



# Constitution

2020

## **PREAMBLE**

The Gambia Triathlon Union (GTU) is the National governing body for the sport of Triathlon and its related other Multisports.

Gambia Triathlon Union, was founded 2016 under the name of Gambia Triathlon Association, Bakau, The Gambia.

GTU is a non-profit-making organisation and does not pursue any objective for its own gains.

This version of the Constitution has full binding power on the members, Executive Board, athletes and officials.

In this Constitution, words importing the masculine gender shall include the feminine gender, as the case may be, and vice versa, and references to persons shall include firms and corporations.

Triathlon, which integrates disciplines administered by other International Sports Federations, (IFs), is developed according to its own specific nature and under its sole authority.

The seat of GTU is in Bakau and its headquarters shall be decided by the Executive Board.





## DEFINITIONS

**Arbitration Tribunal:** The GTU Body in charge of the application of the Disciplinary Rules.

**CAS:** Court of Arbitration for Sport.

**Commission:** A Commission of the GTU that has been appointed by the Executive Board under the terms of this Constitution.

**Committee:** A Committee of the GTU that has been elected by the Congress under the terms of this Constitution.

**Congress:** The GTU Congress.

**CSA:** Clubs, Schools and Associations.

**Executive Board:** The GTU Executive Board.

**IOC:** International Olympic Committee.

**IPC:** International Paralympic Committee.

**Member:** An individual affiliated to the GTU and the relevant clubs there under.

**Officers:** Individuals who hold the position of the GTU Table Officers.

**Panel:** A group of qualified individuals appointed to hear disciplinary cases in accordance with Disciplinary Regulations.

**Paratriathlon:** A sport of individual or team character and motivation, which combines swimming, cycling and running skills in continuum for athletes with varying degrees of physical impairment.

**Region:** One of the five regions and two municipalities: URR, LRR, CRR, WCR, NBR, KMC and Banjul

**Related Multisports:** those which are composed of three segments and at least two of the segments include sports from the triathlon components.

**Resolutions:** Proposals submitted to the Congress and decisions made by the Congress.

**Rules:** The ITU Rules.

**Table Officers:** The GTU Table Officers.

**Triathlon:** A sport that consists of three parts: a swim, a cycle, and a run.



## CHAPTER 1: MISSION AND OBJECTS

**Article 1. Mission:** The Mission of GTU is to promote the sport of Triathlon, Paratriathlon and its related Multisports and disciplines throughout the nation, and to lead the sport of Triathlon for the Nation, as recognised by the International Olympic Committee and the International Paralympic Committee.

**Article 2.** The objects of GTU are:

- 2.1. To promote and generally advance the sport of Triathlon, Paratriathlon and its related other Multisports nation-wide and act as its national governing body.
- 2.2. To maintain affiliation to the ITU, ATU, GNOC (Gambia National Olympic Committee), IOC and IPC, and to support the aims, ideals and principles of the Olympic and Paralympic movements and to ensure the continued inclusion of Triathlon on the respective programs of the Olympic and Paralympic Games.
- 2.3. To enact and enforce rules governing Triathlon, Paratriathlon and their related other Multisports and to ensure in all competitions, whether sanctioned by the ITU, a Continental Confederation or a National Federation that such rules shall be applied in accordance with their terms.
- 2.4. To supervise the strict application of the By-Laws Constitution, Rules and Operations Manual.
- 2.5. To aid the interests and well-being of its Members, and to supervise and enforce the obligations of GTU Members.
- 2.6. To assist regional clubs and associations to organise and receive recognition by the Gambia National Olympic and Paralympic Committees and National Sport Council.
- 2.7. To strive to ensure that no gender, race, religious, political or other kind of unfair discrimination exists or is allowed to develop in Triathlon, Paratriathlon and their related Multisports in any form, and that all may participate regardless of their gender, race, religious or political views or any other such irrelevant factor.
- 2.8. To foster and develop links with other International Federations, National Governments and Non-Governmental Organisations in order to promote the interests of sport in general, and Triathlon in particular, at all levels throughout the nation.
- 2.9. To promote fair play in sport. In particular, to play a leading role in the fight against doping both within Triathlon and externally in the wider sporting community and to strictly adopt and enforce the World Anti-Doping Agency's rules; and to develop and maintain programmes of detection, deterrence and education, which are aimed at the eradication of the scourge of doping within sport.
- 2.10. To develop sponsorship and marketing opportunities and commercial arrangements in relation to GTU's intellectual property, as are appropriate with the purpose of creating a sustainable income stream to further its mission and objects.
- 2.11. To undertake and/or do all such things or activities as are necessary, incidental or conducive to the advancement of its mission and objects.



## **CHAPTER 2: MEMBERSHIP**

### **Article 3. Members**

3.1. The Members of the GTU are the Member Clubs and Associations.

3.2. The Member Clubs and Associations listed in the Annexure to this Constitution are the Members of GTU as at the date this Constitution is effective, subject to Article 9 of this Constitution.

Associate members

Associate membership of GTU is open to:

1. Clubs, Schools and National Associations under Art 18;
2. Provisional member CSA's granted by the EB under Art 17.5,
3. Honorary presidents and Honorary members under Art 32;
4. Other bodies recognised by Congress

The Associated members are listed in the Annexure to this Constitution. Associate Members do not have voting rights.

Clubs, organisations (LOCs), athletes, coaches, agents, staff, technical officials and other officials, affiliated with or licensed by Member CSA's are automatically affiliated or licensed to GTU and must at all times respect the Constitution as well as the Competition Rules, in particular, without limitation, those on Anti-Doping, eligibility and national status of the athletes and the ITU Tribunal.

### **Article 4. Admission as a Member**

- 4.1. A governing body for the sport of Triathlon in any region may apply for admission as a Member of the GTU.
- 4.2. There shall only be one member from any one region recognised by the GTU.
- 4.3. An application by a local governing body seeking Membership shall be made in accordance with the admission procedures set out in the Constitution.
- 4.4. To be considered for Membership, an applicant seeking admission as a Member shall demonstrate to the EB's satisfaction that:
  - a) it is recognised as the local governing body for the sport of Triathlon in its region;
  - b) it is a separate legal registered body and/or can satisfy the GTU that it has the legal and administrative ability to administer the sport to an acceptable standard in good governance;
  - c) it is Financially Solvent;
  - d) it recognises the Court of Arbitration for Sport, as specified in this Constitution;
  - e) Its application for Membership is supported by the National Sports Council in which the applicant is situated; and,
  - f) Such other requirements as set out in the Constitution.
5. The EB has the power to decide, in its discretion, by Special Majority, whether to admit a local governing body to be a Member of the GTU on a provisional basis.



6. Provisional membership of any regional CSA granted by the EB by Special Majority shall be put to the next Congress meeting for approval of permanent membership or otherwise.
7. The admission or otherwise to Membership is at the sole discretion of Congress.
8. Once admitted, a CSA is a Member for indefinite duration, unless it withdraws its membership or is suspended or expelled from Membership in accordance with this Constitution.

**Article 5.** Application for membership. CSA's wishing to become members of The GTU shall:

- 5.1. Apply for affiliation in writing to the Secretary General, declaring that the Constitution of GTU will be strictly observed. The Secretary General shall place the matter on the agenda for the next Executive Board meeting.
- 5.2. Enclose the constitution of their organization. If the constitution is in a language other than English, then a translated version in English will be provided too, along with the original version.
- 5.3. Enclose a list of its principal officers and its address and contact details.
- 5.4. For CSA's: be recognised as the officiators for Triathlon, Paratriathlon and their related Multisports in their own region. This status will be confirmed by the Gambia National Olympic and Paralympic Committees, recognized by the IOC/IPC or National Sport Council.
- 5.5. Pledge to abide by the Constitution of GTU.
- 5.6. Submit a report on past and current Triathlon activities.

**Article 6.** There shall be an annual fee for each Member affiliated to the GTU and this shall be paid in advance, by the 31st of January each year. The annual fee is set by the Executive Board.

**Article 7. Rights of Members**

7.1 Subject to this Constitution each member has the right to:

- a) Appoint Delegates to attend, speak and vote at meetings of Congress, in accordance with this Constitution;
- b) To submit Resolutions for inclusion in the agenda of the Congress;
- c) Submit nominations for the election of President, table officers and EB-members and committee members;
- d) Receive the Annual EB Report together with such other reports that are required to be made to Congress as specified in this Constitution;
- e) Receive circulars and other official information as specified in this Constitution;
- f) Enter athletes in National Competitions in accordance with the Competition Rules;
- g) Be a member of a Triathlon Gambia in accordance with the constitution and rules of the GTU;
- h) To take part in and benefit from GTU's assistance, development and educational programs organised directly or through the Regions; and
- i) Such other rights and privileges as set out in this Constitution.



## 7.2 Obligations of Members

1. In accordance with this Constitution, the Bylaws, each Member shall:

- a) govern, promote and develop Triathlon, Paratriathlon and their related Multisports in the Member Region in accordance with the Purposes of the GTU;
- b) comply with this Constitution and all GTU rules and regulations;
- c) must comply with the principles of good governance, and shall in particular contain, at a minimum, provisions relating to the following matters:
  2. To be neutral in matters of politics and religion and to prohibit all forms of discrimination;
  3. To be independent and avoid any form of political interference;
  4. To democratically elect or appoint its officers and executive body;
  5. To ensure that judicial bodies are independent (separation of powers);
  6. The definition of the competences of the decision-making bodies;
  7. To avoid conflicts of interests in decision-making;
  8. legislative bodies must be constituted in accordance with the principles of representative democracy and taking into account the importance of gender equality in Triathlon; and
  9. Yearly independent audits of accounts.
- d) to include the GTU Logo and the words “affiliated to GTU”, “member of GTU” in their letterhead;
- e) to submit an annual report within the first three months of each year, which shall include the following information:
  - The mail address, email address, telephone, fax, etc.
  - A list of the Officers of the CSA.
  - Annual statistics about active membership of the Member (clubs, athletes, coaches, officials, etc....)
  - Championships and events to be held during the coming year, including date and location.
  - A copy of the most recent financial statements.
- f) continue to meet all the requirements for admission to Membership set out inside this Constitution;
- g) adopt a constitution, rules and regulations which comply with, and are consistent with, this Constitution;
- h) to incorporate in its constitution a provision to the effect that all disputes between that CSA and an athlete and GTU shall be submitted to arbitration before the Court of Arbitration for Sport (CAS) for final and definitive resolution.
- i) be a member of its region and co-operate with it, in accordance with the GNOC and National Sports Council’s constitution and rules; and
- j) pay any Membership Fee, by the end of March of each year.

2. In the event of any inconsistency between the constitution of a Member and this Constitution, then to the extent of that inconsistency, the Constitution of the GTU will prevail.



**Article 8.** Neither this Constitution nor a Member's Membership shall constitute the GTU or a Member being an agent of the other or create a partnership, joint venture or similar relationship between the parties, nor shall this Constitution constitute the authorisation of either party to act for or on behalf of the other.

**Article 9.** Suspension of Membership and Other Sanctions

**1. Provisional Suspension by the GTU Tribunal:**

The GTU Tribunal may provisionally suspend a Member CSA's Membership, until Congress decides in last resort, for a period specified not over 12 months in if, in the opinion of the Arbitration Tribunal, the Member CSA:

- Is in breach of any one or more of its obligations under this Constitution including its failure to pay the Membership Fee or any other fees or payments due and owing by the date specified inside this Constitution;
- Is otherwise in breach of any other Article in this Constitution or any Rule, Regulation or a decision of Congress;
- Acts in a manner which is contrary to any of the Purposes of the GTU, or the government of the region that the Member represents, acts in a manner contrary to any of the purposes;
- Ceases to meet one or more of the admission requirements set out inside this Constitution;

**2. Additional Sanctions by the GTU Tribunal**

GTU Tribunal may impose any one or more of the following sanctions on a Member CSA:

- Set specific terms or conditions to be met or steps to be undertaken by the GTU Tribunal;
- Issue a caution or censure;
- Impose a fine;
- Withhold grants or subsidies;
- Exclude a Member's athletes, athlete support personal and/or GTU Officials who are Citizens of the Member Region, and Member Region Officials, from any National Competitions, activity or any GTU position or body;
- Remove or deny accreditation of, or other benefits to, athletes, athlete support personal and/or GTU Officials who are affiliated to the Member CSA, for any National Competitions and other GTU events and activities;
- Impose any other sanctions it considers appropriate.

**3. Suspension by Congress**

Congress may suspend a Member CSA's Membership if:

- EB recommends such suspension following the provisional suspension by EB;
- Congress considers, of its own volition, that any one or more of the grounds set out in this Constitution;





- Any sanctions imposed under Article 14.6 are not fulfilled by the Member CSA, to the satisfaction of Congress.

The period of suspension imposed by Congress may be a fixed period, or an indefinite period subject to the satisfaction of any terms and conditions imposed by Congress.

Before Congress suspends a Member CSA from Membership the EB shall:

- Notify the Member CSA in writing of the proposal to suspend it from Membership including the reasons for such proposal; 35 days prior to Congress; and
- Give the Member CSA at least thirty (30) days to respond to the proposal to suspend the member at a Congress; and
- Give the Member CSA the right to be heard at Congress.

At any Congress meeting held any time during the period of any suspension of a Member, Congress may:

- Extend the period of suspension from that imposed for a further period, or
- Revoke the suspension, either on application by the Member or of its own volition, if it is satisfied that the grounds on which the suspension were imposed no longer apply or any terms and conditions imposed with the suspension have been satisfied.

The suspension of a Member requires the consent of at least two thirds (2/3) of the Members present.

The suspension (including provisional suspension) of, or imposition of any other sanctions against, any Member imposed by Congress, shall be promptly notified by the Secretary General to all Members.

Nothing in this Article limits or waives any other powers of Congress under this Constitution or any powers of the GTU Tribunal to impose sanctions in accordance with this Constitution.

The GTU Tribunal may at any time during the period of any provisional suspension of a Member National Federation extend the period of provisional suspension for a further period, provided that the further period is no longer than the period to the next Congress.

### **Expulsion from Membership**

1. Congress may expel any Member from Membership, if:
  - a) The Member has been suspended and the matters giving rise to the suspension have not been addressed to the satisfaction of Congress; or
  - b) The circumstances for its suspension have seriously impacted or may seriously impact on the reputation of GTU or Triathlon or have been carried out repeatedly or persistently by a Member.
2. The process for Congress to expel a Member from Membership shall be the same as that required for suspension as set out in this Constitution.
3. The expulsion of any Member from Membership shall be promptly notified by the Secretary General to all member National.

### **Consequences of Withdrawal, Suspension or Expulsion of Membership**

1. Where any Member has withdrawn its Membership or had its Membership suspended (including provisionally suspended) or is expelled, the following consequences shall apply:



- a) The Member concerned shall:
- i. Automatically and with immediate effect be suspended from the Triathlon Gambia if it was suspended from the GTU (including provisionally suspended), or cease to be a member of the Triathlon Gambia if it withdrew, or was expelled, from Membership of the GTU;
  - ii. Not in any way hold itself out as a Member of the GTU;
  - iii. Forfeit all rights in and claims upon the GTU and its property including its Intellectual Property;
  - iv. Not use any GTU property, including its Intellectual Property, unless prior agreed; and,
  - v. Not be entitled to any rights, entitlements, or privileges to which it would otherwise have been entitled including representation and/or participation in any competition, activity, event, function or meeting of the GTU including a Congress meeting;
- b) No GTU Official or Regional Officers who is affiliated to the Member, or holding any office in the Member will:
- i. Be entitled to take up or continue to hold office in any position within the GTU (including any Commission, board, panel, or tribunal constituted by the ITU) or with any Continental Confederation or other Member;(including meetings of Congress, EB and the Executive Board) or any Area Association;
- c) No athlete, athlete support personal or other person who is affiliated, or under the jurisdiction, of the Member may represent, enter, compete, participate or otherwise be involved in any capacity on behalf of that Member, in any competition, activity, event, function or meeting of the GTU or any Area CSA, unless specified otherwise in the Rules.

### **Reinstatement of Expelled Member**

A Member that has been expelled from Membership by Congress may be reinstated as a Member at the discretion of Congress if:

- a) A proposal for reinstatement is made by the Member to the EB in writing at least six (6) months prior to an Annual Congress or a Special Congress meeting called for that purpose;
- b) Having considered the proposal, the EB agrees, by Special Majority to recommend to Congress the reinstatement of the Member to Membership; and,
- c) Congress approves reinstatement of Membership at the Congress meeting, by Special Majority.

### **Good Standing**

Members shall be in Good Standing with the GTU. The criteria to be in Good Standing and the consequences of failing to meet the criteria, (including any sanctions) shall be as set out in this Constitution.



**Article 10.** CSA's can use the GTU Arbitration Tribunal as their appeal body if the decision can be appealed to Court of Arbitration for Sport.

**Article 11.** A member CSA in violation of the Constitution and / or policies, which remains in violation after having been previously warned or suspended, may be expelled from GTU by Congress. The consent of at least two thirds (2/3) of the Members present is required.

**Article 12. Withdrawal of Membership.**

A Member that is not in default of any payments as specified inside this Constitution may withdraw its Membership of the GTU by giving not less than six (6) months written notice to the GTU.

**CHAPTER 3: ORGANISATION**

**Article 13.** The organisation of GTU is the following:

- 13.1. Congress
- 13.2. Table Officers
- 13.3. Executive Board and Independent Advisory Panel
- 13.4. Clubs, Schools and Associations (Triathlon Gambia)
- 13.5. Committees:
  - a. Technical Committee
  - b. Credentials Committee
  - c. Medical and Anti-Doping Committee
  - d. Women's Committee
  - e. Audit Committee
  - f. Constitution Committee
  - g. Athletes' Committee
  - h. Multisport Committee
  - i. Paratriathlon Committee
- 13.6. Commissions, listed as Annex of this Constitution.
- 13.7. Anti-Doping Hearing Panel
- 13.8. Arbitration Tribunal

**Article 14. Congress**

- 14.1. The Congress is the general assembly of the Members and the highest authority of the GTU.
- 14.2. The Congress is organised annually, generally in connection with the Triathlon World Championships Final.
- 14.3. Participation at Congress. Only Members in good standing may take part in the Congress. The following groups have the right to participate in Congress meetings:



- a. Members shall only be represented by delegates. Members shall be represented by two (2) delegates, or by three (3) delegates, provided at least one (1) of them is a woman, or by four (4) delegates, provided at least two (2) of them are women.
  - b. Delegates of Members must be of the same nationality as the country, or have resided in that country for at least 183 days over the preceding 365 days.
  - c. A delegate may represent only one Member.
  - d. Member CSAs shall be represented by two delegates.
  - e. Each Member will have one (1) vote. There shall be no proxy votes.
  - f. No postal/fax/email/or other electronic vote will be accepted at Congress.
  - g. The GTU President (or the Vice President chairing the Congress in the absence of the President) has the right to cast a deciding vote at Congress in the case of a tie.
  - h. The members of the Executive Board. No members of the Executive Board shall represent their own member CSA.
  - i. The members of the Committees and Commissions.
  - j. Honorary President and Honorary members.
  - k. Athletes Representatives, the ten (10) persons Athletes' Committee with voice and two votes to be exercised by two of their members.
- 14.4. Members must certify the names of their delegates in writing to the Secretary General prior to the commencement of the Congress meeting.
- 14.5. Voice / No Vote: those entitled to attend Congress without the right to vote may express their opinion on any matter on the agenda, provided they are recognized by the President: i.e., Provisional members, Honorary Members, members of the Executive Board, Committees and Commission Members and GTU Staff.
- 14.6. Power of the Congress:
- a. Admission of new Members, suspension or any other sanction against Members, reinstatement of Members that have been suspended. Congress shall have the following powers:
    - i. To suspend an CSA from membership for a fixed period or until a specified set of circumstances ceases/starts to exist.
    - ii. To suspend an CSA from any one or more types of International events for a fixed period of time or until a specified set of circumstances ceases/starts to exist.
    - iii. To caution or censure a member.
    - iv. To reinstate a member, which has been suspended before the end of the period or before the set of circumstances specified have ceased/started to exist.
    - v. The consent of at least two thirds (2/3) of the Members present is required for suspension, expulsion or any other sanction against a Member.
    - vi. Sets the aims of GTU and decides all matters of common interest to the sport in the Gambia.



- vii. Adopts the budget for the following year and votes on the acceptance of the financial statements of the previous fiscal year. After receiving the report of the Audit Committee.
- viii. Election of the President, Table Officers, Executive Board members and Committee members.
- ix. Confers the title Honorary President, Honorary Members and Medals of Honour. The consent of at least two thirds (2/3) of the Members present is required.
- x. Approves the agenda.
- xi. Adopts and modifies the Constitution and the; and resolutions.
- xii. Sanctions Members in accordance with the terms of the Constitution.
- xiii. Appoint external Auditors for the ensuing year.
- xiv. Quorum. No business shall be transacted at Congress unless quorum is present.

14.7. Quorum shall exist if delegates representing one-third of the Members are present. If quorum is reached at the start of the meeting, said meeting can carry until its adjournment, even if quorum is lost during the meeting.

#### 14.8. Invitation and Agenda.

- a. The invitation to take part in Congress will include an agenda. It will be sent by electronic and ordinary mail at least 100 days before Congress to anyone with the right to participate. The Final agenda will be mailed at least 30 days prior to the Congress.
- b. A suggested Congress Agenda is included as Annex 2 to this Constitution. In years in which one or more elections are to be held, a list of the persons who have been nominated for the election(s) shall be attached to the final Congress Agenda.
- c. In the absence of consent from the President of the Congress, the agenda may not be extended to other items without the consent of at least two thirds (2/3) of the Members present.

14.9. A majority of the votes cast by the members present and carrying voting rights shall determine the adoption of resolutions in meetings except where the vote or consent of a greater number of members is required by the Constitution

### **Article 15. Table Officers**

15.1. The Table Officers shall consist of The President, The Secretary General, and 4 Vice Presidents, including at least two persons of the opposite gender, excluding the Secretary General. One of the Vice Presidents shall be assigned with the financial roles.

- a. Candidates, except the Secretary General, will be nominated by the members and elected by Congress. The Secretary General will be appointed by the Executive Board.
- b. No more than two Officers can be elected from any one (1) of the five (5) regional administrations.



- c. The assignment of roles and responsibilities of the Vice Presidents shall be at the discretion of the President, including the appointment of “First Vice President” and the Financial Vice President.
  - d. The “First Vice President” shall assume the role of President in the absence of the President.
  - e. All table Officers shall be elected for a maximum of three (3) terms. The counting of the terms shall commence from the elections in 2020.
  - f. Candidates for President must have served one full term as Executive Board Member.
- 15.2. The Table Officers shall meet at the discretion of the President or if called by three Officers.
- 15.3. Quorum. Quorum shall exist if 4 Officers are present.
- 15.4. Each Officer carries one (1) vote. A simple majority is enough to carry all decisions. There shall be no proxy votes.
- 15.5. Powers of the Table Officers:
- a. Carry out decisions made by Congress.
  - b. Decide routine matters in between Executive Board meetings.
  - c. Decide matters referred to it by Congress.
  - d. Assist the President and the Secretary General in daily matters.
  - e. Approve amendments of to the budget for the current year. These changes may not increase or reduce the budget by more than 20% of the budget approved by Congress.

#### **Article 16. Officers**

- 16.1. The President is the highest Officer of GTU. The President shall have the following roles and duties:
- a. Directs GTU, calls and chairs the meetings of Congress, the Table Officers, Executive Board, and Council.
  - b. Organise and is responsible for the GTU offices and of the whole GTU management.
  - c. Is the spokesperson for ITU and represents it at all appropriate occasions.
  - d. Ensures the implementation of all decisions taken by the Congress, Table Officers and Executive Board.
  - e. Negotiates or oversees the negotiation of all major contracts on behalf of the ITU in consultation with the appropriate members of the Executive Board and/or any other relevant persons.
  - f. Supervises the activities of the Secretary General and Vice-Presidents.
  - g. Is an ex-officio member of all Committees and Commissions.
- 16.2. The Vice Presidents: assist the President in his/her duties.
- a. The First Vice President:
    - i. Is the deputy President in case the President is not able to fulfill his/her duties by replacing the President; he/she represents the President, and assumes the duties of the President, when absent or when asked to do so by the President.



- ii. Performs duties as assigned by the Secretary General in his/her absence.
- iii. Is entitled to attend all meetings of Committees and Commissions without the right to vote.
- b. One of the Vice-Presidents shall have the following roles and responsibilities:
  - i. Assists and advises the President in the development of GTU's financial affairs.
  - ii. Assists the President in investing the funds of GTU, having consulted various financial experts.
  - iii. Submits a report to Congress regarding the financial affairs of GTU.
  - iv. Assists the President and Secretary General in the preparation of the annual budget.
  - v. Assist in ensuring the receipt of annual fees from Members and also contributions, royalties and dues, emoluments and fines imposed by GTU.

16.3. The Secretary General is appointed by the Executive Board and shall have the following roles and responsibilities:

- a. Takes charge of correspondence.
- b. Prepares the meetings of GTU Congress, Table Officers and Executive Board.
- c. Keeps the minutes of meetings of Congress, Table Officers and Executive Board, and preserves and has custody of same.
- d. Administrates GTU's offices and finances, with the collaboration of the Vice-President responsible for financial affairs.
- e. Ensures the receipt of annual fees from members and also contributions, royalties and dues, emoluments, and fines imposed by GTU.
- f. Ensures compliance by all Members, Officers, Executive Board members, athletes, coaches, officials, staff, committee and commission members, with this Constitution and all GTU Rules and decisions and to inform the Executive Board of any violations of the spirit and letter of them.
- g. Is entitled to attend all meetings of commissions and committees, without the right to vote; should not attend meetings of juries so as to preserve the independence of the jury.
- h. Shall chair the Credentials Committee.

16.4. Election of Officers: The election of officers shall take place at Congress in the Summer Olympic year, for a four-year term of office.

- a. Each member may withdraw its support to an elected officer of GTU when it deems facts and circumstances justify.
- b. Each member will include an arbitration process in their constitution, which includes the right to appeal final decisions made by them.

**Article 17. Executive Board.**

The Executive Board shall manage the property and business of GTU.

17.1. The Executive Board consists of the Table Officers, five (5) Presidents of the Regions, one (1) Athlete Representative (chair of the Athletes' Committee) and four (4) Executive Board members, elected by the Congress, from which no more than two (2) from the same Continent.



- a. No more than two (2) representatives from the same member region shall be elected to the Executive Board.
  - b. At least four elected members of the Executive Board shall be from the opposite gender.
  - c. All candidates for the Executive Board may prepare their personal records and goals they want to achieve for GTU. GTU will forward this document to all Members prior to Congress.
  - d. Executive Board members shall be ex-officio members of their Regional Executive Board, voting rights will be specified by the Region. They may also take part in the General Assembly, Congress, or Annual General Meeting of their region.
  - e. All Executive Board members shall be elected for a maximum period of three (3) terms. The counting of the term shall commence from the election in 2020.
- 17.2. The Executive Board shall meet at least twice a year, one of which will be on the occasion of the National Championships before Congress.
- 17.3. Quorum. A Quorum consists of at least 50% of the members of the Executive Board, including at least one Table Officer Member (excluding the Secretary General).
- 17.4. Each Executive Board member has one (1) vote, except the Secretary General, who has no voting rights. A simple majority is enough to carry all decisions. The GTU President, (or First / presiding Vice President in the absence of the President) has the right to cast a deciding vote in the case of a tie. There shall be no proxy votes.
- 17.5. Powers of the Executive Board. The roles and responsibilities of the Executive Board are the following:
- a. Delegates the President and Secretary General to handle routine business.
  - b. Carries out decisions made by Congress.
  - c. Decides routine matters.
  - d. Decides matters referred to it by Congress.
  - e. Submits resolutions to Congress.
  - f. Informs Congress of its opinion concerning resolutions.
  - g. Supervises and gives guidance to the Committees and Commissions.
  - h. Creates Commissions and selects their members.
  - i. Supervises strict application of this Constitution.
  - j. Charges the Committees to submit Resolutions in their area of expertise.
  - k. Amends the Operations' Manual in consultation with the Technical, Medical, Multisport, Paratriathlon and Athletes' Committees and the relevant Commissions as experience demands, to ensure fair and safe events for athletes.
  - l. Acts on assignments and directions as given from time to time by the President.
  - m. Acts as the interpreter of the GTU Rules. All matters not provided for under GTU Rules shall be decided by the Executive Board.
  - n. Adopts and modifies the GTU Regulations and Internal directives and policies.
  - o. Elects the Members of the Arbitration Tribunal and names it's Chair and Vice-Chair





- p. Makes the necessary appointments, including Technical Delegates for International Triathlon Union Events.
- q. Appoints the official GTU representative at Regional Games. These representatives shall ensure that ITU and GTU rules are implemented.
- r. Promotes a development programme for the benefit of member regions requiring assistance in the training of coaches, officials, etc.
- s. Appoints pro-tem replacements to the Executive Board and Committees until the next Congress, which will elect the vacated positions. (Where possible, the person with the next highest vote received at previous Congress elections, shall be appointed).
- t. Apply sanctions according to Art. 37 of this Constitution.
- u. Approve Amendments of the budget for the current year. These changes may not increase or reduce the budget by more than 20% of the budget approved by Congress.
- v. Call the annual of meeting of Congress and an extraordinary Congress meeting in accordance with Article 26, 2 of this Constitution.
- w. To borrow money upon the credit of the corporation, from any bank, corporation, firm or person, upon such terms, covenants and conditions at such times, in such sums, to such an extent and in such a manner as the Executive Board in its discretion may deem expedient; and to limit or increase the amount to be borrowed.
- x. Remuneration for all officers, agents and employees and committee members shall be fixed by the Executive Board by resolution. Such resolution shall have force and effect until the next Congress, and shall carry on at the good pleasure of the Executive Board unless defeated by a resolution duly adopted by a majority of members present at a Congress.
- y. Appoints the Secretary General

**Article 18:** Clubs, Schools and Associations (CSAs).

18.1. The five Presidents of the regional CSAs are elected by their Regional Congresses and recognized as members of the Executive Board by Congress. A CSAs President cannot delegate her/his position to anyone. They will support the efforts of GTU to develop Triathlon, Paratriathlon and their related Multisports within their Region.

**Article 19:** Committees.

19.1. All Committees will have seven (7) members except the Audit Committee and the Credentials Committee that shall have three (3) members, and the Athletes' Committee that shall have ten (10) members (5 men x 5 women, being at least from 3 regions, with a maximum of two Para triathletes from each gender and from two different continents). All other Committees shall comprise at least one member from a different gender. In addition to the seven (7) members, one (1) Para triathlete will represent the Athletes Committee in the Paratriathlon Committee with voice and no voting rights.



- 19.2. All Committee members shall be elected for a four (4) year term. Candidates to the Athletes' Committee must have had a GTU Ranking during the previous four (4) years. The Audit Committee members shall also be elected for a two (2) year term.
- a. All Committee members will have one (1) vote within their Committee. A simple majority is enough to carry all decisions. In case of a tie in any Committee, the motion is lost.
  - b. There shall be no proxy votes.
  - c. All Committees shall report to the Executive Board.
- 19.3. All Committee members have the right to attend Congress, with voice but no vote.
- a. The Athletes' Committee has the right to have two votes at the Congress.
- 19.4. It is the responsibility of the members of each of the Committees to support GTU 's efforts to develop Triathlon, Paratriathlon and their related Multisports, within the geographic areas assigned to them by Congress.
- 19.5. All Committees will have a Chair and Secretary elected by and among the Committee members, except the Credentials Committee that will be chaired by the GTU Secretary General.
- a. The Chairs of the Committees shall:
    - i. Direct and monitor the activities of all Committee members.
    - ii. Prepare reports and Resolutions to the GTU Executive Board for submission to Congress.
    - iii. Call meetings of the Committee.
  - b. The Secretary of the Committee shall:
    - i. Assist the Chair.
    - ii. Keep the minutes of the Committee meetings.
- 19.6. Technical Committee:
- a. Supports the development of the sport. The Committee is advisory and submits Resolutions to the Executive Board for submission to Congress.
  - b. Its duties are:
    - i. To supervise the strict application of the Competition Rules and Operations' Manual.
    - ii. To prepare Resolutions concerning amendments to the Competition Rules and Operations' Manual.
    - iii. To propose Technical Delegates for official GTU competitions.
    - iv. To prepare clinics for coaches, referees, etc.
    - v. To prepare and control examinations for International Technical Officials.
- 19.7. Credentials Committee:
- a. Is responsible for keeping a complete record of members, and during Congress:
  - b. Examines the credentials of each delegate attending Congress.
  - c. Verifies the authenticity of credentials and supplies Congress materials, voting cards or machines, and identification to appropriate attendees.



- d. Reports to Congress on the presence or absence of member Regions, Committee and Commission members, and other Congress attendees.

19.8. Medical and Anti-Doping Committee:

- a. Is responsible for establishing conditions at GTU -sanctioned competitions, which ensure the health and safety of all participants.
- b. Organises medical symposiums and research in the field of endurance Multisports.
- c. Controls all Anti-doping policies and activities of GTU. Making sure that GTU complies with the WADA code and the IOC and ITU anti-doping rules.

19.9. Audit Committee:

- a. Is advisory to Congress and the Executive Board.
- b. Has the following responsibilities:
  - i. Periodically to review the financial statements prepared by the Secretary General and the Vice-President in charge of financial affairs, and have contact with the external auditor.
  - ii. Periodically to report to the Table Officers and to the Executive Board and to Congress on the status of the GTU financial statements.

19.10. Constitution Committee.

- a. Is advisory to Congress and the Executive Board, and supports the development of GTU.
- b. Has the following responsibilities;
  - i. Periodically to review the Constitution and determine if it is consistent with the goals and objectives of GTU.
  - ii. To review all proposals from member Regions regarding amendments to the GTU Constitution and make recommendations to the Executive Board for submission to Congress.
  - iii. To propose amendments to the Constitution, as deemed necessary, to the Executive Board for submission to Congress.

19.11. Women's Committee

- a. Ensures equality of opportunity, recognition, and reward for women in Triathlon, Paratriathlon and their related Multisports.
- b. To create policies on the development of the integration of women in all sport activities.

19.12. Multisport Committee

- a. To set international standards of excellence as the world leaders in Multisport and successfully grow Multisport globally via strong relationships with all strategic partners.
- b. The Committee is advisory.
- c. Multisport is defined as the disciplines of:
  - i. Duathlon
  - ii. Long Distance Triathlon
  - iii. Cross Triathlon



- iv. Cross Duathlon
- v. Aquathlon
- vi. Winter Triathlon
- d. Its duties are:
  - i. To develop Multisport and strengthen its importance as part of the wider triathlon family, including the development of alliances.
  - ii. To encourage Regions to provide Championships in all Multisport Events.
  - iii. To provide input into the GTU evaluation process on all bids submitted for Multisport National Championship events
  - iv. To ensure all multisport events incorporating the disciplines listed above are governed by the GTU.
  - v. To make recommendations to the EB on all and any aspects relating to Multisport.

#### 19.13. National Coaches' Committee

- a. To represent coaches of the National Regions within the GTU and to contribute to the betterment of the sport of Triathlon and its athletes on matters concerning high performance. The Committee will be composed of national coaches and elite team managers from GTU Members.
- b. The Committee is advisory
- c. Its duties are:
  - i. To advise GTU on issues related to high performance and development of Triathlon.
  - ii. To collect opinions and information from coaches and athletes in GTU member
  - iii. To assist in the dissemination of information to coaches in GTU members.
  - iv. To provide input into the GTU evaluation process on National Championship events.
  - v. With the approval of the Executive Board to develop alliances with any public or private organisation that ensures development and research in Triathlon.
  - vi. To make recommendations to the Executive Board on all and any aspects relating to coaching.

#### 19.14. Paratriathlon Committee

- a. To be responsible for recommending strategic initiatives in relation to Paratriathlon development and steward the implementation and execution of Paratriathlon events to ensure a high standard of international level competition.
- b. The Paratriathlon Committee acts in an advisory capacity to the Executive Board on matters related to the Paratriathlon competitions and classification requirements.
- c. Its duties are:
  - i. Support the development of Paratriathlon and strengthen its importance as part of the wider triathlon family, including the development of alliances.



- ii. Encourage athlete participation along with CSAs and Regions to develop grow and host Paratriathlon events.
- iii. Advise on the planning of clinics and courses for international classifiers and act as an advisory group to the GTU Technical Committee for matters related to the Competition Rules and the Operations' Manual.
- iv. Facilitate research and development of classification systems and competitions for Paratriathlon.
- v. Select the GTU Head of Classification from the nominations presented by the GTU Sport Department for approval by the GTU Executive Board.
- vi. Approve, the Classification Panels for GTU events proposed by the Sport Department and the GTU Head of Classification.

19.15. Anti-Doping Hearing Panel. Is the body responsible for all Antidoping hearings in accordance with the GTU and ITU Anti-Doping Rules and the WADA Code.

- a. The Anti-Doping Hearing Panel shall act in a fair and impartial manner towards all parties at all times.
- b. At the end of the hearing, or on a timely basis thereafter, the GTU Anti- Doping Hearing Panel shall issue a written decision that includes the full reasons for the decision and for any period of Ineligibility imposed, including (if applicable) a justification for why the greatest potential Consequences were not imposed.

#### **Article 20. Arbitration Tribunal.**

- 20.1. The Arbitration Tribunal is composed of five (5) independent and qualified members elected by the Executive Board to hear and decide on the application of the Disciplinary Rules. They are elected for a term of 4 years. At least three (3) of the elected members must be lawyers, judges or retired lawyers or judges by profession.
- 20.2. The Chair of the Arbitration Tribunal is responsible to assemble the panels to hear each case.
- 20.3. The Arbitration Tribunal is supported by the GTU Office in its administrative tasks and its seat is located at the headquarters of GTU.

#### **Article 21. Oath of Office:**

- 21.1. The installation of Officers shall be conducted by an officer or representative designated by the President. The Oath of Office shall be:
  - a. "I solemnly promise, on my word of honour, to advance the programmes and policies of the GTU. I will faithfully discharge my duties as an Officer. I will support the Constitution and enforce them to the best of my ability. At the expiration of my term of office, I shall deliver to my successor all GTU books, papers, money, and other GTU property in my possession."

#### **CHAPTER 4: RESOLUTIONS**

**Article 22.** Resolutions to Congress must be received by the GTU Headquarters at least 70 days prior to Congress.



**Article 23.** Resolutions must be submitted in writing to the Secretary General of GTU and be signed by the President of the member Regional Board concerned.

23.1. All Resolutions must be accompanied by arguments for their justification.

23.2. The Executive Board is responsible for reporting all Resolutions to Congress. Committees and Commissions affected are responsible for reporting the Resolution to the Congress and to the EB respectively.

23.3. Resolutions received by GTU headquarters must be sent by the GTU Secretariat to all members and members of Committees and Commissions at least 30 days prior to Congress.

23.4. Resolutions not included in the agenda, may only be introduced with the consent of at least two thirds (2/3) of the Members present and entitled to vote.

**Article 24.** Types of Resolutions:

24.1. Amendments to the Constitution.

- a. Only Congress shall be entitled to make amendments to the Constitution.
- b. A proposal for amendment to the Constitution may be withdrawn at any time but a withdrawal by a Member must be in writing unless it is made by the head of the delegation of that Member during the Congress.
- c. Any proposal to amend the Constitution must obtain a Special Majority of two thirds (2/3) of members present to be accepted.
- d. Any subsequent amendments that may be necessary to the wording of the Articles of the Constitution, which have been passed by Congress, can only be made by the Executive Board, and this is permitted provided no material change to the decision of Congress is made.
- e. Amendments to the Constitution adopted by Congress shall take effect on the publication of the Constitution, unless otherwise specified by the Congress. The Constitution shall be published in English by the 1st of January, after the approval of the Congress.

24.2. Amendments to other GTU Rules.

- a. Amendments to the Rules can be approved in any Congress and by the Executive Board.
- b. The Executive Board may give its recommendations on proposals for amendment to a Rule.
- c. The Executive Board may identify and make interim decisions on resolutions for amendment of a Technical Rule, if their importance or their controversial or sensitive nature commends that they be submitted to Congress for its final decision.
- d. Resolutions to amend the Competition Rules require a simple majority (50% + 1) of the votes at Congress.
- e. When an amendment to a Rule is adopted by Congress or by the Executive Board, a fixed date for when the amendment shall take effect shall be stated, failing which the amendment shall take effect on the date of the adoption of the new Rules.

24.3. Any subsequent amendments that may be necessary to the wording of the Rules, which have been passed by Congress, can only be made by the Executive Board.



## CHAPTER 5: ELECTIONS

**Article 25.** The elections will take place at Congress in the year of the Summer Olympic Games for a period ending at the next such post Summer Olympic Congress.

**Article 26.** A person may hold only one office in GTU.

**Article 27.** The order of elections at the Congress is:

1. President
2. Vice Presidents
3. Four Executive Board members
4. Members of the Committees, except the Athletes' Committee, which is elected at a special meeting of their peers at the National Championships for two (2) years.
5. Honorary President and Honorary Members (if applicable).

27.1. All candidates for election must:

- a. Be nominated by their region of residence, which is a member of GTU in good standing, according to Chapter 2: Membership
- b. Be individuals at least 18 years of age, and have the power under law to contract
- c. Submit their personal achievement records and the goals they want to achieve for GTU. The records must be distributed, preferably electronically, to all members 45 days before Congress as part of the package containing Congress Resolutions and Nominations.
- d. Stand for election at Congress
- e. Honorary President and Honorary Members, will be nominated by the Executive Board

27.2. If necessary, GTU will conduct elections to fill vacancies:

- a. At the next Congress
- b. At an Extraordinary meeting of Congress, which has been called when very important and urgent matters must be decided, if at least 20 % of members in good standing requests such a meeting.
- c. The Executive Board positions shall be automatically vacated:
  - i. if at a special general meeting of members, a resolution is passed by two-thirds (2/3) of the members present at the meeting that he/she be removed from office;
  - ii. if a director has resigned his office by delivering a written resignation to the secretary general of the corporation;
  - iii. if he is found by a court to be of unsound mind;
  - iv. if he becomes bankrupt or suspends payment or compounds with his creditors;
  - v. on death



- d. A retiring Executive Board member shall remain in office until the dissolution or adjournment of the meeting at which his retirement is accepted and his successor is elected.

27.3. The election procedures for the President are:

- a. More than 50% of the votes cast are required to be elected.
- b. The candidate with the lowest number of votes is eliminated, if no candidate receives more than 50% of votes.
- c. Consecutive ballots shall be organised until the election is decided.
- d. If there is a tie, the person conducting the election will cast the deciding vote, provided that person is not a candidate.

27.4. The election procedures for the other positions are that:

- a. A simple majority will be required to be elected.
- b. Candidates with the most votes will be elected until all positions are covered, with an exception when the regional and gender requirements are not covered. In these cases, the elected candidate will be the one with the most votes, who fulfils the regional and/or gender requirements.
- c. Each Member will have one vote for the election of each position, and will have the same number of votes as positions to be elected.
- d. A vote with less names than the ones to be elected will not be valid, except when there are less candidates than positions to be filled.
- e. In case of a tie with the candidates with the least number of votes in a round where the number of candidates is in excess of the number of available positions, a second round of voting shall take place only between those tied

27.5. Three (3) official scrutineers and three (3) official tellers will be appointed by Congress for elections in the Congress. Scrutineers and tellers will be elected from a member region not presenting any candidate to any position on the Executive Board.

27.6. An Election Congress will be chaired by one of the Vice Presidents, if she/he is not running for any position, or by the Secretary General.

27.7. All other Parliamentary questions not contained in the Constitution shall be decided by Robert's Rules of Order, Newly Revised.

## CHAPTER 6: ELIGIBILITY

**Article 28.** Only those competitors, who are eligible according to the GTU eligibility rules, are allowed to take part in competitions organised by GTU, ITU, CCs or their members. Other than as provided in this article, the eligibility rules are included in the Competition Rules.

28.1. Where an athlete:

- a. Wishes to represent a Region other than the region to which they originally belonged; they must reside in the region of the subsequent CSA for at least three years after the date they last represented the original region in any sanctioned event. This period of residence can be reduced to one year if the two regions concerned agree, and the Executive Board of GTU consents.





28.2. If a State, province or overseas department, a country acquires independence, if a country becomes incorporated within another country by reason of a change of border or if a new region is recognised by the GTU, an athlete may choose with which existing region is he/she willing to compete. This particular choice may be made only once, and the Executive Board has to approve it.

## **CHAPTER 7: OFFICIAL LANGUAGES**

**Article 29.** The official language of GTU is English.

29.1. English and Wolof will be a working language of the GTU Congress.

29.2. Members may address Congress in a language other than English or Wolof provided the member provides an interpreter at its own cost.

## **CHAPTER 8: OFFICIAL GTU COMPETITIONS**

**Article 30.** Official GTU Competitions: Olympic Games, Paralympic Games, World Championships, Regional Games, World Cup, Commonwealth Games, Continental Championships, National Championships, Regional Championships and qualifying competitions. The quality of the technical operations of these events will be controlled by the GTU Technical Delegates.

30.1. Athletes from all member regions in good standing are invited to take part in GTU competitions.

30.2. The rules and Rules of ITU will apply at all Official GTU Competitions. A list of the Official Competitions is listed within Annex 4.

## **CHAPTER 9: HONOURS AND AWARDS**

**Article 31.** Medal of Honour

31.1. GTU has ordained a Medal of Honour.

- a. This Medal may be conferred on a person who, or an entity that, has merited such a distinction. The Congress may confer honorary medals to persons proposed by the Executive Board.
- b. The award may also be proposed by a member region. The proposal must be accompanied by a merit report. The Medal of Honour may be awarded to a person or an entity that has contributed, to a remarkable degree, to the international development of Triathlon, Paratriathlon and ITU's related Multisports.
- c. The Medal of Honour will be presented at Congress.

**Article 32.** Honorary Membership

32.1. Honorary Membership may be conferred upon a person, who has rendered GTU valuable and laudation important services.



- a. Honorary Membership will be decided by Congress; recommendation being submitted by the Executive Board.
- b. Congress may confer the title of Honorary President to a retiring President of GTU.
- c. Honorary Presidents and Honorary Members will be invited to attend Congress.

**Article 33.** Persons awarded Honorary Membership, with date of confirmation:

- Honorary Member: Mr. Toru Saito (JTU), Bakau, 2020.
- Honorary Member: Mr. Yoshiaki Yamanaka (JTU), Bakau, 2020.
- Honorary President: Mr. Alieu Y. Cham (GSSS), Bakau, 2020

## **CHAPTER 10: GOVERNING LAW**

**Article 34.** The governing law of the GTU shall be Gambian law.

## **CHAPTER 11: FINANCIAL YEAR**

**Article 35.**

- 1) Unless otherwise ordered by the Executive Board, the fiscal year end of the corporation shall be December 31<sup>st</sup>;
- 2) The resource of the GTU shall consist of the contributions of the Members, the contributions or fees of license holders, contributions from stakeholders, also sponsoring and the royalties generated by sport activities;
- 3) The President represents the GTU, and is able to sign any agreement or document concerning GTU, as authorised by the Executive Board.

## **CHAPTER 12: DISCIPLINES AND DISPUTES**

**Article 36.** General.

36.1. Any decision of the Panel resulting from a dispute, controversy or claim arising under, out of, or relating to this Constitution or any subsequent amendments of or in relation to this Constitution, including but not limited to, its formation, validity and binding effect, interpretation, performance, breach or termination, as well as non-contractual claims, may be submitted to mediation in accordance with the CAS.

36.2. Mediation Rules.

- a. The language to be used in the mediation shall be English.
  - b. Where a settlement of the dispute is not reached within 90 days of the commencement of the mediation, or if, before the expiration of the said period either party fails to participate in the mediation, the dispute shall, upon the filing of a request of Arbitration by either party, be referred to and finally settled by CAS arbitration pursuant to the Code of Sports related arbitration.
- 36.3. Administrative or sporting violations of the rules and regulations of the GTU could give rise to disciplinary measures and penalties which type and amount are fixed by the Disciplinary Rules.



36.4. The disciplinary measures and penalties are applicable:

- a. To members
- b. To Athletes and Coaches
- c. To GTU competition officials
- d. To members of the Executive Committee
- e. To individuals carrying out a function on behalf of the GTU either as members of their committees and commissions or in any other capacity.

36.5. The communication of a penalty to any person mentioned in article 36.4 items is considered duly completed once the penalty is communicated to the person and the National Regions to which he/she is affiliated.

**Article 37.** Disputes between GTU and one or several of its members, which are not settled by a decision of GTU, may be submitted for arbitration by either of the parties to the Court of Arbitration for Sport, to the exclusion of any other domestic tribunal. Any decision taken by the said court shall be without appeal or recourse to ordinary courts, and is binding on the parties concerned.

37.1. The Disciplinary Rules according to ordinary procedure on violations of GTU Rules and regulations to the extent such jurisdiction is not assigned to another GTU body.

37.2. The Arbitration Tribunal has jurisdiction in the case of proceedings contemplated in sections 9.1, 10 and 16.4 (b).

37.3. The Arbitration Tribunal will resolve any appeal to decisions from the Competition Juries or from any other GTU panels other than the Disciplinary Tribunal, as outlined in the GTU Competition Rules.

37.4. The Executive Board nominates the three independent members of the Arbitration Tribunal of which at least two of them must be lawyers, judges or retired judges by profession.

37.5. The Disciplinary Rules govern the organization of the Arbitration Tribunal and Panels, and the procedure applicable to them.

37.6. The Arbitration Tribunal presents a yearly report of its activities to the Congress.

**Article 38.** The decisions of the GTU and its bodies are final within the GTU. Any dispute relating to their application or interpretation, after internal recourses have been exhausted, may be submitted exclusively to the Court of Arbitration for Sport, in accordance with the Code of Sports-Related Arbitration.

**Article 39.** The request for arbitration must be filled with the CAS no later than 21 days following the receipt of the decision that is the subject of the arbitration procedure. In the case of recourses against provisional measures, requests for arbitration must be submitted within no more than three days of receipt of the contested decision.



## **CHAPTER 13: DISSOLUTION**

**Article 40.** The dissolution of GTU requires a three-quarter (75%) majority vote in favour of such a resolution at two (2) successive meetings of Congress, separated by at least 6 months.

**Article 41.** In the event of dissolution, the Congress, in its second meeting, shall appoint one or more liquidators, who shall discharge all debts and liabilities incurred on behalf of the GTU. The remaining assets, if any, shall be donated to the GNOC Solidarity fund.

**Article 42.** At the conclusion of the liquidation, the liquidators shall submit a final report to the Congress, which shall declare the liquidation closed.

### **Annex 1: GTU Members**

To be detailed

### **Annex 2: Suggested Congress Agenda:**

1. Roll-call;
2. Admission of new members;
3. Appointment of three (3) scrutineers;
4. Appointment of three (3) tellers;
5. Minutes of the last Congress;
6. Report of the Audit Committee;
7. Appoint of external auditors
8. Adoption of the Vice President's Financial Report, the Annual Budget and the audited Financial Statements;
9. President's Report;
10. Report on National Championships and National Cups;
11. Resolutions from the Executive Board;
12. Reports from Committees and Commissions;
13. Resolutions from members;
14. Elections;
15. Appeals;
16. Election of Honorary Member(s);



17. New Business;
18. Adjournment.

### **Annex 3: Commissions**

The following Commissions will be set up in GTU:

1. Sport for All Commission
2. Continental Confederation Commission
3. National Triathlon Series Commission
4. Data Exchange and Information Systems Commission

### **Annex 4: List of ITU Official Competitions.**

1. Olympic Games;
2. Paralympic Games;
3. Triathlon World Championship Series;
4. Duathlon World Championships;
5. Long Distance Duathlon World Championships;
6. Aquathlon World Championships;
7. Cross Triathlon World Championships;
8. Triathlon World Cup;
9. Duathlon World Cup;
10. Winter Triathlons;
11. Cross Triathlons;
12. Indoor Triathlons;
13. Commonwealth Games;
14. Pan American Games;
15. Central American and Caribbean Games;
16. Central American Games;
17. Mediterranean Games;
18. Asian Games;
19. African Games;
20. Oceania Games;



21. ITU Regional Championships;
22. Military Games;
23. World Games;
24. Maccabi Games;
25. Masters Games;
26. University Games.

## **Committees**

### **Athletes Committee**

### **Audit Committee**

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### **Coaches Committee**

- > Mussa Sanneh, Banjul
- > Jarvis Turner, Banjul

### **Constitution Committee**

- > DeJean G. Tommy (President), Banjul
- > Ismaila Jahiete, Banjul
- > Jarvis Turner (Technical Director), Banjul

### **Credentials Committee**

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### **Medical and Antidoping Committee**

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### **Multisport Committee**

>

### **Paratriathlon Committee**

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### **Technical Committee**

- > Jarvis Truner (TD), Banjul
- > Mussa Sanneh (C), Banjul

### **Women's Committee**

- > Kaddy Sanyang, Banjul
- > Mam Kayway Ceesay, Spain

