

**RULES
OF THE ST. MORITZ TOBOGGANING CLUB**

1. Name

This club shall be called the St. Moritz Tobogganing Club.

2. Objects

The object of the Club shall be the conduct of races and practice on the Cresta Run and the encouragement of tobogganing generally.

3. Membership

Membership of the Club shall consist of the following:

- a. Active Members, which shall include
 - i. Full Members
 - ii. Life Members
 - iii. Honorary Full Members.
 - iv. Honorary Life Members
- b. Non-Active Life Members
- c.* Such other category or categories of non-voting temporary member as the Committee may from time to time decide. The rights, duties and subscriptions of each such category of temporary membership shall be as laid down by the Committee, and no such member shall have any right save as is expressly laid down by the Committee.

Membership shall be limited to such numbers, in total and in each category, as the Committee may from time to time decide.

4. Full Members

Full Members shall comprise such persons as having been proposed and seconded by an Active Member shall be elected at a Committee Meeting held after the end of the riding season. Application forms must be submitted to the Secretary before 1st March in that year. The entrance fee and annual subscription payable by Full Members shall be fixed by the Committee from time to time. The entrance fee and first annual subscription are payable on election. Subsequent annual subscriptions are payable on 1st October.

5. Life Members

- a. Active Life Members shall comprise such Full Members who, having applied to the Committee as in Rule 4, and save that the proposer and seconder must be Life Members, are elected as such.
- b. Non-Active Life Members shall comprise such persons who, having applied to the Committee as in Rule 4, are elected as such.
- c. Active and Non-Active Life Members shall pay on election such lump sum, in lieu of entrance fee and annual subscription, as the Committee may from time to time determine.

6. Honorary Members

- a. Honorary Members shall comprise such persons as may be elected by the Committee as such either "honoris causa" or for any other reason at the Committee's discretion. Honorary Members shall not be required to pay an entrance fee, annual subscription or any fees.

Save for Rule 8b) all Honorary Members shall, for the purpose of these rules, be deemed to be Active Members.

7. Expulsion

- a. If any Member shall fail, for a period exceeding 24 months, to pay his subscription or any other sum due from him to the Club and demanded in writing from him, this default shall be reported to the Committee, and thereupon he shall, unless the Committee decides otherwise, cease to be a member of the Club.
- b. If it appears to the Committee that any Member may have conducted himself in a manner injurious to the interests or reputation of the Club, the Committee shall give him notice of the complaint and an opportunity to provide his answer. If the Committee is then of the opinion that his

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conduct was injurious, it may expel him from membership of the Club or suspend him from the privileges of membership for such period as it may determine.

8. Use of the Run

- a. Subject to Rule 15, all Active Members (including SL Members) may use the Run. Riding fees shall be fixed by the Committee from time to time. No riding fees shall be payable by Life Members elected before 4th December, 1972
- b. At the discretion of the Committee, subject to Rule 15 and as detailed in the relevant Club Notice, Ladies may use the Run.

9. General Meetings

- a. An Annual General Meeting shall be held in St. Moritz during the riding season to elect officers and members of the Committee, to receive reports from the Secretary and Honorary Treasurer and to consider any other business which the Committee and or Members may think fit to raise. It shall be at the discretion of the Chairman of the Meeting whether a proposal arising from any other business shall be put to the Annual General Meeting, postponed for a further General Meeting or decided by postal and/or electronic ballot.
- b. All general meetings, other than Annual General Meetings, shall be called Extraordinary General Meetings.
- c. At least 21 days notice shall be given to all Members of every General Meeting, but the non-receipt of such notice by any Member shall not invalidate any resolution passed or proceedings held at any General Meeting.
- d. The Committee, through the Secretary, shall have power to convene an Extraordinary General Meeting at any time on giving the requisite notice to the Members. In addition, an Extraordinary General Meeting shall be convened by the Secretary on request by not less than 20 Active Members, stating the business for which the meeting is called. No matters shall be considered except the business so stated.
- e. No business shall be transacted at a General Meeting unless a quorum be present. To constitute a quorum at a General Meeting there shall be present at least 20 Active Members, including four elected members of the Committee.
- f. The President, or in his absence a member of the Committee nominated by the President (or in default of such nomination appointed by the members of the Committee present at the meeting), shall be the Chairman of a General Meeting.
- g. Every Active Member at a General Meeting shall be entitled to one vote for each resolution. Non-Active Life Members shall not be entitled to vote on any resolution unless the Committee shall have decided that such resolution particularly affects them.
- h. Should an issue before a General Meeting be, in the opinion of the Chairman of the Meeting, of such a controversial nature as to warrant the consideration of all Members of the Club then the Chairman may defer decision on that issue and call for a Postal and/or electronic Ballot.
- i. No motion, other than a motion to elect officers and members of the Committee under Rule 10, shall be passed unless there is in its favour a majority of at least two-thirds of those present and voting (or of those voting in a postal and/or electronic ballot).

10. Officers and Committee

The Committee shall consist of

- a. *Elected Officers, namely*
 - i. The President
 - ii. Four Vice-Presidents
 - iii. The Treasurer
 - iv. Four elected Members
- b. *Appointed Officers, namely*
 - i. Up to two persons nominated by the St. Moritz Kurverein
 - ii. Such further persons as the Committee may appoint
 - iii. Such further Members as the Committee may co-opt
- c. *Honorary Officers, namely*
 - i. The Honorary Life President (if any)
 - ii. All Past Presidents
 - iii. Honorary Vice-Presidents (if any)

11. Elected Officers

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a. Each elected Officer shall hold office from the 1st June following the Annual General Meeting at which he was elected until the following 31st May.

b. No person shall be eligible for any elected office unless, not less than 7 days before the time appointed for the Annual General Meeting, there shall have been given to the Secretary by two Members entitled to vote notice in writing of their intention to propose and second such persons for election and also a letter signed by the person to be proposed signifying his willingness to be elected.

c. All persons are eligible for re-election save that no person shall be eligible for the office of Vice-President of elected member if after 1991 he has been elected to the Committee at each of the five immediately preceding Annual General Meetings.

d. For election purposes, every Active Member shall have as many votes as there are vacancies, but shall not give more than one vote to any candidate. Those candidates who, being equal to the number of vacancies, receive the largest number of votes shall be deemed to be elected and in the case of an equality of votes the Chairman of the Meeting shall have a casting vote.

12. Appointed Officers

Appointed Officers shall hold office from such date as may be decided upon their appointment until the following 31st May.

13. Honorary Officers

a. The Committee may by unanimous vote appoint a Member to be the Honorary Life President.

b. The Committee may, upon the proposal of the President, appoint a Member to be an Honorary Vice-President.

c. At no time shall there be more than 5 Honorary Vice-Presidents.

d. Every appointment as a Honorary Vice-President shall terminate on the expiry of 5 years from such appointment, but the Member may be re-appointed.

14. Committee

a. The Committee shall have sole control of the management of the Club. The Committee shall meet from time to time on reasonable notice having been given by the Secretary. No business shall be transacted at any Committee meeting unless a quorum be present. To constitute a quorum at any Committee meeting there shall be present at least five members of the Committee.

b. The President, or in his absence a member of the Committee nominated by the President, shall be the Chairman of each Committee Meeting.

c. The Committee may form such sub-committees as it deems necessary for the management of the Club and may delegate to any sub-committee or to the Secretary such of its powers as it thinks fit. These sub-committees will be responsible to the Committee.

15. Secretary

The sole executive charge of the Run during the hours it is open shall be in the hands of the Secretary or, in his absence, his nominee who shall be responsible for the entire conduct of the Run. No unauthorised person shall in any circumstances enter the Control Tower or the start box without being invited to do so by the Secretary or his nominee. The Secretary shall have power to warn off the course and/or out of the Clubhouse for as long as he may in his discretion decide any person who, in his opinion, rides or behaves recklessly, dangerously or improperly, provided that if any Member is warned off for a period longer than 48 hours the matter may on his application be considered by the Committee. The Secretary shall be responsible to and under the overall control of the Committee in whose name he shall act.

16. Club Colours

The Club Colours may be awarded in any season to such Members as the Committee may select having due regard to their skill as riders or to their services to the Club. Members awarded their Club Colours will be entitled to wear the Club Colours Tie.

17. Liability

Every rider attends and uses the Run entirely at his own risk, and neither the Club nor any officer or employee of the Club shall be under any liability whatsoever to any rider. By becoming a

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Member, each Member undertakes to the Club both for himself and for his heirs and successors that he will not in any circumstance make any claim whether for death, personal injury or otherwise against the Club, or any officers or employees of the Club, arising out of anything done or omitted to be done, in connection with riding, or out of any loss of or damage to their equipment or property.

18. Alterations to Rules

No alterations to these rules shall be made except at an Extraordinary General Meeting convened specially for that purpose.

5th July 2018

* The Committee has decided to create a category of non-voting temporary member, called SL Members, for those wishing to receive instruction and ride. A full copy of the Committee's Resolutions is available on request.