

THE CONSTITUTION OF THE MEDWAY AND SWALE BOATING ASSOCIATION (MSBA)

Formerly known as the Medway Yachting Association (MYA)

1. NAME:

The name of the Association* shall be The Medway and Swale Boating Association (MSBA).

2. OBJECT:

2.1. To promote and protect Boating* on the tidal Medway and Swale.

3 MEMBERSHIP:

3.1 Membership of the Association shall be open to any Club* or Organisation* representing Boating on the tidal Medway and Swale.

3.2 The Association does not admit individual persons as Members*.

3.3 Applicant Clubs and Organisations will be admitted to membership of the Association after due consideration by the Executive Committee and ratification by a Business Meeting of the Association.

3. All Members shall be bound by this Constitution..

3.5 All members of Members (member Clubs and Organisations) of the Association shall have the right to attend meetings of the Association, except for executive committee and sub-committee meetings. Each Member shall be entitled to appoint one voting representative,

3.6 Any Member which has ceased to be a member of the Association shall have no rights or interest in the property or funds of the Association.

4 MEETINGS OF THE ASSOCIATION:

4.1 The Association shall invite a representative of Medway Ports to attend all business meetings of the Association and may also invite national sailing associations and other organisations having business connected with the Association's objective.

4.2 Representatives so invited may participate fully in the business of the meeting but shall not be entitled to vote.

4.3 In the event that the Chairman or Vice Chairman are not present when the meeting commences, those member representatives present and entitled to vote are to appoint one of their number to chair the meeting, in the first instance from the Executive Committee.

4.4 Annual General Meeting

4.4.1 Fourteen days notice shall be given in writing or by electronic means as to the date, time and place of the AGM which shall be held some time in November/December of each year.

4.5.2 If, exceptionally, any member fails to receive proper or adequate notice, such shall not prevent the holding of the meeting nor invalidate any resolutions made or elections undertaken.

4.6.3 The business of the AGM shall be:

- a. to receive the Officers' reports,
- b. to receive, and if approved, adopt the accounts of the Association for the previous year,
- c. to elect officers and representatives for the following year, i. Chairman, ii. Vice Chairman, iii. Secretary. iv. Treasurer. v. representative to the RYA SE Regional Committee. vi. Publicity Officer, vii. Trophy secretary and viii others as may be required,
- d. to elect the **Executive Committee** which shall comprise of the Chairman, Vice Chairman, Secretary, Treasurer, Publicity Officer and not normally more than three other members of the Association. The Executive Committee should not normally include more than one person from any member club or organisation,
- e. to approve the subscription fees for the forthcoming year,

- f. to appoint a person to independently verify the accounts of the Association for the following year,
- f. to receive such business as the Officers deem appropriate.
- g. No other business shall be conducted at the Annual General Meeting.
- 4.7 Special General Meetings:**
- 4.7.1 A Special General Meeting of the Association may be summoned at any time by:
 - a. A decision of a Business Meeting or Executive Committee of the Association
 - b. A requisition by not less than ten Member representatives entitled to vote submitting a request in writing to the Chairman of the Association.
- 4.7.3 Notice of a Special General Meeting shall be given to every Member fourteen days beforehand. The business of the meeting shall be stated in the notice and no other business shall be discussed.

4.8 Business Meetings

4.8.1 Business Meetings will be called at least twice per year.

4.8.2 A Business Meeting may follow an AGM or SGM

4.9 Executive Committee Meetings.

4.9.1 The Executive Committee will meet at intervals not exceeding 10 weeks to conduct the business of the Association except where another meeting is being held that month.

4.9.2 The Executive Committee will exercise only such powers as are necessary for the discharge of its responsibility in pursuing the objective of the Association and will keep the membership informed of matters discussed and decided by circulation of minutes to Members.

4.9.3 The Executive Committee shall co-opt Members as necessary for specific items of business.

5 QUORUMS:

5.1 At the Annual General Meeting or any Special General Meetings of the Association the quorum shall be ten Members.

5.2 The quorum for a Business Meeting of the Association shall be ten Members.

5.3 The quorum of the Executive Committee or of any sub committees shall be three.

6 VOTING AT MEETINGS:

6.1 At all meetings of the Association, voting shall be, in the first instance, by a show of hands.

6.2 Except where expressly provided otherwise, any motion at any meeting of the Association, including meetings of the Committee, shall be carried on a simple majority vote

6.3 The Chairman (or chairman of the meeting) shall have a casting vote in all cases where the voting is declared to be equal.

6.4 The ruling of the Chairman on the outcome of the voting shall be final and binding on the Association.

7 SUBSCRIPTIONS:

7.1 The annual subscription Members shall be set by the Members at the Annual General Meeting.

7.2 Member clubs and organisations in arrears of their current subscription shall not have powers to propose or second a motion or vote at any meeting of the association

7.3 Members more than six months in arrears may be deemed to have resigned, subject to a vote at a Business Meeting.

8. DISSOLUTION:

In the event of the Association being dissolved any remaining assets shall be passed to local charities whose objects are as near as possible to those of the Association, these charities to be decided by Members at the final meeting of the Association.

9. FUTURE REVISION:

Any future revision shall be submitted to the Association at an Annual General Meeting.

10. DEFINITIONS (shown with initial capital letter and first instance in text marked with *)

10.1 **The Association** = The Medway and Swale Boating Association or MSBA

10.2 **Boating** = all waterborne sports and pastimes

10.3 **Club** = a club formed for the pursuit of Boating by its members, including berth holders' associations

10.4 **Organisation** = a business or enterprise other than a club, with an interest in Boating. This may include marinas and boatyards wishing to represent the interests of their customers. However it is not the objective of the Association to promote the business interests of Members.

10.5 **Member** = a Club or Organisation in membership of the Association. This term does not apply to individual persons.

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