

CONSTITUTION and RULES

The Loch Tay Association

Name

1. The name of the Association shall be "The Loch Tay Association" (hereinafter called "the Association").

Aims

2. The aims of "the Association" shall be:

- 2.1 To act as the representative body of all persons, commercial enterprises, and organisations, who have an interest in the management and uses of Loch Tay and the land in its vicinity.
- 2.2 Subject to the rights of riparian owners and owners of salmon fishing rights, to encourage the laying down of a policy for the control and regulation of the various uses of the waters of the Loch for the enjoyment, convenience, and safety of all users, with the minimum disturbance to those people residing beside the Loch, to the amenity of the area, and to bird, fish and plant life, when practical in co-operation with the local authorities.
- 2.3 To seek the formulations of rules of conduct covering the uses of the Loch and to encourage their enforcement.
- 2.4 To raise funds for the pursuance of these aims by subscription, grants, loans and such other means as may be expedient.
- 2.5 To co-operate with other organisations and bodies in the pursuance of these aims.

Membership

3. Membership of "the Association" is open to the following on payment of the appropriate subscription as laid down under Rule 7:- (Note: Anyone who falls into two or more of the following classes shall join under the one to which the higher rate of subscription applies).

- a) All riparian owners other than those who come into the categories described in 3.b-f following, on Loch Tay and on the River for 200 metres downstream from the Bridge at Kenmore, and upstream on the Rivers Dochart and Lochay as far as Kinnell House and Dochart House and the Bridge of Lochay Hotel.
 - b) All owners of salmon fishing rights on the Loch.
 - c) Individuals, partnerships or Companies, who are legally entitled to use the Loch for commercial purposes.
 - d) Individuals or Clubs, who have been granted the right to use the Loch by an owner as defined in Rule 3.a, 3.b or 3.c for a period of not less than one year.
 - e) Education or Youth Organisations which have centres in the vicinity of Loch Tay, and whose activities involve the use of the Loch
 - f) Such Bodies, Organisations, Companies or individuals who reside or are based within the watersheds to the north and south of Loch Tay or in the vicinity of Killin and Kenmore, who are affected by the management and use of the Loch.
- 3.2 An individual or corporate body applying for membership shall submit an application form signed by or on behalf of the applicant and (in the case of an applicant nominated by an unincorporated body) signed on behalf of the nominating body. The committee shall be entitled, at its discretion, to refuse to admit an applicant to membership. If the decision of the committee is to admit the individual or body to membership, the appropriate entry will be made in the register of members immediately following the committee meeting at which that decision was made and the applicant will then become a member of the Association.
- 3.3 The committee shall have the right for good and sufficient reason to terminate the membership of any individual or organisation provided that the individual member concerned or an individual representing such organisation (as the case may be) shall

have the right to be heard by the committee before a final decision is made.

4. Individuals who are members of "the Association" under Rules 3.a, 3.b, 3.c, 3.d and 3.f are entitled to attend and vote at all general meetings of "the Association".

Partnerships, Companies and Organisations who are members under Rule 3.c or 3.e are entitled to appoint one representative to attend and vote at all general meetings: those who are members under Rule 3.f are entitled to appoint one such representative: Clubs who are members under Rule 3.d or 3.e are entitled to appoint one such representative for every twenty paid-up members of their Club.

5. The Councillors within the area of "the Association" may be invited by the Committee to be members of "the Association" ex-officio, and if invited shall be entitled to vote at all general meetings of "the Association".

6. All representatives described in Rule 4 shall provide proper written authorisation to the Secretary before they can attend any meetings of "the Association".

Subscriptions

7. The rates of subscriptions for the various classes of membership as described in Rule 3 shall be reviewed annually by the Committee in the light of their proposed budget for the following year. Their recommendations shall be submitted to the Annual General Meeting, which meeting shall approve the budget proposals and decide the rates of subscription which will apply for the year following.

8. The subscriptions laid down under Rule 7 will be payable at the time of joining "the Association" and thereafter on receipt of a written demand following each Annual General Meeting

9. Any member whose subscription remains unpaid for longer than 8 weeks after the posting of the written demand required under Rule 8, shall cease to be entitled to attend or be represented at any meeting of "the Association" or its Committees, or to receive any grants or other financial assistance from "the Association" until the subscription is paid. Should the subscription remain outstanding at the end of "the Association's" financial year the member will be struck off the list of members, and may only be reinstated after payment of all arrears due.

Management

210. The Management of "the Association" shall be by a Committee consisting of not more than 15 and not less than 9 members of "the Association" elected at the first Annual General Meeting, thereafter at subsequent annual general meetings one third shall retire, and shall not be eligible for re-election for one year.

11. The Committee shall be empowered to fill vacancies on the Committee by co-option of another member of "the Association". Members thus co-opted shall be entitled to vote.

The Committee shall also be empowered if they consider it desirable to co-opt further members. All co-opted members shall retire at the next following Annual General Meeting, and should not be more than one third of the total committee.

12. It shall be the duty of the outgoing Chairman to arrange the time and place of the first meeting of the Committee not later than four weeks after the Annual General Meeting.

At this meeting the Committee shall elect from amongst their number, a Chairman and Vice-Chairman of "the Association" who will hold office until the conclusion of the next following Annual General Meeting. Should either for whatever reason demit office before the following Annual General meeting, the Committee shall elect one of their number to fill the vacancy.

13. At their first meeting following the Annual General Meeting the Committee shall appoint a Secretary and a Treasurer of "the Association". If desired the same person may be appointed to both posts. The Committee shall lay down the duties to be performed by the holders of both posts. It is open to the Committee to appoint Members of the Committee, Association Members, or outside persons to these posts.

The appointments may be on an honorary basis, a part-time or full-time paid basis. In the event of an outside person being employed part-time or full-time to perform the duties of either of these posts, the Committee shall lay down the terms of employment of such a person. These terms may include a period of service longer than one year.

Powers and Duties of the Committee

14. Except in so far as restricted in these rules or by resolutions passed at General Meetings of "the Association" the Committee shall be empowered to act on behalf of "the Association". They shall have delegated powers including the following:-

14.1 The employment and dismissal of staff.

14.2 The acquisition and disposal of property.

14.3 The delegation of powers to, and setting up of, such sub-committees as they consider appropriate.

14.4 Staffing, accommodation, and other administrative arrangements as may be necessary.

14.5 Obtaining legal and other professional advice.

14.6 Acting on behalf of "the Association" in its negotiations with other bodies.

14.7 "the Association's" financial and banking arrangements.

14.8 To borrow, raise or secure money.

15. It shall be the duty of the Committee to further the aims of "the Association", and to ensure it is properly administered. They shall:

315.1 Report all business conducted to the Annual General Meeting.

15.2 Ensure that a proper book-keeping system is maintained, and that the finances of "the Association" are properly controlled, and that a budget is prepared for the Annual General Meeting.

15.3 Submit the audited accounts and balance sheet for the preceding year timeously to the Annual General Meeting.

15.4 Meet regularly at such intervals as may be necessary to ensure the smooth running of "the Association", but not less than four times a year.

15.5 As far as is practical keep the Membership informed of events as they occur

General Meetings

16. The Annual General Meeting of "the Association" shall be held before the end of March each year at a place and date to be decided by the Committee to conduct the following business:-

16.1 To receive and adopt the report of the Committee for the year ending 31 December.

16.2 To receive and adopt the accounts and balance sheet for the year ending 31 December.

16.3 To approve the budget and fix the rates of subscription for the year following.

16.4 To elect the Committee according to Rule 10

16.5 To appoint the Auditor.

16.6 To transact any other competent business.

17. Written notice of the Annual General Meeting shall be given to all Members at least 14 days before the Meeting.

18. A special general meeting of "the Association" may be summoned at any time by the Chairman or any ten members acting together, who shall send a written request, stating the purpose of the meeting, to the Secretary of "the Association" who, in consultation with the Chairman, shall convene the meeting within 28 days of receiving the request.

19. Written notice of a special general meeting stating the business to be conducted shall be sent to all members not less than seven days before the meeting.

Quorums at Meetings

20. Quorums at meetings shall be as follows:-

20.1 At all general meetings of "the Association" not less than ten members entitled to vote.

20.2 At Committee meetings not less than five of the members entitled to vote.

21. If at any general or committee meeting a quorum is not present, those present shall decide the time and the place where the meeting is to be reconvened. Not less than three days notice shall be given for any reconvened meeting

Conduct of Meetings

22. At all meetings of the Committee, or Sub-Committees, or at general meetings of "the Association", the person occupying the chair shall have a casting as well as a deliberative vote.

23. The vote of the majority present, and entitled to vote according to these rules, shall determine any disputed question at all general, committee meetings.

24. At any meeting the ruling of the person occupying the chair shall be final in all matters of points of order or of the conduct of the meeting.

Winding Up

25. If in the opinion of the Committee pursuance of the aims of "the Association" is no longer appropriate or practical, and that therefore "the Association" should be dissolved, they shall call a special general meeting for the purpose of deciding the matter and for directing how the assets of "the Association" are to be disposed of.

26. If "the Association" ceases to operate for a continuous period of two years, or if due to the lack of a quorum at the special general meeting called under Rule 25 it is not possible to homologate the recommendation of the Committee, the assets of "the Association" shall be taken over by the Manager for the time being of the Branch of the Bank where "the Association" account is held, for disposal to the Community Councils in the area of "the Association", or their successors in Office, for the benefit of the Communities within the area of "the Association".

Alterations to the Constitution and Rules

27. Alterations to this Constitution and Rules may be made at an annual general meeting by majority of not less than two thirds of those present and qualified to vote. Notice of the proposed alteration(s) shall be given with the notice convening the meeting, and must be in the hands of the Secretary before the notices have been sent out.

3rd Amendment 03/06/08