



Received: 03/01/22

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Summary: Constitution

Affects:

<input checked="" type="checkbox"/> Constitution	<input type="checkbox"/> By Laws	<input type="checkbox"/> Class Rules
<input type="checkbox"/> Deed of Gift	<input type="checkbox"/> Rules of Conduct	<input type="checkbox"/> NoR or SI Template
<input type="checkbox"/> Other		

Objective: Update Class documents and add sanctions regarding unsportmanship conduct.

General proposal:

To update the Constitution to force changes made due to the Covid Situation and to add some regulations needed to give the Board the power and legality to manage unexpected future extreme circumstances.

To clarify some Sections

To update some parts to what we are doing the past years or will do the next ones (webpage update, virtual meetings, Technical or Rules Committee)

General reasons:

With the COVID pandemic many changes were taken in disregard of the Constitution. This changes were not taken lightly by the Board, but in the worse of circumstances, being the Snipe Class the first one that suspended the entire 2020 events agenda. This circumstance forced elections of officers and meetings to take place in circumstances not described or included in the present Constitution.

We need to adapt some parts, add flexibility in others and to add some things in order to give the Board tools to legally manage the Class in the case of future extreme circumstances.

Also, some sections need an update or clarification, or removal of duplication.

Proposal

Section 18. New fleets

Once a Fleet is chartered ...



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Reasons:

The section has no name

22.1 Commodore: Duties of the Commodore include: ~~bi-annually~~ appointing a Nominating Committee, a chairman of the ...

Reasons:

There is no need to be bi-annually forced. In extreme circumstances this might change (as it did). Check 23.6 proposed below.

Proposal

23.1 Voting Members: The Association shall be governed in all matters except as provided herein by a Board of Governors comprised of the Commodore, Vice Commodore, Chairman of the ~~International Rules~~ **Technical** Committee, the General Secretary for Europe and the General Secretary for the Western ...

Reasons:

The Committee that is overseeing all our rules is the Technical Committee, not the Rules Committee. And there is no Section that describes how the "International Rules Committee" or "Rules Committee" must be appointed or their duties.

Proposal

Section 23.3 Board Meetings: ~~Bi-annual meetings~~ **A meeting** shall be held in conjunction with the absolute World Championship ~~to facilitate attendance~~. A quorum shall be an absolute majority of the voting Board of Governors in attendance. The Commodore, ~~or~~ when petitioned by an absolute majority of the members of the Board of Governors, shall call an official meeting of the Board of Governors. The Commodore shall choose a time and place for the meetings, ~~which~~ **and in case of a face-to-face meeting** shall be held within three months if petitioned, and the Executive Director shall ...

Reasons:

No need to restrict to bi-annual status.

The reason ("to facilitate attendance" is of no importance and it comes from an old version where NS would only meet at the Worlds)

The Commodore is calling meetings, and not requests by majority of the Board. We should have both methods.



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The meeting must be called 3 months in advance only in case of a face to face meeting. If not, all meetings must be called this way.

Proposal

Section 23.6 Extraordinary circumstances

The Board of Governors, only by absolute majority of vote, and only under extraordinary circumstances, or in cases of force majeure or when a problem has been detected in the rules that affects the class immediately and there is no possibility of being solved according to what is established in **Section 28**, has the right to take whatever action it deems necessary for the correct administration of the class.

Reasons:

We need some paragraph that covers situations like the one we had in 2020/21

Proposal

Section 24. General Secretaries

The General Secretaries designated in Section 23 shall be elected ~~every two years~~, to take office ~~on even-numbered years~~ at a meeting of National Secretaries at the European or Western Hemisphere & Orient Championship regattas. The chairman ...for the next two years. **Under the circumstances described at 23.6 this meeting may be held through tele-conferencing or video conferencing.**

Reasons:

No need to restrict to bi-annual status or even or odd numbered years. Their term is clear in another part of the Constitution.

We need some sentence that covers situations like the one we had in 2020/21

Proposal

Section 25. Election of Officers

The Board of Governors shall have the sole power to nominate and elect the Officers of the Association for the ensuing term, such election to take place as soon as feasible after the general meeting held at the **SCIRA Senior World Championship races**. **Under the circumstances described at 23.6 this meeting may be held through tele conferencing or video conferencing.**

Reasons:

Is only at senior Worlds. Not other Worlds (we have 4...)

No need for the word "races"



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We need some sentence that covers situations like the one we had in 2020/21

Proposal

27.2 Suspension: A member may be suspended by the voting member of the Board of Governors for gross violation of the rules or for unsportsmanlike conduct, or, after due warning, for willful and persistent disregard of rulings. ~~The duration of a suspension is fixed by the Board of Governors, but may not exceed Board's own term of office unless the suspension is extended by the succeeding Board of Governors.~~ Notwithstanding the foregoing, a suspension may be terminated by majority vote at an ~~annual~~ **any Board** meeting.

Members penalized by an International Jury (IJ) under RRS 2 at a SCIRA event will have an immediate suspension of their eligibility for 6 months. This original period may be extended by the Board of Governors.

Reasons:

No need to limit the suspension duration. The Board is wise enough to analyze the case and give a proper suspension.

No need to wait for "annual" meeting, any meeting is good for voting.

If a sailor was penalized by a IJ (not appeal possible) under RRS 2 of WS RRS, it means that it was proven that "A boat and her owner shall compete in compliance with recognized principles of sportsmanship and fair play. **A boat may be penalized under this rule only if it is clearly established that these principles have been violated.** The penalty shall be either disqualification or disqualification that is not excludable."

We need additional Class sanction that discourage this kind of behavior.

Proposal

27.3 Expulsion: A member may be expelled only by 5/7 vote at an ~~annual~~ **any** Board meeting.

Reasons:

No need to wait for "annual" meeting, any meeting is good for voting.

Proposal

Section 28. Technical Committee

The Board of Governors shall appoint a Technical Committee consisting of the Chairman of the ~~International Rules~~ **Technical** Committee, Vice Chairman, Chief Measurer, 4 ~~Rules~~ **Technical** Committee members and the Chief Information Officer. The four appointed members and the CIO shall not be elected members of the Board of Governors. The ~~Rules-Technical~~ Committee in accordance with World Sailing Regulations shall maintain, study and make recommendations on all Class Rules

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restrictions, including but not restricted to ~~and Rules of Conduct, Deed of gifts, Constitution and By laws restrictions.~~ This Committee, in accordance with World Sailing Regulations, shall have power to clarify any ~~rule Class Rules or Rules of Conduct~~ whenever its meaning is deemed not clear or unfair. If necessary, such clarifications may be submitted as rules amendments to World Sailing after approval of the Board of Governors.

Proposed Class Rules changes shall be submitted by March 1 and circulated to all members of the International Rules Committee for comments and recommendations as well as publication of the proposal ~~via the Snipe Bulletin, posting on the~~ **SCIRA / Snipe Today** website and via email to all National Secretaries with discussion held from March to June. The ~~Rules~~ **Technical** Committee will then discuss, vote and make recommendations to the Board for consideration of a vote by the Board of Governors July 1-10. Measurement...

Whenever a "circular Letter" from the ~~International Rules~~ Technical Committee over the signature of the Chairman ~~appears in the Snipe Bulletin or is posted on the~~ **SCIRA / Snipe Today** website ~~Snipe web page~~ the corrections, interpretations or simplifications appearing therein shall become a part of the current Official Rulebook. Such corrections, interpretations or simplifications will also be posted on the ~~Snipe~~ **SCIRA / Snipe Today** web site, Rules section.

Reasons:

There is no description of the "International Rules Committee" or the "Rules Committee". In past years, all the work regarding our rules was made by the Technical Committee.

No need to limit the documents under TC supervision to Class Rules and Rules of Conduct. Is the duty of the TC also to look over all the Documents of the Class.

Changes taking out "snipe website" and replacing by "SCIRA / Snipe Today website"

Proposal

Section 29. Chief Measurer

The Board of Governors shall appoint a Chief Measurer. He shall serve a four years term with re-election possible after the first term. He shall be responsible for managing the Class Measurers worldwide. He shall be a member of the ~~Rules~~ **Technical** Committee and shall advise that Committee on Measuring Rules problems. The Chief Measurer shall supervise all certified measurers, grant or reject measurement certificates, and answer questions on measurement rules in coordination with the Chairman of the ~~Rules~~ **Technical** Committee. Subject to the approval of the Technical Committee, he shall establish and maintain measurement standards, forms and techniques. He ~~shall maintain liaison with the Technical Committee, and~~ may recommend to the Board changes in plans and specifications.

Reasons:



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At Section 28 (Technical Committee), is specified that the Chief Measurer must be a member of the TC, but here in Section 29 he is required to be member of the "rules Committee"

Proposal

29.1 Chief Information Officer: ~~The Chief Information Officer shall be a member of the Technical Committee and of the Rules Committee.~~ Duties include maintaining web ...

Reasons:

In Section 28 the CIO must be a member of the TC. No need to repeat here. Also, this is the only place in our Constitution where both TC and RC are mentioned. Not clear what the RC is or how is different from the TC.

Proposal

Section 32. National Secretaries

... through the National Secretary. The National Secretary shall not have powers to interpret the restrictions of the Class, such work to be entirely done by the ~~International Rules~~ **Technical** Committee, but it shall be the duty of the National secretary to submit such problems to the ~~Rules~~ **Technical** Committee for settlement. However, the National Secretary do...

Reasons:

Change of words Rules - Technical Committee.