



UNITED WORLD
WRESTLING

DISCIPLINARY PROCEDURE AND DISPUTE RESOLUTION REGULATIONS



TABLE OF CONTENTS

PREAMBLE 3

TITLE I – GENERAL PRINCIPLES 3

ARTICLE 1 – SCOPE OF APPLICATION (NATURAL AND LEGAL PERSONS) 3

ARTICLE 2 – SCOPE OF APPLICATION (SUBSTANTIVE LAW)..... 3

ARTICLE 3 – GENDER AND NUMBER 3

TITLE II – DISCIPLINARY MEASURES AND SANCTIONS 3

ARTICLE 4 – PRINCIPLES OF CONDUCT 3

ARTICLE 5 – ACTS AGAINST THE REPUTATION AND INTERESTS OF THE FEDERATION 4

ARTICLE 6 – RELATIONSHIP WITH SUSPENDED OR EXPULSED MEMBERS 4

ARTICLE 7 – DISCIPLINARY MEASURES AND SANCTIONS AGAINST THE AFFILIATED MEMBERS, THE ASSOCIATED MEMBERS AND THEIR BODIES AND MEMBERS 4

ARTICLE 8 – DISCIPLINARY MEASURES AND SANCTIONS AGAINST OFFICIALS AND COACHES 6

ARTICLE 9 – DISCIPLINARY MEASURES AND SANCTIONS AGAINST REFEREES 7

ARTICLE 10 – DISCIPLINARY MEASURES AND SANCTIONS AGAINST THE WRESTLERS 7

TITLE III – GUILT AND DEGREE OF PARTICIPATION 9

ARTICLE 11 – GUILT..... 9

ARTICLE 12 – ACTS AMOUNTING TO ATTEMPT..... 9

ARTICLE 13 – INVOLVEMENT..... 9

ARTICLE 14 – DETERMINATION OF THE SANCTION..... 9

ARTICLE 15 – STATUTE OF LIMITATION 9

TITLE IV – ORGANIZATION AND PROCEDURAL RULES..... 10

ARTICLE 16 – DISCIPLINARY AND DISPUTE RESOLUTION CHAMBER (THE “CHAMBER”)..... 10

ARTICLE 17 – COMMENCEMENT OF PROCEEDINGS..... 10

ARTICLE 18 – COMPOSITION OF THE PANELS..... 10

ARTICLES 19 – GENERAL RULES OF PROCEDURE..... 11

ARTICLES 20 – COMPLAINT PROCEDURE 12

TITLE V – COURT OF ARBITRATION FOR SPORT 13

ARTICLES 21 – APPEAL TO THE COURT OF ARBITRATION FOR SPORT 13

TITLE VI – DISPUTE RESOLUTION 13

ARTICLE 22 – GENERAL PRINCIPLES 13

TITLE VII – ENFORCEMENT 14

ARTICLE 23 – ENFORCEMENT..... 14

PREAMBLE

With specific references to Article 17 of the Articles of Association, the Bureau of the United World Wrestling (the "Federation") enacts the following Disciplinary Procedure and Dispute Resolution Regulations (the "Regulations").

Unless otherwise specifically stated in these Regulations, defined terms shall have the meaning ascribed to them in the Articles of Association.

TITLE I – GENERAL PRINCIPLES

Article 1 – Scope of application (natural and legal persons)

These Regulations shall apply to the Affiliated Members, the Associated Members, the members of the Affiliated and Associated Members, the holders of a license of the Federation and to all officials of the Affiliated and Associated Members, including but not limited to leaders, coaches and referees.

These Regulations shall also apply to all members of the Bureau and to any other official of the Federation.

An appeal before the Court of Arbitration for Sport may only be lodged against a decision rendered by the bodies of the Federation when all internal legal remedies have been exhausted.

Article 2 – Scope of application (substantive law)

These Regulations shall apply to the Olympic Games and to any and all competitions which are held under the control of the Federation, including the World Championships, the World Cups, the Continental Championships, the Continental Cups, the Regional and Continental Games and the Golden Grand Prix.

These Regulations shall also apply to any other event held under the control of the Federation or its Affiliated and Associated Members, such as training camps and any activity organized by the Federation's International Training Centers.

These Regulations shall not apply to anti-doping, which is governed by the Anti-Doping Regulations.

Article 3 – Gender and number

Terms referring to natural persons are applicable to both genders. Any term in the singular applies to the plural and vice-versa.

TITLE II – DISCIPLINARY MEASURES AND SANCTIONS

Article 4 – Principles of conduct

In addition to the specific requirements set forth in these Regulations, any natural and legal person subject to these Regulations shall:

- comply with the Articles of Association and with any and all regulations, directives and decisions issued by the Federation, including, without limitation, the Wrestling Rules, the Code of Ethics and the Financial Regulations;
- comply with the principles of fair-play and integrity;
- behave with respect towards each other.

Any infringement to the provision of this Article shall be sanctioned.

Article 5 – Acts against the reputation and interests of the Federation

Any natural and legal persons acting against the interests of the Federation, in particular by breaching the fundamental principles of the Articles of Association, by harming the reputation of the Federation, its bodies or members, by acting against the integrity of the Federation or by defaming or offending the Federation, its bodies or members, shall be sanctioned as follows:

- if the action is directed against an individual:
 - warning;
 - reprimand;
 - suspension from the Federation meetings and competitions for a period from 1 month to 3 years, plus a fine of CHF 5,000 to CHF 15,000;
 - expulsion for life;
- in the other cases:
 - warning;
 - reprimand;
 - suspension from the Federation programs and competitions for a period from 1 month to 3 years;
 - suspension from the Federation for a period from 1 month to 3 years, plus a fine of CHF 5,000 to CHF 15,000.

Article 6 – Relationship with suspended or expelled Members

Any Member which maintains a sport relationship with a suspended or expelled national federation shall be sanctioned as follows:

- warning;
- reprimand;
- fine, from CHF 1,000 to CHF 5,000;
- suspension, from 1 month to 3 years;
- expulsion for life.

Article 7 – Disciplinary measures and sanctions against the Affiliated Members, the Associated Members and their bodies and members

7.1. Sanctions

The following sanctions are applicable to the Affiliated Members, the Associated Members and their respective bodies and members, without limitation to sanctions specifically mentioned herein or in any other applicable rules and regulations:

- warning;
- reprimand;
- fine, from CHF 1,000 to CHF 100,000;
- suspension, from 1 month to 3 years;
- prohibition to organize international events for a certain period of time;
- prohibition to participate in international events for a certain period of time;
- expulsion from the Federation.

7.2. Punishable acts and omissions

a) Non-payment of subscriptions

Members which have not paid their annual subscription fees within the applicable deadline shall lose their respective rights as Members, in particular their voting rights during the Congress (if applicable).

In case of delay exceeding 1 year after the applicable deadline, the Members shall be prohibited from participating in the World Championships, the World Cups, the Continental Championships and any other international events held under the control of the Federation. The Members shall also be prohibited from organizing such events.

Non-payment of subscriptions fees may also lead to the expulsion of the Members.

b) Omission to declare events

If a Member omits (i) to announce to the Federation the organization of an international event or of a competition between a minimum of 3 nations to be held under the control of the Federation, (ii) to send the result of the competitions to the competent body of the Federation, or (iii) to settle the organization fees set out in the Financial Regulations, the minimum amount of fine shall be CHF 2,000 and the maximum CHF 50,000. In addition, the organization fees set out in the Financial Regulations shall be multiplied by 2.

c) Infringement of a suspension period

If a Member, or its member, has (have) been suspended by the Federation and participates in an international event held under the control of the Federation, the suspension period may be extended for a period up until the initial period of suspension and a fine shall be due to the Federation. The minimum of fine shall be CHF 2,000 and the maximum CHF 50,000.

d) Withdrawal from a competition

If the conditions set out in Article 26 (b) of the General Regulations for Championships and International Competitions are met, but the Member does not participate in the competition, the Member shall be suspended from all international events held under the control of the Federation for a period from 1 month up to 3 years, a fine of minimum CHF 1,000 and maximum CHF 10,000 shall be due and the Member shall pay to the Federation an amount representing twice the accommodation fees payable per wrestler entered in the nominative list.

e) Withdrawal of a team

Any national team which withdraws from an event in an inopportune way shall be prohibited from taking part in international events for a period from 1 month to 3 years. The Member shall reimburse the organization federation for any and all expenses that were incurred in respect of the expected participation of such national team.

The Member shall pay a fine of minimum CHF 2,000 and maximum CHF 50,000.

f) Cancellation of a World Championship, a Continental Championship, a World Cup or a Continental Cup

If a Member cancels without legitimate reason a World Championship, a Continental Championship, a World Cup or a Continental Cup less than 24 months before the beginning of the competition, or if the Member does not comply with the requirements decided by the Federation for the organization of such competitions, then the Member shall pay a fine of minimum CHF 10,000 and maximum CHF 50,000 and shall be prohibited from organizing an international competition held under the control of the Federation for a period of 1 month to 3 years.

If a Member does not comply with the Federation standards applicable to the organization of World Championships, Continental Championships, World Cups or Continental Cups, then the Member shall pay a fine of minimum CHF 5,000 and maximum CHF 50,000 and shall be prohibited from organizing an international competition held under the control of the Federation for a period of 1 month to 3 years.

If a Member does not cover the transport expenses of the President of the Federation (or his/her substitute), of the two technical deputies and of one or two officiating delegates in the context of a World Championship, a Continental Championship, a World Cup or a Continental Cup, the organizing Members shall pay a fine of CHF 1,000 to CHF 5,000.

If a Member does not provide the television coverage or the international feed in accordance with the agreement entered into between the Federation and the host broadcaster in the context of World Championships or Continental Championships, then such Member shall pay a fine of CHF 100,000 for a World Championship and CHF 75,000 for a Continental Championship.

g) Cancellation of a tournament registered with the Federation calendar

If a Member, without legitimate reason, cancels or changes the date of a competition registered with the Federation calendar and published in the Official Federation News Bulletin, other than a World Championship, a Continental Championship, a World Cup or a Continental Cup, then such Member shall pay a fine of minimum CHF 1,000 and maximum CHF 5,000 and shall be suspended for a period of 1 month to 3 years.

h) Misrepresentation on the age or the nationality of the wrestlers

Misrepresentation on the age or the nationality of a wrestler shall be sanctioned by a fine of CHF 2,000 to CHF 15,000 per infringement due by the Member.

The wrestler may be suspended for a period of 1 month to 3 years.

i) Failure to send plane tickets

Failure to send plane tickets in due time to the appointed referee and to the instructor (if applicable), except where mutually agreed between the interested person and the organizer, shall be sanctioned by a fine of CHF 1,000 to CHF 5,000.

j) Absence of referees

Any Member which does not comply with the table set out in the Regulations for Organising Championships and International Competitions with regard to the number of referees who must accompany their participating national delegations shall pay a fine of CHF 2,000 per missing referee.

k) Participation of a suspended individual

Any Member which permits the participation in an international event held under the control of the Federation of one of its members (wrestler, referee, trainer, leader) who is in a period of suspension decided by the competent body of the Federation shall be prohibited from participating in any international event held under the control of the Federation for a period of 1 month to 3 years and shall pay a fine of CHF 2,000 to CHF 50,000. The Member may be suspended for a period of 1 month to 3 years.

Article 8 – Disciplinary measures and sanctions against officials and coaches

8.1. Sanctions

The following sanctions are applicable to the officials and coaches, without limitation to sanctions specifically mentioned herein or in any other applicable rules and regulations:

- warning;
- reprimand;
- fine, from CHF 1,000 to CHF 10,000;
- suspension, from 1 month to 3 years;
- prohibition to represent his/her national federation during events held under the control of the Federation, from 1 month to 3 years;
- expulsion for life.

8.2. Punishable acts and omissions

a) Indiscipline

Any official or coach who leaves inopportunistically an event held under the control of the Federation without legitimate reason shall be suspended. Other sanctions may apply.

Any official or coach who incites a wrestler to leave the victory to his/her opponent shall be disqualified for the event and shall be prohibited from representing his/her national federation during events held under the control of the Federation for a period of 1 month to 3 years.

b) Impropriety and assault

Any official or coach found guilty of impropriety or assault shall be prohibited from representing his/her national federation during events held under the control of the Federation for a period of 1 month to 3 years and shall pay a fine of CHF 5,000 to CHF 20,000.

c) Misrepresentations

Any official or coach called to take part in disciplinary proceedings as a witness and who makes misrepresentations shall be prohibited from representing his/her national federation during events held under the control of the Federation for a period of 1 month to 3 years.

Article 9 – Disciplinary measures and sanctions against referees

9.1. Sanctions

The following sanctions are applicable to the referees, without limitation to sanctions specifically mentioned herein or in any other applicable rules and regulations:

- verbal caution;
- written caution;
- official warning;
- suspension throughout the competition;
- downgrading
- prohibition to officiate in international events held under the control of the Federation, from 1 month to 3 years;
- removal from the list of international referees.

9.2. Punishable acts and omissions

Any referee who infringes Article 8.2 a), first paragraph, of these Regulations (“Indiscipline”) shall be suspended throughout the competition.

Any referee who infringes Article 8.2 a), second paragraph, of these Regulations (“Indiscipline”) shall be prohibited from officiating in international events held under the control of the Federation for a period of 1 month to 3 years.

Any referee who infringes Articles 8.2 b) or c) of these Regulations (“Impropriety and assault” and “False statements”) shall be removed from the list of international referees.

Any referee found guilty of partiality and injustice shall be expelled from the Federation for life.

Article 10 – Disciplinary measures and sanctions against the wrestlers

10.1. Sanctions

The following sanctions are applicable to the wrestlers, without limitation to sanctions specifically mentioned herein or in any other applicable rules and regulations:

- warning;
- reprimand;
- disqualification from the competition;
- suspension for a period of time between 1 month and 3 years;
- disqualification for life.

10.2. Punishable actions and omissions

a) Indiscipline

Any wrestler who refuses without legitimate reason to compete in one or several match(es) of a competition shall be disqualified from the competition and shall be prohibited from taking part in international competitions held under the control of the Federation or an affiliated or associated member from 1 month to 3 years.

Any wrestler showing characterised indiscipline and who abandons competitions in an inopportune way shall be suspended. He/She shall be prohibited from taking part in international competitions held under the control of the Federation from 1 month to 3 years.

b) Impropriety

Any sports impropriety during a match, such as insult, undesirable gesture, opposition to referees' decisions, opposition to the requirements of a qualified official, provocation and any act contrary to the propriety of the sport of wrestling shall be sentenced as follows:

- disqualification for the duration of the combat: this decision is taken by the refereeing body;
- disqualification for the duration of the competition: this decision is taken by the refereeing body and the Head of the refereeing body;
- prohibition to take part in international competitions held under the control of the Federation from 1 month to 3 years.

c) Infringement to the wrestling rules

Any wrestler who leaves the victory to his/her opponent shall be disqualified and prohibited from taking part in international competitions held under the control of the Federation from 1 month to 3 years.

Any wrestler who attacks and strikes or intentionally and brutally tries to wound his/her opponent shall be disqualified from the competition and shall be prohibited from taking part in all competitions, including international competitions held under the control of the Federation, from 1 month to 3 years. Disqualification for life can be pronounced in case of serious injury caused voluntarily.

d) Assault

Any wrestler who assaults his/her opponent, a member of the opposing team or any other member of the Federation in the competition venue or in its surroundings shall be prohibited from taking part in all competitions, including international competitions held under the control of the Federation, from 1 month to 3 years and shall pay a fine of CHF 1,000 to CHF 10,000. Disqualification for life can be pronounced if the assault causes serious injury

Any wrestler who assaults a referee, a judge or competition official, inside or outside the competition venue, shall be prohibited from taking part in all competitions, including international competitions held under the control of the Federation, from 1 month to 3 years and shall pay a fine of CHF 1,000 to CHF 10,000. Disqualification for life can be pronounced depending on the gravity of the assault.

Any wrestler who vandalises the competition venue or its surroundings (including the accommodation venue) shall be prohibited from taking part in international competitions held under the control of the Federation from 1 month to 3 years and shall pay a fine of CHF 5,000 to CHF 10,000.

e) Participation in case of suspension

Any wrestler who participates in an international event held under the control of the Federation in a period of suspension decided by the competent body of the Federation shall be sanctioned at least in the same extent as the initial sanction.

f) Misrepresentations

Any wrestler called to take part in disciplinary proceedings as a witness and who makes misrepresentations shall be prohibited from taking part in international competitions held under the control of the Federation from 1 month to 3 years.

TITLE III – GUILT AND DEGREE OF PARTICIPATION

Article 11 – Guilt

Unless otherwise specified, infringements are punishable regardless of whether they have been committed intentionally or negligently.

Article 12 – Acts amounting to attempt

Acts amounting to attempt are also punishable.

In the case of acts amounting to attempt, the competent disciplinary body may reduce the sanction set forth for the infringement accordingly.

Article 13 – Involvement

Anyone who intentionally takes part in committing an infringement, either as instigator or accomplice, is also punishable.

The competent disciplinary body shall take account of the degree of guilt of the party involved and may reduce the sanction set forth for the infringement accordingly.

Article 14 – Determination of the sanction

The competent disciplinary body pronouncing the sanction shall determine the type and duration of the sanction based on the infringement and the seriousness of such infringement.

The competent disciplinary body shall take into consideration aggravating and mitigating circumstances.

Article 15 – Statute of limitation

Any infringement may no longer be prosecuted after 4 years.

The limitation period starts on the day on which the infringement is allegedly committed or, if the alleged infringement lasts for a certain period of time, on the day on which such period ends.

The limitation period is interrupted if the competent disciplinary body starts proceedings before the expiration of the limitation period.

TITLE IV – ORGANIZATION AND PROCEDURAL RULES

Article 16 – Disciplinary and Dispute Resolution Chamber (the “Chamber”)

The Chamber is composed of 7 members, appointed by the Bureau upon proposal from the President.

The Bureau appoints a Chairman and a Vice Chairman of the Chamber among the 7 members.

The members of the Chamber shall meet the following requirements:

- they shall be independent from the Federation and the members of its bodies;
- they shall speak fluently French or English;
- they shall have a law degree or have completed any equivalent legal education.

Where a case requires the assistance of an expert, the latter may be appointed outside the Chamber on its Chairman’s proposal.

The members of the Chamber are appointed for a period of 4 years between two Olympic cycles. During their office, they may only be removed by the Bureau of the Federation.

The seat of the Chamber shall be at the seat of the Federation. The Chairman may decide to hold any hearings at any other place.

The members of the Chamber have the right to be reimbursed for their travel, hotel and daily representation expenses resulting from their activities for the Federation. The Bureau shall set out the conditions of such reimbursement in specific regulations, which shall be borne by the Federation.

Article 17 – Commencement of proceedings

Any act and omission likely to result into any disciplinary measure or sanction shall be reported to the Federation Secretary general who shall conduct an investigation and promptly refer the matter to the Chairman of the Chamber who shall decide on the commencement of the proceedings.

The Chairman of the Chamber may also commence a proceeding *ex-officio* or upon a complaint of an infringement brought to his/her attention by any person subject to these Regulations.

Article 18 – Composition of the panels

Whenever a matter is submitted to the Chairman of the Chamber, the latter may decide on the matter or appoint a panel of 3 members according to the importance of the matter, of one whom may be the Chairman, to sit as the panel hearing the case. In this case the Chairman shall appoint a President of the panel.

The Chairman may decide to reject a request or demand that is obviously inadmissible without further process. This decision must be summarily motivated and indicate the cause of rejection.

Any member of the panel called upon to rule must withdraw from the proceedings in the following circumstances:

- the member has a personal interest in the outcome of the case;
- the member has previously taken part in the same case in a different role, such as counsel, expert or witness;
- the member is married or related to one of the parties;
- due to other circumstances, the member does not consider himself/herself able to reach a decision in a totally independent and impartial manner.

If a member called upon to sit on a panel is prevented from doing so, is challenged, withdraws or is revoked, the Chairman or failing that, the Vice Chairman shall designate a substitute among the members of the Chamber.

Articles 19 – General rules of procedure

19.1. Conduct of the case

The Chairman or the President of the panel called upon to rule shall conduct the proceedings and carry out all necessary acts of investigation to reach a decision. The President of the panel may delegate the examination of the case to another member of the panel.

19.2. Provisional measures

The Chairman or the President of the panel called upon to rule may on its own initiative or on that of the Chairman, or following the request of one of the parties, order any necessary provisional measures according to the circumstances.

A provisional suspension may be imposed against a Member as described on article 1. In this event the decision shall be motivated and no appeal will be admitted. The duration of the provisional suspension will be taken into account in the decision rendered by the President of the Chamber or the Chairman of the panel.

19.3. Procedural rights

The fundamental rights of procedure are guaranteed to all parties, including, without limitation, the right to present one's case, the right to access the case file, the right to provide and present evidence, to obtain a reasoned decision, and the right to legal representation. There is no right to oral hearings.

19.4. Submission of the parties

The submissions of the parties shall provide an explanation of the facts pertinent to the case, a legal argumentation, the evidence and the prayers for relief.

19.5. Pleadings

The President of the panel called upon to rule may, either on his/her initiative or upon request, demand that the case be pleaded.

19.6. Deliberations and decisions

Deliberations shall be confidential. The parties shall not be present while the panel deliberates.

Decisions within the panel are passed by a majority of the votes cast. Voting is mandatory, there shall be no abstention.

The decision is notified in writing to the parties. The decision is signed by the President of the panel and shall provide the following information:

- the date and the place of the ruling;
- identity of the members of the panel, of the parties and of their counsel (if applicable);
- the prayers for relief of the parties;
- a short description of the facts and of the grounds for the decision;
- the decision with its operative part;
- the information as to right to complain.

19.7. Costs and fees

A table regarding costs and fees associated to any proceedings shall be set up by the Bureau.

The Chairman of the Chamber shall request the parties or the plaintiff, as the case may be, to pay in advance the estimated costs of the proceedings. The Chairman sets an appropriate deadline in that

respect. Failure to pay the estimated costs within the deadline shall lead to the dismissal of parties' claims, motions or submissions.

In principle, the party losing the case shall bear the costs of the proceedings. The panel may however decide to allocate the costs of the proceedings differently.

Each party shall bear the costs and fees of his/her/its counsels and advisors.

19.8. Amnesties, remission of sentence and clemency

The Executive Committee of the Federation is entitled to concede amnesties and remissions of sentence: the first for those measures still pending; the second for the sanctions that have not ended yet.

The remission of sentence by the Executive Committee is a general leniency measure. It forgives totally or partially the sanction rendered.

The President of the Federation is entitled to concede clemency, on the concerned person's request, only if at least half of the sanction has passed and in case of an exclusion if at least five years have passed after the final sanction has been rendered. The clemency is only meant for the immediate ending of the sanction.

Amnesty, remission of sentence and clemency shall not be applied to anti-doping rules violations.

Articles 20 – Complaint procedure

20.1. Decisions subject to complaint

The final decisions rendered by a panel of 1 member are subject to complaint. Provisional decisions as well as decisions rendered by a panel of 3 members are not subject to complaint.

Only parties to the initial proceedings who have an interest in the rectification of the decision are entitled to file a complaint against the decision.

20.2. Grounds for complaint

A complaint may be filed by reason of:

- incorrect application of the legal provisions;
- incorrect application of the Articles of Association and of any other regulations issued by the Federation;
- inexact appreciation of the facts;
- excessive severity of the measure or sanction.

20.3. Complaint

The party deciding to complain shall send a declaration of complaint to the Chairman of the Chamber within 30 days following the receipt of the decision rendered by the panel. Within the same deadline, the party filing the complaint shall pay in advance the estimated costs of the complaint proceedings in an amount of 2.000 Swiss Francs.

The declaration of complaint must be dated and signed and shall provide the arguments for the complaint as well as the prayers for relief. A copy of the decision shall be attached to the declaration of complaint, as well as the proof of payment of the advance payment for the estimated costs.

Whenever a complaint is filed the Chairman of the Chamber shall appoint a panel of 3 members of the Chamber, of one whom may be the Chairman, to sit as the panel hearing the complaint. The Chairman appoints a President of the panel. The member who rendered the challenged decision may not sit on the panel hearing the complaint.

20.4. Suspensive effect

Unless otherwise decided by the President of the panel, the challenged decision shall remain valid and enforceable until the panel hearing the complaint renders its decision on the complaint.

20.5. General rules of procedure

The panel hearing the complaint shall communicate the declaration of complaint to the panel who rendered the challenged decision as well as to the other parties of the case.

The panel shall set a deadline for the previous panel and for the other parties of the case to communicate their observations on the declaration of complaint.

The panel hearing the complaint is not allowed to modify the challenged decision to the detriment of the party complaining (*no reformatio in peius*).

The panel hearing the complaint is entitled to modify the decision or to send it back to the previous panel for further investigations and new decision.

TITLE V – COURT OF ARBITRATION FOR SPORT

Articles 21 – Appeal to the Court of Arbitration for Sport

Unless otherwise stated in the Articles of Association and in the regulations, and provided that the complaint procedure, if applicable, has been exhausted, any decision made by the the Disciplinary and Dispute Resolution Chamber may be submitted exclusively by way of appeal to the Court of Arbitration for Sport in Lausanne, Switzerland, which will resolve the dispute definitively in accordance with the Code of sports-related arbitration. The time limit for appeal is twenty-one days after the reception of the decision concerning the appeal.

TITLE VI – DISPUTE RESOLUTION

Article 22 – General principles

Affiliated and Associated Members, as well as any member of a body of the Federation shall be entitled to request the services of the members of the Chamber to act as mediators in a dispute.

The following disputes may be subject to the mediation of the Chamber:

- disputes between Affiliated and/or Associated Members;
- disputes between members of the bodies of the Federation.

A party wishing to institute mediation proceedings shall file a request in writing to the Chairman of the Chamber. The request shall contain the identity of the parties and a brief description of the dispute.

Unless the parties jointly request a specific member of the Chamber to act as mediator, the Chairman of the Chamber shall appoint one member among the 9 members of the Chamber to act as mediator, after consultation with the parties.

The mediator shall be and must remain independent of the parties and impartial. Article 18 paragraph 2 of these Regulations shall be applicable to the mediator.

The mediator shall determine how the mediation will proceed.

Each party shall cooperate in good faith with the mediator and shall guarantee him the freedom to perform his mandate to advance the mediation as expeditiously as possible. The mediator makes any suggestions he deems appropriate. He may at any time communicate separately with the parties.

The mediator shall promote the settlement of the dispute. He shall identify the issues in dispute, facilitate discussions and propose solutions. The mediator may not impose a solution of the dispute on either party, and shall not render any decision.

The mediator and the parties shall enter into a confidentiality agreement and shall not disclose to any third party any information given to them during the mediation.

Unless required to do so by applicable laws, the parties shall not rely on, or introduce as evidence in any arbitral or judicial proceedings:

- views expressed or suggestions made by a party with respect to a possible settlement of the dispute;
- admissions made by a party in the course of the mediation proceedings;
- documents, notes or other information obtained during the mediation proceedings;
- proposals made or views expressed by the mediator; or
- the fact that a party had or had not indicated willingness to accept a proposal.

Either party or the mediator may terminate the mediation process at any time.

If the parties are not able to reach a settlement on the dispute, they may start proceedings with the applicable competent authority. However, if all involved parties so require, a panel of 3 members of the Chamber – other than the mediator – may be chosen by the parties and act as arbitrators in order to settle finally the dispute. The procedure shall be established by the Chairman of the Chamber.

TITLE VII – ENFORCEMENT

Article 23 – Enforcement

These Regulations come into force on 15 January 2015.

Disciplinary Procedure and Dispute Resolution Regulations approved by the Bureau on 15 January 2015.