

TORPOINT MOSQUITO SAILING CLUB
BYE-LAWS

Club Policies decided by the Management Committee in accordance with the Club Rules.
Where appropriate such policies will be regarded as Bye-laws [Rule 85]

1. SUB-COMMITTEES

- | | | |
|----|-----------------|--|
| a] | Bar and Finance | Chair - Hon Treasurer |
| b] | Sailing | Chair - Sailing Sec (Yor D alternating annually) |
| c] | Building | Chair - Rear Commodore |
| d] | Social | Chair - Social Sec |

1a. REQUIREMENTS

- a] To meet regularly normally once a month.
- b] To give 48 hours notice of any meeting.
- c] To record actions and decisions of all meetings and present these for information and ratification at the monthly Management Committee Meeting.

Note Any Club Member may be co-opted to serve on a committee but without voting power.

2. MEMBERSHIP

- a] Prospective members should obtain and complete an application form from either the Club bar staff or the TMSC website.
- b] When completed it should be returned to the Club Steward and he/she will inform the applicant of the next Management meeting.
- c] Names of applicants to be posted up at least two days before Management meeting date for perusal by members.
- d] Members of visiting sports teams and their supporters competing/meeting in the club are associate members of the club while the competition/meeting is taking place. They must sign in the Visitors Book and are subject to the club rules whilst on the premises.
- e] Visiting yachtsmen/women from non-RYA affiliate clubs will be made welcome in the Clubhouse and may be offered temporary membership. They must sign the Visitors Book.
- f] All guests are subject to the same rules and bye-laws as members.
- g] All guests attending the wake of a club member held on the premises shall be considered temporary members for the period of the wake.
- h] Prospective members applying for membership from October to December for that year need only pay the application fee.
- i] The management committee or Bar and Finance Committee may introduce promotional fees/subscriptions for specific purposes e.g. open days.

2a. MEMBERSHIP FEES

Application Fee	£10.00	-	per unit
Subscription:-	£19.00	-	Single
	£32.00	-	Couple

£37.00	-	Family
£22.00	-	Single Parent Family
£10.00	-	Senior Citizen [Single]
£15.00	-	Senior Citizen [Couple]
£10.00	-	Youth

3. CHILDREN IN CLUBHOUSE

- a] Persons under the age of 18 [eighteen] years will not be allowed access to alcohol. Bar staff reserve the right to refuse to serve unless a formal photographic identification (passport or driving license) is shown.
Note:- it is a criminal offence to purchase alcohol for anyone under the age of 18 [eighteen] years.
- b] All children must be accompanied by a parent/guardian to gain access to the club premises. A parent or responsible adult must supervise at all times except on cadet nights.
- c] It is a criminal offence for children under the age of 16 [sixteen] years to remain on the club premises after 2400 hours.
- d] The committee reserves the right for any committee member or in their absence the duty bar staff to ask the parents of unruly children to control them or remove them from the clubhouse.
- e] The committee reserve the right to decide that children not be permitted to be in the clubhouse for certain events.
- f] Children and young persons under the age of 18 [eighteen] years are not permitted to play, or to be in the immediate vicinity of the gaming machines.
- g] Children must not remain at the bar.

4. MOORINGS

- a] Day to day management of the moorings shall be the responsibility of a Flag Officer [currently Vice Commodore] who will effectively implement the policies of the Sailing and Management Committee.
- b] All mooring blocks, risers, chains and buoys are owned by TMSC.
- c] Allocation is at the discretion of the management committee.
- d] Where demand exceeds supply a prescribed set of criteria will be used to ensure fair allocation.
- e] If a mooring is not occupied by owners craft within 12 months of allocation it will normally revert to the Club.
- f] Members mooring fees shall be paid within **30 [thirty]** days of invoice date.
- g] The bridle from the mooring chain to the boat is the responsibility of the boat owner.
- h] Members are not allowed to reside on vessels on club moorings.
- i] Moorings may not be sub let without permission from the responsible Flag Officer.
- j] Visitors moorings may be available, all visitors must check with the club steward for availability. A fee will be charged for this facility.
- k] Moorings may only be held by members

5. CLUB SAFETY AND PATROL BOATS

- a] Day to day management of the safety boats shall be the responsibility of the Rear Commodore who will effectively implement the policies of the Sailing and Management Committee.
- b] For insurance purposes Club Safety Boats may only be used by club members on club approved duties. The club member in command (helm) must hold an appropriate RYA safety boat certificate or be under the direct supervision of a person holding such a certificate
- c] Patrol Boats i.e. those deployed during racing without a safety qualified person at the helm (but such person must hold an RYA powerboat Level Two qualification) may be used to augment the on the water safety presence.
- d] All persons using club Safety/Patrol Boats must wear a buoyancy aid or lifejacket and the helm must wear a kill cord.
- e] Maintenance of the boats shall be carried out by the club Bosuns or as directed by the Rear Commodore

6. YACHTS, DINGHY, TENDER, TRAILER and ENGINE STORAGE

- a] The Sailing committee is responsible for all matters relating to storage in the Yard, Shed and Green.
- b] Each mooring to have only one inflatable dinghy and/or rigid tender space.
- c] All tenders left on Club premises must be clearly marked with the parent vessels name and bear a T.M.S.C. numbered sticker as must outboard engines. Those not so identified may be treated in accordance with Rule 84.
- d] The onus for payment is on the user. All payments due shall be paid within **30** days. Failure to pay dues will result in the withdrawal of the facility to the individual concerned.
- e] Containers of outboard fuel may not be left in the boatshed.
- f] No yachts or other boats brought ashore to be stored on club premises over the winter may be left there after the yacht lift in.
- g] Storage facilities are only available to members.
- h] The Club shall have the right to move any boat and/or trailer to any part of the club premises without being liable for any loss or damage howsoever caused though all reasonable care should be exercised in the move

7. SAILING DINGHY STORAGE

- a] Applications to Dinghy Secretary..
- b] Boats engaged in regular racing are to be given priority in the yard. All sailing dinghies stored on club premises are deemed to be there for the purpose of racing therefore must pay both storage charges and a full year's race fees. The 'Green' to be used as an overspill area.
- c] All sailing dinghies must be identified with a T.M.S.C. numbered sticker. Those not so identified may be treated in accordance with Rule 84
- d] Winter storage of sailing dinghies is reserved for those dinghies racing during the winter. Sailing dinghies not racing during the winter should be removed before the yacht lift out
- e] Catamarans may not be stored on club premises over the winter

- f] Storage facilities are only available to members.
- g] The Club shall have the right to move any boat and /or trailer to any part of the club premises without being liable for any loss or damage howsoever caused though all reasonable care should be exercised during the move.
- h] Members using club sailing dinghies do so at their own risk (the boats are comprehensively insured and carry third party liability insurance) and must wear a buoyancy aid or life jacket.

8. WALL ALLOCATION AND USE

- a] Bookings to be made for only 24 hours at any one time by signing list in the Club.
- b] Once the 24 hour period has elapsed a further stay may be taken by checking and re-booking on the list.
- c] A Member who has signed the list MUST be given priority.
- d] All mooring lines MUST be secured on TMS side of wall.
- e] There will be a fee charged for this facility of £10 per day, payable to the club Steward.

9. CAR PARKING

- a] No cars may be left on club premises for more than 24 hours
- b] Cars must be parked only in the marked parking bays

10. OUTSIDE SHOWERS and TOILETS.

Showers are provided for use only by members who have been participating in club approved waterborne activities and visiting yachtsmen/women

11. CLUB OPENING HOURS

Monday to Friday	1200 hours - 1430 hours and 1800 hours - 2300 hours
Saturday	1200 hours - 2300 hour
Sunday	1200 hours - 2230 hours
Bank Holidays	1200 hours - 2300 hours (depending on bar activity)
Christmas Day	1200 hours - 1400 hours.
New Year's Eve (evening)	Bar closes from 2340 to 2400 hours and reopens until 0200 hours on January 1 st .

12. NOISE

- a] The steward or a committee member monitors entertainment. A close liaison will be kept with the entertainer on noise levels. The sound system will be switched off if levels are exceeded.
- b] When leaving the club premises make as little noise as possible and do not loiter outside.

13. CAR PARK and BOAT YARD

Roller/Blade skates / Skateboards / Balls are not to be used and cycles must not be ridden on TMSC premises.

14. HEALTH AND SAFETY

- a] When on club property all members must act and use any equipment in a manner that respects the safety of other members and their property or club property.
- b] If members property stored at the club endangers the safety of other members property or Club property then any officer of the club shall have the right to take all necessary actions to remedy the situation and any expense incurred shall be borne by the member whose property caused the situation.
- c] The use of e-cigarettes inside the clubhouse is not permitted.

15. POLICIES PROCEEDURES and CODES OF PRACTICE

The club has policies procedures and codes of practice including but not limited to the following:-

Child protection

Bullying

Use of photography/video

Coaching

Behavior

They are displayed on the club notice board and website and such policies shall be deemed to be bye- laws.

18. ABANDONNED BOATS TRAILERS AND OTHER EQUIPMENT

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, dinghy 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 boat 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 part of the Club premises without being liable for any loss or damage to the vessel howsoever caused.
 - b. Give one months' notice in writing by recorded delivery 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 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 unsaleable, after giving notice in writing as aforesaid, dispose of the boat and/or trailer 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.
2. 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 Rule 84b above.

PROVIDED ALWAYS THAT:-

3. 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 boat and/or trailer is sold, if the Club is unable to account to the member or former member for the balance of the proceeds of sale pursuant to Rule 84b above then the balance of the proceeds of sale 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.

LIEN

4. In addition to Rule 84 the Club shall at all times have a lien over members' or former members' boats and/or trailers parked on the Club's premises in respect of all monies due to the Club, whether in respect of arrears of facilities 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.

19. FEES AND CHARGES

- a] The onus for payment is on the user. All payments due shall be paid within **30[thirty]** days. Failure to pay dues will result in the withdrawal of the facility to the individual concerned.

Dated: 24th November 2014