



Mariners of Bewl

CONSTITUTION

1. NAMES

The Club shall be called Mariners of Bewl herein after called MoB.

2.0 OBJECT

The object of MoB is the relief of physically disabled persons residing in the South East by bringing such persons into closer association with able bodied people and the provision of facilities for recreation or other leisure time occupation of such persons through the medium of sailing.

3.0 FURTHERANCE OF OBJECT

In furtherance of the said object but not further or otherwise, MoB shall have power:

3.1 To undertake all of its activities in such a way that every member endeavours to assist each other to the best of their ability.

3.2 To identify, examine and report upon issues concerning mixed ability sailing.

3.3 To actively be involved with committees and similar bodies where this would be of mutual benefit.

3.4 To encourage advancement of members' skills and abilities.

3.5 To raise funds and to invite and to receive contributions from any person or whatsoever by way of subscription, donation and otherwise provided that MoB shall not undertake any permanent trading activities in raising funds for its charitable objects.

3.6 To do all such other lawful things as are necessary for the attainment of the above object

4.0 MEMBERSHIP

4.1 Full membership shall be open to any person wishing to abide by the MOB Constitution, and in support the above aims.

4.2 MoB membership levels:

Full Membership: Aged over 18 years

Junior Members: Aged 8 – 18 years

5.0 TRUSTEES

5.1 Trustees have a legal responsibility for the vision, mission and management of the charity.

5.2 Trustees should ensure MoB is abiding by the constitution, the rules and regulations and the Law – Full details of Trustee responsibilities can be obtained from the Charity Commission.

5.3 There should be a minimum of 3 and a maximum of 5 Trustees who will act in a voluntary capacity.

5.4 Existing trustees are legally responsible for the recruitment of new trustees. In recruiting new trustees, the existing trustees will act in the best interests of MoB.

5.5 All Trustees should have due consideration for the spirit and ethos of MoB as a mixed ability sailing charity.

5.6 Trustees should hold a minimum of 2 meetings per annum

5.7 Trustees should endeavour to ensure that at least one of their number is present at all committee meetings.

5.7.1 The Trustees' role in Committee meetings is advisory and informational.

5.7.2 Only Trustees who are also elected Committee members, or co-opted Committee members with voting rights, are entitled to vote.

6.0 MOB COMMITTEE

6.1 The Trustees have delegated the day-to-day administration and management of the charity and its property to the MoB Committee as constituted by this clause. The Committee shall carry out these duties in accordance with this constitution.

6.2 At the Annual General Meeting (AGM) the Club shall elect a Committee consisting of: Chairman, Secretary, Treasurer and not more than six other elected members.

6.3 The Committee shall endeavour to appoint an Honorary President (Non-voting).

6.4 The Committee shall have power to co-opt members as necessary provided that no more than one third of the Committee shall be co-opted members.

6.4.1 Co-opted members length of tenure will not exceed one year.

6.4.2 Co-opted members voting rights will be decided by the elected Committee when they are appointed.

6.5 Three or one third of voting Committee Members, whichever is the greater shall constitute a quorum.

6.6 The Chairman shall not hold that position for more than five consecutive terms of office.

6.7 The positions of Chair and Vice Chair will normally be filled by members with a minimum of 2 years continuous committee tenure.

6.8 Bank Accounts shall be operated in the name of the Charity and withdrawals shall be made on the signature of any two from, Chairperson, Treasurer and one other named Committee member.

6.9 The Committee shall hold a minimum of 4 meetings per annum.

6.10 If a Committee member does not attend at least two Committee meetings during the sailing season (April to end of October) it will be deemed, unless there are mitigating circumstances which are put forward in writing, that they have stepped down from their role and their seat shall be declared vacant.

7 GENERAL MEETINGS

7.1. The AGM of MoB shall normally be held in February of each year.

7.2 An Extraordinary General Meeting (EGM) may be called by one third of Full Members at any time; giving 21 days notice.

7.3 At an AGM or EGM one third of voting members of MoB shall constitute a quorum

7.4 Members unable to attend an AGM or EGM and wishing to vote on any resolution concerning the constitution or for the election of officers may register their vote in writing to the secretary, provided that this is received seven days prior to the date of the meeting.

8 CONFLICTS OF INTEREST

A MoB Trustee or Committee Member must:

1, declare the nature and extent of any interest, direct or indirect, which he or she has in a proposed transaction or arrangement with MoB or in any transaction or arrangement entered into by MoB which has not previously been declared; and

2, absent himself or herself from any discussions in which it is possible that a conflict of interest will arise between his or her duty to act solely in the interests of MoB and any personal interest (including but not limited to any financial interest).

Any MoB Trustee or Committee Member absenting himself or herself from discussions in accordance with this clause must not vote or be counted as part of the quorum in any decision on the matter.

Any such disclosure and the subsequent actions taken will be noted in the minutes.

9 ALTERATIONS TO CONSTITUTION

9.1 This Constitution shall only be altered at the AGM, or at an Extraordinary General Meeting (EGM) expressly convened for the purpose. All members shall be provided with a copy of the proposed alterations in writing at least seven days before the date of the meeting, and at least two thirds of those voting shall approve the alterations.

9.2 No amendment shall be made which would cause the committee to cease to be a charity under law.

9.3 No amendments shall be made to section 2 (the Object), or clause 9 (the dissolution clause) or this clause without the prior consent in writing of the Charity Commissioners.

10 DISSOLUTION

10.1 MoB may be dissolved by a resolution passed by a two thirds majority of the Membership and voting at an EGM convened for the purpose, of which twenty-one days notice shall have been given to the members. Such resolution may give instructions for the disposal of any assets held by or in the name of MoB, provided that, if any property remains after the satisfaction of all debts and liabilities, such property shall not be paid to or distributed among the members of MoB but shall be given or transferred to such other charitable institution or

MoB Constitution as amended & accepted by all members attending A.G.M. 20th March 2021

institutions having objectives similar to some or all of the objectives of MoB and if and in so far as effect cannot be given to this provision then for some other charitable purpose.

10.2 Any parties having prior claim, (registered with the MoB Secretary) will be notified of any meeting regarding dissolution and their claims upheld wherever possible

DOCUMENT HISTORY

Accepted by all members attending A.G.M. 22nd February 1992

Amended & accepted by all members attending E.G.M 18th September 1993

Amended & accepted by all members attending A.G.M. 18th February 1995

Amended & accepted by all members attending A.G.M. 28th February 2009

Amended & accepted by all members attending A.G.M. 6th February 2010

Amended to remove BVSC links March 2016

Amended & accepted by all members attending A.G.M. 4th March 2017

Amended & accepted by all members attending A.G.M. 23rd March 2019

Amended & accepted by all members attending A.G.M. 20th March 2021

Signed:

Address: Willow Mead, Goudhurst Road, Horsmonden, Kent, TN12 8JU

Name: Carolyn Howden

Position: Chairperson

Date: 29 March 2021

Signed:

Address: 33 Greenfields, Maidstone, Kent, ME15 8ET

Name: Martin Sutton

Position: Treasurer

Date: 29 March 2021