



CONSTITUTION OF THE CANADIAN SHARK CLASS ASSOCIATION

(Revised February 13, 2017)

- 1) **NAME:** The full title of the Association shall be the “Canadian Shark Class Association” (CSCA).
- 2) **EMBLEM:** The emblem shall be the Shark symbol as shown on the Shark24 Sail Plan, as outlined in the Constitution, Rules and Specifications of the International Shark Class Association (ISCA), Appendix III.
- 3) **OBJECTS:**

The purpose of the Canadian Shark Class Association is to promote and further the interest in the Shark Class throughout Canada by:

- a) Maintaining the one-design character of the Shark24;
- b) Making recommendations to the International Shark Class Association on the control of any licensed builders;
- c) Encouraging the formation of regional and local fleets;
- d) Encouraging and coordinating regional, inter-regional and national competition, cruising and social events for the Class;
- e) Providing relevant information on the Shark24 to members of the Association; and
- f) Maintaining its status as a Full Member of World Sailing by:
 - i) Promoting the objects, interests and influence of World Sailing;
 - ii) Carrying out and respecting World Sailing’s rules, regulations and decisions; and
 - iii) Refraining from, and using reasonable endeavors to persuade others within the National Authority’s jurisdiction to refrain from actions that are inconsistent with World Sailing’s objects, rules, regulations and decisions.

4) **TERMS**

Throughout the constitution the following definitions shall apply:

- a) The “CSCA” shall mean the Canadian Shark Class Association;
- b) The “ISCA” shall mean the International Shark Class Association;
- c) The “Class” and the “Shark24” shall mean the one-design keelboat designed by George Hinterhoeller, and made and maintained in accordance with his drawings and specifications as filed with ISCA, including any changes to said specifications ratified by ISCA and contained within the Constitution, Rules and Specifications of the International Shark Class Association and Appendices;
- d) The “Executive” shall mean the National Officers of the CSCA;
- e) The “CSCA Register” shall mean the register/database of members of the CSCA to be kept as herein provided;
- f) The “CSCA Rules” shall mean the rules governing the conduct of the CSCA; 1
- g) The “Class Rules” shall mean rules relating to measurement, construction, specifications and racing, forming the Appendices to the ISCA Constitution, and governing the building of each Shark24 and its listing as a recognized boat within the Class for one-design racing purposes; and
- h) The “AGM” is the Annual General Meeting of the CSCA.

5) **NOTICE TO MEMBERS:** For any procedural, constitutional, or AGM issues, or general passage of information to the Membership, "notice" shall be made via email using the most up-to-date membership database list, and may include posting on the CSCA website (www.shark24.ca) and Class-sanctioned social media outlets (i.e. Facebook).

6) MEMBERS AND MEMBERSHIP

- a) A "Full Member" of the CSCA is an owner, or equal share owner of a Shark24 who has applied for membership and paid the required fee. A Full Member is entitled to all rights and privileges of membership in the CSCA. The required annual fee is due no later than April 20th for that calendar year. Full Memberships received after this date will be subject to an administrative fee. Fees may be adjusted as required following a vote by the Membership.
- b) An "Associate Member" of the CSCA is any person other than a Full Member of the CSCA who has applied for membership and paid the required fee. An Associate Member is entitled to all rights and privileges of membership except the right to act as "person-in-charge" of a Shark24 in a Class-sanctioned counter regatta (with the exception of the caveat outlined in Section 10(j) – EVENTS). The required fee is due no later than April 20th for that calendar year.
- c) SPECIAL MEMBERSHIPS: The CSCA may grant one Life Membership per calendar year. Life Members shall enjoy all the privileges of Full Membership for the term of their life, and shall be exempt from all dues and fees. The Executive may issue Life Memberships at its discretion, and such membership shall be awarded for noteworthy service to the CSCA.
- d) Applications for membership may be made in writing via email or paper document (sent by letter mail or presented to the Secretary at the AGM), be accompanied by particulars required by the CSCA, in addition to the required fees. Membership may also be obtained using the online registration and membership dues payment pages on the CSCA website (www.shark24.ca), inclusive of all required registration information and appropriate membership fees.

7) OBLIGATIONS OF MEMBERS

It shall be the obligations of all Members of the CSCA:

- a) To promote the objects, interest and influence of the CSCA;
- b) To carry out and have respect for the rule, regulations and decisions of the CSCA; and
- c) To refrain, and to use reasonable endeavours to persuade others within their jurisdiction to refrain from actions that are inconsistent with the objects, rules, regulations and decisions of the CSCA.

8) SUSPENSION OF MEMBERSHIP AND EXPULSION

- a) Any member wishing to resign from the CSCA shall notify intention in writing (via email or letter mail) on or before the April 20th. Failure to pay the required annual membership fees by the required date shall be deemed by the Executive to indicate same.
- b) The CSCA may, at its absolute and unfettered discretion 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 CSCA, provided that any Member whose Membership is so affected shall be give 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 Member shall be entitled to offer an explanation and present submissions either orally or in writing before the resolution is put to the vote.

9) SUBSCRIPTIONS

- a) The CSCA financial year shall end on December 31 in every year.
- b) The amount of the annual membership may vary for each category of member, and shall be fixed by resolution of the Members of the CSCA at its AGM each year.

10) CSCA EXECUTIVE POWERS AND PROCEEDINGS

- a) EXECUTIVE: The Executive shall consist of the National Officers and Regional Vice-Presidents. The National Officers shall consist of a President, Executive Vice-President, Vice-President of Specifications, Vice-President of Racing, Secretary, Treasurer, Vice-President Communications and any such number of Officers as are duly nominated, appointed, and/or elected. Members of the Executive shall be members, in any category, of the CSCA. The Past President shall also be an ex-officio member of the Executive in an advisory capacity, without Executive voting privileges, but privy to all proceedings of Executive meetings and discussions.
- b) REGIONS: The Executive shall establish Regions where sufficient numbers of members warrant. Regional Vice-Presidents shall be elected by the members of the particular Region.
- c) ELECTIONS: National Officers shall be elected at the Annual General Meeting, and shall hold office for two (2) years, at which time that Officer is eligible to stand for re-election and must be voted in at the AGM. In the event an Officer is unable to complete a full-two-year term, the CSCA Executive may appoint another CSCA Member or Officer to that position until the next AGM, at which time the role will be put out to the Membership for nominations for a replacement. At any AGM where Officers are standing for election, the President shall present nominations submitted electronically or via letter mail, in addition to calling for nominations from the floor. If no other candidates come forth to stand for election, AND the incumbent is willing to continue in their position, then they shall be allowed to continue in said office until such time as another member stands for election in that role in following years. If there is a nomination from the floor, then the Members and Executive present shall vote by show of hands on the candidates, and the candidate with the majority of votes shall hold the Office for the next term.
- d) NOMINATIONS: In order to be eligible for nomination and election to an Executive Officer position, the nominee must be a Life, Full or Associate member of the CSCA. Nominations for Executive Officers can take place at the AGM or in advance of the AGM in response to a call for nominations issued by the President via email to the full membership, not later than 45 days prior to the AGM. A Nomination must be made by a member, and seconded by another member. Nominations may be submitted by the Membership via email or letter mail to the President not later than 30 days prior to the AGM and shall include confirmation of the nominated member's acceptance of the nomination. Nominations made at the AGM must have the nominated candidate present to accept or reject the nomination. Nominations from the floor are subject only to the votes of members present at the AGM.
- e) VOTING: All CSCA Members (as defined in Section 6 – MEMBERSHIP) shall be entitled to vote on issues pertaining to the CSCA. Voting may be performed in-person at the AGM, by duly completed Proxy Form entitling a designated member to vote in their stead, email to the Secretary indicating their voting decision, or electronic voting via online survey issued by the CSCA Executive. Votes cast electronically in advance of the AGM by members present shall be counted; members having voted electronically on a particular nomination or issue are eligible to change their vote in person at the AGM in the event of new information or nominations being presented.
- f) ANNUAL GENERAL MEETING: The Annual General meeting shall be held prior to April 20th in that calendar year, at a location designated by the President. Notice of such meeting shall be sent to all Members at least thirty (30) days before the meeting. A quorum shall be those present, either in person or by proxy.
- g) EXECUTIVE MEETINGS: The Executive may meet together in person, via conference call, or via email forums for the dispatch of business, adjourn and otherwise regulate its meetings as it thinks fit. Five National Officers shall constitute a quorum. Any Member of the Executive who cannot attend a meeting may vote by email on specific proposals that have been previously submitted and such vote shall be included in the determination of the quorum on such specific proposals. Members of the Executive who are Associate Members may vote at Executive Meetings and form part of the quorum. Vacancies arising in the Executive may be filled by the remaining Executive, or the Executive may fill the position with a Member at their discretion. Any positions filled in this manner will require ratification by a vote at the AGM in order for the 3 newly designated individual to remain in Office for a term beginning at the AGM. Between AGMs, the Executive may create additional National Officer positions and fill them accordingly.

- h) FINANCIALS: The Executive shall cause proper books of account to be kept and maintained of income and expenditures of all dealing with the assets and liabilities of the CSCA. The Executive shall prepare and present to the AGM each year the financial statements for the most recent financial year prepared in accordance with general accounting principles.
- i) POWERS: The Executive may, upon majority vote at an Executive meeting, designate the use of funds of the CSCA in such manner as may be considered necessary or convenient for the promotion of its objects, and to enter into any contracts, agreements or arrangements with any person, firm, syndicate, corporation or company the CSCA may deem as appropriate to any of its objects. The Executive shall establish the annual fees to be paid by Full and Associate Members for the Membership Year which shall be January 1 – December 31.
- j) EVENTS: Participation in CSCA sanctioned regattas shall require that a designated “person-in charge” on each boat be a Full Member of the CSCA. A person who has not paid the required Full Member Fee for that calendar year is not deemed to be a Full Member. The Executive will make available to the Organizing Authority (OA) of any CSCA sanctioned regatta, a list of Members in good standing. It is the responsibility of the OA to ensure compliance with CSCA participation and Membership rules. In addition, a boat that does not meet the requirement of having a Full Member as the designated “person-in-charge” may participate in a CSCA sanctioned event provided that all three members of the crew are Associate Members, and have not participated in any other CSCA events in that calendar year – excludes the Shark World Championship, North American Championship, and Canadian Championship. Violations of the above provisions will result in that boat’s disqualification from said event.
- k) AMENDMENTS TO THE CONSTITUTION: Amendments may be proposed at an AGM or at any time by the Executive of the CSCA. The Constitution may be amended by a two-thirds majority vote at the AGM or a two-thirds majority at any Executive meeting where a quorum is present.
- l) ASSOCIATION REGISTER: The register of the Members of the CSCA in good standing shall be prepared and maintained by the Secretary. Personal Information of Members will not be shared with any third-party association, business, persons or persons unless given express permission by a Member.
- m) SIGNING OFFICERS: The Signing Officers shall be the President and the Treasurer. The signature of either or both are required to validate cheques or payments, and on any official documents.
- n) PRESENCE: The Executive shall arrange for the creation and maintenance of the CSCA website. Any social media presence referring to the CSCA shall be approved by the Executive of the CSCA.

11) ONE DESIGN

As one of the objects of the CSCA all racing between Sharks shall be one-design as detailed in the ISCA Class Rules and Specifications. The Executive, Regions, and event Organizing Authorities are responsible for enforcing the ISCA Class Rules and Specifications to maintain the Shark as a one-design class insofar as items affecting sailing characteristics are concerned

12) DISSOLUTION

If upon the winding up or dissolution of the CSCA, there remains after satisfaction of all its debts and liabilities any assets or property whatsoever, the disposal of same shall be decided upon by the Members at a special general meeting