

Legal & Constitution Committee Meeting Minutes

21st January 2021 – Zoom

Participants:

- Johan Druwé – Chair
- Gale Bernhardt – Vice Chair
- Jan Stark – Member
- Nasser Alsaied – Member
- Stuart Corbishley – Member
- Suzanne Tang – Member
- Ian Howard – World Triathlon Executive Board Representative
- Antonio Arimany – World Triathlon Secretary General
- Paola Turconi – Staff Liaison

Excused: -

Absent:

- Patrice Brunet – Member

Duration: 1 hour and 30 minutes via Zoom.

**For ease of minute taking only first names of the members will be referred to in the minutes. You can see full names above.*

Discussion Items:	Action Items and notes:
Approval of the minutes	The minutes of the meeting of the 7 th of January 2021 are approved and it will be published on the website.
Habana case discussion	Suzanne asks information regarding the Habana Case, which is still pending before CAS. Johan explains what happened and the Habana case and he will share all the documents concerning the Habana case with the L&CC.

Goals to achieve before the 2021 Congress	Johan asks which are the main goals to achieve before the 2021 Congress. Ian replies that the priority should go to reviewing the Tribunal.
Safeguarding and Ethic	Johan explains the issue regarding that the safeguarding policy and the ethic code should not be separated because safeguarding is part of ethical conduct. The appeal procedure should be clear and transparent.
Tribunal - Staff	Johan adds that it is necessary to define clearly the role of the World Triathlon staff that is dealing with the Tribunal. He proposes something similar to a registrar / clerk of court. He will send some information.
Members not having a NOC	Discussion regarding the change of status of some NFs that, due to the new Constitution, should become Associate Members, instead of full Members. The discussion takes into consideration also the requests of those NFs.
Harmonisation of the Rules, Codes and Procedures with the new Constitution	Johan proposes to work in groups and the members chosen for this matter are the following: Jan, Johan and Paola (as staff liaison). The group will review regulations, codes and procedures to be sure that are in accordance with the new constitution.
Review of the elections and pre-elections procedures	This work will be focused on creating a framework of principles for all (for instance: campaign for President and Executive Board positions: standing announcement, calendar, funding...) (also Denmark resolution – decision Congress WGp with Triathlon Denmark). Ian comments that the EB does not need this now, but it should be done before 2023. Johan says that Denmark should be involved.
Review of the judicial procedures and appeals	Johan explains that the previous L&CC agreed on some basic principles and he will share the Doc with the other members in order to be able to discuss about it in the next meeting. Gale and Suzanne volunteer to work on the review of the judicial procedures and appeals. The World Triathlon Tribunal will help reviewing the procedures and the appeals.

	<p>Therefore, the group that will work on the above matter is composed by the following members: Johan, Gale, Suzanne and probably Patrice plus the World Triathlon Tribunal. For the Competition Rules we will work with the Technical Committee as well.</p>
<p>Hybrid and Virtual Congress</p>	<p>The group that will work on the Hybrid and Virtual Congress is composed by the following members: Stuart, Jan and Johan.</p>
<p>Support to the NF and Continental Confederations and review of the Continental Confederations' rules, statutes etc.</p>	<p>The L&CC will support the Continental Confederations to update their statutes, constitutions according to the new World Triathlon Constitution. The L&CC will provide support to the NFs for the implementation of the Good Governance.</p>
<p>Cassation Panel</p>	<p>Suzanne asks for more info regarding the previous proposal of the L&CC regarding the Cassation Panel.</p> <p>Johan gives an explanation about the Cassation Panel and what was the idea.</p> <p>Ian reminds that for now it is not a priority of the EB and that it can eventually discuss later.</p>
<p>World Triathlon Tribunal</p>	<p>The World Triathlon Tribunal should have at least 5 members, but it would be better to have at least 7. Congress approved the EB could nominate 4 additional members till next Congress seen the workload. In order to respect the new Constitution (25% of each gender), the World Triathlon Tribunal should have at least another woman.</p>
<p>Faeroe Islands</p>	<p>Discussion on the Faeroe Islands and its request to become member of World Triathlon.</p>
<p>The EB members should be part, as per Constitution, of the EB of their respective NF.</p>	<p>Discussion on the matter.</p>
<p>Minutes taken by Paola Turconi, Staff Liaison</p> <p>Next Meeting of the Legal & Constitution Committee: 18th of February 2021</p>	