

ISMF
INTERNATIONAL SKI MOUNTAINEERING FEDERATION
STATUTES

PREAMBLE

The International Council for Ski Mountaineering Competition ISMC has been 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 competition, replacing the CISAC the "Comité International pour le Ski Alpinisme de Compétition" founded in Barcelona in 1988.

On 6 October 2007, the General Assembly of UIAA approved their new statutes, where the figure of "unit member" was created. As consequence of this change it has been necessary to constitute an "*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.

ISMF – STATUTES

I. BASIS

Article 1

The International Ski Mountaineering Federation, abbreviated in all languages ISMF is responsible for all aspects of international ski mountaineering competition, in accordance with the present Statutes.

The ISMF is the supreme authority for all matters concerning ski mountaineering competitions.

II. LEGAL FORM OF ASSOCIATION, HEADQUARTERS AND LANGUAGE

Article 2

The ISMF is a non-governmental international association with a non-profit-making purpose of international interest, having legal personality pursuant to Art. 60 ff. of the Swiss Civil Code. The ISMF has its legal seat in Bern, Switzerland.

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

Article 3

The official language of the ISMF is English.

III. OBJECTIVES AND PRINCIPLES

Article 4

All activities of the ISMF are independent of any political or governmental influence. The ISMF does not allow any discrimination for political, racial or religious reasons. The ISMF promotes and support with all means gender equality in its activities.

Its principal purposes are the regulation, promotion, development, supervision and furtherance of this sport 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:

- a. to establish and maintain rules and standards for competitions.
- b. to encourage, promote, develop and supervise ski mountaineering competitions worldwide;
- c. to generally promote this sport as a healthy and educational activity for youth;
- d. to establish and maintain rules for international competitions, and for the participation in such competitions, in accordance with the Regulations;
- e. to decide which international ski mountaineering competitions are officially recognised.
- f. To establish training courses for all ISMF officials in order to guarantee the highest possible standards for all ISMF officials;
- g. to award licences and contracts to members and other organisations that seek authorisation to organise official international competitions and associated activities;
- h. to promote and control good sporting practice;
- i. to safeguard the rights and health of the athletes and to combat doping and all other processes and procedures that might undermine sporting equality; the Olympic Movement Medical Code and the WADA Code are applied.
- j. to respect the Olympic Charter and to develop the sport towards possible programme status in the Olympic Games;
- k. to serve as the final body for protest and other legal questions concerning ski mountaineering competitions and for all questions concerning the ISMC rules.
- l. to consider the protection of the environment when organising and promoting its activities.

IV. MEMBERSHIP

Article 5

Membership in the ISMF is open to national associations being actively involved in ski mountaineering competitions.

The following categories of members are available:

1. **MEMBERS** of the ISMF will be Associations which act as the national representatives of the sport of ski mountaineering competition in their countries.
 - 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 ISMF
2. **ASSOCIATE MEMBERS** of the ISMF will be Associations who are affiliated with the sport of ski mountaineering competition, or associations in countries where an ISMF member already exists, in this case provided they are approved by the relevant ISMF Member. These organizations may be admitted by the Plenary Assembly.
 - a) Associate member admission fee 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.

ADMISSION CRITERIA

Article 6

Applicant Associations shall send to the ISMF Office all required information in the official language and in the format required by the Management Committee. Within its submission of an application for membership, the National Association declares that it will observe the Obligation pursuant to article 8 of the present Statutes. Decisions on application for membership are made by the Plenary Assembly. The Management Committee can provisory agree to a membership request filed between two Plenary Assemblies. The National Association may be accepted as a temporary member of the ISMF. To become final, the Plenary Assembly must ratify the decision.

RIGHTS OF MEMBERS

Article 7

Each Member has the right:

- 1) to take part in the Plenary Assembly, to make proposals to the Plenary Assembly and the Management Committee, and to vote;
- 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 and 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 which concern the interests of the Member or which put them under obligations.

Each Associate Member has the right:

- 1) to take part in the Plenary Assembly, to make proposals to the Plenary Assembly and the Management Committee;
- 2) to appeal and to be consulted in all matters specifically concerning the Associate 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 which concern the interests of the Associate Member or which put them under obligations.

OBLIGATION OF MEMBERS

Article 8

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

All Members and Associate Members shall comply with the Statutes and Regulations of the ISMF and with any resolutions adopted by the ISMF. All Members and Associate Members will undertake to request the same of their individual members participating in activities of the ISMF.

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

All Members and Associate Members shall pay membership fees as fixed by the Plenary Assembly.

Article 9

Any Members or Associate Members wishing to terminate membership shall inform the

ISMF Office in writing before the end of June of that year. Fees for the current year remain payable in full.

EXCLUSION OF A MEMBER

Article 10

A Members or Associate Members 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.

This decision requires at least half of the members of ISMF having the right to vote, 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 Member or Associate Members has fulfilled its financial and/or other obligations towards the ISMF.

A Member or Associate Members which ends its membership has no claim against the funds of the ISMF.

HONORARY MEMBERSHIP AND OTHER AWARDS

Article 11

The Plenary Assembly may confer the title of Honorary President of the ISMF; as well as conferring the title of Honorary Member. Other awards may be conferred by the Management Committee.

V. BODIES

Article 12

The ISMF functions through nine bodies, each with separately defined powers and duties:

Plenary Assembly
Management Committee
Executive Board
Continental Councils
Technical Commissions
Anti-doping, Disciplinary and Appeals Commissions
Athletes' Commission

PLENARY ASSEMBLY

Article 13

The Plenary Assembly is the highest body of the ISMF and has ultimate authority for all activities of the ISMF. It convenes every year.

Organisation of the Plenary Assembly shall be entrusted alternately to one of its Members and Associate 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 not later than the end of June of any year .

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

POWERS OF THE PLENARY ASSEMBLY

Article 14

The Plenary Assembly has the following duties and powers:

- a. to elect the Management Committee;
- b. to appoint members of the Anti-doping, Disciplinary and Appeal Commission,

- and to appoint the Auditor;
- c. to fix admission, membership and other fees;
 - d. to approve the plans for future activities;
 - e. to adopt and amend these Statutes,
 - f. to adopt and amend all regulations; the Plenary Assembly can, however, authorise other bodies to independently establish technical rules where this seems appropriate;
 - g. to decide the admission of new Member Federations of any kind on the recommendation of the Management Committee;
 - h. to decide the expulsion of Members and Associate Members which do not comply with the obligations as stated in these Statutes;
 - i. to approve the Minutes of meetings;
 - j. to receive, discuss and approve the report of the Management Committee;
 - k. to review and approve the annual accounts after having heard the report of the auditors;
 - l. to give discharge to the Treasurer and to the other members of the Management Committee;
 - m. to approve the budget;
 - n. to approve the ISMF logo, and other items of image and identity, upon the recommendation of the Management Committee;
 - o. to decide all matters which no other body is competent to decide or which other bodies refer to the Plenary Assembly for final decision.

VOTING RIGHTS

Article 15

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

Article 16

At any Plenary Assembly, each Member shall be represented by one delegate who may be assisted by one or two advisors.

A Member which has not paid its dues in full prior to the Plenary Assembly is not entitled to vote.

Any Member having 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 17

Changes and amendments of these Statutes may only be considered if at least half of the Members of ISMF having the right to vote are present or represented. To be adopted, such items must receive the approval of two thirds of the votes cast.

For all other decisions of the Plenary Assembly unless dissolution of ISMF there is no quorum. Decisions are taken with the majority of votes cast.

TAKING OF DECISIONS

Article 18

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

Elections shall always be decided by secret written ballot.

AGENDA AND THE RIGHT TO INTRODUCE PROPOSALS

Article 19

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

- a) the Management Committee
- b) any Member

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

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

Article 20

The full Agenda of a Plenary Assembly shall be sent to the all Members of ISMF at least 4 weeks before the Plenary Assembly.

Upon affirmative vote of no less than 2/3 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 21

The Management Committee may at any time call an extraordinary Plenary Assembly.

At the written request of one fifth of the Members entitled to vote, the Management Committee shall convene an extraordinary Plenary Assembly within 3 months of receipt of such request. The request must be substantiated and accompanied by a proposal for the Agenda.

MANAGEMENT COMMITTEE

Article 22

The Management Committee of ISMF consists of the following officers:

- President of ISMF
- Vice-President of ISMF
- Vice President – Treasurer of ISMF
- General Secretary of ISMF

as well as of:

- three representatives from Member Associations entitled to vote who have organised one or more ISMF approved competitions in the two calendar years prior to the date of election;
- one representative from the Athletes' Commission;
- one representative of each Continental Councils.

Article 23

Candidates standing for election to any post in the Management Committee (with the exception of the representatives of the Continental Councils) shall be presented by the Member Association of the country.

The members of the Management Committee are elected by the Plenary Assembly for a term of four years.

The President can be re-elected only for two consecutive mandates.

The Members of the Management Committee can be re-elected only for three consecutive mandates.

No member can stay more than four (consecutive or not) mandates in the Management Committee, even changing his position.

Article 24

The Management Committee is responsible for implementing all the policy directives and decisions made by the Plenary Assembly. This includes in particular:

- a) to prepare the agenda of the Plenary Assembly meetings;
- b) to prepare the annual accounts (consisting of the profit and loss statement and the balance sheet);
- c) to make recommendations to the Plenary Assembly about:
 - o the long-term strategies of the ISMF;

- o regulations and rules to be decided by the Plenary Assembly;
 - o the candidates to be appointed by the Plenary Assembly as members of Anti-doping, Disciplinary and Appeals Commissions;
 - o the admission and expulsion of Member associations
- d) to decide about the creation and dissolution of Technical Commissions and appoint a Director for each Technical Commission;
- e) to set up the calendar of ISMF approved competitions and to coordinate schedules of International and Continental competitions;
- f) to decide the terms and conditions of contracts between the ISMF and organisers of ISMF approved competitions;
- g) to recommend any proposal of changes of the ISMF Statutes;
- h) to appoint and remove persons (employees) entrusted with the management of ISMF's day-to-day operations;
- i) to make recommendations on the terms and conditions of contracts to be concluded with third parties outside ISMF;
- j) to decide on membership issues between Plenary Assembly meetings;
- k) to decide the official means of information of the ISMF.

Article 25

The Management Committee will meet at least twice every year, upon the Executive Board's call. The organisation of its meetings shall be entrusted alternately to one of the member associations being represented in the Management Committee. The Management Committee will meet also upon the request of the majority of its members.

Article 26

The Agenda for the Management Committee meetings is prepared by the Executive Board. However, any member of the Management Committee 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 Management Committee meeting. The full agenda shall be sent by the Executive Board to the Management Committee members at least two weeks prior to the meeting date.

Article 27

Every member of the Management Committee has one vote. All decisions of the Management Committee are taken by majority of the members present, and no voting rights may be exercised by proxy. The quorum of the Management Committee consists of a majority of its members.

EXECUTIVE BOARD

Article 28

The four officers of the ISMF as mentioned in Article 22 para.1 form the Executive Board of the Management Committee.

The Executive Board is responsible for carrying out all those routine duties and specific tasks that have to be fulfilled between meetings of the Management Committee. This includes in particular:

- a) to undertake administrative duties and tasks;
- b) to supervise ISMF approved competitions;
- c) to decide the composition of the jury and of the routesetting team at ISMF approved competitions;
- d) to supervise and co-ordinate the work of the Technical Commissions;
- e) to control ISMF finances;
- f) to appoint an ISMF delegate for ISMF events as necessary
- g) to initiate and undertake negotiations with third parties.

All statements and contracts which bind the ISMF must be signed by the President and one other member of the Executive Board. In case of absence, the President may be

replaced by another member of the Executive Board.
The Executive Board is responsible for the functioning of the administrative office of the ISMF. All permanent employees are hired by the Executive Board and employed in accordance with the annual budget.

Article 29

The Executive Board meets as often as business requires. Decisions are taken by a simple majority, the President having the casting vote in the event of a tie.
The Executive Board may take decisions by correspondence and/or by any other means of communication, including electronic systems. To be valid, decisions taken in this way have to be approved by a minimum of three officers.

THE PRESIDENT

Article 30

The President chairs all meetings of the Plenary Assembly, the Management Committee and the Executive Board. He represents ski mountaineering competition in all important matters, especially those pertaining to the IOC and other International organisations.
The President may, from time to time, delegate various aspects of ISMF management to other members of the Management Committee.
The President, or a Board member designated by the President, is entitled to attend and participate in all Commission meetings, but without vote.

Article 31

If the President is prevented from attending a meeting of the Management Committee or a Plenary Assembly, the Management Committee will appoint one of the Vice Presidents to chair those meetings.
In case of death or disability of the President, the Vice-President shall assume the President's duties until the next Plenary Assembly. Should the Vice-President in turn be unable to fulfil his/her obligations, the Treasurer/Vice President and/or the member of the Management Committee who has served on the Management Committee the longest shall assume his/her duties and convene an Extraordinary Plenary Assembly in order to elect appropriate replacements.

CONTINENTAL COUNCILS

Article 32

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 geographic entity. They comply with and enforce the rules and regulations of ISMF and co-operate with the ISMF Bodies. They organise continental championships and other competitions in their area.

The Statutes and Regulations of Continental Councils must be submitted to the Management Committee for approval.

TECHNICAL COMMISSIONS

Article 33

The Management Committee appoints Technical Commissions for specific tasks.
The mandate of each Commission is reviewed by the Management Committee to determine its future validity and effectiveness.
Members of these Commissions are proposed by Member associations. Their membership expires at end of the term of the Management Committee.

Each Commission is directed by one of its members (President), who is appointed by the Management Committee

ANTI-DOPING, DISCIPLINARY AND APPEALS COMMISSIONS AND RULES

Article 34

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

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

The function of the Appeals Commission is to decide appeals from decisions taken by the Disciplinary Commission.

Rules concerning these Commissions are set out in a regulation made by the Plenary Assembly.

Decisions of the Appeals 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. The decision of the Court of Arbitration for Sport will be final.

DISPUTE RESOLUTION

Article 35

Disputes arising under 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.

ATHLETES' COMMISSION

Article 36

The Athletes' Commission provides a permanent liaison between active athletes and the ISMF. One representative appointed by the Athletes' Commission is elected by the Plenary Assembly as member of the Management Committee.

Composition and functioning of the Athletes' Commission are described in the relevant regulations as approved by the Plenary Assembly.

VI. FINANCES

Article 37

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

- a) Membership and subscription fees of its Members;
- b) The organization and authorization of Competitions, competitor entry fees, and any other fees relating to official competitions;
- c) Any other sources that may be available (sponsorships, TV rights, donations, etc.).

Article 38

The activities of all bodies of ISMF are conducted without compensation to the individuals who serve thereon. The expenses of the Executive Board, the Management Committee and the Commissions are borne by the ISMF according to regulations of the Management Committee.

Within approved budgets, the Plenary Assembly of the ISMF and the Management Committee are empowered to authorise payment of fees and expenses to individuals and/or organisations to provide specific professional service or advice.

Article 39

The financial year of the ISMF shall annually run from 1 January until 31 December.

Article 40

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 accredited Auditor, appointed by the Plenary Assembly of the ISMF.

Article 41

Only the assets of the ISMF can be used to settle ISMF liabilities and obligations. Any liability of the Member Associations is excluded.

Article 42

The basic currencies for annual accounting purposes will be the Euro and CHF.

VII. DISSOLUTION OF ISMF

Article 43

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 disposal of the assets of the ISMF shall be decided by the Plenary Assembly dissolving the ISMF and shall be in keeping with the aims of the ISMF and transferred to a tax exempt Swiss legal entity.

VIII. TRANSITORY PROVISIONS

Article 44

In order to ensure that the transformation of ISMC from a branch of UIAA into a new independent international federation under these Statutes, the following transitory provisions apply:

- I. All ISMC members having the requirements of art. 5.1 are considered members of the new ISMF, unless they indicate a contrary intention within the day before the Extraordinary Assembly on 27 February 2008 of Champéry.
- II. All ISMC members having the requirements of art. 5.2 are considered Associate Members of the new ISMF, unless they indicate a contrary intention within the day before the Constitutional Assembly on 27 February 2008 of Champéry.
- III. The current Management Committee officers and the Auditor of ISMF continue their mandate within the new ISMF until the end of the term (2011). In reference to article 23 and in order to establish the re-election mandates, it will be considered all mandates since the foundation of ISMC.
- IV. Decisions taken by the ISMC Plenary Assembly held in Matsumoto on 7 October 2007 are to be considered as confirmed.
- V. Technical Commission membership will continue until the end of the term.

These Statutes have been adopted by the Plenary Assembly held in Champéry, Portes du Soleil, on 27 February 2008.

President of ISMF

General Secretary of ISMF

Federació Andorrana de Muntanyisme (FAM)

Federación Argentina de Esquí y Andinismo (FASA)

Austrian Ski mountaineering Organisation for Competitions (ASKIMO)

The Alpine Club of Canada (ACC)

Federación de Andinismo de Chile (FEACH)

Chinese Mountaineering Association (CMA)

Dansk Bjergklub

Fédération Française de la Montagne et de l'Escalade (FFME)

Deutscher Alpenverein e. V (DAV)

Club Alpino Italiano (CAI)

Federazione Italiana Sport Invernali (FISI)

Japan Mountaineering Association (JMA)

Korean Alpine Federation (KAF)

Norges Klatreforbund - The Norwegian Climbing Federation

Polski Związek Alpinizmu (PZA)

Club Alpin Roman - Romanian Alpine Club (CAR)

Federació D'Entitats Excursionistes de Catalunya (FEEC)

Federación Española de Deportes de Montaña y Escalada (FEDME)

Club Alpin Suisse - Schweizer Alpen Club (SAC)

American Alpine Club (AAC)