

In accordance with Articles 44 and 47 of the Sports Act (Official Gazette no. 71/06), Article 11 of the Associations' Act (Official Gazette no. 88/01) and Article 23 of the Constitution of the Croatian Cricket Federation, the Assembly of the Croatian Cricket Federation has, at a meeting held on November 14th 2009 passed the following

CONSTITUTION OF THE CROATIAN CRICKET FEDERATION

I. FOUNDING PROVISIONS

Article 1.

- 1) The Croatian Cricket Federation (hereinafter: the Federation) is the sole national sporting body that promotes, fosters and ensures the well-being of the sport of cricket and the National Cricket Team, and represents the sport in international relations.
- 2) Cricket in this Constitution shall mean the sport of cricket, Kwik Cricket, Indoor Cricket and Beach Cricket.

Article 2.

The Croatian Cricket Federation was founded in 2004, although the first organised cricket club in Croatia became active in Zagreb in the year 2000.

Article 3.

The Federation is a non-profit organisation, and is registered in the Register of Associations which is kept by the governmental body responsible for General Administrative Affairs and also with the Register of Sporting Activities which is kept by the Department of General Administration within the City of Zagreb.

Article 4.

The Constitution is the foundation act of the Federation.

Article 5.

- 1) The Federation is active in the Republic of Croatia.
- 2) The seat of the Federation is in Zagreb, at the address Bijenik 111.

Article 6.

- 1) The full name of the Federation is: Hrvatski Kriket Savez.
- 2) Besides the full name, the abbreviation used is: HKS.
- 3) Besides the name in Croatian, the Federation may use a full-name in the English language as follows: CROATIAN CRICKET FEDERATION.
- 4) The abbreviated name of the Federation in English is: CCF.

Article 7.

The Federation is represented by the President, Vice-President and Chief Administrator.

Article 8.

The seal of the Federation is round, 3cm in diameter, with the logo of the Federation in the middle surrounded by the text: HRVATSKI KRIKET SAVEZ.

Article 9.

- 1) The Federation has a flag and logotype.
- 2) The flag of the Federation is white in colour with the logotype of the Federation at the centre.

- 3) The logotype of the Federation is a red cricket ball with a semi-circular chequered Croatian shield on the left hand side of the ball.

Article 10.

- 1) The Federation is a Provisional Member of the Croatian Olympic Committee (COC).
- 2) In the event that the Federation becomes an Affiliate Member of the COC, the representative of the Federation within the same shall be the President.

Article 11.

- 1) The Federation shall become a member of the International Cricket Council (hereinafter: the ICC) and the European Cricket Council (hereinafter: the ECC).
- 2) The Federation, its bodies and officials, member of the Federation, leagues, clubs, players, coaches, umpires, office bearers and other persons associated with the sport of cricket shall:
 - a) act in accordance with the Laws of Cricket as brought by the ICC and the MCC;
 - b) respect the principles of commitment, integrity and sporting behaviour as expressed in the „Spirit of Cricket“;
 - c) respect the Constitution, By-Laws and decisions of the ICC and ECC at all times;
 - d) in the final instance submit all disputes of national proportions, and which has resulted out of or in connection with the implementation of the Constitution and By-Laws of the Federation, solely to an independent and impartial court of arbitration which shall resolve all disputes, and shall exclude the use of all regular courts, unless this is explicitly prohibited by the existing legislation of the Republic of Croatia.

The Federation shall ensure that these obligations are acknowledged and accepted.

- 3) The Federation shall compete in competitions organised by the ICC.

II. AIMS AND ACTIVITIES OF THE FEDERATION

Article 12.

- 1) The aim of the Federation is promoting and furthering the sport of cricket in the Republic of Croatia, and representing Croatian cricket internationally.
- 2) The activities through which the Federation achieves its goals are:
 - a) organising and conducting a system of competition,
 - b) managing issues related to player and club registration, the status of cricketers and other workers, disciplinary responsibility of players and other persons involved with cricket,
 - c) managing issues related to determining criteria which clubs must fulfil in order to perform cricket related activities,
 - d) ensuring improvement in professional areas and training of specialist persons (coaches, instructors, umpires), further sporting achievements and developing top-class sports-persons,
 - e) organising matches for Croatian National Teams,
 - f) continuous improvement of the standard of cricket and its promotion in accordance with the principles of the „Spirit of Cricket“,
 - g) managing international relations and contacts related to cricket in all its forms,
 - h) ensuring sources of funding for financing the sport of cricket,
 - i) performing duties arising out of the National Sport Programme and participating in preparing and implementing the annual plan for such Programme,
 - j) participating in the planning and implementation of annual programs for public needs in sport,
 - k) developing cricket in the broadest base (Grass Roots) and coordinating all activities and subjects involved in cricket programmes from the broadest aspect,
 - l) promoting and conducting anti-doping controls and activities tied to the prevention of doping,

- m) participating in the fight against doping, usage of banned substances and prohibited practices in cricket in accordance with the International codex against doping,
 - n) conducting other activities determined by the law, the Constitution and rules of the Federation.
- 3) The Federation shall cooperate with governmental administrative bodies, local and regional authorities, schools and other educational and scientific institutions in order to achieve the aims stated in this Constitution.

Article 13.

The Federation conducts the activities stated in Article 12 hereof directly and through the combined efforts of its members.

Article 14.

- 1) The Federation is neutral in matters of politics and religion.
- 2) Discrimination of any sort towards countries, persons or groups of people on the basis of their race, nationality, religion, gender, language, political affiliation or any other grounds is prohibited and represents a reason for suspension or expulsion from the Federation.

Article 15.

- 1) The Federation shall promote friendly relations between its members, clubs, players, coaches, umpires and others involved in the sport of cricket.
- 2) Every person and organisation involved with cricket must abide by this Constitution and the provision and principles of the „Spirit of Cricket“.

Article 16.

- 1) The Federation must not perform its activities with the aim of generating profit.
- 2) If, in the performance of its activities, the Federation achieves a profit, it must be used exclusively for the performance and improvement of the activities of the Federation stated herein, and for the purpose of achieving its goals and aims.

III. MEMBERSHIP

Article 17.

Member of the Federation can be sports associations – cricket clubs active within the Republic of Croatia, as well as County, Zagreb or city based sports associations involved with cricket and also associations of cricket umpires and scorers, in accordance Article 47 Paragraph of the Sports Act.

Article 18.

Cricket Clubs and Metropolitan Cricket Associations automatically become member of the Federation through their membership of County Cricket Associations or the Zagreb Cricket Association should these be founded, and in which case members become members of County or Metropolitan Cricket Associations according to their registered seat or address.

Article 19.

- 1) In order for associations described in Article 17 hereof to become members of the Federation they must deliver to the Federation the following:
 - resolution of affiliation with the Federation,
 - copy of its constitution,
 - copy of its registration,
 - copy of the certificate issued by the State Bureau of Statistics showing its classification in accordance with the National Classification System,
 - basic details, including details of the President and Secretary.

- 2) The members' Constitution must include provisions equivalent to those stated in Article 11 Paragraph 2 and Articles 55, 56 and 74 hereof.

Article 20.

- 1) Acceptance of membership requests is made by the General Assembly, and in between meetings of the General Assembly, Provisional Membership may be granted by the Executive Committee.
- 2) A Provisional Member of the Federation has the same rights and obligations as a full member, except for voting rights at the General Assembly.
- 3) Representatives of a Provisional Member have the same rights and obligations as representatives of a full member immediately after the resolution granting provisional membership has been passed, except for the right to vote.
- 4) The resolution on Full Membership is voted on at the first General Assembly meeting after the meeting at which the Executive Committee granted Provisional Membership.

Article 21.

Members have equal rights, obligations and responsibilities within the Federation, and achieve these through their representatives in the General Assembly and other bodies of the Federation.

Article 22.

Members have the right to:

- a) participate, through their representatives in General Assembly of the Federation,
- b) nominate, elect and be elected into the bodies of the Federation,
- c) propose measures and activities to ensure more successful achievement of the aims and goals of the Federation,
- d) be informed about the work of the Federation,
- e) participate, together with their members, in the competitions organised by the Federation,
- f) enjoy all other rights that arise out of this Constitution and other Rules of the Federation.

Article 23.

Members, on top of the obligations stated in Article 11 Paragraph 2 hereof, have the following obligations:

- a) implement the decisions and conclusions of the bodies of the Federation, and are responsible their implementation,
- b) ensure that their constitution and other acts, and also the constitutions and other acts of their clubs, are in accordance with the law, this Constitution and their Acts of the Federation and the Constitution and other rules of the COC and ICC,
- c) deliver to the Federation their Constitutions and all amendments thereto,
- d) ensure that their clubs and players participate in competitions,
- e) pay membership dues,
- f) deliver to the Federation all changes with respect to persons authorised to represent the member,
- g) keep their membership register up to date,
- h) respect other obligations arising out of the constitution and other acts of the Federation and ICC.

Article 24.

- 1) The bodies of a member are elected or appointed within that member – association and the member's constitution must provide for an election mechanism that guarantees total independence of election or appointment.
- 2) The Federation shall not recognise any body that is elected or appointed contrary to the manner described in Paragraph 1 of this Article, together with the resolutions such body passes.

Article 25.

- 1) When a member, through its activities, does not achieve the aims and goals for which it was founded, the Executive Committee of the Federation shall warn the member of shortcomings in its activities and propose the convening of an extraordinary General Assembly within the member.
- 2) If a member, even after receiving the aforesaid warnings, continues to behave in a manner contrary to the provisions of the law, this Constitution of the constitutions of the COC or ICC, the Executive Committee may suspend such member.
- 3) A member may be suspended in the event that it is not possible to determine who is authorised to represent such member.
- 4) Through suspension a member temporarily loses their rights as a member. The suspension ends when the Executive Committee determines that such member has started to act in accordance with the law, this Constitution and the constitutions of the COC and ICC, or when the person authorised to represent the member is determined, and is subject to a special resolution.
- 5) If a member, even after being suspended, continues to behave in an unconstitutional manner its membership of the Federation shall be revoked by a resolution of the General Assembly.

Article 26.

- 1) Membership of the Federation can end:
 - a) by striking from the membership register,
 - b) if it is found that the member has ceased to be active or if it hasn't held any meetings of the General Assembly for at least two years,
 - c) if the membership numbers of the member fall below the minimum required to register an association (club),
 - d) by a resolution of the General Assembly of the Federation, if the member, through its actions, damages progress of the Federation,
 - e) at the request of a member supported by an explanation for the request.
- 2) The resolution for the cessation of membership is passed by the General Assembly.
- 3) The financial obligations of a member towards the Federation, up until the moment when its membership ceased, remain even after the cessation of membership.

County Cricket Associations

Article 27.

- 1) County Cricket Associations (hereinafter: CCA) and the Zagreb Cricket Association (ZCA) are the basic sporting associations (cricket organisation), which clubs can form within their counties. CCA's and the ZCA are formed for territorial areas which are equivalent to the counties as local and regional authorities, and the city of Zagreb, in accordance with the County, City and Municipality Boundaries Act.
- 2) The Constitutions of the CCA's and ZCA can allow for the foundation of cricket associations within a city or municipality.

Article 28.

County Cricket Associations, in the counties, and the Zagreb Cricket Association in Zagreb conduct activities and work on achieving the aims and goals stated in Article 12 hereof.

Article 29.

There can only be one county cricket association in each county and one in the city of Zagreb.

IV. ORGANISATION

Article 30.

- 1) The General Assembly is the highest authority within the Federation (hereinafter: the Assembly) which manages the affairs of the Federation and adtops the Constitution and other Acts that this Constitution makes it responsible for.
- 2) The Executive Committee is the highest executive authority within the Federation.
- 3) Permanent and ad hoc commissions are working committees of the Executive Committee which advise and assist the Executive Committee in the performance of its duties. The By-Laws of the Executive Committee and its working committees determine the responsibility of each such committee, the number of members comprising each and the manner in which they can pass resolutions.
- 4) The Chief Administrator is the Federation's administrative body. The Federation Office is a specialised team that performs administrative duties for the needs of the Federation.
- 5) The Legal Committees are the Appeals Commission and the Disciplinary Committee.
- 6) The bodies of the Federation are elected or appointed by the Federation, without external influences and in accordance with the procedures described herein and in related By-Laws.

A. General Assembly

Article 31.

- 1) The Assembly performs its duties at meetings attended by representatives of all members of the Federation.
- 2) The Assembly shall meet at least once per year.
- 3) Assemblies for the elections of office bearers are held every four years.
- 4) The Annual General Assembly is convened by the President of the Federation.
- 5) If the President of the Federation does not convene the General Assembly, at the request of 1/3 of the Representatives to the Assembly (or at the request of the Executive Committee), within 30 (thirty) of receiving such a request to convene an Extraordinary General Assembly in accordance with the provisions hereof, the initiators (either 1/3 of the Representatives to the General Assembly or the Executive Committee) may themselves convene the requested Extraordinary General Assembly.
- 6) The Assembly can be held more frequently than the period stated in Paragraph 2 of this Article, if so proposed by at least one third of the representatives to the Assembly.
- 7) The person convening the Assembly meeting proposes the agenda for the meeting.
- 8) The Assembly meeting is chaired by the President of the Federation in accordance with the By-Laws for conducting Assembly meetings.

Article 32.

- 1) The Assembly is comprised of 2 (two) representatives of each member of the Federation.
- 2) If a member, on the date that a General Assembly is convened, has more than 5 teams actively participating, such member has the right to one additional representative for every additional 5 teams or part thereof. Actively participating in the context of this Article is deemed to mean participating in permanent and regular competitions organised by the Federation.
- 3) The representatives to the Assembly of the Federation are appointed by the Board's of the members themselves.

Article 33.

- 1) A representative to the Assembly can be a person who:
 - a) is a citizen of, or has permanent residency in the Republic of Croatia,
 - b) is 18 years of age or older and is fit for working,
 - c) is a respected sportsperson or cricketer,
 - d) is actively involved in the club that they represent,

- e) accepts this Constitution.
- 2) A representative to the Assembly cannot be a person who:
 - a) is a member of the Executive Committee of the Federation,
 - b) is the Chief Administrator of the Federation,
 - c) is a member of Federation's Legal Committees,
 - d) is, or has in the past three years been, an owner a of legal entity or a member of the board of a legal entity, that conducts sports betting activities,
 - e) has been convicted of one of the criminal offences stated in Article 74 Paragraph 1 hereof or less than two years has passed since serving the sentence, being pardoned or the statue of limitations expiring with respect to any of the stated criminal offences.

Article 34.

- 1) The Assembly is responsible for:
 - a) adopting the Federation's Constitution and any amendments thereto,
 - b) adopting the By-Laws for the conducting of Assemblies,
 - c) deciding on the acceptance or expulsion of members of the Federation,
 - d) adopting By-Laws proposed by the Executive Committee (e.g. registration of players and clubs, cricket competitions, Disciplinary rules, professional-educational activities, financial and administrative governance, international activities of the Federation),
 - e) deciding in requests and appeals within its jurisdiction in accordance with the provision of the Constitution and other By-Laws,
 - f) electing the President of the Federation on the basis of nominations by the members,
 - g) electing and clears members of the Executive Committee,
 - h) electing the Vice-President of the Executive Committee,
 - i) determining the program for developing and furthering cricket and the Activities' Program to be conducted during its mandate,
 - j) adopting the Annual Budget and Annual Report (including financial statement),
 - k) determining the basic structures of the permanent competitions directly organised by the Federation,
 - l) considering and accepting or rejecting the annual activity report presented by the Executive Committee,
 - m) deciding upon the annual membership fee to be charged to members of the Federation,
 - n) authorising, at it is discretion, the Executive Committee to prepare and adopt normative Acts,
 - o) deciding on the winding-up of the Federation,
 - p) other tasks and activities foreseen by this Constitution, Assembly By-Laws and other rules and its Activities' Program.
- 2) The Assembly can authorise the Executive Committee to amend the text of By-Laws, for which it is otherwise responsible, in accordance with legislative changes passed by the relevant authorities of the Republic of Croatia or the ICC.

Article 35.

- 1) The mandate of representatives to the Assembly is four years.
- 2) A representatives mandate may end prior to the term for which he is elected, in the event of:
 - a) changes to or loss of citizenship or residency,
 - b) being recalled or given clearance for his/her duties,
 - c) submitting a written or minuted resignation,
 - d) being convicted of a criminal offence stated in Article 74 Paragraph 1 hereof,
 - e) the advent of circumstances preventing such representative from performing his/her duties.
- 3) The recalling of a representative is performed in the same as manner as prescribed for his/her election.
- 4) In the event that a representative to the Assembly is elected as the President of the Federation, a member of the Executive Committee or Legal Committee of the Federation, his/her mandate is frozen, and a CCA or other member of the Federation, can nominate a

replacement representative at the same meeting. After the end of the term of the incompatible functions, the representative can return to fulfilling the role of representative to the Assembly by submitting a written request to the President of the Assembly within 15 (fifteen) days of the end of the incompatible functions. Resuming representative duties, after a mandate has been frozen, can be requested only once during a mandate.

- 5) The mandate of the replacement representative or substitute representative lasts until the expiry of the mandate of the Assembly or until the resumption of representative duties by the original representative.

Article 36.

- 1) Unless otherwise determined herein, the Assembly passes resolutions by way of a simple majority, and can duly proceed with a meeting in the majority of representatives are present.
- 2) In the event that a quorum is not present, the meeting is adjourned until a later hour of the same day or another time and date. If, during a meeting, the quorum is lost due to representatives leaving, the meeting is stopped and adjourned.
- 3) The Assembly passes resolutions at meetings on the basis of votes cast by the representatives present. Voting at meetings by way of proxy, letter or telephone is not allowed.
- 4) Representatives of suspended members of the Federation do not have voting rights at meetings.
- 5) Voting rights shall be revoked from Representatives at Election General Assemblies in the event that such Representative is representing a member of the Federation which has not duly registered its Representatives with the Federation or does not have duly regulated governing bodies.
- 6) Minutes of Assembly meetings are kept, and endorsee's thereof are elected. At the first meeting the minutes of the previous meeting are accepted. Keeping of the minutes is organised by the Chief Administrator.

Article 37.

The Assembly By-Laws determine the manner of activities, rights and responsibilities and work conditions for representatives to the Assembly, as well as other matters important to the Assembly's success.

B. Executive Committee

Article 38.

- 1) The Executive Committee has a minimum of 3 (three) members.
- 2) In principle, one representative of each member club is elected to the Executive Committee. The member club whose representative is elected as President of the Federation may have two representatives in the Executive Committee, including the President.
- 3) Candidates for the Executive Committee can be nominated by members of the Federation.
- 4) The nomination and method of election and giving clearance to the President, Vice-President and members of the Executive Committee is determined by the Assembly By-Laws, with guaranteed a free and secret ballot. Exceptionally, if the number of candidates is equal to the number of vacant positions, voting may be by a show of hands.
- 5) The mandate of Executive Committee members is 4 (four) years.
- 6) When nominating members of the Executive Committee, consideration should be given to a candidate's competency and qualities so as to ensure that the profile of persons involved with the governance of cricket is such that it will allow the successful attainment of the Federation's aims and goals.
- 7) An Executive Committee member cannot be:
 - a) a representative in the Assembly of the Federation,
 - b) the Chief Administrator of the Federation,
 - c) a member of a Legal Committee of the Federation,

- d) is, or has in the past three years been, an owner a of legal entity or a member of the board of a legal entity, that conducts sports betting activities,
 - e) a sports manager, i.e. agent for the transfer of players or arranging matches, nor a person who did such things in the past year,
 - f) has been convicted of one of the criminal offences stated in Article 74 Paragraph 1 hereof or less than two years has passed since serving the sentence, being pardoned or the statue of limitations expiring with respect to any of the stated criminal offences.
- 8) A representatives mandate may end prior to the term for which he is elected, in the event of:
- a) changes to or loss of citizenship or residency,
 - b) being recalled or given clearance for his/her duties,
 - c) submitting a written or minuted resignation,
 - d) losing working competency,
 - e) being convicted of a criminal offence stated in Article 74 Paragraph 1 hereof,
 - f) the advent of circumstances preventing such representative from performing his/her duties.
- 9) In the event that the mandate of one of Executive Committee members ends prior to the expiry of the term for which he/she was elected, new member(s) of the Executive Committee shall be elected at the next Assembly meeting.

Article 39.

In between Assembly meetings, the Executive Committee is responsible for the following matters:

- 1) convening Extraordinary General Assemblies,
- 2) proposing changes and drafting amendments to the Constitution, By-Laws and its bodies and committees,
- 3) deciding on the suspension of members of the Federation,
- 4) preparing Action Plans for the Executive Committee and it's bodies and committees,
- 5) accepting proposals for the Operating Plan and Annual Report and submits these to the Assembly for adoption,
- 6) adopting all By-Laws, not falling under the responsibility of the Assembly, necessary for the efficient and legal functioning of the Federation,
- 7) adopting a Code of Conduct for officials at matches for which the Federation is responsible,
- 8) determining the rules for organising grand finals, and finals for competitions organised by the Federation,
- 9) appointing and dismissing presidents and members of the Federation's Legal Committees,
- 10) appointing and dismissing presidents and members of permanent and temporary committees,
- 11) appointing and dismissing the Federation's Representative to the General Assembly of the Croatian Olympic Committee,
- 12) appointing and dismisses captains and vice-captains of National Teams,
- 13) preventing the implementation of illegal acts and other provisions of its bodies,
- 14) presenting a report on its activities to the Assembly,
- 15) proposing decisions on awards, recognitions and acknowledgements to be approved by the Assembly,
- 16) verifying the Vice-President of the Executive Committee who performs this by duty, until being formally appointed by the Assembly,
- 17) deciding on National Teams and the colour of their equipment, and appointing persons responsible for managing the National Teams,
- 18) verifying sponsorship arrangements with domestic and foreign partners,
- 19) agreeing matches for the National Team and determines the venue for playing the same in the Republic of Croatia,
- 20) giving mandatory interpretation of its By-Laws, deciding on the application of the Laws of Cricket within the framework of authority granted for such by the ICC and instructions for application thereof,
- 21) deciding on the publication of the official text of the Laws of Cricket and Indoor Cricket Rules together with the Federation's decision to apply the rules of the game,

- 22) determining the calendar for the proposed Domestic League competition, and all other competitions for which the Federation is responsible,
- 23) deciding on the publication of the official newsletter of the CCF, other publications and literature,
- 24) determining the amount for all fees and charges for permanent competitions organised by the Federation,
- 25) deciding on the format of final's matches for junior competitions, women's competitions and indoor cricket competitions,
- 26) determining the measures for the professional-educational activities of the clubs in competitions for which the Federation is directly responsible,
- 27) deciding on the content, appearance and shape of symbols, badges and signs for official and occasional uses by the CCF, and determining the content of official match records for all levels of competition organised by the Federation, identification cards for players and coaches, documentation for the registration of players and clubs, and all other forms relating to the activities of clubs and associations affiliated with the Federation,
- 28) adopting the By-Laws on utilisation of sports equipment and formal attire of the Federation,
- 29) adopting the Code of Conduct for all members of Croatian National Teams,
- 30) appointing the Chief Administrator, and as necessary, appointing a stand-in Chief Administrator,
- 31) appointing a spokesperson for the Federation and their responsibilities,
- 32) appointing ambassador's of the Federation,
- 33) other tasks and activities, which in this Constitution or other Laws and By-Laws are placed in the responsibility of other bodies of the Federation and in performing these tasks and activities in accordance with the law and principles of justice.

Article 40.

- 1) The Executive Committee performs its duties through meetings.
- 2) Meetings of the Executive Committee are held as needed, but at least once every 3 (three) months.
- 3) The Executive Committee can make valid decisions if more than half the members are present, and decisions are passed by a simple majority of all members of the Executive Committee.
- 4) Meetings of the Executive Committee are chaired by the President and in his or her absence by the Vice-President.
- 5) Voting is done by a show of hands, unless it is decided to vote by secret ballot.
- 6) The By-Laws of the Executive Committee and its bodies and committees define in detail the functioning of Executive Committee Meetings, and the mode of operation and responsibilities of its permanent and temporary committees.

Article 41.

The Executive Committee reports and is responsible to the Assembly.

Working Bodies of the Executive Committee

Article 42.

The Executive Committee may form permanent and/or temporary working bodies.

Article 43.

- 1) Permanent Working Bodies of the Executive Committee are:
 - Finance and Marketing Committee,
 - Match and Development Committee
- 2) The presidents and members of the permanent Working Bodies are appointed by the Executive Committee, taking into consideration the competence of candidates and equal representation of all members of the the Federation.

- 3) The mandate for members of the permanent Working Bodies is 2 (two) years. In the event that the Executive Committee's mandate expires prior to this time, the mandates of the permanent Working Bodies shall expire simultaneously. In this case the permanent Working Bodies will continue to function until new members are appointed.

President and Vice-President of the Federation

Article 44.

- 1) The Federation has a President and Vice-President.
- 2) The President of the Federation is by duty the Chairperson of the Assembly and Executive Committee. The Vice-President of the Executive Committee is by duty also the Vice-President of the Federation.
- 3) The President, who at the time of his election must be a representative in the Assembly, is elected directly by the Assembly, upon being nominated by a member of the Federation. Such a candidate can be elected by the Assembly if at least one other member of the Federation seconds his/her nomination and delivers this in writing to the Chief Administrator or Federation Office not less than 5 (five) days prior to the date of the Assembly at which the elections shall take place. Nominations received after this time shall be invalid.
- 4) The President is elected by a simple majority of the representatives with voting rights present at the Assembly.
- 5) The mandate of the President is 4 (four) years.
- 6) The Vice-President of the Executive Committee is elected by a simple majority of the representatives with voting rights present at the Assembly.
- 7) The mandate of the Vice-President is 4 (four) years.
- 8) The procedure for nominating and electing the President and Vice-President are defined in the General Assembly By-Laws.

Article 45.

- 1) The President:
 - a) represents the Federation,
 - b) convenes and chairs meetings of the Assembly and Executive Committee,
 - c) signs Acts adopted by the Assembly and/or Executive Committee,
 - d) ensures the actioning of positions, resolutions and conclusions passed by the Assembly and Executive Committee,
 - e) performs the duties defined herein and in other Acts of the Federation or which are connected to the function of President.
- 2) In the event that the President is unable to perform his duties for a period longer than 2 (two) months, the Vice-President shall replace him.
- 3) The President and Vice-President report to and are responsible to the Assembly.

Recalling members of administrative bodies

Article 46.

- 1) A representative in the Assembly or member of the executive Committee can be recalled in the following situations:
 - a) if convicted of a criminal offence for which criminal proceedings are initiated by official government procedures,
 - b) losing citizenship or residency in the Republic of Croatia,
 - c) being expelled from cricket organisations as a measure resulting from the completion of a disciplinary proceeding,
 - d) failing, without proper explanation, to participate in the activities of the body to which he/she was elected.

- 2) A representative in the Assembly, except in the cases stated in Paragraph 1 of this Article, may be recalled if recalled also by the assembly of the CCA which he/she represents due to reasons of not representing the interests of such county cricket association.

Chief Administrator

Article 47.

The Chief Administrator is appointed by the Executive Committee for a mandate of 4 (four) years. The same person may be appointed again after the expiry of the term for which they were appointed.

Article 48.

- 1) A candidate who satisfies the following conditions can be appointed as Chief Administrator:
 - a) has a tertiary or college degree,
 - b) fluently speaks one of the official languages of the ICC,
 - c) has at least 5 (five) years' experience in similar roles within cricket organisations, and
 - d) has recognised results in existing work in the area of cricket.
- 2) The Chief Administrator cannot be:
 - a) is, or has in the past three years been, an owner a of legal entity or a member of the board of a legal entity, that conducts sports betting activities,
 - b) has been convicted of one of the criminal offences stated in Article 74 Paragraph 1 hereof or less than two years has passed since serving the sentence, being pardoned or the statue of limitations expiring with respect to any of the stated criminal offences.

Article 49.

The Chief Administrator is responsible for the following tasks and duties:

- a) representing the Federation and ensuring the legality of its operation and fulfilling the legal and obligations of the Federation,
- b) making decisions general and individual decisions in the are of labour relations with employees of the Federation office,
- c) manages the Federation office and is responsible for its performance,
- d) certifying and keeps records of the registration of clubs and players,
- e) giving instructions for the implementation of the Federation's Operating Plan,
- f) ensuring that the actions approved by the Assembly and Executive Committee are undertaken, and by duty is a member of the Finance and Marketing Committee and the Appeals Committee,
- g) presenting reports on his/her activities to the Assembly and Executive Committee,
- h) informing the public about the activities of the Federation,
- i) participating in meetings of the Assembly, Executive Committee where he/she takes part in the discussions, but has no voting rights,
- j) communicating with international organisations like the ICC and ECC and their members,
- k) other duties assigned by the Assembly or Executive Committee.

Article 50.

- 1) The Chief Administrator is independent, but reports to the Assembly and the Executive Committee.
- 2) The rights, obligations and responsibilities of the Chief Administrator are defined in his/her employment contract.

Legal Committees

Article 51.

- 1) The Legal Committees of the Federation are the Disciplinary committee and the Appeals Committee.

- 2) Members of the Legal committees are appointed by the Executive Committee for a term of 2 (two) years. They cannot be members of any other Legal Committees of the Federation.
- 3) The president of the Appeals Committee should have a legal background. Besides this, at least one member of the Appeals Committee and the Disciplinary Committee should have an economics or financial background.

Article 52.

- 1) The Appeals Committee is a body of second instance which rules on appeals against disciplinary proceedings and in club or player registration matters
- 2) The responsibilities of the Appeals Committee are defined in the Disciplinary By-Laws, Competition By-Laws, Club and Player Registration By-Laws and propositions for certain competitions.
- 3) The Appeals Committee has a president and two members. The committee makes decisions by a simply majority vote. The committee is convened by the president who proposes an agenda.

Article 53.

- 1) The Disciplinary Committee may hand out the following sanctions:
 - Players
 - a) warnings
 - b) admonitions
 - c) monetary fines for players who have contracts
 - d) bans from playing a certain number of matches
 - e) bans form playing for a certain period
 - f) expulsion from a club
 - g) refunding rewards
 - h) expulsion from cricket organisations
 - Coaches, Club Officials and Persons involved with Cricket
 - a) warnings
 - b) admonitions
 - c) monetary fines if they are remunerated for their cricket work
 - d) bans from performing cricket duties for a certain period, which may include:
 - bans from entering changing rooms
 - bans from entering club or Federation premises
 - bans from entering the field of play
 - e) expulsion from a club
 - f) refunding rewards
 - g) expulsion from cricket organisations
 - Umpires and Umpires' instructors
 - a) warnings
 - b) admonitions
 - c) monetary fines if they are remunerated for their cricket work
 - d) ban from umpiring or performing instructional activities for a certain period or number if matches
 - e) striking from the list of umpires, umpires' monitors or delegates
 - f) refunding rewards
 - g) expulsion from cricket organisations
 - Clubs
 - a) warnings
 - b) admonitions
 - c) monetary fines
 - d) bans from playing matches at certain grounds or on all grounds in a certain area
 - e) bans from playing matches abroad
 - f) playing home matches without spectators

- g) bans from registering (transferring) players
 - h) deduction of competition points or awarding negative competition points
 - i) refunding rewards
 - j) relegation to a lower level of competition.
- 2) Which sanctions can be awarded for which breaches, their severity and the disciplinary procedure are defined in the Disciplinary Committee By-Laws.

Article 54.

The responsibilities, number of members and mode of operation of the Disciplinary Committee are determined by the Disciplinary Committee By-Laws.

V. RESOLUTION OF DISPUTES

Article 55.

- 1) All members of the Federation and their members accept the arbitration of the elected permanent tribunal of the Croatian Olympic Committee as the body for reviewing final decisions made by the Federation's bodies and their members, against which all other forms of legal protection have been utilised or do not exist before the bodies of the Federation.
- 2) The members of the Federation can agree the jurisdiction of the elected tribunal of the Croatian Olympic Committee to adjudicate in disputes related to performing sporting activities, and for mediation for the purpose of conciliation and for ruling in disputes about rights that can be freely disposed, unless exclusive jurisdiction of the courts, or other governmental bodies of the Republic of Croatia, is prescribed by law.

Article 56.

- 1) For all disputes and appeals arising during or in connection with international competitions, the Federation, its bodies and office bearers, member, leagues, clubs, players, coaches, umpires, officials and other persons involved with cricket accept the jurisdiction of the ICC Disputes Resolution Committee (hereinafter: the DRC) in accordance with the provisions of the ICC's constitution.
- 2) In the event of a dispute which falls under the jurisdiction of the legal bodies of the ICC, COC or the Federation, the subjects mentioned in Paragraph 1 of this Article agree not to bring such dispute before the regular courts.
- 3) The Federation and its members agree to respect in full all final decisions brought by the competent bodies of the ICC and COC. The Federation shall ensure that members abide by these obligations.

VI. COMPETITIONS AND THE RIGHTS AND OBLIGATIONS RELATED THERETO

Article 57.

- 1) The Federation organises and coordinates the following official competitions:
 - Domestic League (Senior Men and Women)
 - Domestic Cup Competition (Twenty-20 format),
 - Domestic U/19 League,
 - Domestic U/17 League,
 - Domestic U/15 League,
 - Kwik cricket for pre-competition age groups,
 - Domestic Indoor Championship,
 - Domestic Junior Indoor Championship,
- 2) The structure of the competitions, and the extent to which the Federation has direct responsibility for the same, is determined by the Assembly of the Federation.

- 3) The resolution on the structure of the competition contains:
- a) type of competition: points system or knock-out system,
 - b) level of competitions,
 - c) leagues – groups within the same level of competition,
 - d) the number of clubs (teams) within a certain level of competition and league therein,
 - e) criteria for participation in a level of competitions or league therein,
 - f) conditions which clubs must fulfil within a certain competition.

The decision to change the structure of a competition must be made no less than 12 (twelve) months prior to the beginning of a competition.

Proposals to alter the structure of a competition must be put forward for public discussion not less than 1 (one) month prior to a decision on such proposal to alter the structure of a competition is to be made.

- 4) The Executive Committee may authorise members (clubs) organise individual competitions. The Federation reserves the right to oversee the organisation of such competitions.

Article 58.

- 1) The Federation, its members and their clubs are the primary owners of all the rights arising out of competitions and other events that are under their control, without limitation to their content, timing, place and law. These rights include, amongst other things, all kinds of financial rights, audiovisual and radio recordings, reproduction and broadcast rights, multimedia rights, marketing and promotional rights, and all intangible rights such as emblems and copyright rights.
- 2) The Executive Committee decides the manner and degree to which these rights are utilised, and shall draft separate By-Laws for this. The Executive Committee decides whether these rights are used exclusively, together with a third party or wholly through a third party.

Article 59.

The Federation, its members and their clubs are solely authorised to grant permission for the distribution of images, sounds and other broadcasts of information from cricket matches and events organised by the Federation, without limitation to their content, timing or place and technical or legal aspects.

International Matches and Competitions

Article 60.

- 1) The authority to organise official international matches and international club competitions between member teams of the Federation and other leagues and or clubs lies solely with the ICC. No matches or competitions can be held prior to obtaining permission from the relevant office of the ICC, and as appropriate, permission from the relevant continental federation, in accordance with ICC rules.
- 2) The Federation shall adhere to the international calendar of fixtures prepared by the ICC.

Article 61.

The Federation, without prior notice to the ICC and/or ECC shall not play matches, or make sports contact with federations that are not members of the ICC or ECC.

Article 62.

Clubs, associations or alliances of clubs or other groups of clubs from the territory for which the Federation is responsible cannot become members of any other national cricket federation nor compete in competitions within the territory of another national federation without the permission of such federation, except in exceptional circumstances.

VII. CATEGORIES AND STATUS OF PLAYERS

Article 63.

- 1) National cricket competitions played between clubs in the Republic of Croatia, can be organised in the following categories:
 1. Seniors – men and women,
 2. Juniors:
 - a) U/19,
 - b) U/17,
 - c) U/15,
 - d) U/13.
- 2) A National competition can also be organised for veterans.
- 3) Players can have the status of amateurs under the conditions prescribed by legislation and the Federation's rules.
- 4) Players who do not have a non-amateur status are deemed to be amateurs.
- 5) The status of players is defined in the Federation's Player Status By-Laws.

VIII. NATIONAL TEAMS

Article 64.

- 1) In order to promote cricket and attain the highest possible cricketing achievements, the Federation forms national cricket teams (hereinafter: National Teams).
- 2) The National Teams, clubs and officials represent Croatian cricket domestically and abroad.
- 3) National Teams are comprised of the best players and officials who shall represent Croatian cricket.
- 4) Each National Team consists of players, support staff and management.
- 5) The formation of National Teams, age group teams, and everything else associated with all National Teams is defined in the National Team By-Laws.
- 6) Selection in a National Team is the highest honour and is an obligation for each member thereof.
- 7) Each player selected in the National Team grants the Federation the right to use his/her person and name, which grant relates to all existing and future technical media and institutions, including multimedia.
- 8) The composition of each National Team is determined by the Selection Committee, consisting of the President of the Federation, National Team captain, and one representative from each of the foundation members of the Federation, i.e. Hrvatski Sokol CC (as the successor of Zagreb CC), Sir Oliver CC and Sir William Hoste CC, or their legal successors.

The National Team captain is responsible for achieving the aims and goals of the National Team.

IX. SPECIALIST ORGANISATIONS

Article 65.

- 1) Specialist organisations for cricket coaches and umpires – coaches and umpires associations – are formed on a national level.
- 2) The associations include all cricket coaches and umpires, and their organisation and mode of operation are determined by Acts which are verified by the Executive Committee of the Federation.

X. FINANCIAL AND OPERATIONAL MATTERS

Article 66.

- 1) The Federation raises funds through its own activities, out of funds reserved in the federal budget of the Republic of Croatia and paid through the Croatian Olympic Committee, membership fees, sponsorship agreements, fines issued by relevant bodies within the Federation, voluntary donations and other means as provided for by local legislation.
- 2) The Federation shall bear all costs provided for in the Operating Plan, other expenditures approved by the Assembly and expenses approved by the Executive Committee within its powers, as well as all other costs that have arisen through the realisation of the aims of the Federation.

Article 67.

Funds secured from governmental sources as described in Article 66 Paragraph 1 are strictly dedicated funds and can only be used for the prescribed purposes.

Article 68.

Funds that the Federation obtains through its own activities are managed by the Federation and their use is determined by the Executive Committee.

Article 69.

- 1) The utilisation of total funds is determined by the Federation's Operating Plan and in accordance with the program of activities.
- 2) The Federation's financial (fiscal) period last one year, commencing on January 1st and finishing on December 31st.
- 3) The President of the Finance Committee and Chief Administrator are responsible for the implementation of the Operating Plan.

Article 70.

The financial and material affairs of the Federation are conducted in accordance with existing Laws and By-Laws.

Article 71.

- 1) The Federation may acquire fixed and movable assets.
- 2) The Executive Committee decides on the acquisition, sale, transfer to other legal entities and/or leasing out of fixed and movable assets.

Article 72.

- 1) An independent accountant appointed by the Executive Committee performs the statutory accounting of the Federation in accordance with the International Standards of Accounting (ISA) and presents his report to the Assembly. The accountant is appointed for a period of 4 (four) years and the mandate is renewable.
- 2) In order for the accountant to be appointed he/she must fulfil the criteria stated in the Accounting Act.

Article 73.

- 1) Membership fees are due and payable by April 1st for the current year. Annual membership fees for new members for the current year must be paid within 30 (thirty) days of the Assembly such member was accepted into the Federation.
- 2) The Assembly determines the amount of the annual membership fee each year, based on the Executive Committee's proposal. The membership fee is equal for all members.

XI. OTHER PROVISIONS

Prohibition and Involvement in Cricket Organisations

Article 74.

- 1) Persons convicted of criminal offences against the Republic of Croatia, criminal offences against values protected by International Law, criminal offences against sexual freedom and morality, criminal offences against life and human bodies unless committed unintentionally, and other criminal offences for which an unconditional jail sentence has been passed, may not participate in cricket competitions, organise or run cricket competitions, perform professional services in cricket, nor participate in meetings of the General Assembly or other governing bodies of the Federation or any members of the Federation or clubs, within 2 years of serving the sentence, being pardoned or the sentence being waived due to a statute of limitations.
- 2) Persons against whom criminal proceedings have commenced, for which a jail sentence of three or more year, shall be distanced from participating in cricket competitions, performing professional services in the field of cricket and participating in meetings of the General Assembly or other governing bodies of the Federation or any members of the Federation or clubs, until such proceedings are completed.

Disciplinary Responsibility

Article 75.

Members of the Federation, clubs, players, coaches, umpires and other persons working in the field of cricket may be fined for breaches of the provisions of the Constitution, By-Laws and other rules of the Federation in accordance with the Disciplinary By-Laws of the Federation which define breaches and the nature and extent of fines and other disciplinary sanctions.

Right of Appeal

Article 76.

Appeals can be made against all rulings made with regards to cricket related activities, except in particular cases where it is explicitly stated that appeals are not allowed.

Exceptions

Article 77.

- 1) In proceedings being conducted by bodies of the Federation, member associations of the Federation and at the point of making decisions which they make, persons who are members of those bodies and who have a direct interest in the matter at hand may not participate in such matters. A member of a body, when breaches by the club or a member of the club that such body member is himself a member, shall be excluded from discussions and decisions made relating to such matter.
- 2) In second instance proceedings, persons who participated in the first instance proceeding or in making a ruling on such proceeding, may not participate in the second instance proceeding.

Federation Office

Article 78.

- 1) A Federation Office may be formed for providing professional, administrative, technical and support activities to the Federation.
- 2) The Chief Administrator is responsible for the organisation and results of the Federation Office.

Transparency of Activities

Article 79.

- 1) The activities of the Federation are public and transparent.
- 2) Transparency is achieved through:
 - a) timely delivery of discussion papers and materials to Board members, Committee members and other interested persons,
 - b) informing the media and other public information channels when meetings are to be held,
 - c) informing the public about the work and activities of the Federation through communication channels and press conferences,
 - d) other appropriate means.
- 3) The Federation issues an official newsletter "Cro About Cricket", which newsletter shall be issued at least once every three months. The Chief Administrator is responsible for issuing the official newsletter.

Recognition and Awards

Article 80.

- 1) The Federation presents Recognitions and Awards in honour of contributions for the development of cricket on the basis of decisions made by the Executive Committee.
- 2) The By-Law on granting recognitions and awards, which is prepared by the Executive Committee, determines the procedures, conditions for and method of proposing candidates.

Winding up of the Federation

Article 81.

- 1) The Federation shall be wound-up in accordance with the provisions of the relevant legislation or when the General Assembly so decides.
- 2) The resolution to wind-up the Federation must be passed by a two-thirds majority of the votes held by all representatives to the General Assembly.

Article 82.

- 1) In the event that the Federation is wound-up, the property of the Federation shall be transferred into the ownership of the sporting association that continues with the work of promoting and developing cricket in the Republic of Croatia.
- 2) In the event that such a sporting association does not exist, the members of the Federation shall take over its property proportionately according to the number of representatives that they have in the General Assembly of the Federation.

Transitional and Other Provisions

Article 83.

- 1) Amendments to the Constitution are approved in the same manner and procedure as envisaged for the adoption of the same.
- 2) The Federation's Constitution must be compliant with the constitution of the Croatian Olympic Committee.

Article 84.

Interpretation of the Constitution can only be given by the Assembly.

Article 85.

All general acts of the Federation shall be aligned with the provisions of this Constitution within 90 (ninety) days from the date of its coming into full force and effect.

Article 86.

The Members of the Federation are required to align their general acts with the provision of this Constitution within 90 (ninety) days from the date of its coming into full force and effect.

Article 87.

- 1) Within 30 (thirty) days of the date of its coming into full force and effect, all representatives to the General Assembly of the Federation who are also members of the Executive Committee of the Federation must give a written statement clearly stating which position they wish to continue holding.
- 2) All other persons who, at the time of this Constitution coming into full force and effect, are holding positions which are incompatible in accordance with the provisions hereof, must give a written statement clearly stating which position they wish to continue filling within the timeframe stated in paragraph 1 of this article.
- 3) In the event of not abiding by the timeframes stated in paragraphs 1 and 2 of this article, the persons to whom the provisions of this article relate shall not be allowed to hold either if the incompatible positions, until they give such a written statement.

Article 88.

The provisions of Article 38, paragraphs 1 and 2 hereof are not applicable until the expiry of the mandates of the Executive Committee holding office at the time that this Constitution comes into full force and effect.

Article 89.

This Constitution comes into full force and effect on the eighth day from the date when the General Assembly passing the resolution to accept this Constitution was held.

Article 90.

On the date that this Constitution comes into full force and effect the constitution adopted at the General Assembly dated June 24th 2004 ceases to be valid.


President
Jasen Tvrтко Butković

