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INTERNATIONAL TWELVE METRE ASSOCIATION

BY-LAWS and REGULATIONS of the International Twelve Metre Class

Ratified and Adopted at the Annual General Meeting
11 November 2000

Conformed to ISAF Regulations effective 1 January 2003

Article 1 Name, Class & Insignia

- 1.1 The name of the organization shall be the International Twelve Metre Association (“Association”). The Association shall represent yachts of the International Twelve Metre Class (the “Class”).
- 1.2 The Association shall be registered as a not for profit company.
- 1.3 The Class Insignia & Flag.
 - 1.3.1 The Class Insignia is 12 and is to be registered worldwide by the International Sailing Federation (“ISAF”) for the exclusive use of the Association and its members; and others authorized by the Association and ISAF.
 - 1.3.2 The Class Flag shall be triangular in shape. The hoist of the flag shall be two-thirds of the fly. The arrangement of the flag shall be as set out in Attachment “A” to these By-Laws.
 - 1.3.3 The Class Insignia and Flag shall always be used in good taste including by example but not limited to, the mainsail or other parts of the yacht, crew clothing, letterhead or literature.

Article 2 Mission & Purposes

The mission and purposes of the Association are:

- 2.1 To act as the competent international class organization for the Class.

- 2.2 To cooperate with ISAF and its Member National Authorities in promoting and preserving interest in the Class and participation therein.
- 2.3 To supervise the activities of the Class and the International Twelve Metre Class Rule (“Class Rule”); to supervise the issue of Certificates of Measurement (“Certificate”) under the Class Rule; to enforce the Class Rule; and to propose and adopt any necessary amendments thereto.
- 2.4 To encourage every Owner of an International Twelve Metre (“12M”) yacht to preserve, restore, rebuild, or otherwise maintain the yacht as an International Twelve Metre yacht.
- 2.5 To encourage the construction of new yachts under the Class Rule.
- 2.6 To encourage racing in the Class and to appoint the Organizing Authorities for regattas for the Class including World, Continental, and Regional Championships.

Article 3 Membership

- 3.1 Every 12M yacht as defined in Article 7 shall be eligible to become a member of the Association.
- 3.2 There shall be two (2) categories of membership, subject to payment of all membership or other fees due to the Association.
 - 3.2.1 **Regular Member:** Each 12M yacht that holds a Certificate of Measurement shall be a Regular Member of the Association.
 - 3.2.2 **Associate Member:** Other 12M yachts, and individuals or corporations interested in the Class may apply to become an Associate Member of the Association, subject to approval by the Executive Committee.
- 3.3 A yacht that ceases to hold a Certificate may maintain the status of Regular Member for a period of six (6) months following the date on which the Certificate expires.
- 3.4 The owner(s) or owners representative of every Regular or Associate Member of the Association shall provide a current mailing address to the Secretary of the Association. Each member shall also supply telephone and facsimile numbers, and an Email address, if available.

Article 4 Voting

- 4.1 The owner(s) or owners representative of each Regular Member yacht shall be entitled to attend, propose motions and vote thereon, in person or by proxy, at any General Meeting of the Association. The owner(s) of each Regular Member yacht shall have one vote, that is one vote per yacht.
- 4.2 Associate Members shall be entitled to attend and propose a motion at any meeting of the Association, but shall not second a motion or vote, except as provided in Article 4.4.
- 4.3 A Regular Member may be represented by means of a proxy at any General Meeting. The proxy may be given, in writing, only to another Regular Member or an Officer of the Association. For these purposes, a signed proxy by facsimile shall be considered “in writing” if it is submitted to the Secretary.
- 4.4 All matters shall be decided by a majority vote of those Regular Members present in person or by Proxy, except as provided in Article 11.
- 4.5 In the event of a tie vote among the Regular Members, the Officer presiding at a General Meeting may cast a deciding vote.

Article 5 Officers and Committees

- 5.1 The Officers shall be the President, the Vice-President(s), Secretary and Treasurer. These persons shall constitute the Executive Committee.
- 5.2 Honorary Officers, including a Chairman and Vice Chairmen may be elected but are not entitled to vote except as a Regular Member.
- 5.3 Officers shall be subject to re-election for their office every second year at the Annual General Meeting of the Association, or shall serve until a successor is elected.
- 5.4 The President shall preside at all General Meetings of the Association; shall oversee the affairs of the Association; shall give advisory assistance to the Secretary and Treasurer; shall serve *ex-officio* on all committees; and shall represent the Association to ISAF.
- 5.5 There shall be such number of Vice-Presidents as may be elected to represent each of the following regional areas: Europe (North), Europe (South), the Americas, and Pacific.

- 5.5.1 In order to be represented by a Vice-President, each area must have at least eight (8) yachts that are current Regular or Associate Members of the Association. Each Vice-President shall be elected only by those Regular Members within the area to be represented.
- 5.5.2 The Vice-President(s) shall assist the President; shall officiate at meetings in the absence of the President; and shall oversee activities of the Class in the region represented; and shall report to the Executive Committee. The Vice-President representing the host region shall officiate at a General Meeting in the absence of the President.
- 5.6 The Secretary and Treasurer shall handle the current business of the Association and shall report to the President.
 - 5.6.1 The Secretary shall keep the records of the Association; shall record minutes of all meetings of the Association; shall maintain the names and addresses of owners; and shall preside at General Meetings in the absence of the President and the Vice President(s).
 - 5.6.2 The Treasurer shall be the custodian of the financial assets of the Association; shall prepare annual reports and financial statements for submission to members at General Meetings; and shall preside at General Meetings in the absence of other officers.
- 5.7 The Executive Committee shall appoint a Technical Director and a Technical Committee to administer the Class Rule and measurement procedures of the Class. The Technical Committee shall include the Technical Director and two delegates appointed by the Executive Committee. A General Meeting may increase the number of delegates.
- 5.8 The Executive Committee, upon the recommendation of the Technical Director and Technical Committee, shall appoint class-certified Measurers. Certification of Measurers shall be renewed annually.
- 5.9 The Executive Committee shall appoint a Class Registrar who shall maintain historical records concerning each yacht, and shall assist the Secretary.
- 5.10 The Officers, Honorary Officers, Technical Director, Measurers, and Registrar shall all be Associate Members of the Association, unless otherwise a Regular Member. Unless as a Regular Member, or by proxy, or as otherwise provided in Article 4.4, each shall not vote at any General

Meeting of the Association, and each shall be exempt from paying the Associate Member fee.

Article 6 Meetings of the Members

- 6.1 There shall be such General Meetings of the Association as are required; one of which shall be the Annual General Meeting. The Annual General Meeting shall be held in every year at such place as determined by the Executive Committee. The members shall be notified at least ninety (90) days in advance of the date and place of any meeting.
- 6.2 Meetings may be held by telephonic or video conference call, upon decision of the Executive Committee.
- 6.3 Representation on behalf of not less than one-third (1/3) of all Regular Members shall constitute a quorum for any General Meeting.
- 6.4 Any proposal or matter to be included in the agenda for a General Meeting shall be submitted to the Secretary at least forty-five (45) days prior to the date fixed for such meeting.
- 6.5 One-third (1/3) of the Regular Members may at any time lodge a written notice with the Secretary requiring a General Meeting on any specified matter, in which case the President shall cause such a meeting to be held within ninety (90) days.
- 6.6 In extraordinary circumstances the Executive Committee may convene a Special Meeting of the Association upon fifteen (15) days notice to Regular Members.

Article 7 International Twelve Metre Yachts

- 7.1 For the purpose of these By-Laws and Regulations, an International Twelve Metre yacht is defined as any yacht fully constructed, built and surveyed under a version of the International Yacht Racing Union Rules of the International Classes for Twelve Metre yachts from 1906 through 1987, as these Rules may have existed at the time the yacht was built.
- 7.2 Any yacht fully constructed and built after 1987 shall be a 12M yacht if it has been issued a valid Certificate under the Class Rule in effect at the time of its first measurement. Although survey may not be required, such yachts shall meet the scantling requirements for yachts classed under Article 7.1.

7.3 In order to preserve the historical nature of each 12M yacht and the Class, Appendix H of the Racing Rules of Sailing is altered to permit and encourage each yacht to use the Class Insignia over the original or subsequent national letters and 12 Metre sail number issued to the yacht at any time when that yacht held a valid Twelve Metre Certificate of Measurement. Under the IYRU “old system” of one or two national letters, these designations are as follows:

Argentina	A	Holland	H
Australia	KA	Italy	I
Belgium	B	Japan	J
Bermuda	KB	New Zealand	KZ
Canada	KC	Norway	N
Chile	X	Portugal	P
Denmark	D	Spain	E
Finland	L	Sweden	S
France	F	Switzerland	Z
Germany	G	United States	US
Great Britain	K		

Further, yachts built before the adoption of national sail letters (c. 1925) by IYRU, are encouraged to use the letter “E” which designated yachts of the International 12 Metre Class.

7.4 The Class Registrar shall maintain a list of the original and subsequent names of all 12M yachts built, and the original and subsequent National Authority 12M sail numbers issued for that yacht from time to time. Owners are asked to assist the Registrar by providing information.

7.5 The determination of the Executive Committee, in consultation with the Class Registrar and Technical Director, shall be final as to determining the yachts that are eligible to be considered as 12M yachts.

7.6 In consultation with ISAF and the yacht’s National Authority, the Association shall issue and allocate all new sail numbers for 12M yachts. Sail numbers shall be issued sequentially by country. The Association may charge an administrative fee for a new sail number to be issued.

Article 8 The Class Rating Rule

8.1 The current edition of the Class Rule is the International Twelve Metre Class Rule, dated 1 January 2001, and it is hereby incorporated into these By-

Laws and Regulations with its Interpretations issued by the Technical Director.

- 8.2 The IYRU has adopted several versions of the International Twelve Metre Class Rule since the inception of the Class in 1906. Some yachts built to versions of this Rule, as it existed from time to time, have been ineligible for rating under later versions of the Rule, or have been modified so that they became ineligible.

In order to encourage participation of 12M yachts that are no longer measured to the Class Rule, the Association has adopted an Appendix to the Class Rule to permit participation in racing of yachts that are no longer in full compliance with the Class Rule. For this purpose, there shall be two types of Measurement Certificate as provided in Article 9.

- 8.3 The Technical Committee, if appointed, shall prepare a report on any Class Rule matter referred to it, and recommend approval or rejection of any proposed amendment to the Class Rule. It may also submit its own recommendations on the same subject.
- 8.4 Any proposed amendment of the Class Rule shall be submitted to the Secretary, who shall properly disseminate this information.
- 8.5 If a proposed amendment to the Class Rule is approved, the Secretary shall submit it to ISAF for consideration, if required.
- 8.6 If a Class Rule proposal is to be put to and considered by ISAF, the Association Secretary must receive it at least two (2) months prior to the ISAF deadline for submissions.

Article 9 Certificates of Measurement

- 9.1 A Certificate of Measurement shall be issued only to a yacht that has been measured to the Class Rules by a Measurer certified by the Association.
- 9.2 Certificates of Measurement shall be of two (2) types:
- 9.2.1 **Class Rule Certificate.** – This Certificate shall be issued in accordance with the Class Rule.
- 9.2.2 **Appendix Certificate.** – The Appendix Certificate shall be issued in accordance the Class Rule and “Age Allowance” Appendix for older yachts.

- 9.3 A Certificate is valid from the date of issue when it has been signed by the Measurer and yacht Owner(s), and countersigned by the Technical Director, and shall remain valid for two years or until the yacht has been changed or sold, whichever occurs sooner.
- 9.4 The Owner(s) shall inform the Technical Director and Secretary when a change is made which invalidates the Certificate of the yacht, or when the yacht is sold.

Article 10 Regattas & Racing Rules

- 10.1 The Association shall organize or shall sanction such championship regattas as are desired to be held in each year, one of which may be designated as the 12 Metre Class World Championship, and others such as Regional Championships. Whenever possible, the venue of the World Championship shall alternate between the geographic regions for which there is a Vice-President.
- 10.2 Unless otherwise approved by the Executive Committee, the championship regattas shall be conducted as follows:
- 10.2.1 Consist of not less than five scheduled races. Four completed races shall constitute the championship. If five or more races are completed, one race shall be discarded.
- 10.2.2 Courses shall be between nine (9) and eighteen (18) nautical miles in length, of the windward-leeward type, and not less than four (4) legs nor more than six (6) legs.
- 10.2.3 Yachts participating in a championship shall not be hauled except as authorized by the Jury to effect repairs.
- 10.3 World and Regional Championships
- 10.3.1 The World Championship regatta shall be held under the ISAF Racing Rules of Sailing ("RRS"), the Equipment Rules of Sailing ("ERS"), the Class Rules, and these By-Laws and Regulations. In the event of conflict, the Class Rules shall take precedence. Where appropriate, other regattas shall be held under the same rules with the prescriptions of the Member National Authority of the organizing authority.
- 10.3.2 Yacht competing for the World or Regional Championships shall be Regular Members of the Association, and shall have Class Rule Certificates of

Measurement. Yachts with “Age Allowance” Appendix Certificates shall not be eligible for the World or Regional Championships.

10.3.3 The Twelve Metre Class World Championship Trophies are:

The Yacht Club Costa Smeralda presents the AZZURRA Trophy to the yacht club represented by the yacht winning the World Championship.

The Association presents the Chandler Hovey Trophy to the Owner(s) of the yacht winning the World Championship.

10.4 The Association prescribes that all regattas may be conducted with the following modifications to the RRS (2001-2004 edition):

10.4.1 Appendix 1, - Regulation 20. The Association adopts Category C restricted as follows: Advertising is permitted only on the spinnaker and on both sides of the boom at the discretion of the Owner.

10.4.2 Appendix G. In accordance with RRS Appendix G5, Appendices G1.1, G1.2, and G 1.3 are amended as provided in Article 7.3 of these By-Laws and Regulations and Rule 32.7 of the Class Rule.

10.4.3 Appendix 2 - Regulation 19. All competitors in a regatta organized and/or sanctioned by the Association shall meet the eligibility requirements of Appendix 2.

10.5 All yachts participating in an Association organized regatta, for which the Association is the Organizing Authority, shall indemnify the Association by carrying liability insurance in an amount to be determined by the Executive Committee. Other Organizing Authorities may require similar insurance as a condition of participation.

10.6 The Association recognizes three types of 12M yacht by hull type and has established the following divisions:

<u>Period</u>	<u>Hull Type</u>	<u>Division</u>	<u>Remarks</u>
A.	Wing-Keel	Grand Prix	Sloops built 1983 and after with wing keels and yachts modified to that configuration).

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| B. | Skeg-Rudder | Modern | Sloops built between 1967 and 1983 with skeg/rudder and. yachts modified to that configuration). |
| C. | Keel Hung Rudder | Classic | |
| C1. | Subdivision | Traditional | Sloops built 1967 and before with keel hung rudders. |
| C2. | Subdivision | Vintage | Bermuda-rigged cutters and sloops built before 1950, fitted with wooden spars unless originally fitted with aluminum. |
| C3. | Subdivision | Antique | Gaff-headed cutters built pre-1924. |

Organizing Authorities are encouraged to use the above Hull Types and Divisions, but the Association recognizes that these Divisions may need to be combined or modified depending on the number of entries for any event. Furthermore, the Association recognizes that yachts built in a year covered by one Division may have been altered or modified to another Division. In such cases the Association recommends that yachts should be assigned to a Division that fits their most recent configuration.

Owners of yachts in Period B, C1, C2, and C3 are encouraged to use the standards of the Comité International de la Méditerranée (“C.I.M.”) as a guide for the restoration and authenticity of their yachts.

Article 11 Administration

- 11.1 The annual fees and other income of the Association will be utilized for the expenses of the Association.
- 11.2 The original and valid wording of these By-Laws, Regulations and the Class Rule shall be English.
- 11.3 These By-Laws may be amended only by at least a two-thirds (2/3) majority voting at a General Meeting.
- 11.4 The Association may list yachts and equipment for sale or wanted for purchase, but shall not act as an agent or broker in the sale of any 12 Metre yachts or equipment.

- 11.5 The names, addresses, and telephone numbers of Association members are for the use of the Association only, and shall not be given or sold to any other party without the consent of the Executive Committee.
- 11.6 In the event of dissolution of the Association any funds remaining after payment of expenses shall be paid over to the for the specific purpose of providing endowment to the World Youth Sailing Trust.

Article 12 Fees

- 12.1 Membership - The annual Membership Fee for Regular or Associate members shall be US\$ 150.00 payable on a calendar year basis.
- 12.2 Measurement - The Certificate of Measurement Fee shall be US\$ 100.00 payable to the Technical Director upon issue or revalidation of a Certificate of Measurement. Expenses of obtaining measurement shall be the sole responsibility of the Owner(s).
- 12.3 Sail Number – The Sail Number Fee shall be \$ 50.00 and may be charged for issue of a new sail number.
- 12.4 Subject to approval by the Executive Committee, the Treasurer shall waive the membership fee for yachts which are owned by *bona-fide* not-for-profit, tax-exempt organizations in the public interest, e.g. museums, schools, etc. At the discretion of the Executive Committee, the membership fee may be waived in other circumstances.

END

Current Officers – 2000 - 2001

Honorary Officers

Honorary Chairman	HSH The Aga Khan
Honorary Vice-Chairman	Gianfranco Alberini
Honorary Vice-Chairman	Henry H. Anderson
Honorary Vice-Chairman	Sir James Hardy

Officers

President	Wm. H. Dyer Jones
Vice-President - Americas	Bob Tiedemann (<i>elected</i>)
Vice-President – Europe (North)	Don Wood (<i>appointed pro tem</i>)
Vice-President – Europe (South)	Luigi Lang (<i>appointed pro-tem</i>)
Vice-President – Pacific	Michael Smith (<i>appointed pro-tem</i>)
Secretary	Harry Graves
Treasurer	A.R.G. Wallace, MD

Appointments

Technical Committee	Ken McAlpine, Technical Director & Chairman David R. Pedrick Nicola Sironi
Certified Measurers	Ken Kershaw (GBR) Ken McAlpine (AUS) Lester E. Nicholson (USA) Nicola Sironi (ITA) Andrew Williams (USA)