

## **RULES FOR THE FIRST 40.7 UK CLASS ASSOCIATION**

### **1. TITLE**

The full title of the Association shall be the First 40.7 UK Class Association.

### **2. OBJECTIVES**

The Class Association is an owners group intended to promote the First 40.7's as a fleet racing under IRC (see paragraph 10). It is not a one-design class.

The objectives of the Association are to promote and further the interests of the First 40.7 Class and to represent the interest of owners of First 40.7's as follows:

- (a) to keep members informed of developments concerning the Class and any proposals concerning Class Rules.
- (b) to organise Championships and to co-ordinate the programme for other races for the Class.
- (c) to encourage National and International competition in Britain for the Class.
- (d) to promulgate information on technical development within the First 40.7 Class.

### **3. TERMS AND DEFINITIONS**

Throughout these Rules the following defined terms will be used:

- (a) "The National Association" shall mean the First 40.7 UK Class Association.
- (b) "The Committee" shall mean the Committee of the National Association, consisting of elected committee members and members appointed as regional members.
- (c) "The National Association Rules" shall mean the rules governing the conduct of the National Association.
- (d) "The National Association Register" shall mean the register of owners of First 40.7's with their addresses, number of boat, to be kept as hereafter provided.
- (e) "The Class" shall mean the class of sailing boat designed by Farr Yacht Design and manufactured by Chantiers Beneteau SA in accordance with the designers drawings and specifications, and known under the name First 40.7

- (f) "The Class Rules" shall mean the rules set out in clause 10 and such additional rules, if any, relating to specification, construction and measurement controls of the Class as adopted by the National Association.
- (g) "The Sail Number" shall mean the Sail Number allocated to the boat.
- (h) "The National Class Secretary" shall mean the duly elected Honorary Secretary or appointed Secretary as the case may be, of the National Association.
- (i) "Owner" and "Joint Owner" shall mean any person or persons, corporation or association entered on a certificate as owner or joint owner of a First 40.7
- (j) "Corporation" shall mean any body corporate, partnership or similar entity that has separate legal personality under the laws of the territory governing its constitution.
- (k) "Written notice" where required in these rules shall include communications sent by e-mail to the last known e-mail address of a member.

#### **4. MEMBERSHIP AND VOTING RIGHTS**

- (a) The following classes of membership shall be recognised:
  - (i) Full Membership.
  - (ii) Associate Membership.
  - (iii) Honorary Membership.
- (b) Full Membership shall, upon payment of the prescribed annual subscription be open to any owner of a First 40.7 or, in the case of joint owners, to any one of them, or in the case of a First 40.7 owned by a corporation or Association, to a nominated representative of that organisation. For the avoidance of doubt where a First 40.7 has more than one owner only one representative owner is eligible for Full Membership; the other joint owners are eligible for Associate Membership.
- (c) Associate Membership shall, upon payment of the prescribed annual subscription, be open to any joint owner of a First 40.7 not being a full member, or to all individuals, clubs, corporations or associations interested in the First 40.7 Class.
- (d) Honorary Membership shall be open to any person having an interest in the National Association in Britain who is proposed by a

Full Member and seconded by at least one member of the Committee and is elected by Members of the National Association at any General Meeting of the National Association.

- (e) Members shall be bound by the National Association Rules.
- (f) Each full member shall be entitled to one vote at a General Meeting of the National Association, or in a postal ballot. Associate and Honorary Members shall be entitled to attend and speak at any General Meeting, but not to vote.

## **5. MANAGEMENT**

- (a) The affairs of the National Association shall be managed by the Committee.
- (b) The Committee shall consist of not less than four and not more than ten full members of the Association, elected annually at a General Meeting of Members, or by postal vote, as elected Committee Members.
- (c) The Committee shall have powers to co-opt any person to assist it, whether a full member of the Association or not, but such persons shall have no vote in Committee.
- (d) No member shall serve on the Committee as Elected Committee Member for more than three years at the end of which period he shall retire, but shall be liable for re-election after an interval of one year and may be co-opted.
- (e) The Committee need not fill a vacancy arising in the Committee unless the total number of Committee Members has dropped below the minimum of four. Committee Members appointed to fill vacancies shall remain in office until the expiry of the term of office of the person whose position they have filled.
- (f) At its first meeting to be held immediately after the Annual General Meeting of the National Association, the Committee shall:
  - (i) Elect one of its members to act as Chairman of the Association for the following year.
  - (ii) Elect an Honorary Secretary or appoint a Secretary, who shall keep correct Minutes and records of all Committee and General Meetings, together with the National Association Register, and shall be responsible for communicating the decisions of the Committee to members of the National Association and, when directed by the Committee, to owners and joint owners not being members of the National Association.

- (iii) Elect an Honorary Treasurer, who shall control the funds of the National Association: make such disbursements as the Committee shall direct: present an annual financial statement at each Annual General Meeting. The Secretary or Honorary Secretary may act as Treasurer.
- (iv) Appoint an Auditor who shall certify the annual financial statement.
- (f) At meetings of the Committee, three of the elected members shall form a quorum.
- (g) The Committee shall have power to make recommendations to the members in general meeting, or by post, for alteration in, or additions to, the National Association Rules.
- (h) The Committee may arrange an Annual National Championship of the Class. All matters pertaining to International Championships held in Britain shall be settled by the Committee in consultation with the sponsoring Club or Clubs, the RYA and the ISAF.
- (i) At least two weeks notice of the date, place and agenda for any Committee Meeting must be given in writing by the Secretary to each Committee Member. Any business conducted by correspondence shall always be circulated through the Secretariat.

## **6. POWER OF THE COMMITTEE**

Subject to the provision of these rules, and in particular to the object of the National Association, as expressed in Rule 2, the General Committee shall be empowered to perform all functions of management and administration.

The making of payments and receipt of monies shall be validly evidenced only by the signature of the Treasurer or his Deputy as appointed by the Committee and payments or receipt of monies exceeding the sum of £250 shall require the signature of the Chairman and Secretary or Treasurer.

## **7. CONDUCT OF MEETINGS OF THE NATIONAL ASSOCIATION**

- (a) The Annual General Meeting of the National Association shall be held annually in March either in London or any other place judged by the Committee to be most convenient to the majority of members of the Association. The precise date, time and place to be at the Committee's discretion.
- (b) A Special General Meeting shall be called by the Chairman or Class Secretary upon receipt by the Class Secretary of a written request, signed by not fewer than ten full members of the National Association unless at that time there are less than 40 full members

in which case such written request need only be signed by not less than 25% of full members.

- (c) At least four week's written notice shall be given to members of any General Meeting.
- (d) At any General Meeting or Committee Meeting decisions shall be limited to matters on the agenda, and shall be carried by a majority vote. Voting shall be by a show of hands, unless a poll is demanded by not fewer than three of the full members present. At any meeting the Chairman shall have an additional casting vote. The Secretariat shall be responsible for circulating all members or in the case of Committee Meetings, all Committee Members, with the result of any voting. In the event of a postal ballot, all returns shall be made to the Secretariat within two weeks of the date of posting the ballot paper.
- (e) At any General Meeting of the National Association, eight full members, or if less 50% of the full members, shall form a quorum.

## **8. SUBSCRIPTION AND REGISTRATION FEES**

- (a) Subscriptions payable for all classes of membership of the National Association shall be payable annually and shall be decided at the Annual General Meeting and shall become due on 1<sup>st</sup> March.
- (b) Unless otherwise determined by the National Association in General Meeting, the annual subscription for full members shall be £20 and for associate members £20.
- (c) Any member whose subscription has not been paid within three months of the date due may have his name removed from the list of members of the National Association by the Committee. A member's name may be restored to the National Association Register at the discretion of the Committee, on payment of any subscription due.

## **9. ACCOUNTS**

- (a) The Committee shall cause true accounts to be kept giving particulars of:
  - (i) All monies, assets and liabilities of the National Association.
  - (ii) All monies received and expended by the National Association and the reasons for such receipts and expenditure.
  - (iii) All sales and purchases by the National Association.

- (b) The Committee shall cause the annual financial statement to be prepared and presented at every Annual General Meeting of the National Association.
- (c) A copy of the annual financial statement, duly audited, prepared for presentation at a General Meeting shall, not less than fourteen days prior to such General Meeting, be sent to every full member of whose address the Committee is aware.
- (d) A copy of the annual financial statement, audited and as accepted by the General Meeting, shall be forwarded to the International Association within 14 days of its acceptance by a General Meeting.

**10. Class Rules**

The Association shall promote the matched character of the First 40.7.

The following Class rules shall apply to all class racing and in particular to yachts entering the National Championships or Class Association Championships:

**Rule 1** Racing will be under the IRC rating rules administered by Seahorse Rating Ltd. This rule may not be varied by the Notice of Race or Sailing Instructions.

**Rule 2** In order for a race or series of races to qualify for points in the National Championships or Class Association Championship the Member, Associate Member or Honorary Member must be present on the yacht for the race or series concerned