

2. BODY CORPORATE (new clause for NPO status)

The Club is its own legal entity and shall exist in its own right, separate from its members.

3. OBJECT (renumbered was 2 & has new format & sub clause b)

Was

~~The object of the Club shall be the encouragement of amateur boat sailing and rowing on the waters of Zeekoevlei and other suitable water area in the Western Cape.~~

New

The object of the Club shall be:

- a) the encouragement of amateur small boat sailing, and rowing on the waters of Zeekoevlei and any other suitable water area in the Western Cape.
- b) to conduct Community Outreach (Development) programmes in sailing and rowing.**

existing Clause 8 CLUB MANAGEMENT below is deleted in full however 1st paragraph plus sub paragraphs now inserted in clause 10 GOVERNANCE :

~~8. CLUB MANAGEMENT~~

~~The management of the Club shall be vested in the General Committee with the assistance of seven Sub-Committees, namely:~~

- ~~a) Sailing Sub-Committee~~
- ~~b) Rowing Sub-Committee~~
- ~~c) Finance Sub-Committee~~
- ~~e) House Sub-Committee~~
- ~~f) Entertainment Sub-Committee~~

(above falls under Governance Clause 10)

Th paragraph is now inserted under clause 9 RIGHTS IN THE PROPERTY OR OTHER ASSETS

~~Members and office bearer shall not have access to any of the club's assets or funds when disposed of or liquidated. The General Committee only has power to access assets it needs in order to promote the Club's objectives (Clause 2 of the Constitution (now falls under clause 9 Rights in the Property or other asset)~~

9. was CLUB ASSETS now RIGHTS IN THE PROPERTY OR OTHER ASSETS (for NPO) Members and office bearers shall not have rights or access to any of the club's assets or funds when disposed of or liquidated except as reasonable compensation for services rendered. The General Committee only has power to access assets it needs in order to promote the Club's objectives (Clause 2 3 of the Constitution). (2x changes & was under Club Management) (was part of deleted Clause 8)

10. GOVERNANCE (was GENERAL COMMITTEE changed to GOVERNANCE for NPO status which incorporates some of existing Clause 8)

The paragraph below has been reformatted for NPO Status

~~The General Committee shall consist of up to but not more than 14 Voting Members, that is to say, up to four Flag Officers, Honorary Treasure Chairman of House Sub-Committee, Chairman of Entertainment Sub-Committee, Chairman of Rescue Sub-Committee, the Representatives of Juniors and up to four additional members, two of whom shall be elected at a General Meeting, whilst a further two members may be co-opted during the General Committee's term of office. The Rear Commodore Sailing, the Rear Commodore Rowing, shall be Chairman of the Sailing and Rowing Sub-Committees respectively.~~ **(see below for new format & changes to General Committee (management of Club) and the 14 Voting members)**

The management of the Club shall be vested in the General Committee with assistance of seven Sub-Committees, namely:

- a) Sailing Sub-Committee**
- b) Rowing Sub-Committee**
- c) Finance Sub-Committee**
- d) Safety Sub-Committee**
- g) House Sub-Committee**
- h) Entertainment Sub-Committee**
- i) Community Outreach (Development) Sub-Committee**

(The format above is a requirement for NPO status)

The General committee shall consist of not more than 14 Voting Members and they shall be known as the Office Bearers of the Club. **(is in existing Clause 10 & no change)**

The Voting Members are made up as follows:

- President;**
- Vice-President;**
- Four Flag Officers;**
- Honorary Treasurer;**
- Chairman of House Sub-Committee;**
- Chairman of Entertainment Sub-Committee;**
- Chairman of Safety Sub-Committee;**
- Representative of Juniors;**
- The Community Outreach (Development) Representative;**
- Two members in an administrative capacity**

(The format above is a requirement for NPO status)

No member of the General Committee shall hold more than one office on that Committee. If none of the four Flag Officers elected to serve on the Committee have served as Flag Officers on the retiring Committee, then the retiring Commodore shall serve on the new Committee as an additional member for one year. **(is in existing clause 10 no change)**

Should the Membership of any discipline fall below 10 Voting Members as calculated on the last day of the financial year prior to the Annual General Meeting, the said discipline shall no longer be entitled to representation on the General Committee or the status of Rear Commodore of that discipline. They shall though, upon reasonable notification, be permitted to address the General Committee Meeting as required. The number of Flag Officers and sub-committee members shall be reduced accordingly. Disciplines will regain General Committee status as of the Annual

General Meeting after their number of Members has increased to 10 Voting Members by the end of the financial year prior to that Annual General Meeting. After the discipline has had representation on the General Committee for 3 years the status of Rear Commodore will be reinstated. **(is in existing clause 10 no change)**

Voting Members of the Club of at least 12 months standing shall be eligible for election to the General Committee. **(is in existing clause 10 no change)**

The General Committee shall meet at least once every month and any member, who has failed to attend three consecutive meetings, not having received leave of absence, shall furnish a reasonable explanation or vacate his office. **(is in existing clause 10 no change)**

The Sailing and Rowing Sub-Committees shall meet once every month. **(is in existing clause 10 no change)**

5 shall form a quorum at any General Committee Meeting. Any decision shall be made by majority vote. **(is in existing clause 10 no change)**

Any member of the General Committee having a personal interest in any contract or financial dealing of the Club shall disclose such interest, and shall be precluded from voting on this matter. Should any such Member not disclose his or her interest he or she shall be deemed guilty of improper conduct. **(is in existing clause 10 no change)**

~~The General Committee may fill any vacancy that may occur in its body during its year of office other than the office of a Flag Officer. **(this now falls under Duties and Powers of the Gen Comm see sub paragraph III)**~~

Should any Flag Office become vacant, a Special General Meeting shall be called at the earliest opportunity to fill the office. **(is in existing clause 10 no change)**

~~The General Committee may appoint a Secretary and such staff as required for the efficient running of the Club, and determine their remuneration and duties. **(this now falls under Duties and Powers of the Gen Comm see sub paragraph I)**~~

~~The General Committee shall ensure that proper books of account and a register of Members is kept. **(this now falls under Duties and Powers of the Gen Comm see sub paragraph II)**~~

~~The General Committee shall have full power to transact all business of the Club which does not specifically, under this Constitution, require the sanction of a General Meeting, and to deal with any condition of circumstance arising for which specific provision is not provided in this Constitution. **(this now falls under Duties and Powers of the Gen Comm see sub paragraph IV)**~~

~~The General Committee shall have power to make, amend and rescind Bye-Laws for the conduct of the Club provided such Bye-Laws are not in conflict with this Constitution. A copy of all such Bye-Laws shall be posted in the Club House for the information of Members. **(this now falls under Duties and Powers of the Gen Comm see sub paragraph V)**~~

~~The General Committee may, at its discretion, enter into reciprocal arrangements with any sailing or rowing club. **(this now falls under Duties and Powers of the Gen Comm see sub paragraph VI)**~~

Duties and Powers of the General Committee (new format)

The General Committee may take on the power and authority it believes it needs to be able to achieve the objectives of the Club including:

- I. appoint a **Manager/Secretary** and such staff as required for the efficient running of the Club, and determine their remuneration and duties; **(1x change)**
- II. ensure that proper books of account and a register of Members are kept;
- III. fill any vacancy that may occur in its body during its year of office, other than the office of a Flag Officer;
- IV. have full power to transact all business of the Club which does not specifically, under this Constitution, require the sanction of a General Meeting, and to deal with any condition of circumstance arising for which specific provision is not provided in this Constitution;
- V. have the power to make, amend and rescind Bye-Laws for the conduct of the Club provided such Bye-Laws are not in conflict with this Constitution. A copy of all such Bye-Laws shall be posted in the Club House for the information of Members;
- VI. at its discretion, enter into reciprocal arrangements with any sailing or rowing club;
- VII. **to grant discounts of up to 90% (ninety percent) of approved annual subscriptions to members of historically disadvantaged communities – such discounts can only be given to members in categories Family, Intermediate Senior, Student and Junior and they shall be termed “non-voting members” and be reviewed yearly;**
- VIII. **can co-opt additional members to the General Committee should the need arise.**

13. SUB-COMMITTEES

The Commodore shall be an ex-officio member of all Sub-Committees. The General Committee at its first meeting after assuming office shall appoint the members of Sub-Committees, apart from the respective Chairman. The General Committee may at any time make further appointments or terminate any appointment. **(no change)**

(change of format now in sub paragraphs)

- I. The Sailing Committee shall consist of ~~not less than~~ **up to** 5 Members, under the Chairmanship of the Rear-Commodore Sailing; **(change reworded)**
- II. The Rowing Committee shall consist of ~~not less than~~ **up to** 5 Members, under the Chairmanship of the Rear-Commodore Rowing; **(change reworded)**
- III. The House Committee shall consist of ~~not less than~~ **up to** 3 Members, under the Chairmanship of the Chairman of House; **(change reworded)**
- IV. The Entertainment Committee shall consist of ~~not less than~~ **up to** 3 Members under the Chairmanship of the Chairman of Entertainment; **(change reworded)**
- V. The Safety Committee shall consist of ~~not less than~~ up to 3 Members under the Chairmanship of the Chairman of Safety; (new)**
- VI. The Chairman of the Finance Committee being the Honorary Treasurer shall carry out such duties in connection with the finances of the Club as may be determined by the General Committee. **(no change)**
- VII. The Community Outreach (Development) Committee shall consist of ~~not less than~~ up to 3 Members under the Chairmanship of the Chairman of The Community Outreach (Development) Programme; (new)**
- VIII. The General Committee shall have the right to overrule any decision of any Sub-Committee. **(no change)**

In addition to the Sub-Committees aforementioned, a Sub-Committee of Voting Members may at any time be appointed either by the General Committee or by the members at a General Meeting to attend to any special matter. **(no change)**

Only Voting Members of the Club shall be eligible to serve on any of the Club Sub-Committees. **(no change)**

Proper minutes shall be kept of all meetings of sub-committees of the Club. **(no change)**

20. FINANCIAL YEAR (new clause for NPO status)

The financial year of the Club ends on the last day of **February** each year. Any change in the financial year end must be approved by the General Committee.

35. CONTINUED EXISTENCE (new clause for NPO status)

The Club will continue to exist, although the General Committee may be changed each year at a **GENERAL MEETING**. Club membership may grow or reduce each year in line with Clause 4 and 5 above.

36. DISSOLUTION OF CLUB (renumbered was 34)

~~The Club continue to exist, although the General Committee may be changed each year at a General Meeting~~ **(this paragraph is now new clause 35 CONTINUED EXISTENCE for NPO status)**
The Club shall deemed to be dissolved if the membership falls below 25. Any Assets remaining after the Club's liabilities have been met must be transferred to another non-profit organisation having similar objectives. **(1x change)**