



# Beaulieu River Sailing Club

## Rules, Byelaws and Regulations

These Rules, Byelaws and Regulations have been extracted from the Club Constitution, Club regulations and the current agreements with the Beaulieu Estate.

### Sections 1 - 8

BRSC Constitution v1.0 dated 4<sup>th</sup> February 2012

### Section 9

BRSC Constitution v1.0 dated 4<sup>th</sup> February 2012

“Memorandum of Understanding for the use of Factory Meadow, Palace Lane, Beaulieu”  
dated 19<sup>th</sup> April 2004

“Counterpart Lease of land at Needs Ore Point, Beaulieu” dated 21<sup>st</sup> July 2006.

Beaulieu River Regulations [www.beaulieuriver.co.uk/regulations](http://www.beaulieuriver.co.uk/regulations)

### Section 10

BRSC Constitution v1.0 dated 4<sup>th</sup> February 2012

BRSC Rules for Dinghy Parks dated 19<sup>th</sup> January 2009

### Section 11

“BRSC Junior Sailing Courses 2012” letter dated 4<sup>th</sup> January 2012

### Section 12

BRSC Committee Meeting on 25<sup>th</sup> February 2018

## SECTION 1 - NAME AND OBJECTS

1. The name of the Club shall be 'The Beaulieu River 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 amateur sailing on the Beaulieu River and adjacent waters.
3. The Club burgee shall be white with three red fusils within a black and white border.

## SECTION 2 - OFFICERS

4. **Officers of the Club.** The Officers of the Club shall consist of two Flag Officers, the Commodore and Vice-Commodore, and four Officers, the Captain, Honorary Secretary, Honorary Treasurer and Sailing Secretary. Officers shall be elected at the Annual General Meeting and shall hold office for three years, retiring at the termination of the Annual General Meeting in that third year.

## SECTION 3 - MEMBERSHIP

5. **Categories and votes of membership.** 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 are as defined in the latest edition of the byelaws of the Club.

**A FULL MEMBER** – being a person over eighteen years of age, shall have one vote.

**A FAMILY MEMBER** – being a Full Member's spouse or partner (if any) and all children within his/her guardianship under eighteen years of age, each adult shall have one vote.

**A LIFE MEMBER** – as elected by the Committee, shall have one vote.

**AN HONORARY MEMBER** – as elected by the Committee, shall have no vote.

**A CADET MEMBER** - being a person who, at the date of election, is under the age of eighteen shall have no vote. Such a member shall be proposed by Full or Family Members for the period of a single season, including the Easter and Summer school holidays.

**A TEMPORARY MEMBER** - being a person who either temporarily or partially fulfils the conditions for Full membership shall have no vote.

**A DAY MEMBER** - being a person who is invited to participate in a Club event on a daily basis subject to a maximum of three times in a calendar year shall have no vote.

6. **Criteria for membership.** Membership is restricted to those resident in the neighbourhood of the Beaulieu River, or who have some other close connection with the River. Membership of the Club shall be open to anyone interested in small boat sailing on application, regardless of sex, age, disability, ethnicity, nationality, sexual orientation, religious or other beliefs. The Club Committee may refuse membership for good cause and their decision shall be final.

7. **Membership subscription fee.** The rate of Subscription fee for each category of Membership will be kept at levels that will not pose a significant obstacle to people participating. The rate 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 January in the year following. The current rate of Subscription fee shall be available on the club website or by individual request.

8. **Annual payments.** All members shall pay their first annual subscription upon election to the Club and thereafter on the first day of January in each year by Direct Debit. A member elected after the first day of September in any year shall pay half the annual subscription applicable for that year and a member elected after the first day of November in any year shall not be required to pay any subscription in respect of the year of election, but shall pay, in full, on election, the annual subscription Direct Debit instruction in respect of the year following election.

9. **Members' duty to provide an up to date address.** Every member shall furnish the Honorary Secretary with up-to-date email and postal addresses which shall be recorded in the Membership List and any notice sent to either such addresses shall be deemed to have been duly delivered.

10. **Candidates for election.** Every candidate for membership (except Honorary Members) shall be proposed and seconded in writing by a Full or Family member of the Club of at least three years standing, both of whom must be personally acquainted with the candidate for at least two years. In addition, every application must be supported by at least two Committee Members who have met the candidate. Candidates who meet the requirements for full Membership but are without sufficient personal acquaintances within the Club may be proposed and seconded by two Committee members after an introductory meeting. This may include those who wish to join the Club on a temporary basis for specific reasons and who may be admitted at the discretion of the Committee as Temporary Full or Temporary Family members for a maximum period of two years.

11. **Application for membership.** An application for membership shall be in the form from time to time prescribed by the Committee, and shall include the name, address, and occupation of the candidate, and the signatures of the Proposer and the Secunder. The Proposer and Secunder must also write in support of the candidate.

12. **Election of members.** The election of all classes of members is vested in the Committee and shall be unanimous. For Cadet Members, the Committee may delegate the exercise of this discretion to the Sail Training Officer, the Sailing Secretary and one other Officer of the Club, whose decision shall be unanimous. For Day Members, the Committee may delegate this to the Sailing Secretary or the Captain of the relevant class. The Honorary Secretary shall inform each candidate in writing of the candidate's election or non-election. He/she shall furnish an elected candidate with a copy of the Rules and Byelaws of the Club and make request for such payments as are necessary within one calendar month. In default of such payment, the election shall be void unless sufficient cause for delay be shown.

13. **Retirement of a member.** A member wishing to retire from membership shall give notice in writing before the last day of November and shall not then be liable to pay the subscription for the following year.

14. **Arrears of subscription.** The Committee may cancel, without notice being given, 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 payment is in arrears may enter any Club event or regatta or vote at any meeting.

15. **Undertaking by members to comply with rules.** Every member, upon election and thereafter, is deemed to have notice of, and impliedly undertakes to comply with, the Club Rules and the current Byelaws and 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 include suspension, expulsion or non-renewal of membership.

16. **Damage to Club property.** 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

17. **Limitation of Club liability.** 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 whatsoever 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 whatsoever for personal injury arising out of the use of the Club premises, 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.

18. **Membership of the Club.** 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 - COMMITTEE**

19. **Constitution of Committee.** The Committee shall consist of the Officers and not less than four nor more than eight Full or Family Members elected at the Annual General Meeting.

20. **Retirement of members of the Committee.** At the Annual General Meeting each year three of the Full and Family members shall retire in order of election or seniority. In the case of equal seniority the order of retirement shall, failing agreement between the members concerned, be determined by lot. Members retiring under the rule may be eligible for re-election to the Committee at that Annual General Meeting if it is desired.

21. **Candidates for election to Committee.** 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 full or Family members whose nominations (duly proposed and seconded in writing by Full or Family members of the Club) with their consent shall have been received by the Honorary Secretary at least thirty 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 made available to the Club members at least fourteen days prior to the date of the Annual General Meeting.

22. **Committee Meetings.** The Committee shall meet no later than fourteen days prior to the Annual General Meeting and at other times as may be necessary. The Captain or in his absence a Chairman elected by those present shall preside. Special Committee Meetings shall be called by any four Members of the Committee, providing the Agenda is posted to all Committee Members with at least fourteen days' notice.

23. **Quorum.** Five members personally present shall form a quorum at a meeting of the Committee.

24. **Management of Club by Committee.** 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. The Committee is responsible for directing what insurance policy or policies may be needed fully to protect the interests of the Club, its officers and members. These are to be administered and maintained by the Hon. Treasurer. The need for insurance policies will be reviewed annually by the Committee.

25. **Powers to make Byelaws and Regulations.** The Committee shall make such Byelaws and Regulations as it shall from time to time think fit and shall cause the same to be notified to Club members not less than fourteen days before the date of implementation. Such Byelaws and

Regulations shall remain in force until approved or set aside by a vote of a General Meeting of the Club.

26. **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 Club as the Committees may think fit. Officers of the Club shall be ex officio members of all such sub-committees.

## **SECTION 5 - TRUSTEES**

27. **Number and terms of reference.** 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 Full, Family or Honorary Members who are willing to be so appointed. A Trustee shall hold office during his lifetime or until he/she shall resign, by notice in writing given to the Committee, or until a resolution removing him/her 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.

28. **Powers of Trustees.** 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).

## **SECTION 6 - MEETINGS OF THE CLUB**

29. **Annual General Meeting.** An Annual General Meeting of the Club shall be held each year in the month of November on a date to be fixed by the Committee. The Honorary Secretary shall at least fourteen days before the date of such meeting post or deliver to each member notice hereof and of the business to be brought forward thereat. 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 forty two days before the date of the Annual General Meeting.

30. **Special General Meeting.** The Committee may at any time, upon giving twenty one days notice in writing, call a Special 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. The Committee shall call a Special General Meeting upon a written request addressed to the Honorary Secretary by at least five members.

31. **Chairman at Meetings.** At every meeting of the Club the Captain or, in their absence, a Chairman elected by those present shall chair. In the case of the AGM, the Commodore presides and the Captain chairs.

32. **Quorum at Meetings.** Fifteen members entitled to vote and personally present shall form a quorum at any meeting of the Club.

33. **Entitlement to vote at Meetings.** Only Full and Family members shall vote at any meeting of the Club. Other members may attend but are not entitled to vote.

34. **Voting on Rule change.** On any resolution properly put to a meeting of the Club relating to the creation, repeal or amendment of any Rule, Byelaw or Regulation of the Club such Rule, Byelaw or Regulation shall not be created, repealed or amended except by a majority vote of at least two-thirds of those present and entitled to vote. Notice of any proposed alterations must be given to the Honorary Secretary and circulated to all Members not less than fourteen days before

the Annual General Meeting. A Special General Meeting may be called for the same purpose by giving no less than twenty one days notice.

## **SECTION 7 - DISSOLUTION OF THE CLUB**

35. **Dissolution of the Club.** 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 as set out in the Constitution.

## **SECTION 8 – BYELAWS**

36. **Rights and privileges of members.** The present rights and privileges of each category of membership shall be as follows:-

**A FULL, FAMILY, CADET, HONORARY or LIFE MEMBER** shall have the full use of all the Club facilities

**A TEMPORARY MEMBER** shall have the full use of the Club facilities but shall have no right to introduce visitors to the Club or take any part in the management of the Club.

**A DAY MEMBER** shall have the same rights and privileges of a Temporary Member for up to three days a calendar year provided that they and their host have completed a Day Membership Form, filled in the visitors' book and paid such fees that are required.

## **SECTION 9 – REGULATIONS**

37. **Club Leases.** The Club leases the Factory Meadow and the land around the Club House, including the Starting Platform and Slipway at Needs Ore from Beaulieu Estate for its activities. The areas are shown delineated in red on the maps on the inside cover at the back. At Needs Ore, members are also entitled to walk over and along the land as delineated in blue on the map.

38. **Use of the River.** The Beaulieu River is privately owned and the Club is permitted to use the River (from Needs Ore Point to the Mill Dam Sluices) for dinghy sailing (including regattas, races, training and casual sailing) by kind permission of Lord Montagu. The River is under the overall control of the Harbourmaster and his/her authority, and members must comply with the current regulations for the use of the River as published on the Beaulieu River website. Of particular importance are the following:

a. The speed limit on River is 5 knots, including the lower reaches and the entrance to the mouth of the river, and users of motorised vessels must mind their wash. Failure to comply with the speed limit may result in prosecution. It is accepted that Safety Boats may need to exceed this limit in times of emergency.

b. The following activities are prohibited:

- Jet skiing, water skiing or board sailing.
- Underwater diving.
- Anchoring one mile either side of Buckler's Hard.
- Mooring onto navigation buoys, beacons or marks.

c. Swimming is not recommended in the river and is prohibited in and around the Marina. Skippers are however asked to keep a good look out for swimmers and should be prepared to give a wide berth, slow down or stop should it be necessary.

d. Users of dories, dinghies, tenders are advised to wear lifejackets when on the water.

39. **Launch points.** The Club is permitted to use Factory Meadow and Needs Ore as launch points for small dinghy sailing on the Beaulieu River. Members are not to use or permit the jetty and slipway to be used for any water-skiing, board sailing or similar activity.

40. **Club premises.** The Club premises at Factory Meadow and Needs Ore shall be open to members from 1<sup>st</sup> March to 31<sup>st</sup> October. Members and their guests are allowed to use the Club premises and the area immediately surrounding them for social and other activities associated with the Club.

a. At Factory Meadow, members must use the meadow in a considerate manner respecting the privacy of other legitimate users of the Meadow and neighbouring occupiers.

b. At Needs Ore, Members must not do anything which may become a nuisance or annoyance to the Estate or Natural England.

41. **Control of car parking.** Cars may only be parked in the Upper Meadow at Factory Meadow or on the south side of Warren Lane at Needs Ore, so as not to cause an obstruction to other cars or to the approaches to the Club premises. Cars may not be parked in the area surrounding the Club Hut or Club House.

42. **Speed limit on Warren Lane.** Members travelling to and from Needs Ore Point along Warren Lane must adhere strictly to the 20 mph speed limit and display a BRSC Car Sticker.

43. **Control of dogs.** At Factory Meadow, dogs belonging to members are permitted within the meadow on condition that they are kept under strict control and all fouling is properly removed. At Needs Ore, dogs are only permitted in the area immediately surrounding the Club House, the designated parking area and on Warren Lane provided they are on a leash and kept under strict control.

44. **Fires and BBQs.** Members are not allowed to light fires without prior permission from the Estate or undertake any activity unrelated to sailing.

45. **Ball games.** Members must not play or permit to be played any ball games.

46. **Other users.** Members should use their best endeavours to prevent other people from entering the area used by the Club as well as entering the adjoining land belonging to the Estate and the National Nature Reserve. At Factory Meadow the gate into the upper meadow must be kept locked at all times when there is no Club activity in the River or in the Meadow and the gravel path running through the Meadow must be kept clear and open at all times as a public right of way.

47. **Suspicious activity or damage.** Members should report any suspicious activity or damage to the Estate as soon as possible.

## **SECTION 10 – STORAGE OF BOATS**

48. **Introduction.** The Club relies upon the co-operation and good will of the members if it is to operate smoothly. It is constrained by a number of factors affecting how and where members' dinghies and accessories can be stored. The major constraint is space for storing dinghies at Factory Meadow and at Needs Ore. The Estate lays a reasonable responsibility upon the Trustees to maintain an orderly and ship shape club and only permits the storage of small dinghies. With the increase in popularity of the Scow class, there are increasing pressures on the dinghy parks at both Factory Meadow and Needs Ore. In addition pressure is caused by members who leave road trailers and larger dinghies which take up valuable space and make the dinghy parks look cluttered and unsightly. The following Rules have therefore been imposed on members to ensure that the Club maintains an orderly and user friendly dinghy park.

49. **Dinghy parks.** Club members are allowed to store their dinghies in the dinghy parks between 1<sup>st</sup> March and 31<sup>st</sup> October but should note the following:

- a. At Factory Meadow, all dinghies must be stored on the Lower Meadow in a neat and tidy manner and in particular shall not be stacked or racked. Storage of dinghies will be done to minimise the visual impact from Palace House, The Lodge and the surrounding area, especially residences bordering the Meadow.
- b. At Needs Ore, all dinghies must be stored in neat rows in the area defined by the chains and wooden stakes to the south east of the Club House.
- c. Road trailers and tenders may not be left or stored in the dinghy parks. The Harbour Master has a chain for mooring holders tenders which lies to the east of the dinghy park at Needs Ore which he controls.
- d. Optimist which are not being sailed in the Autumn series should be removed from Factory Meadow after the Junior Sailing Week to allow room for the Scows returning from Needs Ore.
- e. All dinghies must be removed by 31<sup>st</sup> October except when specific permission is granted for an extension by Class Captains. Any dinghies left in the dinghy parks over the winter may be deemed by the Committee to be abandoned.

50. **Dinghy classes.** The Club is a sailing club and does not diversify into other water sports or water activities. The following dinghies are recognised as class dinghies and must take priority over other boats for spaces in the dinghy parks: West Solent Scows; Laser 1s; Toppers and Optimists. Larger boats and dinghies may be launched and sailed from Factory Meadow and Needs Ore but should not be left in the dinghy parks except with the permission of the Bosun or in his absence a committee member.

51. **Identification of boats.** All boats must display on the transom a Club ID sticker which can be obtained from the Bosun. Any boats not displaying a sticker may be deemed as abandoned.

52. **Boat security.** All boats must be stored securely at all time and owners are responsible for checking them on a regular basis. This is particularly important at Needs Ore which experiences strong winds and flooding at exceptionally high tides. Any boat not securely tied to one of the chains or metal posts may blow over or float away and potentially damage other boats in the dinghy park. Anyone seeing a boat that needs attention should either rectify the problem themselves or report it to the Bosun or another committee member.

53. **Boat insurance.** All boats stored must be insured by the owners of the boats. The Estate accepts no liability for property of the Club or its members. The Estate also reserves the right to remove any unsuitable boats or boats that are obviously not seaworthy.

54. **Storing of masts, sails and equipment.** Members may store masts and sailing equipment in the Club premises, however the Estate accepts no liability for such items whatsoever. For insurance reasons, engines and fuel are not to be stored in the Hut at Factory Meadow or in the sail locker at Needs Ore but in the secure metal lockers alongside the Hut and Club House.

55. **Abandoned boats and trailers.** Any boats or trailers left at Factory Meadow or at Needs Ore Point over the winter (1<sup>st</sup> November – 31<sup>st</sup> March) will be deemed to have been abandoned and the Committee may take action for their disposal as set out in the Constitution.



## SECTION 11 – SAIL TRAINING WEEKS

56. **Introduction.** The sail training weeks run in the summer holidays with Junior week for children aged 8 or over on the first day of the course and Senior week for children aged over 13. These training weeks are proving to be extremely popular, especially the junior week and as a result, it has become necessary to publish guidelines on eligibility, the application process and the prioritisation of new entrants.

57. **Eligibility.** The sail training weeks are open to all children of club members. If there is space (typically on Senior week) and friend of a child staying with the family that summer may attend as Cadet member. It should be noted that Grandparents cannot apply for their grandchildren.

58. **Application process.** A large number of children want to attend the training weeks so if you wish to apply for your child for the first time, you need to let the Sail Training Officer know by 1<sup>st</sup> April. It is important that you confirm your wish to apply even if you think you may be on the existing list. The list does not guarantee your child a place, as there are only 12 places in each year group. If you have a child who has already done the training week in previous years you will automatically be sent the application forms. Please let the Sail Training Officer know if any child wishes to drop out, so that the place may be offered to another child.

59. **Prioritisation.** Places for new entrants to the course will be given out on the following priority basis.

- a. Those on the Committee or who take an active part in the running of the Club's activities.
- b. Those who live in Beaulieu and are active family sailors in Club events.
- c. Those who already have children on the training weeks.
- d. Those who live in the Beaulieu area.
- e. Those who have been members longest.

## SECTION 12 – CLUB PONTOON AND MOORING BUOY

60. **Pontoon.** The Club pontoon is situated opposite the starting platform at Needs Ore and is there to allow dinghies and safety boats to moor alongside whilst taking part in sailing events. At other times of the year, the pontoon is available for members to temporarily moor their yachts or RIBs. Due to the limited depth of water, RIBs and shallow draught yachts are encouraged to use the shore side berth, so allowing other members with deeper draught yachts to use the riverside berth.

61. **Mooring Buoy.** The Club rents the white mooring buoy 'Number 5' off Beaulieu Estate which is located on the Needs Ore start line. Since the mooring buoy is on the start line, it must not be used during sailing events, but it is available to members with yachts under 30' to use on a temporary basis. Members using the pontoon or the mooring buoy must display the BRSC burgee so the Harbour Master is aware the yachts and RIBs belong to members. Burgees can be purchased from the Secretary.

62. **Bookings.** Both the club pontoon and the mooring buoy are controlled by the Secretary and members who wish to book a slot for their yachts or RIBs must contact the Secretary. The first night is free (3 free nights per year) and all further nights are £10 for a yacht or RIB.