

INDEX

PART I – ADMINISTRATION

Section A – General

A.1 Title of Association	1
A.2 Objectives	1
A.3 Language	1
A.4 Abbreviations	2
A.5 Disclaimer	2
A.6 Meetings	2
A.7 Membership & Voting	2
A.8 Class Roles.....	3
A.9 Protection of the “Spirit of the Fast40+ Class”.....	3
A.10 Secretariat.....	3
A.11 Association Fees.....	3
A.12 Racing.....	4
A.13 Amendments to Constitution...4	
A.14 Class Rules Interpretation.....4	
A.15 Class Rules Dispensation.....4	
A.16 Certification.....4	

PART I – ADMINISTRATION

Section A – Constitution

A.1 TITLE OF ASSOCIATION

A.1.1 The title of the Association shall be “The Fast40+ Class Association”

A.2 OBJECTIVES

A.2.1 To promote, protect and develop the interests of Fast 40+ Class Yachts

A.2.2 To organise Fast 40+ events and represent the Class at open regattas.

A.2.3 To create the Fast 40+ Class Rules of Measurement.

A.2.4 To create and manage a Fast 40+ Class rating system.

A.2.5 To create a central source for exchange of information and a private forum

for debate between Fast 40+ yachts.

A.2.6 To provide a central contact point for press and publicity.

A.3 LANGUAGE

A.3.1 The official language of the Fast 40+ Class is English and in case of dispute over translation

the English text shall prevail, all communications and meetings shall be in that language. For the purpose of statutory or legal requirements the 40+CA



should be considered to be based in the United Kingdom until such time that the association is moved.

A.3.2 The word “shall” is mandatory and the word “may” is permissive.

A.3.3 Except where used in headings, when a term is printed in “**bold**” the definition in the ERS applies and when a term is printed in “*italics*” the definition in the RRS applies.

A.4 ABBREVIATIONS

A.4.1 40+CA Class Association

ERS Equipment Rules of Sailing

RRS Racing Rules of Sailing

OSR World Sailing Offshore Special Regulations

IRC IRC rules

A.5 DISCLAIMER

A.5.1 The Class 40+ Association shall be under no liability whatsoever for any loss, damage, or expense of whatever nature, whether direct or indirect, (including but not limited to loss of profit) howsoever arising in the course of performance of the services provided under their Rules, UNLESS same is provided to have resulted solely from the wilful default of the Class 40+ Class Association or their employees or agents, or sub-contractors employed by them in connection with the services provided in which case the 40+ class association’s liability for each incident or series of incidents giving rise to a claim or claims shall never exceed a total of (10) times the annual fee paid by any one member or Euro 10,000 whichever is the smaller sum.

A.6 MEETINGS

A.6.1 The Association shall meet a minimum of once per annum (Annual Meeting), normally at a Fast 40+ event, plus other times as requested and agreed by a majority of the Voting Members.

A.7 MEMBERSHIP & VOTING

A.7.1 The Association is founded by the Owners of the existing Fast 40+ Class Yachts.. Each Member shall have one vote. Potential owners of new yachts, which conform to the Fast 40+ Class Rules, shall be invited to join the Association and voting rights will commence at the launch of the new Fast 40+ Class Yacht.

Each yacht will be represented at meetings by the Owner, Captain or designated replacement. In the Owner’s absence a written proxy will be accepted. Voting will be by a show of hands and decisions shall be by majority vote. In case of an equal vote, the rule will remain unchanged.

A7.2 The Class shall propose a Chairman and 2 owners to form a steering group for the class to be elected at the AGM



A 8 Class roles to be agreed at the AGM

8.1 FAST40+ Class Chairman

UK Class Chairman shall be elected annually and work in conjunction with the Race Director, Class Measurer & Owners Committee. Roles will include:

Financial Management
Class Rules
Class Management & Calendar
Voting & AGM

Along with the steering group the Chairman shall appoint and be accountable for.

8.2 FAST40+ Race Director

Race Management
Race Communications
Calendar Management
Notice of Race & Sailing Instructions
Event Entry
Class Rules

8.3 FAST40+ Class Measurer

Class Rules
Boat & Sail Measurement – To approve measurements & to manage Equipment
Inspections at events
RORC Rating Office Liaison

8.4 Fast 40+ Media Manager

Sponsorship Procurement
Communications
Class Marketing

A.9 PROTECTION OF THE “SPIRIT OF THE Fast 40+ CLASS”

A9.1 The "Spirit of the Fast 40+ Class" means the highest standards of honesty, fair play and competition by Owners, their representatives and crews, together with compliance with the letter as well as the overall intention of the rules pertaining to the Fast 40+ Class. Owners will not seek to circumvent Class rules by technical or literal interpretation, or by the exploitation of perceived loopholes to gain advantage, where such interpretation would defy the general intention of those rules, nor will they knowingly allow others to do so on their behalf.

The Spirit of the Fast 40+ class includes promoting the growth, success and longevity of the Class overall.

Where the overall intention of rules is subject to debate or is unclear, clarification may be given by the [Class President / Class Steering Committee], whose written clarification shall be subject to appeal to the Class as a whole and a decision of the Majority Owners.



A.10 SECRETARIAT

A.10.1 The Association will establish a Secretariat, who will attend all meetings, manage the affairs and accounts of the Class, report to all yachts impartially with regular news, and information which affects the Class.

A.11 ASSOCIATION FEES

A.11.1 An annual fee to administer Association Business will be paid by all Class (Full & Single Event) Members, direct into the Association Bank Account. These fees will be agreed at the Class AGM.

A.12 RACING

A.12.1 All events shall be conducted according to the current Racing Rules of sailing (RRS) except where otherwise stated in the Fast 40+ Class Rules.

A.13 AMENDMENTS TO CONSTITUTION

A.13.1 Any amendment to this constitution requires an Extraordinary General Meeting, and agreement of no less than 75% of the members.

A.14 CLASS RULES INTERPRETATION

A.14.1 Interpretation or any discrepancy in the application of these **class rules** shall be referred to the measurer and steering group for clarification.

A.14.2 A yacht exploring loopholes in the Rules should ask for a pre-ruling from the Steering group and measurer.

A.15 CLASS RULES DISPENSATION

A.15.1 Any request for dispensation shall be presented to the Fast 40+ Association who will present proposed criteria and shall consult all full members of the class and seek a unanimous approval.

A.16 CERTIFICATION

A.16.1 An IRC **certificate** shall record the yachts rating and other relevant information. A boat shall hold a valid endorsed certificate 1 week prior to a Fast 40+ Class event. A certificate may only be amended within the 1 week period at the discretion of the Fast 40+ Measurer and steering group in exceptional circumstances or following pre-event inspections.