



## WITBANK YACHT AND AQUATIC CLUB

### RULES AND BYE -LAWS.

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# 1. General

- 1.1. Members accept that they enter the Club at their own risk and no liability for injury, loss, damage howsoever caused is the responsibility of the Club.
- 1.2. The speed limit within the Bankenveld Estate is 40km per hour and 20 km/hr within WYAC.
- 1.3. Engine powered vehicles are not allowed to drive anywhere except in the streets of the Estate and other demarcated areas.
- 1.4. Parking on sidewalks and streets is not allowed.
- 1.5. Members are requested to remember that pedestrians and game can cross streets anywhere in the Estate, and motorists should always approach potential crossings with caution.
- 1.6. The use of motor cycles or other vehicles with noisy exhaust systems, save for entering or exiting from the Estate, is prohibited.
- 1.7. Only indigenous flora must be planted within the Estate and any declared noxious flora must be removed from any garden.
- 1.8. Flora and fauna may not be removed from any public area.
- 1.9. Non-residents of the Estate may not take any animal into the Estate.
- 1.10. Refuse may not be dumped or discarded in the Estate.
- 1.11. Fireworks, catapults and contraptions to maim or kill are not allowed within the Estate.
- 1.12. Security protocol (when established) at the gate must be adhered to at all times.

## 2. Club Buildings and Premises.

- 2.1. Members their children and guests are required to observe the unwritten laws of good social behaviour.
- 2.2. No Pets are allowed on the Property.
- 2.3. Firearms are not permitted in the Clubhouse.
- 2.4. Membership Cards will be issued to all members in good standing, and must be produced on request.
- 2.5. Children must not play at or near the entrance gate.
- 2.6. Children under sixteen (16) years of age are not allowed on the jetty unless accompanied by an adult.
- 2.7. All Signs relating to access must be adhered to.
- 2.8. It is the responsibility of the member to ensure that they, their families and invited guests act responsibly and adhere to the numerous danger warning signs, speed signs and barrier tape erected around the Club premises for their protection.
- 2.9. The grounds, buildings, toilets and shore – both above and below the water line – must be litter free. Dangerous litter which members find should be disposed of in the bins provided.
- 2.10. Members and non- members may, by prior arrangement with the Committee and upon payment of the prescribed fee hire the Clubhouse. The Committee has the right to refuse any request for the hire of the Clubhouse without stating its reasons.
- 2.11. Braai fires may only be lit in the areas provided.
- 2.12. Furniture may not be removed from the verandas.
- 2.13. All equipment including boats and personal effects, left or stored at the Club is done so entirely at the owner's risk.
- 2.14. The Committee reserves the right of admission to all guests.
- 2.15. Guests are welcome provided they are accompanied by a member in good standing.
- 2.16. No guest may visit the Club more than four (4) times a year, after which they will be required to become a member in their own right.
- 2.17. Members must be available at the gate to receive their guests.
- 2.18. All guests must be "signed in" the visitors book and the member must sign also.
- 2.19. Members are responsible for the behaviour of their guests and will be answerable to the Club for any incident or misbehaviour as if they had, themselves committed the offence.
- 2.20. Club employees may not be employed for gain on any work or operations except in case of emergency, in which case the facts should be reported to a Committee Member as soon as possible.
- 2.21. It is the responsibility of a member who has resigned and/or not renewed his/her membership, to remove his/her property from the Club within a period of three (3) months of such resignation or default, in the event of the property not being removed within the time

stipulated it will be deemed abandoned and removed to the pound for sale at the Club's discretion. Due notice of such sale will be given by the Committee.

- 2.22. Unloaded trailers on Club premises must be identified with either the owner's name or the boat name clearly visible. Trailers that do not comply will be deemed abandoned, and may be removed and sold at the Club's discretion.
- 2.23. Applications for a boat locker must be made in writing, addressed to the Secretary and will be allocated on a strictly first come, first served basis.
- 2.24. Members using boat lockers/ covered parking facilities are liable for the prescribed fees.
- 2.25. Members are responsible for providing adequate locks for their boat locker.
- 2.26. Subject to section 4 paragraph 4.6.4. of the Club's Constitution Members and their guests may use the demarcated camping sites upon payment of the prescribed fee.
- 2.27. All Camping sites must be kept neat and tidy at all times and it is the responsibility of the member to ensure this is done.
- 2.28. The Committee reserves the right to reserve camping sites for members and their guests when such members are required to take part in Clubevents.
- 2.29. All wiring on the DB boards must be safe. Members are responsible for ensuring the circuits are not overloaded and their wiring is safe. Inspections may be carried out at any time.
- 2.30. No camping or parking of vehicles outside the demarcated areas is permitted.
- 2.31. Each and every craft launched by a member must be registered with the Club and conform with the **Merchant Shipping (National Small Vessel Safety) Regulations 2007**, and in particular, **all prescriptions of the said act covering Category „R“ Vessel Safety Requirements**, and any future amendments.
- 2.32. Members are responsible for ensuring that their craft/vessels conform with the above act and in particular carry the safety equipment for
  - 2.32.1.1. **Category „R“ Vessels.**
- 2.33. Members are responsible for notifying the Committee of any change of ownership of a craft. The member is also responsible for notifying the new owner that the craft can not be left on the Club premises or on a mooring without the Club's written permission.
- 2.34. Members who wish to remove their craft or equipment from the Club must inform the caretaker before doing so.
- 2.35. Members who instruct a third party to remove their property from the Club must provide written permission for the third party to do so.
- 2.36. No boats are to be parked outside the designated boat parking area, where boat maintenance may be carried out.
- 2.37. No smoking or use of naked lights is permitted during fuelling of motor driven craft.

### 3. Using The Water

- 3.1. All safety equipment applicable to the type of craft, as stated in the **Merchant Shipping (National Small Vessel Safety) Regulations** for
  - 3.1.1.1. **Category R** vessels given in Appendix "A" will be carried on board at all times.
- 3.2. Commercial and Passenger Craft shall comply with **Merchant Shipping Regulations** for that class of vessel and shall not operate from the club premises without permission of the committee having first proven that all statutes have been adhered to. Further it remains the sole responsibility of the owners and master of any such vessels to comply with the afore mentioned regulations.
- 3.3. There must be a life jacket for each person on board a boat when the boat is in use.
- 3.4. All children under the age of sixteen (16) must wear a properly fitted life jacket at all times whilst on board.
- 3.5. Life jackets will be worn at all times on dinghies and non-fixed keel catamarans.
- 3.6. All skiers shall wear life jackets when skiing.
- 3.7. Jet ski riders will wear lifejackets at all times
- 3.8. "Rules of the Road" and "Rights of Way" as prescribed by the regulations concerning "**Prevention of Collisions at Sea**" must be adhered to at all times and are set out in Appendix "B".
- 3.9. Whilst racing Sailing vessels the **ISAF "Racing Rules of Sailing"** will replace the above regulations.
- 3.10. It is the **members/vessel owner/master/skippers** responsibility to make him/herself aware of all local and national rules, regulations, statute laws and ordinances in force at any time for the use of Witbank Dam.
- 3.11. All boats are moored entirely at owner's risk.
- 3.12. Whilst mooring work and the administration thereof is undertaken in good faith by the Club, no responsibility whatsoever is

accepted by the Club in the event of any loss or damage howsoever caused.

- 3.13. Moorings will be placed in accordance with a Committee Member's instructions.
- 3.14. Owners of boats on moorings are responsible for the integrity of the mooring, in the event of damage to another boat or any other property caused by a boat drifting from, or breaking a mooring the owner of the drifting boat is responsible for the damage.
- 3.15. A member's mooring may be moved, shortened, lengthened, or removed by the Club staff at any time in the best interests of safety at the member's expense.
- 3.16. Visitors may be allowed to use the slipway facilities, subject to prior permission and the payment in advance of prescribed fees.
- 3.17. The use of any boat shall be at the user's own risk.
- 3.18. The master or skipper of a boat is responsible for the safety and conduct of his passengers.
- 3.19. No boat shall exceed the safe speed limit for that type of boat.
- 3.20. No boat shall be driven in a reckless or irresponsible manner.
- 3.21. No craft of any description may be used or operated whilst under the influence of alcohol.
- 3.22. In busy water ways be especially alert for other users, e.g. swimmers, canoeists, windsurfers and water-skiers.
- 3.23. All vessels and craft must keep clear of the Dam Wall and Pump Station.
- 3.24. Yachts and masted craft will keep clear of the High Voltage lines at Duvha bridge.
- 3.25. No persons without the prescribed qualification may be in control of any vessel at any time.
- 3.26. A motorboat must yield the right of way to any other boat, but a canoe and a rowing boat must yield the right of way to a sailing boat.
- 3.27. The driver of a boat towing a skier must display a 500mm by 500mm red flag when his skier is in the water.
- 3.28. Boats may only be launched at a launching site.
- 3.29. No person may occupy a position on a boat that is dangerous for himself or any other person whilst the boat is in motion.
- 3.30. No person may leave a boat while it is in motion. Powerboat engines must be cut prior to alighting or boarding skiers and swimmers.
- 3.31. Powerboats leaving or approaching a launching place shall move anti-clockwise with the shore.
- 3.32. No boat shall run so close to shore or another boat so as to snag an anglers line.
- 3.33. All boats equipped with one engine shall be equipped with oars.
- 3.34. All boats must have an efficient bilge pump or bailer.
- 3.35. No person shall overtake or navigate in such a way that his slipstream endangers any other boat.
- 3.36. Power boats, cruisers and jet skis must respect the no wake zone.
- 3.37. Boats must be overtaken on the port (left) side only.
- 3.38. Boats towing a skier may only turn anti-clockwise when turning about.
- 3.39. Steel or wire ropes may not be used for skiing.
- 3.40. Any member may instruct a person not complying with these rules to remove his boat from the water. Should the offending member fail to comply then a disciplinary charge may be brought against him.
- 3.41. The jetty space is limited and no boat is to be left tied up on the jetty or in any way inconvenience others.

## Appendix "A"

### 1. Boating safety equipment required by Witbank Yacht & Aquatic Club.

#### 1.1. Sailing Yachts under 9 m OAL

##### 1.1.1. Minimum Mandatory Safety requirements:

- 1.1.1.1. One (1) life jacket for each person on board.
- 1.1.1.2. A horn or suitable sounding device.
- 1.1.1.3. An anchor and chain/rope suitable for the type of craft.
- 1.1.1.4. An adequate First Aid Kit.
- 1.1.1.5. A bucket or suitable pumping or bailing device.
- 1.1.1.6. An alternative means of propelling the craft.
- 1.1.1.7. Adequate ropes/warps/fenders for size and type of craft.
- 1.1.1.8. 2l of fresh drinking water

##### 1.1.2. Optional items;

- 1.1.2.1. An auxiliary outboard motor with sufficient reserve fuel for 1 hr
- 1.1.2.2. Fire extinguisher suitable for the type of craft (mandatory if 1 above is carried).
- 1.1.2.3. A suitable tool kit.
- 1.1.2.4. A VHF radio or cell phone.

#### 1.2. Power boats greater than 15 hp and Sailing vessels greater than 9 m OAL

##### 1.2.1. As a minimum mandatory requirement, vessels will comply with The Merchant Shipping (National Small Vessel Safety) Regulations for Category R Vessels

- 1.2.1.1. Lifejackets (SABS 146/1979)Qty: Whistle: R/Tape: Straps
- 1.2.1.2. OR Buoyancy Aids (SABS 1417/1987)Qty: Whistle: R/Tape: Straps
- 1.2.1.3. Projectile flare set or alternative means of communication
- 1.2.1.4. Waterproof torch + spare bulb (night operation only)
- 1.2.1.5. Hand-held spot light with own 12V battery (only on dive boats operating at night)
- 1.2.1.6. Code Flag "A" (rigid and only require on dive boats)
- 1.2.1.7. Depth sounding device or hand lead line (only on dive boats)
- 1.2.1.8. Alternative means of communication (if no 29MHZ radio or VHF)
- 1.2.1.9. Fire Extinguishers Service date: Qty: Agents:
- 1.2.1.10. 2 x Oars or paddles (only on vessels with one inboard engine)
- 1.2.1.11. Grab-line (only on dive boats)
- 1.2.1.12. Capsize Rope (Only on inflatables and ski-boats < 9m length)
- 1.2.1.13. Patent Anchor with chain & min. 50m rope (v/l L > 6m ; 5m chain; v/l L < 6m; 3m chain)
- 1.2.1.14. Drinking water
- 1.2.1.15. First-Aid Kit (suitable for crew compliment)
- 1.2.1.16. Repair kit & air pump or bellows (inflatables)
- 1.2.1.17. Spares & Tools
- 1.2.1.18. Exhaust pipes and silencers water cooled or lagged
- 1.2.1.19. Marking of Equipment, Vessel & Trailer
- 1.2.1.20. Navigation Lights
- 1.2.1.21. Steering Gear (including Emergency Steering)
- 1.2.1.22. Kill switches (outboard engines)
- 1.2.1.23. Towing line of at least 10m (engine < 15HP & non-power driven L < 7m)
- 1.2.1.24. Bailing device (engine < 15HP & non-power driven L < 7m)

- 1.2.1.25. 500mm square red flag ( for water skiing only)
- 1.2.1.26. Buoyancy Certificate
- 1.2.1.27. Original expired LGSC or COF
- 1.2.1.28. Completed survey and checklist.

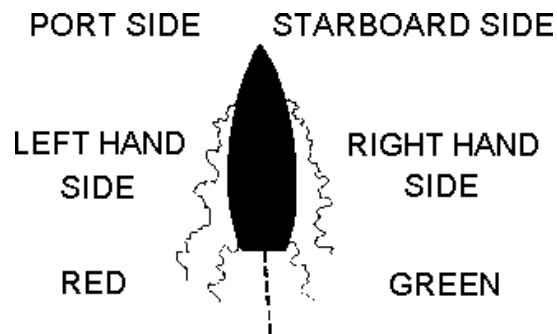
## **2. Sailing Dinghies, Windsurfers, & Canoes**

### *2.1. Minimum Mandatory Safety Requirements.*

- 2.1.1. Lifejackets (SABS 146/1979)Qty: Whistle: R/Tape: Straps
- 2.1.2. OR Buoyancy Aids (SABS 1417/1987)Qty: Whistle: R/Tape: Straps
- 2.1.3. 1 L fresh drinking water.

## Appendix "B"

### Rules of the Road required by Witbank Yacht and Aquatic Club



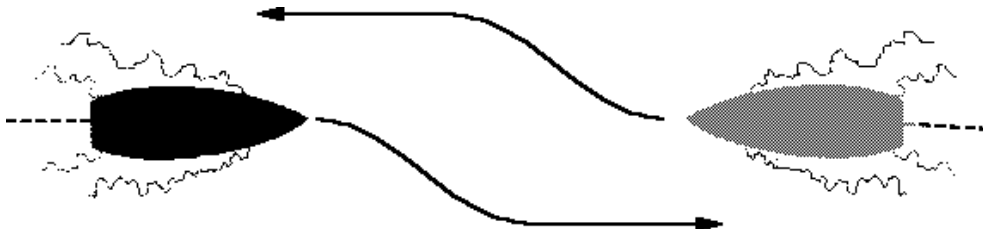
#### 1. Power Vessels

1.1. The "No wake" or "idle speed" zone is demarcated by yellow Buoys and is there for everyone's safety as there are ropes surrounding the swing moorings for the yachts and are often under water. It also prevents boats on shore from being rocked/damaged on the sand by big waves.'



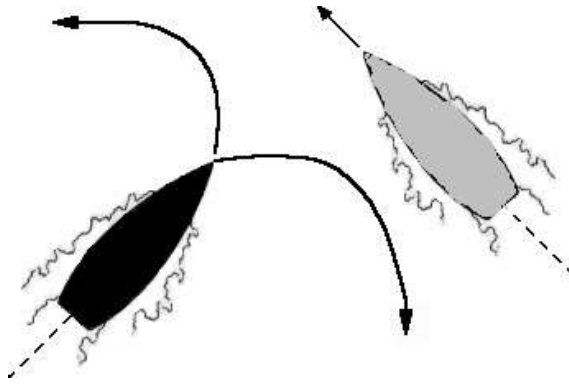
1.2. Power driven craft must give way to vessels under sail. All craft will give way to boats under sail.

1.3. When two power driven vessels are meeting head on, both shall alter course to starboard, passing port to port.



1.4. When two power driven vessels are crossing, the one on the starboard side has right of way.

1.4.1.1.1.1. le. If on your vessels starboard bow another vessels port side is visible it is your duty to keep clear. If on your vessels port bow another vessels starboard side is visible it is his duty to keep clear.



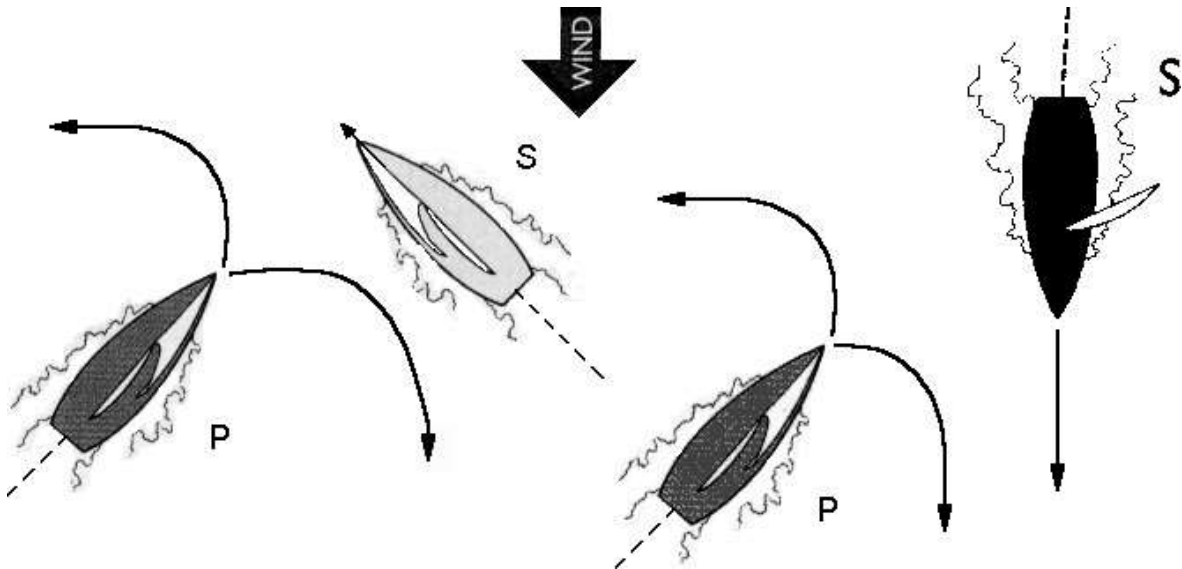
1.5. The overtaking vessel shall keep clear and alter course to port.



1.6. The vessel having the right of way shall keep her course and speed, unless it is apparent that the vessel not having right of way is not taking avoiding action.

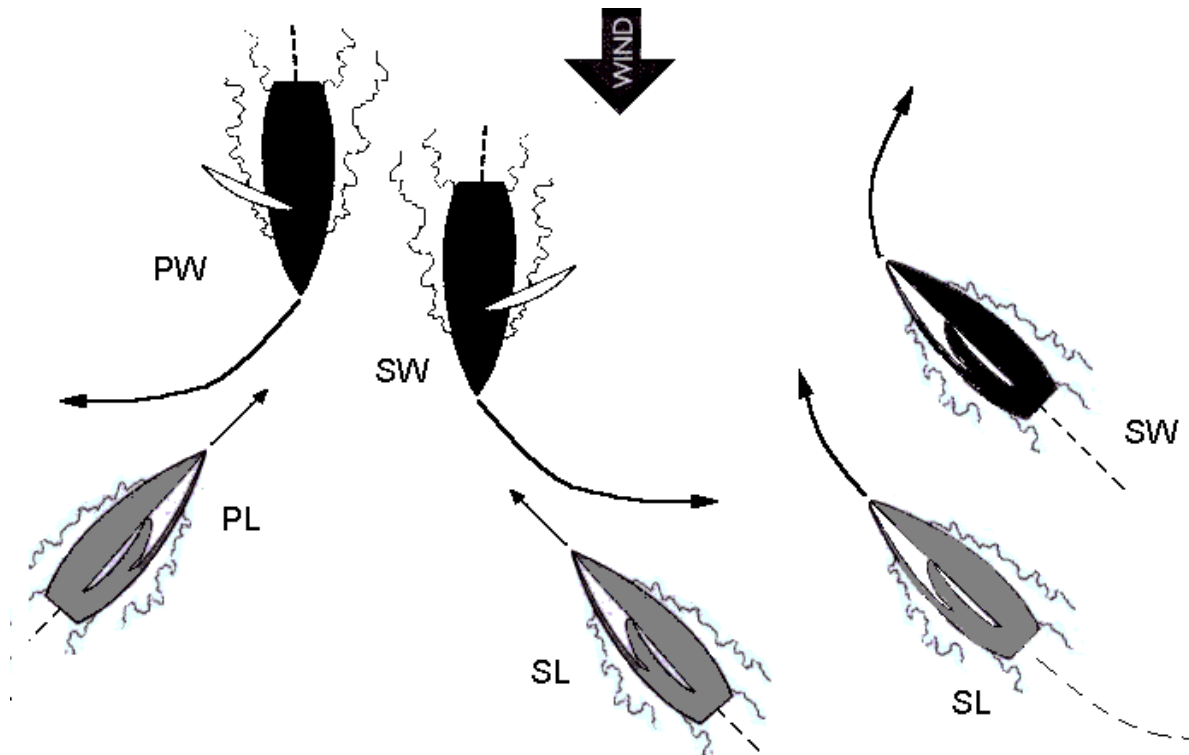
## 2. Sailing Boats

2.1. When each has the wind on different sides, the vessel, which has the wind on the port side, shall give way.



2.2. When both have the wind on the same side, the vessel that is to windward shall keep clear of the leeward vessel.

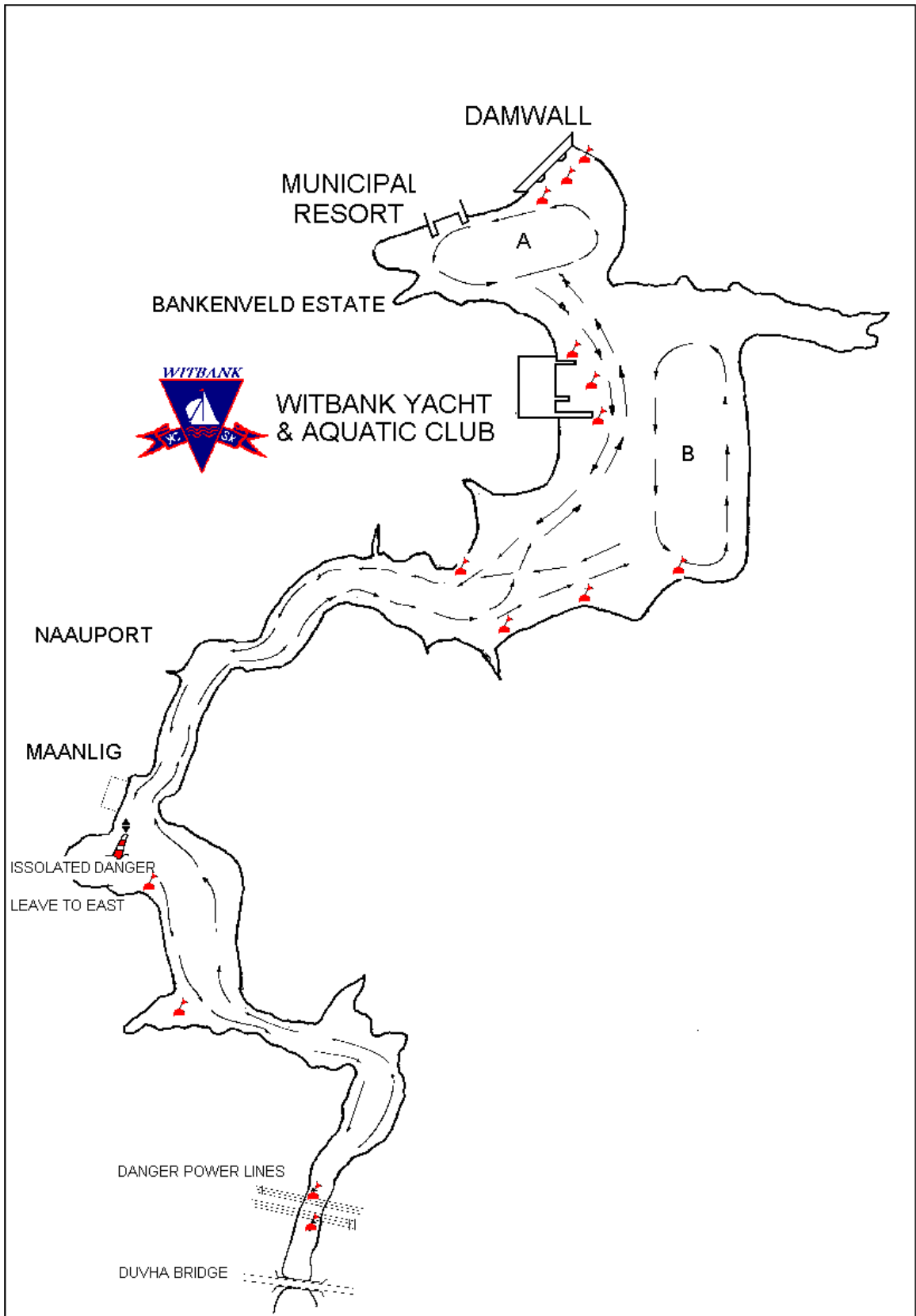




2.3. Whilst fleet, match or team racing the relevant sailing instructions and ISAF racing rules shall apply.

## General Rules for Witbank Dam

1. Boats towing skiers should proceed in an anti-clockwise (port course) direction in areas „A“ and „B“ indicated on the dam chart.
2. All vessels are to keep clear of the dam wall.
3. Yachts and masted vessels shall keep clear of the power lines at Duvha bridge.
4. Powerboats proceeding to the Naauwport area should navigate as indicated on the dam chart.



Dam Chart Showing Recommended courses and skiing areas

I \_\_\_\_\_ a Member of Witbank Yacht and Aquatic Club confirm that I have read and understood the Constitution, together with the bye-laws of the said Club and the Bankenveld Housing Association rules, regulations and bye-laws and agree to be bound by the same. I accept that should I not do so my failure may result in my expulsion or suspension from the Club. I confirm that I understand that the Club may not be held liable for any loss, damage, injury howsoever caused, to myself, my family members, or guests, and agree to indemnify the Club in respect of same.

Dated this                      day of                      20                      at

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