

## **BYE-LAWS DARTMOUTH YACHT CLUB**

### **1) GENERAL LIABILITY**

- a) The club accepts no responsibility for any loss or damage, however caused, to any property belonging to members, their guests, visitors or any other person using or occupying the club premises.
- b) The club accepts no responsibility for any injury to, or loss sustained by, any person however caused, in conjunction with the use or occupation by that person of the club premises, boats, dinghies, canoes or moorings.
- c) The club accepts no responsibility for any loss, damage or injury sustained by any person, however caused, participating in waterborne events, as set out in detail in Bye-Law 16 below.

### **2) DAMAGE**

Any breakage caused by a member, their guest, a visitor or any other person using or occupying the club property shall be paid for in full by that person.

### **3) COMPLAINTS**

A complaint of any nature must be made in writing on the DYC complaints form and left behind the bar in a sealed envelope for the honorary secretary. The honorary secretary will acknowledge receipt of the complaint and table the complaint at the next meeting of the general committee. (see complaints procedure)

On no account shall any member, guest or visitor lay any complaint directly to any member of the club staff.

### **4) DOGS**

Well behaved dogs, kept on a leash, are allowed in the clubhouse bar, but not in the Gunroom.

### **5) MINORS**

- a) Minors (below the age of 18) who are junior members or family members may use the clubhouse at all times, subject to the current licensing laws and the restriction below for persons under the age of 14.
- b) Other Minors may be admitted to the Clubhouse providing they are properly 'signed in' and are at all times under the direct control and supervision of an adult member, guest or visitor. Such supervisor is entirely responsible for the good behaviour and safety of the minor, and shall at all times ensure that the minor does not disturb the quiet and enjoyment of the club by members. In the event of any disturbance, the supervisor shall at once remove the minor if so requested by a member of the club committee or the bar staff.

### **6) SUPPLY OF LIQUOR**

- a) The hours during which alcoholic liquor may be served are flexible in accordance with local licensing laws and will be displayed in the club.

- b) The hours at which the bar shall be open within the local licensing laws shall be decided by the bar officer and agreed by the General Committee.
- c) No person under the age of 18 years shall be served or supplied with intoxicating liquor, nor shall any person under that age be permitted to consume intoxicating liquor on the club premises.
- d) No junior membership cards can be used for the purchase of alcohol, even if offered by an adult.

**7) DRESS**

It is recognised that a few members, guests or visitors may occasionally find it difficult, during the sailing season, to wear conventional dress when coming ashore, but this is not to be used as an excuse for the wearing of dirty or scant clothing in the club.

- a) The minimum acceptable standard is clean, dry sailing gear, and any person not complying with this may be asked to leave the club premises.
- b) At all times members, their guests and visitors shall be dressed in a manner which will not cause offence.
- c) During club, or other functions requiring a particular standard of dress, members and others not participating in the function shall remain outside the area where the function is taking place.

**8) NOTICEBOARDS**

The club noticeboards may only carry notices approved and signed by an officer of the club.

**9) CHARITIES**

No charity notices or collections will be permitted in the club without the prior approval of a club officer.

**10) RULES AND BYE-LAWS**

These are exhibited on the Club website.

**11) LOST PROPERTY**

Any item of property which is left on the club premises without permission from the committee and remains unclaimed for more than six months may be disposed of at the discretion of the club committee.

**12) PRIVATE PARTIES**

- a) The Bar Officer shall have full discretion in accordance with the club committee's directives, in the allocation of rooms for private parties and shall be empowered to close rooms for functions, provided that sufficient warning is given to members by notices on the club noticeboard.
- b) Normally the Clubhouse shall remain open to Members, unless for an event agreed by the Commodore or Committee.

**13) VISITING YACHTSMEN**

Staff and members are asked to ensure that all visiting yachtsmen are asked to sign the visitors' book in accordance with the club rules, and made as welcome as is possible to use those facilities offered by the club to visitors.

#### 14) REGALIA

- a) The DYC emblem is a white horizontal stripe separating two white castles, all on a green background. The emblem represents the river Dart separating the Dartmouth and Kingswear castles.
- b) The wearing of DYC flags and burgees is strictly limited to club members (but see (viii) below) who may wear flags and burgees incorporating the club emblem as follows –
  - i) The President – a rectangular flag.
  - ii) Vice-Presidents in office – a rectangular flag carrying one white ball in the upper portion of the hoist.
  - iii) Flag Officers – a swallow-tail rectangular flag. The vice and rear commodores carry respectively one and two white balls in the upper portion of the hoist.
  - iv) Past Commodores – a burgee with the colours reversed.
  - v) Junior, Cadet, Full, Honorary and Life Members – a burgee.
- c) The wearing of flags and burgees must at all times comply with DYC flag etiquette.
  - vii) A vessel may display only one DYC flag or burgee at a time.
  - viii) A DYC burgee may be worn by non-members where a yacht club, an individual or a vessel has been presented with one by a flag officer, or with the approval of the club committee.
  - ix) Only members of the DYC may wear ties, cap badges, blazer badges and lapel badges incorporating the Club emblem. Other items of clothing incorporating the Club emblem may be worn by Members, visitors and guests.
  - x) Past Commodores will also be entitled to wear a Past Commodore's lapel badge.

#### 15) EVENT LIABILITY

In this bye-law the word 'event' is used to include races, time-trial, cruises and other similar competitive or non-competitive events organised by the club for members and/or non-members. The word 'craft' includes yachts, dinghies, motor vessels, canoes and any other vessels participating in any event, wholly or partially taking place on the water.

- a) The event organisers shall not be liable for any loss, damage, death or personal injury, howsoever, caused to the owner, competitor, skipper or crew as a result of their taking part in the event. Moreover, every owner/competitor warrants the suitability of their craft for the event.
- b) The safety of a craft and its entire management, including (but not limited to) insurance and navigation, shall be the sole responsibility of the owner/competitor who must ensure that the

craft is fully found, thoroughly seaworthy, and manned by a crew sufficient in number and experience who are physically fit to face bad weather. The owner/competitor must be satisfied as to the soundness of the hull, machinery, spars, rigging sails and all gear. He/She must ensure that all safety equipment is properly maintained, stowed and in date and that the crew know where it is kept and how it is to be used.

#### **16) PARTICIPATION IN EVENTS**

Such persons and their crews as may be competing in any race or taking part in any other waterborne special event sponsored or organised by or on behalf of the club or the port of Dartmouth Royal Regatta Committee and who are suitably identified as such shall, upon signing the Visitor's Book, be permitted to use those facilities offered by the club to visitors for the period of the above-mentioned events.

#### **17) COMMUNICATIONS**

- a) The discreet use of mobile telephones is allowed within the Clubhouse.
- b) Emails sent from the Club and its role holders to members must be sent with blind recipients.
- c) If it is deemed useful for a particular activity/interest group to have access to each other's contact details, expressed written permission to share that information must be given.
- d) At no time should any person with access to contact details use them for non-club related matters.
- e) Official Club posts to our WhatsApp groups, Facebook and Instagram pages must adhere to current GDPR rules including expressed permission for photographic images and names to be used.

#### **18) MEMBERS' DISCOUNT CARDS**

- a) Upon leaving the Club, through resignation or any other reason, any member who has a negative balance on their discount card must immediately pay the outstanding balance and return the card to the Club.
- b) Upon leaving the Club, through resignation or any other reason, any member with a positive balance on their Club discount card has three months to reclaim their outstanding balance by returning the card to the Club and asking for a refund. Thereafter, the Club will assume any outstanding balance is a donation to Club funds.

