

The new AIBA Constitution

Question and Answers Sessions

Friday 20 November 2020: ASBC & EUBC

Monday 23 November 2020: AFBC & AMBC

Tuesday 24 November 2020: OCBC

BACKGROUND



When the IOC started its investigation on AIBA back in 2017, the main area of concerns were:

- a. Culture
- b. Finances
- c. Governance (with the AIBA Statutes being at the centre of the IOC's concerns).

The AIBA Statutes were inherited from the past, with the following issues:

- Poor wording
- Numerous unusual provisions
- Lack of democracy
- Lack of efficiency
- Numerous contradictions coming from successive partial statute revisions

AIBA had determined to re-write its Statutes even before being suspended by the IOC.

REVISION PROCESS



1. Second semester of 2019 - Consultation of National Federations
AIBA received suggestions from more than 40 National Federations.
2. November 2019 – Commission of Dr François Carrard
Dr François Carrard analysed the AIBA Statutes and made valuable suggestions
3. 21 November 2019 – Appointment of the Reform Commission by the AIBA Executive Committee
4. December 2019 – February 2020: Meetings of the Reform Commission → Elaboration of a first draft submitted to the Executive Committee - Consultation of National Federations – Consultation with ASOIF
5. Summer 2020 – Further improvement on the draft Constitution
6. September – October 2020: Approval of the draft Constitution by the Executive Committee

THE REFORM COMMISSION



Chairman:

Mr Wu Di (China)

Five AIBA Vice Presidents:

Dr Mohamed Moustahsane (AFBC)
Mr Franco Falcinelli (EUBC)
Mr Osvaldo Bisbal (AMBC)
Mr Anas Al Otaiba (ASBC)
Mr Ted Tanner (OSBC)

Two EC Members:

Mr Umar Kremlev (Russia)
Mr Ray Silvas (USA)

Legal drafting team:

Mr Garry Moore, AIBA Legal Counsel
Dr Claude Ramoni, AIBA Swiss attorney
Mr Alessandro Oliverio, EUBC Legal Counsel

PRINCIPAL OBJECTIVES OF THE REFORM



The main objects of the reform are:

- Democratic governance
- Transparency
- Efficiency
- Ethical oversight.

In order to achieve such objectives, the following leading principles were implemented:

- Giving more authority to National Federations and Confederations
- Clear delimitation of the tasks of the corporate bodies
- Reducing the powers of the President
- Simplification of the structure (reduced number of members at the executive body, reduced number of mandatory commissions)
- Improvement of the control mechanisms

CONGRESS



Ordinary Congress to be held every two years, with election every four years.

Powers:

- Admission / exclusion of National Federations
- Elections / removal of officials
- Confer honorary position
- Approval of financial reports
- Determine the amount of Annual Fee due by National Federations
- Approve, amend or replace the Constitution
- Dissolve AIBA
- Decide on any suspension of National Federations decided by the Board **(new)**
- Approve the members of the Ethics Commission and of the Disciplinary Commission **(new)**
- Discharge the Board **(new)**
- Approve or not approve the reports submitted to it by the Board **(new)**
- Define the geographic area of a Confederation **(new)**

BOARD



The Board consists of **22 directors** (the AIBA EC today consists of up to 32 members). All directors are elected (no “appointed” members).

The Board consists of:

- The President of AIBA, elected at each Election Congress for four years by the delegates of all National Federation
- The five Presidents of the AIBA Confederations, **each elected by the Congress of each Continental Confederation in accordance with its own constitution**
- Two representatives of each Confederation (one male and one female), elected at the AIBA Congress, **but only by the delegates within each Confederation concerned**
- Four directors (one from AFBC, one from AMBC, one from ASBC and one from EUBC), elected by the delegates of all National Federations
- Two athletes (one male and one female) elected by the athletes

BOARD



The Board shall meet at least three times a year.

Meeting may take place in person or remotely.

The executive power to govern AIBA is vested in the Board, which has all executive powers.

The Board no longer has disciplinary powers (except for the suspension of National Federations – for reasons other than the non payment of fees or other monies, subject to ratification by the Congress).

For urgent matters, the Council consisting of five members (President, Vice-President and three Directors) may issue decisions, to be ratified by the Board.

PRESIDENT – VICE-PRESIDENT – SECRETARY GENERAL



The President convenes meetings of the Board, and chairs the Board and the Congress.

It is primarily entrusted to represent AIBA and act as primary spokesperson.

The President no longer has executive powers, or the authority to appoint officials, etc.

A director will be elected by the Board as Vice-President. The Vice-President's tasks is mainly to replace the President.

The administrative work of AIBA will be conducted at the AIBA Head Office, under the direction of a Secretary General appointed by the Board further to a selection process.

COMMITTEES – FINANCE ADVISER – LEGAL COUNSEL



The Constitution provides for four standing committees:

- The Ethics Committee
- The Disciplinary Committee
- The Athletes Committee
- The Audit Committee

The roles and tasks of the four standing committees are provided for in the Constitution

The Board may establish further committees from time to time, as necessary.

The Constitution also provides for a Finance Adviser, providing advice with respect to AIBA finances and financial affairs, as well as a Legal Counsel, providing constitutional and legal advice. Both are appointed by the Board

ETHICS



The role of the Ethics Committee has been enhanced.

The members of the Ethics Committee (and of the Disciplinary Committee) are appointed by the Board, but they are ratified by the Congress. In case of a vacancy, the replacement is appointed by the other members of the Ethics / Disciplinary Committee (and not by the Board).

The authority of the Ethics Committee is provided in the Constitution and includes:

- Developing and reviewing a framework of ethical principles
- Providing advice and assistance to AIBA to ensure the proper implementation of the ethical principles
- Investigating any matter infringing the ethical principles and issue any decision
- Assisting AIBA in identifying and resolving conflicts of interests
- Vetting the qualification for office of candidates to the Board
- Chairing the conduct of elections at the Congress

FINANCIAL CONTROL



The Constitution provides for an enhanced control over AIBA finances, including:

- The appointment of a Finance Adviser by the Board, providing advices on financial matters;
- The appointment of an (internal) Audit Committee, liaising with AIBA CFO and AIBA Auditor in order to review the financial statements and accounting reports and issuing reports to the Board once every six months at least;
- AIBA's account shall be audited by an (external) independent and qualified Auditor – appointed by the Board, with an audit report presented each year to the Board and every two years to the Congress;
- The Board has to approve the annual budget and to approve expenditures not foreseen in the budget
- Any document relating to a financial transaction exceeding a limit on amount fixed by the Board must be signed by any two of the following: (i) the President, (ii) the Vice-President and (iii) the Secretary General

COMPETITIONS



The task of the Board is to make regulations governing the conduct of international boxing competitions.

No Director may be a member of any committee where the principal purpose of such committee is to regulate technical and competition issues (such as technical and competition issues, refereeing and judging, coaching or appointment of competition officials)

No Director may be a competition official.

REGULATIONS



The Constitution includes only the core of the rules governing AIBA.

The Board will review / adopt regulations governing:

- Ethics (to be prepared in collaboration with the Ethics Commission)
- Disciplinary
- Anti-doping (consistent with the World Anti-Doping Code and AIBA's affiliation with ITA and the CAS Anti-Doping Division)
- Competitions – Technical matters

The Board may also adopt further Regulations on governance matters, such as campaigning rules for candidates, congress procedure, term of references of committees, rules governing the Athletes Committee, etc.

Changes to Regulations may be made by the Board, and will not require constant constitutional changes.

TRANSITIONAL PROVISIONS



With some exception, the revised Constitution will enter into force immediately at the conclusion of the December Congress.

- The President of AIBA elected in December 2020 shall be deemed to be the President of AIBA under the new Constitution
- The existing members of the Executive Committee shall be deemed to constitute the Board.

Except for the five Presidents of Confederations (who will be elected by the congresses of the respective Confederations) and the two athletes (elected by the athletes), all positions on the Board (including that of the President) will be filled by elections to be conducted at a “First Election Congress Meeting” to be held **no later than 11 December 2022 or on a date to be determined by the Board (earlier than December 2022)**.

Until the First Election Congress Meeting, there will be no AIBA Council and no Vice-President

Three months before the First Election Congress Meeting, a Transitional Committee will be formed to supervise AIBA in the run up to that Congress

NEXT STEPS



If the revised Constitution is adopted, the Board will have to work on “Regulations” replacing the current Bylaws.

Existing regulations (notably the Code of Ethics and Disciplinary Code) will have to be reviewed.

The Board shall appoint the (internal) Audit Committee, a Secretary General and a Financial Adviser.

The current members of the Ethics Committee and Disciplinary Committee shall stay in place until the next (non-electoral) Ordinary Congress, whilst the members of the Athletes’ Committee will stay in place until elections at the Athletes Committee are conducted.

Each Confederation will have to adopt a new Constitution, and elect their president (within a maximum deadline of two years).

Questions and Answers