

Proposed amendment of Article 11 of the FIDE Charter: a new Article 11(s) shall be adopted as follows

11(s): ensure that all directors and officers of the Member Federation, and all other persons holding any other executive management position(s) within the Member Federation, shall be registered with FIDE such that their nationality or territory stipulated within their individual FIDE ID corresponds to the nation or territory of that Member Federation.

Comment on the Proposed Amendment

The purpose of the proposed new Article 11(s) is to uphold and strengthen the important principle that national federations should be run by nationals, or residents, of that country. It seeks to prevent the infiltration and exploitation of national federations for political, or pecuniary purposes, by foreign actors.

Furthermore, given that FIDE IDs are often used to determine membership, and therefore voting rights, in smaller federations, this proposed amendment also seeks to end the not-uncommon, but potentially dangerous and undemocratic practice of using foreign rating officers.

Proposed amendments to Articles 18-23 of the FIDE Charter

CURRENT VERSION:

Art. 18 The President

18.1 The President represents FIDE officially.

18.2 The President shall aim to foster a positive image of FIDE and to ensure that FIDE's mission, strategic direction, policies and values, as defined by the General Assembly and by the Council, are protected and advanced.

18.3 The President shall seek to maintain and develop good relations between and among FIDE Member Federations, Affiliated Members, International Olympic Committee, other International Sports Federations, political bodies and international organisations.

18.4 The President is the only one who can sign documents and contracts and assume obligations for FIDE. However, he can delegate other members of the Council or of the Management Board to sign on his behalf, especially regarding everyday payments, minor contracts and obligations, in accordance with Management Board Internal Rules. The President can also delegate other specific tasks to the Deputy President, to the Treasurer, or to other members of the Council or of the Management Board.

18.5 The President chairs the meetings of the General Assembly –except in case of Presidential elections, when the electoral phase of the meeting is chaired in accordance with Electoral Rules- and of the Zonal Council, without voting rights.

18.6 The President presents an annual report to the General Assembly.

18.7 The President presides over meetings of the Council, he shall have one vote in the Council. In the event of a tie in voting, the President decides.

18.8 The President presides over meetings of the Management Board. Decisions of the Management Board should be taken by consensus. If there is no consensus, the President's vote shall be deciding.

18.9 In accordance with the Internal Rules of the Council and with the Financial Rules, the contracts signed by the President and the decisions taken by the President or by the Management Board shall be subject, in some cases, to prior approval or subsequent ratification by the Council or just communicated to the Council.

When approval or ratification is requested, it may not be denied by the Council without due reasons and evidence confirming either lack of good faith or FIDE benefit.

18.10 The President decides the structure and the composition of FIDE Offices, hires and dismisses FIDE employees, appoints Directors and terminates their powers, appoints other officials in the manner prescribed by the Charter.

18.11 The President's decisions are immediately applicable and mandatory, they may be appealed to the Council – when established by the Internal Rules of the Council- and to the General Assembly.

Art. 19 The Deputy President

19.1 The Deputy President is the principal assistant of the President and shall perform any function the President may assign to him or her.

19.2 If the President is temporarily prevented from performing official functions, the

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Deputy President shall assume the powers and responsibilities of the President.

19.3 If the President is permanently incapacitated or has been temporarily substituted for a period longer than 6 months, the Council must convene new elections in the General Assembly that has to be organised in the year of next Chess Olympiad, and the mandate of all members of the Council is concluded after them.

Art. 20 The Council

20.1 The Council is the strategic and oversight body of FIDE, it has executive and legislative functions and exercises the powers listed below.

20.2 The Council:

- a) approves and modifies, by a two-thirds majority of votes, Procedural Rules of the Ethics and Disciplinary Commission, of the Fair Play Commission and of the Arbiters' Disciplinary Committee;
- b) approves and modifies, by a two-thirds majority of votes, Regulations concerning general rules about tournaments, titles and ratings;
- c) approves and modifies other Regulations and Recommendations;
- d) defines FIDE's mission, strategic direction and policies, in particular with regard to the organisation and development of chess at worldwide level and all related matters;
- e) approves the draft of the FIDE budget and can propose amendments;
- f) in accordance with its Internal Rules, approves President's proposals about the composition of the Management Board;
- g) in accordance with its Internal Rules, approves or ratifies all FIDE contracts worth more than 150.000,00 euros;
- h) in accordance with its Internal Rules, in some other specific cases approves, ratifies or is just informed about the decisions taken by the President and the Management Board;
- i) supervises the activities of non-elected Commissions, which must submit to the Council their reports, twice per year.
- j) resolves on all matters not otherwise and explicitly reserved to another body by this Charter

20.3. The Council is composed of:

- a) the President;
- b) the Deputy President;
- c) the Treasurer;
- d) the Secretary of the Council;
- e) 7 Vice Presidents;
- f) the 4 Presidents of FIDE Continents.

20.4 The Council may invite current FIDE World Champion and Women's World Champion to its meetings with the right to an advisory vote, in accordance with its Internal Rules.

20.5 During their term of office, members of the Council who, in addition, represent their Member Federation and/or their Continent or Zone in the General Assembly, must clearly distinguish their different functions when they express their opinions during the meetings and must always be guided by the best general interest of FIDE. Fiduciary duties to FIDE by members of the Council include the duty of care and the duty of loyalty.

20.6 No more than one representative from the same Member Federation may serve on

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the Council simultaneously. This rule does not apply for Presidents of FIDE Continents.

20.7 The Council, if not otherwise provided, makes its decisions by simple majority. The quorum shall be 50 % of the voting members. These quorum requirements apply also to absentee voting. If Charter requires a two-thirds majority, the said majority shall be calculated from the quorum specified in this paragraph.

20.8 The Council should meet at least once every four months. In addition, the President may at any time convene the Council for consultation in person or tele or online conference.

20.9 The agenda of the meetings, as well as the relevant documents, shall reach members at least one week before the meeting. Any other item may be excluded from discussion. Commissions' reports must be received two weeks before the meetings, twice per year. The final minutes shall be distributed to members of the Council no later than one month after a meeting is closed. FIDE will publish the agenda and decisions on the FIDE web site, together with Commissions' reports.

20.10 The Chairman of the Verification Commission and the Chairman of the Constitutional Commission shall be invited to the Council meetings to assist the Council, in their respective competences, giving advisory opinions. They will also have the duty to report to their Commissions on alleged violations of the existing regulations, if any.

20.11 The members of the Council will not receive any fees for their participation in the meetings and for their voluntary activities for FIDE, they will just be reimbursed of their expenses.

Art. 21 The Treasurer

21.1 The Treasurer is responsible for the financial resources of FIDE, for the good financial standing of FIDE, to safeguard FIDE's finances, acting always in accordance with Financial Rules.

21.2 FIDE financial resources accrue from membership fees, entry fees for participation in FIDE's competitions or tournaments, contributions for services rendered or rights granted by FIDE to members or to third parties, sponsorships, charitable donations and other contributions.

21.3 In strict co-operation with the Council, the Management Board and with designated staff competent on financial matters, the Treasurer ensures that appropriate financial systems and controls are in place, that record-keeping and accounts meet the conditions of Financial Rules and relevant national and international legislation, oversees budgets, accounts and financial statements.

The Treasurer co-operates with the Verification Commission and can be invited to participate in their meetings. The Treasurer can be delegated by the President to sign contracts and make payments.

21.4 The Treasurer reports to the General Assembly and to the Council on the status of FIDE's finances and on the budget, acts as an advisor on financial matters for the President and for the Council, clarifying financial impacts of proposals, to ensure checks and balances.

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Art. 22 The Secretary of the Council, the Vice Presidents and the Continental Presidents

22.1 The Secretary of the Council aids the President and the Council in the accomplishment of their tasks.

22.2 The Secretary of the Council is responsible for the contacts with the Management Board, co-operating with the Management Board in the maintenance of the FIDE Calendar, in the organisation of the meetings both of the Council and of the General Assembly, and in the recording of the minutes.

22.3 The Vice President who received the most votes in the election chairs the Council, in case of absence of the President and of the Deputy President.

22.4 The Vice Presidents, following a proposal of the President, confirmed by the Council, are in charge of specific tasks, mainly related to the supervision of NonElected Commissions, regularly liaising with their Chairmen, analysing and presenting their reports and proposals to the Council.

22.5 The Continental Presidents liaise with Continents and Zones, updating the Council about their activities and initiatives.

Art. 23 The Management Board

23.1 The Management Board is the executive, operational and administrative body that assists the President in the day-to-day management of FIDE activities and implements specific mandates given by the President and the Council.

23.2 The Management Board is composed of:

- a) the President;
- b) a minimum two other members of the Council;
- c) other FIDE officials, directors or employees.

23.3 The composition of the Management Board and the appointment of its members are approved by the Council, following President's proposals.

23.4 The Management Board:

- a) manages ordinary activities and resources;
- b) coordinates current activities of officials, Commission, offices and employees;
- c) implements decisions and reaches objectives set by the President and the Council;
- d) monitors and supervises the implementation of decisions and progresses towards objectives set by the President and the Council;
- e) provides drafts budget for the Council and recommendations on budget amendments if required;
- f) supervises implementation of the budget, determines reasons for overspending and for any other deviation from approved estimates;
- g) resolves labour conflicts;
- h) approve contracts in accordance with Internal Rules.

23.5 The President and the Management Board can appoint experts and advisors to advise and assist them in fulfilling their duties.

23.6 Management Board's decisions may be appealed to the Council and to the General Assembly.

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PROPOSED VERSION:

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18.3 The President shall seek to maintain and develop good relations between and among FIDE Member Federations, Affiliated Members, International Olympic Committee, other International Sports Federations, political bodies and international organisations.

18.4 The President is the only one who can sign documents and contracts and assume obligations for FIDE unless otherwise provided in this Charter. However, the President can delegate other members of the Council or of the Management Board to sign on his behalf, especially regarding everyday payments, minor contracts and obligations. The President can also delegate other specific tasks to the Deputy President, to the Treasurer, or to other members of the Council or of the Management Board.

18.5 The President chairs the meetings of the General Assembly –except in case of Presidential elections, when the electoral phase of the meeting is chaired in accordance with Electoral Rules- and of the Zonal Council, without voting rights.

18.6 The President presents an annual report to the General Assembly.

18.7 The President presides over meetings of the Council, he shall have one vote in the Council. In the event of a tie in voting, the President decides.

18.8 The President attends meetings of the Management Board and participates in discussions and deliberations on matters considered by the Management Board.

18.9 In accordance with the Internal Rules of the Council and with the Financial Rules, the contracts signed by the President and the decisions taken by the President or by the Management Board shall be subject, in some cases, to prior approval or subsequent ratification by the Council or just communicated to the Council. When approval or ratification is requested, it may not be denied by the Council without due reasons and evidence confirming either lack of good faith or FIDE benefit.

18.10 The President or if mandated, Chair of Management Board, decides the structure and the composition of FIDE Offices, hires and dismisses FIDE employees, appoints Directors and terminates their powers, appoints other officials in the manner prescribed by the Charter.

18.11 The President's decisions are immediately applicable and mandatory, they may be appealed to the Council – when established by the Internal Rules of the Council- and to the General Assembly.

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- c) approves and modifies other Regulations and Recommendations;
- d) defines FIDE's mission, strategic direction and policies, in particular with regard to the organisation and development of chess at worldwide level and all related matters;
- e) approves the draft of the FIDE budget and can propose amendments;
- f) in accordance with its Internal Rules, approves President's proposals about the composition of the Management Board;
- g) in accordance with its Internal Rules, approves or ratifies all FIDE contracts worth more than 150.000,00 euros;
- h) in accordance with its Internal Rules, in some other specific cases approves, ratifies or is just informed about the decisions taken by the President and the Management Board;
- i) supervises the activities of non-elected Commissions, which must submit to the Council their reports, twice per year.
- j) resolves on all matters not otherwise and explicitly reserved to another body by this Charter

20.3. The Council is composed of:

- a) the President;
- b) the Deputy President;
- c) the Treasurer;
- d) 8 Vice Presidents;
- e) the 4 Presidents of FIDE Continents;
- f) up to 5 Honorary Vice-Presidents.

20.4 The Council may invite current FIDE World Champion and Women's World Champion to its meetings with the right to an advisory vote, in accordance with its Internal Rules.

20.4.1. Upon the proposal of the FIDE President, the Council may appoint up to 5 Honorary vice-presidents who participate in the work of the Council with all the rights of the Council members, except for the right to vote. A principle of the gender balance has to be observed when appointing the Honorary Vice-Presidents, i.e., at least one representative of each gender has to be appointed if the overall number of the Honorary Vice-Presidents exceed 2 (two).

20.5 During their term of office, members of the Council who, in addition, represent their Member Federation and/or their Continent or Zone in the General Assembly, must clearly distinguish their different functions when they express their opinions during the meetings and

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must always be guided by the best general interest of FIDE. Fiduciary duties to FIDE by members of the Council include the duty of care and the duty of loyalty.

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20.8 The Council should meet at least once every four months. In addition, the President may at any time convene the Council for consultation in person or tele or online conference.

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Commissions' reports must be received two weeks before the meetings, twice per year. The final minutes shall be distributed to members of the Council no later than one month after a meeting is closed. FIDE will publish the agenda and decisions on the FIDE web site, together with Commissions' reports.

20.10 The Chairperson of the Verification Commission and the Chairperson of the Constitutional Commission shall be invited to the Council meetings to assist the Council, in their respective competences, giving advisory opinions. They will also have the duty to report to their Commissions on alleged violations of the existing regulations, if any.

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21.3 In strict co-operation with the Council, the Management Board and with designated staff competent on financial matters, the Treasurer ensures that appropriate financial systems and controls are in place, that record-keeping and accounts meet the conditions of Financial Rules and relevant national and international legislation, oversees budgets, accounts and financial statements. The Treasurer co-operates with the Verification Commission and can be invited to participate in their meetings. The Treasurer can be delegated by the President to sign contracts and make payments.

21.4 The Treasurer reports to the General Assembly and to the Council on the status of FIDE's finances and on the budget, acts as an advisor on financial matters for the President and for the Council, clarifying financial impacts of proposals, to ensure checks and balances.

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22.1 The Vice President who received the most votes in the election chairs the Council, in case of absence of the President and of the Deputy President.

22.2 The Vice Presidents, following a proposal of the President, confirmed by the Council, are in charge of specific tasks, mainly related to the supervision of Non Elected Commissions, regularly liaising with their Chairpersons, analysing and presenting their reports and proposals to the Council.

22.3 The Continental Presidents liaise with Continents and Zones, updating the Council about their activities and initiatives.

Art. 23 The Management Board

23.1 The Management Board is the executive, operational and administrative body that oversees the day-to-day management of FIDE activities and implements specific mandates according to the Charter and additionally given by the President and the Council.

23.2 The Management Board is composed of:

- a) the Chairperson of the Management Board;
- b) other FIDE officials and directors;

23.3 The composition of the Management Board, appointment and dismissal of Chairperson of the Management Board and members are approved by the qualified majority of the FIDE Council, following President's proposals. Members of the Council may also be appointed as Members of the Management Board if such appointment is justified by qualification of the member and does not create a conflict of interests.

23.4 The Management Board:

- a) manages ordinary activities and resources;
- b) coordinates current activities of officials, Commission, offices and employees;
- c) implements decisions and reaches objectives set by the President and the Council;
- d) monitors and supervises the implementation of decisions and progresses towards objectives set by the President and the Council;
- e) provides drafts budget for the Council and recommendations on budget amendments if required;
- f) supervises implementation of the budget, determines reasons for overspending and for any other deviation from approved estimates;
- g) resolves labour conflicts;
- h) approves contracts in accordance with Internal Rules;
- i) organizes and conducts all official FIDE events.

23.4.1. The Chairperson of the Management Board shall oversee the aforesaid activities of the Management Board, which include the power to sign contracts, supervision of event organisation, negotiation on behalf of FIDE, and the official representation of FIDE as per the mandate provided by the Council.

23.5 The Management Board can appoint experts and advisors to advise and assist them in fulfilling their duties.

23.6 Management Board's decisions may be appealed to the Council and to the General Assembly.