



21 JUN 2013

FAI
M. John GRUBBSTROM
President
Maison du Sport International
Avenue de Rhodanie 54
CH-1007 LAUSANNE (Suisse)

Paris, May 29th, 2013

Dear John,

Please find attached proposals from France that we would like to see presented to the General Conference in Kuala Lumpur in October 2013.

This early submission should leave time for both the Executive Board and the Statutes Committee to take these proposals into consideration.

They result from work carried out amongst all the French Air Sport Federations and reflect not only situations that have negatively impacted representatives of our country that we would like to see corrected, but also our common sentiment that more autonomy is necessary for Air Sports within the FAI and that they need to be better represented at executive level.

These proposals are simply modifications to the current statutes and by-laws. We would not be adverse to more in depth changes that would enable each Air Sport to develop independently while benefitting from the critical mass and sharing the common interests of all who practise their sport in the sky.

We hope that our proposals will be well received and contribute to the development of the FAI.

Yours Truly.

Louis LE PORTZ
President



PROPOSALS FROM FRANCE FOR MODIFICATIONS TO THE FAI STATUTES AND BY-LAWS.

DURATION OF MANDATES

France would like to see the possibility for Commissions to have longer mandates. This would allow a new team to have time to implement serious long-term projects and give stability to the Commission. Consequently, the following modifications are proposed to both the Statutes and the By-Laws:

STATUTES 5.1.2.8.

Old Text

Each Commission, other than the FAI Air Sport General Commission, shall determine, by a two-thirds majority vote of the delegates present or represented, whether the Bureau shall be elected for one-year or two-year terms. FAI Commissions may determine the duration of the term at the end of the current term of the Bureau. The same term shall be applied to all members of the Bureau.

Proposed Text

Each Commission, other than the FAI Air Sport General Commission, shall determine, by a two-thirds majority vote of the delegates present or represented, the term of office of the Bureau, which may be of one year to four years. The same term shall apply to all members of a Bureau.

BY-LAWS 3.5.1.

Old Text

The presidency of subcommittees and working groups shall usually be held by Delegates to the Commission which created the subcommittee or working group. Depending on the term of office chosen (according to Statutes 5.2.1.8), Presidents shall be elected for one or two-year terms by the parent body and may be re-elected.

Proposed Text

The presidency of subcommittees and working groups shall usually be held by Delegates to the Commission which created the subcommittee or working group. Depending on the term of office chosen (according to Statutes 5.2.1.8), Presidents shall be elected for one to four-year terms by the parent body and may be re-elected.

NAC APPROVAL OF DELEGATES AND COMMISSION OFFICIALS

Several incidents have occurred in the recent past where a Commission Official has fallen foul of his/her NAC and has been removed as delegate for the country concerned. This can cause considerable inconvenience to the Commission. Also the General Conference approves Commission delegates once a year in October whereas a Commission mandate goes from one Plenary meeting to the next and the meeting cycle is different. In order to enable a Bureau to continue to function until new elections are possible, France proposes to add the following paragraph to Chapter 3.2 of the By-Laws:

3.2.15 The term of office of a Vice-President or Secretary who is no longer supported by his FAI Member ends at the next Plenary Meeting of the Commission concerned. If the initial elected term does not end at that Plenary Meeting, a vote will take place to replace the Vice-President or Secretary for the remainder of the initial elected term.

If this proposal is adopted, it may be necessary to adjust Commission Internal Regulations accordingly.

In order to ensure that all Commission Officials are active and to enable a Commission to take action if this should not be the case, France proposes to add the following paragraph to Chapter 3.2 of the By-Laws:

3.2.16 Upon proposal by the President of a Commission and with a two-thirds majority of the voting members of the Commission Bureau, an Official other than a Vice-President may be removed from his position if he does not fulfil his duties. The Bureau will appoint a temporary replacement as soon as is practical. The decision must be submitted for approval by the next Plenary of the Commission concerned at which time a new official will be elected and whose term of office will be concurrent with the Officials already in place.

If this proposal is adopted, it may be necessary to adjust Commission Internal Regulations accordingly.

COMMISSION INTERNAL REGULATIONS

France is of the opinion that all Commissions should have Internal Regulations to ensure they are run in an efficient and transparent manner.

Consequently, France proposes to insert the following paragraph to Chapter 3.4 of the By-Laws:

3.4.1. All Air Sport and Technical Commissions shall have Internal Regulations that will be adopted and updated by the Commission Plenary Meeting with a two-thirds majority of delegates present or represented.

SPORTING POWERS

France feels that Air Sport Commissions should have more responsibility concerning the application of FAI Sporting Powers. The statutes as they stand today in paragraph 5.1.2.1 give the administration of Air Sports to the Commissions but the administration of Sporting Powers is shared with the Executive Board. This can lead to conflict of interest. The Executive Board should, in their executive role, be responsible for the control and this is ensured by paragraph 4.2.2.1 of the statutes (*Ensuring that the Statutes, By-Laws and Sporting Code are duly observed and enforced and delegated Sporting Powers correctly exercised*)

For greater clarity as to the breakdown of responsibility, the following change to the Statutes is proposed:

Old Text

1.8.2. Sporting Powers are administered by the FAI Executive Board and Air Sport Commissions and may be delegated.

Proposed Text

1.8.2. Sporting Powers are administered by:

- **Air Sport Commissions for events related to sports under their responsibility**
- **FAI Executive Board for events that combine multiple Air Sports.**

Sporting Powers may be delegated.

It is also felt that the approval of the FAI Sporting Calendar should not lie with the Executive Board but the Calendar should be the responsibility of the different entities that select and approve competitions that appear on the Calendar. The Calendar should, however, be administered by the FAI Secretariat who would have the responsibility to highlight any potential clashes of date.

Consequently, France proposes to remove "Approval of the FAI Calendar" from Chapter 4.2 DUTIES AND POWERS.

EXECUTIVE BOARD

France is of the opinion that the FAI, being a Federation that looks after Air Sports, should have representation of the Air Sports on the Executive Board. Conscious that 11 additional members to the EB would make it unmanageable, the following modification to the Statutes and the By-Laws is proposed.

4.1.1.3 Two Executive Directors representing the Air Sport Commissions

4.1.1.4 The Secretary General of FAI (without voting rights)

The two representatives of the Air Sport Commissions would be nominated and elected as per a proposed new section of Chapter 6. This new section would be numbered 6.3 and the Nomination and Election of FAI Vice Presidents would become 6.4.

Proposed new text

6.3 EXECUTIVE DIRECTORS REPRESENTING THE AIR SPORT COMMISSIONS

6.3.1. NOMINATION AND ELECTION OF EXECUTIVE DIRECTORS

6.3.1.1. Two Executive Directors representing the Air Sport Commissions shall be elected for a two-year term by the Air Sport Commission Presidents at the Commission Presidents' Group Meeting.

6.3.1.2 Such Executive Directors may be re-elected by the Air Sport Commission Presidents for an unlimited number of further two-year terms.

6.3.1.3 Candidates for appointment should have the qualifications and experience in Leadership and Management.

6.3.1.4 The General Conference will confirm the nomination to the Executive Board of two Air Sport Commission representatives by a simple majority vote.

6.3.1.5 An Executive Director in office shall no longer represent, at FAI events, the Active Member for which he served as a delegate or in any other capacity. That FAI Active Member may nominate another representative. He will automatically become a non-voting member of the Bureau of the Air Sport Commission he represents.

6.3.1.6 The conditions in 6.2.1.5, 6.2.1.6, and 6.2.1.8 will also apply to Executive Directors representing the Air Sport Commissions.

6.3.2. NOMINATING PROCEDURES

6.3.2.1. Air Sport Commissions shall inform the FAI Secretariat not less than three months before the Commission Presidents' Group Meeting of the name, professional and aeronautical background and qualifications of the individuals being nominated for the office of FAI Executive Director. Each Air Sport Commission may nominate one candidate. Nominations shall be accompanied by a CV for each individual, in a standard format as specified by the FAI Secretariat. Nominations may not include current Air Sport Commission Presidents.

6.3.2.2. The FAI Secretariat shall prepare a list of the nominees including the CV of each candidate and send it to all Air Sport Commission with the Agenda for the Commission Presidents' Group Meeting. The list shall be submitted to the Commission Presidents' Group Meeting for election of the Executive Directors representing the Air Sport Commissions from among the individuals on the list by simple majority vote.

If this proposal is accepted then a change to FAI Statutes 5.4.1 becomes necessary as follows:

5.4.1.1.4 Elect the two Executive Directors representing the Air Sport Commissions every two years at the Commission Presidents' Group Meeting just prior to the General Conference at which the bi-annual elections will take place.

5.4.1.1.5 In the event that an Executive Director representing the Air Sport Commissions dies, resigns or is permanently incapacitated, the post shall remain vacant until the next Commission Presidents' Group Meeting at which a new Executive Director representing the Air Sport Commissions shall be elected for the remaining period of the term of office or for a full new term, as appropriate.