

# CMYC RULES

THE CEYLON MOTOR YACHT CLUB was founded on 7th October, 1929 in order to supply a long-felt want in the island for a Yacht Club which could cater for every description of private vessel, motor boat racing and motor cruising. It was felt that until accommodation for privately owned vessels of this description was forthcoming Sri Lanka and its beautiful island waterways would remain a closed book to those who might wish to explore these hitherto little known tracks and that motor boat racing was next to an impossibility.

The site selected for the first Club House was situated on the Kelani River, north bank, close to Victoria Bridge and easily approachable by road. The pavilion was a cadjan structure which collapsed during the major flood of 1933, after which the Club carried on in two marquees until May, 1934, when the Club moved to Rung Kotale Island (now known as San Michele) Bolgoda Lake. This island was leased for 2 years but a ferry service was necessary to reach the Club which proved rather a handicap, although everybody agreed that it was a picturesque spot. Several other likely sites on the mainland were surveyed and the Club eventually moved in May, 1936 to a peninsula at Indibedda having leased 5 acres for a period of 10 years from 1st December 1935, with the option of renewal for a further 10 years, of which the Club took advantage.

Debentures were issued and the Club acquired sufficient funds to have the present pavilion erected, together with a jetty, workshop, slipway and a small boat shed. Further debentures were later issued and the boat shed was extended to accommodate boats belonging to members of the Club. In 1945, provision having been made, the debentures were redeemed.

In 1949 it was considered desirable to negotiate for the purchase of the property then held on lease. These negotiations were successfully concluded and in April 1949, the Club became the owner of the land and buildings it now occupies. In the same year the club became affiliated to the Yacht Racing Association now known as the Royal Yachting Association.

During World War II and for some time afterwards, petrol rationing and a shortage of engines made motor boating impracticable and many members of the Club took to sail. In 1951 the Club adopted the Yachting World 14 foot General Purpose Dinghy as their Bolgoda One Design. In 1955 an International Hornet Class was established but although the Class made some progress for a few years its popularity declined. In 1956 the Club joined the Ceylon Yachting Association the newly formed National Authority. The Club was honoured to receive visits from H.R.H. The Duke of Edinburgh in October 1956 who availed himself of the opportunity to sail a B.O.D. on the lake, and the King and Queen of Nepal in March 1957. Membership was maintained in the early 60's with interest being taken in the newer sports of water skiing and motor boat racing. The hard standing and mooring facilities were extended to cater for this new enthusiasm in 1963.

In 1964 a building programme took place with the extension to the Club House and new quarters for the Club Staff at the entrance to the Club grounds being the main features. 1964 also saw the last full year of powerboat racing with the result that today the emphasis is on sailing dinghies and windsurfers rather than motor yachts.

In 1968 the Enterprise was adopted as the National Class and this fast, sprightly, dinghy today has a keen following at the Club. In 1973 the Darawella Sailing Club at Castlereagh Dam closed down and very generously gave us not only the Starting and Finishing Bell in use today, but also the Bank Trophy. In the same year the Ceylon Intercontinental Trophy was donated. In 1979 the Club celebrated its Golden Jubilee with the donation of the Jubilee Cup by the Commodore.

The Club has hosted several International Yachting Regattas under the aegis of the Yachting Association of Sri Lanka, which is the National Controlling Body. Members of the Club have represented Sri Lanka in many international events, including the Olympics.

The Club provides keen competition for sailors with organized races every Sunday morning and afternoon. The beautiful location of the Club has made it a very popular spot for the whole family to relax away from the bustle of urban life amidst beautiful calm waters, graceful coconut palms and the cries of water birds; all this merely 13 miles from the heart of Colombo.

### **EXEMPTION FORM PORT REGULATIONS**

The Principal Collector of Customs has exempted all yachts, belonging to members of the Club, from the usual Quarantine and Customs Regulations subject to the following conditions:

- (a) All yachts of the Club to fly the established Club Colours.
- (b) The owner of the yacht to produce a certificate, issued by the Secretary of the Club and countersigned by the Principal Collector of Customs, that he is a member of the Club.
- (c) The exemption to apply only to yachts of less than 100 tons gross registered tonnage passing from one port to another in Ceylon and not coming from Overseas.

This concession is subject to withdrawal if such withdrawal be necessary.

## **RULES OF THE CEYLON MOTOR YACHT CLUB**

1. The club shall be called the "Ceylon Motor Yacht Club". The burgee shall bear a device showing a dark blue cross on a white ground, with an elephant in red on the intersection of the vertical and horizontal blue lines. It shall be of a length of 1 times the hoist, and the width of the blue lines and of the elephant shall be 1/6 of the hoist.
2. The object of the Club shall be to encourage all forms of sailing, motor yachting, racing and cruising; to provide a suitable Club House for the recreation and use of its members and covered accommodation and anchorage for their boats.

### **TRUSTEES**

3. There shall be 2 Trustees who will hold the title to the Club property, and will act in all legal matters on behalf of the Club.

### **OFFICERS**

4. (a) The officers of the Club shall be: Commodore, Vice-Commodore, Rear-Commodore, Secretary, Treasurer, Official Measurer and Recorder/Fleet Captain, Bar Secretary, Convener of the Sailing Sub-Committee and Convener of the Motor Boat Sub-Committee.
4. (b) The Commodore, Vice-Commodore and Rear-Commodore, known as Flag Officers, shall be registered boat owners and in electing the other Officers preference shall be given to registered boat owners.
4. (c) The Commodore, Vice-Commodore or Rear Commodore, when present, shall take the Chair at all meetings but in the event of these Officers being absent the meeting shall elect a Chairman from among themselves.

### **COMMODORE**

5. It shall be the duty of the Commodore to command the fleet and enforce the rules and regulations of the Club.

### **VICE-COMMODORE**

6. It shall be the duty of the Vice-Commodore to assist the Commodore in the discharge of his duties and to officiate in his absence.

### **REAR-COMMODORE**

The duties of the Rear-Commodore shall be as follows:

7. (a) To appoint and control the Club serang<sup>1</sup>, mechanics, boat boys and other out-door servants of the Club and maintain discipline among them.
7. (b) To be responsible for the upkeep of the Club House, Club boats, boat sheds, workshop, yard and all Club gear therein, flagstaff, jetty, slipway, buoys and course marks.

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<sup>1</sup> A native boatswain or captain of a Lascar crew (OED).

7. (c) To see that a record is kept at the Club house, in books provided for the purpose, of all members boats on the slipway, and any charges to be made for work done by the staff and/or contractors or for materials supplied.

#### **SECRETARY**

The duties of the Secretary shall be as follows:

8. (a) To keep correct Minutes of the proceedings and deliberations of the Club in the books provided for the purpose which books shall be produced at all meetings.
8. (b) To keep a correct roll of the members together with the dates of their elections.
8. (c) To receive proposals for membership which if approved shall be posted on the Club notice board, and submit them to the Managing Committee for ballot in due course.
8. (d) To notify each newly elected member of their election and inform the Treasurer thereof.
8. (e) To conduct the correspondence and general business of the Club with the exception of that relating to the accounts.
8. (f) To have charge of the Club premises and Club property therein (including Club Trophies) with the exception of bar stock of goods and liquor and all workshop and bar gear.

#### **TREASURER**

The duties of the Treasurer shall be as follows:

9. (a) To have charge of the funds of the Club and to keep a true account of all monies received and disbursed by him, in books provided for the purpose. In the absence of the Treasurer, the Commodore and/or the Secretary are authorized to sign cheques on behalf of the Club.
9. (b) To deposit or invest the funds of the Club in the name of the Club, with such Banks or depositories approved by the managing Committee.
9. (c) To pay all Club servants.
9. (d) To appoint and control the Club house staff and maintain discipline among them.
9. (e) To present, at least once a month, to the Managing Committee a statement showing the financial position of the Club, and a list of members accounts outstanding.
9. (f) To prepare an income and expenditure account and balance sheet made up to December 31" of each year, and have same duly audited for presentation at the next Annual General Meeting.

#### **OFFICIAL MEASURER AND RECORDER / FLEET CAPTAIN**

The duties of the official Measurer and Recorder/Fleet Captain shall be:

10. (a) To examine and measure yachts and engines: give them ratings and record them: also measure courses and leading marks. He will be responsible for the issue of measurement certificates to all class boats racing under the Club burgee.
10. (b) His duties as Recorder shall be as follows:
  - (i) To keep a current list of owner's names, racing flags, boat names, builder and designers' names (if known) type, rig and power of each craft registered with the Club in the books provided for that purpose and to record handicaps, cruising fixtures and results of all races.
  - (ii) To record any protests filed with the race or Sailing Sub-Committee and their decisions thereon.
  - (iii) To collect information, keep charts, maps, and all 1available data regarding cruising waters within the Club's radius and to arrange for such information to be available to members.
10. (c) The Fleet Captain shall be the executive officer of the Commodore. He will be responsible for life saving and salvage craft maintained by the Club, and will see that adequate safety precautions are taken at all races, regattas or other meetings of the Club.

#### **BAR SECRETARY**

The duties of the Bar Secretary shall be as follows:

11. (a) To have charge of all Bar stocks and utensils and to account for them to the Treasurer.
11. (b) To keep the Club supplied with liquor, cigarettes, and other items at his discretion.
11. (c) To conduct such correspondence as related to the bar, signing on behalf of the Club.

#### **CONVENORS OF SAILING AND MOTOR BOAT SUB-COMMITTEES**

The duties of the Convenors shall be as follows:

12. (a) To arrange and conduct regular meetings of the Sailing and Motor Boat Sub-Committees, to be composed of not less than three or more than five members, such members to be appointed by the Managing Committee in terms of Rule 14(a).
12. (b) To report on decisions and meetings of the Sailing I and Motor Boat Sub-Committee to the Managing Committee monthly.

#### **MANAGING COMMITTEE**

The Managing Committee shall be composed of:

13. (a) The Officers of the Club, two elected members and the two Trustees. It shall meet at least once a month and five shall form a quorum.
13. (b) The Managing Committee shall have entire authority in the management of the affairs and finances of the Club and shall have control of all its property, and all rights and powers shall be vested in it. It shall have the power to limit the total number of members and the total number of persons admitted or elected under any individual rule.
13. (c) The Managing Committee shall make such regulations and Bye Laws as they deem proper respecting the use of the Club premises, prescribe for the admission of visitors, and fix penalties for offences against the rules, regulations and Bye Laws.
13. (d) The Managing Committee shall have power to limit the indebtedness of any members.
13. (e) The Managing Committee shall appoint such Sub-Committees, or delegate such specific duties to certain members, as may appear necessary.
13. (f) The Managing Committee shall, if necessary, at their discretion authorize payment for clerical assistance for the Secretary and / or Treasurer.
13. (g) In the event of any contingency arising and not provided for in the rules, the Managing Committee shall have power to deal therewith, and their decision, after being posted in the Club house shall have all the force and authority of a rule of the Club until the ensuing General Meeting when the matter may be brought up for consideration and decision.
13. (h) The Managing Committee may recommend the issue of debentures as and when considered necessary, or the raising of overdrafts and loans as required.

#### **SAILING SUB-COMMITTEE**

- 14.(a) The Sailing Sub-Committee shall be composed of the Convenor, Official Measurer and Recorder / Fleet Captain and three members appointed by the Managing Committee.
14. (b) The Sailing-Committee shall be responsible for:
  - (i) Preparing a sailing programme and advising members of any subsequent alterations.
  - (ii) Appointing Officers of the Day and instructing them as to their duties.
  - (iii) Considering and giving rulings on any objections to the operation of the handicap system.
  - (iv) Hearing any appeal against decisions of the Protest Committees.
  - (v) Making detailed arrangements for racing and cruising amongst Club members and team races with other Clubs.

#### **ELECTION OF MANAGING COMMITTEE**

15. (a) The Trustees once appointed shall continue to act as such until they die, become incapable of acting, resign, or are removed from office by a resolution passed at a General

Meeting. The managing Committee shall appoint members to be Trustees as and when vacancies in the number of the Club's Trustees occur.

- 15. (b) The Officers of the Club and Elected Committee Members shall be elected at the Annual General Meeting of the Club, and shall hold office for one year or until their successors are elected.
- 15. (c) Voting shall be by show of hands and a majority of the votes shall be necessary to elect: the Chairman shall have a casting vote.
- 15. (d) All vacancies occurring during the year shall be filled by the Managing Committee.

#### **ANNUAL GENERAL MEETINGS**

- 16. (a) The Annual General Meeting shall be held as soon as possible after the close of the financial year ending December 31st and not later than 30th April.
- 16. (b) Ten days' notice must be given to the members of the Annual General Meeting and only such business shall be discussed as is contained in the notice convening the meeting. Written notice of any business to be discussed at the meeting must be given to the Secretary fourteen days prior to the date of the meeting.
- 16. (c) Fifteen members present in person and entitled to vote shall form a quorum for the transaction of business at Annual General Meetings.

#### **EXTRAORDINARY GENERAL MEETING**

- 17. (a) An Extraordinary General Meeting may be convened by the managing Committee, or at the request of any member of the Club, seconded by and having the support in writing of nine other members of the Club, to consider any matter not covered by the rules or to effect an alteration to the rules. At least 14 days' notice shall be given of any such meeting, and the matter or matters to be discussed shall be clearly stated on the notice.
- 17. (b) Twenty members present in person and entitled to vote shall form a quorum for the transaction of business at Extraordinary General Meetings.

#### **VOTING AT MEETING**

- 18. (a) At General Meetings the following members shall give one vote each:
  - (i) Ordinary Members
  - (ii) Life Members.
- 18. (b) Voting at General Meetings shall be by a show of hands, each member present having one vote, and decisions shall be taken by simple majority except where otherwise specified in these Rules.

#### **MEMBERSHIP**

19. (a) The Club shall be composed of Ordinary, Temporary, Absentee, Life, Honorary, Family and Junior members.
19. (b) Ordinary Members – Ordinary members shall be elected by a secret ballot of the Managing Committee. A candidate for election shall be proposed in writing by a member of the club to whom he is personally known. Either the Proposer or Seconder must be a member of the Managing Committee. If approved by the Managing Committee the name of such Candidate, with his or her occupation and address, together with the names of his or her Proposer and Seconder, shall be posted on the Club Notice board for a period of not less than one month prior to the ballot. Pending the ballot the candidate, providing the Entrance Fee has been paid, may be granted the use of the Club and will be bound by the Rules of the Club.

No ballot will be held on any candidate until the Entrance Fee has been paid and should the candidate be excluded from Membership of the Club, the fee will be refunded.

The ballot shall be held at the monthly meeting of the Managing Committee. Every candidate must receive "Votes in favour" from at least 80% of the members present, and one adverse vote shall exclude the candidate for a period of one year. Two adverse votes shall exclude the candidate from membership of the Club. The result of the ballot shall be communicated to the candidate by the Secretary.

The proposer of any candidate elected to membership will be responsible for the new member's account for the first 3 months of his membership.

19. (c) Temporary Members – Persons not normally resident in Sri Lanka may be admitted to Temporary membership for a period not exceeding 3 months. Such members must be proposed by a Flag Officer and must be seconded by a member of the managing Committee. They shall be subject to all the rules of the Club, but shall not be entitled to vote or hold any office.
19. (d) Absentee members – Any member leaving Sri Lanka may advise the Secretary and request that he be classified as an Absentee member. On his return to Sri Lanka, on advising the Secretary he may be readmitted to full membership on payment of an absentee fee of one month's subscription provided that in the case where there has been no contact with an Absentee member for 10 years or more his name may be removed from the membership List. The Managing Committee will however have the discretion to waive Entrance Fees and subscriptions from one-time Absentee Members who wish to resume their membership after this period.
19. (e) Life Members – Life Membership may be conferred at the discretion of the Managing Committee on any member of the Club in recognition of exceptional or longstanding service to the Club.
19. (f) Honorary Members – Honorary Membership may be awarded at the discretion of the Managing Committee. Such members will have all privileges of the Club, but shall not be entitled to vote or hold any Office.
19. (g) Family Members – Family Membership shall automatically apply to the wife, and children under 18 years of age, of Ordinary, Temporary, Life and Honorary Members. Children on



attaining the age 18 years shall apply for Junior Membership in accordance with the Club Rules. Family members shall not be entitled to vote or hold office.

19. (h) Junior Members – Persons over 18 years and under 23 years of age may be admitted as Junior Members. A parent or guardian must undertake in writing to be responsible for all debts incurred. The nomination must be proposed and seconded by a member of the Managing Committee. A Junior Member on attaining the age of 23 years, shall apply for Ordinary Membership in accordance with the Club Rules. Junior Members shall not be entitled to vote or hold office. The Managing Committee may at its discretion agree to waive the Ordinary members Entrance Fee for Junior Members who apply for Ordinary Membership.

#### **ENTRANCE FEES & SUBSCRIPTIONS**

20.	<b>Class of Member</b>	<b>Entrance Fee / Subscription</b>
(i)	Ordinary Members living within 30 miles of the Club –	As per current Bye Law
(ii)	Ordinary Members Living more than 30 miles from the Club shall be termed Outstation Members –	As per current Bye Law
(iii)	Temporary Members Monthly subscription to be paid in advance for the full period of membership –	As per current Bye Law
(iv)	Absentee Members shall pay an absentee fee of one month's subscription on re-assuming membership	Nil / Nil
(v)	Life Members	Nil / Nil
(vi)	Honorary Members	At Managing Committee's Discretion
(vii)	Family Members	Nil / Nil
(viii)	Junior Members	As per current Bye Law
(ix)	Daily Members (not permitted at weekends)	As per current Bye Law

#### **INCREASE IN FEES AND SUBSCRIPTIONS**

21. The Managing Committee may at its discretion increase the Entrance fees, Mooring fees, Launching fees, and monthly subscriptions by a maximum of 20% within any one calendar year.

#### **GUESTS**

22. (a) Members may introduce guests to the Club, but no guests may be admitted more than twice a month and six times a year. No person from whom the privileges of the Club have been withdrawn may be introduced as a guest.

22. (b) The names of guests will be entered in the book provided for the purpose in the Club house, and the introducer will be responsible for the conduct of such guests.

#### **CHILDREN**

23. (a) No child under 18 years of age is allowed on the Club premises unless accompanied by an adult member.
23. (b) Children are not to climb on or over boats.

#### **DOGS**

24. Members' dogs shall be allowed on the Club premises provided the owner produces a valid certificate that the dog has been inoculated against rabies with American vaccine and recorded in a Club register by the Vice-Commodore.

#### **ALTERATION TO THE RULES**

25. (a) No rule of the Club shall be altered and no new rule shall be made except at a General Meeting called for that purpose. Notice of such a meeting shall be given to the members at least ten clear days before the date thereof, and the notice shall specify the business to be transacted.
25. (b) Votes in favour of any proposed alteration must be received from at least one third of the Ordinary Members of the Club. If the Managing Committee consider such course desirable the vote may be taken by a postal referendum. Proxy votes shall not be accepted.

#### **BYELAWS**

26. The Managing Committee may make such Bye Laws as considered necessary, provided that no such Bye Laws shall be inconsistent with the rules of the Club. Any Bye Law having been posted on the Club notice board and circulated to members, shall have the same effect as a rule of the Club until the first Annual General Meeting held after the introduction of the Bye Law.

#### **COMPLAINTS AND SUGGESTIONS**

27. Any complaints or suggestions which members wish to make should be entered in the books provided for the purpose in the Club house. The conduct of Club servants shall in no instance be a matter for disciplinary action by any member but should be reported to any member of the Managing Committee.

#### **RESPONSIBILITY**

28. (a) The Club accepts no responsibility for members' property left, parked or moored on the Club premises.

- 28. (b) No Club property may be removed from the Club premises without the permission of a Flag Officer, when a receipt will be given.
- 28. (c) The Club is not responsible for any loss of, or damage to property or any injury sustained by persons in Club boats whilst sailing or cruising on Club waters, or using Club premises or facilities. The Club accepts no responsibility for any damage caused by persons using the Club trailers.

#### **DISSOLUTION OF THE CLUB**

- 29. The Club shall not be dissolved without the consent in writing of three quarters of the Members at the time resident in Sri Lanka, who are entitled to vote. A questionnaire on this subject will be mailed by registered post by the Secretary, to each member at their last known address. Proxy votes shall not be accepted.

#### **MOORINGS**

- 30. (a) Accommodation will be provided in the boat sheds for as many boats as possible and the Rear Commodore shall allot berths at his discretion. Boats of ten feet or over in length, and boats less than ten feet in length will be charged as per current bye law.
- 30. (b) Any member bringing a boat to the Club shall notify the Rear-Commodore immediately and make an appropriate entry in the Rear-Commodore's book which is kept in the bar.
- 30. (c) Boats shall not remain on the Club grounds for more than 14 days without the permission of the Rear Commodore.
- 30. (d) Members' boats may be repaired by the Club servants by arrangement with the Rear-Commodore and the charges payable shall be fixed by him. Appropriate entries are to be made in the Rear-Commodore's book by the members(s) concerned.
- 30. (e) Work on members' boats shall be done in strict rotation and in all cases Club boats shall receive first attention. The order in which the work shall be done shall be determined by the date of entry in the Rear Commodore's book except in cases of urgency in the opinion of the Rear-Commodore. Materials required for repair work shall be supplied by the boat owner.
- 30. (f) Members requiring the assistance of a boat boy in rigging boats may have this, but in no case shall the boat boy be called off one boat to work on another until the former is completed.

#### **LAUNCHING FEES**

- 31. Members using the Hand Standing or other facilities provided by the Club to launch their boats will be charged a launching fee according to the current bye law. Members keeping their boats at the Club and paying Mooring Charges will not be charged Launching fees.

#### **CLUB BOATS**

- 32. Club boats may be used by members and members of visiting Yacht Clubs provided they have been passed as being proficient to handle such craft by a member of the Sailing Sub-

Committee detailed for the purpose, and when they are not required by Officials of the Club for special duty. The charges and regulations for use shall be fixed from time to time by the Managing Committee.

#### **RACE CONDITIONS**

33. All races are sailed under IYRU and RYA rules and local rules are laid down from time to time by the Managing Committee.

#### **CLUB CLOSING DAYS**

34. The Club will be closed for one and half days each week. As far as possible these days will fall on regular days each week but details will be posted on the Club Notice Board and advised in the Club circulars.