

IMOCA

INTERNATIONAL MONOHULL OPEN CLASS ASSOCIATION 60 FEET
WORLD SAILING INTERNATIONAL CLASS

2021 YEARBOOK

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V3.0



INTERNATIONAL MONOHULL OPEN CLASS ASSOCIATION 60 FEET
2021 YEARBOOK

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A BLACK SIDE BAR INDICATES SIGNIFICANT CHANGES

PREAMBLE

Founder Members:

Isabelle AUTISSIER, FRANCE.

Christophe AUGUIN, FRANCE.

Alain GAUTIER, FRANCE.

Jean-Luc VAN DEN HEEDE, FRANCE.

Established on 1991 the Constitution of the Association:

INTERNATIONAL 50' 60' FEET MONOHULL OPEN CLASS ASSOCIATION

I M O C A

Non-profit making Association established under the French "law of 1901".

This Constitution was amended by the following Annual General Meetings: 21 May 1999, 12 June 2001, 24 January 2002, 9 July 2003, 27 October 2003, 20 February 2004, 6 October 2005, 2 March 2006, 15 January 2007, 10 July 2008 and 29 June 2009.

IMOCA ASSOCIATION CONSTITUTION

DEFINITION:

OPEN 60': The name OPEN 60' indicates a monohull yacht, which measures a maximum of 60-feet in length (LOA) and satisfies the standards specified in the Class Rules published by IMOCA.

International Class: The Open 60' Class, under the name International 60ft Monohull Class Association [60M0] has been approved as an International Class by WORLD SAILING [WS], through a WS Annual General Meeting decision in November 2001.

The Open 60' and Open 50' Classes were previously brought together in the WS Recognised Class from 1 November 1998 based on an agreement between WS and IMOCA.

IMOCA: The Association, which manages the international WS class of OPEN 60s.

MNA: World Sailing Member National Authority.

SECTION 1: FORMATION – AIMS – TITLE – HEADQUARTERS – DURATION

Article 1 – FORMATION

The undersigned and other interested parties consenting to accept the present constitution and other conditions appended to this document, declare the formation of an Association, registered as non-profit making under the French law of 1901 relating to Associations, together with the wording currently in force, which may have amended or complemented it, as well as under the present constitution.

Article 2 – AIMS

The aims of the Association are as follows:

- To bring together the skippers of Open 60' Boats, as well as any other parties interested in the development of these sailing boats.
- To administer and organise the activities of the Open 60' Class.
- To establish the Class Rules and to further their development in terms of technique.
- To manage and co-ordinate the international calendar of events for these boats.
- To apply and promote respect for all matters concerning rules, regulations and prescriptions of the International Authorities (WS) and National Authorities (MNA).
- To promote navigation and competition with these boats.
- To encourage research into new techniques and their application in the domain of navigational safety, but with particular reference to technological innovation in the domain of performance.
- And in a general sense to conduct any activity in the interest of its members and to contribute to the development of the Open 60'.

Article 3 – NAME

The name of the Association is:

**INTERNATIONAL MONOHULL OPEN CLASS ASSOCIATION 60 FEET
IMOCA**

Article 4 – HEADQUARTERS

Its headquarters are established in Paris, France.

They may be transferred to any other part of the country by simple decision of the Executive Committee and to another country, by decision of an Extraordinary General Meeting as defined in the present Constitution.

Article 5 – DURATION

The duration of the Association is unlimited.

SECTION 2: COMPOSITION OF THE ASSOCIATION

Article 6 – MEMBERS

The Association is composed of Honorary members, Full members and Associate members.

6.1: Honorary members:

Honorary members are individuals who have made a noteworthy contribution to the realisation of the aims of the Association.

Honorary members may be invited to meetings of the Association in a consultative capacity. The title of honorary member does not in itself confer any voting rights, nor does it render them eligible for office.

They constitute a council and upon request from the Executive Committee they can be called to give their opinion about important matters regarding the general direction of the Association. This council must be consulted about any acknowledged modification to the constitution.

Honorary members are not required to pay a subscription to the Association.

6.2: Full members:

6.2.1 The status of “Full member” may be accorded to any individual who is currently the skipper (or co-skipper on a double-handed event of no fewer than 2,000 nm and registered as official in the IMOCA agenda) of an existing Open 60', or to any individual having filed a declaration with the Class for getting a yacht of this type in build, with the intention of competing with it. For crewed events with stopovers, replacement skippers must be the subject of a preliminary request to the Executive Committee, as described in 7.2.

6.2.2 Where an Open 60' has a current valid Measurement Certificate, any individual having been a Full member, as defined above, for a continuous period of at least three years, gains the right to remain an "ex-officio member" for a period of a year.

Full members are called to meetings of the Association, are entitled to 2 votes each, are eligible for office and are required to pay an annual subscription.

6.3: Associate members:

The status of "associate member" may be accorded to any individual or group of individuals that is master and/or owner of an Open 60', to any individual or group of individuals organising competitions open to Open 60', and, in a general sense, to any individual or group of individuals whose actions may further the aims of the Association.

Associate members are called to meetings of the Association. Only 2 associate members per Open 60' are entitled to 1 vote each, are eligible for office and are required to pay an annual subscription.

Each associate member shall renew his application annually, in accordance with the procedure set out in paragraph 7.3.

Article 7 – ADMISSION PROCEDURES

7.1: Honorary members:

Honorary members are elected by the Annual General Meeting by a majority vote on the proposal of the Executive Committee.

7.2: Full members:

Any individual wishing to acquire the status of Full member must submit a written request to this effect on plain unheaded paper for the attention of the Association's Executive Committee, accompanied by either a photocopy of documents attesting to the existence of their Open 60', or a construction start-up declaration for an Open 60', together with the subscription for the current financial year.

The application request is carried out by the Executive Committee in regard to the measures required by the present Constitution and the latter shall submit this request to the Executive Committee for ratification.

In the event of this being refused, the candidate may lodge an appeal and ask for a vote to be taken on the matter of the refused admission to membership at the next Annual General Meeting.

7.3: Associate members:

Any individual or group of individuals wishing to be admitted to the status of associate member must submit to this effect a written request on plain, unheaded paper for the attention of the Association's Executive Committee, justifying their reasons, together with the subscription for the current financial year.

The application request is carried out by the Executive Committee with regards to the measures required by the present Constitution and the latter shall report its decision to the applicant in writing.

Article 8 – SUBSCRIPTIONS

Each year, the Ordinary General Meeting shall set the subscription amount, as determined by the Executive Committee, which is due for each financial year as defined in Article 27.

Article 9 – CANCELLATION OF MEMBERSHIP

The procedures for cancellation of membership are set down in the Regulations.

Article 10 – EXCLUSION

The Executive Committee has the right to pass disciplinary sanctions. The measures are set down in the Regulations.

Article 11 – DEATH OR DISAPPEARANCE

In the case of the death or disappearance of a member of the Association, those inheriting, or with legal claims on the estate, shall not have the right to Membership of the Association.

SECTION 3: GENERAL MEETINGS

Article 12 – COMPOSITION

The Annual General Meeting is open to Honorary members, Full members and Associate members.

Only Full members and Associate members are eligible for office and have the right to vote; the former having 2 votes each and the latter 1 vote each.

Voting by proxy is permitted. Only a member of the Association may submit proxy votes, to a maximum of 3 per member.

Postal votes are not permitted.

Only 4 votes per Open 60' are authorised, which means 2 votes for the skipper and 2 votes for a maximum of 2 associate members.

The additional associate members from the Open 60' are allowed to attend Annual General Meetings but do not have the right to vote and are not eligible for office.

The associate members who are not part of an Open 60' team are allowed to attend Annual General Meetings, have the right to 1 vote and are eligible for office.

Article 13 – FREQUENCY

The Ordinary General Meeting is called by the Executive Committee each year on a date set at the previous Ordinary General Meeting, or if the affairs of the Association require it, or at the request of at least half of the Members of the Association, no matter to which section they belong.

Article 14 – NOTICE AND AGENDA OF MEETINGS

Notice of meetings shall be sent to each individual member by electronic mail with acknowledgement of receipt, at least 2 weeks before the date of the meeting, and shall be accompanied by the agenda for the meeting fixed by the Executive Committee. All documents relating to items on the agenda must reach members in sufficient time to allow them to give all documents their due consideration.

Article 15 – BUREAU OF THE MEETING

The Meeting is presided over by the Chairman of the Association, or in his or her absence by the Vice-Chairman, or by an Officer appointed to this function by the Executive Committee and belonging to the body of Full members. The role of secretary is carried out by the General Secretary or, in his or her absence, by a member of the Meeting appointed by the members present. Members of the Association shall sign an attendance list on entering the Meeting and this shall be checked by the Chairman and Secretary.

Article 16 – VOTES TAKEN ON INDIVIDUALS PRESENT

Votes concerning individuals present must be taken by secret ballot.

Article 17 – AUTHORITY

The Ordinary General Meeting shall hear the Executive Committee's report about its management and the Association's business and financial outlook. It shall approve the accounts of the previous financial year and vote on the budget for the following session.

Each year, it is responsible for filling the positions of retiring officers.

It is responsible for the election of the Chairman of the Association, as proposed by the Executive Committee.

It decides the Class Rules by the majority of the Members present and represented.

Where necessary, it adopts and amends the Regulations of the Association and fixes a provisional date for the next Annual General Meeting.

As proposed by the Executive Committee, it selects the races to be included in the provisional calendar for the following year, the calendar for the current year having being fixed by the Executive Committee based on the provisional calendar discussed at the previous year's Annual General Meeting.

It discusses all matters of general interest and all matters submitted to it by the Executive Committee, as well as written questions raised by the members, on condition that such questions be received at Association headquarters in sufficient time for the Executive Committee to give them their due consideration.

It authorises the acquisition of all property which is material to the realisation of the aims of the Association, all exchanges and sales of such property, the setting up of all mortgages and loans, and, in a general sense, it delegates the most extensive powers to the Executive Committee in addition to those cited above to run the Association in the interests of its Members.

Decisions shall be taken by a simple majority of the members present and represented.

In all cases, the total votes cast by the Members present and represented must constitute at least 51% of the total number of votes available, otherwise any decisions taken are null and void.

Article 18 - MINUTES

The decisions taken by the Annual General Meetings shall be confirmed in the official minutes, published in the minute book and verified and signed by the Chairman and the General Secretary. A copy of these minutes, together with a copy of the current Constitution must be sent to each fully paid-up member.

SECTION 4 - EXECUTIVE COMMITTEE

Article 19 - COMPOSITION

The Association is run by an Executive Committee comprising 8 members with at least 5 from the body of Full members, elected by the Ordinary General Meeting. In the absence of candidates for office from the body of Associate members, the administrator posts reserved for Associate members shall be filled from within the body of Full members.

The Officers so elected shall serve for a period of two financial years, as described in Article 27.

Half the Executive Committee is renewed each year, in a rotational manner determined in the first instance by drawing lots and subsequently by the date of their election. Any retiring officer may be re-elected.

The procedures for the election of Officers are set out in the Regulations.

Article 20 - VACANCIES

In the case of a position remaining vacant, the Executive Committee may appoint one of its members to the position until the next Annual General Meeting, at which elections shall be held to fill the vacancy, in addition to those for replacing retiring Officers.

Article 21 - POWERS OF THE EXECUTIVE COMMITTEE AND THE CHAIRMAN

21.1 The Executive Committee is invested with the broadest powers to enable it to act in the name of the Association and to carry out or authorise any action and operation permitted by the Association and which does not have to be submitted for the approval of the Annual General Meeting. It fixes the event's calendar for the next year, based on the proposals discussed at the previous annual general meeting. In view of this, it is responsible for the Association's corporate management and financial stability. It organises the questions to be addressed by the Annual General Meeting and prepares all the documents, proposals or resolutions to be submitted for its approval.

21.2 The Chairman is responsible for the day-to-day running of the Association. He may hire or dismiss all employees and decide their salaries, lease the property necessary for the efficient running of the Association, carry out all repairs, buy and sell all deeds and securities, make use of the Association's funds, represent the Association in a court of law, either as a claimant or in its defence.

Article 22 - MEETINGS AND DISCUSSIONS OF THE EXECUTIVE COMMITTEE

The Executive Committee shall meet immediately after its election at the Annual General Meeting, to put to a vote a Chairman for the latter, according to Article 17, and organise its operation.

It shall then meet at the instigation of the Chairman, who sets the agenda, or half its members, as often as the interests of the Association demand, at least twice during the financial year, either at its headquarters or at some other venue, with the consent of at least half of the current Officers, or by conference call.

Absent officers may offer their opinion on matters arising on the agenda by letter, fax or electronic mail.

Absent officers may also designate a representative to the meeting, on condition that the appointed representative is from the same body of members. The proxy may be given by letter, fax or electronic mail with confirmation by telephone. In such instances, such proxy votes must be attached to the minutes.

The presence, or the representation, of at least four members of the Executive Committee from the body of Full members is required for the ratification of all decisions. Decisions shall be taken by simple majority voting of members present or represented, each officer having one vote. In the case of a split vote, the Chairman shall have the deciding vote. Decisions taken by the Executive Committee shall be confirmed in the official minutes, verified and signed by the Chairman and the General Secretary. These shall be sent to each officer and to any fully paid-up member on request.

Article 23 - THE VOLUNTARY NATURE OF EXECUTIVE POSITIONS

23.1 No payment shall be granted to members of the Executive Committee whose positions are entirely voluntary and carried out without remuneration, except for the Chairman.

Nevertheless, expenses and outlays involved in furthering their duties may be reimbursed on production of a certified receipt.

23.2 The compensation granted to the Chairman is decided by the Annual General Meeting upon the Executive Committee's proposal.

SECTION 5 - WORKINGS OF THE ASSOCIATION

Article 24 – ORGANISATION OF THE EXECUTIVE COMMITTEE

Having been elected by the Annual General Meeting, the Chairman shall organise the running of the Executive Committee and shall nominate two Vice-Chairmen, a General Secretary, a Deputy General Secretary and a Treasurer.

In addition to the decisions that are within his remit, the Chairman is responsible for carrying out the decisions of the Annual General Meeting and of the Executive Committee, and for ensuring the workings of the Association, who he represents in both a legal and civil sense.

The Chairman can be dismissed, at any time, without compensation, by the Executive Committee.

The Vice Chairmen support the Chairman in the exercising of his duties and replace him should the need arise.

The General Secretary and the Deputy General Secretary are responsible for sending out notifications of meetings and committee meetings, for the writing of minutes, for all correspondence, for the keeping of official records and for supervising the application of decisions taken by the Executive Committee.

The Treasurer keeps the accounts of the Association and, under the supervision of the Chairman, ensures all payments and collects all funds on behalf of the Association. With the authorisation of the Executive Committee, he proceeds with the purchase and sale of all stocks and securities.

Article 25 – COMMITTEES

To ensure the efficient working of the Executive Committee, the latter creates committees and working parties. The procedures are set down in the Regulations.

Article 26 – ANNUAL INCOME

The annual income of the Association is composed of:

- Subscriptions paid by its members;
- All revenue permitted by law and by Article 11.1 of the approval agreement between WS and the IMOCA.

Article 27 – FINANCIAL YEAR

The Financial Year runs from 1st January to 31st December.

Article 28 – RESPONSIBILITIES OF OFFICIALS

The property of the Association may be used to honour commitments entered into using its name. Neither the member nor the official may be held personally responsible for any commitments entered into, subject to the potential application of the measures set out in the French law of 25th January 1985 concerning receivership.

SECTION 6 – AMENDMENTS TO THE CONSTITUTION AND WINDING UP

Article 29 – EXTRAORDINARY GENERAL MEETING

The Annual General Meeting may, provided that it was called for such a reason, amend the Constitution in terms of its clauses, or parts thereof, and vote on the eventual winding up of the Association, or its amalgamation with other Associations.

In such cases, the Annual General Meeting shall be deemed Extraordinary.

To debate and resolve any submission at an Extraordinary General Meeting, at least half of all Full members must be present or represented. If this condition is unsatisfied, the meeting must be reconvened after an interval of at least two weeks and with the same agenda as prescribed by Article 14 above. At this second meeting, submissions may be debated and resolved, whatever the number of Full members present or represented.

Decisions at an Extraordinary General Meeting are carried by a majority of two thirds of the votes of members present or represented. The votes cast by the Full members present and represented must nevertheless constitute at least 51% of the total number of votes available; otherwise any decision taken may be null and void.

Article 30 - WINDING UP - LIQUIDATION

In the case of a winding up imposed or decided upon by an Extraordinary General Meeting, the latter shall designate one or several liquidators, who shall enjoy the broadest possible powers in order to realise the assets and to settle the liabilities of the Association, after the possible recovery of any residual estate by creditors or their inheritors or any recognised claimant. The net product of the liquidation shall be distributed to an Association having broadly similar aims.

SECTION 7 - SUPERVISION - REGULATIONS - AFFILIATION

Article 31 - REPORTS MADE TO VARIOUS AUTHORITIES

The Chairman of the Association, or those acting for him shall, within three months, communicate to the Préfecture of the Département in which it has its headquarters, all changes in its management and, should the need arise, in its Constitution.

He shall follow a similar process with World Sailing[WS], and the National Authorities [MNA] of whom IMOCA is member.

He shall, moreover, place at the disposal of the sports authorities [WS and MNA] the minutes of all meetings, together with all accounts.

Article 32 - REGULATIONS

The Class Regulations lay out the procedures for running the Association. These Regulations may be reviewed every year at the Ordinary General Meeting. The text for the Regulations, together with the present Constitution and the Class Rules, shall be made available to each member on payment of the annual subscription.

These documents have force of law and members are obliged to conform to them.

Article 33 - AFFILIATION - OFFICIAL LANGUAGES

IMOCA is a member of World Sailing, and must conform to the terms of the Agreement relating to the OPEN 60' Class Boats, dated 1st November 1998.

IMOCA, whose headquarters are situated in France, is an Affiliate Member of the Fédération Française de Voile [French Sailing Federation], WS and MNA in France.

IMOCA may be affiliated to any other MNA, in accordance with the racing calendars and the development of the Open 60' fleet throughout the world [see annual regulations appendix].

English and French are the two official languages of the Class. In the case of any discrepancies about a translation, the Executive Committee will decide.

HONORARY MEMBERS

[Constitution - Article 6.1]

Catherine CHABAUD [FRA]

Isabelle AUTISSIER [FRA]

Alain GAUTIER [FRA]

Jean-Luc VAN DEN HEEDE [FRA]

Christophe AUGUIN [FRA]

Philippe JEANTOT [FRA]

Mark SCHRADER [USA]

Titouan LAMAZOU [FRA]

Giovanni SOLDINI [ITA]

Michel DESJOYEUX [FRA]

Jacques GUILBAUD [FRA]

Gaëtan GOUEROU [FRA]

REGULATIONS

In accordance with Article 32 of the Constitution, the following Regulations are applicable starting from 1 July 2017 until their next modifications.

A - THE ASSOCIATION

A - I - ELECTION PROCEDURES AT AN ANNUAL GENERAL MEETING

In accordance with Article 19 of the Constitution, the Annual General Meeting shall elect four officers to replace the four retiring members of the Executive Committee and where necessary, shall elect other officers according to Article 20 of the Constitution.

It shall also elect the Chairman of the Association.

Elections shall be conducted under the scrutiny of two scrutinisers appointed by the Chairman from those honorary, full or associate members present.

A - I.1 - Eligibility for election to the Executive Committee

Any full or associate member, whose membership is in force for the current year shall be entitled to be nominated for election to the Executive Committee. However, to prevent holding too much representativeness, only one person per boat, team or boat owner, a full or associate member, shall be entitled to be nominated for election.

All nominations must be received by the Chairman of the Association at least three days before the scheduled date of the election by letter, fax or by email accompanied by suitable identification. Any such letter must stipulate the name, precise address and age of the candidate, together with a resume of the candidate's nautical experience, involvement in matters relating to the sea, as well as his motives for taking up such a post and details about what he wishes to do within the Executive Committee.

A - I.2 - Voting Procedures

In accordance with Article 12, full members shall have two votes and associate members, one.

In accordance with Article 16, voting shall take place by secret ballot.

Members of the Executive Committee shall be elected by a relative majority of votes cast.

The votes shall be counted by the scrutinisers, who shall announce the result after the final count.

A - I.3 - Election of the Chairman

In accordance with Article 22 of the Constitution, the Executive Committee, once elected, shall convene immediately to nominate a candidate for the office of Chairman, who shall be elected by secret ballot of all members present at the Annual General Meeting.

A - I.4 - Executive Organisation

In accordance with Articles 22 and 24 of the Constitution, the Chairman shall distribute the various functions among the Executive Committee and with its approval.

A - I.5 - Composition of the Executive Committee

The list of Executive Committee members and their role for the current year shall appear in an appendix to the present Regulations.

A - II - COMMITTEES

In accordance with Article 25, the Executive Committee shall decide on the composition of the following committees:

A – II.1 – Technical Committee

The Technical Committee is composed of IMOCA members appointed by the Chairman of the Association, the latter being an ex officio member of it.

This Committee shall operate under the supervision of the member of the Executive Committee, who shall be responsible for presenting the deliberations of the Committee to the Executive Committee at any time as they may so request, and for presenting the Class Rules at the Annual General Meeting for ratification, in accordance with paragraph 4 of Article 17 of the Constitution.

This Committee shall meet whenever necessary. It may at any time draw upon the advice of outside experts.

A list of the members of this Committee for the current year is to be found in an appendix to these Regulations. The functions of this Committee are laid out in Part C of the present Regulations.

A – II.2 – Events Committee

The Events Committee is composed of IMOCA members appointed by the Chairman of the Association, the latter being an ex officio member.

This Committee shall operate under the supervision of the member of the Executive Committee, who shall be responsible for presenting the deliberations of the Committee to the Executive Committee, as well as to the Annual General Meeting to discuss the provisional racing calendar, in accordance with paragraph 6 of Article 17 of the Constitution.

This Committee shall meet whenever necessary. It may at any time draw upon the advice of outside experts.

A list of the members of this Committee for the current year is to be found in an appendix to these Regulations.

Back in November 2012 this committee joined forces with the OSM company, IMOCA's commercial rights agent and responsible for the organisation of the World Championship

The functions of this Committee are as follows:

- To draft and to disseminate a register of specifications for race organisers.
- To examine the various suggestions for the organisation of races.
- Collaboration with
 - o Implementing of a comprehensive international calendar of events limited to Open 60s'.
 - o Managing of the organisation of the World Championship through points.
 - o Promoting the Class to organisers and boat owners.

A – III – FINANCIAL YEAR

In accordance with article 27 of the Constitution, the financial year runs from 1st January to 31st December. The Annual General Meeting must be held, if possible, in January.

However, in the years comprising the Class' two principle events, namely the round the world races registered in the IMOCA Championship, arrangements shall be made, in such a way that any full members racing could participate or be represented in it.

A – IV – WORLD SAILING APPROVAL

In accordance with Article 3[a] of the WS / IMOCA Agreement, the Association undertakes to submit any change to its Constitution for approval by WS.

The Association further undertakes to communicate to WS, and to any MNA of which it is a member, the minutes of its General Meetings.

B – THE MEMBERS

B – I – SUBSCRIPTION

Subscription forms the basic income of the Association.

Apart from Honorary Members, who are exempt from the payment of membership dues, all full or associate members are bound to the payment of an annual subscription and shall not be deemed members, and thus enjoy the benefits and privileges of membership of the Association, until any subscription for the current year is fully paid up to date.

Annual subscriptions are due on 1st January each year and must be paid at the latest by 30th June of the current year. Beyond that date, any defaulting member shall be subject to the disciplinary sanctions outlined in the present Regulations.

Anyone requesting membership during a financial year shall pay the full annual subscription.
The current rate of annual subscription shall be appended as an appendix to the present Regulations.

B - II - DISCIPLINE

The Organising Authorities are responsible for the enforcement of the Class Rules and shall not in any way alter or modify the Articles dealing with basic structures and appendages.

Only skippers in possession of a valid Measurement Certificate for their boat shall be allowed to compete.

The Executive Committee of the Association is responsible for adherence to its Constitution, its Regulations and annual appendix, and the World Championship Regulation and its annual appendix.

Each full or associate member of the Association undertakes to:

- Adhere to its Constitution, its Regulations and annual appendix, the Class Rules and the World Championship Regulation and its annual appendix.
- Accept any checks on the boat requested at the request of recognised Class Measurers or National or International Authorities
- Accept any checks within the context of the fight against drugs
- Promote the objectives of the Association and support any actions undertaken by it.

B - III - DISCIPLINARY SANCTIONS

The Executive Committee has the right to impose disciplinary sanctions on any member of the Association [warning notice, suspension of membership] for subscription arrears or another serious matter.

The Executive Committee must permit any person under threat of disciplinary sanction the opportunity in the first instance to appeal and to provide whatsoever explanations deemed to be necessary as a defence.

In the case of suspension, the excluded member may lodge an appeal and request a vote on the exclusion at the next General Meeting. Any such appeal shall entail the lifting of the suspension until the next General Meeting.

That said, any cancellation of membership which is ratified by a General Meeting of the Association shall be reported to WS and to the MNA under whose jurisdiction the excluded member operates.

Excluded members are nevertheless responsible for the payment of any outstanding subscription for the current year and if necessary for preceding years.

B - IV - RESIGNATION OF MEMBERSHIP

Any member wishing to leave the Association must address a registered letter [with acknowledgement of receipt] of resignation for the attention of the Chairman of the Association. However, the resignation shall only become effective with the payment of any outstanding subscription for the current year and if necessary for preceding years.

C - CLASS RULES

C - I - FUNCTIONS OF THE TECHNICAL COMMITTEE

This Committee is responsible for:

- Drafting the Class Rules and examining all necessary developments, whilst remaining aware that any change in the wording of the Class Rules must be approved by WS and adopted by the Annual General Meeting.
- Defining and implementing of the procedures for measurements and checks.
- Delegating to the Chief Class Measurer the drafting of the Measurement Certificate and validating them annually on condition of the payment of the subscription.
- Under the control of the Technical Committee, the technical secretary keeps a register listing the hull registration numbers of the Open 60' boats, checking that such numbers are clearly marked on each transom, allocating sail numbers and supplying self-adhesive Class insignia, which each Open 60' is obliged to display on the mainsail, as defined in the Class Rules.
- Managing construction start-ups in collaboration with the General Secretary and managing, in collaboration with the Treasurer, the issuing of Measurement Certificates, subject to the payment of the cost of the Measurement Procedure and the WS registration fee for new boats to the Class.
- And in a general sense, encouraging all research into new techniques in the field of navigation safety, but with particular reference to technological innovation in the domain of performance.

C – II – REGISTRATION FEE

In accordance with Article 9.1 of the approval agreement reached by World Sailing and IMOCA, IMOCA shall collect a fee on behalf of World Sailing for each boat manufactured after 1st January 1999. This fee shall be transferred to World Sailing as specified in Article 9.3 of the agreement.

The fee amount is set by World Sailing, and for 2021 it equates to £ 1,468.32 (plus VAT where applicable) for an Open 60'. This Class fee must be paid off in full in one go when requesting the first Measurement Certificate.

C – III – OFFICIAL CLASS MEASURERS

Solely Official Class Measurers are authorised to carry out checks and tests with the aim of issuing a Measurement Certificate for an Open 60'.

A list of the Official Measurers has been drawn up in an appendix to the current Regulations.

C – IV – ADMINISTRATIVE, TECHNICAL AND FINANCIAL PROCEDURES

C – IV – 1 – Declaration of construction start-up:

Any person wishing to build, or have built, an Open 60' with the intention of racing her, must make a construction start-up declaration on plain, unheaded paper detailing the boat's main characteristics with regards to the Class Rules.

In accordance with Article 7.2 of the Constitution, this declaration shall allow the informant to submit an application for membership of the Association.

C – IV – 2 – Registration Fee

The registration fee as described above shall be due on completion of construction, when requesting the first Measurement Certificate.

C – IV – 3 – Awarding of the first Measurement Certificate:

The new boat shall undergo all the checks and tests as decided upon by the Technical Committee, under the jurisdiction of one of the Official Class Measurers.

The measurement procedures, as well as the configurations at the time of the tests, are set out in the Class Rules according to the measurement protocol.

The cost of a complete measurement procedure is set by the Executive Committee.

C – IV – 4 – Awarding of a Measurement Certificate after modifications to the boat

The boat shall undergo all the checks and tests as decided by the Technical Committee and which the Class Measurers deem to be necessary, taking into account the declarations of the applicant.

The measurement procedures, as well as the configurations at the time of the tests, are set out in the Class Rules according to the measurement protocol.

The cost of a comprehensive procedure is set by the Executive Committee.

C – IV – 5 – Annual validation of the Measurement Certificate without modifications to the boat:

In light of a declaration of non-modification of the boat, checks and tests shall be deemed unnecessary.

The cost of such validation is set by the Executive Committee.

C – V – INTERPRETATION

Any request for interpretation of any section of the Class Rules must be made in writing to the Chief Class Measurer who will pass it on to the Class Rules Committee [Article A.7 and A.8 of the Class Rules].

The applicant must make a payment to IMOCA of €800 ex.VAT for his/her request for interpretation to be admissible.

All interpretations shall be made public. After consultation with WS if necessary, the reply shall be addressed to the applicant and, if it is likely to set a legal precedent, be communicated to all members.

In the latter case the matter raised could lead to a modification or clarification of the text at the next Annual General Meeting.

C - VI - DATE OF COMING INTO FORCE / DURATION OF VALIDITY OF THE TEXT

The Class Rules validated by any Annual General Meeting shall come into force from the date specified during this Annual General Meeting through until the next Annual General Meeting which revises the Class Rules.

C - VII - LIMITATION FOR THE ISSUING OF MEASUREMENT CERTIFICATES

In accordance with the terms set out in the appendix, no Open 60' may be issued with a Measurement Certificate if the request does not originate from a full member of the Association wishing to enter the boat into competition.

Any full member who requests the issuing of a Measurement Certificate for an Open 60' on behalf of a third party without intending to enter the boat into competition his or herself may be liable to disciplinary sanctions.

A Measurement Certificate shall only be issued in the name of a boat, whose skipper shall be a fully paid-up member of the Association. In the event of chartering out of the boat, the charterer shall join the Association.

AGREEMENT RELATING TO THE OPEN 60' CLASS BOAT

AGREEMENT dated 1st November 1998.

PARTIES:

1. World Sailing [WS].
2. International Monohull Open Class Association [IMOCA].

CONTENT:

APPLICATION DETAILS:

1. Definitions.

1.1 "An Open 50'/60' Class boat" means a boat built to conform to the Open 50/60 Class Rules and Regulations.

2. The Open 50'/60' Class shall be allocated the status of a recognised Class from the date of this agreement within the Rules and Regulations of WS, and shall hold such a status unless it is revoked in accordance with the Rules and Regulations of WS.

3. The Association shall fulfil its obligations and manage its affairs in accordance with the WS Regulations for Recognised Classes and undertakes to ensure that:

(a) any amendments to the Association's Constitution, shall be subject to the approval of WS in accordance with the WS Regulations for Recognised Classes;

(b) any amendments to the Open 50' and 60' Class Rules shall be subject to the approval WS in accordance with the WS Regulations for Recognised Classes.

4 & 5 Spare numbers

6. Any amendment to the Class Rules shall be proposed to the Members by the Technical Committee at the AGM or, when an immediate amendment is required, to the Executive Committee. Any amendments to the Rules shall be ratified or modified by the Members during the AGM and thereafter submitted to WS for consideration and ratification.

Rule interpretations shall be made by IMOCA in consultation with WS. Interpretations shall be requested in writing and shall be distributed to the members as necessary. Interpretations shall be ratified or modified by IMOCA, sent out to members and included in the Class Rules.

7 & 8 Spare numbers

9.1 IMOCA shall collect a registration fee from the Owner, on behalf of WS, for each boat built after the date of this Agreement. The sum shall be equal to 0.4% for the first phase of 20,000 pounds sterling, 0.2% on the next phase of 70,000 pounds sterling and 0.1% on any amount over 90,000 pounds sterling, an amount calculated according to the builder's selling price with the standard equipment less sails as agreed by WS. IMOCA shall transfer this fee to WS as specified in 9.3.

9.2 This sum shall be increased by 2% annually, this increase having to be revised on 1st January 2003. For this purpose, IMOCA shall provide WS with information about current prices upon request. It is agreed that the sum payable to WS in respect of each boat built in 1999 shall be 870 pounds sterling.

9.3 IMOCA shall prepare a quarterly statement for the amount due to WS and submit the said statement together with payment to WS within six weeks of the end of each quarter, ending on 31 March, 30 June, 30 September and 31 December each year. WS shall have the right through its duly appointed agents to carry out any audit or other investigation in normal business hours with the prior mutual agreement of IMOCA, as may be necessary from time to time to verify such statements.

9.4 IMOCA shall ensure that all these quarterly statements include a unique hull number for each boat built and that such numbers are moulded into the transom of each boat. IMOCA will take all reasonable steps to ensure that it receives the appropriate payments from Owners from which to pay all the sums due to WS, withholding Measurement Certificates from any new boats in default of payment.

Open 50'/60' boats certified prior to the date of this agreement are not subject to a retrospective fee payable to WS.

10. Spare Number

11.1 The Association shall be funded by:

(a) Member subscriptions.

(b) Revenue from sail stickers, which shall be paid to the Association in accordance with Clause 10.

(c) Other sources of revenue as agreed by the Association's Executive Committee.

11.2 The Association's Member subscription year shall run from 1 January to 31 December.

11.3 The Membership fees shall be decided on a regular basis during the Annual General Meeting and the implementation of such fees shall take place from 1 January following the Annual General Meeting.

11.4 All other fees, such as those for services provided at events, professional or otherwise, shall be decided by the Association's Executive Committee,

12. The Association shall pay an annual subscription to World Sailing funds, with the amount set by the WS Council on a regular basis. For 1998, the fee shall be 200 pounds sterling. All subscriptions shall be due on the first day of January for each ensuing calendar year.

13 & 14 Spare Numbers

15. Any dispute arising in the application of this Agreement regarding build specifications shall be submitted to a single arbitrator to be appointed by Lloyd's Register of Shipping and this shall be a submission to arbitration under the provisions of the Arbitration Act 1950 or any re-enactment, amendment or extension thereof for the time being in force.

16. The Agreement shall be construed in accordance with the laws of the Isle of Man.

17. This Agreement shall continue to be to the benefit of and be binding upon the parties hereto, their successors and eligible parties, provided that IMOCA cannot assign its rights and obligations under this Agreement without prior approval from WS.

18. Spare number

19. This Agreement may be terminated by either party at any time subject to giving the other party at least one year's notice in writing or immediately upon notice of bankruptcy or insolvency. Outside this situation, it shall continue to be in force so long as the Class is allocated Recognised status by WS.

Signed by Arve Sundheim
For and on behalf of
World Sailing

Signed by Christophe Auguin
For and on behalf of
the IMOCA Class Association

APPENDIX TO YEARBOOK

| APPENDIX I : 2021 CLASS RULES

| APPENDIX II : 2021 MEASUREMENT PROTOCOL

| APPENDIX III : NOTICE OF IMOCA WORLD CHAMPIONSHIP & AGENDA

| APPENDIX IV : EXECUTIVE COMMITTEE / COMMISSIONS & CONTACTS

| APPENDIX V : SUBSCRIPTION & FEES