

**CONSTITUTION
OF
THE BRITISH SHOW JUMPING ASSOCIATION (JERSEY)**

1. NAME

1.1 The name of the Society is the **British Show Jumping Association (Jersey)** (the "Jersey BSJA").

1.2 The Jersey BSJA is incorporated under the Laws of Jersey entitled "Lois (1862) sur les teneures en fidéicommiss et l'incorporation d'association, as amended".

2. OBJECTS

2.1 The objects of the Jersey BSJA are:

- (i) to improve and protect the standard of the show-jumping for horses in the Island of Jersey;
- (ii) to hold or assist in holding or encourage the holding of show-jumping competitions and shows and exhibitions in which show-jumping competitions are held;
- (iii) to establish and or adopt rules and conditions for show jumping;
- (iv) to arrange for registration of horses and to operate a system of grading so as to reflect a horse's ability in competition;
- (v) to keep a record of the results and the winning horses at show-jumping meetings;
- (vi) to provide a coaching structure and training programmes for members;
- (vii) to foster within the Island of Jersey the interests of the Jersey BSJA and to encourage all persons interested in show-jumping or connected with shows at which jumping competitions are held to become members of the Jersey BSJA;

(viii) to take care and safeguard all of the interests of members in connection with the Jersey BSJA within the Island of Jersey; and

(ix) to ensure the attendance of a member of the Committee at every show in the Island of Jersey at which jumping competitions are held.

2.2 For the purpose of carrying out the above objects the Jersey BSJA shall have the following powers:

(i) to accept by gift or legacy, purchase, take on lease or exchange, hire or otherwise acquire and hold any immovable or moveable property and any rights or privileges which may in any way further the attainment of the objects of the Jersey BSJA;

(ii) to sell, let, mortgage, dispose of or turn to account all or any of the property or assets of the Jersey BSJA as may be thought expedient with a view to the promotion of its objects;

(iii) to borrow or raise money for the purposes of the Jersey BSJA on such terms and on such security as may be thought fit;

(iv) to invest the moneys of the Jersey BSJA not immediately required for its purposes in or upon such investments, securities or property as may be thought fit, subject nevertheless to such conditions (if any) and such consents (if any) as may for the time being be imposed or required by law and subject also as hereinafter provided; and

(v) to do all such things as are incidental or necessary to the attainment of the above objects or any of them.

3. DEFINITIONS

3.1 "**Affiliated Association**" shall mean the BSJA or any branch thereunder including but not limited to the Scottish branch of the BSJA.

3.2 The "**BSJA**" shall mean the British Show Jumping Association (incorporated in England on 31 December 1925 with company number 210797)

3.3 The "**BSJA Regulations**" shall mean those regulations of a technical nature which shall be binding on the Members dealing with show jumping as set out in the Handbook and

or as repealed added amended or altered from time to time by the Committee (as defined in Clause 2.2), but nothing therein shall be inconsistent with anything contained in the Constitution.

- 3.4 The "**Committee**" shall mean that body of persons for the time being appointed in accordance with the Constitution or such number or such persons as under the Constitution are for the time being entitled to act for the Committee.
- 3.5 The "**Constitution**" means this Jersey BSJA constitution.
- 3.6 The "**Handbook**" shall mean the rules and year book as published from time to time by the BSJA.
- 3.7 The "**Law**" shall mean, unless the context otherwise insists, the Law of Jersey entitled "Loi (1862) sur les teneures en fidéicommiss et l'incorporation d'associations, as amended".
- 3.8 The "**Member**" shall mean such persons for the time being members of the Jersey BSJA.
- 3.9 "**Misconduct**" shall mean a breach by a Member of one or more of the following:
- (a) the Regulations;
 - (b) the BSJA Regulations;
 - (c) the rules or regulations of an Affiliated Association or of any other association where the Member may be competing or attending or of the order, requirement, direction or instruction of any committee member or official of an Affiliated Association or such other association acting reasonably.
- 3.10 The "**Officers**" shall mean the Jersey BSJA Officers (as defined in Clause 1) and the Honorary Jersey BSJA Officers (as defined in Clause 9.2).
- 3.11 The "**Regulations**" shall mean Regulations for the time being in force made by the Committee pursuant to clause 12.3.

- 3.12 Words importing a singular number only shall include the pleural and vice versa where the content so admits.
- 3.13 Words importing a masculine gender only shall include the feminine gender where the context so admits.
- 3.14 All references to horse or horses throughout this Constitution shall be deemed to include, where the context permits, pony or ponies.

4. MEMBERSHIP

- 4.1 Membership of the Jersey BSJA shall consist of those persons whose names have been enrolled as Members and have not subsequently been removed from the register of Members in accordance with Clause 5. The privileges of a Member shall not be transferable or transmissible and shall cease on his death.
- 4.2 The number of Members of the Jersey BSJA shall be unlimited.
- 4.3 There shall be such classes of Members as the Jersey BSJA at its Annual General Meeting shall decide. A register of Members containing the names of Members and the dates of their joining and annual renewals of membership and such other information as deemed appropriate from time to time shall be maintained by the Jersey BSJA and shall be open to inspection by any Member on reasonable notice.
- 4.4 The Jersey BSJA may invite distinguished persons to become Patrons or Vice-Patrons of the Jersey BSJA. The office of Patron or Vice-Patron shall not constitute the holder a Member of the Jersey BSJA unless the holder shall have signified his pleasure to become a Member.

5. REMOVAL OF MEMBERS

- 5.1 A Member shall cease to be a Member of the Jersey BSJA and his name shall be removed from the Register of Members accordingly:
- (i) if by notice in writing to the Jersey BSJA he resigns his membership;

- (ii) if his annual subscription remains unpaid by the 28th February next following the date when it became due and the Committee resolve that his membership be terminated; or
- (iii) if he be expelled from the Jersey BSJA for Misconduct or for conduct deemed by the Committee to be prejudicial to the interests of the Jersey BSJA.

6. GENERAL MEETINGS

- 6.1 The Jersey BSJA shall hold a general meeting as its annual general meeting once in every calendar year at such time and place as may be determined by the Committee and in no case shall more than 15 months elapse between the date of one annual general meeting and the date of the next.
- 6.2 The above mentioned general meeting shall be called the "Annual General Meeting". All other general meetings shall be called "Extraordinary General Meetings".
- 6.3 The Committee may whenever they think fit convene an Extraordinary General Meeting and Extraordinary General Meetings shall also be convened on a requisition made in writing and signed by twenty Members carrying the right to vote.

7. PROCEEDINGS AT GENERAL MEETINGS

- 7.1 Twenty-one days' notice at least in the case of an Annual General Meeting and in the case of any Extraordinary General Meetings fourteen days' notice at least (in either case exclusive of the day on which the notice is deemed to be served and the day for which notice is given) specifying the place the day and the hour of the meeting and the general nature of the business to be transacted shall be given in manner hereinafter mentioned or in such other manner (if any) as may be prescribed by the Committee but the non-receipt of the notice by any such persons shall not invalidate the proceedings at any general meeting. With the consent of all the Members for the time being entitled to be present and to vote at an annual general meeting such meeting may be convened on a shorter notice than twenty-one days and in the case of any other general meeting with the consent of a majority in number of the Members entitled to attend and vote.
- 7.2 Notice of every general meeting shall be given in accordance with the provisions of clause 7.1 hereof, but the accidental omission to give notice of a meeting to, or the non-

receipt of notice of a meeting by, any person entitled to receive notice shall not invalidate the proceedings at the meeting.

- 7.3 No business shall be transacted at any general meeting unless a quorum of Members is present at the time when the meeting proceeds to business. A quorum shall consist of twenty (20) Members.
- 7.4 If within half an hour from the time appointed for the meeting a quorum is not present the meeting shall stand adjourned to the place time and day in the next week to be appointed by the chairman or if no place time and day is so appointed to the same day in the next week at the same time and place and if at the adjourned meeting a quorum as above defined is not present within half an hour from the time appointed for the meeting twenty Members present shall constitute a quorum.
- 7.5 The chairman of the Jersey BSJA shall preside as chairman at every general meeting of the Jersey BSJA or if there is no such chairman present or if he shall not be present within fifteen minutes after the time appointed for the holding of the meeting or is unwilling to act one of the Vice Chairman present shall be chairman of the meeting.
- 7.6 The chairman may with the consent of any meeting at which a quorum is present adjourn the meeting from time to time and from place to place
- 7.7 At any general meeting a resolution put to the vote of the meeting shall be decided on a show of hands by the Members unless a poll is (before or on the declaration of the result of the show of hands) decided upon by the chairman or demanded by at least ten (10) Members having the right to vote on the question or by any Member or Members representing at least one-tenth of the total voting rights of all Members having a right to vote on the question and unless a poll is so demanded a declaration by the chairman that a resolution has on a show of hands been carried or carried unanimously or by a particular majority or lost and an entry to that effect in the minutes of the proceedings of the meeting shall be conclusive evidence of the fact without proof of the number or proportion of the votes recorded in favour of or against such resolution.
- 7.8 If a poll is duly demanded it shall be taken in such manner as the chairman directs and the result of the poll shall be deemed to be the resolution of the meeting at which the poll was demanded.
- 7.9 In the case of an equality of votes whether on a show of hands or on a poll the chairman of the meeting at which the show of hands takes place or at which the poll is demanded shall be entitled to a second or casting vote.

7.10 A poll demanded on the election of a chairman or on a question of adjournment shall be taken forthwith. A poll demanded on any other question shall be taken at such time as the chairman of the meeting directs.

7.11 A demand for a poll shall not prevent the continuance of a meeting for the transaction of any business other than the question on which a poll has been demanded.

8. VOTES OF MEMBERS

8.1 Each Member shall have one vote save in the case of those eligible for junior membership who shall have no vote. Voting by proxy is not permitted.

9. OFFICERS

9.1 There shall be the following officers of the Jersey BSJA (who shall be collectively known as the "**Jersey BSJA Officers**"):

- (i) a Chairman;
- (ii) a Vice-Chairman;
- (iii) a Treasurer;
- (iv) a Secretary; and
- (v) a Show Secretary.

9.2 There shall be the following officers of the Jersey BSJA (who shall be collectively known as the "**Honorary Jersey BSJA Officers**"):

- (i) an Honorary Measurer;
- (ii) an Honorary Medical Officer; and
- (iii) an Honorary Veterinary Surgeon.

10. APPOINTMENT OF OFFICERS

- 10.1 The Secretary and the Show Secretary shall be elected annually by the Committee.
- 10.2 All other Jersey BSJA Officers and Honorary Jersey BSJA Officers shall be elected by the Jersey BSJA at the Annual General Meeting annually with the exception of the Chairman and Vice-Chairman who shall be elected triennially.
- 10.3 In the case where a Jersey BSJA Officer or Honorary Jersey BSJA Officer retires, resigns or is removed from office during the term the Committee may by notice invite nominations for office and such vote shall be held at an Extraordinary General Meeting. In such case the Jersey BSJA Officer or Honorary Jersey BSJA Officer shall only hold office for the period remaining to the Jersey BSJA Officer or Honorary Jersey BSJA Officer who has retired, resigned or was removed and thereafter his post shall be subject to re-election.

11. RESIGNATION DISQUALIFICATION AND REMOVAL OF OFFICERS

- 11.1 A Jersey BSJA Officer or Honorary Jersey BSJA Officer shall cease to hold office if he:
- (i) resigns his office; or
 - (ii) is removed by ordinary resolution of the Jersey BSJA; or
 - (iii) pursuant to Disciplinary action; or
 - (iv) is not a Member.

12. MANAGEMENT OF THE JERSEY BSJA

- 12.1 The Committee shall consist of all the Jersey BSJA Officers together with up to six ordinary Members who shall be elected triennially at the Annual General Meeting of the Jersey BSJA.
- 12.2 The affairs of the Jersey BSJA shall be managed by an executive body (the "Committee") who may exercise all such powers as are necessary for the good management of the Jersey BSJA.
- 12.3 In exercising its powers pursuant to clause 12.2, the Committee may make Regulations binding upon the membership of Jersey BSJA, but nothing therein shall be inconsistent with anything contained in the Constitution. The power to make such Regulations includes a power to amend or repeal such Regulations.

12.4 The Jersey BSJA shall provide to the Members information relating to any changes made to the Regulations and this may be given in various forms e.g. via the Jersey BSJA website, by email, verbally or in writing.

12.5 The Committee shall have the power to appoint sub-committees for such purposes as required from time to time.

13. SEAL

13.1 The Jersey BSJA shall have a Seal. The Jersey BSJA's name shall be engraved in legible characters on the Seal. The Secretary shall provide for the safe custody of the Seal which shall only be used by the authority of the Jersey BSJA Officers or of a sub-committee of the Jersey BSJA Officers authorised by the Jersey BSJA Officers in that behalf and every instrument to which the Seal shall be affixed shall unless otherwise determined by resolution of the Jersey BSJA Officers be signed by the Chairman.

14. DISCIPLINARY PANEL

14.1 There shall at all times be a committee of Members responsible for dealing with Misconduct (the "Disciplinary Committee").

14.2 On receipt of a complaint the Chairman of the Disciplinary Committee shall appoint three (or more as deemed necessary by him) from the Disciplinary Committee to a panel (the "Disciplinary Panel") to determine the complaint.

14.3 The Disciplinary Panel shall have the power to either reprimand, suspend or expel a Member from the Jersey BSJA **PROVIDED THAT** the Member concerned shall have the right of appeal to the Committee against any such decision so long as written notice thereof giving brief reasons for such appeal is lodged with the Secretary within fourteen days of having been notified of such decision in writing. Such appeal shall be heard by at least five Committee Members. All Committee Members shall be notified of such appeals and may form the body for hearing the same except those who have sat on the Disciplinary Panel hearing the complaint against such Member. The Chairman or if he is not sitting on the Committee hearing an appeal then one of its Members chosen by them all shall act as Chairman of the body hearing the appeal.

- 14.4 Regulations pursuant to clause 12.3 governing disciplinary or complaint matters must be agreed by resolution at a General Meeting.
- 14.5 The Member in question and the complainant shall each be entitled to be legally represented at the hearing of the complaint both before the Disciplinary Panel and on appeal, to state his case and cross question witnesses appearing against him. Subject to such appeal the decision of the Disciplinary Panel, and on appeal that of the Committee, shall be final and binding upon the parties and the Jersey BSJA.
- 14.6 In the event of an equality of votes the Chairman of the Disciplinary Panel and of the Committee hearing an appeal shall have a casting vote.

15. PROCEEDINGS AT COMMITTEE MEETINGS

- 15.1 There shall be held Committee meetings at such time and place as may be determined by the Committee. At least seven days notice thereof shall be given in writing or by email to each Committee Member except in case of emergency.
- 15.2 Each Committee member must, save for extenuating circumstances approved by the Chairman, attend a minimum of 50% of all Committee meetings during a calendar year. Failure to do so will be taken as automatic resignation at the end of the calendar year.
- 15.3 The Chairman of the Jersey BSJA shall preside as chairman at every Committee meeting or if there is no such chairman present or if he shall not be present within fifteen minutes after the time appointed for the holding of the meeting or is unwilling to act one of the Jersey BSJA Officers present shall be chairman of the meeting.
- 15.4 All Committee members whether elected, co-opted or holding office in virtue of their being Jersey BSJA Officers shall be entitled to vote at all proceedings of the Committee.
- 15.5 Decisions of the Committee shall be decided by a simple majority of votes. In the case of an equality of votes whether on a show of hands or on a poll the chairman of the meeting at which the show of hands or poll takes place shall be entitled to a second or casting vote.
- 15.6 A quorum shall consist of five members of whom at least one shall be a Jersey BSJA Officer.

- 15.7 By rotation one third of the elected Committee members (or the number nearest to one third) shall retire from the Committee each year but will be eligible for re-election if nominated (for clarity this does not include Jersey BSJA Officers). The Members to retire shall be those who have been members of the Committee for the longest time since their last election. As between members with equal length of time on the Committee the decision as to which of them shall retire shall be arrived at by mutual agreement or failing that by lot.
- 15.8 The election of Committee member shall be at the Annual General Meeting and the convening notice shall name retiring Committee members and call for nominations to be duly proposed and seconded. Nominations and amendments must be submitted to the Secretary in writing not later than fourteen days before the advertised date of the Annual General Meeting.
- 15.9 The Committee shall have the power to fill casual vacancies among the elected members of the Committee (save for Jersey BSJA Officers), provided that the person or persons co-opted shall hold office until the expiration of the term of office of the person or persons whom he or they have replaced.

16. RECORDS OF THE JERSEY BSJA

- 16.1 The Secretary shall be responsible for the safekeeping and records of the Jersey BSJA including but not limited to all minutes of the Committee, sub-committee and general meetings.

17. SUB-COMMITTEE

- 17.1 Each sub-committee shall have a membership of at least five (5) members of which at least one member shall be a Committee member.
- 17.2 A quorum shall consist of three (3) members of whom at least one shall be a Committee member.
- 17.3 At sub-committee meetings the most senior Committee member present shall preside but in his absence (or where he has conflict acting) the sub-committee shall continue with the meeting by electing one of their own by simple majority to preside.

18. FINANCE

- 18.1 The financial year shall be from 1st October to 30 September.
- 18.2 The Treasurer shall cause proper accounts of the finances of the Jersey BSJA to be kept.
- 18.3 Once at least in each year the accounts shall be examined by an independent examiner who is a qualified accountant.
- 18.4 The statement of account so examined shall be submitted by the Treasurer to the Annual General Meeting for adoption.
- 18.5 All property or money received by or for the Jersey BSJA shall be applied for the objects of the Jersey BSJA and shall not be given or paid to any member or Jersey BSJA Officer except by way of payment for services actually rendered to the Jersey BSJA or for expenditure properly incurred or shortly to be incurred on its behalf.

19. ALTERATION OF THE CONSTITUTION AND DISSOLUTION

- 19.1 The Constitution may be altered at an Extraordinary General Meeting by a resolution passed by at least two thirds of those Members present and voting at such Extraordinary General Meeting.
- 19.2 No alteration to the Constitution shall be effective until approved by and registered in the Royal Court of Jersey in accordance with the Law.
- 19.3 The Association may be dissolved at an Extraordinary General Meeting by a resolution passed by at least two thirds of those Members present and voting at such Extraordinary General Meeting provided that they represent at least half of the Members entitled to vote at a general meeting of the Association, whether they are present or not at such Extraordinary General Meeting.
- 19.4 In the event that the Jersey BSJA is dissolved, all or any movable or immovable property owned by the Jersey BSJA, after satisfaction of all debts and liabilities, shall not be distributed by way of profit or dividend to its Members, but the resolution dissolving the Club may give instructions for the gift or transfer of such property to some other

organisation or organisations having objects similar to the objects of the Association and which shall prohibit the distribution of its or their income and property to its or their members, subject to the consent of the Royal Court pursuant to Article 10 of the Law.

20. THE BSJA REGULATIONS

- 20.1 The BSJA Regulations, provided always that they are consistent with the terms of the Constitution, shall apply to the Jersey BSJA as set out from time to time in the Handbook as set out under (1) General Regulations (except for those sections dealing with Organisation, Administration and Membership); (2) Jumping and Judging; (3) Rules for Special Competition; and (4) Qualifying Competitions; and such other regulations as the Committee may provide for under the provisions of Clause 20.2.
- 20.2 The Committee may repeal, add, alter or amend the BSJA Regulations from time-to-time the effect of which will override such corresponding regulation in the Handbook subject to approval thereof by the Members by way of a resolution at Extraordinary General Meeting passed by at least two thirds of those Members present and voting at such Extraordinary General Meeting. The Committee shall notify the Members in writing either by post or email of any repeal, alteration or amendment to the BSJA Regulations.
- 20.3 In such circumstances where the interpretation of any Regulation is required this shall be referred by any of the Members to the Committee whose decision shall be final and binding on the Jersey BSJA.

21. REPRESENTATION

- 21.1 The Chairman or the Vice-Chairman for the time being of the Jersey BSJA duly authorised by a resolution of the Committee shall represent the Jersey BSJA before the Royal Court of Jersey and before any tribunal whatsoever.
- 21.2 The Chairman or the Vice-Chairman for the time being of the Jersey BSJA shall represent the Jersey BSJA at any events or the like as required from time to time.

22. BINDING AUTHORITY

- 22.1 Every Member shall be bound by and submit to the Constitution, the BSJA Regulations and the Regulations in force from time to time.

23. INDEMNITY

- 23.1 Every present or former Officer agent servant and employee of the Jersey BSJA shall be indemnified by the Jersey BSJA against all costs charges losses liabilities damages and expenses which any such person may incur in the course of the discharge by him of his duties as an Officer agent servant or employee of the Jersey BSJA as the case may be or by reason of his being or having been an Officer and it shall be the duty of the Jersey BSJA out of its funds to pay such costs charges losses liabilities damages and expenses provided that this indemnity shall not be applicable in circumstances where any such person has incurred such costs charges losses liabilities damages and expenses through his own fraud wilful misconduct or gross negligence.
- 23.2 The Committee is empowered to arrange for the purchase and maintenance in the name and at the expense of the Jersey BSJA of insurance cover for the benefit of any present or former Officer and any agent servant or employee of the Jersey BSJA against any liability which is incurred by any such person in the course of the discharge by him of his duties or by reason of the fact that he is or was an Officer of the Jersey BSJA or an agent servant or employee of the Jersey BSJA.