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Government House  
4<sup>th</sup> December 1862

Sir,

I have the pleasure to acquaint you that consequent upon a letter from me to Sir George Grey, relative to the Petition of the Jersey Yacht and Rowing Club, I am empowered to inform you, and the Members of the Club that Her Majesty has been graciously pleased to comply with the prayer of their petition, that the Club should be designed "Royal".

I have the honour to be, Sir,

Your Obedient Servant,

R. P. DOUGLAS,

Major-General, Lieut.-Gov.

To the Secretary of the  
Jersey Yacht and Rowing Club.

*Copy of Letter from Government Secretary.*

Jersey, 22<sup>nd</sup> December 1862

Sir,

The Lieutenant- Governor having forwarded to the Secretary of State your letter of the 9<sup>th</sup> inst., praying that Her Majesty will be graciously pleased to grant permission to the "Royal Jersey Yacht Club" to alter its name, and that it may hereafter be known by the designation of "The Royal Channel Islands Yacht Club". I have the honour to inform you, by His Excellency's direction, that Mr Secretary Bruce has laid the same before Her Majesty, who was graciously pleased to accede to the prayer of the petition.

I have the honour to be, &c., &c.

(Signed) J. F. MURRAY.

D. Le Geyt, Esq., Secretary,  
Royal Channel Islands Yacht Club,  
Jersey.

*By the Commissioners for executing the Office of Lord High Admiral of the United Kingdom of Great Britain and Ireland, &c.*

Whereas we deem it expedient that the Vessels belonging to the Royal Jersey Yacht Club shall be permitted to wear the Blue Ensign of Her Majesty's Fleet, with the distinctive marks of the Club thereon; we do, therefore, by virtue of the power and authority vested in us, warrant and authorise the Blue Ensign of Her Majesty's Fleet, with the distinctive marks of the Club thereon, to be worn on board the respective vessels belonging to the Royal Jersey Yacht Club accordingly.

Given under our hand and the  
Seal of the Office of Admiralty  
this First Day of January, 1863

}

FREDK. WM. GREY  
CHAS. FREDERICK.

By Command of their Lordships

W. G. ROMAINE.

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Board of Trade  
Whitehall Gardens, 4<sup>th</sup> June 1875

Registry Of Ships

Sir,

In reply to your letter of 26<sup>th</sup> ultimo, forwarding a list of the yachts belonging to the Royal Channel Islands Yacht Club, I am directed by the Board of Trade to inform you that they are pleased to exempt the yachts belonging to that Club from such of the provisions of the Merchant Shipping Act, 1873, as require a ship's name to be marked on each of her bows, and her name and the name of her port of registry on her stern, and also from such provisions of the said Act as require a scale of feet to be marked on each side of her stem and sternpost.

I am, Sir

Your obedient Servant,

THOMAS GRAY.

The Honorary Secretary,  
Royal Channel Islands Yacht Club,  
Jersey

## Royal Channel Islands Yacht Club

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*The attention of members is particularly requested to the following communication received from the Admiralty:-*

Admiralty, 21<sup>st</sup> May, 1894.

Sir,

1. I am commanded by my Lords Commissioners of the Admiralty to acquaint you, for the information of the Committee of the Royal Channel Islands Yacht Club, that circumstances have arisen, of a diplomatic character, which have rendered it in their opinion desirable to reconsider the conditions under which the Admiralty Warrant is granted to Yacht Clubs, more especially as regards the use of the authorised Flag by persons who are not the actual owners of the vessels.

2. In order, therefore, to avoid any possible complications in the future, my Lords have decided to issue the enclosed new Warrant, which is to be considered as superseding that at present in force, though they do not wish to call for the return of the old Warrant, which your Committee will doubtless desire to retain among the Records of the Club.

3. My Lords request that the necessary steps may at once be taken to acquaint the Members of your Club, holding individual Warrants, with the conditions to be observed in connection with the use of the Flag.

I am, Sir,

Your obedient Servant,

EVAN MACGREGOR.

The Secretary,  
Royal Channel Islands Yacht Club,  
Club House, Jersey.

(NEW ADMIRALTY WARRANT)

*By the Commissioners for executing the Office of Lord High Admiral of the United Kingdom of Great Britain and Ireland, &c.*

Whereas we deem it expedient that the members of the Royal Channel Islands Yacht Club, being natural born and naturalised British Subjects, should be permitted to wear on board their respective vessels the Blue Ensign of Her Majesty's Fleet, with the distinctive marks of the Club on the fly thereof, viz.: The Arms of the Island of Jersey surmounted by a Crown, on the following conditions:-

We do therefore, by virtue of the power and authority vested in Us, under the provisions of the 105<sup>th</sup> Section of the Merchants Shipping Act, 1854, hereby warrant and authorise the Blue Ensign of Her Majesty's Fleet, with the distinctive marks of the Royal Channel Islands Yacht Club thereon, a aforesaid, to be worn on board the respective vessels belonging to the Royal Channel Islands Yacht Club, and to Members of such Yacht Club, being natural born or naturalised British Subjects, accordingly, subject to the following conditions:

1. Every vessel belonging to the Royal Channel Islands Yacht Club, in order to be eligible to wear the Ensign authorised by this Warrant, shall have been registered as a British Vessel in accordance with the Merchant Shipping Act, 1854.

2. The Ensign shall not, without Our authority in writing, be worn on board any vessel belonging to the Royal Channel Islands Yacht Club, while such vessel is lent, on hire or otherwise, to any person not being a Member of the Club, or who, being a Member of the Club, is not a natural born or naturalised British Subject.

Given under Our Hands and the  
Seal of the Office of Admiralty,  
this fifteenth day of May 1894.

}

WALTER T. KERR  
G. H. NOEL.

By Command of their Lordships,  
EVAN MACGREGOR

## **WARRANT TO WEAR SPECIAL ENSIGN**

*By Command of the Secretary of State for Defence*

By virtue of the provisions of Section 73 of the merchant Shipping Act 1894, and of all powers and authorities him thereunto enabling, the Secretary of State for Defence with effect from 1<sup>st</sup> April 1985 warrants and authorizes the BLUE Ensign of Her Majesty's Fleet with the distinctive marks of the CLUB thereon to be worn by Yachts belonging to or chartered by members of the ROYAL CHANNEL ISLANDS YACHT CLUB.

From 1<sup>st</sup> April 1985 the Flag Officers and Committee of the ROYAL CHANNEL ISLANDS YACHT CLUB are authorised to issue, or have issued on their behalf, in respect of any Yacht owned or chartered by its members a written Permit, subject to the conditions printed on the back of this Warrant, authorising that Yacht to wear the said Ensign provided that such Permit in respect of that Yacht be held on board at the time and that it should not otherwise be competent for the vessel to wear the said Ensign.

And be it further understood that in the event of the printed authority of the Flag Officers and Committee as aforesaid being granted to any member to wear the said Ensign on board a yacht without the Conditions printed on the back of this Warrant having been first duly complied with, or in the event of the Conditions not being observed after the Permit has been issued, the Secretary of State hereby reserves discretionary power to cancel or suspend this Warrant and to promulgate such cancellation or suspension by such means as he considers appropriate.

*By Command of the Secretary of State*  
.....

**MINISTRY OF DEFENCE**  
*London SW1*

*8 February 1985*

## **Conditions governing the issue of Yacht Permits to Members of entitled Yacht Clubs in the United Kingdom and the Channel Islands**

By section 73 of the Merchant Shipping Act 1894, it is an offence to hoist on board any ship or boat belonging to any British subject certain colours, flags and pendants without a Warrant from Her Majesty the Queen or from the Secretary of State for Defence. The maximum penalty is one thousand pounds for each offence. Among the prohibited flags are the Union Flag, the White Ensign, the Blue Ensign (plain or defaced) and the Red Ensign with any defacement. The prohibition applies to any ship or boat belonging to any British subject wherever it may be, and so extends not only to tidal waters but equally to rivers, lakes and inland waters generally.

Yachts may not wear the special Ensigns prohibited above except:

- a. under a warrant issued to the yacht owner by the Ministry of Defence prior to 1<sup>st</sup> April 1985 and in accordance with the Conditions stated thereon and
- b. under a Permit issued to a yacht owner by a Yacht Club from 1 April 1985 onwards and in accordance with the Conditions set out below

### Conditions

1. *Permit.* The Yacht must be issued with a Permit by a Yacht Club pursuant to the granting of a Warrant to that Club by the Secretary of State for Defence.

### 2. *Registration and Measurement.*

- a. *Registration.* The Yacht must be a ship registered under either:-
  - (1) Part 1 of the Merchant Shipping Act 1894; or
  - (2) The Merchant Shipping Act 1983.
- b. *Measurement.* The Yacht must measure not less than:
  - (1) 2 tons gross if registered by tonnage; or
  - (2) 7 metres in length overall if registered by length

3. *Membership of Designated Yacht Club.* The owner or owners of the yacht must have current membership of one of the Yacht Clubs in the United Kingdom or the Channel Islands to which a Warrant has been issued and which is designated in the Navy List.

4. *Nationality.* The owner or owners must be British Subjects

5. *Use of Yacht.*

a. The special Ensign may only be worn on a Yacht used exclusively for private and personal purposes of the Yachtsman to whom the Permit is issued

b. The Yacht must not be used for any professional business or commercial purpose. A Yacht whose name incorporates a name, product or trademark used for business or commercial purposes is not eligible for a Permit.

c. A Yacht which is never used for cruising, eg. A houseboat is ineligible for a Permit

6. *Limited Companies.* A Yacht which is the property of a Limited Company may be eligible for a Permit provided the provisions of Condition 5 are complied with, and the user is a British subject and a member of a designated Yacht Club.

7. *Presence of Holder of Permit.* Except under the provisions of Condition 6, a Permit does not confer any authority while the Yacht is being sailed by anyone other than the owner in person. Thus a special Ensign may not be worn unless the owner or user (see condition 6) of the Yacht is on board, or in effective control of her when she is in harbour or at anchor near the shore, and the Club's burgee is flown at the main masthead, or other suitable position. The Permit must always be carried on board when a special Ensign is worn.

8. *Separate Authorisation from each Club.* If the owner or user belongs to more than one of the designated Clubs, he must have on board the permit authorising that particular Ensign which is being worn.

9. *Charter or Loan of Yacht for which Permit Issued.* When a Yacht for which a Permit has been issued to a member of a designated Yacht Club is occasionally, and for a short period, let out on charter,

such action will not be held to infringe Condition 5 and will not lead to permanent disqualification. However, the Permit must be withdrawn by the Secretary of the Yacht Club; application may be made for a fresh Permit on termination of the period of charter.

*10. Return of Permit.* When a Yacht is sold, there is a change of ownership, or the owner ceases to be a member of the Club, the Permit must at once be surrendered to the Secretary of the Club who shall forthwith cancel it.

*11. Alterations to Permits.* No alterations are to be made to Permits. If the name of the Yacht is changed, or alterations are made which affect the register, the Permit is to be withdrawn by the Secretary of the Club. A new Permit may be issued provided the provisions of these Conditions are otherwise satisfied.

*12. Permits lost or stolen.* In the event of a Permit being lost or stolen, the member must forward to the Secretary of the Club a report on the circumstances of the loss and the steps taken to recover it. The Secretary of the Club may, at his discretion, issue a fresh Permit.

*13. Tenders.* The special Ensign may be worn by any boat which belongs to the Yacht and can conveniently be hoisted on board her.

*14. Foreign Cruises.* When cruising in foreign waters a Yacht for which a Permit to wear the special Ensign has been issued should take care to avoid any action which might result in complications with a Foreign Power. To this end, members intending to visit foreign waters affected by war or serious disturbances must give particulars of their voyages to the Secretary of the Club, who should immediately inform the Ministry of Defence (Naval Law Division), Whitehall, London SW1A 2HB.

*15. A Permit for a yacht to wear a special Ensign* becomes invalid if the provisions of the above Conditions are not met.

*16. Etiquette.* Permit holders may wish to comply with the custom, when in harbour, of hoisting the Ensign at 0800 (0900 between 1 November and 14 February) and lowering the Ensign at sunset (or 2100 local time if earlier)

# **RULES**

## **1. Name**

The name of the Club is the Royal Channel Islands Yacht Club. The Club shall be incorporated as a 'Societe de Sport' under the provisions of Article 1 (2) of the Loi (1862) sur les teneures en fideicommiss et L'incorporation d'associations (hereinafter referred to as 'the Law').

## **2. Organisation**

The Club shall consist of a Headquarters located in Jersey, a centre in Guernsey, and such other centres as may from time to time be formed in the Channel Islands. Each Centre shall be financially independent.

## **3. Objects**

The objects of the Club are (i) the encouragement of sailing, racing and cruising in any type of craft, motor or sail, particularly in Channel Islands Waters; (ii) the promotion of social activities as may be deemed in the interests of the Club. For the purpose of attaining its objects, the Club is empowered to hold real or immovable property.

## **4. Ensign and Burgee**

- a. The Club Ensign is the Blue Ensign of H.M. Fleet, defaced in the fly of the armorial bearings of the Bailiwick of Jersey surmounted by a crown. It shall be worn only by the holder of an Admiralty Warrant, or the Club Permit, in accordance with regulations laid down by the Admiralty or other properly authorised bodies from time to time. Such Warrants shall be obtained through the Hon. Secretary of the Club and must be on board the yacht when the Ensign is worn. (See Appendix For Full Instructions)
- b. The Burgee shall be the Armorial bearings of the Bailiwick of Jersey surmounted by a crown on a dark blue ground. The Burgee may be flown by any member of the Club.

## **5. Rules Binding**

Every member shall be bound by the Rules and Byelaws of the Club for the time being in force. On election every Member shall be furnished with a copy of the Rules of the Club, but omission to furnish such a copy shall not relieve the member from obligations to be bound thereby. A copy of the Rules and Byelaws of the Club is available at the Club House for the use of members.

## **6. Responsibility of the Club**

Whilst the Club takes every precaution to protect its members, it does not accept any responsibility whatsoever for any accident or mishap which may occur from any cause whilst Members, their friends or guests are participating in any of the Club's activities, or whilst availing themselves of the facilities of the Club. Membership is only accepted on those terms.

## **7. Election of Members**

A candidate for any category of membership must be proposed and seconded on a prescribed form by two Ordinary Members who are normally resident in the Channel Islands. An applicant must personally be known to the Proposer and Seconder who shall both be Members of at least two years standing.

Applicants resident overseas, or those who have been resident in the Channel Islands for less than six months may elect to be proposed by an officer of his existing club, provided that the Club is a Royal Yacht Club, or a Club of similar status. The applicant must be a full member of his existing club and of at least two years standing. The Seconder should be a member of the Royal Channel Islands Yacht Club of at least two years standing.

Completed forms of application for membership shall be forwarded to the Hon. Secretary together with a letter of recommendation from the Proposer and, after approval by the Committee or by an Officer appointed for that purpose shall be posted on the Club Notice Board for at least fourteen days during which time the Candidate shall be introduced to two Members of the General Committee.

Any objection to a Candidate must be made in writing confidentially to the Hon. Secretary who will place such objection before the Committee.

The Committee may:

- a. Over-rule the objection and proceed with the election.
- b. Call for further information before proceeding.
- c. Decide not to accept the application and inform the Proposer that the Candidate has not been successful in his application to join the Club.

The admission of candidates shall be by ballot of the Committee. The Candidate shall be elected if there are three white balls to every black ball.

An unsuccessful Candidate shall not be permitted to enjoy the amenities of the Club, nor shall a fresh application for membership be considered, for at least two years from the date of the ballot.

After election by the Committee the Hon. Secretary shall immediately notify the new candidate, furnish him with a copy of the rules and request him or her to pay the entrance fee and annual subscription.

If the entrance fee and annual subscription be not paid within one calendar month from the date of such notice his or her election shall be null and void unless he or she shall show sufficient cause for such delay to the satisfaction of the Committee.

No new candidate shall be admitted to any of the benefits or privileges of the Club until he or she has paid the requisite entrance fee and subscription.

## **8. Classes of Membership**

Membership is divided into classes according to place of residence and rates of subscription, but once a member is elected he or she can transfer to another class of membership for which they are eligible by notification in writing to the Secretary and payment of the appropriate dues.

No change of membership can be considered after the 1st January in each year except in the case of Overseas Members below, or in special circumstances, i.e. when a warrant is required.

Any reference to Members in these rules shall be deemed to refer to all classes of Members unless otherwise stated.

The following classes of membership are available:

### ORDINARY MEMBERS (INCLUDES LIFE MEMBERS)

Any lady or gentleman of eighteen years of age and over not included in other categories, who wishes to avail herself or himself of the full privileges of the Club, including the right to apply for an Admiralty Warrant for his or her yacht to wear the Club Ensign.

#### **Notes:**

- a. Nothing in these Rules shall deprive the Guernsey Committee from increasing subscription for members under their jurisdiction by resolution submitted to and passed by a General Meeting of Guernsey Members resident in the Bailiwick of Guernsey.
- b. Rates of subscription for all classes of Members may be obtained from the Hon. Secretary and are displayed on the Main Notice Board.

### OVERSEAS MEMBERS.

Members of the Club resident outside the Channel Islands, providing that if a period longer than 90 days is spent in the Channel Islands in any one year they shall be liable for the higher subscription of Ordinary Members.

### ASSOCIATE MEMBERS (Jersey only)

Students at any School, University or any other seat of learning below the age of 25 may if they so desire become Associate members.

### JUNIOR MEMBERS (Guernsey only)

This category to be open to individuals between the ages of 18 and 25 who will be permitted to enjoy full Club facilities including the right to vote at General Meetings. Junior Members who wish to apply for permission to fly the Club Ensign must pay the Annual Subscription as for Ordinary Members. In the case of Joint Junior Membership the full ordinary subscriptions will be payable for the year in which either party reaches the age of 26 years.

## CADET MEMBERS

Boys and girls are eligible for election as Cadet Members if between the ages of twelve and eighteen. Proposal forms should normally be signed by a parent or guardian, but in any case must be accompanied by a letter from the parent or guardian accepting on behalf of the cadet the Rules and Byelaws of the Club with special reference to Rule 6. Restrictions as regards their use of the Club premises may be imposed from time to time by the Committee.

### **9. Honorary Life Membership**

On the recommendation of the Committee, the Club in General Meeting may invite distinguished persons or others who have rendered special service to the Club to become Honorary Life Members. Such distinction will confer all the privileges of full membership upon the persons so invited.

### **10. Honorary Membership.**

Members of recognised yacht clubs, serving officers of H.M. Forces visiting the Islands and such other visitors as the Committee may invite may be admitted to Honorary Membership for a period not exceeding 21 days at any one time. After this period they are eligible for temporary membership. Any patron of the Royal Channel Islands Yacht Club or any spouse of any patron may avail themselves of the Social benefits of the club.

### **11. Temporary Membership.**

Any lady or gentleman not permanently resident in the Channel Islands may be admitted to temporary membership of the Club upon proper introduction, payment of the appropriate fee, per month, and with the sanction of an officer of the Club. Such membership shall be for limited periods each not exceeding one calendar month with a maximum of three consecutive months.

The names of such temporary members must be placed on the Club Notice Board with the name of the officer sanctioning them, and dated accordingly.

Temporary members may not wear the Club colours.

## **12. Entrance Fees and Subscriptions**

The entrance fees and subscriptions payable by different classes of Members are shown on the Main Notice Board and are obtainable from the Hon. Secretary. They may be amended from time to time by decision of the Appropriate Committee of the Club. The Committee is empowered to waive entrance fees at their discretion.

Subscriptions are due on 1<sup>st</sup> January and payable within 60 days of that date. In the event of a subscription then remaining unpaid, the Club shall send a single reminder to the Member by recorded delivery post. Should the Member there after continue in default, he shall be erased from the Club Register of Members. If subsequently such Member gives a satisfactory explanation and pays the monies due, the Committee may readmit such Member without further election or payment of an additional entrance fee.

The subscription for any member(s) shall be calculated as a proportion of the annual subscription according to the number of months remaining from election to the end of the current year.

No Member of the Club shall be entitled to any of the privileges of the Club until his annual subscription and any monies due to the Club have been paid.

All Members shall be provided with Membership Cards, which must be produced on request. These are renewable annually.

Members may if they wish compound their subscriptions by applying for life membership, at the appropriate subscription.

## **13. Resignation.**

Members wishing to resign from Membership of the Club must give notice in writing of their intention to do so to the Hon. Secretary before the 1<sup>st</sup> January in any year or they will be liable for the subscriptions for that year.

Such members must pay all arrears due and return any Admiralty Warrant, obtained through the Club, to the Hon. Secretary.

#### **14. Suspension, Removal or Expulsion.**

- a. If the Committee considers that the conduct of any Officer or Member has been such as to warrant his or her suspension, removal from office or expulsion from the Club, a statement of the charges against such Officer or Member shall be made in writing and delivered to him or her by the Honorary Secretary, either personally or by registered post at least three weeks before the date of the Committee Meeting which shall be held to consider such charges. Such Officer or Member shall have the opportunity either to reply to the charges in writing or in person by attendance at the Committee Meeting or both; and of producing evidence relative to such charges.
- b. If charges are made concerning the conduct of a Member by another Member they will be made in writing confidentially to the Hon. Secretary and placed by him before the Committee, who shall decide whether they shall be proceeded with under this rule or not. If the Committee decides to proceed with the charges action will be taken as for para.14 (a) above.
- c. At the Committee Meeting called for the purposes of hearing the charges, the evidence of the person or persons making the charges shall be heard. The Member or Members against whom they are made, who shall have the right to be present during the hearing of all evidence, may then make a statement and/or produce evidence in rebuttal of the charges.

All persons other than the Committee hearing the case shall then retire and the Committee shall then consider and decide upon the case. No Member of the Committee who is making the charges or giving evidence shall be permitted to sit in judgement upon the case, but shall retire with the other Members when the case is considered.

If the Committee considers that the charges are substantiated and are of such a nature as to justify it, the Members shall be either suspended for a period of time, to be determined by the Committee, and removed from office, where applicable, or called upon to resign his or her membership. Where voluntary resignation is declined, the Committee shall expel that Member from the Club.

The decision of the Committee, in all disciplinary matters, shall be by a two-thirds majority.

The following, amongst others, shall be valid reasons for the expulsion of any Member. Unseemly conduct, wilful violation of the Rules, unprofessional conduct or conviction of a criminal offence of a serious nature.

## **15. Guests.**

Subject to such byelaws as may be made from time to time by the Committee, Members are permitted to introduce guests. Members shall enter the names and addresses of their guests, together with their own names in the Visitor' Book.

No person ordinarily resident in the Channel Islands may be introduced as a guest more than four times in any year except in pursuit of any organised sailing activity. The Member who introduces such guests must be present with them and is responsible for their conduct.

## **16. Officers of the Club.**

### **FLAG OFFICERS**

The Flag Officers of the Club shall be as follows:-

#### **JERSEY FLAG OFFICERS**

The Commodore (Jersey)

The Vice-Commodore (Jersey)

The Rear-Commodore (Jersey)

#### **GUERNSEY FLAG OFFICERS**

The Commodore (Guernsey)

The Vice-Commodore (Guernsey)

The Rear Commodore (Guernsey)

The Jersey Flag Officers shall be elected at the Annual General Meeting of the Club and Guernsey Flag Officers shall be elected at the Annual General Meeting of the Guernsey Centre.

The vacancy occurring in a Flag Officer between Annual General Meetings may be filled by election at a Special General Meeting of the Club or of the Guernsey Centre as the case may require.

No person shall hold the same Flag Office for more than two successive years except in the Guernsey Centre where no person shall hold the same Flag Office, other than the Rear-Commodore (Sailing), for more than three successive years.

## OTHER OFFICERS

The other Officers of the Club shall be the Hon. Treasurer, the Hon. Secretary, the Hon. Sailing Secretary, and the Hon. Secretary Guernsey Centre, who shall be appointed by respective committees.

### **17. Duties of the Hon. Treasurer, Hon. Secretary etc.**

- a. The Hon. Treasurer shall be responsible, on behalf of the Committee, for the receipt of all monies due to the Club and for the payment, under the direction of the Committee, of all the monies owing by or payable by or on behalf of the Club. He shall keep the Club accounts and shall produce a statement of its financial position at the Annual General Meeting and whenever required by the Committee
- b. The Hon. Secretary shall be responsible for the papers, correspondence and Club Minutes and shall permit any Member to have access to them on application in writing, except such confidential matters as arise under Rules 7 and 14.  
The Hon. Secretary shall act as Secretary to the Committee and to such other Committees as the Committee may determine.  
It shall be the duty of the Hon. Secretary to maintain lists of names and addresses of the Members of the Club and a list of all holders of Admiralty Warrants to wear the Club Ensign and shall maintain copies at the Club House accessible to Members on request.  
The Bar licence shall be in the name of the Hon. Secretary who will be responsible that its provisions are observed.
- c. The Hon. Sailing Secretary shall be responsible for all correspondence and executive action in connection with sailing, including fixtures, moorings, and collection of fees and organisation of races. He shall be directed by the Sailing Committee and act as Hon. Secretary to that body.

## **18. Vacancies in Offices or Committee.**

During periods between Annual General Meetings the Committee shall have the power to appoint a replacement for any Officer who ceases to be an Officer of the Club, whether by death, resignation or any other reason. The Committee shall also have the power to fill vacancies in the Committee between periods of election.

## **19. Assistants to Hon Treasurer, Hon. Secretary, etc.**

The Committee shall have the power to appoint assistants to the Hon. Treasurer, Hon. Secretary and Hon. Sailing Secretary, who in the absence of the principals shall act in their capacity and have power as Officers of the Club.

## **20. The Committee.**

The general control of Club matters shall be vested in a Committee of Management, called the Committee.

The Committee shall be composed of the Officers of the Club and not more than ten other Members of which not less than six shall be resident in Jersey. The Members shall be elected at the Annual General Meeting. (See Rule 18)

“The Guernsey Committee shall be composed of the Officers of the Guernsey Centre and six other Members resident in Guernsey. The Members of the Guernsey Committee shall be elected at the Annual General Meeting of the Guernsey Centre. Two Members of the Guernsey Committee shall resign each year and not be eligible for re-election during the year following their resignation.”

The Committee shall be indemnified out of the assets of the Club in respect of any bone-fide action they may take in the execution of their duties.

The Committee shall apply the funds of the Club to the objects of the Club or to such other purpose as they shall deem expedient in the interests of the Club. They shall cause proper books of account to be kept of all income and expenditure and of all dealings with the assets of the Club and shall present through the Hon. Treasurer to the Annual General Meeting in each year a duly audited Income and Expenditure Account and a Balance Sheet.

## **21. Co-opted members of the Committee.**

The Committee shall have the power to co-opt members of the Club to serve on the Committee or any Sub-Committee for any specific purpose. Co-opted Members shall have only the right to vote on the subject for which they have been co-opted.

## **22. Meetings of the Committee.**

The Committee shall meet not less than once in each calendar month except in the month of August, and in addition when required to do so by a Flag Officer or any three Members of the Committee. Members shall receive at least three days notice of the meeting.

The Chair shall be taken by the senior Flag Officer present. In the case of no Flag Officer being present the Committee shall elect one of their number as Chairman.

Six members shall constitute a quorum except that, where a matter is dealt with under Rule 14, the quorum shall be seven.

Should a member of the Committee who is resident in Jersey be absent from three consecutive monthly meetings without adequate reason, he shall cease to be a member of the Committee.

## **23. Voting.**

Unless otherwise provided by these rules every resolution at a General or Committee meeting shall be decided by a majority of Members present in person. Every Member shall have one vote and in the case of an equality of votes the Chairman shall have a second or casting vote. Voting by proxy shall not be permitted at any meeting of the Club except as authorised under Rule 39. Ordinary members only may vote at General meetings.

## **24. Delegation of Authority.**

The Committee shall have power to nominate a Sailing Committee and a House Committee and such other Committees or Sub-Committees as may be deemed expedient. Such Committees shall be subordinate to and shall report to the Committee and conduct their business in accordance with the direction of the Committee.

Officers of the Club may attend and vote at all meetings or such Committees and Sub-Committees.

No subordinate Committee may incur a total expenditure in any one month in excess of One Hundred Pounds except with the specific authority of an Officer of the Club when expenditure may be increased to a maximum of Two Hundred and Fifty Pounds.

All expenditure in excess of Two Hundred and Fifty Pounds in any one month must be approved by the General Committee other than that incurred by way of general trading in the ordinary course of the Club's normal business.

At any meeting of these Committees or Sub-Committees three Members shall form a quorum.

Centres of the Club outside Jersey shall be represented on the Committee and may in addition form their own Committees to deal with local affairs.

Matters of General Club policy, Admiralty Warrants, official correspondence with outside bodies on behalf of the Club and any matters involving the Club in financial or other liability must be dealt with through the Hon Secretary of the Club.

- a. The Sailing Committee shall consist of at least three Members of the Committee and such other members as the Committee may appoint.

The Sailing Committee shall be responsible for the direction of all matters in connection with sailing, including the regatta, racing fixtures, handicaps, organised cruises, sailing gear and moorings.

- b. The House Committee shall consist of at least three Members of the Committee and such other Members as the Committee may appoint.

The House Committee shall be responsible for all matters in connection with the administration of the Club House, including the bar and the accounts connected therewith. It shall meet once in every calendar month.

Both these Committees shall have the power to co-opt Members subject to ratification by the General Committee, in accordance with Rule 21.

## **25. Trustees.**

The Trusteeship of all Club property and assets shall be vested in the Flag Officers of the Club, hereinafter called the Trustees. The Trustees shall maintain or cause to be maintained inventories of all Club property and assets and other property on loan to the Club. The Committee shall have power to appoint alternative Trustees if found necessary. In the event of the Committee being unable to fulfil its functions through emergency or otherwise the Trustees shall have power to nominate their own successors.

In the case of the Guernsey Centre the Trusteeship of Club property and assets shall be vested in Trustees consisting of the Officers of the Club residing in Guernsey.

The Trustees shall be indemnified out of Club property as directed by the Committee or in the absence of the Committee at their own discretion.

## **26. Audit.**

a. The accounts of the Club shall be examined annually by professional accountants appointed by the Committee. They shall prepare financial statements to the end of the financial year and issue a limited assurance report in accordance with professional accountancy standards as prevail from time to time.

b. The Committee or the Club (the latter by resolution of Members at a general meeting) may from time to time determine that the accounts of the Club shall be audited by the accountants or such other firm of accountants as shall be determined.

c. The accountants shall have the power to act as auditors in the event of sub-paragraph 26(b) being invoked.

## **27. Annual General Meeting.**

a. The Annual General Meeting of the Club shall be held during the month of February or as soon as possible thereafter. The date shall be fixed and notice thereof shall be posted on the Club Notice Board not later than the last day of January and shall be communicated to all Members at least ten days before the meeting takes place.

At the Annual General Meeting the Flag Officers, Committee and Accountants shall be elected for the ensuing year, the Report and Financial Statements adopted and the general business transacted.

Nominations for Flag Officers, Committee and Accountants and notice of all proposals or motions shall be in writing, signed by the proposer and seconder and delivered to the Hon. Secretary not later than the last day of January.

The Hon. Secretary on receipt of such proposals and nominations shall immediately post them on the Club Notice Board and shall include them with the convening notice sent to Members. They must remain on the Club Notice Board for a minimum period of 14 days.

Amendments to any proposal must be signed by the proposer and seconder and must be received by the Hon. Secretary at least seven days before the Meeting. He will immediately post them on the Club Notice Board and they must remain there for a period of at least four days.

Amendments to any proposal or amendment, not involving a change of intent may be put to the meeting without prior notice.

When the names of more candidates for the election of Flag Officers, Committee and Accountants have been nominated than are provided for under the Rules, voting shall be effected by means of printed ballot papers, containing the names of all such candidates, together with the names of their proposers and seconders.

- b. The Guernsey Centre shall hold an Annual General Meeting of Members resident in the Guernsey Bailiwick. This meeting shall precede the Annual General Meeting of the Club.

## **28. Special General Meetings.**

A Special General Meeting shall be summoned by the Hon. Secretary on the instructions of the Committee or on the request in writing of any ten Members of the Club. Such request shall be signed by all ten Members and shall state the object of the Meeting.

Notice of such meetings, together with the statement of its object shall be posted on the Club Notice Board at least three weeks prior to the date of the Meeting and shall be communicated to all

Members in writing at least ten days before the Meeting takes place.

Amendments to any proposal submitted for a Special General Meeting must be received by the Hon, Secretary at least seven days before the Meeting. Such amendments must be signed by the sponsors and placed on the Club Notice Board where they must remain for a minimum period of four days.

### **29. General Meetings Chair**

The Chair at all General Meetings shall be taken by the Senior Flag Officer present and in the absence of Flag Officers the Chairman shall be elected by the Members present.

### **30. Quorum.**

Twenty members shall form a quorum at any General Meeting. If a General Meeting has been called and a quorum has not been obtained within half an hour of the time appointed for the Meeting, the Committee shall have power to decide on the question for which the Meeting was called and such decision shall have force as if passed by a General Meeting.

### **31. Serious Emergency.**

In the case of serious emergency in which time does not permit the calling of a General Meeting the Club Committee shall have power to act and in the case of an action requiring the authority of a General Meeting shall submit its action for approval by a General Meeting as soon as possible afterwards.

### **32. Notice to Members.**

All circulars and notices required to be delivered to any Member shall be deemed to have been so delivered if given in writing personally or at the place of residence or business of the Member, or if posted to the address of the Member as recorded in the Club Register of Members at least forty eight hours before the required time.

### **33. The Club House.**

The Club House shall be open to Members daily between such hours as the Committee may determine subject to the conditions imposed by licence. The Committee is empowered to close the Club House and to make such provision for its use on special occasions, as it may deem necessary.

### **34. Byelaws.**

The Committee is empowered to make, alter or cancel Byelaws as it may consider necessary in the interests of the Club.

### **35. Complaints.**

Any Member wishing to make a complaint against a Club servant must do so through the Club Secretary.

### **36. Alteration of Rules.**

No addition to or alteration of the Rules shall be made except at the Annual General Meeting or any Special General Meeting called for the purpose. No alteration to these Rules shall take effect until approved by the Royal Court.

### **37. Grievances at Meetings.**

At any Meeting, any Member feeling aggrieved at a decision of the Chairman may appeal to the Meeting and if the appeal is seconded a vote shall be taken. The decision shall be confirmed, amended or rescinded according to the vote of the Meeting. Any decision not amended or rescinded shall be deemed to be confirmed.

The appeal shall be made promptly after the decision complained of and shall take precedence of all other business unless postponed by consent of the Meeting.

### **38. Closing of the Club House.**

Any permanent closing of the Club House, or its removal to another place, shall only be made on the vote of three quarters of the Members present at a Special General Meeting called for that purpose or at the Annual General Meeting.

### **39. Dissolution of the Club.**

Subject always to the approval of the Royal Court pursuant to an application in accordance with Article 10 of the Law the Club shall be dissolved only on the vote of three quarters of the Members present at the General Meeting called for the purpose and after payment of all liabilities of the Club. Such decision shall be confirmed at a second General Meeting called not less than 30 days and not more than 90 days after the first meeting. At the second meeting voting by proxy will be permitted.

### **40. Royal Court Representation**

The Commodore or Vice Commodore or rear Commodore shall represent the Club in the Royal Court of Jersey and other tribunals for the purpose of any transactions in immovable property and for all other purposes in accordance with the provisions of the Law.

### **41. Application of the Rules to the Guernsey Centre.**

1. In relation to the administration and management of the Guernsey Centre, the making, alteration and cancellation of bye-laws relating to the Guernsey Centre, Guernsey Members and the election of candidates proposed as Guernsey Members, the Guernsey Committee shall exercise the powers and perform the functions conferred and imposed by those Rules upon the Committee of the Club.
2. In this Rule “the Guernsey Centre” means the Centre formed in Guernsey in accordance with Rule 2; “the Guernsey Committee” means the Committee of the Guernsey Centre elected by the Guernsey Members; “Guernsey Member” means a Member of the Club who is resident in Guernsey or whose principal association with the Club is concerned with the Guernsey Centre.
3. In their application to the Guernsey Centre the Rules shall, except where the context otherwise requires, have effect subject to the following modifications-
  - (a) Any reference to the Club shall be deemed to be a reference to the Guernsey Centre;

(b) Any reference to the Club House shall be deemed to be a reference to the premises of the Guernsey Centre;

(c) Any reference to the Club Notice Board shall be deemed to be a reference to the Notice Board of the Guernsey Centre;

(d) Any reference to the Committee shall be deemed to be a reference to the Guernsey Committee;

(e) Any reference to an Officer of the Club, shall be deemed to refer to the corresponding Officer of the Guernsey Centre;

4. In the event of any dispute arising as to whether or not a Member of the Club is a Guernsey Member, the dispute shall be referred to the Committee of the Club whose decision shall be final.

5. The accounts of the Guernsey Centre shall be audited annually by the auditor elected at the Annual General Meeting. The auditors shall examine the state of finance of the Club, prepare a report of the custodian of such finances at the end of the financial year and certify the correctness of the accounts submitted to the Annual General Meeting.

## APPENDIX

### INSTRUCTIONS RELATING TO THE WEARING OF THE DEFACED ENSIGN OF THE ROYAL CHANNEL ISLANDS YACHT CLUB

1. In order to obtain a Club Permit to wear the defaced Blue Ensign of the Club the following conditions must be complied with:-
  - a) The applicant must be an Ordinary member or Overseas Member of the Club paying full subscriptions as laid down from time to time in the Annual General Meeting of the Club.
  - b) His Yacht must be registered by the Registrar of Shipping as a British Ship, or be registered in the Small Ships register.
  - c) An application form (obtainable from the Club) must be completed and forwarded to the Hon. Secretary, together with the appropriate fee and the Registration Certificate. The certificate will be returned after inspection.
  
2. No person may wear the Blue Ensign unless:-
  - (i) He holds a Club Permit for the yacht on which it is to be worn
  - (ii) He is on board the yacht or in such close proximity as to be to be in effective control
  - (iii) The permit is on board the yacht at the time the Ensign is worn.
  
3. The holder of the Club Permit must not use his yacht for any commercial purpose whatever.

**NOTE:** From the above it will be realised that the Permit is individual to both person and yacht and that the Ensign cannot be worn unless the two are together. The yacht cannot wear the Ensign unless the holder of the Permit is on Board, neither can the holder wear the Ensign on another yacht.

#### 4. Registration.

The Registrar of Shipping in the Channel Islands is the Customs & Excise Officer and all information regarding registrations can be obtained from him. Alternatively certain craft may be registered on the Small Ship's register which in Jersey is administered by the Harbour authorities. In Guernsey this Register is maintained by the Customs & Excise Officer and in the U.K. by the Royal Yachting Association to whom any reference should be made in respect of the registration. Registration certificates issued by any of these authorities are acceptable in connection with the issue of a Club Permit.