

# **WORLD KUNG FU TOA**

# · FEDERATION

# OFFICE OF THE FEDERATION

Banegaardsgade 36 A kld., 8000 Aarhus C, Denmark Phone: (0045) 86 12 14 15, Mobile: (0045) 40 52 39 00, www.wkftf.com

www.wbc-muay-thai.dk www.valhalla-event.com

www.theclooseum.dk www.facebook.com/wkndenmark











# Special Provisions Disciplinary Procedure

#### Introduction

In order to deal with legal dispute in sporting matters which cannot be settled by the WKFTF's judicial bodies, an arbitration Institution called the "Court of Arbitration for Sport" (CAS) has been created under the aegis of the International Council of Arbitration for Sports (ICAS).

#### Procedure

In the event of an infringement of the WKFTF Constitution, KFT respected Rules and Regulations, a case will be opened and measures taken, WKFTF disciplinary regulations will be prepared by the secretary general of WKFTF and after approval of the president will be ratified by the Executive Committee.

WKFTF's disciplinary bodies are as follows:

The WKFTF attorney

The Sporting Judge - the only judge

The WKFTF Sporting Appeal Commission (3 members)

Members are nominated to these posts by the WKFTF Executive Committee at the suggestion of the WKFTF President.

The WKFTF judicial bodies decide whether leave to appeal the first decision will be given.

Affiliated National Federations and all the WKFTF members (WKFTF Executive Committee members, athlete, coaches, referees, doctors and leaders), through their WKFTF membership, can appeal only to WKFTF in the event of disputes arising from the current Constitution and all the WKFTF Regulations or of all sporting conflict which can arise between them and which they cannot settled amicably.

## Appeal against the decision

Conflict between the WKFTF and one of its members or between members among themselves which are not resolved by a decision of the WKFTF Sports Judge Disciplinary Commission or WKFTF Executive Committee will be submitted to the CAS for judgment, any state jurisdiction being excluded. As a last resort, the "Court of Arbitration for Sport" (CAS) will decide and judge all the valid appeals which are submitted to it by the affiliated National Federation or one of the WKFTF members against the decision(s) made by the WKFTF Sports Judge, the Disciplinary Commission or the WKFTF Executive committee.

The appellants must be willing to conform exclusively to the CAS Constitution and Regulations and to the decision it makes.



#### Representation

At the World Games, Continental or Regional Games, World Championships and Cups and Continental Championships and Cups no participants (athlete or referee) may represent a nation or be a part of its national team if he does not have the nationality of the nation concerned.

Foreign Participation - Changing Nationality - Transfer

Every athlete has the right to participate in any country in the world as long as he is in ac-A) cordance with the WKFTF Constitution, the Regulations, the WKFTF Rules and the nominative documents of the National Federation concerned.

An athlete who lives abroad may not participate in events organized by the National Federation of affiliated association in the country in which he lives, unless he can produce an official certificate from the National Federation of his country while respecting the WKFTF Transfer Regulations. However, an athlete who has been reading in the country where he works for one year more may participate in club or national events if he is invited and without having received the authorization from the club and from the National Federation on his country.

- Invitations to foreign competitors or teams to participate in an event must always be extend-B) ed though the National Federation of the athlete or the team concerned. The National Federation will give its permission (or not) depending on the WKFTF Transfer Regulations. The organizing club must therefore send its invitation through its National Federation to that of the athlete KFT club concerned.
- In the case of a change of nationality, the following provisions are applicable: The competitors who has obtained his new nationality through naturalization may not participate in competitions and activities coming under the control of the WKFTF to represent his new country after his naturalization, As far as World Games are concerned, the provisions of the Olympic Charter must be followed.
- The competitor who obtains a new nationality through marriage can compete from his D) spouse's nation. In this case, he will have to provide all documents and his new valid passport.
- The WKFTF Transfer Regulations are applicable for all athlete from all National Federations affiliated to the WKFTF who apply to change KFT clubs temporarily or permanently. An athlete's transfer takes place with a contract signed by the President of both National Federations and the two club concerned, as well as the athlete mentioned in the contract according to the provisions laid down in the WKFTF Transfer Regulations. Contracts are individual.
- The WKFTF being the highest authority to all questions concerning World Championships and Cups, Continental Championships and Cups and all International competitions recognized by the WKFTF is has total power. There is no right of appeal concerning its decisions.

The WKFTF may delegate its judicial power to the WKFTF Executive Committee reserving the right to exercise the power itself when it decide to

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Committee members according to their availability and their athletes, as well as depending on the working program which he prepares and which is adopted by WKFTF Congress.

In the event of circumstances arising beyond the control of the WKFTF Executive Committee, due to International economic condition, and when a situation makes it difficult, even impossible to implement a statuary provision such as when it is not possible to gold the congress meeting(state of war, epidemics, various decisions, government positions, etc), the WKFTF Executive Committee may use any adequate means at its disposal to ensure that this provision is nevertheless complied with. However, the Executive Committee is entitled to take suitable justified decisions to safeguard the general interest of the WKFTF, as dictated by the current situation, without the decision. The WKFTF Executive Committee must inform the following WKFTF Congress meeting of its decusion.

- C) The WKFTF Executive Committee is responsible for choosing Championship organizers from bid flies it receives.
- D) The WKFTF Executive Committee shall meet whenever convened by its President, or at the request of one thirds of its members, but at least once a year.
- E) Any member absent from three consecutive meeting shall lose his WKFTF Executive Committee membership. This also applies to the Continental Presidents.
- F) The presence of three fifths of the members of the WKFTF Executive Committee is required for resolutions to be valid.

Resolutions shall be passed by a majority of the members present. Minutes of the meetings shall be drawn up by the Secretary General, and signed jointly by the President and Secretary General. The President may be represented at WKFTF Executive Committee meeting by one of the Vice-President or the Deputy President the WKFTF Secretary General.

The President has the casting vote in the case of an equality of votes of the WKFTF Executive. The Honorary President or advisors are invited to attend the WKFTF Executive Committee meeting with a consultative tight.

WKFTF Executive Committee members have the right to be reimbursed for their travel, hotel and daily representation expenses for all travel incurred for WKFTF, at the orders of WKFTF President.



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H) In the event of tie, the member of the executive committee leaving office will be declared reelected; otherwise, it is the older individual.

#### **Term of Office**

The term of office of the members elected to the WKFTF executive committee and Bureau except for the first duration in four years which they may put themselves for re-election.

If there is a vacancy in the WKFTF Executive Committee, for whatever reason, arrangements must be made for the member(s) concerned to be replaced at the following Congress meeting. The term of office of the newly elected members who have the least numbers of votes shall end al expiration of the term of office of the members thy replace.

#### **Elections**

Members of the WKFTF Executive are elected by secret ballot, by the Congress, as stipulated to Article COMPOSITION and OPERATION and after president approved, for the duration establishment in Article of TERM of OFFICE above.

Only votes held by representatives of the official affiliated National Federations, and by members of the Executive Committee attending the Congress meeting, may be cast.

Elections shall be held on the basic of an absolute majority on the first ballot. If necessary, on the second ballot, the candidates shall be elected by relative majority depending on the number of vote cast

The post of President of a Continental Federation is not incompatible with that on elected member of the WKFTF Executive Committee.



National Federations as its official members has been reached and will submit a report in the Congress on the trends of WKFTF progress.

### **Administrative and Operation**

WKFTF Executive Committee

#### Composition

- A) The WKFTF is directed and administrated by an executive committee of 17 elected members including the advisor, Executive committee members are sitting in person and under no circumstances do they represent their own country or their National Federation.
- B) They therefore cannot be automatically replaced by an individual from their National Federation if they resign from the WKFTF Executive committee.
- C) However, except for the WKFTF President, The Honorary President, Treasurer, Secretary General, chairman of the technical committee, one of the female members, who are Chair Holder of the Executive Committee from Denmark, the executive committee may not comprise more than one member of the same nationality.
- D) The Continental Representatives have the right to vote.
- E) The Executive Broad may elect an Honorary President or an advisor to the Executive Broad. The Honorary President of advisor will not have the right to vote.

#### Eligibility

Any candidate nominated by the Federation, by a registered letter sent to the WKFTF Secretariat at least 3 months before the elections and receiving written competency approval from president, is eligible as member of the executive committee, as the rate of one candidate per country. All candidates must be justified.

All candidates must speak one of WKFTF's official languages (Farsi or English)

- A) Executive committee members can stand for re-election.
- B) Executive committee members and the WKFTF President are elected in an official capacity. In no way do they represent their National Federation.
- C) An executive committee member, including the President, who comes to the end of his mandate, can put himself forward without having his National Federation's agreement.
- D) In the event of two members coming from the same National Federation being candidates at the same election in the same position having majority in the first round of the ballot, the one with the highest number of votes will be elected as WKFTF Executive committee.
- E) During the second round, the one with the highest number of vote will be elected as WKFTF Executive Committee member.



#### **Binding Conditions**

All international competitors must be included in the annual calendar and approved by the WK-FTF.

If, for some valid reason, am event is not included in the annual calendar, the organizer must request authorization from the WKFTF Secretariats at least 3 months in advance, stating the date and place of the event.

The result and record of the international competitors and matches, signed by the officials, in charge, must be forwarded to the WKFTF Secretariat within 7 days of the event and matches. If the organizers purposely fail to do this, the sanctions in the Disciplinary Regulations shall be applied.

The National Federation organizing international events must have settled all their financial obligations toward the WKFTF, and must not be subject of any disciplinary sanction or suspension. They must strictly apply the contract signed with the WKFTF, as well as the general regulations for Championships and international competitors and all the obligations which follow at each Championships and International event.

In order to protect the athletes' health more particularly on the occasion of World Games, World Championships, Continental Championships, World Cups, and World Championships by team in every matter and for all age groups, the organizers must obligatory use WKFTF approval and new tools for competitions, training and warning-ups for each Championship mentioned above. In the event of the WKFTF signing contracts with supplier or individuals, the organizer must use equipments from these contracted suppliers.

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#### Affiliation

Every National Federation which is officially established shall be admitted to the WKFTF providing:

- It expresses its intention in writing, signed by its President and Secretary General and attesting its autonomy and independence.
- It adheres to the WKFTF Constitution and Regulations and recognizes the Court of Arbitration for Sport in Denmark as the only external judicial instance.
- It promises to impose the above requirements on all its affiliated societies and its members under the WKFTF competence.
- It agrees to settle the membership fee(s) and due(s) as laid down in the WKFTF Financial Regulations.
- It pays its first annual membership fee along with its membership application form.
- A reduction in the annual membership dues can be granted by the WKFTF Executive Committee to National Federations from developing countries.
- Each National Federation whose Construction and Regulations are in harmony with the WK-FTF Constitution and Regulations and have been approved by the superior sporting governing body in its country Sports Ministry and/or the National Olympic Committee (NOC) to which the National Federation governs all the non-Olympic Traditional KFT fighting style must be affiliated, will have to provide, at the time of its membership request, an authenticated copy of its Constitution and Regulations, signed by its President and his Secretary General, together with a request of recognition. In certain exceptional circumstances after official approval of president of WKFTF Executive committee can decide that a National Federation be provisionally affiliated, even if all the condition have not been fulfilled and final affiliation will be granted during the following Congress. If, in one country, several Federations exist and practice Kung Fu To'A, only one will be affiliated to the WKFTF.

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#### Structure, Power and Operation

- A) The WKFTF Executive Committee comprises
- 1) President
- 2) Deputy President
- 3) Two Vice president
- 4) Five Continental Representatives
- 5) Secretary General
- 6) Treasurer
- 7) Technical Committee Chairman
- 8) Medical Committee Chairman
- 9) Marketing and Communication Chairman
- 10) Three Ordinary Member

In addition to the above the Executive Committee may appoint an advisor to itself. The advisor is not a member of the executive Committee and will be called upon when required. Chairman of Committee (subject of items7-8) would be approved and elected by the president.

The WKFTF Bureau is made up of the President, Deputy President, two Vice-Presidents, the Secretary General, Treasurer. The decisions made at the Bureau meeting are only valid if at least three members are present at the said meeting in the event of tie the final decision will be made by the president.

The term of office of a Continental chairman of the WKFTF Executive Committee is equal to that of his continental presidency. i.e.:4 year between two Olympiads.

The Continental Federation must organize their elections before that date

B) The WKFTF Executive Committee has full powers to carry out of WKFTF financial and moral administration, It shall control and supervise the activity of the WKFTF between Congress meeting. It may delegate some of its power to its President and to its auxiliary bodies. It prepares and submits to Congress the report its activities and financing, as well as on any propositions for the Congress to decide upon.

The WKFF President attributes the different responsibilities between WKFTF Executive



### Respect of WKFTF Constitution and Regulations

Under no circumstances may a decision by a Continental Federation with regard to a National Federation be taken and said to be executor if it has not been pronounced by the WKFTF Executive Committee.

#### Commissions

#### Definition

Departments and Commissions are auxiliary bodies which are set up by the WKFTF Bureau at the WKFTF Executive Committee's suggestion to achieve the objectives assigned to them by the WKFTF.

#### Structures

The Departments and Commissions which are necessary for running the WKFTF are defined by the WKFTF Executive Committee at the WKFTF President's suggestion.

The WKFTF Executive Committee can create any Department Committee or working group which is regards as useful for the studying of problems or specific activates

The Bureau can call on the services of experts, including persons outside WKFTF. Composition

#### Composition

The Commissions comprise in general, one chairman, one vice-chairman, one Secretary and four members. The Commission members are nominated by the WKFTF Bureau at the WKFTF President's suggestion.

They are taken from specialists in the field particular to that Commission and have working knowledge of one of the official WKFTF languages (Farsi or English)

Each candidacy must be put forward by the National Federation of the candidate concerned accomplished by a written statement from the National Federation assuring that it will bear the travel and accommodation costs for its candidate for the Commission's meeting to which he is summoned. The members' mandates last two years and are renewable. Departments may comprise several Commissions.



#### Patrimony

Any contracts signed by and on behalf of the WKFTF shall be its sole responsibility, No affiliated National Federation or individual member shall be held responsible for it.

#### Remuneration

The members of the WKFTF Executive Committee and National Federations may not receive any payment as members.

#### **Internal Regulations**

By virtue of this Constitution and the operating principles of the WKFTF, the WKFTF Executive Committee is authorized to establish all internal Regulations and relevant documents.

#### **Statutory Principle**

- A) For all questions or problems not mentioned in this Constitution, as well as any amendments which may be made to the latter due to circumstances arising, the WKFTF Executive Committee is empowered and authorized to take all necessary decisions which shall remain in force until the following meeting the WKFTF Congress which shall be called upon to be informed of the contests of the decisions and to discuss them.
- B) However, the decisions taken and all Regulations, of any kind, laid down by the WKFTF, as well as the Regulations of the affiliated National Federations, may not be contrary to the provisions and spirit of this Constitution.

This Constitution was adapted by the decisions taken at the Denmark Congress in 2014

Mohammad Fard Tehrani WKFTF President

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#### The aims of WKFTF shall be, in particular:

- a) To encourage the development of traditional KFT sport and to promote the sport in all countries around the world and bring its support and technical assistance to the world and developing countries.
- b) To contribute to the development of friendly relation between all athletes and between National Federations, and to encourage and support all actions aimed at achieving the objectives it has set itself in practical terms.
- c) To establish and distribute the international Rules for the WKFTF.
- d) To exercise control and program to develop WKFTF through the affiliated National Federations and associated members.
- e) To supervise the application of KFT Rules and Regulation at the non-Olympic Games, World Championships, World Cup, Continental competition and all international events which are held, without exception under its control.
- f) To designate, select, train, improve and control international referee.
- g) To represent the KFT Sport and to protect its interests at International Olympic Committee, as well as at all other doing necessary lobbies in International Committees.
- h) To arbitrate and take all necessary decision in all causes of litigation of disputes which may arise between National Federations when practicing KFT.
- WKFTF refrains forms, and declares itself opposed to, all political, gender, racial or religious discussion
- j) WKFTF respects and implements anti doping cod.
- k) To attempt the recognition of Kung Fu To'A Sport as Olympic and Continental Games and register the WKFTF membership in the related international societies.
- l) To perform and supervise the ranking athletes, coaches, referees and masters and their compliance with WKFTF rules.

m) To promote the ideals and objectives behind the Olympic movements.



#### Headquarters, Official Languages and Emblem

The WKFTF, whose duration is unlimited, shall have its administrative Headquarter permanently in Denmark.

Correspondence, Regulations, protocols and minutes of all kind shall be written exclusively in Farsi and English. Similarly, all debates shall be conducted in these languages.

However, Arabic, German, French, Spanish, Turkish, and Russian are also considered as official working languages when accomplished by written and verbal translation in Farsi and English provided by the reporter concerned. However if there is a disagreement on the international of the Constitution, Rules and Regulations, the Farsi and English text alone shall be authentic.

The emblem of the Federation, which is reproduced on a white background represent athletics practicing Traditional KFT Sport and bears the WKFTF title.

The name WKFTF, the symbol, the emblem and the WKFTF anthem are also WKFTF's exclusive property. Championships and Cups for all age groups are also WKFTF's property, as are the audiovisual, video and internet rights which accompany them. Any use and reproduction for commercial purposes without WKFTF agreement is forbidden.

#### Composition

The WKFTF is composed of the Member National Federations and the Continental Union and in National level has 2 type: A) Affiliated Members B) Associated Members

One recognized National Federation which governs Traditional fighting style in its respective country and which has complied with the formalities of affiliation can be affiliated per country. Only National Federations which govern Traditional fighting in their country and which have a national Olympic Committee can participate in WKFTF competitions, according to the qualification system of athletes which is in operation for the non-Olympic cycle question and which is adopted by WK-FTF Congress.

Until national KFT sport Federation has not been established in the country, the national sport organization or sport club active in the KFT sport or KFT approved by the national sport organization in that country after going through all formalities of WKFTF and its approval can become an associated member of the WKFTF.



# **General Provisions**

### Principle

- A) National Federations (and their affiliated KFT or sports clubs) may only participate in competitions organized by the Federation affiliated or associated with the WKFTF. However, at the request of a National Federation, the WKFTF Executive Committee may agree that a National Federation not yet affiliated to the WKFTF participates in a tournament provided that the competitions concerned contributes to the development of KFT in the participants' countries, and provided that Federation has indicated its intention to become affiliated to the WKFTF.
- B) At the World Games, the International Olympic Committee Charter and the WKFTF Regulations shall be applied.
- C) The Organization Regulations for the various Continental Championships, which remain under the same exclusive control of the WKFT, must conform to the principles established for the World Championships, and no special provision which transgress the Regulations shall be allowed. Each Championship will be attributed following a bidding process and following the signing of a contract between the host and the host Federation and WKFTF.
- D) The general regulations and the WKFTF requirement for international contests and competitions shall establish the organization and venue conditions for all international events.
- E) 1. Any KFT club or association where KFT is practiced may only organize or participate in an international contest if their National Federation is affiliated to the WKFTF, and provided that is not the subject of a suspension action.
- 2. The National Federation affiliated to the WKFTF may not:

Accept participation from athletes, leaders or officials who are member of associations not affiliated to the WKFTF.

Accept participation from athletes, leaders or officials who are member non-affiliated or who are subject to a disciplinary measure of suspension.

Organizes any contest or event with associations not affiliated to the WKFTF, unless authorized to do so in writing by National Federation which is a member of the WKFTF from the country of the associations concerned.

F) Moreover, in view to ensure the promotion of KFT clubs under the authority of National Federation affiliated to the to the WKFTF and having its head office on another continent can, in agreement with their governing National Federation, receive from the WKFTF an authorization to participate in competitions a organized on the contained where they reside and where they have their activities.