



## Boat Partnership Policy

### Stonehouse Pool Boatowners Association (SPBA)

Strand Street, Stonehouse,  
Plymouth, United Kingdom

#### Rationale

There are a number of differing partnership arrangements already in place within SPBA<sup>3</sup>. There has never been a specified policy for partnership arrangements, which is understandable as they are varied in their organisation and purpose. However, questions have been asked about an existing partnership and how this was/is managed. Consequently, it is felt that a formal policy is required to clarify how partnership arrangements will work in order to protect SPBA from potential dishonest practices that could lead to waiting lists for moorings or winter storage being evaded.

#### Aims

- Clarify what types of boat partnership are available at SPBA and the rules that apply to these partnerships
- Clarify the status of SPBA members in a boat partnership and their associated rights
- Protect SPBA members from potential abuse of partnership arrangements in order to 'jump' the waiting list for moorings or winter storage

#### Implementation

Boat partnerships can come in a variety of forms and it is not the intention of this policy to define all the possible partnership arrangements that might be sanctioned by SPBA. Therefore, for the purposes of this policy SPBA recognise a boat partnership to be:

*An arrangement **approved by the SPBA committee** where two or more members of SPBA share ownership or use of a boat and have a shared interest in the associated SPBA mooring and /or winter storage rights.*

#### Status of boat partnership members

SPBA members in a boat partnership will hold the status of **Senior Partner** or **Associate Partner**. Each status has different associated rights, which are detailed below:

- In a boat partnership where an existing member invites one or more SPBA members to join them in a partnership that member will normally become the **Senior Partner** in the boat partnership and the SPBA member(s) who join the partnership will become **Associate Partner(s)**. A Senior Partner will normally be the original boat owner and will have accrued various rights to mooring and/or winter storage with SPBA, which they agree to share with another member(s) for the duration of the boat partnership.
- **Senior Partner** – Retains all rights accrued to moorings and or winter storage if a boat partnership ceases to exist. This includes any rights accrued during the existence of a boat partnership.
- **Associate Partner** – Shares all rights to moorings and/or winter storage already accrued by the Senior Partner and also shares any additional rights accrued during the existence of a boat partnership. Once a boat partnership ceases to exist an Associate Member loses all shared rights, which revert back to the Senior Partner.

#### Application process

There is a process that members need to follow in order to secure a partnership arrangement. This process is as follows:

- It is incumbent on members who wish to form a boat partnership to apply to the SPBA committee in writing for a **probationary boat partnership arrangement**<sup>1</sup>. It is essential that members specify the reasons for the partnership and how they envisage it will work when making their application<sup>app1</sup>.
- The SPBA committee will consider all such requests on their individual merits.
- If approved, the committee will confirm this by letter and the applicant members will enter into a 3 year probationary boat partnership arrangement, which will start from the date of the meeting when their application was approved.
- At the end of the 3 year probationary period members can apply for a **permanent boat partnership arrangement**<sup>2</sup>. Members must make a formal written request to the SPBA committee if they wish to be considered for a permanent partnership.
- If members do not apply for permanent partnership then the probationary arrangements will remain in place for the duration of the partnership.
- SPBA committee will consider all applications for a permanent boat partnership arrangement on their merits and with reference to the original application and proposed working arrangements.

#### Types of boat partnership

1. **Probationary Boat Partnership Arrangement.** During the period of probation all members in the partnership will share any rights to a mooring and/or winter storage already accrued by the Senior Partner at the time when the probationary partnership arrangement was approved. Should the partnership disband all original and subsequently accrued rights to mooring and /or winter storage will revert to the Senior Partner. Associate Partners will lose any accrued rights to a mooring or winter storage.  
**Associate Partners have no rights to inherit accrued mooring and/or winter storage rights during probation.** Probationary partnership arrangements will be kept under review by the SPBA committee who reserve the right to end any probationary arrangement where they are not satisfied it is operating under the terms set out in the application process. SPBA committee reserve the right to transfer accrued and existing rights to moorings and winter storage associated with a partnership boat to any or all members of a partnership that is disbanded due to extraordinary circumstances; e.g. the death or incapacitation of the Senior Partner.
2. **Permanent Boat Partnership Arrangement.** Can be applied for by members in a probationary boat partnership arrangement once they have successfully completed the 3 year probation period. All members in the partnership will share any rights to a mooring and/or winter storage already accrued by the Senior Partner at the time when the permanent partnership arrangement was approved. Should the partnership disband all original and subsequently accrued rights to mooring and /or winter storage will revert to the Senior Partner. Associate Partners will lose any accrued rights to a mooring or winter storage.  
**Associate Partners have the right to inherit accrued rights to moorings and/or winter storage from the Senior Partner should the Senior Partner leave the club or if the Senior Partner agrees to pass their accrued rights on to the Associate Partner.** SPBA committee reserve the right to transfer accrued and existing rights to moorings and winter storage associated with a partnership boat to any or all members of a partnership that is disbanded due to extraordinary circumstances; e.g. the death or incapacitation of the Senior Partner.
3. **Existing partnership arrangements.** The SPBA committee will consider all existing partnership arrangements in place as of 10 August 2020. The SPBA committee will decide whether an existing partnership should fall under the category of probationary or permanent and designate the status of all members in the existing partnership. For probationary partnerships the committee will also indicate the date when an application for permanent partnership can be applied for. Members will be written to confirming the status of their partnership and will be provided with a copy of this policy. Members will be offered a 30 day period to appeal the decision of the committee should they wish to do so.

Application for a boat partnership with SPBA

Boat Name:

Mooring Number:

Responsibilities of members of a boat partnership:

- All members in a partnership share responsibility for the good maintenance of their mooring;
- All members in a partnership share responsibility for the seaworthiness of their boat;
- All members in a partnership share responsibility for ensuring their boat is insured;
- Only one parking space is allocated to a mooring so partners must ensure only one car parking space is used at any time;
- In line with SPBA rules all members in a partnership are entitled to have and use their own yard key.

Members wishing to form a probationary partnership:

|       |         |
|-------|---------|
| Name: | Signed: |
| Name: | Signed: |
| Name: | Signed: |

**Reason for boat partnership**

Please explain why you wish to form a boat partnership and how you think the partnership will work.

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**For SPBA Committee use**

Senior Partner:

Associate Partners:

Date Approved: