

The International Moth Class Association Constitution

Previous Revision

16th August 2005

Revision Date

24th August 2012

1. TITLE

The Association shall be named "The International Moth Class Association".

2. INTERPRETATIONS AND ABBREVIATIONS

- a. I.M.C.A. means the International Moth Class Association.
- b. National Association means the Organisation formed to administer International Moth Boat sailing in any one Country, officially recognised by I.M.C.A.
- c. I.S.A.F. means the International Sailing Federation.
- d. National Authority means the Authority controlling the sport of sailing in any Country, being a member of I.S.A.F.
- e. Member means a current valid member of a National Association.

3. OBJECTS

- a. To encourage the development of the International Moth Class, and the establishment of National Associations in all Countries.
- b. To promote and encourage racing of International Moths.
- c. To advise I.S.A.F. on the formulation of universal rules for the measurement of International Moth Boats, to enforce these Rules, and to manage the affairs of the class.

3. POWERS

- a. I.M.C.A. shall derive its authority and power from its Member National Associations.
- b. The power to administer the Class and to advise I.S.A.F. on the Class Rules and Constitution shall be vested in the Council of Presidents as provided hereinafter.
- c. Only I.S.A.F. and I.M.C.A may alter the Class Rules.
- d. Only I.M.C.A, in consultation with I.S.A.F., may give official interpretations of the Class Rules.

5. OFFICIAL LANGUAGE

The official language of the Class is English, and in the event of a dispute over interpretation, the English text shall prevail.

6. OFFICIAL ADDRESS

The official address of I.M.C.A. shall be that of the Acting Honorary Secretary.

7. FISCAL PERIOD

The fiscal period shall be the period between World A.G.M.s held at consecutive World Championships.

8. ORGANISATION

- a. National Associations
Moth Boat owners in any Country may apply for recognition as a National Association. (Para. 9)
- b. Fleets
Individual Moth Boat owners shall be formed in Fleets, which shall be composed of five (5) or more registered Moth Boat owners who are members of I.M.C.A.

9. NATIONAL ASSOCIATIONS

- a. The basic unit of the I.M.C.A. shall be the National Association. Each National Association shall, where practicable, style itself "International Moth Class Association (National letters of Country)". i.e., "International Moth Class Association (AUS)" or "I.M.C.A. (AUS)".
- b. The Constitution of each National Association shall be approved by the Council of Presidents before such Association is admitted as a member of I.M.C.A. and entered on the Register of Associations.
- c. Each National Association shall consist of all registered Members and Associate Members in such Country and

shall appoint its own President, Honorary Secretary, Treasurer and such other Officers and Officials as it may require. National Association Officers and Officials shall be elected annually at an Annual General Meeting from nominated candidates.

- d. Each National President shall be de jure a Member of the Council of Presidents with votes as described in Para.11 g.
- e. National Associations may be formed upon the application of five or more International Moth Boat owners organised in that Country for the purpose of carrying out the objects of the I.M.C.A.
- f. Where no National Association exists and number of boats in a country does not comply with 8b, International Moth boat owners in that country may join IMCA directly. The annual fee for such individual membership shall be set at the average of worldwide National Association membership.
- g. When the minimum requirements for formation of a National Association have been met in accordance with 8b, individual membership of IMCA shall cease for that country and a National Association formed. A proportion of funds collected through individual membership of IMCA shall be returned to the new National Association.
- h. Only full members who have paid their current Full Membership Subscription may participate in racing organised by I.M.C.A.
- i. National Associations may enrol Associate Members who are not boat owners, but who are interested in the International Moth Class.
- j. National Associations shall assist in ensuring that all boats and sails are properly certified and thereafter are maintained in conformity with the Measurement Rules. Where no National Authority exists, or the National Authority does not wish to administer the Class, the I.M.C.A. National Association shall accept all responsibilities.
- k. Each National Association shall submit to I.M.C.A. its nominations for I.M.C.A. president to be elected to reach Hon. Sec. I.M.C.A. not less than 40 days prior to the A.G.M. of I.M.C.A.
- l. In the event of a National Association ceasing to operate, or wishing to disband, all funds and records of such Association shall be passed to I.M.C.A.

10. OFFICER, OFFICIALS AND DUTIES

At the Annual General Meeting the I.M.C.A. Council of Presidents shall elect the following Officers and Officials who will be due for re-election at each following A.G.M. They shall assume their responsibilities immediately following election.

The Officers

President I.M.C.A.

The President shall act as Chairman of the Council of Presidents.

Vice President I.M.C.A

The Vice President shall, in the absence of the President, act as Chairman of the Council of Presidents.

The Officials

- a. Honorary Secretary I.M.C.A.
The Honorary Secretary shall act as the Secretary to the Council of Presidents, and shall carry out the administrative duties of I.M.C.A., with responsibility for -
 - i. Issue of Building Fee Receipts.
 - ii. Maintenance of Class Register
 - iii. Preparation and circulation of an Annual Progress Report to I.S.A.F. and National Associations
 - iv. Preparation and circulation of International Regatta Programs, and notification to I.S.A.F.
 - v. Publicity, preparation and circulation of Newsletters.
 - vi. Communication with, and interchange of information between, National Associations.
 - vii. All arrangements for Council and Annual General Meetings and Extraordinary General Meetings, including circulation of agenda and keeping Minutes.
 - viii. Receipt, answering and filing of correspondence.
 - ix. Maintenance of Register of Trophies, and custody of the original deeds of gift.
 - x. Such other duties as are necessary for the efficient administration of the class.

- b. Honorary Treasurer I.M.C.A.
The Honorary Treasurer shall be responsible for administration of I.M.C.A. funds, submission of annual audited accounts to A.G.M., the keeping of proper Account Books, and for the circulation of approved and audited Accounts to National Associations.
- c. Honorary Chief Measurer I.M.C.A.
The Honorary Chief Measurer shall be responsible for training and appointment of measurers, updating the I.M.C.A. Measurement Manual, recommending updates to the class rules and liaison with ISAF in respect of the class rules.
- d. Election
The President, Vice President, Honorary Secretary, Honorary Treasurer and Honorary Chief Measurer shall be elected by a majority of votes at the A.G.M. from nominations received from National Associations.

11. THE COUNCIL OF PRESIDENTS

- a. Duties
The International Governing Committee of I.M.C.A. shall be the Council of Presidents, which body alone shall advise the I.S.A.F. on the Class Rules, Association Constitution and Management of the class.
- b. Officers
 - President - The elected President of I.M.C.A.
 - Vice President - The elected Vice President of I.M.C.A.
 - Members - The elected Presidents of the National Associations
- c. Officials
 - Secretary - The elected Secretary of I.M.C.A.
 - Treasurer - The elected Treasurer of I.M.C.A.
 - Chief Measurer - The elected Chief Measurer of I.M.C.A.
- d. Chairmanship
The I.M.C.A. President shall act as Chairman of the Council of Presidents. In his absence the chair shall be taken by the Vice President or in his absence, by each National President in turn, if able and willing, by seniority of numerical size of National Association. Any member may send a duly authorised deputy in his place, or may cast his vote by proxy. The I.M.C.A. President and Vice President if not a National President shall have no vote, but shall have a casting vote in the event of a tie. A National President taking the Chair may only cast his National Vote. The Officials shall have no vote.
- e. Sub-Committees.
The Council of Presidents may appoint such Sub-Committees as it deem fit for the proper management of the class.
- f. Auditors
The Council of Presidents shall appoint Auditors to audit the I.M.C.A accounts.
- g. Votes
Each National Association shall have voting rights at the Council of Presidents in accordance with the following scale :

Number of registered full members for which dues have to be paid to National Associations.	Number of Votes
5 – 10	1
11 – 20	2
21 – 30	3
31 – 40	4
Above 40	5
- h. Meetings
 - i. There shall be an Annual General Meeting of the Council of Presidents at the site of, and during the period of, the World Championships, at which all Registered Members of I.M.C.A. National Associations in good standing may attend.
 - ii. Additional Extraordinary General Meetings may be called by the I.M.C.A. President or by any two National Associations requesting the Secretary to convene a Meeting for the purpose of voting on a resolution, provided only that, if any one National Association should wish to call more than one E.G.M. in 12 months such country shall agree to pay the sum of 10.00 GBP or its equivalent, to I.M.C.A. to cover administration costs.
 - iii. Written notice of the Annual General Meetings or Extraordinary General Meetings shall be mailed or

emailed by the Secretary to the Officials and National Associations not later than 30 days prior to the date of the Meetings, enclosing the Agenda to be discussed. Notices or Ballot Papers shall be deemed to have been served by I.M.C.A. if posted (by Air Mail if overseas), or emailed, to the last known address of the Officers and Officials. The non-receipt of notices by Members or of postal votes or proxy appointments by I.M.C.A. shall not invalidate the proceedings of any Meeting, or the result of any Ballot or Voting.

- iv. At all A.G.M.s and E.G.M.s twenty five percent or more registered National Associations represented in person or by proxy shall constitute a quorum.
- v. Voting at all A.G.M.s and E.G.M.s shall be in accordance with paragraph 11 g. In the case of a tie the Chair shall cast the deciding vote.
- vi. On all resolutions except amendments to the Constitution and Rules a simple majority of votes cast shall carry the motion.
- vii. On any resolution involving change to the Constitution and Rules the resolution shall be carried if 2/3 or more of the Members voting in person or by proxy shall vote in favour of the resolution. Any proposals for alteration in the Class Rules, or this Association Constitution shall, after having been properly approved by the Members and Council of Presidents, be forwarded for consideration and decision at the I.S.A.F. Annual Conference.
- viii. Any resolution to dissolve I.M.C.A. may only be carried if the vote of every National Fleet in good standing be counted and if every vote be cast in favour of such resolution. In the event of dissolution being agreed, I.M.C.A. funds will be distributed in proportion to the number of boats registered in each Country to the National Maritime Rescue organisations in those countries.
- ix. At all A.G.M.s and E.G.M.s a postal vote shall be accepted provided the voting form is signed by the National President.
- x. Notices of Motion shall be accepted only from recognised National Associations.

12. EXECUTIVE COMMITTEE

- a. The Council of Presidents shall elect an Executive Committee to manage the affairs of the Class between each AGM and to advise the Council of Presidents on matters pertaining to class rules and constitution.
- b. The Executive Committee shall consist of the President I.M.C.A., Vice President I.M.C.A., and two members of the Council of Presidents, the Secretary I.M.C.A., and the Treasurer I.M.C.A. Additional members may be appointed by the Council of Presidents. Each member of the Executive Committee shall have one vote in the Committee.

13. DUES

- a. Each National Association shall fix the dues payable to its Association by its Members.
- b. An International Class Fee (ICF) shall be paid on every boat built before a sail number can be issued. The amount of the ICF shall be as set out in the International Moth Class Rule No. 2. The amount of the Building Fee may be revised from time to time by I.S.A.F., on the recommendation of I.M.C.A. The ICF shall be paid direct to I.M.C.A. who shall immediately issue an official receipt to the owner. ICF shall be consecutively numbered. The National Association will not issue a sail number until a receipt for the ICF is received.
- c. I.M.C.A. dues shall be used solely for the execution of the objects of the I.M.C.A. and as directed and agreed by the Council of Presidents.
- d. Each Association will pay a levy based on the number of its Members for each calendar year to be collected by the Treasurer or Secretary annually. The rate to be as set at each A.G.M. and entered into the minutes.
- e. If any National Association falls more than two years in arrears in payment of its Membership Levy, then the members of that National Association shall be barred from qualifying for International Trophies at International Championships, until all levies due are paid.

APPENDIX 1

IMCA Championship Guidelines