



## **Statutes of the International Crossminton (former Speed Badminton) Organisation**

### **§ 1 Name, headquarter and official language**

1. The Association has the name "International Crossminton Organisation" (herein after referred to as "ICO" or "the Association"). The ICO headquarters are located in Berlin (Germany). The Association has been entered into the Register of Associations and therefore receives the designatory letters "e.V." (short for "eingetragener Verein – registered association")
2. The fiscal year is the calendar year.
3. The official language is English. Members are responsible for the translation into the language or languages of the countries they are responsible for.

### **§ 2 Objectives of the Association**

1. The Association is a non-profit, it does not pursue its own economic purposes. The members shall receive no compensation from funds of the association. No person shall benefit from expenses that are not along the Associations purpose, or from disproportionately high reimbursements. The main purpose of the association is the worldwide promotion, organization and development of the sport of Speed Badminton.
2. The objectives of sports are achieved through:
  - (A) the promotion of physical activity and a social, cultural and humanistic contribution by influencing sports, health and physical education.
  - (B) the organisation of a game operation to organise international competitions
  - (C) the setup of uniform rules and the monitoring of their enforcement
  - (D) the organisation of international championships
  - (E) the education and development of referees and coaches
  - (F) the promotion of competitive and recreational sports
  - (G) the promotion of youth and school sports
3. The ICO exclusively represents international crossminton activities on behalf of its members.
4. The ICO recognizes the Anti Doping Code published by the WADA on January 1, 2009.

### **§ 3 Membership of the ICO in other Organisations and Associations**

The ICO aims for a membership of international umbrella organisations such as SportAccord and the IOC.

#### **§ 4 Membership in the ICO**

1. The ICO membership can be acquired through national and regional associations, clubs and individual persons that organise crossminton activities, recognise the statutes of the association and support the objectives of the association. As soon as a national federation is a member of the ICO, the membership of the clubs will expire. Membership in the ICO is limited to one organisation per country.
2. The association membership may be acquired by organisations and individuals that pursue the tasks and objectives that are identical to the tasks and objectives of the ICO.
3. Membership must be requested in writing to the executive board. The application must include the current articles of the applying association and a written statement including the recognition of the statutes and regulations of the ICO.
4. Each member is obligated to pay membership fees. The type and amount of those fees can be found in the financial order.
5. Admittance of members is decided by the Executive Board. The applicant can file a protest within four weeks against a rejection by the Board.
6. The association membership is terminated by exit or exclusion, also by dissolution or liquidation of the association member.
7. A member can resign by giving written notice to the executive board. Membership expires at the end of the following month from the date the resignation is received by the executive board.
8. Association members can be expelled from the association by a decision of the Assembly of Delegates. The expulsion is insisted on only when substantial or serious violations of the statutes accrue, when single regulations of the associations are violated or if the member seriously harms the reputation of the association or one of its members through his misconduct. For the expulsion a majority of two-thirds of the valid votes are required. The decision is effective immediately. The reasons are to be relayed to the expelled Member in writing.
9. A person who has given outstanding services, especially around the promotion of the sport crossminton can be awarded an honorary membership. The Assembly of Delegates shall determine the outcome with a majority vote having the final say.
10. Honorary members have no voting rights at the Assembly of Delegates.

#### **§ 5 Member's Rights and Obligations**

1. Member associations and clubs are entitled to participate in the Assembly of Delegates with seat, vote, the right to draw up a proposal and participate in this way in resolutions and decisions of the Association.
2. All registered members of the ICO have the right to participate in the event and game operation of the ICO in accordance to the existing regulations.
3. All Members recognize the ICO as the highest authority in the assignment of international tournament dates and status.
4. The ICO and its members are the owners of all rights, without any restrictions, in content, time, place and law which may fall within their remit at competitions and other events. These rights include in particular property rights of any kind, audiovisual and radio recordings, reproduction and broadcasting rights, multimedia rights, marketing and promotional rights and intellectual property rights such as trademark rights and copyrights. The executive board decides on the utilisation and the extent of the use of these rights and will draw up special regulations stating their decision. The executive board solely decides whether to utilise these rights or let them be utilised by a third

party.

5. For official games organised by associations that are not members of the ICO, the consent of the ICO is obligatory.

6. All members are obliged to follow the articles and decisions based on these regulations and follow other resolutions of the association. Violations shall be punished accordingly.

## **§ 6 Bodies**

1. The bodies of the ICO are the Assembly of Delegates and the Executive Board.

2. The bodies of the Association can execute their activities in return for an equitable remuneration. If required, agencies can be utilised on the basis of a service contract within the bounds of budgetary possibilities. The executive board decides about non-gratuitous association activities, such as terms and conditions of contracts.

## **§ 7 Assembly of Delegates**

1. The Assembly of Delegates is the final decision maker of the association organ. This means the assembly decides, in all cases, what is or what is not accepted regarding the statutes of other nation associations or regulations from other committees.

2. An Assembly of Delegates has to take place at least one time per calendar year.

3. The following resolutions are made by the Delegate Assembly by a majority of over half of the valid votes cast:

(A) Approval of the agenda of the Delegate Assembly

(B) Amendments and approval to the rules of procedure, legal order, commission order and financial regulations

(C) Affirmation of a newly constituted association board after resignation of members

(D) Acceptance of a request of admission after appealing procedures have been dismissed by the board if the appeal was filed in due time

(E) Dissolution of the Executive Board.

4. The following resolutions are made by the Assembly of Delegates by a majority of two-thirds of the valid votes cast:

(A) Discharging of one or more members of the executive board

(B) Annulment of decisions of the executive board, if necessary with demands to the executive board to reverse steps already taken

(C) Amendments to the statutes of the association

5. All association members are entitled to send delegates to the Assembly of Delegates.

At the Delegate Assembly each member of the executive board and each delegate are entitled to vote. Votes are cast as follows:

- 1 member -> 1 vote
- 2-10 members -> 3 votes
- 10 - 250 members -> 5 votes
- 250 - 500 members -> 7 votes
- 500 - 2000 members -> 10 votes
- 2000 - 10.000 members -> 20 votes
- > 10.000 members -> 30 votes

6. The members of the executive board and the delegates have one vote each.

If an association sends less delegates than the number of votes in § 7 paragraph 5, then the club votes cast in § 7 paragraph 5 shall be divided among the present delegates.

7. The invitation to the Assembly of Delegates must be sent at least 60 days in advance to the members of the association. The written invitation must be accompanied by an agenda.

8. The Assembly of Delegates is conducted by the First Chairman. In case of non attendance the First Chairman appoints a representative whom must be present.

9. Any regularly constituted Assembly of Delegates shall constitute a quorum. For the approval of resolutions a simple majority is necessary.

10. The executive board may at any time convene extraordinarily delegate meetings. The board is obliged to do so if at least 25% of the delegates request this in writing, signed by the members, stating the purposes and reasons for the meeting. The regulations of the Assembly of Delegates also apply for the extraordinarily delegate meetings. The invitations must be received four weeks prior to the meeting date.

11. Requests from members for additional agenda items have to be submitted at least 8 days prior to the Assembly of Delegates in writing to the executive board.

### **§ 8 Executive Board**

1. The joint board of the ICO consists of:

(A) the First Chairman

(B) the Financial Officer

(C) the General Secretary

(D) the Chairmen of Committees

All members of the executive board must be of legal age. One country is not permitted to build the majority of members in the executive board.

2. The executive board of the association within the meaning of § 26 BGB (German law) consists of:

(A) the First Chairman

(B) the Financial Officer and

(C) the General Secretary

3. The executive board is responsible for the current business management of the association.

4. BGB executive board members can also be a chairmen of committees.

5. The ICO must be represented legal by two BGB board members.

6. The executive board decides on all constitutional matters or issues delegated by the Assembly of Delegates, as well as on disputes and delegate applications. The board convenes the Assembly of Delegates, sets the agenda and takes present proposals into account where appropriate. The board shall report their activities, in particular their resolutions, to the Assembly of Delegates in detailed written form.

7. The executive board passes resolutions by a simple majority of valid votes cast in board meetings. The executive board has a quorum if at least three members are present. In the event of a tie, the First Chairman has the casting vote.

8. A decision of the executive board can also be passed through the written submission of the votes from all members of the executive board.

9. If a member of the executive board resigns, the remaining executive board members have the responsibility to appoint a new member to the board and entrust him or her with the predecessors responsibilities. If the First Chairman resigns, a current board member must be elected to takeover all responsibilities the position demands and resigns from his or her current position.

10. If in the event of a premature withdrawal a new member has been appointed to the Executive Board, the newly constituted Executive Board has to be confirmed by the next Assembly of Delegates that has not yet been invited to. If this does not happen, the same

Assembly of Delegates must perform bye-elections to fill the vacated office. A corresponding point is to be included in the agenda for this Assembly. Until the bye-election the newly constituted Executive Board remains in office.

11. The election of the executive board is cast by the Assembly of Delegates by a simple majority. A term of office is 4 years.

12. The executive board has the following obligations:

- (a) Representation of the ICO and its conduct of the current business
- (b) Recognition and acceptance of members
- (c) Decision on the acceptance of international competitions
- (d) Briefing of the responsible members on current developments of the association's activities on both an international and national level
- (e) Edict Assessment and where necessary the amendment of regulations and orders
- (f) Formation and maintenance of Committees

### **§ 9 Committees:**

1. Committees must consist of one chairman and at least two other persons.

2. Regulations of a committee are submitted by the chairman in writing to the ICO executive board and must be approved by a simple majority vote.

3. The following committees are provided by the ICO:

- (a) Committee of sports
- (b) Committee of tournaments and rules
- (c) Committee of youth development
- (d) Development aid committee

4. Committees can be convened by the executive board if necessary.

### **§ 10 Auditors**

1. The auditors are elected by the Assembly of Delegates and shall be appointed for a term of 2 years.

2. The auditors may not be an organ or a member of a committee of the association.

3. The auditors shall control the cash management and the asset management of the association at least once a year. They must present an annual statement report at the Assembly of Delegates which they must confirm with their signatures. Discrepancies found must first be reported to the executive board.

4. The auditors have unrestricted access to the books, records and all other documents.

### **§ 11 Association elections**

1. Eligible for election is every individual who is a member of the ICO.

2. He or she is only eligible if personally present at the meeting or who has previously certified in writing to accept the voted result in case of a (re-) election.

### **§ 12 Amendments to the statutes, Amendment to the objectives**

1. An amendment in the statute or the objectives of the association can only be made by the Assembly of Delegates.

2. The invitation to a delegate assembly at which the statute or the objectives of the association shall be amended must include the altered paragraph in the agenda. If more than half of the paragraphs of the statutes are to be altered instead the term "Revision of the Statute" is to be put on the agenda.

3. Any resolution resulting an amendment to the statutes requires a majority of two-thirds of the valid votes cast.

### **§ 13 Dissolution of the Association**

1. The dissolution of the Association can be carried out only at an Assembly of Delegates specifically convened for this purpose.
2. The passing of the resolution for the dissolution of the Association requires a majority of two-thirds of the valid votes cast.
3. Upon dissolution of the Association, at its expiration or loss of tax-privileged purposes, the assets of the Association falls to the Sports Federation of Berlin (Landessportbund Berlin e.V.), who has to use it directly and exclusively for tax-exempt purposes.

### **§ 14 Registration of resolutions, Minutes**

1. Minutes of meetings must contain in particular applications in the exact wording and must contain all resolutions in detailed statement of the votes.
2. The minutes taken on the meetings and their copies shall be authenticated by the signatures of the minute takers and the chairman, and shall be kept by the General Secretary.

### **§ 15 Conflicts**

1. Members should first be attempt to resolve conflicts internally before legal proceedings are started. For this purpose an arbitration panel can be convened by the executive board. The panel must consist of at least 3 persons. The seat must be taken by a lawyer.

### **§ 16 Enforcement**

1. This statute was accepted in its present form by the General Assembly of the International Speed Badminton Organisation on 25.07.2014 and comes into force when entered in the Register of Associations.

### **§ 17 Final Remarks**

1. To enter the statutes to the register of associations and in case of problems to hold or reach the non-profit status the executive board is allowed to adapt the statutes.
  2. This constitution was originally written in German and was then translated with the belief that all meanings are correct. If inaccuracies are later found in the translation the intent of the formulation prevails and not the explicit wording.
- Jurisdiction is Berlin. German law applies.

The accuracy and completeness of the statutes in accordance with § 71 Section 1 Sentence 4 of the German Civil Code is insured.

Berlin, 27<sup>th</sup> August 2015