



Constitution

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1. Identity and location

1.1 The association shall be called the "Cricket Switzerland" and shall be based in Berne. The postal address may differ.

1.2 Cricket Switzerland is an association conforming to article 60ff of the Swiss Civil Code.

2. Purpose and Objectives

2.1 Cricket Switzerland is committed to the encouragement and promotion of cricket throughout Switzerland in accordance with the Laws of Cricket, the 'Spirit of Cricket' as described therein, and in the best traditions of sporting behaviour generally.

2.2 Officials' actions conform to the highest standards of honesty, impartiality, equity, and integrity when discharging their duties and responsibilities.

2.3 Ethics

a. Cricket Switzerland is committed to clean, respectful, fair play and efficient sport. It applies these values by showing respect for others and by acting and communicating in a transparent manner. The same applies to its organs and members. Cricket Switzerland recognizes the current Swiss Olympic "Charter of Ethics" of sport and disseminates the principles in its clubs.

b. Doping is contrary to the fundamental principles of sport as well as to medical ethics and poses a health risk. For these reasons, doping is prohibited. Cricket Switzerland and its members are subject to the Swiss Olympic Doping Statute (hereinafter "Doping Statute") and other specified documents. Doping means any violation of the articles 2.1 and following of the Doping Statute.

c. Cricket Switzerland is subject to the Statutes on Ethics of Swiss sport. The Statutes on Ethics apply to the federation itself, to its staff, to members of its organs, its members, organizations subordinate to it (e.g., affiliated federations, regional or cantonal, sections), its clubs as well as the organs, members, staff, athletes, coaches, supervisory staff, doctors, and their officials. Cricket Switzerland ensures that its direct and indirect members (e.g., affiliated,

regional or cantonal federations, sections, clubs) shall also incorporate the rules and impose them on their members, staff, and their agents.

d. Alleged violations of the applicable anti-doping provisions and the relevant Statutes are the subject of an investigation by Swiss Sport Integrity. The Disciplinary Chamber of Sport (hereinafter "the Disciplinary Chamber") is competent to judge and sanction violations found of the applicable anti-doping provisions and the relevant Statutes. The Disciplinary Chamber applies its rules of procedure and pronounces sanctions provided for in the Statute concerning Doping, the rules of the international federation possibly competent or the Statutes in matters of ethics. Any decision of the Board may be appealed to the Court of Arbitration for Sport (CAS), at the exclusion of any recourse to ordinary courts, within 21 days of receipt of the reasoned decision of the Disciplinary Chamber.

2.4 Cricket Switzerland abides by its anti-corruption code and adopts and abides by any other regulation as may be required by Swiss Olympic and/or the International Cricket Council (ICC) and ensures compliance with such codes and regulations by its members.

2.5 The objectives of Cricket Switzerland are:

- a. to best represent the interests of its membership, and to liaise between them and the Switzerland federal sporting authorities, ICC, Swiss Olympic and other sporting authorities as the case may be.
- b. to oversee national men's, women's and youth development schemes administered either directly or through its member organisations.
- c. to appropriately allocate funds received in the form of support grants for:
 - i. Youth development projects.
 - ii. Women's development
 - iii. Coaching programmes.
 - iv. Umpire and scorer training courses.
 - v. Support to Member organisations for improving facilities for cricket.
- d. to conduct cricket competitions and tournaments and related events for the benefit of its membership set out in the National Development Plan; and
- e. to organise and manage Swiss national men's, women's, and youth teams for participation in matches and tournaments at an international level.

3. Membership

3.1 Cricket Switzerland membership shall consist of Full, Associate and Affiliate members and shall be open to all clubs and organisations based in Switzerland, and in neighbouring regions, provided always that such clubs and organisations meet the specified eligibility criteria detailed in Appendix A to this Constitution.

3.2 Members of Cricket Switzerland shall sign a written declaration that they agree to abide by and shall continue to adhere to this Constitution.

3.3 Clubs or organisations or other entities that apply for Cricket Switzerland membership shall be admitted, provided that they satisfy the conditions of admission to Cricket Switzerland membership detailed in Appendix A, which are an integral part of the present article.

3.4 Members of Cricket Switzerland shall always remain solvent and shall provide proof of solvency above the minimum account balances prescribed in Appendix A, annually, between 1st January and the AGM.

4. Subscriptions

4.1 Subscriptions are defined as the dues paid by a member club or organisation (hereinafter referred to as 'Subscriptions') such as membership fees, competition participation fees, player registration fees, umpire registration fees, mandatory match ball costs, and any other fees as the AGM may from time to time approve.

4.2 The Cricket Switzerland annual Subscriptions shall be determined at the Annual General Meeting, (hereinafter referred to as 'AGM') each year. Subscriptions are due by 31 March each year.

4.3 Failure to pay the required Cricket Switzerland Subscriptions by the due date and/or to remain solvent, may result in the defaulting member(s) being excluded from Cricket Switzerland and all its activities including voting rights at subsequent AGMs and Council Meetings.

5. General Meetings and subsidiary bodies of Cricket Switzerland

5.1 The permanent bodies of Cricket Switzerland are:

- a. The annual general assembly of members at AGMs and the Extraordinary General Meetings (hereinafter referred to as 'EGM').
- b. The Council.
- c. The Board

5.2. Meetings of all bodies may be conducted physically, remotely or as a combination of both.

6. Role and Functions of the Annual General Meeting

6.1 The Role and Functions of the Annual General Meeting are:

- a. Approval of the annual reports of the Board Members.
- b. Approval of the financial accounts of the previous year and the report of the Auditors.
- c. Discharge the Board members from their obligations.
- d. Approval of amendments to the Constitution.
- e. Approve changes to the composition of the Board and the roles and responsibilities of Board members.
- f. Election of the members of the new Board.
- g. Election of the Auditors.
- h. Approval of the annual Subscriptions in article 4.1 above.
- i. Approval of the budget for the current year.
- j. Debate and vote on proposals submitted to the agenda of the AGM.
- k. Approval of the admission of Full, Associate or Affiliate members.
- l. Approval of the National Development Plan
- m. Consideration and decision on any other issues for which the AGM is competent; and
- n. Dissolution of the organisation in accordance with its Constitution.

7. The Annual General Meeting

7.1 The AGM shall be held no later than the end of February in each year.

7.2 The Chair shall decide the date and place following consultation with the Board. The AGM shall be notified formally to the membership by the Secretary in writing at least 14 days before the meeting date.

7.3 Each Full member may be represented at an AGM or an EGM by two delegates, however, each Full member will be entitled to one vote only per motion.

7.4 Nominations for election to the Board and proposals for the agenda of the AGM must reach the Secretary, in writing by 31 December prior to the AGM.

7.5 The order of the proceedings at an Annual General Meeting shall be to:

- a. Adopt the Minutes of the previous AGM or EGM.
- b. Approve the annual reports of the Board members.
- c. Approval of the accounts of the previous year.
- d. Approve the Auditors' reports.
- e. Discharge the Board members from their obligations.
- f. Approve amendments to the Constitution.
- g. Approve changes to the composition of the Board and the roles and responsibilities of Board members.
- h. Elect the members of the new Board.
- i. Elect the Auditors.
- j. Approve the annual Subscriptions specified in article 4.1 above.
- k. Approve the budget for the forthcoming year.
- l. Consider and decide on applications for Full, Associate or Affiliate membership.
- m. Approve the National Development Plan.
- n. Debate and vote on proposals submitted to the agenda of the AGM.

7.6 Motions received from the floor shall be taken under "any other business"

7.7 The Cricket Switzerland Board Chair shall be the Chair at an AGM or EGM. In the case of his or her absence the Deputy Chair shall replace him or her. In the absence of both, an acting Chair shall be elected for the purpose of conducting the business of that AGM or EGM only.

7.8 The quorum shall be one-third of those members entitled to vote. (Vide Art. 7.3).

7.9 Voting at an AGM or EGM shall be carried by a simple majority of those members present & voting, except where otherwise stated.

7.10 The members of the Board shall have no voting rights unless they are the sole representatives of their members present.

7.11 Associate and Affiliate members may be represented but shall have no voting rights.

7.12 In the event of a tie, the Chair shall have a casting vote.

8. The Extraordinary General Meeting

8.1 The Secretary shall summon an EGM of Cricket Switzerland at either the request of the AGM, the Board, or upon receipt of a written, signed request by at least one-third of the Full Members. In all cases the purpose/s of the EGM shall be stated by the proponents. Such a meeting shall be held not later than six weeks after the receipt of such a request.

8.2 Members shall be notified of the date, venue, and agenda of the EGM at least 14 days in advance of the meeting.

8.3 The agenda of an EGM, once fixed, shall not be altered.

8.4 The quorum shall be one half of the Full Membership.

8.5 All decisions taken by an EGM shall be carried by two-thirds of Full Members present and voting.

8.6 The EGM shall abide by the relevant rules applicable to an AGM.

9. The Council

9.1 Between AGM's the business of Cricket Switzerland shall be administered by a Council, which shall consist of:

- a. the members of the Board.
- b. one member, nominated to the Council, from each Full member.
- c. such other officers as the AGM shall elect as and when required.

9.2 The Council shall be responsible for:

- a. All business relating to the Cricket Switzerland Competitions Program, including the Competition(s) format.
- b. Approval of competition balls. Consideration shall be given to cost, and durability aligned with the competition requirements (i.e., 10 or 20 or 40 overs-matches), and other factors such as ball colour (visibility). Use of competition balls so approved shall be mandatory for use by all members. for the forthcoming season.
- c. Preparing action programmes and recommendations at the direction of and for the approval. of the AGM.
- d. Approval of changes to Competitions rules.
- e. Noting the then current Balance Sheet and progress against the annual budget.
- f. Noting progress against action plans as determined by the AGM.

9.3 The Council shall meet at least once each year. Additional meetings shall be convened as and when deemed necessary by, either by the Board, or upon written demand of at least one-third of the Full Members.

9.4 Council members (vide article 9.1) shall be given at least two weeks' prior notice of Council meetings and shall be notified of the business for discussion.

9.5 The Cricket Switzerland Board Chair, or his or her nominee shall chair Council meetings for the purpose of conducting the business of that Council meeting only.

9.6 The quorum shall be one-third of those Full Members entitled to be present (vide Art. 9.1. b).

9.7 All decisions shall be carried by a simple majority of those present and voting. The Members of the Board shall have no voting rights unless they are the sole representatives of their respective clubs present. In the event of a tie, the Chair shall have a casting vote.

9.8 Associate and Affiliate members may be represented at Council meetings with observer status only, unless requested by the Chair to participate actively, but without voting rights.

9.9 The Cricket Switzerland Council shall appoint any such Committees as it considers necessary.

10. The Board

10.1 The Board shall be composed of between seven and nine members, the roles and responsibilities of whom shall be approved by the AGM.

10.2 The AGM may decide to admit additional members to the Board if this beneficial to the interests of Cricket Switzerland. Such members shall have the same voting rights as the other members.

10.3 The Board shall meet as often as is necessary and shall have ultimate responsibility for managing and administering the affairs of Cricket Switzerland. It is also responsible for:

- a. Governance, strategy, policy, finance, planning, key stakeholder interaction and member relations.

- b. Deciding on all questions related to Cricket Switzerland and for which the Constitution and/or Swiss law does not provide otherwise.
- c. Directing action programs and ensuring the implementation of the decisions passed by the AGM, EGM, or the Council.
- d. Formulating proposals for the attention of the AGM, preparing and placing on the agenda of all questions to be dealt with at the AGM.
- e. Establishing and maintaining relations with the Switzerland Federal Sport-Amt, ICC, Swiss Olympic, other sporting authorities, and the media.
- f. Approving home international matches involving Cricket Switzerland representative teams in collaboration with the host club.
- g. Monitoring and reviewing progress against the National Development Plan and/or other action plans as determined by the AGM, including implementation of necessary corrective actions.
- h. Sanctioning of non-Cricket Switzerland managed events hosted within Switzerland, whether organized by Cricket Switzerland members or other entities. Such permission (written) is not to be unreasonably withheld.
- i. Issuing No Objection Certificates (NOC) in accordance with approved guidelines to players who play cricket in Switzerland and want to play abroad.

10.4 The Board shall be elected at the AGM and shall serve a term of two years. Board members shall be individual or voting members of Full members. The members shall be eligible for re- election.

10.5 Candidates who nominated by 31st December of the previous year shall be eligible for election.

10.6 Board roles that are vacant due to no candidates or no candidate being approved by the AGM may be filled on a temporary basis by the Board until the next AGM. Election for the role at the next AGM shall be for the remainder of the term originally fixed by the AGM.

10.7 Board roles that are vacant due to the absence of a member may be filled on a temporary basis by the Board until the member returns to office.

10.8 The Chair shall convene and chair the Board meetings. He or she shall have an ordinary vote on the Board and whenever votes are equal, he or she shall exercise a casting vote.

10.9 The Chair may request the Deputy Chair or the Secretary or the Director Finance to act on his or her behalf during his or her absence.

10.10 In the event that a Board Member is unable to complete his or her mandate, the Board may appoint a temporary Board Member until the next AGM, at which time the AGM may elect a replacement for the remainder of the original term of office.

10.11 The Board shall create Committees which are responsible for:

- a. managing and administering the affairs of Cricket Switzerland, on a day-to-day-basis.
- b. executing action programs and implementing the decisions passed by the AGM, EGM the Council, or the Board.

10.12 The Board shall appoint the Chairs of Committees. The Chairs of Committees shall, subject to Board approval, appoint members of Committees.

10.13 Where a specific function does not require a Committee, the Board shall allocate responsibilities to a person.

10.14 The Board retains ultimate responsibility for all decisions taken by the Committees and heads of functions.

10.15 The Board may replace Chairs of Committees where this is deemed to be necessary.

10.16 Terms of office of individual Board Members shall not exceed sixteen years.

10.17 Board Members shall not hold subsidiary roles on non-Board Committees.

11. Finances

11.1 The Cricket Switzerland financial year shall be concurrent with the calendar year.

11.2 Cricket Switzerland shall be financed by Subscriptions, donations and other means determined by the AGM.

11.3 The Director Finance shall ensure that accounts are kept in proper order.

11.4 All applications for grants (vide Art. 2 d) shall be submitted to the Board for preliminary discussion.

11.5 All Cricket Switzerland monies available for investment shall, after ratification at the AGM, be applied for this purpose in a manner just and secure. The Board shall be responsible for any such proposal.

11.6 All expenses beyond budgeted expenditure (e.g., tours, visiting teams, donations, receptions, legal expenses, and equipment purchase) which exceed CHF1,000 shall require prior written authorization of the Board.

11.7. The Chair and Director Finance are jointly authorised to sanction expenses up to CHF1,000.

11.8 All payments made from the bank account of Cricket Switzerland shall require dual authorization of two members of the Board, nominally the Chair and the Director Finance and/or the Deputy Chair (including their deputies as may have previously been notified to the Board in writing).

12. Application of Funds

12.1 The funds of Cricket Switzerland shall be applied as follows:

a. The income and property of Cricket Switzerland whencesoever derived shall be utilized towards the promotion of the objectives as set forth in Art. 2 of this Constitution.

b. Cricket Switzerland shall not secure the services of any salaried officers unless previously sanctioned at an AGM.

c. Services rendered to Cricket Switzerland by all those holding office, other than reasonable expenses relating to travel and such other direct costs as incurred in performance of official duties, shall be on a voluntary basis in the best interests of cricket.

d. The funds of Cricket Switzerland shall additionally be used for

- i. the base operating costs of Cricket Switzerland (e.g., insurance, communications fees, bank charges, professional services).
- ii. match expenses (ball, grounds, and refreshments) for competitions finals, Cricket Switzerland hosted tournaments and all Cup and International matches.
- iii. Reimbursement of applicable match fees and travel expenses incurred by umpires and other officials.
- iv. other direct expenses (e.g., telephone calls, stationery, postage, reasonable travel expenses, stock purchases for the purpose of resale to members).
- v. other miscellaneous expenses, subject also to prior AGM approval if comprising a single charge in excess of CHF 1,000.
- vi. funds made available within the terms of the Cricket Switzerland Financial Reserves Policy.

13. Amendments to the Constitution

13.1 Proposals to amend this Constitution shall either be filed by the Board or by a Full Member.

13.2 Any proposed amendment to this Constitution shall be sent in writing to the Secretary at least 30 days before the AGM or prior to the convening of an EGM. Any such proposal for amendment(s), other than those made by the Board, shall require the support in writing of at least two other Full members at the time of submitting the proposal.

13.3 All amendments to this Constitution shall be circulated to each Full member 14 days before an AGM or EGM at which they shall be tabled for discussion.

13.4 Proposed changes to the Constitution require a two-thirds majority in favour of those present and entitled to vote at an AGM or EGM.

14. Dissolution

14.1 Any motion relating to the dissolution of Cricket Switzerland shall require the consent of at least two-thirds of those present and entitled to vote at an AGM or EGM (vide Art. 7.8). Such a motion shall be submitted to the Secretary, in writing by not less than one-third of the Full members and bear the signatures of those authorised to sign on behalf of their respective organisations.

14.2 In the event of the dissolution of Cricket Switzerland, the Board or a Committee previously appointed for this purpose at an AGM or EGM shall be responsible for implementing the dissolution.

14.3 The disposal or further use of the net assets, after meeting fully all payments & liabilities, shall be applied to the furtherance of sport or as may be decided at an AGM or EGM prior to dissolution.

14.4 In no case shall the Full, Associate and Affiliate members claim that the assets are divided amongst the members.

14.5 The financial liability of each Full, Associate and Affiliate member of Cricket Switzerland shall not exceed in total an amount greater than the Cricket Switzerland annual Full, Associate or Affiliate membership fee.

15. Entry into Force

15.1 The Cricket Switzerland Constitution shall be effective immediately upon adoption.

15.2 Amendments to the Constitution shall be effective immediately upon adoption.

16. Language

16.1 The original language of the Constitution shall be English. Translations into official national Swiss languages may be approved at an AGM.

16.2 All Cricket Switzerland business, including the AGM, the EGM, the Council, and Board meetings, shall be conducted in English. Documentation may be translated into German, French or Italian where deemed necessary.

APPENDIX A to the Cricket Switzerland Constitution

CONDITIONS OF ADMISSION TO MEMBERSHIP

A1. General principle

1.1 All clubs or organisations that conform to the dispositions of A2 or A3 or A4 (below) shall be accorded Full or Associate or Affiliate status of Cricket Switzerland subject to approval at an AGM.

A2. Full Member

2.1 At the time of applying for Full membership, a Cricket Switzerland Associate Member is required to submit the following to the Cricket Switzerland Secretary:

- a. A valid copy of its Constitution.
- b. A valid club or organisation address registered as such with the local authorities.
- c. Where applicable official authorization for use of the declared home ground given in a formal letter from the Swiss Sport Authorities in charge of the ground that the Club is allowed to use; or written confirmation from another Full member that it will allow the applicant to use its ground.
- d. A club or organisation bank account with proof of solvency above CHF 500.-.
- e. An electronic address designated as the club or organisation formal contact address.
- f. A list of its members together with the names of its Office bearers.

2.2. Upon receipt of above documents, a person nominated by the Cricket Switzerland Board together with a member of the concerned club shall verify the reality of the ground allotted and assess on site if that ground is fit to play cricket.

2.3 The Associate Member's request to becoming a Full Member shall be subsequently submitted for decision to the AGM, providing that the above conditions are met.

2.4 Membership shall commence immediately following the AGM at which the application is approved.

2.5 A Full Member shall be entitled to vote at the AGM, an EGM, as well as at Council meetings and its members shall be eligible for election to the Cricket Switzerland governing bodies. It may participate in all Cricket Switzerland activities held under the auspices of the Cricket Switzerland.

A3. Associate Member

3.1 At the time of applying for Associate membership, a Club or organisation is required to submit the following to the Cricket Switzerland Secretary:

- a. A valid copy of its Constitution.
- b. A valid club or organisation address registered as such with the local authorities.
- c. A club or organisation bank account with proof of solvency above CHF250.-.
- d. An electronic address designated as the club or organisation formal contact address.
- e. A list of its members together with the names of its Office bearers.
- f. Supporting letters from two Cricket Switzerland Full members.
- g. A confirmation letter, duly signed by its President and a member of its Executive, that the club or organisation is willing to abide by and adhere to the Cricket Switzerland Constitution.

3.2 Upon receipt of above documents, a person nominated by the Cricket Switzerland Board together with a member of the concerned club shall verify the reality of the ground allotted and assess on site if that ground is fit to play cricket.

3.3 The request for admission shall be initially discussed by the Board and, if considered suitable, subsequently submitted for decision to the AGM, providing that the above conditions are met.

3.4 Membership shall commence immediately following the AGM at which the application is approved.

3.5 An Associate Member has no voting rights at the AGM, nor at an EGM. It may play in the Cricket Switzerland League Championship or other Cricket Switzerland competition matches provided either that an officially authorised home ground is available for home matches or that it agrees to play home matches at an away ground. If a home match is played at an away ground, the home team shall supply the competition balls.

3.6 Associate members may first apply to become Full members at the next AGM held subsequent to the AGM at which Associate membership was approved: such application to be made fully in accordance with A2 above.

3.7 An Associate Member shall apply to become a Full Member at the next AGM held subsequent to the AGM at which Associate membership was approved in order to be eligible to play in Cricket Switzerland competition matches.

A4. Affiliate Member

4.1 At the time of applying for Affiliate membership, an entity is required to submit the following to the Cricket Switzerland Secretary:

- a. A description of its activities and evidence of how it can contribute to the activities of Cricket Switzerland.
- b. A valid physical address.
- c. An electronic address designated as the entity's formal contact address.
- d. A list of its members (if applicable).
- e. A confirmation letter that the entity is willing to abide by and adhere to the Cricket Switzerland Constitution.

4.2 The request for admission shall be initially discussed by the Board and, if considered suitable, subsequently submitted for decision to the AGM, providing that the above conditions are met.

4.3 Membership shall commence immediately following the AGM at which the application is approved.

4.4 An Affiliate Member has no voting rights at the AGM, nor at an EGM.

APPENDIX B to the Cricket Switzerland Constitution

DUTIES AND RESPONSIBILITIES OF THE BOARD MEMBERS

B1. Duties and responsibilities of the Board Members

The Cricket Switzerland Board Members (Directors) are collectively responsible for overseeing the management and development of cricket in Switzerland. They shall set the strategic direction of the organisation and ensure that it is aligned with the interests of the sport and its stakeholders and that it complies with all applicable laws and regulations.

Individual roles and responsibilities of Directors shall be approved by the AGM upon the creation of the Board and thereafter be reviewed by the AGM only if significant changes are proposed.