
BYE-LAWS

OF

FIBA EUROPE



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TABLE OF CONTENTS

Chapter One:	Definitions, Composition, Responsibilities	3
Chapter Two:	Divisions of FIBA Europe	5
Chapter Three:	The General Assembly.....	6
Chapter Four:	The Board and the Executive Committee of FIBA Europe.....	9
Chapter Five:	The Secretary General of FIBA Europe.....	12
Chapter Six:	The Coordination Council.....	14
Chapter Seven:	Permanent Commissions.....	16
Chapter Eight:	Officially Recognised Organisations.....	19
Chapter Nine:	Elections	20
Chapter Ten:	Legal and Financial Provisions	21
Chapter Eleven:	General Provisions	22
Annex 1:	List of National Federation Members of FIBA Europe.....	23
Annex 2:	List of Officially Recognised Organisations	24
Annex 3:	Regulations Governing the Organisation of a Session of the General Assembly or the Board of FIBA Europe.....	25
Annex 4:	Regulations Governing Meetings of the Board of FIBA Europe	27
Annex 5:	Regulations Governing the Operation of FIBA Europe’s Permanent Commissions.....	30
Annex 6:	Regulations Governing Elections.....	32

Chapter One: Definitions, Composition, Responsibilities

Article 1

FIBA Europe is created under the General Statutes of *Fédération Internationale de Basketball* (FIBA). The members of FIBA Europe (see Article 2) form the FIBA Zone in Europe.

FIBA Europe has acquired legal status and is organised in accordance with the laws governing the country in which its Head Office is located (Germany).

FIBA Europe is organised as a registered Association (“*eingetragener Verein*”). The name of the Association is *FIBA Europe e.V.*. Its seat is in Munich, Germany.

Article 2

FIBA Europe consists of those national member federations of FIBA assigned to it by FIBA. The national federations which are members of FIBA Europe are listed in the Annex of the FIBA General Statutes and in Annex 1, as attached to these Bye-Laws.

Article 3

FIBA Europe is designated as the sole competent authority authorised and delegated by FIBA for promoting, supervising and directing all men’s and women’s basketball activities within the FIBA Zone in Europe.

FIBA Europe has the purpose to promote, supervise and direct basketball in Europe. FIBA Europe fulfils this purpose in particular:

- a) To promote, supervise, develop and direct the practice of basketball in the territory under its jurisdiction for example by educating and training referees and coaches, support of teams at youth competitions, support for basketball for disabled people or by raising funds according to § 58 para. 1 of the German Tax Code (“*Abgabenordnung*”) etc., and to control the organisation of international competitions in the FIBA Zone in Europe, both for national teams and club teams, in a permanent, regular manner and in strict compliance with the FIBA Official Basketball Rules;
- b) To abide by the FIBA General Statutes and FIBA Internal Regulations;
- c) To abide by and enforce these Bye-Laws and all other Regulations of FIBA Europe;
- d) To impose sanctions upon the members and entities under its jurisdiction which are within its mandate and regulations;
- e) To archive and make public the results of all international competitions taking place in its territory and to present activity reports to the General Assembly;
- f) To present to the Central Board of FIBA any information deemed to be useful in the interests of world basketball.

FIBA Europe shall pursue the above purposes solely and directly in a non-for-profit manner and for tax privileged purposes (“*Steuerbegünstigte Zwecke*”) only within the meaning of the 3rd section (§§ 51 et seq.) of the German Tax Code.

FIBA Europe shall not act for its own gains and shall not primarily pursue economic goals of its own.

The resources of FIBA Europe may only be used for the purposes which are in accordance with these Bye-Laws. The members of FIBA Europe shall not receive any remuneration out of the resources of the Association.

No person shall be preferred through expenditure which is foreign to the purposes of FIBA Europe or by disproportionately high remuneration.

Article 4

National federations shall benefit from the rights granted to them by these Bye-Laws and Regulations and decisions made under them.

Registration for FIBA Europe competitions shall be open to national teams and club teams affiliated to national member federations, according to the structure of competitions as defined by the Board of FIBA Europe in accordance with Article 15 of these Bye-Laws.

National federations shall:

- a) Observe the principles of loyalty, integrity and sportsmanship and ensure that these principles be observed by their clubs, players and officials;
- b) Abide by and enforce the FIBA Official Basketball Rules, the provisions contained in the FIBA General Statutes and FIBA Internal Regulations, and decisions made in conformity therewith;
- c) Abide by and enforce these Bye-Laws, Regulations, Rules and policies of FIBA Europe, and decisions made in conformity therewith, provided that they are not in conflict with those of FIBA;
- d) Be held liable for all financial commitments of their clubs towards FIBA Europe;
- e) Comply with decisions and awards issued or to be issued by the Court of Arbitration for Sport, Switzerland (CAS);
- f) Recognize and enforce within their territory the Basketball Arbitral Tribunal (BAT) awards;
- g) Abstain from any conduct which is, or may reasonably be seen to be, detrimental to the interests of FIBA or FIBA Europe; and
- h) Supply all information as may be reasonably requested by FIBA Europe in writing (pdf/scan sufficient).

A national federation may be sanctioned if it violates, contravenes or otherwise fails to comply with these provisions.

Only national federations fully complying with this Article 4 (national federations with full rights) may enjoy all their member rights in accordance with the provisions of these Bye-laws.

Leagues or any other groups of clubs at national federation level shall be permitted to operate only with the national federation's expressed consent and shall be subordinated to it. The national federation shall define the powers delegated to any such group, as well as its rights and obligations. International leagues or any other group of clubs at European level shall be permitted to operate only with the expressed consent of FIBA Europe and FIBA, who shall define the powers delegated to any such group, as well as its rights and obligations under the FIBA Internal Regulations. The regulations of any such group shall be subject to the approval of FIBA Europe and/or FIBA.

Chapter Two: Divisions of FIBA Europe

Article 5

The divisions of FIBA Europe shall be:

- a) The General Assembly
- b) The Board
- c) The Executive Committee
- d) The Secretary General
- e) The Coordination Council
- f) The Permanent Commissions:
 - Competitions' Commission
 - Finance Commission
 - Legal Commission
 - Small Countries Commission
 - Technical Commission
 - WE (Women and Equality) Commission
 - Youth Commission
 - Business Development Commission
- g) The bodies officially recognised by FIBA Europe

The Board of FIBA Europe may appoint working groups. Such working groups shall be of a temporary nature until, upon a decision by the Board of FIBA Europe, they acquire permanent status, or, having completed their task, they cease to exist.

Chapter Three: The General Assembly

Article 6

The General Assembly of FIBA Europe shall hold sovereign powers within the limits of its responsibilities in accordance with the provisions of these Bye-Laws. It shall consist of:

- a) One (1) delegate per affiliated national federation with full rights, with the right to vote;
- b) The President of FIBA Europe, with no right to vote (except Art. 9);
- c) The three (3) Vice-Presidents of FIBA Europe, with no right to vote (except Art. 9);
- d) The Treasurer of FIBA Europe, with no right to vote;
- e) The members of the Board of FIBA Europe, with no right to vote, unless they officially represent an affiliated national federation as a voting delegate;
- f) The Secretary General of FIBA Europe, with no right to vote;
- g) The Chairpersons of the Permanent Commissions, with no right to vote, unless they officially represent an affiliated national federation as a voting delegate;
- h) A representative from each of the officially recognised bodies with no right to vote; and
- i) FIBA Europe staff members and advisors as determined by the Secretary General of FIBA Europe as well as other guests invited by the President of FIBA Europe and/or the Secretary General of FIBA Europe, all with no right to vote.

Article 7

The General Assembly shall have the powers assigned to it in these Bye-Laws. In particular, it shall have the power to:

- a) Adopt and modify these Bye-Laws (see Article 46);
- b) Examine and approve all reports and decide upon other items placed on the agenda;
- c) Elect the President of FIBA Europe;
- d) Elect the Treasurer of FIBA Europe;
- e) Elect the members of the Board of FIBA Europe as provided for in Article 37 of these Bye-Laws;
- f) Examine proposals submitted by members of FIBA Europe (Article 10);
- g) Grant the title of Honorary President or Honorary Member of FIBA Europe; and
- h) Declare the dissolution of FIBA Europe (Article 40).

Article 8

The General Assembly shall hold ordinary sessions once a year, in principle, during the month of May. It shall fix the place of its ordinary sessions at the very latest during the prior session.

The national member federations shall be informed of the draft agenda at least 14 days before the date of the session of the General Assembly via email (to the email address most recently provided to FIBA Europe by each national federation) The final version of the draft agenda shall be determined by the President of FIBA Europe and the Secretary General of FIBA Europe. Any matter not included in the draft agenda may be considered and dealt with by the General Assembly, if the General Assembly approves such inclusion by a majority of two-thirds of the votes cast. Motions to amend these Bye-Laws, to hold elections, to remove the President, the Treasurer or any member of the Board of FIBA

Europe or to dissolve the Association shall not be considered by a General Assembly unless the matter appears on the draft agenda sent to the national federations for that session of the General Assembly.

At the written request of at least 15 national federations with full rights or at the proposal of the Board of FIBA Europe, an extraordinary session of the General Assembly shall be convened by the Secretary General of FIBA Europe to take place no earlier than 45 days and no later than 60 days after the request. Such extraordinary session shall always be held in the city of the Head Office of FIBA Europe.

In principle, General Assembly meetings are to be conducted in person. However, and only under special circumstances (e. g. force majeure, pandemics) a session of the General Assembly may, upon proposal by the Executive Committee, be conducted fully online by means of telecommunications (telephone or audio-visual link). Hybrid General Assembly sessions are to be avoided.

The conditions for the organisation of sessions of the General Assembly and the financial conditions applicable to organisers and participants are laid down in the regulations in Annex 3 of these Bye-Laws.

Minutes shall be drawn up for each meeting of the General Assembly of FIBA Europe, recording all resolutions of the General Assembly of FIBA Europe, and shall be signed by the Secretary General of FIBA Europe and the recorder.

Article 9

The President of FIBA Europe shall chair the General Assembly.

During the General Assembly, the President of FIBA Europe shall not vote except in the event of a tie, having then the casting vote. This does not apply to elections, where the President of FIBA Europe shall have no vote.

The President of FIBA Europe shall be an ex-officio member of all Permanent Commissions of FIBA Europe, with consultative powers only.

The President of FIBA Europe shall be elected for a term of four (4) years and may be re-elected for one (1) further term (see Article 12 of Annex 6).

In the absence of the President of FIBA Europe, the Vice-President of FIBA Europe having the most seniority in membership in the Board of FIBA Europe shall replace the President of FIBA Europe and chair the General Assembly with all the powers and responsibilities of the President of FIBA Europe.

The President of FIBA Europe shall not hold any elected or appointed position within a national federation nor shall be in the employment of FIBA Europe.

Article 10

Only matters proposed by the President of FIBA Europe, the Secretary General of FIBA Europe, the Board of FIBA Europe or national federations with full rights may be included in the draft agenda of the session of the General Assembly.

Proposals must be submitted to the Secretary General of FIBA Europe (through the Head Office of FIBA Europe) at least 45 days before the session of the General Assembly.

Proposals for amendments to these Bye-Laws from the national federations must be submitted to the Secretary General of FIBA Europe (through the Head Office of FIBA Europe) at least six (6) month prior to the session of the General Assembly. The Secretary General of FIBA Europe shall present such proposals to the Board of FIBA Europe at its next meeting.

All proposals shall be sent to the national federations together with the draft agenda.

Article 11

Decisions of the General Assembly shall be taken in accordance with the provisions in Article 43 of these Bye-Laws. They are final and may be subject to appeal only as provided for in the FIBA General Statutes and FIBA Internal Regulations.

Should the Register of Associations ("*Vereinsregister*") deem one or more of the amendments to the provisions of the Bye-Laws adopted by the General Assembly to be incompatible with German association law and thus not registrable, the original wording of the objected provision (prior to their amendment by the General Assembly) shall continue to be effective in place of the non-registrable provision. However, all other amendments to the Bye-Laws resolved by the General Assembly shall be effective.

Unless decided otherwise, decisions of the General Assembly shall come into force the day after the closure of the session of the General Assembly, provided that any necessary approval under Article 23 of these Bye-Laws has been given.

Chapter Four: The Board and the Executive Committee of FIBA Europe

Article 12

The Board of FIBA Europe shall have the powers delegated to it under these Bye-Laws.

The Term of Office of the members of the Board of FIBA Europe shall be four years (see Article 12 of Annex 6).

The President of FIBA Europe, and if absent the Vice-President of FIBA Europe having the most seniority in membership in the Board of FIBA Europe, shall chair the Board and the Executive Committee of FIBA Europe.

Article 13

The Board of FIBA Europe shall consist of a maximum of 31 members with voting rights. They are:

- a) The President of FIBA Europe, with an original and an eventual casting vote, except for elections;
- b) The Treasurer of FIBA Europe;
- c) 23 members elected by the General Assembly (both genders must be represented by at least two (2) people);
- d) Three (3) members representing FIBA, as defined in Article 20 d), e) and f); and
- e) Optionally, up to three (3) members representing European clubs and/or leagues.

The Secretary General of FIBA Europe shall attend the meetings of the Board of FIBA Europe with consultative powers only.

The President of FIBA Europe and/or the Secretary General of FIBA Europe may invite other persons to attend the meetings of the Board of FIBA Europe, having consultative powers only.

Article 14

The members of the Board of FIBA Europe shall hold office in a strictly personal capacity.

Representation by proxy is not permitted.

The members of the Board of FIBA Europe shall not be in the employment of FIBA Europe.

The number of members on the Board of FIBA Europe having the same nationality and voting rights, excluding the President of FIBA Europe, the co-opted members and the three (3) members representing FIBA according to Article 13 d), is limited to one (1).

The regulations governing the meetings of the Board of FIBA Europe are set out in more detail in Annex 4.

Article 15

The Board of FIBA Europe shall have the power to:

- a) Decide, upon proposal by the President of FIBA Europe and the Secretary General of FIBA Europe, whether to co-opt up to three (3) additional members to the Board and/or one (1) additional member to the Executive Committee of FIBA Europe. Such members will have full voting rights and shall be representing European clubs and/or leagues;
- b) Designate from its members the following:
 1. The three (3) Vice-Presidents of FIBA Europe;

2. The four (4) members to the Executive Committee of FIBA Europe;
- c) Appoint the Chairpersons and members of the Permanent Commissions. These members shall represent first and foremost the interest of FIBA Europe;
 - d) Recognise or withdraw recognition from any organisation whose aim is to develop basketball in the FIBA Zone in Europe;
 - e) Appoint the Secretary General of FIBA Europe or relieve him of his duties;
 - f) Approve the Secretary General of FIBA Europe's annual working plan as well as any long-term strategic plan;
 - g) Determine the financial policy, approve the budget and the financial reports as prepared by the Secretary General of FIBA Europe, and approve the audited accounts as prepared by the Treasurer of FIBA Europe and the auditors;
 - h) Appoint an external auditor;
 - i) Supervise the practice of basketball within the FIBA Zone in Europe;
 - j) Define the organisational structure of all European International Competitions;
 - k) Assign the organisers of the Finals for national team competitions within the FIBA Zone in Europe;
 - l) Withdraw the right to participate in European International Competitions of any affiliated national federation;
 - m) Adopt and modify the Regulations of FIBA Europe;
 - n) Change the location of the Head Office of FIBA Europe;
 - o) Decide that the President of FIBA Europe shall be paid an annual allowance as a compensation for the time and effort committed to the respective position. The President of FIBA Europe shall be free in deciding on the time and choice of any concrete task, always subject to an intensive and responsible exercise of his office for the promotion of basketball; and
 - p) Decide on the amount and the method of payment of such compensation, always in advance for the upcoming year. Taking into account that the President of FIBA Europe is not an employee of FIBA Europe, its decision on the amount of the compensation for the President of FIBA Europe shall be based on a comparable salary of a managing director (industry sector: other services);

Article 16

The Board of FIBA Europe shall meet at least twice a year.

In principle, meetings of the Board of FIBA Europe are to be conducted in person. However, and only under special circumstances (e. g. force majeure, pandemics) a meeting of the Board of FIBA Europe may, upon proposal by the Executive Committee, be conducted fully online by means of telecommunications (telephone or audio-visual link). Hybrid meetings of the Board of FIBA Europe are to be avoided.

Minutes shall be drawn up for each meeting of the Board of FIBA Europe, recording all resolutions of the Board of FIBA Europe, and shall be signed by the Secretary General of FIBA Europe and the recorder.

Each member of the Board of FIBA Europe shall be reimbursed for their travelling and other associated expenses (without accommodation costs) up to a maximum of € 1,000 per official meeting attended.

The President of FIBA Europe shall have his reasonable travelling, accommodation and other associated expenses to attend meetings and competitions reimbursed by FIBA Europe.

Article 17

Between the meetings of the Board of FIBA Europe, the President of FIBA Europe and/or the Secretary

General of FIBA Europe may convene a meeting of the Executive Committee of FIBA Europe which is authorised to take the necessary decision(s) of urgent nature on behalf of the Board of FIBA Europe.

Minutes shall be drawn up for each meeting of the Executive Committee of FIBA Europe, recording all resolutions of the Executive Committee of FIBA Europe, and shall be signed by the Secretary General of FIBA Europe and the recorder.

Each member of the Executive Committee of FIBA Europe shall be reimbursed for their travelling and other associated expenses (without accommodation costs) up to a maximum of € 1,000 per official meeting attended.

The Executive Committee of FIBA Europe shall consist of:

- a) The President of FIBA Europe;
- b) The three (3) Vice-Presidents of FIBA Europe. The Vice-President of FIBA Europe having the most seniority in membership in the Board of FIBA Europe shall replace the President of FIBA Europe if necessary;
- c) The Treasurer of FIBA Europe;
- d) The four (4) members appointed by the Board of FIBA Europe;
- e) Optionally, one (1) member representing European clubs and/or leagues;
- f) The Secretary General of FIBA; and
- g) The Secretary General of FIBA Europe, without voting rights.

To take a decision, the Executive Committee of FIBA Europe may consult with the members of the Board of FIBA Europe or the national federations by any means necessary. It shall, without fail, inform the Board of FIBA Europe of its decision in writing as soon as possible and, if necessary, the national federations involved.

Article 18

The Treasurer of FIBA Europe, who will serve as Chairperson of the FIBA Europe Finance Commission, shall be responsible for controlling the financial administration of FIBA Europe and to present the audited statements of account to the Board of FIBA Europe and the General Assembly.

Chapter Five: The Secretary General

Article 19

The Secretary General of FIBA Europe, who shall also serve as Executive Director of the FIBA Zone in Europe, shall manage the administration of FIBA Europe, assume all responsibility for it, and may not hold any elected or appointed position within a national federation.

The Secretary General of FIBA Europe is the sole legal representative of FIBA Europe.

The Secretary General of FIBA Europe shall be appointed by the Board of FIBA Europe and shall remain in office until the expiration of his term of office, as determined by a contract of employment.

The Secretary General of FIBA Europe, personally or through his advisors, shall be responsible for the study and implementation of measures concerning the promotion, supervision and direction of basketball in the FIBA Zone in Europe.

He shall be an ex-officio member of all the Permanent Commissions of FIBA Europe and enjoy voting rights.

In particular, the Secretary General of FIBA Europe shall have the following duties:

- a) To hire and dismiss the staff as necessary in order to run the administration of FIBA Europe;
- b) To ensure the implementation of all decisions taken by the General Assembly, the Board, the Executive Committee of FIBA Europe, and any other Division of FIBA Europe;
- c) To be responsible for all European international competitions and for the implementation of the aims set out in Article 3 of these Bye-Laws;
- d) To ensure, as necessary, compliance with the regulations established by FIBA, by the IOC and by WADA regarding doping control;
- e) To convene (regarding General Assemblies via email to the email-address most recently provided to FIBA Europe by each member federation) and prepare, in agreement with the President of FIBA Europe, the sessions of the General Assembly and meetings of the Board and Executive Committee of FIBA Europe;
- f) To maintain the archives of FIBA Europe;
- g) To publish and send the regulations of FIBA Europe to the member national federations and the members of the Board, the members of the Permanent Commissions and the officially recognised bodies of FIBA Europe;
- h) To draft and circulate official communications of FIBA Europe;
- i) To ensure the receipt of annual fees from member national federations as well as contributions, royalties and dues, emoluments and fines imposed by the competent divisions of FIBA Europe;
- j) To draft a long-term strategic plan as well as any annual working plan to submit to the Board of FIBA Europe;
- k) To draw up the four-year budget for FIBA Europe and ensure its proper implementation;
- l) To administer FIBA Europe's finances and present reports to the Board of FIBA Europe;
- m) To study the means of ensuring the financial resources of FIBA Europe and submit a report to the Board of FIBA Europe accordingly;
- n) To ensure the enforcement of these Bye-Laws, all Regulations of FIBA Europe and FIBA General Statutes and FIBA Internal Regulations;
- o) To impose the sanctions provided for in all regulations of FIBA Europe; and

- p) To take decisions in cases where his jurisdiction is specifically provided for.

Chapter Six: The Coordination Council

Article 20

The Coordination Council serves to coordinate FIBA Europe decisions and actions with FIBA.

It consists of 6 (six) members with voting power.

These members are:

- a) The President of FIBA Europe;
- b) The Secretary General of FIBA Europe;
- c) The Treasurer of FIBA Europe;
- d) The President of FIBA;
- e) The Secretary General of FIBA; and
- f) The Treasurer of FIBA.

The membership is strictly bound to the position of the members of the Coordination Council in FIBA Europe, respectively in FIBA.

Article 21

The Secretary General of FIBA Europe shall inform the members of the Coordination Council about the draft agenda of each upcoming meeting of the General Assembly, the Board or the Executive Committee prior to or immediately after its distribution to the respective members, i.e. under regular circumstances, no later than seven (7) days prior to the upcoming meeting of the General Assembly, the Board or the Executive Committee of FIBA Europe respectively. Such information shall be delivered by email to the official email-addresses of the members of the Coordination Council.

In case of urgent matters which the Secretary General of FIBA Europe intends to submit to the Executive Committee of FIBA Europe for approval within less than seven (7) days, the Secretary General of FIBA Europe shall immediately inform the members of the Coordination Council. The same shall apply in case of late changes of the draft agenda for a meeting of the General Assembly, the Board or the Executive Committee of FIBA Europe regarding decisions to be taken at such meetings after the draft agenda for the meeting of the General Assembly, the Board or the Executive Committee of FIBA Europe was already sent to the members of the Coordination Council.

Article 22

Meetings of the Coordination Council shall take place, if requested by a member of the Coordination Council within two (2) working days (in Germany) after receipt of the email of the Secretary General of FIBA Europe informing the members of the Coordination Council about the upcoming meeting and its draft agenda of the General Assembly, the Board or the Executive Committee of FIBA Europe. Such request shall be sent by the requesting member of the Coordination Council per email to the Secretary General of FIBA Europe, and the request shall name the topic(s) of the draft agenda that the requesting member of the Coordination Council wishes to discuss in the Coordination Council.

If a meeting of the Coordination Council has been requested in due time, the Secretary General of FIBA Europe shall convene a meeting of the Coordination Council by sending an invitation to the meeting of the Coordination Council by email to the official email-addresses of the members of the Coordination Council and informing on the draft agenda of the upcoming meeting of the Coordination Council.

Meetings of the Coordination Council shall take place before, in principle one (1) day before, the upcoming meeting, of the General Assembly, the Board and/or the Executive Committee of FIBA Europe.

Article 23

The Coordination Council of FIBA Europe has the powers granted to it by these Bye-Laws.

If a meeting of the Coordination Council shall be convened according to Article 22, all decisions

- a) by the Board or the Executive Committee of FIBA Europe under Article 15 d), e), f), g) (only regarding expenses beyond the average cost over the past three years taking into account the inflation rate), h), j), m) and n); or
- b) by the General Assembly, the Board or the Executive Committee of FIBA Europe that violate the FIBA General Statutes or the FIBA Internal Regulations

shall require the prior approval of the Coordination Council. The above-mentioned decisions and measures cannot be taken, adopted or implemented without the prior approval of the Coordination Council; decisions nevertheless taken shall be ineffective.

Article 24

The Coordination Council shall be chaired by the President of FIBA, and, in case of his absence, by the President of FIBA Europe.

The Coordination Council shall have a quorum, regardless of the number of members present at the meeting, if the meeting has been convened in accordance with Article 21 and Article 22. If all members of the Coordination Council agree, the deadline and the formalities for the invitation and/or the holding of the meeting may be disregarded. If a member of the Coordination Council is not able to attend a meeting of the Coordination Council, such member shall be entitled to attend the meeting by telephone. However, the attendance by telephone shall be at the risk of the respective member of the Coordination Council in respect of communication problems.

A member of the Coordination Council may only be represented by another member of the Coordination Council. However, a member of the Coordination Council may only represent one (1) other (absent) members of the Coordination Council.

Article 25

The Coordination Council takes its decisions by simple majority of votes cast. In the event of a tie, a resolution shall be deemed rejected.

The Secretary General of FIBA Europe shall take minutes of the meetings of the Coordination Council (minutes of the results are sufficient) and shall take care that the General Assembly, the Board of FIBA Europe, respectively the Executive Committee of FIBA Europe, are immediately informed of the resolutions adopted by the Coordination Council.

Resolutions of the Coordination Council may also be passed outside meetings by telephone conference or by circular resolution (including by e-mail), if all members of the Coordination Council agree to such decision taking. The coordination and preparation of such decisions takings shall be coordinated, and resolutions of the Coordination Council adopted by telephone conference shall immediately be confirmed in writing by the Secretary General of FIBA Europe.

Chapter Seven: Permanent Commissions

Article 26

The role and responsibilities of the Permanent Commissions are specified in these Bye-Laws.

The Permanent Commissions are composed of a Chairperson and at least 10 members. The President of FIBA Europe shall be an ex-officio member of all Permanent Commissions with consultative powers only (Article 9), the Secretary General of FIBA Europe shall be an ex-officio member of all Permanent Commissions with voting rights in all Permanent Commissions (Article 19).

The Chairpersons of the Permanent Commissions and the other members of the Permanent Commissions are appointed by the Board of FIBA Europe at its first meeting following the elective session of the General Assembly on the basis of joint proposals by the President of FIBA Europe and the Secretary General of FIBA Europe, selected from the names presented by national federations, although not restrictively.

The term of office of the Permanent Commissions shall be four years.

The Permanent Commissions perform a consultative role only and have no executive authority. In principle, the projects of the Permanent Commissions must be submitted to the Board of FIBA Europe for approval.

Members of the Permanent Commissions who do not take an active part, or do not wish to, or are no longer able to take part in the work of their Permanent Commission may be relieved of their responsibilities within the Permanent Commission by the Board of FIBA Europe upon a recommendation of the President of FIBA Europe and the Secretary General of FIBA Europe.

A member of a Permanent Commission, not being a member of the Board of FIBA Europe, can be discharged from mandate by the Board of FIBA Europe upon a written motivated request from their respective national federation. The President of FIBA Europe and the Secretary General of FIBA Europe can in that case propose another candidate. The new candidate does not need to be a member of the same national federation as the discharged Permanent Commission member.

Article 27

COMPETITIONS' COMMISSION

The Competitions' Commission shall have the duty to examine, advise and/or prepare proposals on:

- a) The regulations governing all European competitions for both national and club teams as well as the regulations established by other divisions of FIBA Europe for international competitions;
- b) The draft systems of competition for men's and women's basketball at national team and club levels within the FIBA Zone in Europe;
- c) The calendar of European competitions;
- d) Amendments to the world competitions to be submitted to FIBA.

The Commission shall have the right to consult experts if necessary.

Article 28

FINANCE COMMISSION

The Finance Commission shall have the duty to assist the Treasurer of FIBA Europe and the Secretary General of FIBA Europe in their responsibilities. In particular, it shall:

- a) Prepare, together with the Treasurer of FIBA Europe, the audited accounts to be submitted to the Board and the General Assembly of FIBA Europe;

- b) Advise on the appointment of the external auditors of FIBA Europe. The Treasurer of FIBA Europe is the Chairperson of the Finance Commission.

Article 29

LEGAL COMMISSION

The Legal Commission shall have the duty to examine, advise and/or prepare proposals on:

- a) All questions of a legal nature related to basketball in Europe including the Bye-Laws and regulations of FIBA Europe;
- b) The legal implications of all proposed amendments to the Bye-Laws and other regulations of FIBA Europe;
- c) Issues relating to the interpretation of these Bye-Laws and other regulations of FIBA Europe, and on all other legal matters, particularly questions regarding eligibility;
- d) Amendments to the FIBA General Statutes and FIBA Internal Regulations to be submitted to FIBA.

Article 30

SMALL COUNTRIES COMMISSION

The Small Countries Commission shall have the following duties:

- a) To study all issues of basketball relating to small countries;
- b) To communicate, when necessary, with the other bodies of FIBA Europe in order to present the small countries athlete's point of view.
- c) To submit to the Board and other divisions of FIBA Europe proposals regarding the competitions of the small countries as well as any measures deemed necessary to promote basketball in the FIBA Zone in Europe.

Article 31

TECHNICAL COMMISSION

The Technical Commission shall have the following duties:

- a) To train international commissioners and referees in the FIBA Zone in Europe in co-operation with the national federations and FIBA;
- b) To train national and international referees instructors and evaluators, in co-operation with the national federations and FIBA;
- c) To examine and prepare proposed amendments to the Official Basketball Rules to be submitted to FIBA.

Article 32

WE (WOMEN AND EQUALITY) COMMISSION

The WE Commission shall have the following duties:

- a) To study all issues of basketball relating to women and equality;
- b) To communicate, when necessary, with the other bodies of FIBA Europe in order to present the woman athlete's point of view;
- c) To propose to the Board of FIBA Europe any measures deemed necessary to promote the development of women's basketball in the FIBA Zone in Europe;

- d) To advise on enhancing equality and inclusion within FIBA Europe and national federations;
- e) To assist in eliminating barriers to participation and involvement in European basketball for any social groups;
- f) With the approval of the President and the Secretary General of FIBA Europe: further topics regarding equality in European basketball not in opposition to the purpose of FIBA Europe, the national federations or their respective national governments.

Article 33

YOUTH COMMISSION

The Youth Commission shall have the following duties:

- a) To study all issues relating to youth basketball from mini-basketball to the young people's categories;
- b) To submit to the Board and other divisions of FIBA Europe proposals regarding the competitions of the youth categories as well as any measures deemed necessary to promote youth basketball in Europe.

Article 34

BUSINESS DEVELOPMENT COMMISSION

The Business Development Commission shall have the following duties:

- a) To assist FIBA Europe and national federations in accessing funds from the European Union, the Council of Europe or other international public institutions;
- b) To assist FIBA Europe and national federations in accessing funds from national public institutions;
- c) To assist FIBA Europe and national federations in accessing funds from the IOC or other private institutions;
- d) To advise FIBA Europe on raising funds through private equity partnerships related to the FIBA Europe club competitions.

Chapter Eight: Officially Recognised Organisations

Article 35

The Board of FIBA Europe has the right to recognise continental international leagues or any other organisation whose aim is to develop basketball in the FIBA Zone in Europe. This organisation may be permanently or provisionally recognised, provided that it abides to the FIBA General Statutes and the FIBA Internal Regulations as well as to the relevant regulations of FIBA Europe.

The permanent or provisional recognition may be granted on the basis of specifically agreed conditions.

The organisation thus recognised shall have the freedom of action necessary to fulfil its mandate, subject to the approval of the Board of FIBA Europe. It may not represent FIBA Europe before third parties.

The Board of FIBA Europe may decide, if circumstances render it necessary, to withdraw the recognition of such an organisation.

The organisation wishing to be recognised must make the request in writing to the Board of FIBA Europe (via the Head Office of FIBA Europe).

Article 36

The officially recognised organisations are listed in Annex 2 of these Bye-Laws.

Chapter Nine: Elections

Article 37

Every four years, coinciding with the FIBA Basketball World Cup (2027, 2031 etc.), the General Assembly of FIBA Europe shall elect at least two (2) months prior to the holding of the FIBA elective Congress:

- a) The President of FIBA Europe;
- b) The Treasurer of FIBA Europe;
- c) 23 members of the Board of FIBA Europe.

Article 38

The eligibility and the regulations for the elections to the positions listed in Article 37 are governed by the regulations in Annex 6 to these Bye-Laws.

Chapter Ten: Legal and Financial Provisions

Article 39

Unless expressly excluded by the FIBA General Statutes or the FIBA Internal Regulations, decisions of the General Assembly, the Board of FIBA Europe, the Coordination Council or another FIBA Europe division may be appealed by the affected party to the FIBA Appeals' Panel and, following the procedure established in the FIBA Internal Regulations, with an exclusive right to further and final appeal before CAS. CAS will resolve the dispute definitively in accordance with the Code of sports-related arbitration law. The parties concerned shall undertake to comply with the Statutes and Procedural Rules of CAS and to accept and enforce its decision in good faith. The language of the proceedings shall be English. The time limit for an appeal to CAS is 21 days after the reception of the decision concerning the appeal.

Article 40

The General Assembly shall declare the dissolution of FIBA Europe:

- a) If requested by 80% of the affiliated national federations and if, at the session of the General Assembly voting on disbandment, 80% of the affiliated members present and with voting rights vote for disbandment. If, however, at the session, less than 75% of the affiliated national federations are present, a second session of voting on disbandment shall be called at which session a majority of 80% of the affiliated national federations present and with voting rights irrespective of a quorum shall be sufficient; or
- b) If the number of affiliated national federations is reduced to three or less.

In case of dissolution or cancellation of the body corporate or in case the tax privileged purposes ("*Steuerbegünstigte Zwecke*") of FIBA Europe cease to exist, the assets of FIBA Europe shall be assigned to a public law legal entity or another tax privileged body corporate, which shall use them for the promotion of sport, in particular for the promotion of basketball.

Article 41

FIBA Europe is the sole owner of the media, licensing, merchandising and marketing rights for the official European national team and club competitions for men, women and youth. When negotiating contracts for these media, licensing, merchandising and marketing rights, the interests of the national federations and clubs shall be taken into account.

Article 42

The financial accounts of FIBA Europe shall be audited in accordance with international accounting standards each year by an independent external auditor, registered in the country in which FIBA Europe is incorporated (Germany).

Chapter Eleven: General Provisions

Article 43

No minimum attendance of member national federations is required to hold a valid meeting of the General Assembly or of other divisions of FIBA Europe, except for the Board of FIBA Europe.

Unless otherwise specified herein, voting by letter or proxy is not permitted.

Decisions shall be taken by a show of hands reflecting a simple majority of votes cast. Upon the request of a delegate representing a national member federation for a decision to be taken by secret ballot, the President of FIBA Europe shall put this motion to the General Assembly, and if a simple majority approves such motion the request will be upheld. In personal matters, decisions must be taken by secret ballot, unless the General Assembly decides otherwise. If there is only one candidate for a specific position, then that candidate may be elected by acclamation.

For the meetings of the Board of FIBA Europe see Annex 4.

Article 44

The official working language of FIBA Europe shall be English. During General Assembly meetings simultaneous translation will be available in the following languages: English, French, German, Russian and Spanish.

Article 45

The Board of FIBA Europe is the sole authority to interpret the regulations in Annexes 3 to 6.

The Board shall have the final decision on any matter not provided for in these Bye-Laws or in case of force majeure.

In cases of doubt or conflict, the FIBA General Statutes and the FIBA Internal Regulations prevail.

Article 46

Unless otherwise specified herein, decisions shall be taken by simple majority of votes cast.

A majority of two thirds (2/3) of the votes cast is necessary to amend these Bye-Laws, including amendments to Article 3.

Abstentions do not count.

Annex 1: List of National Federation Members of FIBA Europe

In accordance with Article 2 of the Bye-Laws of FIBA Europe, the following 50 national basketball federations as assigned by FIBA are members of FIBA Europe:

Albania, Andorra, Armenia, Austria, Azerbaijan, Belarus, Belgium, Bosnia and Herzegovina, Bulgaria, Croatia, Cyprus, Czechia, Denmark, Estonia, Finland, France, , Georgia, Federal Republic of Germany, Gibraltar, Great Britain, Greece, Hungary, Iceland, Ireland, Israel, Italy, Kosovo, Latvia, Lithuania, Luxembourg, Malta, Moldova, Principality of Monaco, Montenegro, Netherlands, North Macedonia, Norway, Poland, Portugal, Romania, Russia, Republic of San Marino, Serbia, Slovak Republic, Slovenia, Spain, Sweden, Switzerland, Türkiye, Ukraine.

Annex 2: List of Officially Recognised Organisations

In accordance with Article 36 of the Bye-Laws of FIBA Europe, the following organisations are officially recognised by FIBA Europe:

- Balkan Basketball League;
- Baltic Women's Basketball League;
- Baltic Basketball League;
- Central Europe Women's League;
- European Union of Associations of Basketball Coaches (EUABC);
- European Zone of the International Wheelchair Basketball Federation (IWBF);
- Pedro Ferrándiz Foundation;
- ULEB;
- North European Youth Basketball League.

Annex 3: Regulations Governing the Organisation of a Session of the General Assembly or the Board of FIBA Europe

Any member national federation of FIBA Europe can bid for the organisation of a session of the General Assembly (except for the elective General Assembly and any extraordinary session of the General Assembly) and/or of the FIBA Europe Board. The written confirmed interest must be submitted to the FIBA Europe Secretary General by the deadline stated in the letter of invitation to bid.

Within a period of four (4) weeks all interested national federations shall receive the ‘Organisation Manual’ of a session of the General Assembly and/or the FIBA Europe Board which will outline in detail all of the various organisational aspects.

In addition to these Bye-Laws all provisions of the ‘Organisation Manual’ must be followed.

I. General Assembly of FIBA Europe

A. Ordinary sessions

The General Assembly will decide the location of the session of the General Assembly.

B. Extraordinary sessions

In accordance with Article 8 of these Bye-Laws, extraordinary sessions shall always be held in the city where the Head Office of FIBA Europe is located.

The Organiser shall cover the following staying expenses:

- a) For the site visit in the city where the session of the General Assembly will be held for:
 - One (1) employee of the FIBA Europe Head Office;
- b) From 72 hours prior to the beginning of the General Assembly and until 24 hours after the end for:
 - Two (2) employees of the FIBA Europe Head Office;
- c) From 24 hours prior to the beginning of the General Assembly and until 24 hours after the end for:
 - The President of FIBA Europe;
 - The Secretary General of FIBA Europe; and
 - Five (5) employees of the FIBA Europe Head Office.

The Organiser shall be responsible of the following organising expenses:

1. Hiring of the conference room including all necessary technical equipment (microphones, etc);
2. Covering the general costs of a meeting of the Board of FIBA Europe, in the same place as, and on the evening prior to the General Assembly;
3. Organisation for the accommodation of all participants;
4. Renting the FIBA Europe Office on-site;
5. Local transport costs;
6. Excursion, sight visits, activities etc.

FIBA Europe shall be responsible for the costs of simultaneous translation as stated in Article 44 of the Bye-Laws of FIBA Europe.

The amount to be paid by the participants to the organisers for their board and lodging shall be fixed one (1) year in advance by the General Assembly. Any participant besides the official voting delegate representing a national federation shall pay the same amount as the official voting delegate to the organisers whether they attend the meeting/social activities or not.

II. Meetings of the Board of FIBA Europe

Unless otherwise specified in the Bye-Laws of FIBA Europe the Board of FIBA Europe has the right to decide on the location of its meetings.

The Organiser shall cover the following staying expenses:

- a) For the site visit in the city where the session of the Board of FIBA Europe will be held for:
 - One (1) employee of the FIBA Europe Head Office;
- b) From 72 hours prior to the beginning of the FIBA Europe Board and until 24 hours after the end for:
 - Two (2) employees of the FIBA Europe Head Office;
- c) From 24 hours prior to the beginning of the FIBA Europe Board and until 24 hours after the end for:
 - The President of FIBA Europe;
 - The Secretary General of FIBA Europe; and
 - Three (3) employees of the FIBA Europe Head Office;

The Organiser shall be responsible of the following organising expenses:

1. Hiring of the conference room including all necessary technical equipment (microphones, etc);
2. Organisation for the accommodation of all participants;
3. Renting the FIBA Europe Office on-site, if required;
4. Local transport costs;
5. Excursion, sight visits, activities etc.

Annex 4: Regulations Governing Meetings of the Board of FIBA Europe

Article 1

The Board of FIBA Europe has the responsibilities as provided for in Article 15 of the Bye-Laws of FIBA Europe.

Article 2

1. The Board of FIBA Europe shall meet at least twice a year.
2. The Secretary General of FIBA Europe is authorised to convene a meeting of the Board of FIBA Europe at any time in the city where the Head Office of FIBA Europe is located.
3. At the request of the President of FIBA Europe or at the written request of at least eight (8) members of the Board of FIBA Europe with voting rights, a meeting of the Board shall be convened by the Secretary General of FIBA Europe to take place in the city where the Head Office of FIBA Europe is located, no earlier than 14 days and no later than 30 days after the request.
4. In general, meetings of the Board of FIBA Europe shall be held at any other venue agreed to by the President of FIBA Europe and the Secretary General of FIBA Europe.

Article 3

1. The Board of FIBA Europe consists of members with voting rights and members with consultative powers only, as provided for in Article 13 of the Bye-Laws of FIBA Europe.
2. A quorum of more than 50% of the members with voting rights is required for the Board of FIBA Europe to hold a valid meeting.
3. Should this quorum not be attained, the Secretary General of FIBA Europe shall convene a new meeting in the city where the Head Office of FIBA Europe is located, no sooner than 14 days and no later than 30 days after the said meeting.
4. No quorum is needed for the new meeting to be rendered valid.
5. Each member of the Board of FIBA Europe with voting rights shall have one (1) vote.

Article 4

1. The President of FIBA Europe or, in his absence, the Vice-President of FIBA Europe in attendance with the most seniority in membership in the Board of FIBA Europe, shall chair the meeting of the Board of FIBA Europe. If none of the three (3) Vice-Presidents of FIBA Europe are present, the members of the Board of FIBA Europe with voting rights shall elect a member of the Board of FIBA Europe to act as Chairperson.
2. The Chairperson will ensure that the regulations and the rules of procedure of FIBA Europe are observed. The Chairperson shall open, conduct and close the meeting and will give the permission to take the floor to any member of the Board of FIBA Europe or any invited person.
3. The Chairperson will keep order at the meeting and may take the following measures against those members of the Board of FIBA Europe or other participants:
 - a) Call to order;
 - b) Reprimand;
 - c) Ask the member or other participant to leave the meeting for a definite period of time; or
 - d) Ask the member or other participant to leave the meeting indefinitely.

Article 5

1. The draft agenda will be approved at the opening of the meeting.
2. Only matters proposed by the national federations, members of the Board of FIBA Europe with voting rights, the President of FIBA Europe or the Secretary General of FIBA Europe may be included in the draft agenda.
3. Proposals must be submitted to the President of FIBA Europe or the Secretary General of FIBA Europe via the Head Office of FIBA Europe at least 21 days before the meeting.
4. The members of the Board of FIBA Europe will be informed of the draft agenda at least seven (7) days before the meeting.
5. The draft agenda may be amended at any time during the meeting if supported by a simple majority of the members of the Board of FIBA Europe with voting rights present.
6. All motions, motions to amend and motions to delete an agenda item submitted before the start of the meeting will be made in writing.

Article 6

1. Each draft agenda item will be introduced by a brief report of the Chairperson or the Secretary General of FIBA Europe or the member of the Board of FIBA Europe responsible or the invited person designated by the President of FIBA Europe or the Secretary General of FIBA Europe.
2. The item will be open to the floor for general discussion.
3. A speaker may not take the floor unless and until given permission to do so.
4. A speaker may only be given the floor for a second time on the same matter when all other persons who have requested to take the floor have had a chance to speak on the matter in question.
5. The Chairperson may set a time limit for speakers.
6. The Chairperson will decide when to close the discussion unless a simple majority of the members of the Board with voting rights present decides otherwise.

Article 7

1. Decisions will be taken by voting.
2. Voting will be open, unless a simple majority of the members of the Board of FIBA Europe with voting rights present decides otherwise.
3. Decisions will be taken by a show of hands reflecting a simple majority of the votes cast. Abstentions will not be counted. In case of a tie the Chairperson will have the casting vote.
4. A vote may also be taken by a roll call, if the Chairperson or a simple majority of the members of the Board with voting rights present request to do so.
5. Proposals which are unopposed will be taken as adopted.
6. Upon the request of the Chairperson any decision will be taken by secret ballot.
7. Upon the request of a member of the Board of FIBA Europe with voting rights for a decision to be taken by secret ballot, the Chairperson shall put this motion to the Board of FIBA Europe and if a simple majority of the members of the Board of FIBA Europe with voting rights present approve such motion this request will be upheld.
8. After the holding of the secret ballot, the Chairperson will announce the result.
9. Before each vote, the Chairperson or a person designated for this purpose, will read the proposal and explain – if necessary – the voting procedure which is to be adopted.
10. Proposals will normally be voted on in the order in which they are introduced in the discussion.

11. A proposal to amend a proposal will be voted on before the proposed amendment. A proposed amendment will be voted on before the original proposal.

Article 8

1. In the case of elections, a candidate will be elected in the first ballot if supported by a simple majority of the valid votes cast by the members of the Board of FIBA Europe present. In the event of a tie in the first ballot, there will be a second ballot, in which the candidate supported by a simple majority of the members of the Board of FIBA Europe present will be elected. In the event that after that second ballot, two (2) or more of the candidates remain tied with an equal number of votes, then the Chairperson may draw the name of the successful candidate from among those so tied. The draw is carried out by writing the candidates' names on pieces of paper. The folded pieces of paper with the names of the candidates are then placed in a non-transparent container, and the name of the (then successful) candidate is drawn by the Chairperson.
2. Only valid ballot papers handed in will be counted for the calculation of the majority mentioned in point Art.8.1 above.
3. Blank or spoiled ballots will be ignored in the counting of votes. If two (2) or more votes for one (1) candidate or for one (1) proposal are on the same paper ballot, neither vote will be valid.

Article 9

1. All decisions taken by the Board of FIBA Europe according to the Regulations of FIBA Europe shall be considered as valid, provided that any necessary approval under Article 23 of the Bye-Laws of FIBA Europe has been given.
2. Such decisions may be challenged by a member of the Board of FIBA Europe with voting rights or a national federation. Such a challenge will only be entertained for procedural matters.
3. Any challenge will be examined by the FIBA Appeals' Panel in accordance with Book 1 of the FIBA Internal Regulations governing appeals.
4. Any challenge to a decision taken as per Art. 9.2 above shall reach the Head Office of FIBA Europe within 14 days of the decision of the Board of FIBA Europe.

Annex 5: Regulations Governing the Operation of FIBA Europe's Permanent Commissions

Article 1

The role and responsibilities of the Permanent Commissions of FIBA Europe, their composition and way of appointments as well as the term of office are defined as provided for in Article 26 of the Bye-Laws of FIBA Europe.

Article 2

1. The Permanent Commission shall meet at least once a year.
2. The Chairperson of a Permanent Commission – in agreement with the President and the Secretary General of FIBA Europe – is authorised to convene the meeting of the Permanent Commission.
3. At the request of the President of FIBA Europe, the Secretary General of FIBA Europe shall convene a meeting of a Permanent Commission to take place no earlier than 14 days and no later than 30 days after the request.
4. In general, meetings of the Permanent Commissions shall be held in the city of the Head Office of FIBA Europe.

Article 3

1. A Permanent Commission shall consist of the members appointed by the Board of FIBA Europe.
2. Each member of a Permanent Commission shall have one (1) vote.
3. The Chairperson of a Permanent Commission shall invite the Chairperson(s) of other Permanent Commission(s) of FIBA Europe to take part in the meeting of the Permanent Commission if their presence is deemed necessary.
4. The Chairperson of a Permanent Commission – in agreement with the President and the Secretary General of FIBA Europe – may invite other persons to the meeting, if it is deemed necessary.

Article 4

1. The Chairperson of a Permanent Commission or, in his absence, the Deputy Chairperson, will chair the Permanent Commission's meeting. If the Deputy Chairperson is not present either, the Permanent Commission will elect a member of the Permanent Commission to act as Chairperson.
2. The Chairperson will ensure that the regulations of FIBA Europe and the rules of procedure are observed. The Chairperson shall open, conduct and close the meeting and will give the permission to any member or any invited person to take floor.
3. The Chairperson will keep order at the meeting and may take the following measures against those members of the Permanent Commission or other participant:
 - a) Call to order;
 - b) Reprimand;
 - c) Ask the member or other participant to leave the meeting for a definite period of time; or
 - d) Ask the member or other participant to leave the meeting indefinitely.

Article 5

1. The agenda will be approved at the opening of the meeting.

2. Only matters proposed by national federations, members of the Permanent Commission, the Chairperson of the Permanent Commission and the Secretary General of FIBA Europe may be included in the draft agenda.
3. Proposals must be submitted to the Chairperson of the Permanent Commission or the Secretary General of FIBA Europe via the Head Office of FIBA Europe at least 21 days before the meeting.
4. The members of the Permanent Commission will be informed of the draft agenda at least seven (7) days before the meeting.
5. The draft agenda may be amended at any time during the meeting if supported by a simple majority of the members present.
6. All motions, motions to amend and motions to delete an agenda item submitted before the opening of the meeting will be made in writing.

Article 6

1. Each agenda item will be introduced by a brief report of the Chairperson or the Secretary General of FIBA Europe or the member of the Permanent Commission responsible or by the invited person designated by the Chairperson of the Permanent Commission.
2. The item will be open to the floor for general discussion.
3. A speaker may not take the floor unless and until given permission to do so.
4. The Chairperson may set a time limit for speakers.
5. The Chairperson will decide when to close the discussion unless a simple majority of the Permanent Commission members present decides otherwise.

Article 7

1. Decisions will be taken by voting.
2. Voting will be open, unless a simple majority of the Permanent Commission members present decides otherwise.
3. Decisions will be taken by a show of hands reflecting a simple majority of the votes cast. Abstentions will not be counted. In case of a tie, the Chairperson will have the casting vote.
4. A vote may be taken by a roll call if the Chairperson or a simple majority of the members present request to do so.
5. Proposals which are unopposed will be taken as adopted.
6. Before each vote, the Chairperson or a person designated for this purpose, will read the proposal and explain – if necessary – the voting procedure which is to be adopted.
7. Proposals will normally be voted on in the order in which they are introduced in the discussion.

Annex 6: Regulations Governing Elections

Article 1

In accordance with Article 38 of the Bye-Laws of FIBA Europe, these regulations govern the candidatures, the elections and the appointments to the various positions within FIBA Europe.

Article 2

In accordance with Article 37 of the Bye-Laws of FIBA Europe, elections shall be held every four years, at the time of the session of the General Assembly of FIBA Europe, which takes place the same year as the FIBA elective Congress, but at least two (2) months prior to it.

Article 3

In accordance with Article 37 of the Bye-Laws the following shall be elected by the General Assembly:

- a) The President of FIBA Europe;
- b) The Treasurer of FIBA Europe; and
- c) 23 members of the Board of FIBA Europe (both genders must be represented by at least two (2) people).

Article 4

The general rules for the nomination of candidates for the positions listed in Article 3 above by national federations with full rights are set out below in this Article 4.

The Secretary General of FIBA Europe shall invite the national federations (pdf/scan sufficient) at least 90 days before the beginning of the session of the elective General Assembly, specifying the date and place of such meeting. The invitation shall include the exact date and time until which nominations of candidates may be submitted as well as the applicable eligibility criteria for the candidates. The invitation shall also be published on FIBA's official website.

The Secretary General of FIBA Europe shall issue template nomination forms that must be used by the national federations without any changes for the nominations to be valid. In any event, the nominations shall contain at least the following information:

- a) The name of the national federation nominating the candidate;
- b) The signature of the national federation's president or secretary general;
- c) The name of the candidate;
- d) The position for which the candidate is nominated; and
- e) A declaration, both signed by the national federation and the candidate, confirming that all the eligibility criteria of the Bye-Laws of FIBA Europe, the FIBA General Statutes and the FIBA Internal Regulations are met by the candidate, that the candidate will at all times comply with these statutes and regulations, and in particular abide by and comply with the FIBA Code of Ethics and Integrity.

Each nomination must be accompanied with a curriculum vitae in English language of and signed by the candidate, not exceeding one A4-sized page. It shall contain a summary of the candidate's professional skills/background (including formal qualifications) and basketball-related activities.

A national federation may nominate one (1) candidate for President, one (1) candidate for Treasurer and one (1) candidate for membership in the Board of FIBA Europe. An individual may only be nominated for one (1) position. However, candidates for the position of President and Treasurer of FIBA Europe may be proposed on an optional basis also as a candidate for membership in the Board of FIBA Europe, should they not be elected President or Treasurer of FIBA Europe.

The national federations must submit the candidatures using the official candidature forms to the Secretary General (via the Head Office of FIBA Europe) 60 days prior to the beginning of the session of the elective General Assembly. Nominations received after midnight (German time) of the last day of this deadline shall be inadmissible and are not valid.

The burden of proof that all eligibility requirements have been met by the candidate lies with the nominating national federation and its candidates.

At least 30 days before the beginning of the session of the elective General Assembly, the Secretary General of FIBA Europe shall send to all national member federations the list of the eligible candidates.

Article 5

The candidates for the office of President of FIBA Europe must meet the eligibility criteria stipulated hereinafter in this Article 5.

The candidate may not hold an elected or appointed position with a national federation, nor shall be in the employment of FIBA Europe. Any candidate elected as President must ensure that these conditions are met before FIBA's elective Congress following the session of the elective General Assembly of FIBA Europe.

The candidate must have never been condemned by a final decision of a state court or professional association body for any criminal or otherwise improper activities, either within or outside basketball.

The candidate must have never been sanctioned for a serious disciplinary offence by a final decision of FIBA or the IOC.

The candidate must never have initiated legal proceedings or given instructions to initiate legal proceedings before state courts against FIBA or any of its divisions.

The candidate must have served at least one (1) full term on the FIBA Central Board, the Board of FIBA Europe or a FIBA Commission.

The candidate must not have the same nationality as the FIBA President, the FIBA Secretary General or the FIBA Treasurer if two of the three persons have the same nationality.

The eligibility of candidates for the office of President of FIBA Europe shall be reviewed by the FIBA Nominations Panel in accordance with Book 1 and Book 5 of the FIBA Internal Regulations. By no later than 50 days prior to the day of the election of the President by the elective General Assembly of FIBA Europe, the Secretary General of FIBA Europe shall forward to the FIBA Nominations Panel all nominations received for the position of President. The FIBA Nominations Panel shall review the nominations and proposals and decide whether they meet the eligibility requirements set out in the General Statutes and Internal Regulations of FIBA as well as any other eligibility criteria included in the Bye-Laws of FIBA Europe. The FIBA Nominations Panel does not make any recommendations on the candidatures received. The FIBA Nominations Panel shall inform the Secretary General of FIBA Europe, and the Secretary General of FIBA Europe shall inform all national member federations about the decisions of the FIBA Nominations Panel at least 30 days prior to the day of election of the President of FIBA Europe by the elective General Assembly of FIBA Europe. Decisions of the FIBA Nominations Panel can be appealed only before CAS as provided for in the FIBA General Statutes.

Article 6

The candidates for the office of Treasurer of FIBA Europe or other member of the Board of FIBA Europe have to meet the eligibility criteria stipulated hereinafter in this Article 6.

The number of members of the Board of FIBA Europe (including the Treasurer of FIBA Europe) having the same nationality and voting rights, excluding the President of FIBA Europe, the co-opted Board members and the three ex-officio Board members representing FIBA, is limited to one (1).

The eligibility of candidates for the office of Treasurer of FIBA Europe or other member of the Board of FIBA Europe shall be reviewed by an ad-hoc Nominations Committee in accordance with the Bye-Laws of FIBA Europe and Book 5 of the FIBA Internal Regulations. The ad-hoc Nominations Committee

consists of the President of FIBA Europe and the Secretary General of FIBA Europe and the FIBA Secretary General. By no later than 50 days prior to the day of the election of the members of the Board of FIBA Europe, the Secretary General of FIBA Europe shall forward to the other members of the ad-hoc Nominations Committee all nominations received for the position of members of the Board of FIBA Europe. The ad-hoc Nominations Committee shall review all the nominations and proposals and decide whether they meet the eligibility criteria set out in the Bye-Laws of FIBA Europe and Book 5 of the FIBA Internal Regulations. The Secretary General of FIBA Europe shall inform all national member federations about the decisions of the ad-hoc Nominations Committee at least 30 days prior to the day of election of the Treasurer of FIBA Europe and the other members of the Board of FIBA Europe by the elective General Assembly. Decisions of the ad-hoc Nominations Committee may only be appealed before CAS as provided for in the FIBA General Statutes.

Article 7

The elective General Assembly shall conduct the elections in the order of the positions listed in Article 3 above.

The candidates for election to the positions of President of FIBA Europe and Treasurer of FIBA Europe are expected to be present at the elective General Assembly.

Article 8

The elections shall be held under the supervision of the following bodies:

- a) An electoral committee composed of two (2) members plus the Secretary General of FIBA Europe as its Chairperson. The two (2) members of the electoral committee may not be candidates for election.
- b) Three (3) tellers who shall collect the votes, count them and inform the electoral committee of the results.
- c) The Secretary General of FIBA Europe shall put forward the names of the electoral committee members and the tellers for approval by the General Assembly.

Article 9

Before the vote takes place, the candidates for the position of President of FIBA Europe shall be presented to the elective General Assembly as follows:

- a) Before the elections, each national federation, which has nominated a candidate for the presidency, shall have 3 minutes to explain the basis for the nomination to the voting delegates of FIBA Europe.
- b) The candidate shall then have 5 minutes to make his or her presentation.

Article 10

The following voting procedure shall be observed for the election of the President of FIBA Europe and the Treasurer of FIBA Europe:

- a) Voting shall be carried out by secret ballot.
- b) If there are two (2) or more candidates, the candidate who obtains an absolute majority (receiving more than 50% of the votes) in any round shall be elected. If no absolute majority is achieved in the first round, the election shall be carried out by rounds of voting with successive elimination of the candidate receiving the least number of votes. The candidate receiving the greatest number of votes in the last round shall be elected.
- c) If in any such ballot two (2) or more candidates jointly receive fewer votes than the candidate receiving the next lowest number of votes, then those two (2) or more candidates shall be eliminated from the next ballot.

- d) In the event that after the elimination of all other candidates, two (2) or more candidates are tied with an equal number of votes, then a second ballot shall be conducted, with only such tied candidates remaining as candidates in that second ballot.
- e) In the event that after the second ballot referred to in c) above, two (2) or more of the candidates remain tied with an equal number of votes, then the Chairperson of the electoral committee shall draw the name of the successful candidate from among those so tied. The draw is carried out by writing the candidates' names on pieces of paper. The folded pieces of paper with the names of the candidates are then placed in a non-transparent container, and the name of the (then successful) candidate is drawn by the Chairperson of the electoral committee.
- f) Where there is only one (1) candidate for the position of President of FIBA Europe and/or Treasurer of FIBA Europe, then that candidate shall be deemed to be elected by acclamation of the majority of the voting delegates of the national federations present at the elective General Assembly.

The Chairperson of the electoral committee shall officially announce the result of the vote.

Article 11

The following voting procedure shall be observed for the election of the 23 members of the Board of FIBA Europe:

- a) Voting shall be carried out by secret ballot electronically or in form of paper ballots, as determined by the Chairperson of the electoral committee.
- b) The voting delegate of each national federation with full rights represented at the General Assembly shall be entitled to cast its vote for the 23 candidates. A vote shall not be valid unless exactly 23 candidates have been supported.
- c) The 23 persons receiving the highest number of votes in the first ballot shall be deemed to have been elected, except that priority shall be given to ensure that from both genders at least 2 (two) people are elected as voting members of the Board of FIBA Europe and that no 2 (two) of the 23 members of the Board of FIBA Europe have the same nationality.
- d) In the case of a tie in the number of votes received by certain candidates, making it impossible to determine exactly the 23 successful candidates, then a second ballot shall be conducted, with only such tied candidates remaining as candidates in that second ballot.
- e) In the event that after the second ballot referred to in d) above, two (2) or more of the candidates remain tied with an equal number of votes, then the Chairperson of the electoral committee shall draw the name of the successful candidate from among those so tied. The draw is carried out by writing the candidates' names on pieces of paper. The folded pieces of paper with the names of the candidates are then placed in a non-transparent container, and the name of the (then successful) candidate is drawn by the Chairperson of the electoral committee.
- f) Where there is only one (1) candidate for a position on the Board of FIBA Europe, then that candidate shall be deemed to be elected by acclamation of the majority of the voting delegates of the national federations present at the elective General Assembly.
- g) The Chairperson of the electoral committee shall officially announce the result of the vote.

Article 12

The Term of Office of the President of FIBA Europe, of the Treasurer of FIBA Europe, and the other members of the Board of FIBA Europe shall be four (4) years and shall begin immediately after the closure of the elective General Assembly through to, and including, the session of the next elective General Assembly.

The President of FIBA Europe may be re-elected for one (1) further term. A partial Term of Office (notably in case of a vacancy, see Art. 13 below) shall not count as a Term of Office for the purpose of

calculating the maximum number of Terms of Office for the presidency.

The members of the Board of FIBA Europe (including the Treasurer) may be entitled to serve for an unlimited number of Terms of Office on the Board of FIBA Europe.

Article 13

Should the President of FIBA Europe resign or become permanently incapacitated, then the Vice-President of FIBA Europe having the highest membership seniority in the Board shall assume, as Interim President of FIBA Europe, the office and powers of the President of FIBA Europe until the following session of the General Assembly, which shall serve as an elective General Assembly to elect a new President of FIBA Europe for the remainder of the Term of Office. The provisions of this Annex 6 shall apply for the election of the new President of FIBA Europe.

Should the Treasurer resign or become permanently incapacitated, then the deputy Chairperson of the Finance Commission shall assume, as Interim Treasurer, the office and powers of the Treasurer of FIBA Europe until the following session of the General Assembly, which shall serve as an elective General Assembly to elect a new Treasurer for the remainder of the Term of Office. The eligibility provisions of this Annex 6 shall apply for the election of the new Treasurer of FIBA Europe at the following session of the General Assembly.

Should (another) member of the Board of FIBA Europe resign or become permanently incapacitated, then the following rules to replace such a Board member (Leaving Board Member) shall apply:

- a) If the Leaving Board Member vacates his seat on the Board of FIBA Europe more than two (2) years before the next regular elective General Assembly (Article 2 above), the Leaving Board Member shall be replaced as a member of the Board of FIBA Europe by the candidate (Reserve Candidate) who was next on the list of candidates (Reserve List) for possible membership on the Board of FIBA Europe at the last elective General Assembly, provided that said candidate presents a letter from the national federation that nominated him at the last elective General Assembly stating that this national federation continues to support him. If the Reserve Candidate concerned does not wish to accept his office as a new member of the Board of FIBA Europe, the candidate who is then next on the Reserve List shall become new member of the Board of FIBA Europe. If two (2) or more such Reserve Candidates had an equal number of votes at the last elective General Assembly (tie), the draw procedure as provided for in Article 11 e) above shall apply, however, without a second ballot being carried out between the Reserve Candidates.

If the Leaving Board Member is a female and if her leaving reduces the number of females on the Board of FIBA Europe below two (2) members from each gender (Article 11 c) above), she shall be replaced by the next female on the Reserve List, i. e., in this instance the first female on the Reserve List will be co-opted automatically. If there is no female on the Reserve list, the Board of FIBA Europe shall co-opt a new female member on the Board of FIBA Europe.

- b) If the Leaving Board Member vacates his seat in the Board of FIBA Europe less than two (2) years before the next regular elective General Assembly (Article 2 above), the seat of the Leaving Board Member in the Board of FIBA Europe shall remain vacant until the next regular elective General Assembly.

Article 14

In accordance with Article 15 of the Bye-Laws of FIBA Europe, the Board of FIBA Europe shall designate at its first meeting following its election by the elective General Assembly the three (3) Vice-Presidents and the four (4) members, as well as optionally one (1) member representing European clubs and/or leagues, to the Executive Committee of FIBA Europe, all on the basis of a proposal by the President of FIBA Europe.

Article 15

In accordance with the Bye-Laws of FIBA Europe (Article 26), the positions to the Permanent Commissions shall be appointed by the Board of FIBA Europe at its first meeting following its election by the elective General Assembly.

The candidatures for the positions on a Permanent Commission shall be submitted according to the procedure set out in this Annex 6.