

Minutes

Constitutional Commission

26 September 2010, 09.00-11.00

Chairman: C. Abundo (PHI)

Present: R. Haring (USA), H. Turdialiev (UZB), R. Rivello (ITA), R. Nicolas Barrera (ARG), H. Cereijo (ARG), L. Mazouz (ALG), T. Ameyar (ALG), I. Leong (FIDE General Secretary)

Commission Chairman Casto Abundo proposes for future to clarify FIDE Officials' Membership in a National Federation and who in federations may submit nominations.

1. Membership in a Federation

Electoral Regulations A.04 Article 1.2 presently states: "... To be elected, each candidate shall be nominated by his federation. He/She should have been a member of their federation at least one year before the General Assembly."

The meeting discussed the interpretation of membership in a federation since some federations do not have a membership process. Mr. Abundo explained that, as in the FIDE Rating List, this means registration with FIDE. A player may be member of several federations but is registered with FIDE under only one federation. The FIDE Rating List includes all players, rated and unrated, Arbiters and International Organizers who are issued FIDE ID numbers. All FIDE Officials, Delegates and Commission Members can be added to the FIDE Rating List.

It is proposed to apply to Electoral Regulations A.04 the principle of "Section C, Chapter 5: Registration, Transfer & Rules of Eligibility for Participation in FIDE events":

Existing FIDE Handbook C.05:

Registration, Transfer & Rules of Eligibility for Participation in FIDE events

1. Registration under a Federation

1.1 A player may only be registered under one Federation at any one time.

1.2 A player who has dual citizenship must be registered under and only represent one Federation.

1.3 A player qualifies to be registered under a Federation:

(a) if he or she is qualified by citizenship or naturalization in the country of that Federation; or

(b) if he or she has resided for a continuous period of two years in a country of which he or she is not a citizen and, after thorough examination and clearance by the FIDE General Secretary, is approved for registration under the new Federation of his or her

country of residence. This two-year period of residence shall be reduced to one year if the player has not participated in any FIDE competition (including continental individual and team events) for at least 5 consecutive years prior to the date of registration.

2. Each federation is required to have a President, Secretary and Permanent Delegate.

Existing FIDE Statute 2.4 states: ... Each member is required to send to the Secretariat at the latest by April 1st of each year a report containing the following information:

- a. the name and address of the Federation;
- b. the name and address of the President;
- c. the name and address of the Secretary;
- d. the name and address of the officer who is the intermediary between the member and FIDE (the Permanent Delegate);

Therefore, each federation is required to have a President, Secretary and Permanent Delegate. In the future review of Statutes, it is recommended to amend existing Electoral Regulation 1.3:

1.3 The federation of the candidate shall send the letter of nomination to FIDE Secretariat by fax and by registered mail...

To read

1.3 The *President, Permanent Delegate or Secretary of the* federation of the candidate shall send the letter of nomination to FIDE Secretariat by fax and by registered mail. Where two or more nominations are received and there is a conflict, the order of precedence shall be as follows:

Nominations received from the President

Nominations received from the Permanent Delegate

Nominations received from the Secretary

This is the existing order of precedence in FIDE Statutes Article 4.16 in the matter of Proxies.

3. Endorsement of Proposed Changes to Statutes in Annex 8 of Agenda

In accordance with FIDE Statutes that the Commission review any statutes changes, the Constitutional Commission endorses the Proposed Changes to Statutes by Executive Director David Jarrett in Annex 8 of the General Assembly Agenda.

4. Review and Proposals for Amendments of FIDE Statutes

The Constitutional Commission shall review Statutes for proposal to next General Assembly. Judge Roberto Rivello proposed that the Constitutional Commission be empowered to settle disputes regarding interpretation of the FIDE Statutes.



Casto Abundo

Chairman