

Notice

Key Decisions - BWF AGM and Council Meetings

Gold Coast, Australia - May 2017



Dear Members and Continental Confederations

As you are aware the BWF held a range of meetings and activities alongside the TOTAL BWF Sudirman Cup 2017. This included the following:

- A. **BWF Annual General Meeting** – Saturday 20 May 2017
- B. **BWF Council Meeting** – Monday 22 and Tuesday 23 May 2017
- C. **Athletes' Commission elections** – Wednesday 24 May 2017

Please find below the key decisions made at the meetings and gives some more background on the Athletes' Commission elections.

A. Decisions by the AGM

- 1. **Amendments to the BWF constitution** – clause 18.4 and clause 31.1.3

The AGM approved the following additional clause 18.4 (in red).

18.3 Nominations for election to Council and for Officer positions (Clause 18.1) shall be made in writing by a Member in Good Standing and sent directly to the Secretary General of the Federation so as to reach the Federation not later than the closing date published in accordance with Clause 15.1.

18.4 Staff members of Continental Confederations are not eligible for nomination for Council or Officer positions on Council (Clause 18).

18.5 Nominations shall be seconded by a different Member in Good Standing from the proposer. Seconding of nominations must be in writing, and reach the Federation by the same published closing date as for nominations.

The Council also approved amendments to the BWF constitution to form a new Judicial Body (see over in red).

Notice

Key Decisions - BWF AGM and Council Meetings

Gold Coast, Australia - May 2017



Clause 31.1.3 - a new Judicial Body of the BWF - the Ethics Hearing Panel.

31. JUDICIAL BODIES OF THE FEDERATION

31.1 The following bodies of the Federation have judicial powers in accordance with the Federation's Statutes:

- 31.1.1 The General Meeting;
- 31.1.2 The Council;
- 31.1.3 **The Ethics Hearing Panel** and any other Disciplinary Committee / **Panel** appointed by Council;
- 31.1.4 The Doping Hearing Panel;
- 31.1.5 The Appeals Panel;

31.2 With the exception of the Doping Hearing Panel, **the Ethics Hearing Panel** and the Appeals Panel, the bodies may delegate their power. In all cases the procedural provisions of the Constitution shall be followed.

The judicial bodies of the Federation have the power to make decisions and impose penalties in their areas of duty set out in the Statutes.

Please also see below the information on the amendments to the **BWF Judicial Procedures** approved by Council, the role of the **Referral Officer** and the **External Judicial Experts Group**. This follows our Notice to the membership of 10 May 2017

The BWF Constitution can be downloaded from the corporate website ([linked here](#)).

2. Amendments to the Laws of Badminton – clause 17.5.2.

The AGM approved amendments to clause 17.5.2 of the Laws of Badminton related to the **Instant Review System** – see over for the amendments in red.

See also below the related amendments approved by Council to **Appendix 7** of the **Laws of Badminton** which are a consequence of the amendments to the Laws of Badminton being implemented.

[see over]

Notice

Key Decisions - BWF AGM and Council Meetings

Gold Coast, Australia - May 2017



Amendments in red.

Part II–Section 1A –Laws of Badminton

17.5 An official's decision shall be final on all points of fact for which that official is responsible except that if:

17.5.1 in the opinion of the umpire, it is beyond reasonable doubt that a line judge has clearly made a wrong call, the umpire shall overrule the decision of the line judge;

17.5.2 an Instant Review System is in operation, **the Referee system in operation** shall decide on any line call challenge **using the system** (Appendix 7).

The amended Laws of Badminton can be downloaded from the corporate website ([linked here](#)).

3. Approval of Dr Justian Suhandinata - BWF Honorary Life Vice President (HLVP)

The AGM confirmed a new HLVP – Justian Suhandinata. Please see the corporate website for the profiles of all the BWF Honorary Life Vice Presidents including our newest – Justian Suhandinata ([linked here](#)).

4. Service Height - an experimental law being implemented by 1 January 2018.

Badminton Association of Malaysia proposed to implement an experimental service law (as per regulation 9.1.6.2 in the Laws of Badminton) in all international BWF Sanctioned Tournaments, including Under 19 International Tournaments, but not other tournaments for age groups below Under 19.

Council agreed in principle with the proposal and to work on the implementation of an experimental system based on the BAM proposal.

5. Subscription amount for 2018 will remain at USD \$200 per unit (unchanged)

The AGM agreed to retain the current subscription amount of USD \$200 for 2018.

Notice

Key Decisions - BWF AGM and Council Meetings

Gold Coast, Australia - May 2017



6. **Auditors** – confirmed the services of BDO Malaysia for the external auditors of the accounts for year ending 31 December 2017.

The AGM agreed to retain the services of BDO Malaysia as auditors.

-
7. **Next AGM** – will be hosted alongside the TOTAL BWF Thomas and Uber Cup 2018 with a formal announcement to be made before 30 September 2017 as is required under clause 15.1 of the BWF constitution.

B. Key Decisions – BWF Council Meeting 22 and 23 May 2017

Events Related Decisions

-
8. **Hosts for the BWF World Junior Championships 2018**

The Council selected Badminton Canada as the host of the 2018 BWF World Junior Championships. The event will be hosted in an area of Toronto – the city of Markham. More information will be circulated when this is available ([see news story – linked here](#)).

In the meantime, the next BWF World Junior Championships will be held in Yogyakarta, Indonesia 09 – 22 October 2017. See the events calendar for more details ([linked here](#)) including the invitation letter ([linked here](#)) for the event.

-
9. **Amendments to the General Competition Regulations – effective Immediately**

The Council approved amendments to the General Competition Regulations (GCR) which came into effect immediately after the Council decision on 23 May. These are:

- Clause 2.7.1 and clause 2.7.2 – International Leagues

Notice



Key Decisions - BWF AGM and Council Meetings

Gold Coast, Australia - May 2017

- 17.9 – enhancements to the definition of the net and net posts

See the attached **Annex 1** for the exact amendments to the clauses above. The amended General Competition Regulations can be viewed on the corporate website ([link here](#)).

10. Upgrading of Technical Officials

The following umpire was upgraded to BWF Accredited Umpire level:

- Steven Ong Swee Kai (MAS)

The following referee was upgraded to the BWF Accredited Referee level:

- Cleopatra Monco (ITA)
-

11. Decision on the Hosts of the Para-Badminton Continental Championships 2018

The Council approved the following hosts of the Continental Para-Badminton Championships 2018.

- Oceania Para-Badminton Championships 2018 - Australia
- Pan America Para-Badminton Championships 2018 – Peru
- European Championships 2018 - France

More information will be circulated by the Events Department when this is available.

In the meantime you can see the current calendar of events for para-badminton for 2017 on the corporate website ([linked here](#)).

12. Approval of a Technical Officials Policy - Servicing Para-Badminton Events

The objective of this policy (see **Annex 2** attached) approved by the Council is to ensure that there is a sufficient pool of trained and qualified para-badminton technical delegates, referees and umpires available to cover all para-badminton tournaments by the time the Tokyo 2020 Paralympic Games are hosted.

Currently there are technical officials who have officiated at para-badminton competitions for a long time, but they do not have a BWF technical official qualification. This group of TOs have been – and will continue to be important in servicing para-badminton events.

Notice

Key Decisions - BWF AGM and Council Meetings

Gold Coast, Australia - May 2017



However referees and umpires, for the Tokyo 2020 Paralympic Games and other high level events must be accredited or certificated as a BWF technical official for the Paralympics.

This policy aims to bring together TOs from both the BWF qualified pool and others from para-badminton so that those without a BWF credential will have an opportunity to seek a credential and have a chance to be part of the Paralympic Games and major para-badminton events.

Decisions Related to Ethics, Governance and Regulations

13. Ethics Regulations – effective Date 1 June 2017

As per our Memo of 10 May 2017, a range of ethics rules and policies (some amended and some new) came into effect on 1 June 2017.

Please see the memo of 10 May for details of the ethics rules and regulations.

The constitution, guidelines, policies and ethics rules and judicial procedures that are in place and on the website ([linked here](#)) are listed below:

- 01. BWF Constitution (AGM – 20 May 2017)
- 02. Amendments to the Constitution – (AGM – 20 May 2017)
- 03. Guidelines for Council – Executive Board – Committees – Working Groups
- 04. Federation Rules and Procedures
- 05. BWF Judicial Procedures
- 06. Arbitrator – BWF Appeals Panels 2017 – 2021
- 07. BWF Code of Ethics

Codes of Conduct

- 08. Candidates for Elections Code of Conduct
- 09. Elected Officials Code of Conduct
- 10. Bidding Organisations Code of Conduct
- 11. Players Code of Conduct
- 12. Technical Officials Code of Conduct
- 13. Coaches and Educators Code of Conduct
- 14. Classifiers Code of Conduct

Administrative Fines

- 16. Fees, Offences and Penalties

Complaint Guidelines

- 17. Complaint Guidelines and Procedures

Notice

Key Decisions - BWF AGM and Council Meetings

Gold Coast, Australia - May 2017



- 18. BWF General Privacy Policy

14. Approval of the BWF General Privacy Policy

The Council approved a General Privacy Policy which describes the principles behind how BWF collects, stores, processes and uses personal data (see **Annex 3**).

This policy describes how this personal data must be collected, handled and stored to meet the BWF's data protection standards, and to comply with the law.

This policy is supplemented by specific privacy policies and procedures that relate to anti-doping, integrity in sports, use of the BWF's IT platforms, and staff.

Procedures will now be written for specific workflows where BWF collects, stores and processes personal information.

15. Approval of amendments to the BWF Judicial Procedures

The Council approved amendments to the BWF Judicial Procedures that was approved on 17 March and circulated on 10 May 2017.

The amendments relates to the following:

- a. The role of the Referral Officer in relation to Provisional Suspensions (clause 3.20, clause 5.14.
- b. The scope of the infractions that can be referred to an Ethics Hearing Panel – clause 6.3.1.
- c. And clarity over the decision making powers of the Referral Officer – clause 6.3.

Please see **Annex 4** attached for the track changes version of the BWF Judicial Procedures.

A clean copy of the BWF Judicial Procedures can be downloaded from the website ([linked here](#)).

16. Amendments to the Anti-Doping Regulations

The Council approved a number of changes to the Anti-Doping Regulations to ensure there was a clear link between these regulations and the BWF Judicial Procedures.

Notice



Key Decisions - BWF AGM and Council Meetings

Gold Coast, Australia - May 2017

With the adoption of the BWF Judicial Procedures, the BWF now has an External Judicial Experts Group (see below).

Two kinds of Hearing Panels can be formed from these experts in the group:

- a. Ethics Hearing Panel – to hear match fixing, corruption and ethics related cases.
- b. Doping Hearing Panel – to hear doping cases.

The amendments to the Anti-Doping Regulations made sure there were linkages to from these regulations to the BWF Judicial Procedures.

See the following clauses in **Annex 5**:

- Clause 7.1.2
- The definition on Doping Hearing Panel (page 59)
- The definition of External Judicial Experts Group

17. Approval of Amendments to the Elected Officials Code of Conduct

The Council approved additional words to clause 2.2 of the Code of Conduct of Elected Officials. This Code of Conduct was approved in 2012 and amended by Council on 17 March. The amendments were circulated to the membership on 10 May 2017.

However the Code had some words missing on clause 2.2 – see below amended:

- 2.2 The Code provides guidance for candidates themselves as well as BWF Members, Continental Confederations and BWF administration staff **on** how candidates **should conduct their campaigns and the role of others in such campaigns**.

This is now complete and the Code of Conduct can be downloaded from the corporate site ([linked here](#)).

18. Approval - External Judicial Experts Group

The Council conformed a six members of the External Judicial Experts Group. Article 3.3 of the BWF Judicial Procedures states:

Notice

Key Decisions - BWF AGM and Council Meetings

Gold Coast, Australia - May 2017



External Judicial Expert Group: means a group of external experts appointed by Council, where the chair of the External Judicial Expert Group shall select the appropriate number of people to sit on the Ethics Hearing Panel or a Doping Hearing Panel to hear a case.

External Judicial Experts Group – Gold Coast 23 May 2017

- Rune Baard Hansen (NOR) - Chair
 - Kevin Carpenter (GBR)
 - Annabel Pennefather (SGP)
 - Sylvia Schmidt (GER)
 - Dr P S M Chandran (IND)
 - Prof. Toni Graff-Bauman (GER)
-

19. Appoint a Referral Officer

In line with the BWF Judicial Procedures, the Council appointed a BWF Referral Officer.

Article 3.20 of the BWF Judicial Procedures defines the role:

Referral Officer: refers to the person appointed by Council, independent of the BWF and its bodies who is responsible for deciding in accordance with these regulations on the referral of individual cases to the relevant Hearing Panel, on the imposition of Provisional Suspensions, and as otherwise defined in these regulations.

The Council appointed:

- Lars Halgreen Ph.D., LL.M – CAS Arbitrator and Legal Director/Chief Arbitrator of International Sports Services and Arbitration IVS. Lars is a CAS arbitrator
-

Notice

Key Decisions - BWF AGM and Council Meetings

Gold Coast, Australia - May 2017



C. Athletes' Commission Elections

On 24 May, the Athletes' Commission elections took place – both by email and also voting in person at the TOTAL BWF Sudirman Cup competition Venue.

The following were elected for a four year term:

- Pusarla V. Sindhu (IND)
- Kirsty Gilmour (SCO)
- Marc Zwiebler (GER)

Further to the above, Akville Stapusaityte (LIT), was elected for a two year term to fill a casual vacancy.

See the announcement of the election results ([linked here](#)).

The new Athlete's' Commission met and selected the chair and vice-chair.

- Koen Ridder (NED)
- Marc Zwiebler (GER)

As chair, Koen becomes a member of Council ([linked here](#)) and will serve a two year term until the next elections of the Athletes' Commission.