

# LESC ABANDONED BOAT POLICY

## INTRODUCTION

This policy document has been prepared by the Committee of Loch Earn Sailing Club (LESC) to clarify the club position on abandoned boats and equipment (including trailers) at the LESC site. As set out in the "Club Rules Handbook" the Abandoned Boats and Equipment policy is intended to improve the availability and convenience in the use of active boats and other equipment at the club.

## DEFINITIONS

The Committee shall be entitled to treat a boat or equipment as abandoned if it is in any of the following conditions:

- Located on club premises and not displaying any details of ownership;
- Overstaying by more than a month an instruction from the committee for its removal;
- Overstaying by more than a month following the termination of membership of a former member.

## LESC ACTION ON ABANDONED BOATS OR EQUIPMENT

In the case of an abandoned boat or equipment the Committee may:

- a) Move the boat, trailer or equipment to any part of the club premises without being liable for any loss or damage to the boat or equipment howsoever caused;
- b) Give 14 days notice requiring the Member or former Member to collect/remove the boat or equipment, if Members address is known;
- c) Charge storage for the boat, trailer or equipment until such time as the owner collects the boat, trailer or equipment.

Where a member has sold a boat or equipment to a non-member, the member shall retain full responsibility for that boat or equipment while it remains on LESC site. This includes the liability for any storage, removal or other associated charges.

Where ownership of an unused boat or equipment is unknown, the Committee will make it known publicly (either via the club website, notice board or such other means as the Committee may in its absolute discretion determine) that they are trying to trace ownership. If no reply is received within three months of such publication, the Committee will treat the equipment or boat as abandoned and report the same to the Police in accordance with the Civic Government (Scotland) Act 1982. If the police subsequently offer the equipment or boat back to the Committee, the Committee may (but need not) accept such equipment or boat. In the event that such equipment or boat is accepted from the Police, the Committee reserves the right (in its sole discretion and without the requirement for any further notice to be given) to :

- a) Retain it at the club for a period of not less than 1 year, then
- b) Following the expiry of such 1 year period it would be considered as club property to be used or disposed as the seen fit by the Committee.

In exercising the above rights, the Committee shall keep in mind the most up to date RYA guidance regarding Scottish law on the RYA website.

*Amended 2018*

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