



International Ski  
Mountaineering  
Federation

# International Ski Mountaineering Federation

## Statutes

*NB: The Statutes may be subject to modification of the language used, in so much as the context and the content of the articles will remain unaltered but the English language used within in said Statutes may be subject to improvement in terms of grammar and clarity.*



# ISMF – STATUTES

## PREAMBLE

The International Council for Ski Mountaineering Competition ISMC was founded in 1999 as an internal body of the UIAA “Union Internationale des Associations d’Alpinisme.” The ISMC was created to govern and administer the sport of ski mountaineering, replacing CISAC the “Comité International pour le Ski Alpinisme de Compétition”, which was founded in Barcelona in 1988.

On 6 October 2007, the General Assembly of the UIAA approved their new statutes, where the position of “unit member” was created. As a consequence of this change, it was deemed necessary to constitute an independent “international competition federation with its own juridical personality”, namely, the “International Ski Mountaineering Federation (ISMF)”.

The Constitutional Assembly of the ISMF members held in Champéry, Portes du Soleil, Switzerland on 27 February 2008 has decided to continue to administer ski mountaineering competitions as an International Federation with its own legal entity.

## I. DEFINITIONS

**Anti-Doping Commission** –the Commission elected by the Plenary Assembly based on the recommendation of the ISMF Council, whose composition is stipulated in the Anti-doping Rules of the ISMF.

**Athletes Commission** –the Commission provided for in Article 38, whose composition is stipulated in the ISMF Athletes commission and Athletes representatives regulation.

**Bureau [or Steering Committee]** –the Bureau composed by: the President of ISMF, three Vice-Presidents (1 Treasurer, 1 Sport & Events Responsible, 1 Marketing & Communication Responsible) and the General Secretary of ISMF .

**Compliance Office** –the organ composed by three auditors elected by the Plenary Assembly.

**Continental Councils** –the Continental entities, the formation of which has to be approved by the Plenary Assembly in accordance with Article 33.

**International Disciplinary Commission** –the Commission elected by the Plenary Assembly on the recommendation of the ISMF Council, whose composition is stipulated in the Disciplinary Rules of the ISMF.

**Equality Commission** –the Commission elected by the ISMF Council, whose composition is stipulated in the Equality Rules of the ISMF.



**ISMF Council** –the ISMF Council, which consists of the ISMF President, three Vice-Presidents (1 Treasurer, 1 Sport & Events Responsible, 1 Marketing & Communication Responsible), the General Secretary of ISMF, and other representatives appointed in accordance with Article 23

**ISMF Rules and Regulations** –ISMF Statutes, ByLaws, Sporting Rules, Disciplinary Rules, Anti-Doping Rules, Regulations for the Athletes Commission and Athletes Representatives, and any other rules and regulations adopted by the ISMF (including all decisions of the Plenary Assembly and the ISMF Council, respectively).

**Members** –Associations admitted by the Plenary Assembly or the ISMF Council in accordance with Article 6.

**Plenary Assembly** –the General Assembly of the ISMF provided for in Article 14.

**President** –the President of the ISMF elected by the Plenary Assembly for a term of four years.

**Statutes** –all provisions contained in this document, which have been duly approved by the Plenary Assembly, together with any addendums and/or appendices which may complete, amend or substitute this document. The preamble constitutes an integral part hereof; these statutes replace the previous statutes.

**Technical Commissions** –the Commissions appointed by the ISMF Council in accordance with Article 25 let. e.

**Vice-Presidents** –the three Vice-Presidents of the ISMF elected by the Plenary Assembly for a term of four years, assuming the functions of Treasurer, Sports & Events Responsible, and Marketing & Communication Responsible.

Wherever the fact or context in the ISMF Statutes and Rules requires effect to be given, words in the singular shall include the plural; words in the plural shall include the singular; words of the masculine, feminine or neuter gender shall include any gender, except in the specification of a competition being for male or female competitors; and correction of any clerical errors shall be made.

## II. LEGAL STATUS, HEADQUARTERS AND LANGUAGE

### Article 1

The International Ski Mountaineering Federation, abbreviated as 'ISMF' in all languages, is the world governing body for all matters concerning ski mountaineering competitions. The ISMF is a legal entity with legal personnel responsible for all aspects of international ski mountaineering competition, in accordance with the present Statutes.



The ISMF is a non-governmental international association with a non-for-profit- purpose of international interest, founded for an unlimited period of time and governed by Art. 60 ff. of the Swiss Civil Code and the present Statutes.

The ISMF has its legal seat in Lausanne, Switzerland. The ISMF Council can decide to move the legal seat to any other location in Switzerland.

The headquarters and the secretariat of the ISMF may be located in a country other than Switzerland, upon the decision of the ISMF Council.

The official language of the ISMF is English.

### **III. OBJECTIVES AND PRINCIPLES**

#### **Article 2**

All activities of the ISMF are independent of any political or governmental influence. The ISMF does not allow any discrimination on the grounds of race, religion, gender or political, opinion. The ISMF promotes and supports with all means gender equality in its activities.

Its principal purposes are the regulation, promotion, development, supervision, and furtherance of ski mountaineering on a world-wide basis. It fosters sporting links and friendly relations among its members and their competitors and officials.

The ISMF is furthermore responsible for and undertakes the following:

- a. to encourage, promote, develop, and supervise ski mountaineering competitions worldwide;
- b. to generally promote this sport as a healthy and educational activity for youth;
- c. to establish and maintain necessary Rules and Regulations;
- d. to establish the rules and standards to organise and participate in international competitions;
- e. to decide which international ski mountaineering competitions are officially recognised and to establish annual International Events calendars;
- f. to establish training courses for all ISMF officials in order to guarantee the highest possible standards for all ISMF officials;
- g. to encourage the formation of continental organisations to promote ski mountaineering competitions, where appropriate;
- h. to promote Athletes and protect their rights through the Athletes' Commission;
- i. to promote Women in Sport through the Equality Commission;
- j. to award licenses and contracts to members and other organisations that seek authorization to organize official international competitions and associated activities;
- k. to promote and control good sporting practice;
- l. to respect the gender equality at all levels in its competition and management, allowing women to have the same opportunities as men;
- m. to monitor and fight against competition fixing;



- n. to promote the equality of rewards, prizes and prize money;
- o. to safeguard the rights and health of the athletes and to combat doping and all other processes and procedures that might undermine sporting equality; (applying the Olympic Movement Medical Code and the WADA Code);
- p. to respect the Olympic Charter and to develop the sport towards possible programme status in the Olympic Games;
- q. to serve as the final body for protest and other legal questions concerning ski mountaineering competitions and for all questions concerning the ISMF rules, subject to an appeal to the Court of Arbitration for Sport (CAS);
- r. to consider the protection of the environment when organising and promoting its activities;
- s. to ensure/provide the promotion-of the discipline in the media as well as international competitions in the ISMF calendar;
- t. to actively look for, and provide incomes for the proper functioning of the sport.

### **Article 3**

All ISMF competitions belong exclusively to the ISMF. The ISMF alone shall have the right to organise World or Continental ski mountaineering competitions. The words "World Cup", "World Championships", "Continental" "International" or "ISMF" shall not be used in connection with any other ski mountaineering international events, including "Masters events" without the explicit consent of the ISMF.

## **IV. MEMBERSHIP**

### **Article 4**

The ISMF shall have a minimum of three Member Associations.

### **Article 5**

Membership in the ISMF is open to national associations actively involved in ski mountaineering competitions and recognized as such by the highest sporting authorities of their countries.

The following categories of membership are available:

1. **FULL MEMBERS** of the ISMF will be Associations which act as the national representatives of the sport of ski mountaineering competition in their countries. This is based on their recognition by the NOC (National Olympic Committee) or the competent Ministry.

a. Only one association from each country can be affiliated as a Full member of the ISMF.

b. The admission fee for members is fixed by the Plenary Assembly of the ISMF.



2. **ASSOCIATE MEMBERS** of the ISMF will be associations in countries where an ISMF Full member already exists, provided they are approved by the relevant ISMF Member. These organizations may be admitted by the Plenary Assembly.

- a. The admission fee for associate members is fixed by the Plenary Assembly.
- b. Associate members are entitled to organize ISMF-approved events, provided they are approved by the relevant ISMF Member.
- c. Associate members are also entitled to propose members for all ISMF Commissions, provided they are approved by the relevant ISMF Member.

3. **PROVISIONAL MEMBERS** of the ISMF will be associations that act at the national level and shall undertake, within the span of four years for one time only, the process to obtain recognition from the NOC (National Olympic Committee) or the competent Ministry.

- a. Provisional members can only be established in countries where no ISMF member exists.
  - b. It is only possible to have one Provisional member for each country.
  - c. The admission fee for Provisional members is fixed by the Plenary Assembly.
  - d. Athletes belonging to Provisional members can take part in ISMF competitions without being ranked.

## **ADMISSION CRITERIA**

### **Article 6**

Applicant Associations shall send all required information to the ISMF Office in the official language and in the format required by the ISMF Council, notably:

- The Member Association's official address and contact details;
- A copy of the Member Association's current Statutes, Rules, and Regulations;
- A list of the Member Association's main officers;
- A list of the Member Association's active membership, (i.e. number of clubs, athletes, coaches, officials affiliated to the Member Association);
- A formal undertaking by the Member Association to observe and comply with the ISMF Rules and Statutes, notably article 8, the World Anti-Doping Code as well as the jurisdiction and decisions of the CAS;
- And the payment of the appropriate membership fee.



Decisions on applications for membership are made by the Plenary Assembly. The ISMF Council can provisionally agree to a membership request filed between two Plenary Assemblies. The National Association may be accepted as a temporary member of the ISMF. In order to become final, the Plenary Assembly must ratify the decision. The Statutes, Rules, and Regulations of the new Member are automatically accepted if the membership is granted.

## **RIGHTS OF MEMBERS**

### **Article 7**

Each full Member has the right:

1. To vote and to take part in the Plenary Assembly, to make proposals to the Plenary Assembly and the ISMF Council;
2. To appeal and to be consulted in all matters specifically concerning the Member;
3. To enter its athletes in all competitions approved by the ISMF, in accordance with the entry rules for these competitions;
4. To organise international ski mountaineering competitions approved by the ISMF;
5. To examine the content of all contracts made by the ISMF that concern the interests of the Member or which put them under obligations.

Each Associate member and each Provisional member has the right:

1. To take part in the Plenary Assembly, to make proposals to the Plenary Assembly and to the ISMF Council;
2. To appeal and to be consulted in all matters specifically concerning the Associate member or the Provisional member;
3. To organise international ski mountaineering competitions approved by the ISMF, provided they are approved by the relevant ISMF Member;
4. To examine the content of all contracts made by the ISMF that concern the interests of the Associate member or the Provisional member or which put them under obligations.

## **OBLIGATIONS OF MEMBERS**

### **Article 8**

All Members should be members of their National Olympic Committee or actively seeking such membership.

All Full members, Associate members and Provisional members shall comply with:

- The Statutes and Regulations of the ISMF;



- Any resolutions adopted by the ISMF;
- The payment of their membership fees as fixed by the Plenary Assembly;
- The respect of the World Anti-doping Code;
- The respect of gender equality in the political and sport acts of their association.

All Full members, Associate members and Provisional members will undertake the process of requesting the same of their individual members participating in activities of the ISMF.

All Full members, Associate members and Provisional members agree to respect each other's mutual autonomy and shall in no way harm the development of other members.

### **Article 9**

Any Full members, Associate members or Provisional members wishing to terminate membership shall inform the ISMF Office in writing before the end of May. Fees for the current year remain payable in full.

## **EXCLUSION OF A MEMBER**

### **Article 10**

The affiliation shall end automatically, but no refund of fees will be made, if:

- A Full member, an Associate member or a Provisional member withdraws its affiliation in accordance with Article 9;
- A Full member, an Associate member or a Provisional member no longer exists.

### **Article 11**

Any member may be excluded from the ISMF by the Plenary Assembly:

- For non-payment of any liabilities to the ISMF;
- For infringement of these Statutes or other Regulations of the ISMF.
- For any other reason considered as just cause by the Plenary Assembly.

This decision requires at least half of the members of ISMF having the right to vote, to be present or represented. To be adopted, such items must receive the approval of two thirds of the votes cast. Re-entry into the ISMF is only possible if the Full member, the Associate member, or the Provisional member has fulfilled its financial and/or other obligations towards the ISMF. A Full member, an Associate member or a Provisional member that ends its membership has no claim against the funds of the ISMF.





## **HONORARY MEMBERSHIP AND OTHER AWARDS**

### **Article 12**

The Plenary Assembly may confer the title of Honorary President of the ISMF, as well as the title of Honorary Member. Other awards may be conferred by the ISMF Council.

## **V. ORGANISATIONAL STRUCTURE OF THE ISMF**

### **Article 13**

The following bodies are established to govern and administer the ISMF, each with separately defined powers and duties:

- Plenary Assembly
- ISMF Council
- Continental Councils
- Technical Commissions
- Anti-doping, International Disciplinary Commissions
- Athletes Commission

## **PLENARY ASSEMBLY**

### **Article 14**

The Plenary Assembly is the highest body of the ISMF and has ultimate authority for all activities of the ISMF. It convenes every year. Organization of the Plenary Assembly shall be entrusted alternately to one of its Full members, Associate members and Provisional members. The date and venue for the Assembly shall be agreed at the Plenary Assembly meeting two years prior. The Plenary Assembly must be held within 4 months, or 6 months if special exigencies exist, after the financial year closing.

The calling notice must be sent to all full Members Associate Members and Provisional Members at least 3 months prior to the date set for the Assembly.

## **POWERS OF THE PLENARY ASSEMBLY**

### **Article 15**

The Plenary Assembly has the following duties and powers:

- a. to elect ISMF Council members;
- b. to elect the certified external Auditor in charge of the review of the annual accounts;
- c. to elect the Compliance Office;
- d. to fix admission, membership and other fees;
- e. to approve plans for future activities;



- f. to adopt and amend these Statutes;
- g. to adopt and amend all regulations. The Plenary Assembly can, however, authorize other bodies to independently establish technical rules where appropriate;
- h. to decide the admission of new Member Federations of any kind on the recommendation of the ISMF Council;
- i. to decide the exclusion of Full members, Associate members
- j. or Provisional members;
- k. to approve the Minutes of Plenary Assembly meetings;
- l. to receive, discuss and approve the report of the
- m. ISMF Council;
- n. to review and approve the annual accounts after having heard the report of the Auditor;
- o. to review and approve the annual written report of the Compliance Office;
- p. to give discharge to the Treasurer and to the other members of the ISMF Council;
- q. to approve the budget;
- r. to approve the ISMF logo, and other items of image and identity, upon the recommendation of the ISMF Council;
- s. to decide all matters that no other body is competent to decide upon, or if the other bodies refer to the Plenary Assembly for the final decision;
- t. to validate the athletes' representatives, one man and one woman, elected by the Athletes Commission, as members of the Technical Commissions.
- u. to elect the members of the International Disciplinary Commission, whose composition is stipulated in the Disciplinary Rules of the ISMF;
- v. and to elect the members of the Anti-doping Commission, whose composition is stipulated in the Anti-doping Rules of the ISMF.

## VOTING RIGHTS

### Article 16

Each full Member of the ISMF has one vote. Associate members and Provisional members have no voting rights.

### Article 17

At any Plenary Assembly, each Member shall be represented by one delegate who may be assisted by one or two advisors at most. Any Member that has not paid its dues in full prior to the Plenary Assembly is not entitled to vote. All delegates other than the President/Chair, Vice-President or General Secretary shall present at the registration of the Plenary Assembly a power of attorney document signed by one of the above mentioned three (3) Officers. Any Member with voting rights may be represented by the delegate of another Member being duly entitled to vote by means of a written proxy. One delegate may not represent more than two other Members at the same time.



## QUORUM

### Article 18

Changes and amendments of these Statutes, exclusions of Full members, Associate members and Provisional Members, may only be considered if at least half of ISMF Members having the right to vote are present or represented. In order to be adopted, such items must receive the approval of at least two thirds of the votes cast. For all other decisions made by the Plenary Assembly, except for the dissolution of the ISMF (see art. 47), there is no quorum. Decisions are taken by a majority of the votes cast.

## TAKING OF DECISIONS

### Article 19

Voting at the Plenary Assembly is conducted by a show of hands. Upon the request of any delegate entitled to vote, supported by at least one other delegate, all votes must be taken by secret written ballot.

Elections shall always be decided by secret written ballot.

## AGENDA AND THE RIGHT TO INTRODUCE PROPOSALS

### Article 20

Items for inclusion in the Agenda of any Plenary Assembly may be presented by:

- a. the ISMF Council;
- b. or any Member.

Items presented by ISMF Members are to be sent by email to the ISMF Council at least six weeks before the Plenary Assembly.

Associate members and Provisional members are entitled to speak, but not to present motions to the Plenary Assembly, in accordance to the relevant regulations.

### Article 21

The full Agenda of a Plenary Assembly shall be sent to all Members of the ISMF at least two weeks before the Plenary Assembly. Upon affirmative vote of no less than two thirds of the Members being present and having voting rights, the Plenary Assembly itself may add items to the Agenda of any meeting.



## EXTRAORDINARY PLENARY ASSEMBLY

### Article 22

The ISMF Council may at any time call an extraordinary Plenary Assembly.

At the written request of one fifth of the Members entitled to vote, the ISMF Council shall convene an extraordinary Plenary Assembly within three (3) months of receiving such a request. A notice shall be circulated to the Full members, Associate members and Provisional members no later than two (2) months before the date of the Extraordinary Plenary Assembly. The request must be substantiated and accompanied by a proposal for the Agenda.

## ISMF COUNCIL

### Article 23

The ISMF Council consists of the following officers:

- The President of the ISMF;
- Three Vice-Presidents (1 Treasurer, 1 Sport & Events responsible, 1 Marketing & Communication responsible);
- And the General Secretary of the ISMF.

As well as:

- Four representatives from Member Associations entitled to vote;
- One representative acting on behalf of male athletes from the Athletes Commission (entitled to vote);
- One representative acting on behalf of female athletes from the Athletes Commission (entitled to vote);
- One representative from each of the Continental Councils (entitled to vote).

At its discretion, the ISMF Council can convene collaborators and external professionals working for the ISMF for the purpose of taking part in the meetings when relevant subjects are discussed. In any case, they are not entitled to vote.

### Article 24

The **Bureau [or Steering Committee]** is composed by these officers: President of ISMF, three Vice-Presidents (1 Treasurer, 1 Sport & Events responsible, 1 Marketing & Communication responsible) and the General Secretary.

The Bureau has to carry out all routine duties and specific tasks that have to be fulfilled between meetings of the ISMF Council.



It is responsible to the ISMF Council.

## **Article 25**

Candidates standing for election to any post in the ISMF Council (with the exception of the representatives of the Continental Councils) shall be presented by the Full Member Association of the country. Nominations must be received in writing by the General Secretary of the ISMF, together with information about each candidate (CV, recommendations, etc.) at least one month before the date of the Plenary Assembly, where the elections are to take place.

Information about the candidates shall be communicated to Full members, Associate members and Provisional members together with the Agenda of the Plenary Assembly.

The members of the ISMF Council are elected by the Plenary Assembly for a term of four years. In the case in which a member is appointed after the beginning of a mandate, the member will keep their place until the end of the aforementioned mandate. The members of the ISMF Council can be re-elected only for three consecutive mandates. No member can stay more than four non-consecutive mandates in the ISMF Council, even changing its position.

In case of non-attendance to at least two ISMF meetings (absence without leave), the councillor can be excluded from the ISMF Council.

## **Article 26**

- a. The ISMF Council is responsible for implementing all the policy directives and decisions made by the Plenary Assembly. In particular, this includes to assign to each of the three Vice-Presidents their tasks;
- b. to propose the agenda of the Plenary Assembly meetings;
- c. to prepare the annual accounts (consisting of the profit and loss statement and the balance sheet), under the supervision of the Treasurer;
- d. to make recommendations to the Plenary Assembly about:
  - the long-term strategies of the ISMF;
  - regulations and rules to be decided by the Plenary Assembly;
  - the admission and exclusion of Full members, Associate members and Provisional members;
- e. to decide the creation and dissolution of Technical Commissions, and to appoint a Director for each Technical Commission;
- f. to set up the calendar of ISMF-approved competitions and to coordinate schedules of International and Continental competitions;
- g. to decide the terms and conditions of contracts between the ISMF and organisers of ISMF-approved competitions;
- h. to recommend any proposal of changes of ISMF Statutes;
- i. to make recommendations on the terms and conditions of contracts to be concluded with third parties outside the ISMF. Strategic contracts exceeding EUR 20.000 must be approved by the ISMF Council;
- j. to decide on membership issues between Plenary Assembly meetings;



- k. to decide the official means of information of the ISMF;
- l. to make recommendations to the Plenary Assembly concerning the election of members sitting in the Anti-Doping Commission;
- m. to make recommendations to the Plenary Assembly concerning the election of members sitting in the International Disciplinary Commission;
- n. to prepare the invitations to tender for outsourcing (for example: media service, travels, etc.);
- o. to undertake administrative duties and tasks;
- p. to supervise official ISMF competitions;
- q. to supervise and co-ordinate the work of the Technical Commissions;
- r. to manage ISMF finances;
- s. to appoint an ISMF delegate for ISMF events as necessary;
- t. and to initiate and undertake negotiations with third parties.

All statements and contracts that bind the ISMF must be signed by the President and one other member of the ISMF Council. In the case of absence, the President may be replaced by another member of the ISMF Council. The ISMF Council is responsible for the functioning of the administrative office of the ISMF. All permanent employees are hired by the ISMF Council and employed in accordance with the annual budget.

### **Article 27**

The ISMF Council will meet at least four times every year. The organisation of its meetings shall be entrusted alternately to one of the Member Associations represented in the ISMF Council. The ISMF Council will meet also upon the request of the majority of its members.

The ISMF Council may take decisions by correspondence and/or by any other means of communication, including electronic systems. In order to be validated, decisions taken in this way must be approved by at least a majority of the constituents.

Electronic systems are preferable for speedy decisions: "Yes" or "No".

### **Article 28**

The Agenda for the ISMF Council meetings is prepared by the Bureau. However, any member of the ISMF Council is entitled to present proposals for the agenda. Such proposals must be submitted, with relevant documentation, at least one month before the date set for any ISMF Council meeting. The full agenda shall be sent by the Bureau to the ISMF Council members at least two weeks prior to the meeting date.

### **Article 29**

Every member of the ISMF Council has one vote. All decisions made by the ISMF Council are taken by a majority of the members present; no voting rights may be exercised by proxy. The quorum of the ISMF Council consists of a majority of its members. In the event of a tie, the President has the casting vote.



### **Article 30**

The Compliance Office will ensure the ethics and the adaptations to the general and internal Regulations of the ISMF, and of the agreements adopted by the ISMF Council. For this purpose, it will send an annual report to the Plenary Assembly. In order to prepare for the Plenary Assembly, members may request all the information they consider necessary.

The Compliance Office is composed by three members, elected by the Plenary Assembly for a term of four years. The members themselves will determine who acts as president and who acts as secretary.

The agreements will be adopted by a simple majority of its members. In the event of a disagreement, it must be recorded together with the approved agreement if requested by the author.

The president is responsible for convening the sessions, establishing the agenda, and leading the debates. The secretary will be responsible for drafting the minutes of the meetings and certifying the agreements. The meetings may be face-to-face or be held by audio- or videoconference. The Compliance Office may request the administrative assistance of ISMF staff to carry out its functions.

The members of the Compliance Office must:

- Be independent and not hold any function in the ISMF, or be members of the governing bodies of the Member Federations.
- Maintain the strictest confidentiality regarding the information of which they have knowledge, including them in the annual report addressed to the Plenary Assembly with whatever details they consider relevant.

The members of the Compliance Office may not be re-elected for a new term or be removed during his/her tenure of office.

In the event that there is a vacancy due to voluntary resignation, incapacity to assume the duties of office, or death, the Plenary Assembly shall elect a new member for the remainder of the term.



## **THE PRESIDENT**

### **Article 31**

The President chairs all meetings of the Plenary Assembly and of the ISMF Council . He represents ski mountaineering competition in all important matters, especially those pertaining to the IOC and other International organisations.

When required, the President may delegate various aspects of ISMF management to other members of the ISMF Council.

The President, or a Vice-President designated by the President, is entitled to attend and participate in all Commission meetings, but without vote.

The President, if re-elected, can stay on only for two consecutive mandates.

### **Article 32**

If the President is prevented from attending a meeting of the ISMF Council or a Plenary Assembly, the ISMF Council will appoint one of the Vice Presidents to chair those meetings. In the case of resignation, inability, death, or disability of the President, the Vice-President-Treasurer shall assume the President's duties until the next Plenary Assembly, where a new President will be appointed to serve the remainder of the 4 year term. Should the Vice-President-Treasurer in turn be unable to fulfil his/her obligations, the Vice-President-Sport & Events and/or the member of the ISMF Council who has served on the ISMF Council the longest shall assume his/her duties and convene an Extraordinary Plenary Assembly in order to elect appropriate replacements.

## **CONTINENTAL COUNCILS**

### **Article 33**

The Plenary Assembly may allow the formation of Continental Councils that are responsible for the administration, development and furtherance of ski mountaineering in the same continent or in a geographical entity. They comply with, and enforce, the rules and regulations of the ISMF and co-operate with ISMF Bodies. They organise continental championships and other competitions in their area under the supervision and approval of the ISMF.

The Statutes and Regulations of Continental Councils must be submitted to the ISMF Council for approval.



## **VI. TECHNICAL COMMISSIONS**

### **Article 34**

The ISMF Council appoints Technical Commissions for specific tasks, deciding of the number of its members depending on the purpose of the Commission.

The mandate of each Commission is reviewed by the ISMF Council to determine its future validity and effectiveness. Members of these Commissions are proposed by Member Associations and appointed by the ISMF Council. The expiration of the members of the Technical Commissions is regulated at the level of each Commission regulation.

Each Commission is directed by one of its members (President), who is appointed by the ISMF Council.

## **ANTI-DOPING COMMISSION AND APPEALS**

### **Article 35**

The function of the Anti-Doping Commission is to ensure that the ISMF's rules and activities comply with the World Anti-Doping Code. The Anti-Doping Commission assists to develop and implement an Anti-Doping Policy & Procedures according to the World Anti-Doping Agency (WADA).

Decisions made by the Anti-Doping Commission may only be appealed to the Court of Arbitration for Sport (in Lausanne, Switzerland). The procedure before the Court of Arbitration for Sport takes place according to its regulations.

Rules concerning this Commission are set out in a regulation made by the Plenary Assembly.

All the costs of the Anti-Doping Commission, including the travel and accommodation costs of its members, shall be borne by the Athlete concerned by an adverse analytical doping finding or by its National Federation, regardless of the decision issued by the Commission.

The Anti-Doping Commission is composed of seven members elected by the Plenary Assembly on the recommendation of the ISMF Council; in each Anti-Doping case, the Commission consists of three members, chosen by its President depending, among other factors, on the availability of the Members to sit in the particular case and of their independence from the concerned athlete.



The travel and accommodation expenses of the Commission members, have to be paid by the respective National Federation, with regards to attendance at working meetings. International meetings are the responsibility of the ISMF.

## **INTERNATIONAL DISCIPLINARY COMMISSION**

### **Article 36**

The function of the International Disciplinary Commission is to investigate and take appropriate action following any complaint concerning the breaching of rules written in the Statutes and in all other ISMF regulations approved by the Plenary Assembly and the ISMF Council (including the ISMF Anti-Doping Rules), or in the case of misconduct.

Decisions of the International Disciplinary Commission may only be appealed to the Court of Arbitration for Sport (in Lausanne, Switzerland). The procedure before the Court of Arbitration for Sport takes place according to its regulations.

Rules concerning this Commission are set out in a regulation made by the Plenary Assembly.

All the costs of the International Disciplinary Commission, including the travel and accommodation costs of its members, shall be borne by the Athlete concerned by the disciplinary procedure, or by its National Federation, regardless of the decision issued by the Commission.

The travel and accommodation expenses of the Commission members will be charged to the complainant/s in case of legal proceedings.

The travel and accommodation expenses of the Commission members have to be paid by the respective National Federation, with regards to attendance at working meetings. International meetings are the responsibility of the ISMF.

The International Disciplinary Commission is composed of five members elected by the Plenary Assembly on the recommendation of the ISMF Council.

One of the members of the ISMF Council must participate – with voice, but not vote – in working meetings of the International Disciplinary Commission. He is appointed at the beginning of the term by the President of the ISMF.

## **DISPUTE RESOLUTION**

### **Article 37**



Disputes arising from the ISMF Statutes or otherwise will be dealt with under the procedure and rules set out in a regulation made by the Plenary Assembly.

The final determination of a dispute can only be appealed to the Court of Arbitration for Sport (in Lausanne, Switzerland). The procedure before the Court of Arbitration for Sport takes place according to its regulations. The decision of the Court of Arbitration for Sport will be final and there will be no further appeal possible.

## **ATHLETES COMMISSION**

### **Article 38**

The Athletes Commission provides a permanent liaison between active athletes and the ISMF. Its composition and functioning are stipulated in the Athletes Commission and Athletes Representatives Regulation.

## **FINANCES**

### **Article 39**

All funds or other property of the ISMF shall be applied to the furtherance of the objectives of the ISMF.

The ISMF will finance its own activities through sources such as:

- a. the membership and subscription fees of its members;
- b. the fees for the organization and for the authorization of official Competitions;
- c. and any other sources that may be available (sponsorships, TV rights, donations, etc.).

### **Article 40**

The activities of all bodies of the ISMF are conducted without remuneration of the individuals who serve thereon. The expenses of the ISMF Bureau and the Compliance Office related to the participation of meetings are borne by the ISMF according to the present Statutes. The expenses of the ISMF Council and the Commissions related to the participation of meetings are a charge of, and have to be paid by, the respective National Federation. The ISMF Council can annually allocate special budgets for the Commissions in relation to the coverage of meetings expenses.

Within approved budgets, the Plenary Assembly of the ISMF and the ISMF Council have the power to authorize the payment of fees and expenses to individuals and/or organizations have provided specific professional service or advice.



#### **Article 41**

The financial year of the ISMF shall annually run from 1 July until 30 June.

#### **Article 42**

The Plenary Assembly of the ISMF shall receive and approve annual budgets detailing the forecast income from all sources and the proposed annual expenditure, and shall establish and maintain financial accounting system and produce annual accounts audited by the certified Auditor, elected by the Plenary Assembly of the ISMF.

#### **Article 43**

Only the assets of the ISMF can be used to settle ISMF liabilities and obligations. Member associations of the ISMF are not personally liable for the debts and obligations of the ISMF.

No funds or other property of the ISMF shall be paid to, or distributed among, the Members Associations of the ISMF.

#### **Article 44**

The basic currency for annual accounting purposes will be the Euro.

## **VII. DISSOLUTION OF ISMF**

#### **Article 45**

A three-quarter majority of the ISMF members may propose the dissolution of the ISMF. The dissolution becomes effective on approval of the proposal by a three-quarter majority at the Plenary Assembly, providing that at least two third of the members entitled to vote are present or represented at the Plenary Assembly. The dissolution of assets pertaining to the ISMF shall be decided by the Plenary Assembly in charge of dissolving the ISMF, and shall be in keeping with the aims of the ISMF and transferred to a tax exempt Swiss legal entity.

*Approved by the Management Committee on 19<sup>th</sup> May 2018*

*Approved by the Plenary Assembly 28<sup>th</sup> September 2019*