

YACHTING ASSOCIATION OF INDIA

DRAFT GENERAL RULES

PART I

NAME, DEFINITIONS, OBJECTS, POWERS AND SECRETARIAT

1. NAME

- 1.1 The name of the Association is Yachting Association of India (hereinafter referred to as “YAI” or the “Association”).
- 1.2 It is a Society registered under the West Bengal Societies Registration Act, 1961 and the registered office of the Association is situated at Indian Iron & Steel Company, Burnpur, Distt Bardhaman, West Bengal.

2. DEFINITIONS

In these General Rules, unless the context requires otherwise:

- 2.1 ‘Affiliated Unit’ means any State Yachting Association or a Class Association or Sports Board or a Sailing Club which has been granted affiliation as a member of the Association under Articles 7 and 8 of these General Rules;
- 2.2 ‘Authorized Representative’ means a person authorized by an Affiliated Unit to attend an Annual or Special General Meeting of the General Assembly, in accordance with Article 13;
- 2.3 ‘Article’ means Article of this General Rules of the Association;
- 2.4 ‘Association’ means the Yachting Association of India;
- 2.5 ‘Council’ means the Council of the Association as constituted under Article 15;
- 2.6 ‘General Assembly’ means the meeting of the members of the Association as constituted under Article 13;

- 2.7 'Member of General Assembly' means an authorized representative of an Affiliated Unit and includes an office-bearer and member (with voting right) of the Council;
- 2.8 'Office-Bearer' means the President, Honorary Secretary General and Treasurer of the Association; and all others, including Senior Vice-President, Vice-Presidents and Honorary Joint Secretary Generals are included in the expression 'Members' of the Council;
- 2.9 'State' includes Union Territory;
- 2.10 'Sports Event' means any tournament, championship, games organized by the Association at the International, National, State or any other level.

3. OBJECTS

The objects and aims for which the YAI, as the controlling authority of the sport of sailing in all its forms throughout the country, is established are:-

- 3.1 to act as and carry out the functions and duties of such authority;
- 3.2 to promote yachting in all its branches regardless of race, religion, gender or political affiliation;
- 3.3 to co-ordinate, regulate, advice and administer matters relating to yachting and act as the Association under the International Sailing Federation (ISAF) rules and to safeguard the interest of the sport;
- 3.4 to arbitrate in the event of disputes or when matters of discipline arise, involving members of the Association;
- 3.5 to convene, arrange, organise and hold regattas, races and competitions of all sorts, to create and stimulate interest in and publicise sport of sailing, to convene, arrange, organise and hold exhibitions, shows, displays, meetings, seminars, conferences and discussions, and to provide prizes, bursaries, grants and awards for competitors and others;
- 3.6 to promote and control the representation of Indian sailors at World Cups, World Championships, Asian Championships, Asian Games, Commonwealth Games and Olympic Games or at any other International sailing Regatta or Race;

- 3.7 to assist organisations interested in encouraging youths and others to participate in the sport of sailing;,,
- 3.8 to issue Sailing Proficiency, Coaching, Measurement Certificates and other standards from time to time.
- 3.9 to own, lease, sub-lease and operate facilities necessary for all or any of the objects of the Association.
- 3.10 to communicate and work with all relevant stakeholders for the development and growth of sailing.

4. POWERS

The Association shall have power to do all such lawful acts and things as are incidental or conducive to the attainment of its objects from time to time including (without limitation) the following:-

- 4.1 to raise funds by way of annual subscriptions and special levies to be paid by the members.
- 4.2 to use the funds of the Association in such manner as may be considered necessary or proper in carrying out its objects;
- 4.3 to purchase or otherwise acquire upon such terms as the Association may think fit any moveable or immoveable property and any rights or privileges either necessary or convenient for the promotion of its objects, and to sell, exchange or otherwise deal with and dispose of such property rights or privileges;
- 4.4 to borrow or raise money in such manner and upon such terms as to repayment or otherwise as the Association shall think fit;
- 4.5 to enter into any contracts, agreements or arrangements with any person, firm, syndicate, corporation or company the Association may deem conducive to any of its objects.

5. SECRETARIAT

The Secretariat of the Association shall be at such place as shall from time to time be determined by the Council.

PART 2

**MEMBERS, PRIVILEGES, ADMISSION TO MEMBERSHIP,
OBLIGATIONS, SUSPENSION OR EXPULSION AND SUBSCRIPTION**

6. MEMBERS – NUMBER AND CATEGORIES

- 6.1 Membership of the YAI shall be open to all State Yachting Associations, Class Associations and Sailing Clubs hereinafter referred to as “Affiliated Units” within the territories of the Indian Union having as one of their main objects the promotion of the sport of Yachting.
- 6.2 Any person interested in the sport of yachting shall be eligible as a candidate for grant of Life Associate Membership or an Annual Associate Membership.
- 6.3 The Council shall have the power to lay down criterion for grant of membership of the Association in accordance with these Rules from time to time.

7. PRIVILEGES OF MEMBERSHIP, LIFE ASSOCIATE MEMBERSHIP AND ANNUAL ASSOCIATE MEMBERSHIP.

- 7.1 All Affiliated Units and Life Associate Members shall be entitled to receive free of charge a copy of all publications as published by the Association.
- 7.2 All members of Affiliated Units, Life Associate Members or Annual Associate Members of the YAI shall be entitled to participate in any regatta or sailing races held in India by another Affiliated Unit subject to such local rules and conditions framed by the Unit under whose auspices the regatta or sailing race is held.
- 7.3 An Affiliated Unit shall be entitled to receive notice of, attend and vote at General Meeting of the Association in manner hereinafter provided, but Life Associate Members or Annual Associate Members shall be entitled to receive notice of and to attend but shall not be entitled to vote at General or other meetings of the Association.

8. ADMISSION OF AFFILIATED UNITS, LIFE ASSOCIATE MEMBERS AND ANNUAL ASSOCIATE MEMBERS.

- 8.1 Every application for Affiliated Unit, Life Associate Membership or Annual Associate Membership shall be submitted in writing to the Honorary Secretary

General furnishing such particulars as may be required by the Council and, in the case of a candidate for Life Associate Membership his application shall be supported by at least two persons who themselves are Life Associate Members. Life Associate Membership shall be valid for 15 years from the date of grant of membership to the YAI.

- 8.2 The Council shall have full authority to accept or reject any application for Affiliated Unit or Life Associate Membership without assigning any reasons therefor. This decision shall be taken by a simple majority in the Council.
- 8.3 The Honorary Secretary General will forthwith notify to a candidate who has been elected that it or he or she has been admitted as an Affiliated Unit or Life Associate Member of the Association as the case may be.
- 8.4 Affiliated Units granted membership, or individuals granted Life Associate Membership, shall be deemed to be Affiliated Unit or Life Associate Member of the Association, as the case may be, only from the date of receipt of their first subscription.
- 8.5 Every application for Annual Associate Membership shall be submitted in writing to the Honorary Secretary General furnishing such particulars as may be required by the Council.
- 8.6 The Honorary Secretary General shall have full authority to accept or reject any application for Annual Associate Membership without assigning any reasons therefor.
- 8.7 The Annual Associate Membership will be valid for the calendar year and end on 31 December each year.

9. OBLIGATIONS OF MEMBERS

- 9.1 It shall be the obligation of all members of the Association:
 - (a) to promote the objects, interest and influence of the Association;
 - (b) to carry out and have respect for the rules, regulations and decisions of the Association;
 - (c) to refrain, and to use reasonable endeavors to persuade others within their jurisdiction to refrain, from actions that are inconsistent with the objects, rules, regulations or decisions of the Association.

- (d) to ensure that all office-bearers of the Affiliated Unit shall be less than 70 years of age on the day of their election and in case anyone of them attains the age of 70 years after his or her election, he or she would be required to vacate his or her position in the Affiliated Unit.

10. SUSPENSION OF THE MEMBERSHIP AND EXPULSION

- 10.1 Any member desirous of resigning from the Association shall notify the member's intention in writing to the Honorary Secretary General on or before the last day of the Association's financial year. Otherwise the member shall be liable for the annual subscription and all applicable levies for the next year following.
- 10.2 The Council may, at any time expel any member if that member's conduct is considered to have been injurious to the reputation, objects or interests of the Association, provided that any member whose membership is so affected shall be given at least 30 days' notice of the meeting at which the expulsion will be considered and the grounds and reasons for the proposed resolution to expel that member. The Council shall follow principles of natural justice in dealing with such proceedings.
- 10.3 No member who remains in arrears in respect of any subscription of the Association six months after demand shall be entitled to attend or vote at general meetings of the members of the Association nor shall that member be entitled to organise any regattas, races, meetings or events involving sailing boats or to represent at or participation in such regattas, races, meetings or other events organised by or on behalf of any other member of the Association until such member shall have paid all amounts due or until the Association has made special arrangements with that member for the payment or waiver of all or part of the said arrears.
- 10.4 Any member who remains in arrears in respect of any subscription of the Association nine months after demand shall be deemed to have engaged in injurious conduct and shall be liable to expulsion under this Article provided however that any such member shall be automatically reinstated, subject to the

members complying with all other requirements for membership, upon payment of all such arrears.

- 10.5 The Council shall have powers to promulgate such penalties for arrears due to the Association from time to time.
- 10.6 The Council may in their absolute and unfettered discretion at any time cancel the membership of any recognised Affiliated Unit.
- 10.7 The foregoing rules relating to cessation of membership of an Affiliated Unit shall also apply mutatis mutandis to cessation of membership of a Life Associate Member or an Annual Associate Member.
- 10.8 If a Life or an Annual Associate member has been expelled by the Council for his or her conduct which was considered to have been injurious to the reputation, objects or interests of the Association, he or she shall not be re-admitted to the Association. It will also be obligatory for all Affiliated Units to expel such Life or Annual Associate members from its rolls within a period of ten days of expulsion from the Association. Failure to comply with this obligation by Affiliated Unit shall make them liable for expulsion from the membership of the Association.

11. SUBSCRIPTION

- 11.1 The Subscription year shall coincide with the financial year of the Association and will be from 1st April to 31st March.
- 11.2 The amount of the annual subscription may vary for each category of member, and shall be fixed by resolution of the members of the Association at its Annual General Meeting each year.
- 11.3 Every Affiliated Unit elected to membership shall pay to the Association its annual subscriptions, and it shall be paid, as to the first of such subscriptions, within two months of election and thereafter on the first day of April in each year.
- 11.4 No Affiliated Unit shall in any year be entitled to any of the rights or privileges of membership until its subscription for that year and all arrears (if any) have been paid.
- 11.5 The Life Associate Membership fee collected by the Association shall be treated as capital and not revenue.

PART 3

GOVERNANCE, GENERAL ASSEMBLY, POWERS FUNCTIONS AND DUTIES OF GENERAL ASSEMBLY, THE COUNCIL, TERM OF THE COUNCIL, POWERS FUNCTIONS AND DUTIES OF THE COUNCIL, PROCEEDINGS OF THE COUNCIL, COMMITTEES, DUTIES OF THE OFFICERS, NO CONFIDENCE MOTION AGAINST COUNCIL MEMBERS

12. GOVERNANCE

Except where these Rules expressly provides otherwise, the affairs of the Association shall be under the control and management of the Council.

13. GENERAL ASSEMBLY OF THE ASSOCIATION

The General Assembly of the Association shall consist of:

- 13.1 Two authorized representatives (one male and preferably one female) of each Affiliated Unit to be nominated by the Affiliated Unit in the manner prescribed in Article 23; and
- 13.2 All the office-bearers and members (with voting rights) of the Council.

14. POWERS, FUNCTIONS AND DUTIES OF THE GENERAL ASSEMBLY

The powers, functions and duties of the General Assembly shall be as follows:-

- 14.1 To carry into effect and promote the aims and objects of the Association;
- 14.2 To hold election of the office-bearers and members of the Council at least once every three years, in accordance with the provisions of these General Rules;
- 14.3 To consider and adopt the annual report of the Honorary Secretary General, Audited Statement of Accounts for the previous financial year, budget estimates of the Association and to appoint auditors;

- 14.4 To consider any decision of the Council needing approval or ratification;
- 14.5 To hold and control the funds and other properties of the Association;
- 14.6 To consider and amend any provision of these General Rules in accordance with the procedure prescribed therefor in Article 29;

15. THE COUNCIL

The Council of the Association shall consist of the following office-bearers and members:-

Office-bearers

- (a) President;
- (b) Honorary Secretary General;
- (c) Treasurer.

Members

- (a) One Senior Vice-President;
- (b) Eight Vice-Presidents; at least one female;
- (c) Honorary Joint Secretary General (s); one male and one female;
- (d) Two Coopted Members; one male and one female;

16. TERM OF OFFICE OF COUNCIL:

- 16.1 Term of Office of Office-Bearers and Members of the Council shall not be more than three years from the date of assumption of office.
- 16.2 Any vacancy which occurs in the Council by reason of death, resignation, expulsion, or disqualification, etc., of an office-bearer and member, will be filled for the remainder of the term, by nomination by the Council from amongst the members of the General Assembly. Such decision taken by the Council shall be ratified by the General Assembly at its next meeting through a poll.

17. POWERS, FUNCTIONS AND DUTIES OF COUNCIL

The powers, functions and duties of the Council shall be as follows:-

- 17.1 To conduct the day to day administration of the Association for achieving its aims and objects, during the intervals between the Annual or Special General Meetings of the General Assembly, and to duly report all such decisions and actions at the next Annual or Special General Meeting as require ratification by the General Assembly, to whom the Council shall be accountable.
- 17.2 To supervise the functioning of the Affiliated Units to ensure that they conduct their activities, including elections of their managing committees, as per their respective rules.
- 17.3 To prepare and finalise the Annual Calendar of sports events, training camps, and other activities, and to ensure the holding of such events, camps, etc., as per the finalized Calendar;
- 17.4 To appoint coaches, international and national, for the training of sports persons and also to arrange their training abroad wherever considered necessary;
- 17.5 To appoint a Selection Committee, among other committees, to determine and select the number of competitors, managers, coaches, and other support staff, for formation of teams to represent India at international events held outside or inside India;
- 17.6 To ensure, by forming Disciplinary Committee, proper discipline and good conduct by the teams/players and their support staff, including coaches, managers, etc., representing India and/or the Association in sports events;
- 17.7 To cause proper books of account to be kept of income and expenditure and of all dealings with the assets and liabilities of the Association. The Council shall prepare and present to the Annual General Meeting each year an audited set of financial statements for the most recent financial year prepared in accordance with current best practices.
- 17.8 All matters may be dealt by correspondence with the Council members by the Honorary Secretary General (except when the Council is to meet) – and the decisions received from members of the Council will be submitted to the President by the Honorary Secretary General. The President shall arrive at the final decision of the Association by a simple majority of the decision conveyed by the members.

- 17.9 To cause proper minutes to be made of all proceedings of the Council.
- 17.10 To do any and all other activities as may promote or help in achieving aims and objects of the Association.
- 17.11 The Council shall be responsible for the direction and control of the Honorary Secretary General.
- 17.12 The Honorary Secretary General, the Honorary Joint Secretary General(s) and the coopted members shall not have any voting rights.

18. PROCEEDINGS OF THE COUNCIL

- 18.1 The Council may meet together for the dispatch of business, adjourn and otherwise regulate its meetings as it thinks fit (including by holding video-conference or audio-conference meetings) but it shall hold such meetings at least twice in every financial year.
- 18.2 The Council shall cause proper minutes to be made of all its proceedings and shall maintain a record of meetings attendances by Council Members.
- 18.3 The President or any six members of the Council entitled to vote may convene a meeting of the Council by notice in writing addressed to the Secretary General stating the business to be considered.
- 18.4 Seven members of those entitled to vote shall form a quorum.
- 18.5 Questions arising at any meeting of Council shall be decided by a simple majority of votes and in the case of an equality of votes the chairperson of the meeting shall have a second or casting vote.
- 18.6 The President shall take the chair at meetings of the Council but if the President is not in attendance at any meetings of the Council, the Senior Vice President shall take the chair at meetings of the Council but if both the President and the Senior Vice President are not in attendance at any meetings of the Council, the members who are in attendance and who are entitled to vote shall choose one of their members to be the chairperson of such meeting.

19. COMMITTEES

- 19.1 To assist the Council in formulating or implementing its policies, the Council may from year to year establish or disband any number of Committees or Sub Committees. Such Committees or Sub Committees shall be entitled to make recommendations to the Council on matters within their respective terms of reference but shall have no other powers except as are expressly delegated to them by the Council. The Council will from time to time determine the maximum number of members of each Committee or Sub Committee, their terms of reference and the standing orders by which they conduct their business.
- 19.2 The Council shall appoint the members and select a Chairperson of each existing or new Committee or Sub Committee for such period of time as it thinks fit.
- 19.3 Only Life Associate Members of the Association shall be eligible for appointment as Chairpersons and members of each of the Committees or the Sub Committees.

20. DUTIES OF OFFICERS

- 20.1 President - The President shall preside at all meetings of the Association and perform such other duties as may be delegated to him by the Council.
- 20.2 Senior Vice President – The Senior Vice President shall perform all such duties as may be delegated to him by the President and also preside at all meetings of the Association during the absence of the President.
- 20.3 Vice Presidents – They will assist the President and act under his authority and perform such functions as delegated by the President.
- 20.4 Treasurer – The Treasurer shall collect and receive all money due to the Association and deposit the same in the name of the Association in such bank as may be approved by the Council. He shall pay all accounts contracted by the Association and keep an accurate statement of receipts and expenditure in a book or books provided for that purpose. He shall present at each Annual Meeting of the Association a statement of receipts and expenditure of the Association and of the funds in his control.
- 20.5 Honorary Secretary General – The Honorary Secretary General shall keep a true record of the proceedings of all meetings of the Association and of the Council in

a book provided for the purpose, and conduct all correspondence of the Association.

- 20.6 Honorary Joint Secretary General(s) – The Honorary Joint Secretary General(s) will be the assistant to the Honorary Secretary General and the senior amongst them shall officiate for him during his absence and will deal with all matters generally.

21. NO-CONFIDENCE MOTION AGAINST ANY OFFICE-BEARER OR MEMBER OF THE COUNCIL

- 21.1 Only the General Assembly of the Association, at its Annual General Meeting or Special General Meeting, shall be competent to consider and approve any motion of No-Confidence against any Office-Bearer (President, Secretary General or Treasurer) or any other Member of the Council.

- 21.2 It will be a mandatory requirement that such motion:

- (a) is duly signed by the President and Secretary General or Commodore and Vice Commodore of not less than 2/3rd of the Affiliated Units;
- (b) reaches both the President and Secretary General of the Association at least 21 days before the Annual General Meeting or the Special General Meeting of the General Assembly;
- (c) is circulated by the movers of the motion to all Affiliated Units at least 15 clear days before the said meeting;
- (d) specifies the grounds on which such no-confidence motion is sought to be moved.

- 21.3 A motion expressing no-confidence in any office-bearer or member of the Council shall be considered as having been adopted validly, only if it is approved by at least 2/3rd majority of the members of the General Assembly present and voting, and which is more than 2/3rd of the total strength of the members of the General Assembly of the Association.

PART 4

ASSETS

22. ASSETS

22.1 The assets of the YAI are those set out below:

- (a) The amount of the ordinary or special subscriptions or contributions, which shall be differentiated for YAI members according to the membership categories of the International Sailing Federation (ISAF), as resolved by the General Assembly.
- (b) These assets represent the upper limit regarding the financial liabilities of YAI according to the Law.
- (c) Subsidies, donations, legacies, pensions or other income, which may be allocated to it or granted by public or private agencies or individuals or corporations.
- (d) The real and movable properties of YAI and the proceeds or income from these and from the ownership of its assets, if any.
- (e) The special resources, which, as may be the case, are approved by the General Assembly.

22.2 The Association shall not accept any donations, directly or indirectly, without prior approval from the Council.

PART 5
VOTING RIGHTS, ELECTIONS AND ELIGIBILITY
CONDITIONS FOR ELECTION

23. VOTING RIGHTS

- 23.1 To provide and ensure equality of representation among the Affiliated Units, each member except Individual Members of the General Assembly shall have one vote at the Annual or Special General Meeting of the Association.
- 23.2 An Affiliated Unit wishing to attend any general meeting of the Association must appoint in writing a delegate or representative to attend on its behalf and to exercise all its rights to vote. A true copy of any such appointment shall be delivered to the Honorary Secretary General prior to the opening of the meeting.
- 23.3 Any two representatives of an Affiliated Unit who may be the President / Vice President / Secretary General / Commodore / Vice Commodore shall be entitled to attend the Annual/Special General Meeting of the Association, however, only the delegate so appointed as at 23.2 above, shall be entitled to vote. The nomination of an authorized representative shall be signed both by the President and Secretary General or the Commodore and Vice Commodore of the concerned Affiliated Unit. Any nomination which is not signed by both the President and Secretary General or the Commodore and Vice Commodore of the unit concerned, shall not be accepted by the Association. The right of exercising the vote shall vest only in the authorized representative of the Affiliated Unit. In case of any doubt or dispute in relation to an authorized representative, the case shall be submitted to the General Assembly for final decision at the commencement of the meeting.
- 23.4 An appointment to attend and vote for a general meeting shall be valid for that meeting and any adjournment or reconvening of that meeting only.
- 23.5 Voting at any Annual or Special General Meeting of the General assembly will normally be by show of hands, unless 1/4th of the members of the General Assembly present demand otherwise. The elections of office-bearers and members of the Council shall always be held by secret ballot.

- 23.6 Unless otherwise provided in these General Rules, the decisions at any meetings of the General Assembly meetings shall be taken by a simple majority of the members of the General Assembly present and voting and the required quorum is met.
- 23.7 In case of tie, the Chairman of the meeting shall have a casting vote in addition to his own vote, except in the case of elections of office-bearers and members of the Council.
- 23.8 Voting by proxy or by post shall not be allowed at any meeting of the General Assembly, including the voting at elections of office-bearers and members of the Council.

24. ELECTIONS

- 24.1 All members of the Council, Committees and Sub Committees shall be individual members of the Association and are not entitled to vote.
- 24.2 Only Life Associate Members of the Association shall be eligible for holding an office or to serve on any of the Committees approved by the Council.
- 24.3 Elections for the positions of President and members of the Council shall be held every three years at the time of the Annual General Meeting. Candidates for these positions shall be nominated in writing by at least four Affiliated Units of the Association. The nominations shall be delivered in writing at least 30 days before the Annual General Meeting. If there is only one valid nomination for a position then the person so nominated shall be deemed to be elected as from the date of the Annual General Meeting or from the date of nomination. If the number of nominations exceeds the number required then an election shall be held.
- 24.4 The Honorary Secretary General and Honorary Joint Secretary General (s) will be nominated by the President from amongst members of Affiliated Units.
- 24.5 In the event of an Annual General Meeting not taking place in a year, the officers of the Association then holding office will continue in office till an Annual General Meeting does take place or a Special General Meeting is held for the purpose of elections.

25. ELIGIBILITY CONDITIONS FOR ELECTIONS TO COUNCIL

25.1 To be eligible to be elected as an office bearer or member of the Council, a person:

- (a) must be citizen of India;
- (b) must be in full possession of his/her civil rights;
- (c) must not be an office-bearer or member of the Managing Committee of any other National Sports Federation, except that he may be an office-bearer or member of the Managing Committee of any Affiliated Unit or of the Indian Olympic Association or any International Federation;
- (d) if he/she is a government servant, must produce a 'No Objection Certificate' from the government under whom he/she is serving for the time being, except that such a government servant shall be eligible to contest election as an office-bearer or member of the Council only for one term;
- (e) must not be convicted of an offence and sentenced to imprisonment for a period which would disqualify a person from contesting an election to Parliament and such disqualification will continue to operate for a further period of six years from the date of release from prison;
- (f) must not be facing a charge framed against him by any Court in India, in respect of an offence which on conviction would attract disqualification under clause (e) above. If any elected office-bearer or member of the Council becomes disqualified after his/her election under clause (d) or (e) above, his/her seat as such office-bearer or member in the Council shall be deemed to have become vacant on the day he/she becomes so disqualified.

25.2 Any office-bearer or member of the Council or of the Committees or the Sub Committees shall be less than 70 years of age on the day of their election and in case anyone of them attains the age of 70 years after his/her election, he/she will be deemed to have vacated his/her seat in the Council, Committee or Sub Committee on the said date of attainment of 70 years age.

25.3 No office-bearer shall be eligible to contest an election as any office-bearer or member of the Council if he has already served as an office-bearer in any capacity

for two consecutive terms, except the President of the Association who shall be eligible to hold that office of President for maximum of three terms (including the present term as President), with or without break of cooling off period between any two terms as the President.

- 25.4 Any other office-bearer of the Association who has served for two consecutive terms in any capacity shall be eligible to be re-elected in any capacity after a cooling off period of one term.

PART 6

MEETINGS, NOTICES AND QUORUM

26. GENERAL MEETINGS

- 26.1 The Annual General meeting of the Association shall be held in the last quarter of every calendar year on such day and at such time and place as the Council shall determine. Notice of any resolution or nomination to be proposed at the Annual General Meeting or any other General Meeting shall be sent to the Honorary Secretary General not later than 21 days before the meeting. The Notice of Meeting and any resolutions or nominations so proposed shall be sent to members at least 40 clear days before the said meeting.
- 26.2 A resolution for a General Meeting may only be made by the Council or not less than three fourths of Affiliated Units as referred to in Article 6.1.
- 26.3 The Honorary Secretary General shall call a Special General Meeting:-
- (a) whenever the Council considers such a meeting necessary, in which case the Council shall specify the matters to be considered at that meeting, or
 - (b) upon the requisition of no less than three fourths of members with voting rights the requisition to specify the matters to be considered at that meeting.
- 26.4 At all General Meetings the Chair shall be taken by the President or in his absence by the Senior Vice President. In the absence of both the President and the Senior Vice President, the members of the Council present shall choose one of their members to take the chair.
- 26.5 No business shall be transacted at any General Meeting unless there is a quorum of 1/3rd of the members eligible to vote is present.
- 26.6 Every question shall be determined by a majority of votes unless otherwise expressly provided by these Rules and in the event of an equality of votes either on a show of hands or poll, the chairperson of the meeting shall be entitled to a second vote.
- 26.7 A resolution put to the vote of the meeting may be decided on the voices or by a show of hands unless a poll is demanded by the chairperson or 1/3rd of the

members of the General Assembly present and entitled to vote at the meeting. If a poll is not so demanded a declaration by the chairperson that the resolution has been carried or lost shall be conclusive evidence thereof.

27. SPECIAL GENERAL MEETING

27.1 Special General Meeting of the General Assembly may be summoned at any time by the President, on the recommendation of the Council, for consideration of any urgent or special matter.

27.2 The President may summon a Special General Meeting of the General Assembly on a written requisition duly signed by the President and Secretary General or Commodore and Vice Commodore of not less than 2/3rd of the Affiliated Units, within one month from the date of receipt of the said requisition. If such a meeting is not convened within the above stipulated time of one month, then the requisitionists can themselves convene the meeting, by giving at least 15 clear days clear notice to all Affiliated Units, under arrangements made directly by them, and any such meeting of the General Assembly shall be deemed to have been duly convened and held validly in accordance with the provisions of these General Rules. In the requisitioned meeting, only specified items of the agenda for which the meeting is convened shall be considered.

28. NOTICES AND QUORUM FOR MEETINGS

28.1 Unless otherwise expressly provided in this Constitution, in convening meetings, the Notice period and quorum as given hereunder shall be observed:

S.No.	Meeting	Notice	Quorum
(a)	Annual General Meeting of General Assembly	30 clear days	One third of the members of the General Assembly entitled to vote.
(b)	Special General Meeting of General Assembly	15 clear days	One third of the members of the General Assembly entitled to vote.
(c)	Meetings of the Council	15 clear days	7 members of the Council entitled to vote.

(d)	Emergency Meetings of the Council	10 clear days	- do -
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- 28.2 A notice or any other document may be served by the Association upon any member either personally or by facsimile or by e-mail or by mail at or to the member's last known address. The omission to give such notice or other document to, or the non-receipt of such notice or other document by, any member shall not invalidate any resolutions passed or election or appointment made which is connected therewith.
- 28.3 All members of the Association shall promptly notify the Honorary Secretary General of their current address for mail, facsimile and email.

PART 7

AMENDMENTS

29. AMENDMENTS TO THE GENERAL RULES

- 29.1 Notice of any alternation or addition to these Rules may be proposed by the Council or such member as referred to in Article 6.1 of the Association and shall be given to the Honorary Secretary General in writing at least 60 days before any General Meeting at which the same is to be put forward. Full particulars of all such alternations or additions shall be sent to members with the notice convening the meeting, and shall be posted on the Association website.
- 29.2 Any proposed alteration or addition shall be put to the vote of the meeting and provided that, on a show of hands or if demanded on a poll, a majority of not less than two-thirds of the votes cast by such members as being entitled so to vote in person shall be cast in favour of such proposed alteration or addition, the same shall be deemed to be carried.

PART 8

DISSOLUTION AND LIQUIDATION OF THE ASSOCIATION

30. DISSOLUTION

If upon the winding up or dissolution of the Association their remains after satisfaction of all its debts and liabilities any property whatsoever the same shall not be paid to or distributed among the members of the Association but shall be given or transferred either to an institution having objects similar to the objects of the Association or the Indian Olympic Association as the Association may determine at or before the time of dissolution.

PART 9

ADDITIONAL PROVISIONS

31. REGULATIONS

The Council may from time to time adopt regulations to carry out the objects of the Association as set out in these Rules and for the conduct of day to day affairs and the Association. Such regulations shall be in accordance with, and subservient to, these Rules.

32. ANTI-DOPING RULES

YAI and all its members shall comply with the ISAF Anti-Doping Rules and National Anti-Doping Rules as if such rules were specifically incorporated in these Rules.

33. RACING RULES

The Association shall adopt as a national code of Racing Rules those of the International Sailing Federation where latitude is allowed to such modifications as local conditions may render necessary.

34. BANK ACCOUNT

Accounts of the Association shall be maintained by the Treasurer in such Scheduled or Nationalized Bank or Banks, as may be approved by the Council, in the name of the Association and shall be jointly operated by any two of the three office bearers, provided that the signature of Treasurer shall be mandatory.

35. RIGHT TO INFORMATION ACT

The Association shall comply with the provisions of Right to Information Act, 2005 or as amended from time to time as a public authority. All Affiliated Units shall include in their General Rules a provision that they shall provide such information in a time bound manner as required by the Association. Failure to provide such information may be grounds for suspension or expulsion of membership to the Association.

36. ARBITRATION

All Affiliated Units shall include in their General Rules a provision that they would have all unresolved disputes settled by the Arbitration Committee of the YAI and their Members shall voluntarily surrender their right of seeking redress in any Court of Law.

37. REPEAL AND SAVINGS

Upon adoption of these Rules, the earlier Rules shall stand repealed. Notwithstanding such repeal, any rights and obligations that have already accrued as of the date of such repeal shall be dealt with under the corresponding provisions under these Rules. Any rules and regulations made under the earlier Rules shall continue to be in force as if they have been made under these Rules.

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