

## B.06.5 – FIDE ARBITER DISCIPLINARY REGULATIONS PROPOSED CHANGES

Current version	Proposed version
<p>2.4 All complaints concerning the conduct of arbiters shall be referred to ARB, which shall provisionally decide whether the complaint is admissible or not. The question of admissibility shall be decided by the majority of the voting members of ARB. In the event the complaint is ruled inadmissible, the complainant will be informed accordingly and the matter will be regarded as closed. If the complaint is ruled admissible, it will be referred to DSC for investigation and decision; or to the Ethics &amp; Disciplinary Commission (EDC) directly if the alleged breach is of a serious nature which, in the view of ARB, may attract a punishment of a ban longer than 18 months in the case of a first offender, or 24 months in the case of a repeat offender, or in other cases where ARB deems it unsuitable for the matter to be dealt by DSC first.</p>	<p>2.4 All complaints concerning the conduct of arbiters shall be referred to ARB, which shall provisionally decide whether the complaint is admissible or not. The question of admissibility shall be decided by the majority of the voting members of ARB. In the event the complaint is ruled inadmissible, the complainant will be informed accordingly and the matter will be regarded as closed. If the complaint is ruled admissible, it will be referred to DSC for investigation and decision; or to the Ethics &amp; Disciplinary Commission (EDC) directly if the alleged breach is of a serious nature which, in the view of ARB, may attract a punishment of a ban longer than 18 months in the case of a first offender, or 24 months in the case of a repeat offender, or in other cases where ARB deems it unsuitable for the matter to be dealt by DSC first. <b><u>Furthermore, DSC is entitled to refer the case to ARB if, after review, it determines that the complaint falls under EDC's jurisdiction rather than DSC's. The referral must include the reasons why the case is deemed to be outside DSC's jurisdiction.</u></b></p>
<p>2.6 Complaints are receivable from one or more of:...An Organiser or an Arbiter of the FIDE rated tournament in which the alleged misconduct took place.</p>	<p>2.6 Complaints are receivable from one or more of:...An Organiser, <b><u>a Lecturer</u></b> or an Arbiter of the FIDE rated tournament <b><u>or Seminar</u></b> in which the alleged misconduct took place.</p>

New	3.3. Offenses Involving Dishonesty... <b><u>f. Obtaining or intentionally giving external assistance in the evaluations carried out during arbitration seminars.</u></b>
5.2 Language. The working language of DSC is English. All documents should be submitted in English.	5.2 Language. The working language of DSC is English. All documents should be submitted in English. <b><u>If documents or evidence are submitted in another language, an unofficial translation in English must be attached.</u></b>
5.6 Written Procedure. The submissions to DSC must be in writing. No party has a right to ask for oral hearing.	5.6 Written Procedure. The submissions to DSC must be in writing. <b><u>Oral hearings may be held in exceptional circumstances, and these should be recorded.</u></b>
5.7 Decision. a. The deliberations of the DSC shall be taken in private and remain confidential. b. All questions shall be decided by the majority of the members present. The quorum for the decision is three members. By default, the Chairman and two members deal with cases. If a member is not available or an arbiter or player from the same federation is involved in the case, a substitute shall be used. c. The decision shall state in a written form the reasons on which it is based. It shall contain the names of the members of DSC who have taken part in the decision. If the decision does not represent in whole or in part the unanimous opinion of the members of the DSC who heard the matter, any dissenting member shall be entitled to deliver their dissenting opinion as part of the written decision. d. A written copy of the decision of DSC shall be delivered to ARB Chairman and Secretary, and to each party by e-mail, no later than twenty days after the decision.	5.7 Decision. a. The deliberations of the DSC shall be taken in private and remain confidential. b. All questions shall be decided by the majority of the members present. The quorum for the decision is three members. By default, the Chairman and two members deal with cases. If a member is not available or an arbiter or player from the same federation is involved in the case, a substitute shall be used. <b><u>In complex cases, in any stage of the process, the Chairman may decide to incorporate the remaining members into the decision-making body, provided they have no conflict to doing so and they are available.</u></b> c. The decision shall state in a written form the reasons on which it is based. It shall contain the names of the members of DSC who have taken part in the decision. d. If the decision does not represent in whole or in part the unanimous opinion of the members of the DSC who heard the matter, any dissenting member shall be entitled to deliver their dissenting opinion as part of the written decision. e. A written copy of the decision of DSC shall be delivered to ARB Chairman and Secretary, and to each party by e-mail, no later than twenty days after the decision.