



Club Rules

Stonehouse Pool Boatowners Association (SPBA)

Strand Street, Stonehouse,
Plymouth, United Kingdom

Rules of 'The Stonehouse Pool Boatowners Association

1. The title of the Association shall be :-
The Stonehouse Pool Boatowners Association.
2. The Association shall be non-political.
3. The objects of the Association shall be :-
'The furtherance of the interests of boatowners who normally keep their boats in the area of Stonehouse Pool with particular regard to the following: -
 - a) security of the moorings
 - b) improvement of the amenities
 - c) to help and encourage prospective boatowners.
 - d) To cooperate with the local authority in furtherance of (a) and (b) above.

4. Membership

- (a) Application for membership should be made to the Committee for approval. When approved the Treasurer will provide the new member with a membership card upon payment of the appropriate subscription.
- (b) Membership shall terminate when a member has notified the Secretary of his/her intention to resign. Such a person shall have no claim on the Association.
- (c) Paid up members are entitled to vote at General Meetings and shall receive the Association Newsletter when published.
- (d) A member may be asked to produce his/her membership card before being admitted to a General Meeting.
- (e) The Secretary is to maintain an up-to-date record of all members' names and addresses.
- (f) The Committee shall have the power to expel any members who shall offend against the rules of the Association or whose conduct shall in the opinion of the Committee render him/her unfit for membership of the Association. Before any such member is expelled the Secretary shall give him/her seven days notice to attend a meeting of the Committee and shall inform him/her of the complaints made against him/her. No member shall be expelled without having the opportunity of appearing before the Committee and answering the complaints made against him/her nor unless at least two thirds of the Committee then present vote in favour of his/her expulsion.

5. Finance

The Financial year shall end on 30th September each year.

Subscriptions

- (a) A subscription shall be payable annually on the 1st October the amount to be decided at the Annual General Meeting.
- (b) Any person joining the Association after the commencement of the Financial Year shall pay pro rata subscription to the nearest full month.
- (c) All members whose subscriptions shall not have been paid before 14th October in any year and neglect to comply with any written request for payment within seven days after the same shall have been sent to them shall cease to be members on the expiration of such number of days unless a reason satisfactory to the Committee shall be given for the delay. If any candidate for election shall have not paid his/her subscription within one month after the Committee have approved his/her application for membership such election shall be considered void.

Accounts

- (a) All money payable to the Association shall be received by the Treasurer.
- (b) All funds belonging to the Association shall be deposited in a banking account in the name of the Association and no sum drawn from this account except by cheque signed by such person or persons as the Committee shall direct.
- (c) The Treasurer shall keep true accounts of the receipts; expenditures; assets; credits and liabilities of the Association and shall place before the members at each General Meeting a properly audited Account and Balance Sheet made up to the end of the previous financial year.
- (d) Reasonable stationary and postage expenses incurred by officers or members of the Association may be paid by the Association. The Treasurer may demand such information as he/she sees fit in regard to such expenses.

6. General Meetings

An Annual General Meeting is to be called each October or November as convenient. At the Annual General Meeting the following business shall be conducted :-

- (a) The presentation and (if accepted) the passing of the accounts for the previous financial year which accounts shall have been audited by the Association's auditors
- (b) The election of the officers and the Committee.
- (c) The election of two auditors.
- (d) Such other business as shall have been communicated to the Secretary and included in the notice of the meeting sent by him/her to the members.
- (e) The Secretary shall at least 30 days before any General Meeting send to every member a notice of the meeting stating the time and place where it will be held and the business to be conducted.
- (f) An Extraordinary General Meeting may be called at any time.
- (g) A Quorum at any meeting shall be 25% of the total membership.

- (h) The Chairman shall preside over all meetings, but in his absence the Committee may choose one of their number to preside.

7.Modification of Rules

No alteration or addition to these Rules shall be made except by resolution carried by the majority of at least two thirds of the members present at a General Meeting, the notice of which shall have contained particulars of the proposed alteration or addition.

8.Association Officers and Committee

- (a) An elected body consisting of seven persons, three of whom shall retire annually but shall be eligible for re-election.
- (b) Any member serving on the Committee of another boating organisation may not be eligible for re-election.
- (c) The following Officers shall be appointed from the Committee:-
Chairman * Honorary Secretary * Honorary Treasurer
- (d) The Committee shall represent the Association and be responsible for the application of these rules.
- (e) The Committee shall be able at any time to fill any casual vacancy among the Officers and Committee. Any Officer or member of the Committee so appointed shall hold office only until the next General Meeting, but shall then be eligible for re-election.
- (f) Sub Committees may be formed from members for particular purposes. Such Committees shall have at least one full Committee member, and only sit for the express purpose for which it was formed.

9.Trustees

There shall be no more than four Trustees of the Association all of whom shall be members of the Association. The first Trustees shall be appointed by the Committee of which an entry in the Minutes shall be conclusive evidence. The Property of the Association shall be vested in the Trustees save for cash and which shall be under the control of the Treasurer but including such cash and other monies as the Committee shall by resolution vest in the Trustees. If the Trustees desire to dispose of or transfer the property or assets of the Association no such disposal or transfer shall take place until the same has been approved by a majority of the members of the Association at a General Meeting of which an entry in the Minutes of such General Meeting shall be conclusive evidence. The Trustees shall be indemnified against risk and expense out of Association property. The Trustees shall hold office until death or resignation.

10.Mooring Rights

1. In this Rule the expression "boat owner" shall mean any member of the Association who owns a pleasure yacht or dingy or pleasure boat or is a hirer of a private yacht or dingy or pleasure boat under a hire purchase agreement.
2. Each boat owner shall be entitled to apply to the Committee to use one of the moorings of the Association in the area of Stonehouse Pool, Plymouth.
3. The Committee may allocate such moorings to such boat owners as the Committee in its absolute discretion shall think fit upon such terms,

conditions and regulations (hereinafter referred to as "The Regulations") as the Committee shall from time to time decide. The Committee shall maintain a waiting list, which shall be available for inspection by any member on application.

4. A copy of The Regulations shall be sent to each boat owner on his being allocated a mooring and a copy of amendment thereto and notice of repeal thereof shall be sent to each member within one month of such amendment or repeal and shall be binding on all members.
5. Upon being allocated a mooring but before exercising any rights in respect of such mooring and on or before the 1st day of October in each year shall :-
 - (a) enter into an agreement with the trustees of the Association relating to the use of such mooring as aforesaid in such form as the Committee shall from time to time by resolution decide.
 - (b) pay such sum (hereinafter called "the mooring fee"), as the Committee shall from time to time determine in respect of the cost of laying and maintaining the moorings herein referred to and as consideration for using such moorings.
6. Breach of the regulations or the said Mooring Agreement or non-payment of the mooring fee within 14 days after the 1st October in any year will result in the expulsion of the boat owner from the Association in accordance with the provisions of Rule 4 thereof.
7. Upon any boat owner leaving or being expelled from the Association for any reason whatsoever he/she shall within 7 days of such leaving or expulsion vacate any mooring allocated to him/her.

11. Storage Rights

1. Each boat owner shall be entitled to apply to the Committee for storage space within the leased area.
2. The Committee may allocate storage space to such boat owners as the Committee in its absolute discretion shall think fit upon such conditions and regulations (hereinafter referred to as "the Regulations") as the Committee shall from time to time decide. The Committee shall maintain a waiting list, which shall be available for inspection by any member on application.
3. A copy of the Regulations shall be sent to each boat owner on his being allocated a space and a copy of amendment thereto and notice of repeals sent to each member within one month of such amendment or repeal and shall be binding on all members.
4. Upon being allocated storage space each boat owner shall :-
 - (a) Enter into agreement with the Committee relating to his/her use of such space in such form, as the Committee shall from time to time by resolution determine.
 - (b) Pay such sum (hereinafter called "the storage fee"), as the Committee shall from time to time determine in respect of the cost of maintaining the storage area and as consideration for using such storage space.
5. Breach of the Regulations or the said Storage Agreement or non-payment of the storage fee within 14 days of the due date will result in the

expulsion of the boat owner from the Association in accordance with the provisions of Rule 4 hereof.

6. Any boat owner being required to leave the storage area for whatever reason will vacate the allocated space within 7 days.

Updated 2019.

APPENDICES [January 2004]

1. A maximum boat length overall of 29 Feet [L.O.A.] is to be maintained within the S.P.B.A Mooring Areas, and may only be adjusted by a two thirds majority of current Mooring Licence Holders.
2. A maximum membership of 200 voting members is to be realised in order that the balance and future of the S.P.B.A may be maintained within the physical constraints of the association.