

THE CONSTITUTION OF THE NATIONAL MOSQUITO CATAMARAN COUNCIL

Accepted at Annual General Meeting - 3 January 2006

1. NAME

1.1 The name of the association shall be the "National Mosquito Catamaran Council of Australia". Hereinafter referred to as the Council.

2. OBJECTIVES

2.1 The objectives of the Council shall be to encourage the sport of sailing and in particular to:

- (1) Encourage the racing of the Mosquito class catamaran;
- (2) Promote an annual Australian championship for Mark I and Mark II classes;
- (3) Promote the development of the Mosquito class catamaran and control the building rules and class restrictions to ensure consistency; and
- (4) Assist the State/Territory Mosquito Class Catamaran Associations in Australia.

3. AFFILIATION

3.1 The Council shall be affiliated with the Australian Yachting Federation (AYF) and shall pay such fees as are prescribed by the AYF.

4. MEMBERSHIP

4.1 Membership of the Council shall consist of the following classes:

- (1) Financial State or Territory Mosquito Associations ("Member Association"),
- (2) Financial members of State or Territory Mosquito Associations ("Ordinary Member"),
- (3) Life members, being persons who have rendered special service to the Council and who have been recommended for "life" membership and subsequently elected by a resolution passed at the Annual General Meeting ("Life Member").

5. MEMBERSHIP FEES

5.1 Membership fees shall be due and payable on the 31st December and shall be based upon the State Association membership at that time.

6. ANNUAL GENERAL MEETING

6.1 The Annual General Meeting of the Council shall be held to coincide with the National Championships.

6.2 The business of the Annual General Meeting shall be:

- (1) to receive the Annual Report and Statement of Accounts;
- (2) to elect the Committee for the ensuing year;
- (3) to transact such other business, notice of which has been given in the notice calling the meeting.

7. PROCEDURE FOR GENERAL MEETINGS

7.1 Member Associations shall be advised in writing of the time and place of a General Meeting at least 7 days prior to such meeting.

7.2 The President of the State Association where the National Titles are being held shall preside as Chairman of the General Meeting or, in the absence of the President, the Secretary or a nominee shall preside.

7.3 No business shall be conducted at any General Meeting unless a quorum of financial Member Associations is present at the appointed time. The quorum for General Meetings shall be representatives of a majority of financial Member Associations.

7.4 If within half an hour of the time appointed for the meeting, a quorum is not present, the meeting shall be adjourned to a time and place as agreed upon by a simple majority of financial Ordinary Members and Life Members present.

7.5 At any General Meeting voting on motions other than changes to the Building Rules and Restrictions shall be on the basis of Ordinary Members and Life Members present who shall be allocated one vote each. No Ordinary Member shall be entitled to vote unless his/her Member Association is also financial. Voting on motions for changes to the Building Rules and Restrictions shall be on the basis of Member Associations who shall be allocated one vote per every five financial Members, and each financial member participating at the National Championships and attending the General Meeting shall be accorded one vote.

7.6 Absentee voting shall be in writing and shall be permitted for motions on:

- (1) election of office bearers; and
- (2) changes in the constitution.

7.7 Except where otherwise stated, at any General Meeting a motion shall require a simple majority of votes cast to be passed.

8. THE COMMITTEE

8.1 The Committee shall consist of

(1) Secretary/Treasurer,

(2) Technical officer,

(3) One member from each State or Territory Association

8.2 All members of the Committee shall retire at the Annual General Meeting and shall be eligible for re-election.

8.3 All appointments to the Committee shall be effective immediately.

8.4 The Committee shall have power at any time and from time to time to appoint any financial member of a State or Territory Association to be a member of the Committee to fill a casual vacancy.

8.5 Any member of the Committee may resign his office by notice in writing to the Secretary.

9. ELECTION OF THE COMMITTEE

9.1 The election of the Committee shall take place at the Annual General Meeting.

9.2 Nominations for the Committee shall be made and seconded by financial Ordinary Members.

9.3 All financial Ordinary Members of State or Territory Associations shall be eligible for election as members of the Committee.

10. POWERS AND DUTIES OF THE COMMITTEE

10.1 The responsibility for the proper management of the affairs of the Council shall be vested in the Committee.

10.2 The Committee shall be responsible for the day-to-day management of the affairs of the Council and shall exercise all the powers of the Council except those required by this Constitution to be exercised by the Council in General Meeting.

10.3 The Committee shall cause minutes to be recorded of:

(1) all appointments of officers; and

(2) proceedings of all meetings.

10.4 Such meetings shall, subject to the approval of the meeting, be signed by the Chairman of the meeting at the time the meeting was held or by the Chairman of the next succeeding meeting.

10.5 The duties of the Technical Officer shall include but not be limited to:

(1) Evaluate the Building Rules and Restrictions and propose changes which may become necessary from time to time,

(2) Evaluate and comment upon proposed changes to the Building Rules and Restrictions,

(3) Arbitrate as to the meaning and interpretation of the Building Rules and Restrictions.

11. FINANCE

- 11.1 The financial year of the Council shall conclude on the 30th day of June in each year.
- 11.2 All funds belonging to or received by the Council shall be placed in one or more bank accounts in the name of the Council and shall be withdrawn from such accounts only by means of cheques signed by the Secretary/Treasurer or a person nominated by the Committee.
- 11.3 The Secretary/Treasurer shall cause proper books of account to be kept, with respect to:
- (1) all sums of money received and expended by the Council and the manner in respect of which the receipt and expenditure takes place;
 - (2) all sales and purchases of goods by the Council; and
 - (3) the assets and liabilities of the Council.
- 11.4 The books of account shall be kept in such place or places as the Committee thinks fit and shall be reasonably available on request by any member of the Council for inspection.
- 11.5 A financial statement shall be presented to the Council at every Annual General Meeting.

12. NOTICES

- 12.1 The Council may give a notice to any member either personally or by post or electronic mail to the member's registered address. All electronic mail shall be receipted.

13. AMENDMENTS OF THE CONSTITUTION

- 13.1 This Constitution may be amended at a General Meeting of the Council provided that notice of the proposed amendment is included in the notice calling the said general meeting.
- 13.2 Voting on amendments to this Constitution shall be on the basis of Ordinary Members and Life Members present who shall be allocated of one vote each. No Ordinary Member shall be entitled to vote unless his/her Member Association is also financial.
- 13.3 An amendment to this Constitution shall require a two-thirds majority of votes cast to be passed.

MEMBERSHIP BY-LAWS

1. FEES

- 1.1 Member Associations shall pay membership fees at the rate of \$2 for each financial Association member per year.
- 1.2 The membership fee paid by the Member Association shall incorporate the membership fee for both the Member Association and the Ordinary Members.
- 1.3 Member Associations shall submit a list of financial Association members when paying their membership fees.
- 1.4 There shall be no membership fee for Life Members who shall not be required to be financial members of a Member Association.

RACING BY-LAWS

1. NATIONAL TITLES

- 1.1 The Council shall conduct National Titles on an annual basis for
- (1) Mark I
 - (2) Mark II
- 1.2 A National Title shall be deemed to exist when a minimum of 3 boats competes for either class.
- 1.3 The organization and conduct of the National Title shall be the responsibility of the host State/Territory Association or otherwise by agreement of the Council.

2. LOCATION OF TITLES

- 2.1 Australian National Titles are to be held annually in the following rotation system:
NSW SA ACT VIC QLD NSW SA TAS VIC QLD.
- 2.2 The Association conducting the titles under Racing By-Law 1.3 shall notify all members of the venue of the next Australian Titles at the Annual General Meeting of the proceeding titles.
- 2.3 States in rotation unwilling or unable to hold Titles shall be skipped until the next rotation.
- 2.4 Variations to the schedule of rotation may be approved at the request of a state at an Annual General Meeting.

3. SAILING INSTRUCTIONS

- 3.1 Sailing instructions shall be approved by the State Yachting Association rules of the host State.

4. TROPHIES

- 4.1 The following trophies shall be awarded:
- National Championship, Cat Rig and Sloop Rig
 - Junior (skipper under 18 years)
 - Masters (skipper over 45 years)
 - Heavyweight champion (Cat Rig and Sloop Rig combined)
 - Best presented boat
 - Spirit of the Nationals
 - Team's Trophy
 - Women's Trophy

In addition, prizes may be awarded to handicap winners and others as deemed appropriate.

BUILDING RULES BY-LAWS

1. BUILDING RULES AND RESTRICTIONS

- 1.1 The Council shall approve Building Rules and Restrictions.
- 1.2 A member may propose an alteration to the plans, specifications and/or restrictions by submitting a notice of motion detailing such alteration to the State/Territory Association for endorsement and forwarding to the National Association.
- 1.3 Any such motion of alteration shall then be circulated to other State Associations at least three months prior to a National General Meeting to allow time for adequate discussion of the proposed alteration. The method of voting on motions received from interstate shall be at the discretion of each association but a postal vote or special general meeting (to involve all members) is recommended.
- 1.4 A motion of alteration, if accepted, shall apply from a date specified in the proposal or, if no date is specified, from 3 months after the National General Meeting.