



STATUTE of “BADMINTON MALTA”

Mission

- ***“To provide the opportunity for everyone to play badminton and be physically active, to improve players’ skills by providing local and international development opportunities and to participate in European and World competitive events.”***

Vision

- ***“To enlarge the badminton community further and to ensure Badminton becomes one of the leading sports in the country resulting in participation in high level international competitions.”***

Section 1



ARTICLE 01: Name & Language;

ARTICLE 02: Objectives;

ARTICLE 03: Principles;

ARTICLE 04: Constitution;

ARTICLE 05: Affiliation of the Association.

1. Name & Language.

- 1.1 The Association shall be officially designated as “Badminton Malta”;
- 1.2 *Badminton Malta was established on the 1st September 1970 and is the national governing body for Malta;*
- 1.3 *The official languages of Badminton Malta are Maltese & English;*
- 1.4 Official and Mailing Address:
The official address of Badminton Malta will be the residential address of the General Secretary (currently 82, S. Sommier Street, B’Kara, BKR 4610) or such other address as may be determined by the Executive Committee from time to time.
All correspondence may be sent to P.O. Box 25, Qormi Road, Marsa, MTP 1001
- 1.5 In the interpretation of this Statute, as well as of any other Rules and Regulations of this Association, the words “the Association” and “this Association” shall exclusively mean “Badminton Malta”.

2. Objectives.

The objectives of the Association are to:

- 2.1 Be the sole and exclusive governing body for official Badminton activities in Malta.
- 2.2 Promote and develop Badminton in Malta.
- 2.3 Uphold the “Laws of Badminton” as approved by the Badminton World Federation and ensure their uniform implementation by its affiliated clubs, their members and its Associate Members
- 2.4 Administer, control and exercise discipline over all official Badminton activities and / or Badminton-related matters in Malta.
- 2.5 Organise:
 - national junior and senior championships;
 - national competitions for individuals and teams;
 - international tournaments for junior and senior players;
 - training courses for players, coaches, umpires, teachers & PE instructors.

2.6 Participate in international meetings, tournaments, competitions and training courses and training camps as well as to foster the participation of its clubs and members in these events.

2.7 To establish various Commissions, such as Technical, disciplinary and any other commission which the executive committee may deem fit.

2.8 The Association shall not allow any sort of discrimination against individuals or clubs on racial, creed or political grounds.

3. Principles

3.1 Autonomy

The Association shall manage its internal affairs with total independence. It shall ensure that no third party interferes in its governance and operations.

3.2 Ethics

All those working and participating in the Association's activities, including players, coaches, technical officials and administrators have a right to compete, work and participate in a harassment free environment.

Anyone in the Association who shares in its activities shall perform their duties in an ethical manner.

3.3 Conflict of Interest

Members of any decision-making body of the Association shall be independent in their decisions. No one with a personal or business interest in the issue under discussion shall be involved in the decision.

It is the individual's responsibility to declare a conflict of interest, and where appropriate remove himself / herself from the room while the decision is under consideration.

3.4 Non-discrimination

The Association and its Members shall not allow any form of discrimination including political, religious, racial or gender discrimination, to affect its decisions and its actions.

Anyone in the Association and who shares in its activities in any capacity shall perform their duties in a non-discriminatory manner.

3.5 Equal opportunity

The Association supports equal opportunity for both men and women.

3.6 Integrity of Sport

Athletes have the right to compete in badminton that is free from doping and free from manipulation, match-fixing and corruption. This is to be done in a fair and sporting manner.

4. Constitution.

4.1 The Association shall consist of Affiliated Clubs and all Members, whether members of a club or as individuals.

4.2 Admittance to the membership of the Association shall be at the sole and exclusive discretion of the Executive Council, whose decision on the matter, subject to Article 24 of this Statute, shall be final and binding.

4.3 The affiliation and membership fees, due to the Association and their respective payment deadline, shall be established by the Executive Council from time to time. Non-payment by the said deadline may lead to suspension from membership of the Association, with effect from the date when such payment was due.

4.4 The Financial Year of the Organisation shall start on the 1st January and end on the 31st December.

5. Affiliation of the Association.

5.1 The Association shall be affiliated to/registered with, and shall observe the Rules, Regulations and Bye-Laws of:

- 5.1.1 SportMalta; and
- 5.1.2 The Malta Olympic Committee (*"Kumitat Olimpiku Malti"*); and
- 5.1.3 The Confederation of Mediterranean Badminton (COMEBA); and
- 5.1.4 Badminton Europe (formerly, the European Badminton Union); and
- 5.1.5 Badminton World Federation (formerly, the International Badminton Federation); and
- 5.1.6 The World Anti-Doping Agency;
- 5.1.7 The Malta Paralympic Committee.

and/or any other body or organisation that the Executive Council may decide.

5.2 The Association shall not be affiliated to any political or religious body or organisation.

Section 2



The logo for Badminton Malta features a stylized red and white shuttlecock on the left. To its right, the word "Badminton" is written in a large, light grey font, and the word "Malta" is written in a smaller, red font directly below it.

Membership

ARTICLE 06: Individual Membership;

ARTICLE 07: Club Membership;

ARTICLE 08: Termination of Membership.

6. Individual Membership.

To participate in any competition organised by the Association and benefit from any benefits related to Badminton Malta, an individual, must be a full paid-up member of the Association. However, Badminton Malta reserves the right to organise separate competitions for non-playing members.

7. Club Membership.

- 7.1 Each club, before being admitted to full membership, shall satisfy the Executive Council that it is properly constituted and playing according to the “Laws of the Game” as set by the Association. Thus, for a club to be able to enjoy full membership, it must have at least ten (10) fully paid-up members of the Association.

It is also mandatory that all club full members register with Badminton Malta as full or non-playing members. Clubs are to pass on a list of all their members’ contact details. They will also include a clause on their club membership form, requesting consent to pass on the information. Failure to do so, will result in the Executive Council having to review the Club’s position, including, but not limited to, suspension of competing teams &/or members and also revoking any titles won. Clubs are allowed not to register up to 5% of their full members. The club will be refunded with the total amount of non-playing registered members at the end of the season.

A club could still be admitted to associate membership if it does not satisfy the above requisite. Associate clubs shall not have voting powers in General Meetings and in meetings of the Executive Council through their club delegates, but they can, and indeed have a duty to, be present and take part in these meetings.

The position of each club shall be reviewed by Badminton Malta on an annual basis by the 31st October.

- 7.2 Playing members cannot represent more than one local club in the same season.
- 7.3 All Players registered with a club, can change club after the end of the season.
- 7.4 Any member registration made by a club shall still be subject to the final approval of the Executive Council, as per article 7.1 of this Statute; any competition result, obtained by that member in the meantime, shall remain suspended until the Executive Council gives its approval and shall not stand if the Executive Council does not give its approval.

7.5 Each club shall submit to the General Secretary of the Association, by not later than the 31st October of every year, the following data:

7.5.1 The statute of the club;

7.5.2 The members of the club's administrative committee and their respective designations;

7.5.3 The identity of the club delegate, and one substitute, to sit on the Executive Council for the entire season;

7.5.4 Payment of Club Registration fee.

Should any club fail, without just cause, to submit to the General Secretary of the Association any one or more of the data referred to above, by the 31st October, as aforesaid, that club shall be barred from taking part in any of the official competitions organized by the Association during the season in question, until the data referred to above, is presented and accepted

For the avoidance of doubt, for the purposes of the aforesaid deadline, it would suffice for the club submitting the data, to show posting by normal mail of the same data by not later than the 31st October.

8.Termination of Membership.

8.1 Any club or member, whether in full or in associated membership, shall not withdraw its membership or support of the Association and/or its activities and/or its competitions without the prior consent in writing of the Executive Council.

8.2 The Executive Council may, at its sole discretion, and for a valid reason, terminate the membership of:

8.2.1 Any affiliated club and/or, its respective delegate;

8.2.2 Any member(s);

8.2.3 Any organisation affiliated to the Association.

Section 3

Government

ARTICLE 09: Governance Structure;

ARTICLE 10: General Meetings;

ARTICLE 11: Annual General Meeting;

ARTICLE 12: Extraordinary General Meeting;

ARTICLE 13: Rules Applicable to all General Meetings;

ARTICLE 14: The Officers of the Association;

ARTICLE 15-19: President, Vice President, General Secretary, Treasurer, Media Officer;

ARTICLE 20: The Executive Council;

ARTICLE 21: Rights and Duties of Elected Persons on the Executive Council;

ARTICLE 22: Prohibition for Elected Persons on the Executive Council;

ARTICLE 23: Vacancies on the Executive Council;

ARTICLE 24: Executive Council Meetings;

ARTICLE 25: Functions and Powers of the Executive Council;

ARTICLE 26: Delegates of Member Clubs;

ARTICLE 27: Dissolutions;

ARTICLE 28: Arbitration;

ARTICLE 29: Statute.

9. Governance Structure.

9.1 The Association shall be governed by:

9.1.1 General Meetings; and

9.1.2 The Executive Committee &/or Council between General Meetings.

9.2 Legal representation of the Association shall vest in the President, the Vice-President, the Secretary and the Treasurer.

10. General Meetings.

10.1 The Association shall have one Annual General Meeting every year, and it shall be held before the 30th April. Other General Meetings of the Association shall be known as Extraordinary General Meetings.

10.2 Following the Annual General Meeting, the starting date of the new Season shall be the 1st August.

11. Annual General Meeting.

11.1 The Annual General Meeting shall transact the undermentioned business in the following order:

- 11.1.1 Appoint a Chairperson to manage the meeting. When the President or General Secretary are not up for election, they shall assume the role of Chairperson at the General Meeting (refer article 15.1).
- 11.1.2 Confirm the Minutes of the preceding Annual General Meeting and any Extraordinary General Meeting held since the preceding Annual General Meeting.
- 11.1.3 Receive and approve the General Secretary's Administrative Report.
- 11.1.4 Receive and approve the Treasurer's Financial Report.
- 11.1.5 Consider any Resolutions and/or Motions for which due notice shall have been given, including any amendments to this Statute, as well as any amendments to the Resolutions and/or Motions already on the Agenda of the Annual General Meeting.
- 11.1.6 Elect officers and members of the Executive Council.
- 11.1.7 Consider any other competent business.

11.2 The following officers of the Council shall be elected for two consecutive seasons:

- President;
- General Secretary;
- Vice President;
- Treasurer;

- Media / Public Relations Officer

The President and General Secretary can serve for a Maximum of four (4) consecutive terms in any of the two (2) roles. If after the four terms elapse, the post of President &/or General Secretary is not contested during the Annual General Meeting, then the person currently in the role can submit their nomination for elections during an Extraordinary General Meeting. In the case the post is contested by someone else, this automatically is considered null. If the persons occupying the post of President & General Secretary for the maximum of four (4) consecutive terms, take a 1 term (2years) break, they can re-contest any of the posts.

11.3 The Two (2) Members of the Council shall be elected for one season.

If any post is not filled, a person can be co-opted, having voting powers.

11.4 The General Secretary shall give notice of an Annual General Meeting at least three weeks in advance. This notice shall include:

- The date, time and place of the meeting;
- The agenda;
- A call for nominations to fill the vacant posts on the Executive Council,
- An invitation for the submission of alterations and / or additions to the Statute;
- An invitation for the submission of resolutions and / or motions.

11.5 Nominations and / or alterations to the Statute and / or additions to the Statute and / or motions and / or resolutions shall be made in writing and can also be sent attached in an email. They shall carry the original signature of the proposer and seconder. The nomination is only valid if received by the set deadline. If a nomination is sent by email, it will only be valid if received by the set deadline and if an acknowledgement is received from Badminton Malta by return email.

11.5.1 Clubs in full membership of the Association shall forward the names and addresses of their nominated representatives to the General Secretary of the Association. Such nominations shall be in accordance with Articles 17(a) and 17(b) of this Statute.

11.5.2 Nominations and / or alterations to the Statute and / or additions to the Statute and / or motions and / or resolutions must reach the General Secretary of the Association at least ten calendar days before the date set for the Annual or Extraordinary General Meeting.

11.5.3 Each nominated person for a post on the Executive Council shall not be less than eighteen years of age on the date of nomination and shall be either a full paid-up member of the Association or an Associate Member. Each nominee shall also be of good moral standing.

12. Extraordinary General Meeting.

- 12.1 An Extraordinary General Meeting shall be convened:
- 12.1.1 When it is required to be convened by the Statute of the Association;
 - or
 - 12.1.2 When the Executive Council deems fit.
- 12.2 An Extraordinary General Meeting shall also be convened by the Executive Council at the written request of at least fifty-one per cent (51%) of the clubs with full membership or fifty-one per cent (51%) of paid up members of the Association, age 16 and over, as registered by 31st October provided that such a request includes the reason(s) for the need to convene such a meeting. The meeting shall be convened by the Executive Council within four weeks of the receipt of such request.
- 12.3 The General Secretary shall give notice of this meeting at least seven days in advance, except when items on the agenda deal with the filling of official posts because a vacancy has occurred, in which case the notice shall be given two weeks in advance and the provisions laid down in this Statute shall, in so far as applicable, be followed.
- 12.4 The notice convening such a meeting shall specify the date, place and time of the meeting as well as the items on the agenda.

13. Rules Applicable to all General Meetings.

- 13.1 All notices required to be given in connection with a General Meeting shall be circulated to all Council Officers and Members, affiliated clubs through their respective delegates, and all registered members of the Association.
- 13.2 No other business, except that on the agenda, may be transacted at these meetings.
- 13.3 The following have the right to attend a General Meeting:
- 13.3.1 The officers on the Executive Council of the Association provided that they have been duly nominated and elected in accordance with Article 13 of this statute.
 - 13.3.2 The members on the Executive Council of the Association provided that they have been duly nominated and elected in accordance with Article 19 of this Statute.
 - 13.3.3 All registered members of the Association as registered by the 31st October of the previous year
 - 13.3.4 One delegate from each club that is a member of the Association, provided that the said delegate submits to the General Secretary before the start of the General Meeting written authorisation on an official club letterhead signed by any two officers of the club.

13.4 The duly authorised Club Delegates (as per article 7.1) shall be entitled to vote provided their club has no outstanding undisputed payments with the Association as at the date of the General Meeting.

13.5 In a situation where there is a tie for three (3) times on any issue, paid members present, age 16 and over (as registered with Badminton Malta by 31st October of the previous year) take a vote. If it remains a tie, the President shall, by his vote, resolve the deadlock, unless the issue is one wherein the President is in any way whatsoever, whether directly or indirectly, except as far as his role of President is concerned, interested, in which case the mechanism contemplated under Article 15.1 of this Statute shall apply.

13.6 The quorum for General Meetings shall be two-thirds of the number of Club Delegates entitled to vote. Whenever there is no quorum, the meeting shall equally take place half-an-hour later, regardless of the actual number of Club Delegates present.

13.7 The General Secretary is to circulate by e-mail to Executive Council Members and all Badminton Malta registered members (as on 31st October of the previous year), an updated and itemised Agenda directly relating to the said General Meeting supported by all the respective documentation.

With regards to the Annual General Meeting, such documentation shall include (but not be limited to) copies of the General Secretary's own Administrative Report and the Treasurer's Financial Report as well as any other documents related to the General Meeting.

With regards to an Extraordinary General Meeting, any related reports are to be circulated.

Such circulation is to take place by not later than seven calendar days from the scheduled date of the said General Meeting.

13.8 The General Secretary is to circulate by e-mail to Executive Council Members, including Club Delegates the draft minutes of the said General Meeting. Such circulation is to take place by not later than two (2) months from the date when the said General Meeting was held.

14. The Officers of the Association.

14.1 The officers of the Association are the President, the Vice-President, the General Secretary and the Treasurer.

14.2 Nominations for election to the above-mentioned posts of Officers on the Executive Council of the Association shall be made and seconded by any registered and paid-up member of the Association, provided that such member

- Is aged not less than eighteen years on the date of the nomination or secondment; and
- Has been a registered member of the Association as at 31st October of the previous year.

Nominations and secondments must carry the original signature of both the nominating person and the seconder; e-mails or photocopies are not acceptable.

Such nominations and secondments must reach the General Secretary of the Association by not later than ten calendar days before the date of an Annual or Extraordinary General Meeting during which the election is to be held.

Should any nomination and/or secondment reach, without just cause, the General Secretary of the Association, later than ten calendar days before the date of an Annual or Extraordinary General Meeting, as aforesaid, such nomination and/or secondment shall be disregarded for the purposes of the election for which that nomination and/or secondment are submitted and the person so nominated and seconded shall be barred from standing for the same election.

For the avoidance of doubt, for the purposes of the aforesaid deadline, it would suffice for the person submitting the nomination and/or secondment to show posting by normal mail of the nomination and/or secondment by not later than ten calendar days before the date of an Annual or Extraordinary General Meeting during which the election is to be held.

14.3 The names of the candidates for election to the above-mentioned posts of Officers on the Executive Council of the Association shall be circulated by the General Secretary to all members of the Association by not later than seven calendar days before the date of an Annual or Extraordinary General Meeting during which the election is to be held.

14.4 Officers elected to the Executive Council of the Association cannot occupy an official capacity, namely the President, Vice President, Secretary and Treasurer, in their respective club's committee. They must be registered with Badminton Malta as associate members.

14.5 When during a term of office, a vacancy occurs in any of the official posts on the Executive Council, such vacancy shall be filled by an election to be held during an Extraordinary General Meeting, notwithstanding that there were runners-up in the original election for that official post.

15. The President.

15.1 The President will preside at the Annual and Extraordinary General Meetings, except when he/she stands for election and in the event that he/she is contested, in which case the role shall be assumed by the General Secretary unless he/she stands for election, in which case, the Association shall request SportMalta or the Malta Olympic Committee to nominate a third party to preside at the Annual General Meeting or Extraordinary General Meeting in question, as the case may be. In particular, the President shall be responsible for the smooth and orderly running of all general and management meetings and shall have the rights conferred upon him by this statute and in particular shall have the right to close a discussion and put the issue for voting.

15.2 The President shall represent the Association at all functions, unless other officers are specifically requested or delegated to do so.

15.3 In the case of an impediment to carry out all or any of his / her duties, the President may delegate his powers to the Vice-President or to any other officer on the Council in descending order.

15.4 To be eligible for election as President of Badminton Malta, each candidate must present an individual structured programme in writing, spread over four seasons, with clear performance indicators. This programme must target the development and improvement of the Association in the sporting, technical and administrative fields.

15.5 No remuneration (except by way of reimbursement of out of pocket expenses, if any) shall be paid to the President in respect of his/her office.

16. The Vice-President.

16.1 The Vice-President shall perform the duties of the President in the latter's absence, and any other function delegated to him/her by the Association.

16.2 No remuneration (except by way of reimbursement of out of pocket expenses, if any) shall be paid to the Vice-President in respect of their office.

17. The General Secretary.

17.1 The General Secretary will be responsible to keep all the records of the Association and to maintain all the Minutes of meetings of the Executive Council including official meetings held in the presence of club delegates and Annual or Extraordinary General Meetings. The General Secretary shall prepare and submit an Administrative Report to the Annual General Meeting.

17.2 The General Secretary shall conduct all the official correspondence of the Association.

17.3 The General Secretary shall:

17.3.1 Keep a record of all the clubs and members and of the Association;

17.3.2 Be responsible for the registration of all the clubs and members of the Association;

17.3.3 Be responsible for the registration of all players taking part in the competitions organised by the Association;

17.3.4 Generally, conduct the business of the Association under the direction of the Executive Council.

17.4 No remuneration (except by way of reimbursement of out of pocket expenses, if any) shall be paid to the General Secretary in respect of his/her office

18. The Treasurer.

18.1 The Treasurer shall deal with all matters involving the funds of the Association and shall be responsible to obtain receipts for any expense incurred.

18.2 The Treasurer shall prepare and submit a Financial Report at the Annual General Meeting, which Report shall have been examined and signed by the President and the Treasurer.

18.3 The Treasurer must inform the Executive Council in writing with the financial position of the Association from time to time or when requested by the Council members.

18.4 No remuneration (except by way of reimbursement of out of pocket expenses, if any) shall be paid to the Treasurer in respect of his/her office.

19. The Media / Public Relations Officer.

The Media /Public Relations Officer will act as the point of contact for members of the press and other media representatives.

He/she will also be responsible for:

- maintaining the image of the association;
- gaining publicity and distributing information to members of the press or other media representatives;
- Keep website and social media active;
- Communicating the necessary information to all Badminton Malta members

20. The Executive Council

20.1 The Executive Council of the Association shall consist of the five (5) officers of the Association and the two (2) members.

20.2 One representative of each Club affiliated to the Association – to be known as “Club Delegate”. These representatives can be present during Council meetings where club related issues are discussed and if/when voting will be required. They shall only vote on matters directly affecting or relating to the said Clubs and organisations. They should also be aged not less than eighteen years of age on the date of nomination and be full members of Badminton Malta

20.3 All officers and members of the Executive Council, except the President and Media /Public Relations Officer, shall have the right to vote on all issues discussed by the Council. When any officer/member has any interest in any issue under discussion, including matters related to the club with which s/he is affiliated as well as matters relating to him / her personally and administratively, s/he should not take part in the discussion and voting.

20.4 The President has only a casting vote. However, this cannot be used when the President has any interest – even an indirect one – in the issue under discussion, including matters relating to him / her personally and administratively.

20.5 The President shall call an Executive Council Meeting within seven days if at least three Officers and/or Members of the Council submit a written request for the holding of such a meeting. This request must include the reason(s) for calling such a meeting.

21. Rights and Duties of Elected Persons on the Executive Council.

21.1 Persons elected or co-opted to sit on the Executive Council shall hold office for the duration of time related to the post they occupy:

21.2 Persons elected or co-opted to sit on the Executive Council have the duty to attend all sittings of the Council and all the sittings of Sub-Committees and Commissions to which the Council may have nominated them.

21.3 Persons elected or co-opted to sit on the Executive Council shall keep the interests of the Association in general before any other interest and shall always carry out their duties in a correct manner and in a sporting spirit.

21.4 Persons elected or co-opted to sit on the Executive Council have the duty to report to the President and to the Council all cases of misconduct that are likely to bring the Association and/or the Game into disrepute.

22. Prohibition for Elected Persons on the Executive Council.

Persons elected to sit on the Executive Council shall not receive any remuneration for attending the meetings of the Executive Council and / or for attending the sittings of Sub-Committees and Commissions to which the Council may have nominated them.

23. Vacancies on the Executive Council.

23.1 Persons elected to sit on the Executive Council, who fail to attend three consecutive Council meetings or five meetings in a period of four months without just cause, may be considered by the Council to have vacated their respective seat on the Executive Council.

23.2 Any person sitting on the Executive Council may be removed from office, for any reason whatsoever, by a simple majority at a General Meeting duly requisitioned by at least fifty per cent (50%) in number of the persons sitting on the Executive Council and in which the removal is proposed in the agenda of the said General Meeting, for discussion and voting thereon.

23.3 Any vacancy occurring due to absence (except in the case of sickness) or resignation may not be filled by the same person before the next Annual General Meeting.

24. Executive Council Meetings.

24.1 The General Secretary shall give notice of a Council Meeting at least seven calendar days in advance. This notice shall contain the date, time and place of the Meeting together with the Agenda. This Clause will not apply if the President deems the Council Meeting to be an urgent one.

24.2 For the purpose of transacting the Association's business at an Executive Council Meeting, there shall be a quorum if the meeting is made up of any two [2] of the following officers: The President, the Vice-President and the General Secretary as well as any two other Officers or Members of the Council, excluding the Club Delegates. In the absence of this quorum, the meeting shall not be held. In the case of the General Secretary being absent, a person from the Executive Council will be appointed, with the exception of the President, to take over all General Secretary duties. This decision will be taken before the opening of the said meeting by the same Executive Council members.

24.3 Council meetings shall be conducted in accordance with the Agenda.

25. Functions and Powers of the Executive Council.

25.1 If after an Annual or an Extraordinary General Meeting there shall remain vacant posts on the Executive Council, such vacancies shall be filled by the Council as soon as reasonably possible by means of:

25.1.1 A new call for applications; failing which

25.1.2 The Council shall have the power to co-opt persons from outside the Association; such co-opted persons shall have the rights and duties, including voting rights, in accordance with the posts they occupy.

25.2 The Council may appoint Sub-Committees and/or Commissions, as it may deem necessary. The President and the General Secretary shall be *ex officio* members of such Sub-Committees and / or Commissions. These Sub-Committees and / or

Commissions may be made up of persons who are not members of the Council. Unless otherwise stated in the terms of reference of such Sub-Committees and / or Commissions, their nature and role shall only be a consultative one; they shall be required to report their findings and conclusions to the Executive Council in writing.

25.3 Members of Sub-Committees and / or Commissions nominated by the Council shall, when they have any interest – even an indirect one – in a particular issue, declare such interest; the Chairman of the respective Sub-Committee and / or Commission shall exempt such member from taking part in the discussion and the decision on that particular issue.

25.4 Unless specifically established otherwise in this Statute, the Council shall have exclusive control and management of all national competitions and international events organised by the Association, including the right to conduct doping tests on the relative participants, and it shall exclusively settle any disputes arising from them.

25.5 The Council shall take all the necessary disciplinary action it deems fit against any member, club, organisation (that promotes Badminton in any defined sector in Malta), player, coach or any other person and / or entity subject to the jurisdiction of the Association for any violation of this Statute and / or any other Rules made by the Council and / or the Laws of the Game or for having committed any misconduct which is likely to bring the Association and / or the Game into disrepute or for having acted in a disreputable manner towards the Association and / or any of its activities, Council Officers, Council Members, organisation (that promotes Badminton in any defined sector in Malta), player, coach or any other person and / or entity subject to the jurisdiction of the Association.

25.6 The Council may suspend definitely or indefinitely a Club Delegate if the latter disrespects the proceedings at Council Meetings and / or the Council's and / or the Association's objectives.

25.7 When the Council considers and / or investigates any case submitted to it for decision, whether disciplinary or otherwise, it shall have the authority to require the submission of all the supporting evidence it deems fit to the case, including witnesses. It shall also have the authority to require that any statement(s) made be confirmed under oath.

25.8 Resolutions and decisions made by the Council shall be binding upon all the member clubs and all members thereof.

25.9 All determinations and decisions taken, resolutions passed, penalties imposed or arbitrations made by the Council in matters relating to competitions and / or discipline shall be final and conclusive, provided such are not in conflict with this Statute and / or with any other Rules made by the Council.

25.10 It shall be at the sole discretion of the Council to reopen for consideration any case if a written request made for such reopening includes new evidence of which the requesting party and / or the Council was not aware at the time of the first hearing.

25.11 The Executive Council shall have the authority to deal with any matter and to take the relative decisions it deems fit even if this Statute and / or any other Rules of the Association are silent on such matter.

25.12 The Executive Council shall have the authority to approach a Financial Institution of its choice to apply for loans, investments or any financial matter as deemed necessary at the time.

26. Delegates of Member Clubs

26.1 Each club in full membership of the Association shall appoint a delegate and one substitute delegate to represent it on the Executive Council and at an Annual or Extraordinary General Meeting, in accordance with Section II Article 2 of this Statute, and to represent it at any other meeting of the Association on matters where such club is concerned.

26.2 In case of the unavailability of both delegate and substitute delegate the club may appoint another representative (fully paid member) for that particular meeting. The Executive Council has to be informed at least one (1) hour before meeting commences.

27. Dissolutions.

The Association shall not be dissolved except at an Extraordinary General Meeting specifically called for this purpose and by a resolution carried unanimously by the members present with voting powers.

In the event of such dissolution, and after the satisfaction of all debts and liabilities, the assets that are left shall be disposed of to another non-profit making organisation with similar purposes as the organisation in accordance with the wishes of the said members present with voting powers.

28. Arbitration

Subject to Part VIII of the Sports Act (Chapter 455 of the Laws of Malta), in case of any dispute whatsoever, with respect to the interpretation and application of, and any decision taken in relation to this Statute, shall be settled by arbitration in terms of the Arbitration Act (Chapter 387 of the Laws of Malta).



Sports Act -
Chapter 455.pdf



Sports Act -
Chapter 387 .pdf



29. Statute.

This amended statute has been approved during a General Meeting held on _____, and is being certified by all the Executive Committee.

Mr Owen Grech - President _____

Mr Stephen Ferrante - Vice-President _____

Ms Jo'Anne Cassar - General Secretary _____

Mr Frederick Clark – Treasurer _____

Mr Emanuel Gatt – Member _____

Ms AnnMarie Bezzina – Member _____

Signed today: _____

