



The Old Worcesters' Yacht Club



Stephen Duke, Laurel House, Main Road, Ashton, Helston,
TR13 9SR
Tel: 07990973003
Email: permitsowyc@hms-worcester.co.uk

OWYC PERMIT APPLICATION

To apply for or renew a Permit to fly the Club Ensign kindly complete & return this form **completing &/or deleting*** as appropriate paragraphs A, B or C & return to me at the above address together with a **COPY** of **all** pages of the vessel's registration document(s) - **including** the reverse side if there are any entries thereon. Yes, your **full name is** required on this form & any application lacking this information must be rejected. Please note the Flag Officers of the Club can withdraw a permit at any time in the event of misuse by the holder. Please ensure the dignity of the Club is upheld by using clean, un-faded & un-torn flags of the appropriate size at all times; a small "storm" ensign may be a sound investment! NB a S.A.E. is no longer required.

To the Permit Secretary, The Old Worcesters' Yacht Club

I wish to apply for a Permit to fly the Club Ensign on the yacht.

Official/SSR Number.....whose registration expires on/...../20

This vessel is:-

*A) Registered in my sole name as beneficial owner.

*B) Jointly owned by me together with:

.....

*C) Chartered to me by the registered owner(s) who is/are:

.....

(The charter commences on the:/.../..... and ends on the:..../.../.....)

• Please delete the inapplicable sections

PERMITS NORMALLY EXPIRE ON THE REGISTRATION EXPIRY DATE

Please enter details EXACTLY as they are shown in the Registration Document a copy of which must be enclosed with this application. Only British vessels registered as a yacht and meeting the specified size minima are eligible for the issue of an Ensign Permit; please see overleaf for details. Please note that Permits are not transferable to other members, vessels or privileged Clubs. A fee of £25 is payable for the issue of a permit; for a renewal the charge is £15 provided registration details are unchanged. Cheques payable to the "Old Worcesters Yacht Club". Please note the issue fee of £25 also applies for renewals received after the expiry date of the old permit so do not delay!

I hereby undertake that the Club Ensign will **only** be worn by the above vessel when I am **personally** in "effective control" as clearly defined in paragraph (7) in the Permit Conditions which are reproduced on the following pages & which I have read & understand. I further undertake that the Club Burgee or a Flag Officers Pennant will always be worn whenever the Club Ensign is worn and the Ensign Permit & Registration Documents carried on board; please note that copies are not acceptable to most authorities. I confirm I am a British or Commonwealth Citizen. I will notify the Club if the vessel is sold or destroyed and I undertake to return the Permit should this occur.

FULL NAME IN BLOCK CAPITALS.....

DATE.....SIGNATURE.....

CONDITIONS GOVERNING THE ISSUE OF YACHT PERMITS TO MEMBERS OF ENTITLED YACHT CLUBS IN THE UNITED KINGDOM AND THE CHANNEL ISLANDS

By Section 4 of the Merchant Shipping Act 1995, it is an offence to hoist on board any ship or boat belonging to any British subject certain colours, flags and pendants without a Warrant from Her Majesty the Queen or from the Secretary of State for Defence. The maximum penalty is one thousand pounds for each offence. Among the prohibited flags are the Union Flag, White Ensign, Blue Ensign (plain or defaced) and the Red Ensign with any defacement. The prohibition applies to any ship or boat belonging to any British subject wherever it may be, and so extends not only to tidal waters but equally to rivers, lakes and inland waters generally.

Yachts may not wear the special Ensigns prohibited above except under a Permit issued to a yacht owner by a Yacht Club from 1 April 1985 onwards and in accordance with the Conditions set out below.

Conditions

1. Permit. The Yacht must be issued with a Permit by a Yacht Club pursuant of a Warrant to that Club by the Secretary of State for Defence.

2. Registration and Measurement.

a. Registration. The Yacht must be a ship registered under either

- (1) Part 1 of the Register of British Ships or
- (2) Part III of the Register of British Ships (Small Ships Register)

b. Measurement. The Yacht must measure not less than:

- (1) 2 tons gross if registered under 2a(1) above.
- (2) 7 metres in length overall if registered under 2a(2) above.

3. Membership of Designated Yacht Club. The owner or owners of the Yacht must have current membership of one of the Yacht Clubs in the United Kingdom or Channel Islands to which a Warrant has been issued and which is designated in the Navy List.

4. Nationality. The owner or owners must be British or Commonwealth citizens.

5. Use of Yacht

a. The special Ensign may only be worn on a Yacht used exclusively for private and personal purposes of the Yachtsman to whom the Permit is issued.

b. The Yacht must not be used for any professional, business or commercial purpose. A Yacht whose name incorporates a name, Product or trademark used for business or commercial purposes is not eligible for a Permit.

c. A Yacht which is never used for cruising, e.g. a houseboat, is ineligible for a Permit.

6. Limited Companies. A Yacht, which is the property of a Limited Company, may be eligible for a Permit provided the provisions of Condition 5 are complied with, and the user is a British subject and a member of a designated Yacht Club.

7. Presence of Holder of Permit. Except under the provisions of Condition 6, a Permit does not confer any authority while the Yacht is being sailed by anyone other than the owner in person. Thus a special Ensign may not be worn unless the owner or user (see condition 6.) of yacht is on board, or in effective control of her when she is in harbour or at anchor near the shore, and the Clubs Burgee is flown at the main masthead, or other suitable position. The Permit must always be carried on board when a special Ensign is worn.

8 Separate Authorisation from each Club. If the owner or user belongs to more than one of the designated Clubs he must have, on board the Permit authorising the particular Ensign which is being worn.

Note - A member of a privileged club who shares a yacht with joint owners ineligible to belong to that club because of restrictive membership qualifications may exceptionally apply for a permit. All Applications under this exception must be supported by written confirmation that the other owners are ineligible for membership of the yacht club concerned. A permit issued in these circumstances is valid only when the joint owner in whose name the warrant is issued is on board, or in effective control of the yacht when in harbour or at anchor near the shore.

9. Charter or Loan of Yacht for which Permit issued. When a Yacht for which a Permit has been issued to a member of designated Yacht Club is occasionally, and for a short period, let out on charter, such action will not be held to infringe Condition 5 and will not lead to permanent disqualification. However, the Permit must be withdrawn by the Secretary of the Yacht Club; application may be made for a fresh Permit on termination of the period of charter.

10. Return of Permit. When a Yacht is sold, there is a change of ownership, or the owner ceases to be a member of the Club, the Permit must at once be surrendered to the Secretary of the Club who shall forthwith cancel it.

11. Alterations to Permits. No alterations are to be made to Permits. If the name of the Yacht is changed, or alterations are made which affect the register, the Permit is to be withdrawn by the Secretary of the Club. A new Permit may be issued provided the provisions of these Conditions are otherwise satisfied.

12. Permits Lost or Stolen. In the event of a Permit being lost or stolen, the member must forward to the Secretary of the Club a report on the circumstances of the loss and the steps taken to recover it. The Secretary of the Club may, at his discretion, issue a fresh Permit.

13. Tenders. The special Ensign may be worn by any boat which belongs to the Yacht and can conveniently be hoisted on board her.

14. Foreign Cruises. When cruising in foreign waters a Yacht for which a Permit to wear a special Ensign has been issued should take care to avoid any action which might result in complications with a Foreign Power. To this end, members intending to visit foreign waters affected by war or serious disturbances must give particulars of their voyage to the secretary of the Club who should immediately inform the Minister of Defence (Navel Law Division), Whitehall, London. SW1 A 2HS.

15. A Permit for a Yacht to wear a special Ensign becomes invalid if the provisions of the above Conditions are not met.

16. Etiquette. Permit holders may wish to comply with the custom, when in harbour, of hoisting the Ensign at 0800 (0900 between 1 November and 14 February) and lowering the Ensign at sunset (or 2100 local time if earlier).