

From: Morten Sand [mailto:morten.sand@legaliz.no]

Sent: dimanche, 20. juillet 2003 23:26

To: 'Nour Tabbane'; 'USA S. Doyle'; 'ABUNDO Casto'

Cc: 'FIDE'; 'Hatem Kotrane'; 'Vega jorge'; 'SLOVENIA Boris Kutin'; 'Nizar ELHAJ'; 'Grece federation'; 'Valentina Jarrett'; 'India Chess Fed'; 'Qatar chess'; 'President Kirsan Ilyumzhinov'

Subject: SV: AGENDA CONSTITUTIONAL COMMITTEE

Dear Nouredine,

I have received your proposal for the agenda of the Constitutional Committee (CC) and I would like to give the following comments:

1. Background

The CC was a result of work done by a byelaw committee before the 1998 Elista GA. It was my proposal and it is based on long established practice in the Norwegian Chess Federation. In Elista 1998 the GA approved a complete proposal for new statutes, including CC. However, the purpose of the Committee was not really established and therefore the handbook gives no framework for its operation.

In Bled there was for the first time elections to the CC. The CC members must elect a chairman among themselves and this should therefore be the first item on the agenda for the Halkidiki Meeting.

2. Purpose of CC

The purpose of CC is to have a permanent non-political committee that gives:

1. Opinions in FIDE legal matters if asked by FIDE GA, EB and PB
2. Proposals to wording of changes in FIDE statutes based on incoming proposals,
3. Ad-hoc opinions to FIDE GA, EB and PB during their sessions
4. Final corrections to FIDE Statutes according to decisions in FIDE GA, EB.
5. Advice to FIDE PB if and whenever the CC finds conflicts between existing paragraphs in FIDE bylaws.

The second point of the CC meeting agenda should therefore be to propose to FIDE EB, wording for the operation, purpose and limitations (if any) of the CC.

Apart from this, all other items of the Agenda should be related to proposals received by the FIDE secretariat for the Executive Board Agenda. Some of these proposals (if accepted by EB) requires amendments, rewording etc of FIDE Statutes. The CC should therefore, and before the actual EB session, make a draft of the new wording. This should then be done without any comments regarding the possible political content, whether this is a smart thing to do, whether the CC members are in favour or against such a proposal etc. The original idea was for CC to meet after the deadline of proposals to the FIDE secretariat, so that the CC comments could be an annex to the Agenda sent to the delegates.

During the Halkadiki EB meeting there will most probably be a need for further CC meetings because new suggestions, drafts, proposals are brought to the EBs attention.

Best regards
Morten Sand
FIDE Vice President