

Canadian 29er Class Association -
By-Laws (Enacted August 2010)
With Proposed Amendments for Consideration @ AGM, August 2023

ARTICLE I

MISSION AND PURPOSE

The Association provides a structure for class management and for the exchange of information among Canadian 29er sailors to enhance the enjoyment of these sailboats. Its mission is to promote, foster, encourage and sponsor 29er class racing in Canada, and is accomplished by, but not limited to:

- Publishing a master calendar of 29er sailing events.
- Designating and supporting a “Grand Prix” or “Championship” series of two or more races each throughout the year in each region).
- Encourage the formation of regional 29er Class squads in all areas where boats are raced.
- Disseminating information regarding youth activities through regional representatives at Member Yacht Clubs.
- Setting up sailing instructor seminars.
- Coordinating and sponsoring 29er seminars.
- Stressing the importance of participation in Canadian Jr. Championships and communicating the methods to accomplish this.
- Awarding the Trophy for the top team at the Canadian Nationals.
- Awarding the Trophy for the top U18 team and top U18 girls team at the Canadian Nationals.
- Liaising with provincial associations and Sail Canada to promote youth activities.
- Acting as an “ombudsman” for junior 29er sailors and their provincial and federal racing associations.
- Creating a long range plan to revise and further the association goals.
- Liaising with continental counterparts to ensure Regional and Continental Championships are held in appropriate locations and to proper standards and shall oversee such events as appropriate.

ARTICLE II

PRINCIPAL OFFICE

The Principal Office of the Association shall be at such location and place as the Executive Committee of the Association may from time to time designate.

ARTICLE III

MEMBERSHIP

Section 1. Qualification. The members of this Association shall consist of any individual or entity who or that is current with the payment of the dues to the Association as established by the Executive.

Section 2. Voting Rights. Members of the Association shall possess the right to a single vote at meetings held for the election of Executives, for the purposes of amending the Association’s Constitution or Bylaws, and for any other proper purpose.

Section 3. Obligations of Membership. By becoming a member of the Association, the member accepts that while sailing, his or her conduct while sailing is governed by the Racing Rules of Sailing, and that the member otherwise agrees to be bound by these Bylaws and any amendments, the Class Rules, and the Class Construction Manual.

Section 4. Eligibility. A member shall not be eligible to compete in an Association event until their Association dues and Regional dues, if any, have been paid in accordance with the provisions

of these Bylaws. In order to participate in any Provincial, Regional or Canadian Championship Regatta, sailors must be a member of the Canadian 29er Class Association, or, if not residing in Canada, of another National 29er Class Association.

Section 5. Suspension or Removal. Any member may be suspended or removed from membership in this Association for conduct prejudicial to the objectives of this Association or inconsistent with the purposes for which it is formed, by a simple majority vote of the Executive.

Section 6. Application for Membership. Application for membership shall be made online on the Canadian 29er Class Association Website www.29canada.org.

Section 7. Compensation. No compensation or salary shall ever be paid by this Association to any member merely because they are a member. Nothing herein contained shall be construed to prevent compensation or salary from being paid to a person who is employed by or renders services for this Association if the compensation or salary paid such person is based upon the reasonable value of the work done or the services performed by such person, even though such person may be a member. The amount of compensation or salary paid any such person shall be determined by the Executive, taking into consideration the time spent and the responsibility assumed by such person in doing the work or rendering the services for this Association.

ARTICLE IV DUES

Membership dues shall be set at each Annual General Meeting (AGM). Both skipper and crew shall be individual members of the Association

Membership dues in 2023 shall be as follows:

- a. Individual Membership - \$75.00.
- b. Two members per family \$120.00
- c. Three members per family \$165.00

Dues are payable on January 1 annually.

ARTICLE V FISCAL YEAR

The fiscal year shall be from the first of January annually.

ARTICLE VI EXECUTIVE

Section 1. Make up and term of office for the Executive

The Executive of the Association shall be the President, Secretary/Treasurer, and the four Regional Representatives. All members of the Executive shall be elected for two (2) years. No member of the executive shall hold the same position for more than four (4) consecutive years.

Section 2. Regional Representatives

There may be one Representative on the Executive, elected from each of the four regions described as: Western (BC), Central (Alberta Saskatchewan and Manitoba), Eastern (Ontario and Quebec), Atlantic (New Brunswick, PEI, Nova Scotia and Newfoundland).

Section 3. Coach Representatives and Builder Representative

Each region may appoint a Coach Representative to attend at meetings. The Coach Representative may hold a proxy for their Regional Representative and vote in the

event that representative is unable to attend. The Builder Representative attends all meetings but does not have a vote.

ARTICLE VII MEETINGS

Section 1. Executive Meetings

Three (3) members of the Executive, excluding the Builder Representative, shall constitute a quorum for an Executive meeting.

Notice of time, place and agenda of Executive meetings shall be given to Executive members ten (10) days in advance. Meetings may be conducted by telephone or email. For the purpose of calling a General meeting other than the Annual General Meeting, a quorum shall be 50% of the current membership. Notice of time, place and agenda of a general meeting shall be given twenty (20) days in advance and may be given by email or Canada Post.

Section 2. Annual General Meeting. The order of Business at the Annual General Meeting shall proceed as follows:

- a. Minutes of the previous general meeting
- b. Business arising from the minutes.
- c. Reports of the Officers.
- d. Reports of the Regional Representatives
- e. Receive any bids for location of the next 29er Canadian Championship.
- f. Nomination of Executive.
- g. Election of the Executive.
- h. New business.
- i. Adjournment.

The presence of seven (7) voting members of the Association shall constitute a quorum at the Annual General Meeting. In order to vote, a participant at the AGM shall be a member of the Class.

The Annual General Meeting shall be held **annually** at the time and location of the Canadian Championship, or Cork, **or at an alternate date**, as designated by the Executive.

ARTICLE VIII FINANCIAL MATTERS

The association shall be funded by:

- (a) Subscriptions from individual members.
- (b) Donations, sponsorships and grants as available.
- (c) A share of the entrance fee paid on some Championship (Regional, Provincial, National) events, as negotiated between the Executive and the Organizers of the event.
- (d) Any other revenue negotiated and accepted by the Executive.

EXPENSES

A budget for expenses shall be tabled each year by the Executive, and expenses shall be reported under a separate heading in Executive meeting minutes. The reasonable expenses of the Executive in complying with their obligations and exercising their powers under these rules may be payable out of the funds of the Association on application to the Executive.

At fiscal year end, the Executive shall cause annual accounts to be prepared for each year which truly and fairly show the Association's capital and its income and expenditure. A copy of the accounts for the latest complete fiscal period shall be sent by the Treasurer to the Executive with the notice of the Annual meeting of the Association.

ARTICLE IX REGISTRY OF TEAMS

A registry of teams shall be created by the Secretary/Treasurer. It shall be available for viewing at all reasonable times.

ARTICLE X CLASS RULES

Class rules shall be the International 29er Class Rules, available on the ISAF Website, www.sailing.org/documents/class-rules.php also linked from the North American Website.

ARTICLE XI AMENDMENTS

The Constitution may only be amended by a special resolution for which notice has been duly given and which is duly proposed and passed at the class' Annual General Meeting pursuant to the terms and conditions of the Constitution. A 2/3 majority vote is required. By-Law amendments can be made by the Executive at an Executive Meeting.

ARTICLE XII LIMITATIONS

The Executive shall not be obliged to do any of things required of them by these rules if the Association shall not reasonably be expected to be in funds sufficient to pay their reasonable cost and expenses by the time these costs and expenses are estimated to come due. In the execution of their powers and duties under this constitution no member of the Executive shall be liable for any loss to any of the members or former members of the Association or any affiliated organization to the assets of the Association by reason of any mistake or omission made in good faith by a member or member of the Executive or for any other matter other than willful and individual wrongdoing omission or fraud on the part of the person who is sought to be made liable.

ARTICLE XIII PROPER LAW AND JURISDICTION

The proper law of the Canadian 29er Class Association shall be Ontario law and this Constitution shall be construed, take effect and be enforced accordingly. The decision of the Executive shall be final in matters of the management of the Association. Only if the actions or decisions of the Executive are disputed formally in writing by any member or group of members to the International Class Association would the decision possibly be subject to the judgment of a court of proper jurisdiction in the circumstances applying Ontario law as provided in Article 13.1.

ARTIVLE XIII POLICIES

The Association shall adopt such policies as shall be determined by the Executive, each of which shall have the force and effect of these Bylaws. The interpretation, effectuation and enforcement of all adopted policies shall be at the discretion of the Executive Committee, or a designated Committee, as appropriate.

ARTICLE XV PARTICIPATION

In order to participate in any Provincial, Canadian or North American Championship Regatta, skipper and crew must be a member of the Canadian 29er Class.

ARTICLE XVI COMMITTEES

a. Nomination Committee

This committee may be appointed by the Executive. This committee shall normally consist of the two most recent past members of the Executive or two current Association members not standing for election or re-election. It shall bring forward to the Annual General Meeting a slate of Executive members for the Association.

b. Fund-Raising Committee

This committee may be appointed by the Executive. The duties of this committee will be to raise funds at the discretion of the Executive for special projects which fulfill the objects of the Association according to Article 2.

c. Regatta Committee

This committee may be appointed by the Executive but shall have at least one elected member of the Executive. The duties of this committee shall be:

- i. To consider and recommend venues and dates for the National Championships and to present these for approval at the Annual General Meeting of the Association.
 - ii. To collaborate with the Organizing Committee of the National Championships Regatta, (i.e. the sailing instructions, eligibility of competitors and any special age or other consideration).
 - iii. To establish and maintain a perpetual trophy for the National Championship
- d. Any other special committees which the Executive may appoint from time to time.