.1. The Association will be funded through subscriptions, surplus income from events and any other revenue negotiated by the Committee.
- 6.2. The Committee will ensure that true records are maintained, covering:
 - (a) All monies received and expended by the Association and the reason for such receipts and expenditure.
 - (b) All monies, assets and liabilities of the Association.
- 6.3. An Annual Financial Statement will be prepared for the 12 months to 31st December and, presented at the AGM.

7. GENERAL MEETINGS

- 7.1. The Annual General Meeting (AGM) of the Association will be held annually at a place, date and time determined by the Committee.
- 7.2. A Special General Meeting may be called by the Committee or upon receipt by the Secretary of a written request signed by no fewer than 15 full members of the Association.
- 7.3. At least six weeks notice will be given to members of any General Meeting.
- 7.4. At General Meetings, decisions will be limited to matters on the agenda and will be carried by majority of the full members in attendance, except that any decision to change the Constitution or Class Rules will require a two-thirds majority.
- 7.5. Only full members are entitled to vote. Voting will be by a show of hands, unless a poll is demanded by not fewer than three of the full members present, or a postal ballot is held. At any meeting, the Chairman will have the casting vote and the Secretary will be responsible for minuting the results of voting.
- 7.6. At any General Meeting, 15 full members will form a quorum.

8. CLASS RULES

- 8.1. The Musto Performance Skiff is a 'One Design Class' designed by Joachim Harpprecht and made by licensed builders from official moulds.
- 8.2. The Class Rules are those approved and published by the International Association but may be amended or "interpreted" for National application, as long as:
 - (a) they do not threaten the spirit of the 'One Design' principle; and
 - (b) reasonable notice is provided by the committee to allow members to apply the changes prior to the event at which they become effective.

Note: An assumption that members will have identified any changes on the class web site will not be regarded as reasonable notice.

- 8.3. The Association will be responsible for maintaining the one design character of the *Musto Performance Skiff* and will report on any matter that may appear to violate or threaten the spirit of the Class Rules.
- 8.4. The Committee will appoint a Class Measurer(s) from the Committee to:
- (a) Advise on any technical matters relevant to the Class.
 - (b) Ensure that the One Design control of the Class is properly exercised by the builders and suppliers in accordance with the Manufacturing specifications and Handbook.
 - (c) Investigate any query by a boat owner regarding the one design or specification of the boat, and to report to the Committee on the outcome.
 - (d) Consult with the builders on any development of the boat or equipment deemed to be desirable as a result of sailing experience.
 - (e) Ensure that boats used in major championships and regattas comply with the Class Rules.
- 8.5. Any changes to the Class Rules affecting the manufacturing of the *Musto Performance Skiff* may only be approved after consultation with and agreement of the builder.

9. SUSPENSION OR REMOVAL FROM MEMBERSHIP

- 9.1. A member may be suspended or removed from membership by the Committee only after a hearing, where the individual will be provided with a fair opportunity to present details relating to the matter, prior to the Committee making its decision.
- 9.2. A member may be suspended or removed for the following reasons:
- (a) Committing an unlawful act in relation to the Association or one of its members, or
 - (b) Any unsportsmanlike conduct or unsocial behaviour, contrary to the interests of the members of the Association, or
 - (c) Intentional violation of this Constitution or the Class Rules.
- 9.3. A member will not be entitled to the return of any or part of their subscription in respect of the period for which they are suspended or removed from membership.

10. AMENDMENTS TO THE CONSTITUTION

- 10.1. Amendments to the Constitution may be made at an AGM, a Special General Meeting or, by the Management Committee. However, amendments to the Constitution will only become valid following confirmation at an AGM, or at a Special General Meeting.

11. LIMITATIONS AND OTHER REQUIREMENTS

- 11.1. In the execution of their responsibilities under this constitution, Committee members will not be liable for any loss to members or former members or to the assets of the Association, by reason of any mistake or omission made in good faith by them or any other officer or member of the Committee or for any other matter other than wilful and individual wrongdoing, omission or fraud on the part of the person who is sought to be made liable.
- 11.2. The Association may be dissolved by a resolution passed by a two-thirds majority of those full members present at a Special General Meeting convened for this purpose. The resolution may include proposals for the disposal of any assets held by or in the name of the Association, following the satisfaction of all debts and liabilities. Such assets will not be paid to or distributed among the members, but given or transferred to such other charitable organisations or institutions having objects similar to some or all of those of the Association, as the members may determine.