

BEMBRIDGE ONE DESIGN ASSOCIATION

RULES

1. Constitution and Purpose

- a. The Bembridge One Design Association (**BODA**) is an unincorporated association comprised of its members (**BODA Members**) from time to time. The aim and purpose of BODA is to keep, maintain and race the fleet of Bembridge One Design boats (**BODs**) built in Woodnutts Yard in Bembridge in 1936/1937 and based in Bembridge harbour.

2. Governance

- a. The BODA Officers consist of the Class Captain (currently Hugh Doherty), the Treasurer (currently Sarah Marshall) and the Equipment Officer (currently Mark Grzegorzczuk). The BODA Officers must be BODA Members. They are appointed at the AGM and hold office for a period of three years.
- b. At the time of agreeing these Rules BODA also has a Commodore, Jos Coad, who holds office indefinitely, subject to the right of BODA Members to terminate that office at any general meeting. Any successor shall be agreed by the BODA Members at the AGM.
- c. All decisions regarding class matters shall be made by the BODA Members at the AGM (or other general meeting) save the day to day management of BODA and liaison with BSC management (e.g. race programme and events) which shall be managed by the BODA Officers. All decisions made by the BODA Officers on material matters shall be subject to ratification by the BODA Members at the AGM.

3. Membership

- a. BODA Members are admitted at the AGM and must pay the annual membership fee – currently £25 (£10 for members under the age of 26). Provisional membership is permitted by decision of the Class Captain but must be ratified as full membership at the next AGM. BODA Members must also be members of BSC.
- b. Membership is for the calendar year.
- c. Membership of BODA entitles the Member to:
 - i. be the leaseholder of a BOD (a **Leaseholder**) (see Rule 5a);
 - ii. join a BOD syndicate (a **Syndicate**) (see Rule 5c);
 - iii. attend BODA general meetings; and
 - iv. attend BODA social events. (Note: non-members can attend social events as guests)
- d. BODA Members may retire at any time but no refund of the then current year's subscription will be made.
- e. A BODA Member's membership may be withdrawn by decision of the BODA Members in general meeting.
- f. A BODA Member may become a **Qualified Helm** by (a) acquiring and maintaining a share in a Syndicate for at least one full season and (b) helming a race with the Class Captain as crew and demonstrating appropriate sailing and racing competence during that race.
- g. BODA Members who sail regularly but are not part of a Syndicate will be encouraged to join a Syndicate.
- h. Leaseholders may invite guests, either family or friends, to sail in their own boat on an occasional basis. If the guest helms more than two races then the Leaseholder should arrange for the guest to become a BODA Member and pay the annual membership fee. A guest may score points, but

no points scored by the guest will count towards any relevant trophy with the exception of the Margetson Trophy, the Bavarian Tankard and the Spouses Match.

4. General meetings

- a. The AGM is held once a year at BSC, usually towards the end of August.
- b. An EGM may be called by the BODA Officers at any time on 30 days' notice.
- c. Attendance by remote communication means is permitted.
- d. All proposed resolutions must have a seconder.
- e. Voting at general meetings is by a show of hands, and save as set out in Rule 4g below a simple majority shall prevail. Proxy votes for Members not able to attend are also permitted.
- f. Only those BODA Members who have a share in a Syndicate are entitled to vote on financial decisions affecting the boats, including decisions on equipment, sail renewal, and any other matters referred to in section 6.
- g. Either of the following two resolutions shall require a 75% majority of Leaseholders to be passed (in general meeting and/or otherwise): to sell the boats as a fleet, or to wind up the Association. One vote per boat.
- h. These Rules may be amended from time to time by BODA Members at a general meeting.

5. The Boats – ownership and leasing

- a. All boats are owned by BODA, and each boat is leased to a single named Leaseholder (who must be a BODA Member) for a peppercorn rent.
- b. The initial leases were granted to Leaseholders in 1990 for a period of 50 years, and therefore all expire on 31st December 2040. The Association shall determine the period of renewal leases at the AGM, but all such leases shall be coterminous.
- c. A Leaseholder is free to form a Syndicate and take on up to three other Syndicate members in their boat, who must be BODA Members, on terms they see fit but subject to these Rules (i.e. a maximum of four in a Syndicate including the Leaseholder). Syndicate members will normally either share in both 'capital' and running costs, or only running costs, as agreed between the Leaseholder and the Syndicate members. Those sharing running costs only, referred to as Participants, are named in italics in the BSC Blue Book.
- d. If any individual BODA Member wishes to join or leave a Syndicate it is the responsibility of the Leaseholder and/or the Syndicate members to agree the terms of the move.
- e. All boats have an insured hull value of £9,000. Leases may be bought and sold by Leaseholders from/to BODA Members at any time at a value and on terms agreed between buyer and seller, bearing in mind the insured value. When taking on or selling Syndicate shares, or trading leases, Leaseholders/BODA Members are free to agree to vary or ignore the insured value to take account of the condition of the boat and any major refurbishment work recently undertaken. No value shall be attached to the remaining length of a boat lease.
- f. The Leaseholder of each boat is responsible for paying the annual BODA charge, which covers moorings, insurance, contributions to the dredging and sinking funds, and all other costs except the boat maintenance costs referred to in section 6 below. The annual charge is payable regardless of whether the Leaseholder's boat is sailed or not during the season.
- g. If a Leaseholder has not paid their annual charge by the time of the AGM in the relevant year, the Leaseholder (and their Syndicate if applicable) automatically forfeits the lease on the date of the AGM. If a Leaseholder has not kept their boat in good repair and in a seaworthy condition for the majority of the season, the other BODA Members who are members of a Syndicate may vote at that season's AGM that the Leaseholder forfeits the lease on the date of the AGM.

- h. If a Leaseholder wishes to surrender the lease of their boat they shall serve notice on BODA at the AGM, such notice to take effect at the end of the next following season (the **Surrender Date**). Unless sold beforehand by the Leaseholder, the lease on the boat shall be automatically transferred to BODA at the Surrender Date and no surrender value shall be payable by BODA. For the avoidance of doubt all obligations and costs up to the Surrender Date (including the cost of keeping the boat in good repair and in a seaworthy condition) shall continue to be the responsibility of the Leaseholder.
- i. BODA must take responsibility for the storage of any boat acquired under Rule 5h.
- j. If BODA acquires any boat lease under Rule 5g or 5h it may re-sell the lease on the boat to another BODA Member at a price to be agreed, and retain the proceeds.
- k. If a Leaseholder dies and there are no provisions within the relevant boat Syndicate for the lease to transfer to one of the other members of the Syndicate then the lease will form part of the Leaseholder's estate. In such a case the estate will assume the Leaseholder's responsibilities in respect of the lease and the boat until such time as the lease transfers to a beneficiary of the estate (who must be a member of BSC or join BSC on becoming the Leaseholder) or until such time as the lease is either sold or transferred to a new Leaseholder by the executors or surrendered to BODA, which surrender will be effective at the end of the then current season unless agreed otherwise with BODA.

6. The Boats – maintenance

- a. The boats are recorded by their numbers only; Leaseholders are not permitted to name their boats.
- b. All boat hulls must be painted in the fleet colours which are a pale yellow deck, a blue/grey hull with a gold stripe just below deck level, and a red keel.
- c. All boats must be kept on the dedicated moorings at BSC (either in the harbour or Under Tyne) in the summer, and laid up at a suitable boatyard in Bembridge in the winter.
- d. The BODs are a one design class, so no modifications may be made to the hull, rigging, running gear or sails of any boat. However, Leaseholders may epoxy their boat, as it is agreed that this does not improve performance.
- e. The Leaseholder of each boat is responsible for the good repair and upkeep of the boat at all times, and for all costs of the upkeep and repair, the scrub, and the winter haul out/storage.
- f. The Leaseholder must also keep their boat in a seaworthy condition such as to meet the insurance requirements of the fleet, and because BODS are timber boats they must be launched every year. Unless there are special circumstances, all boats must be in the water between 31 May and 31 August.
- g. One mid-season scrub is permitted. All boats being scrubbed must be done in the same week of July, determined by the Class Captain. This will in normal circumstances be the week before Cowes Classics Week.
- h. With the exception of damaged items, new masts and new sails may only be obtained as part of a whole class mast/sail renewal, which is carried out from time to time as agreed at AGM.
- i. The BSC boatmen will keep an eye on the boats throughout the season but neither BSC nor the boatmen are liable for any loss or damage to a boat.
- j. BSC has the right to charge for the services of the boatmen to move boats to/from moorings. If boats are towed in from Under Tyne to protect them from high winds there will generally be no charge, but this is at the discretion of BSC.
- k. BODA maintains and pays for suitable insurance for the fleet which covers all sailing in the Solent, including sailing over to and at Cowes, Portsmouth and Itchenor. Insurers will be notified and their consent obtained by the BODA Officers if other away trips are planned.

- l. In the case of an accident, it is ultimately the responsibility of the Leaseholders of the boat(s) concerned to make any necessary insurance claim(s) and to organise repairs, and deal direct with the insurers and the boatyard. There is a compulsory excess of £300 on any claim, payable by the Leaseholder. The helm of the boat responsible for the accident should normally expect to pay for (or reimburse) the excess and any uninsured losses of all Leaseholders whose boats are involved in the accident. If there is disagreement as to responsibility, the parties concerned should negotiate and allocate losses equitably, and if no agreement can be reached the BODA Officers may arbitrate.
- m. BODA owns a spare mast, so that if a boat requires a new mast during the season as the result of an accident the spare can be installed to enable the Syndicate to sail their boat. Application should be made immediately to the insurers through the boatyard to fund a replacement spare. The Leaseholder is ultimately responsible for the cost of the replacement spare.
- n. BODA owns a spare 13th BOD, *Black Beauty*, which is kept dry. Storage charges are shared by all BODA Members and included in the annual charge. If it is ever necessary to replace a lost boat with *Black Beauty* the terms of that replacement will be discussed and agreed at the AGM or, if necessary, at an EGM.

7. Racing

- a. When racing, all helms must comply with the Racing Rules of Sailing, as may be amended by the Notice of Race and/or Sailing Instructions.
- b. When racing, all boats must carry an anchor with a suitable length of line, a robust bucket, a crewsaver horseshoe buoy, a tow rope, and a paddle.
- c. All boats have a standard jib and mainsail, a storm jib and mainsail, and a genoa for use in light wind. The senior sailor present will determine the sails to be used in each race with the race officers, as necessary. Helms may use smaller sails than agreed if they wish, but not larger sails. The boats are not rigged for the use of spinnakers and no spinnakers can be used.
- d. Except where is required by a trophy rule or otherwise, on any day's racing there may be one long race or two short races, depending on the preference of those sailing on the day.
- e. A Qualified Helm should normally helm the helm's own Syndicate boat, but may helm any other boat not otherwise being used in a race if his/her boat is not available. If a Qualified Helm wishes to helm another boat it is his/her responsibility to ask the permission of the Leaseholder of the boat first if the helm believes it appropriate to do so.
- f. A Syndicate member who is not a Qualified Helm may not helm any boat without the permission of the boat Leaseholder or the senior person present on the day.
- g. A BODA Member who is not part of a Syndicate may not helm any boat without the permission of the boat Leaseholder.
- h. If the current or predicted wind is force 5 or over the Race Officer is entitled to refuse a start to any boat sailing single-handed. It is recommended that only experienced and Qualified Helms sail single-handed in winds of force 4 or above.

8. Scoring

- a. BODA operates a 'Biased High Points System' for racing in both the Off Season and for August Points. Points are awarded to the helm as opposed to the boat. Details of the scoring under this system are in Appendix 1 attached.
- b. For the purposes of determining the winner of trophy races over bank holiday and the ball/summer party weekends (those marked 'by boat' in Appendix 2), the races are scored on the low points system in which points are awarded to the boat not the helm, with 0.75 of a point for the winner, 2 points for second and so on. The winner is the boat with the lowest accumulated

score from the qualifying races. The helms in all such races are also awarded points under the Biased High Points System for inclusion in Off Season and August points.

9. Trophies

- a. Details of the BODA trophies and the trophy rules are in Appendix 2 attached.
- b. BODA Members are encouraged to leave their trophies at BSC in the trophy cabinets. If a Member wishes to take a trophy away from BSC then the Member is fully responsible for the maintenance, safety and insurance of the trophy while in their possession.
- c. BODA trophies can only be won by BODA Members, with the exception of the Margetson Trophy, the Bavarian Tankard and the Spouses Match prize.

Appendices – see following page

APPENDIX 1

BIASED HIGH POINTS SYSTEM

	NUMBER OF STARTERS												
		2	3	4	5	6	7	8	9	10	11	12	
FINISHING POSITION	1	5	7.5	8.5	9.5	10.5	12.5	13.5	14.5	17.5	18.5	19.5	
	2	2.5	4.5	5.5	6.5	7.5	8.5	9.5	10.5	13.5	14.5	15.5	
	3		2.5	3.5	4.5	5.5	5.5	6.5	7.5	10.5	11.5	12.5	
	4			2	3	4	4	5	6	7.5	8.5	9.5	
	5				2	3	3	4	5	6	7	8	
	6					2	2	3	4	5	6	7	
	7						1	2	3	4	5	6	
	8							1	2	3	4	5	
	9								1	2	3	4	
	10									1	2	3	
	11										1	2	
	12											1	
	Retired	1	1	1	1	1	1	1	1	1	1	1	1
	Disqualified	0	0	0	0	0	0	0	0	0	0	0	0

APPENDIX 2

TROPHIES AND TROPHY RULES

TROPHY NAME	RULES, AND WINNER
Bavarian Tankard	Helm aged under 19 with crew of any age
Billy Fortescue Cup	A ladies race in August – female helm and crew
Brinton Cup	Races over the Ball/Summer Party weekend – winner on points (by boat)
Bullin Cup	Seaview YC Regatta races (EWCC) – winner on points (by boat)
Cartwright Prize	Winner of a race sailed on an Olympic style course
Chetwynd Trophy	Winner on the 1 st day of the BSC Regatta
Coad Trophy	Winner of Bembridge Week
Coronation Cup	Winner on the 2 nd day of the BSC Regatta
Ed Burrows Cup	Winner of a single-handed race with a Le Mans style start
Hector Humphray Cup	Winner on the 2 nd day of the BHYC Regatta
Hulbert Prize	Helm and crew aged 30 or under
Jubilee Trophy	Winner of a 3 race final between the 4 most successful helms (until late August)
Lowry Corry Trophy	Races over the Spring (late May) Bank Holiday – winner on points (by boat)
Luxmoore Trophy	Winner, on points, of the season excluding August racing (OSP in programme)
Margetson Trophy	Family pairs of 2 generations – 1 race helmed by senior, 1 by junior
Oppenheim Trophy	Races over the Easter weekend – winner on points (by boat)
Selwyn Cup	Winner on the 1 st day of the BHYC Regatta
Seymour Cup	Winner, on points, of all open races during August (AP in programme)
Spouses Match	Two races, each spouse helming one race – winner on points
Victory Trophy	Races over the August Bank Holiday weekend – winner on points (by boat)
Woodroffe Bowl	Races over the early May Bank Holiday weekend – winner on points (by boat)
Zanen Trophy	A long distance race with the redwings, scored on a handicap system