

**Motion Number 1
EMF-delegates conference
August 2008 Tampere-Finland**



**On the behalf of the EMF Executive Committee
Hans Bergström
President
Gothenburg, 17.07.2008**

Motion

WADA Compliance of EMF and anti-doping cooperation with WMF

Dear Member Associations of the European Minigolf Sport Federation
Dear Members of the Executive Committee.

This motion is driven by the world-wide fight against doping by international governing bodies such as WADA, AGFIS and IOC. Although, compared to other sports doping in minigolf have fairly little problems with doping our organization like all other International Federations must keep up with the standards in this field.

WADA submit to us to introduce the necessary changes in our Statutes and regulations by summer 2008. At the end of this summer 2008 WADA will hand over to AGFIS and IOC a black-list with International Federations which do not comply with WADA standards. Therefore this motion is submitted to the EMF delegates conference by the EMF Executive Committee in cooperation with the WMF Executive Committee in order to secure that this will not happen.

The EMF Executive Committee suggest the following **changes to the EMF statutes**. The last version was approved in the 20th of August 2006 (version2).

Art. 3 shall be changed as follows:

Art. 3.4: (current version)

3.4 Fight doping with all means standing to requirement, to accept the WADA-Code and the doping rules of WMF together with its members and to stand up for the fact that any use of doping substances and thus the use of forbidden, performance-increasing means of any kind in the sport is prevented.

Art. 3.4: (proposed new version)

3.4 To combat doping by all available means; to acknowledge and incorporate within its organization the WADA-Code and its provisions.

EMF together with WMF hereby fights for equality of opportunity in competitions, for the image of the sport in the publicity and for the protection of the healthiness of all athletes.

Art. 19: shall be changed as follows:

Art 19.1.9 (current version)

19.1.9 The imposition of temporary and permanent bans on competition in the event of infringements against the doping ban.

Art. 19.1.9: (proposed new version)

19.1.9 Appointment of the EMF anti-doping officer and drawing up and release of the anti-doping regulations. The EMF anti-doping officer is the contact channel between the EMF Executive Committee and the WMF anti-doping officer and other anti-doping organs of WMF. The anti-doping officer is supported by all organs, works independent and reports regularly to the Executive Committee. The Executive Committee is empowered to transfer all rights and duties for in-competition-tests and out-of-competition-tests as well as the complete work with the development and implementation of the WADA-Code and its provisions to WMF.

The following Art. 31 to 33 shall be included into the Statutes (current provisions of Art. 31 ff. shall be renumbered accordingly):

[New TITLE] 8. THE EMF Doping DISCIPLINARY ORGAN

Art. 31: Structure and nomination (new)

31.1 The EMF Doping Disciplinary Organ is the disciplinary organ in the legal sense of the WADA code. It consists of a chairman, a vice-chairman (both should be attorneys), 2 (two) medical educated members, 2 (two) additional members and 2 (two) representatives of high international level minigolf players. The members of the EMF Doping Disciplinary Organ shall not be members of another body. They cannot also be members of national legal bodies.

31.2 The members of the Doping EMF Disciplinary Organ are nominated by the Executive Committee. The Executive Committee may appoint the Doping Disciplinary Organ of WMF to take over the tasks of this Organ.

Art. 32: Areas of competency (new)

The EMF Doping Disciplinary Organ arbitrates in, and resolves all disputes concerning doping issues.

Art. 33: Principles (new)

33.1 The EMF Doping Disciplinary Organ is acting on the base of the Statutes, rules and regulations of EMF and is bound to the legal regulations of substantive law.

33.2 Details are regulated by the EMF Anti-Doping Regulations. The Executive Committee may appoint the use of the WMF Anti-Doping Regulations instead. The Executive Committee is responsible for updating the EMF Anti-Doping Regulations.

33.3 Against a decision of the EMF Doping Disciplinary Organ the Court of Arbitration for Sport (CAS) in Lausanne / Switzerland is competent for appeals. Legal remedies to the ordinary courts are hereby excluded.

Explanation

EMF is working together with WMF in all matters concerning anti-doping matters and hence all directives coming from WMF in doping matters shall be implemented also in EMF.

In 2003 WMF signed a confirmation letter addressed to the World Anti-Doping Agency (WADA) that WMF fully complies with the WADA code and supports the fight against doping in sport. Meanwhile, WADA has issued elaborated rules for the fight against doping and has drawn up broad duties for International Federations like WMF. In order to keep the acknowledge of our sport by international governing bodies such as AGFIS and WADA, to keep the WMF membership with AGFIS, to work on participation of minigolf at World Games and to reach a possible acknowledgment of our sport by IOC, the WMF organization is forced to comply with the standards in doping questions set by WADA. The WMF Executive Committee and the EMF Executive Committee are convinced that non-conformity with international standards in doping questions will damage the reputation of our sport and questions our position in the world of sport. Compliance of our organization with WADA rules also supports the reputation of our sport in countries worldwide.

In case of approval of this motion by the Delegates Conference it shall be valid immediately.

We (the EMF Executive Committee) kindly ask for your consent to this motion.

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Hans Bergström
EMF President