

CFU STATUTES

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1 **DEFINITION OF TERMS**

1.1 The terms below denote the following:

- (a) Caribbean means the states and islands of the Caribbean Sea, including the West Indies, when considered as a geopolitical region.
- (b) CFU means the Caribbean Football Union.
- (c) CONCACAF means the Confederation of North, Central American and Caribbean Association Football.
- (d) Congress means the supreme legislative body of the CFU.
- (e) Executive Committee means the Executive Committee of the CFU, as it exists in accordance with these Statutes.
- (f) FIFA means Fédération Internationale de Football Association.
- (g) League means a combination of clubs within the territory of a Member Association, which is subordinate to and under the authority of that Member Association.
- (h) Member Association means a national football association that is a member of the CFU.
- (i) Official Competition means the competition for representative teams of Member Associations organised by the CFU.
- (j) Secretariat means the CFU Secretariat, as it exists in accordance with these Statutes.

1.2 **In these Statutes:**

- (a) words importing the singular number include the plural number and vice versa;
- (b) words importing the masculine gender include the feminine gender;
- (c) words importing persons will, where the context requires, include corporations as well as any other legal or natural person;
- (d) "written" and "in writing" include all modes of representing or reproducing words in visible form;
- (e) "shall" shall be construed as imperative and "may" shall be construed as permissive;
- (f) references to provisions of any law or regulation shall be construed as references to those provisions as amended, modified, re-enacted or replaced;
- (g) any phrase introduced by the terms "including", "include", "in particular" or any similar expression shall be construed as illustrative and shall not limit the sense of the words preceding those terms;
- (h) the term "and/or" is used herein to mean both "and" as well as "or". The use of "and/or" in certain contexts in no respects qualifies or modifies the use of the terms "and" or "or" in others. The term "or" shall not be interpreted to be exclusive

and the term "and" shall not be interpreted to require the conjunctive (in each case, unless the context otherwise requires); and

- (i) headings are inserted for reference only and shall be ignored in construing these Statutes.

2 GENERAL PROVISIONS

2.1 Establishment

- (a) There shall continue in existence an entity known as the Caribbean Football Union.
- (b) The membership at the time of the adoption of these Statutes shall be as listed on Schedule A attached hereto

2.2 Legal Form

The CFU is a not for profit organisation registered under the Laws of Jamaica. Subject to the provisions of applicable law, the CFU may by resolution of three-fourths of the Congress change the country of registration.

2.3 Headquarters

- (a) The CFU's headquarters shall be situated in Kingston, Jamaica.
- (b) Subject to the provisions of the applicable law, the CFU may by resolution of three-fourths of the Congress change the location of its headquarters.

2.4 Registered Office

- (a) The registered office of the CFU shall be at the offices of Townsend Whyte & Porter, 4 Duke Street, Kingston, Jamaica; or at such other place within Jamaica as the Executive Committee may decide.
- (b) The CFU may, in addition to its registered office, maintain such other offices or places of business as the Executive Committee may determine.

2.5 Objectives

- (a) The objectives of CFU are to:
 - (i) deal with all questions relating to Caribbean football;
 - (ii) promote football throughout the Caribbean without any discrimination on account of politics, gender, religion, race or any other reason;
 - (iii) monitor and control the development of every type of football throughout the Caribbean;
 - (iv) organise and conduct international football competitions and tournaments at Caribbean level for every type of football;
 - (v) prevent all methods or practices that might jeopardise the regularity of matches or competitions or give rise to the abuse of football;

- (vi) ensure that sporting values always prevail over commercial interests;
 - (vii) re-distribute revenue generated by football in accordance with the principle of fairness and to support re-investment at all levels – especially at the national and grassroots levels of the game;
 - (viii) promote unity among Member Associations in matters relating to Caribbean and world football;
 - (ix) safeguard the overall interests of Member Associations;
 - (x) ensure that the needs of the different stakeholders in Caribbean football (leagues, clubs, players, supporters, sponsors, etc.) are properly taken into account;
 - (xi) act as a representative voice for the football fraternity in the Caribbean as a whole;
 - (xii) to maintain good relations with and cooperate with the CONCACAF and the FIFA and the Confederations recognised by the FIFA;
 - (xiii) ensure that the CFU's representatives within the CONCACAF and the FIFA represent the views of the CFU;
 - (xiv) respect the interests of Member Associations, settle disputes between Member Associations and assist them in any matter upon request; and
 - (xv) to promote the advancement of women in football and the development of women football.
- (b) The CFU shall seek to achieve its objectives by implementing any measures it deems appropriate, such as setting down rules, entering into agreements, taking decisions or adopting programmes.

2.6 Relationship with the CONCACAF

The CFU is a union recognised by the CONCACAF.

2.7 Conduct of Officials and Bodies

The officials and bodies of the CFU shall observe all pertinent statutes, regulations, directives and decisions of the FIFA, the CONCACAF and the CFU, including in particular the FIFA's Code of Ethics, in their activities.

2.8 Official Languages

- (a) The official languages of the CFU shall be English, French, Spanish and Dutch, respectively.
- (b) The official languages of a Congress shall be English, French, Spanish and Dutch, respectively.

- (c) Official documents and official records of the CFU shall be published in English, French, Spanish and Dutch. In the event of any discrepancy, the English version shall be authoritative.

3 MEMBERSHIP

3.1 Membership

- (a) Membership to the CFU is open to national football associations situated within the Caribbean that are responsible for the organisation and implementation of football-related matters in their respective countries.
- (b) In exceptional circumstances, a national football association that is situated outside of the Caribbean may be admitted to membership. In order for a national football association to be admitted to membership under this provision, such national football association must provide conclusive written evidence as to why it should be admitted to membership of the CFU as opposed to membership of another union or confederation. Such national football association should also be within close proximity to the Caribbean.
- (c) A national football association in a territory that has not yet gained independence may, with the written authorisation of the national association of the country on which it is dependent, apply to become affiliated to the CFU.

3.2 Admission and Admission Procedure

- (a) A national football association that wishes to become a provisional member of the CFU shall submit a written application for admission to the Secretariat.
- (b) The Congress shall have the power in its absolute discretion to accept or refuse an application for provisional or full membership.
- (c) The Executive Committee shall admit a national football association into membership on a provisional basis until such time as the Congress shall be able to meet to make a decision on the application for provisional membership.
- (d) Full membership is only permitted if a national football association has already been a provisional member of the CFU for a period of two years.
- (e) A national football association applying for provisional membership must submit a written request to the Secretariat stating why it should be accepted for membership on a provisional basis.
- (f) Provisional membership shall have all of the rights and obligations of full membership, except that such provisional member shall not have the right to vote at a Congress or become a member of the Executive Committee or any Standing Committees.
- (g) A national association wishing to become a provisional member of the CFU shall apply in writing to the Secretariat. The application must be accompanied by the following documents:
 - (i) a copy of its legally valid statutes and regulations;
 - (ii) a written declaration that it (a) will always comply with the Statutes, regulations, and decisions of the CFU, the CONCACAF and the FIFA and ensure that these are also respected by its own members, clubs, players,

and officials; (b) will comply with the Laws of the Game, as currently in force; (c) recognises the Court of Arbitration for Sport, as specified in these Statutes; (d) is located and registered in the Caribbean; (e) can make decisions independently of any external entity; (f) shall pay the fee for the admission procedure, as such fee is determined by the Executive Committee; and (g), once it becomes a provisional member, it will pay such membership fee as may be determined by these Statutes or by a Congress.

- (iii) a list of officials, specifying those who are authorised signatories with the right to enter into legally binding agreements with third parties; and
- (iv) a copy of the minutes of its national football association congress authorising its membership application to the CFU.

3.3 Rights of Member Associations

- (a) Member Associations shall have the following rights:
 - (i) to take part in and exercise their voting rights at the Congress;
 - (ii) to draw up proposals for the agenda of the Congress;
 - (iii) to propose candidates for the election of the membership of the Executive Committee, and the CFU representatives to the CONCACAF Executive Committee and the FIFA Executive Committee;
 - (iv) to propose candidates for the appointment of the chairmen and members of any Judicial Body;
 - (v) to take part in CFU competitions with their representative teams and to enter their clubs or national teams, as applicable, for these competitions; and
 - (vi) to exercise all other rights granted to them by these Statutes.

3.4 Obligations of Member Associations

- (a) Member Associations shall have the following obligations:
 - (i) to observe the principles of loyalty, integrity and sportsmanship in accordance with the principles of fair play;
 - (ii) to comply with these Statutes and regulations, the CONCACAF statutes and regulations and the FIFA statutes and regulations and decisions made thereunder;
 - (iii) to respect the Laws of the Game as decided by the International Football Association Board;
 - (iv) to pay their respective membership subscriptions;
 - (v) to manage their affairs independently and with no influence from third parties. Member Associations shall provide in their statutes for a procedure guaranteeing that their executive body is freely elected and that their other bodies are elected or appointed in a completely independent way. Any body or decision from a body that has not been

elected or appointed in compliance with such a procedure, even on an interim basis, shall not be recognised by the CFU;

- (vi) to ensure that Leagues or any other groups of clubs at Member Association level shall only be permitted with the respective Member Association's express consent and shall be subordinate to it. The Member Association's statutes shall define the powers apportioned to any such group, as well as its rights and obligations. The statutes and regulations of any such group shall be subject to the approval of the respective Member Association;
- (vii) to ensure that neither a natural nor a legal person (including holding companies and subsidiaries) exercises control or influence over more than one of their clubs whenever the integrity of any match or competition organised at Member Association level could be jeopardised. Member Associations shall include such an obligation in their statutes and lay down the necessary implementing provisions;
- (viii) to communicate to the CFU any amendment of their statutes translated, if necessary, into an official language of the CFU;
- (ix) to observe and abide by the FIFA Code of Ethics;
- (x) to adopt a statutory clause specifying that any disputes requiring arbitration involving itself or one of its members and relating to the statutes, regulations, directives and decisions of the FIFA, the CONCACAF, the CFU, the Member Association itself or the Leagues shall come solely under the jurisdiction of the appropriate arbitration tribunal and that any recourse to ordinary courts is prohibited; and
- (xi) to include the above obligations in their statutes, as well as a provision that their respective leagues, clubs, players and officials shall observe these obligations;

3.5 Withdrawal

A Member Association may withdraw its membership at the end of the CFU's financial year, provided that it has given a minimum of six months' written notice to the Secretariat sent by registered letter. Such notice to be signed by the president of the Member Association.

3.6 Dissolution

If a Member Association is dissolved, its membership in the CFU shall terminate with immediate effect.

3.7 Suspension

- (a) The Congress is primarily responsible for suspending a Member Association. However, if, in the sole opinion of the Executive Committee, a Member Association has committed a material breach of these Statutes or regulations or decisions made thereunder, and fails to correct such breach within a reasonable time, the Executive Committee shall be entitled to suspend the membership of the Member Association with immediate effect. A "material breach" means a substantial failure of a Member Association to adhere to any obligation or duty or other requirement under these Statutes which is significant enough to undermine or destroy the objectives of the CFU.

- (b) A Member Association may in particular be suspended if government or other political authorities interfere in its affairs in such a significant way that:
 - (i) it may no longer be considered as fully responsible for the organisation of football-related matters in its territory;
 - (ii) it is no longer in a position to perform its statutory tasks in an appropriate manner;
 - (iii) the smooth running of a competition organised under its auspices is no longer guaranteed; or
 - (iv) the free election of its executive body or the totally independent election or appointment of its other bodies is no longer ensured.
- (c) Any suspension must be submitted to the next Congress for consideration. A suspension shall be confirmed by a three quarter majority of the votes taken. If the suspension is not confirmed, the suspension will be lifted with immediate effect.

3.8 Expulsion

- (a) A Member Association may be expelled from the CFU if it has:
 - (i) failed to settle its financial obligations towards the CFU within a year after such obligations become due and payable; or
 - (ii) materially breaches these Statutes or a regulation or decision made thereunder and such breach is not remedied within a reasonable time. A “material breach” means a substantial failure of a Member Association to adhere to any obligation or duty or other requirement under these Statutes which is significant enough to undermine or destroy the objectives of the CFU; or
 - (iii) lost its qualifying status as a representative national football association.
- (b) The expulsion of a Member Association shall be decided by the Congress. The expulsion must be supported by three-quarters or more of the Congress, and at least half of the total number of Member Associations must be present.
- (c) A Member Association shall be obliged to settle all outstanding financial obligations due to the CFU prior to its expulsion, withdrawal or dissolution and/or the termination of its membership.

4 HONORARY PRESIDENT AND HONORARY MEMBERSHIP

4.1 Honorary Membership

- (a) The Congress may, on the proposal of the Executive Committee, bestow the status of Honorary President or Honorary Membership upon a person for especially meritorious services to Caribbean football.
- (b) A Honorary President may attend the Congress and, upon invitation by the Executive Committee, the meetings of the Executive Committee in an advisory capacity, but shall have no vote.

- (c) A Honorary Member may attend the Congress in an advisory capacity, but shall have no vote.

5 BODIES

5.1 Bodies

- (a) The bodies through which the CFU may act shall be:
 - (i) the Congress;
 - (ii) the Executive Committee;
 - (iii) the Secretariat;
 - (iv) the Judicial Bodies; and
 - (v) the Standing Committees.

5.2 Congress

(a) General Decision-Making Powers

- (i) A Congress may be an Ordinary Congress or an Extraordinary Congress.
- (ii) The Congress shall be the supreme legislative body of the CFU.
- (iii) Only a duly convened Congress shall have the power to make decisions.

(b) Powers, Agenda

- (i) The CFU shall be obliged to, in each year, hold an Ordinary Congress and shall specify the meeting as such in the notices calling it. An Ordinary Congress shall, as a rule, be held prior to the CONCACAF congress, if such congress is taking place. Any Ordinary Congress shall be held at such time and place as the Executive Committee shall appoint and if no other time and place is prescribed by the Executive Committee, the Ordinary Congress shall be held at the headquarters of the CFU on the second Saturday in February of each year at ten o'clock in the morning.
- (ii) Matters within the power of the Congress shall be the:
 - (A) election of tellers;
 - (B) election of three delegates to verify the minutes of the Congress;
 - (C) receipt and consideration of the Executive Committee's report;
 - (D) receipt and consideration of the Secretariat's report;
 - (E) acknowledgement of the financial report and the auditor's report, as well as approval of the annual accounts and annual budget;
 - (F) election of the members of the Executive Committee;
 - (G) election of the chairman and members of the Judicial Bodies;

- (H) proposal of the Caribbean members of the CONCACAF executive committee;
 - (I) appointment of the Auditors;
 - (J) amendment of the Statutes;
 - (K) consideration and taking of decisions on proposals;
 - (L) consideration of membership applications and the exclusion of a Member Association;
 - (M) decisions on the lifting or continuation of the suspension of a Member Association, Executive Committee member or a member of another body;
 - (N) consideration of proposals for the dismissal of a member of the Executive Committee;
 - (O) receipt and consideration of the minutes of the previous Congress; and
 - (P) bestowal of honorary membership.
- (iii) Any Congress other than the Ordinary Congress shall be called an Extraordinary Congress.
 - (iv) The Executive Committee may call an Extraordinary Congress on its own initiative. An Extraordinary Congress may also be called by the Executive Committee upon the written request of one-third of the Member Associations in good standing with the CFU.
 - (v) A written request by the Member Associations calling for an Extraordinary Congress must state the objects of the meeting and must be signed by the president and another executive committee member of each Member Association that is a signatory to the written request and submitted to the Secretariat or at the registered office of the CFU. Such request may consist of several documents in like form each signed by one or more requisitionists.
 - (vi) If the Executive Committee does not within thirty days from the date of the deposit of the Member Associations' requisition duly proceed to convene an Extraordinary Congress to be held within a further thirty days, the requisitionists, or any of them representing more than one-half of the total voting rights of all of the requisitionists, may themselves convene an Extraordinary Congress, but any meeting so convened shall be held no later than three months after the expiration of the first-mentioned thirty days period.
 - (vii) An Extraordinary Congress convened as aforesaid by requisitionists shall be convened in a manner corresponding as closely as possible to a Congress that is to be convened by the Executive Committee.
- (c) **Notice**
- (i) At least sixty calendar days' notice shall be given of an Ordinary Congress and at least thirty days notice shall be given of an Extraordinary

Congress. Every notice shall specify the place, the day and the hour of the meeting and the general nature of the business to be conducted at the Congress and shall be given in the manner hereinafter mentioned or in such other manner, if any, as may be prescribed by the Executive Committee, provided that a Congress shall, whether or not the notice specified herein has been given and whether or not the provisions of these Statutes regarding a Congress have been complied with, be deemed to have been duly convened if it is so agreed:

- (A) in the case of an Ordinary Congress, by all of the Members entitled to attend and vote thereat; and
 - (B) in the case of an Extraordinary Congress, by a majority in number of the Member Associations having a right to attend and vote at the meeting.
- (ii) The accidental omission to give notice of a Congress to, or the non receipt of notice of a Congress by, any Member Association entitled to receive such notice shall not invalidate the proceedings of that Congress, unless the number of the Member Associations concerned exceeds five Member Associations.
 - (iii) Each Member Association shall be allowed to have two representatives present at a Congress. The Member Association must provide the names of such representatives at least thirty days before the Congress.
- (d) **Proceedings**
- (i) **Quorum**
 - (A) No business shall be conducted at any Congress unless a quorum of a simple majority of the Member Associations in good standing with the CFU and entitled to vote are present.
 - (B) A Member Association may participate at a Congress by conference telephone or other communications equipment by means of which all of the persons participating in the Congress can communicate with each other. Participation by a Member Association at a Congress in this manner is treated as present in person at that Congress, subject to Regulations as established by the Executive Committee
 - (C) A resolution in writing (in one or more counterparts) signed by or on behalf of each of the Member Associations for the time being entitled to receive notice of and to attend and vote at a Congress shall be as valid and effective as if the resolution had been passed at a Congress of the CFU duly convened and held.
 - (D) If a quorum is not present within one hour from the time appointed for the Congress to commence, the meeting, if convened upon Member Associations' requisition, shall be dissolved. In any other case, it shall stand adjourned to the same day and/or place or to such other day, time and/or place as the Executive Committee may determine, and if at the adjourned Congress a quorum is not present within half an hour from the time appointed for the Congress to commence, the Member Associations present shall be a quorum, unless any item on the agenda proposes the

amendment of the Statutes, the election of Executive Committee members or the dissolution of the CFU.

- (E) The President shall preside as chairman of the Congress. The Executive Committee members present at the Congress shall appoint another member of the Executive Committee, in order of precedence, to act as chairman of the Congress if (i) there is no such President, (ii) the President is not present within thirty minutes after the stipulated time for the Congress to commence, or (iii) the President is unwilling to act as chairman of the Congress.
- (F) If no Executive Committee member is willing to act as chairman or if no Executive Committee member is present within two hours after the time stipulated for the Congress to commence, the Member Associations present shall choose one of their numbers to be chairman of the Congress.
- (G) The chairman may, with the consent of the Congress at which a quorum is present (and shall if so directed by the Congress) adjourn the Congress from time to time and from place to place, but no business shall be transacted at any adjourned Congress other than the business left unfinished at the Congress from which the adjournment took place.
- (H) When a Congress is adjourned for thirty days or more, notice of the adjourned Congress shall be given at least fifteen days before the date of the adjourned Congress. Otherwise, it shall not be necessary to give any such notice of an adjourned Congress.
- (I) A resolution put to the vote of the Congress shall be decided on a show of hands unless before the show of hands, the chairman demands a poll, or any Member Association present in person giving a right to attend and vote at the Congress demand a poll.
- (J) Unless a poll is duly demanded and the demand is not withdrawn, a declaration by the chairman that a resolution has been carried or carried unanimously, or by a particular majority, or lost or not carried by a particular majority, an entry to that effect in the minutes of the proceedings of the Congress shall be conclusive evidence of that fact without proof of the number or proportion of the votes recorded in favour of or against such resolution.
- (K) The demand for a poll may be withdrawn at any time before the poll is taken.
- (L) Except on a poll demanded on the election of a chairman or on a question of adjournment, a poll shall be taken as the chairman directs, and the result of the poll shall be deemed to be the resolution of the Congress at which the poll was demanded.
- (M) A poll demanded on the election of a chairman or on a question of adjournment shall be taken forthwith. A poll demanded on any other question shall be taken at such date, time and place as the chairman of the Congress directs, and any business other than that upon which a poll has been demanded or is contingent thereon may proceed pending the taking of the poll.

- (N) In the case of an equality of votes, whether on a show of hands or on a poll, the chairman shall have the casting vote.

(e) **Voting / Proxy**

- (i) On a show of hands and on a poll every Member Association who is present in person shall have one vote.
- (ii) No person shall be entitled to vote at any Congress unless he is duly registered as an official or representative of the respective Member Association.
- (iii) No objection shall be raised as to the qualification of any voter except at the Congress or adjourned Congress at which the vote objected to is given or tendered and every vote not disallowed at the Congress shall be valid. Any objection made in due time in accordance with the Statutes shall be referred to the chairman whose decision shall be final, conclusive and binding.
- (iv) On a poll or on a show of hands votes may not be cast by proxy.
- (v) Unless otherwise prescribed in these Statutes, a proposal shall be passed if supported by a simple majority of the valid votes cast. Abstentions shall not be counted. In the event of a tie, the chairman of the Congress shall have a casting vote.
- (vi) A proposal to amend the Statutes shall be passed if supported by two-thirds or more of the Member Associations present at the Congress.
- (vii) Suspended Member Associations, Member Associations not in good standing with the CFU and national football associations admitted into membership on a provisional basis shall not have the right to vote.

(f) **Proposals of Member Associations**

A Member Association wishing to include a proposal on the agenda for an Ordinary Congress must submit it in writing to the Secretariat at least thirty days before the Congress is due to take place. The proposal must be clearly formulated, together with a brief reason for the proposal. Such written proposal must be signed by a member of the executive committee of the Member Association.

(g) **Conduct of Elections**

- (i) Persons standing for election must hold an active office within his Member Association. "Active Office" in this context means an executive committee member, standing committee member, director, officer, employee of the Member Association or any club or league that is affiliated with the Member Association.
- (ii) Persons standing for election must be (i) proposed by one Member Association and seconded by one other Member Association, and (ii) either proposed or seconded by such persons home Member Association. Each Member Association must be in good standing with the CFU.
- (iii) All nominations and endorsements must be in writing on the Member Association's letterhead and signed by the president and another member

of the Member Association's executive committee or the General Secretary and must be received by the Secretariat at least thirty days before the date of Congress.

- (iv) A person shall be elected in the first ballot if supported by an absolute majority of the valid votes cast (i.e. half of the votes plus one). If no election is made, there shall be further ballots, in which the person supported by a simple majority (i.e. most votes) shall be elected.
- (v) Elections shall be by secret ballot. If only one candidate stands for election, the Congress may decide to proceed otherwise.

(h) **Coming into Force of Decisions**

Congress decisions shall be binding on all Member Associations. Unless otherwise stated, a decision shall come into force immediately after the end of the Congress. The Congress may decide that a decision shall come into force at a later date.

5.3 Executive Committee

(a) **Composition**

- (i) The Executive Committee shall consist of nine (9) members, namely the President, the First Vice President, the Second Vice President, the Third Vice President, the Fourth Vice President and four other members, all elected by a Congress.
- (ii) The Caribbean members of the CONCACAF and FIFA Executive Committees shall be ex-officio members of the Executive Committee with the right to attend, debate, make formal motions, and participate at meetings of the Executive Committee.
- (iii) The Executive Committee shall not include more than one representative of the same Member Association.
- (iv) Each member of the Executive Committee, except for the President, shall hold an active office within his Member Association. The President may, but is not required to, hold an active office within his Member Association. If this condition is no longer met during his term of office, he shall not be eligible for re-election. "active office" in this context means an executive committee member, standing committee member, director, officer, employee of the Member Association or any club or league that is affiliated with the Member Association.

(b) **Term of Office**

- (i) The term of office of the members of the Executive Committee elected by a Congress shall be four years. All members shall be eligible for re-election, as provided for in these Statutes.
- (ii) If a vacancy occurs, the Executive Committee may appoint a replacement who shall serve until the next annual Congress at which time the Congress shall elect a replacement for the remaining term of office. If the vacancy occurs in the final year of a term of office, no replacement shall be appointed.

(c) **Powers**

- (i) Subject to the provisions of these Statutes, the business of the CFU shall be managed by the Executive Committee. No alteration of these Statutes and no such direction shall invalidate any prior act of the Executive Committee which would have been valid if that alteration had not been made or that direction had not been given.
- (ii) A duly convened meeting of the Executive Committee at which a quorum is present may exercise all powers exercisable by the Executive Committee.
- (iii) All cheques, promissory notes, drafts, bills of exchange and other negotiable or transferable instruments and all receipts for monies paid to the CFU shall be signed, drawn, accepted, endorsed or otherwise executed as the case may be in such manner as the Executive Committee shall determine by resolution.
- (iv) The Executive Committee on behalf of the CFU may pay a gratuity or pension or allowance on retirement to any Executive Committee member who has held any other salaried office or position of profit with the CFU or to his widow/widower or dependants and may make contributions to any fund and pay premiums for the purchase or provision of any such gratuity, pension or allowance. The Executive Committee to advise the Congress of all such gratuity or pension or allowance on retirement to be paid.
- (v) The Executive Committee may exercise all the powers of the CFU to borrow money and to mortgage or charge its undertaking, property and assets (present and future) or any part thereof and to issue debentures, debenture stock, mortgages, bonds and other such securities whether outright or as security for any debt, liability or obligation of the CFU or of any third party.

(d) **Appointment and Removal**

- (i) Subject to Article 5.2(g) (Conduct of Elections), the Congress may by majority elect any person to be an Executive Committee member or may by two thirds majority remove any Executive Committee member.
- (ii) The Executive Committee may appoint any person to be an Executive Committee member to fill a vacancy. Such appointment to be effective until the next Congress whereby the membership shall elect a person to fill the vacancy.

(e) **Vacation of Office**

- (i) The office of an Executive Committee member shall be vacated if:
 - (A) the Executive Committee member gives notice in writing to the Secretariat that he resigns the office of Executive Committee member; or
 - (B) the Executive Committee member absents himself from four consecutive meetings of the Executive Committee without special leave of absence from the Executive Committee, and the Executive Committee pass a unanimous resolution that he has by reason of such absence vacated office; or

- (C) the Executive Committee member dies or becomes bankrupt or is convicted of a criminal offence by a court of competent jurisdiction and such conviction is final. 'criminal offence' in this context does not include minor traffic offences; or
 - (D) the Executive Committee member is found to be or becomes of unsound mind; or
 - (E) the Executive Committee member is suspended or banned by the FIFA, CONCACAF or CFU and the verdict concerned has become final and binding; or
 - (F) a member of the Executive Committee may be suspended if all of the other Executive Committee members determine that he should be removed as an Executive Committee member, either by a resolution passed unanimously by all of the other Executive Committee members at a meeting of the Executive Committee duly convened and held in accordance with the Statutes or by a resolution in writing signed by all of the other Executive Committee members. A suspension under this clause should be placed on the agenda for the next Congress and approved by a two third majority of the Congress. If the suspension is not approved by the Congress, the Executive Committee member shall be reinstated as a member of the Executive Committee with immediate effect.
- (ii) Seats on the Executive Committee that have become vacant in such way shall be filled by the Executive Committee until the next Congress at which time a replacement shall be elected for the remaining term of office.
 - (iii) In cases in which an Executive Committee member is temporarily prevented from exercising his duties (e.g. by reason of illness or a temporary ban), for a period of less than one year, his seat on the Executive Committee shall remain vacant until the member concerned is able to resume the relevant activities. The competence of the Congress to dismiss an Executive Committee member remains unaffected by this provision.
- (f) **Proceedings of Meetings**
- (i) The quorum for meetings of the Executive Committee may be fixed by the Executive Committee and unless so fixed shall be a simple majority of the members of the Executive Committee.
 - (ii) Subject to the provisions of these Statutes, the Executive Committee may regulate their proceedings as they think fit. Questions arising at any meeting shall be decided by a majority of votes. In the case of an equality of votes, the chairman shall have the casting vote.
 - (iii) A person may participate in a meeting of the Executive Committee or committee of the Executive Committee by conference telephone or other communications equipment by means of which all the persons participating in the meeting can communicate with each other at the same time. Participation by a person in a meeting in this manner is treated as present in person at that meeting. Unless otherwise determined by the

Executive Committee, the meeting shall be deemed to be held at the place where the chairman is located at the start of the meeting.

- (iv) A resolution in writing (in one or more counterparts) signed by all the Executive Committee members or all the members of a committee of the Executive Committee or, in the case of a resolution in writing relating to the suspension of any Executive Committee member or the vacation of office by any Executive Committee member, all of the Executive Committee members other than the Executive Committee member who is the subject of such resolution shall be as valid and effectual as if it had been passed at a meeting of the Executive Committee, or committee of the Executive Committee as the case may be, duly convened and held.
 - (v) Five Executive Committee members may request that the President convene a meeting of the Executive Committee. Such request notice shall set forth the general nature of the business to be considered unless notice is waived by all the Executive Committee members either before, at or after the meeting is held. To any such notice of a meeting of the Executive Committee all the provisions of the Statutes relating to the giving of notices shall apply *mutatis mutandis*.
 - (vi) The continuing Executive Committee members may act notwithstanding any vacancy in their body, but if and so long as their number is reduced below the number fixed by or pursuant to these Statutes as the necessary quorum of the Executive Committee, the continuing Executive Committee members may act for the purpose of increasing the number of Executive Committee members to be equal to such fixed number, or of summoning a Congress, but for no other purpose.
 - (vii) The Executive Committee members may, in the absence of the President, elect a chairman of their committee and determine the period for which he is to hold office; but if no such chairman is elected, or if at any meeting the chairman is not present within fifteen minutes after the time appointed for the meeting to commence, the Executive Committee members present may choose one of their number to be chairman of the meeting.
 - (viii) An Executive Committee member may not be represented at any meetings of the Executive Committee by a proxy.
 - (ix) A member of the Executive Committee shall be excluded from meetings, deliberations and decisions involving the Member Association and/or a club affiliated to the Member Association with which he is associated, or in any case in which a conflict of interest exists.
 - (x) Decisions of the Executive Committee shall come into force immediately, unless the Executive Committee decides otherwise.
 - (xi) The Caribbean members of the CONCACAF and FIFA Executive Committees shall be ex-officio members of the Executive Committee with the right to attend and debate and make formal motions and participate at meetings of the Executive Committee but will not have a vote
- (g) **Presumption of Assent**

An Executive Committee member who is present at a meeting of the Executive Committee at which action on any CFU matter is taken shall be presumed to have assented to the action taken unless his dissent shall be entered in the

minutes of the meeting or unless he shall file his written dissent from such action with the person acting as the chairman or secretary of the meeting before the adjournment thereof or shall forward such dissent by registered post to such person immediately after the adjournment of the meeting. Such right to dissent shall not apply to an Executive Committee member who voted in favour of such action.

(h) **Executive Committee Members' Interests**

Executive Committee members are bound by the FIFA Code of Ethics. Given the provisions of the FIFA Code of Ethics relating to conflicts of interest, an Executive Committee member shall in particular not be at liberty to vote in respect of any contract or transaction in which he is interested. Such Executive Committee member shall disclose in detail the nature of his interest in any such contract or transaction at or prior to its consideration and any vote thereon.

(i) **Minutes**

The Executive Committee shall cause minutes to be made in books kept for the purpose of all appointments of officers made by the Executive Committee, all proceedings at meetings of the Executive Committee and of committees of the Executive Committee, including the names of the Executive Committee members present at each meeting.

(j) **Delegation of Executive Committee' Powers**

- (i) The Executive Committee may delegate any of its powers, authorities and discretions, including the power to sub-delegate, to any committee consisting of one or more Executive Committee members. Any such delegation may be made subject to any conditions the Executive Committee may impose and either collaterally with or to the exclusion of their own powers and any such delegation may be revoked or altered by the Executive Committee. Subject to any such conditions, the proceedings of a committee of the Executive Committee shall be governed by these Statutes regulating the proceedings of Executive Committee, so far as they are capable of applying.
- (ii) The Executive Committee may establish any committees, local boards or agencies or appoint any person to be a manager or agent for managing the affairs of the CFU and may appoint any person to be a member of such committees, local boards or agencies. Any such appointment may be made subject to any conditions the Executive Committee may impose and either collaterally with or to the exclusion of their own powers and any such appointment may be revoked or altered by the Executive Committee. Subject to any such conditions, the proceedings of any such committee, local board or agency shall be governed by these Statutes regulating the proceedings of the Executive Committee, so far as they are capable of applying.
- (iii) The Executive Committee may appoint such officers of the CFU (including, for the avoidance of doubt and without limitation, any secretary) as they consider necessary on such terms, at such remuneration and to perform such duties, and subject to such provisions as to disqualification and removal as the Executive Committee may think fit. Unless otherwise specified in the terms of his appointment an officer of the CFU may be removed by resolution of the Executive Committee or the Congress. An officer of the CFU may vacate his office at any time if

he gives notice in writing to the Executive Committee that he resigns his office.

(k) Remuneration

- (i) The remuneration to be paid to the Executive Committee members, if any, shall be such remuneration as the Executive Committee shall determine. The Executive Committee members shall also be entitled to be paid all travelling, hotel and other expenses properly incurred by them in connection with their attendance at meetings of the Executive Committee or committees of the Executive Committee, or Congress, or otherwise in connection with the business of the CFU or the discharge of their duties as an Executive Committee member, or to receive a fixed allowance in respect thereof as may be determined by the Executive Committee, or a combination partly of one such method and partly the other.
- (ii) The Executive Committee may by resolution approve additional remuneration to any Executive Committee member for any services which in the opinion of the Executive Committee go beyond his ordinary routine work as an Executive Committee member. Any fees paid to an Executive Committee member who is also counsel, attorney or solicitor to the CFU, or otherwise serves it in a professional capacity shall, subject to compliance with conflict of interest regulations and principles, be in addition to his remuneration as an Executive Committee member.

(l) Frequency of Meetings

- (i) The Executive Committee shall as a general rule meet at least once every quarter of the year. It shall be convened by the President. At the request of at least five Executive Committee members, the President shall convene a meeting of the Executive Committee within one month of such a request being made. The President may invite third parties to attend meetings of the Executive Committee in an advisory capacity.

(m) Books of Account

- (i) The Executive Committee shall cause proper books of account (including, where applicable, material underlying documentation including contracts and invoices) to be kept with respect to all sums of money received and expended by the CFU and the matters in respect of which the receipt or expenditure takes place, all sales and purchases of goods by the CFU and the assets and liabilities of the CFU. Such books of account must be retained for a minimum period of five years from the date on which they are prepared. Proper books shall not be deemed to be kept if there are not kept such books of account as are necessary to give a true and fair view of the state of the CFU's affairs and to explain its transactions.
- (ii) The Executive Committee shall determine whether and to what extent and at what times and places and under what conditions or regulations the accounts and books of the CFU or any of them shall be open to the inspection of Member Associations. No Member Association shall have any right of inspecting any account or book or document of the CFU except as authorised by the Executive Committee or by the Congress.
- (iii) The Executive Committee may cause to be prepared and to be laid before the Congress profit and loss accounts, balance sheets, group

accounts (if any) and such other reports and accounts as may be required by law.

(n) **External Auditors**

- (i) The Congress may appoint an auditor of the CFU who shall hold office on such terms as the Executive Committee shall determine.
- (ii) Every auditor of the CFU shall have a right of access at all times to the books and accounts and vouchers of the CFU and shall be entitled to require from the Executive Committee and officers of the CFU such information and explanation as may be necessary for the performance of the duties of the auditor.
- (iii) Auditors shall, if so required by the Executive Committee, make a report on the accounts of the CFU during their tenure of office at the Ordinary Congress and at any other time during their term of office, upon request of the Executive Committee or a Member Association.
- (iv) The auditors shall be an auditing company which is independent of the CFU. It shall be appointed by the Ordinary Congress upon the recommendation of the Executive Committee for the financial year immediately following the Congress. It shall be eligible for re-appointment.
- (v) The auditors shall audit the accounts and submit a written report to the Ordinary Congress.

(o) **Notices**

- (i) Notices shall be in writing and may be given by the CFU to any Member Association either personally or by sending it by courier, post, cable, telex, fax or e-mail to him or to his address as shown in the records of the CFU (or where the notice is given by e-mail by sending it to the e-mail address provided by such Member Association). Any notice, if posted from one country to another, is to be sent by airmail or courier.
- (ii) Where a notice is sent by courier, service of the notice shall be deemed to be effected by delivery of the notice to a courier company, and shall be deemed to have been received on the fourth day (not including Saturdays or Sundays or public holidays in the country of registration of the CFU) following the day on which the notice was delivered to the courier. Where a notice is sent by post, service of the notice shall be deemed to be effected by properly addressing, pre-paying and posting a letter containing the notice, and shall be deemed to have been received on the seventh day (not including Saturdays or Sundays or public holidays in the country of registration of the CFU) following the day on which the notice was posted. Where a notice is sent by cable, telex or fax, service of the notice shall be deemed to be effected by properly addressing and sending such notice and shall be deemed to have been received on the same day that it was transmitted. Where a notice is given by e-mail service shall be deemed to be effected by transmitting the e-mail to the e-mail address provided by the intended recipient and shall be deemed to have been received on the same day that it was sent, and it shall not be necessary for the receipt of the e-mail to be acknowledged by the recipient.

- (iii) Notice of a Congress shall be given in the manner authorised by these Statutes to every Member Association entitled to receive such notice.

5.4 **President**

(a) **Powers and Duties**

- (i) The President shall be responsible for:
 - (A) representing the CFU;
 - (B) chairing the Congress, as well as meetings of the Executive Committee;
 - (C) relations between the CFU and the FIFA;
 - (D) relations between the CFU and the CONCACAF;
 - (E) relations between the CFU and the Confederations;
 - (F) relations between the CFU and its Member Associations;
 - (G) relations between the CFU and political bodies and international organisations;
 - (H) implementing the decisions of the Congress and the Executive Committee through the Secretariat; and
 - (I) supervising the work of the Secretariat.
- (ii) In the event of a tie in any vote, the President shall have the casting vote.
- (iii) In carrying out these responsibilities, the President shall consult with the Executive Committee.
- (iv) In the absence of the President, the highest-ranking Vice-President available shall assume his powers and duties.

5.5 **General Secretary**

(a) **Duties of the General Secretary**

- (i) The General Secretary shall be responsible for the organisation, management and direction of the Secretariat.
- (ii) The following duties in particular shall be delegated to the General Secretary:
 - (A) representation of the CFU, as delegated by the President;
 - (B) appointment and dismissal of staff of the Secretariat;
 - (C) submission of an annual business plan;
 - (D) compilation of a written report for presentation to the annual Congress;

- (E) submission of an annual budget;
 - (F) initiation of expenditure within the framework of the budget; and
 - (G) other duties as defined by the Executive Committee and detailed special regulations.
- (iii) The General Secretary may delegate his duties to the Deputy General Secretary and/or other employees of the Secretariat. Such duties shall be defined in regulations to be approved by the Executive Committee.
- (b) **Appointment, Employment, Meetings**
- (i) The Executive Committee shall appoint the General Secretary and the Deputy General Secretary, on the proposal of the President, who shall be employed by the CFU.
 - (ii) The General Secretary and the Deputy General Secretary shall attend meetings of the Congress, meetings of the Executive Committee and its sub-committees, as well as of standing committees, and take an advisory part in the deliberations.
 - (iii) The General Secretary may be represented by the Deputy General Secretary.

5.6 **Judicial Bodies**

- (a) The CFU Judicial Bodies are:
 - (i) the Disciplinary Committee;
 - (ii) the Appeals Committee; and
 - (iii) the Ethics Committee.
- (b) Members of the Judicial Bodies may not belong to the Executive Committee or to any other committee of the CFU.
- (c) The chairmen and members of the Judicial Bodies shall be elected by the Congress (from candidates proposed by the Member Associations) for a term of four years.
- (d) The jurisdiction and proceedings of the Judicial Bodies shall be governed by the disciplinary regulations of the CFU.

5.7 **Disciplinary Committee**

- (a) The Disciplinary Committee shall consist of a chairman and four members. It shall elect a vice-chairman from amongst its members. The chairman and the vice-chairman shall have legal qualifications.
- (b) The Disciplinary Committee shall as a general rule reach decisions in the presence of all members. Three members shall constitute a quorum.
- (c) The procedures of the Disciplinary Committee shall be governed by the disciplinary regulations, as shall be in force from time to time.

- (d) These provisions are subject to the disciplinary powers of the Congress and the Executive Committee with regards to the suspension and expulsion of members.

5.8 Appeals Committee

- (a) The Appeals Committee shall consist of a chairman and four members. The chairman shall have legal qualifications.
- (b) The Appeals Committee shall have a quorum of three members.
- (c) The procedures of the Appeals Committee shall be governed by the disciplinary regulations.

5.9 Ethics Committee

- (a) The Ethics Committee shall consist of a chairman and four members. The chairman shall have legal qualifications.
- (b) The Ethics Committee shall have a quorum of three members.
- (c) The procedures of the Ethics Committee shall be governed by the disciplinary regulations.

5.10 Standing Committees

- (a) The Standing Committees shall be:
 - (i) Member Associations Committee
 - (ii) Finance Committee
 - (iii) Audit Committee
 - (iv) Referees Committee
 - (v) Football Committee
 - (vi) Beach/Futsal Committee
 - (vii) Women Football Committee
 - (viii) Youth Committee
 - (ix) Development and Technical Assistance Committee
 - (x) Club and Coaches Licensing Committee
 - (xi) Stadium and Security Committee
 - (xii) Medical Committee
 - (xiii) Players' Status, Transfer and Agents and Match Agents Committee
 - (xiv) Legal Committee

- (xv) Marketing and Media Committee

(b) **Composition**

- (i) Based on proposals submitted by the President, the Executive Committee shall appoint the chairman, one or more deputy chairmen and the members of each standing committee for a four-year term.
- (ii) A Standing Committee shall, in principle, be chaired by a member of the Executive Committee. The Executive Committee may decide otherwise.
- (iii) The Executive Committee shall determine the number of members of each Standing Committee.
- (iv) The composition, duties and powers of each Standing Committee shall be stipulated in special resolutions, as outlined by the Executive Committee.
- (v) Each chairman shall represent and conduct the business of his Standing Committee in compliance with the respective resolutions, as outlined by the Executive Committee.

(c) **Obligations**

- (i) The chairman shall represent his Standing Committee. In consultation with the Secretariat, the chairman of a Standing Committee shall set the dates of meetings, be responsible for the proper conduct of business and regularly report to the Executive Committee on the standing committee's work.
- (ii) Standing Committees shall advise the Executive Committee. The Executive Committee may delegate certain of its duties to a Standing Committee.
- (iii) The Executive Committee shall draw up terms of reference for the work of each Standing Committee.

6 SECRETARIAT

6.1 General Secretariat

- (a) Under the direction of the General Secretary, the Secretariat shall conduct CFU's business and shall be responsible for such duties as follows:
 - (i) implementation of decisions of a Congress, the Executive Committee and the President;
 - (ii) preparation of a Congress, as well as meetings of the Executive Committee and Standing Committees;
 - (iii) taking minutes of a Congress, as well as of meetings of the Executive Committee and Standing Committees;
 - (iv) execution of CFU's operational business;

- (v) keeping the books and records of the CFU;
 - (vi) the administration of the CFU; and
 - (vii) public relations of the CFU.
- (b) The Executive Committee and the Secretariat shall also establish the disciplinary regulations, a code of conduct, a financial and procurement policy, and management and administrative procedures.

6.2 Employees of the CFU

- (a) Under the supervision of the General Secretary, the employees of the CFU shall conduct specific aspects of CFU's business.
- (b) The General Secretary shall supervise and manage their duties.

6.3 Employment, Meetings

- (a) After consultation with the President, the General Secretary shall determine the persons who shall be employed by the CFU.
- (b) The employees of the CFU shall, in principle, attend meetings of the Executive Committee dealing with their specific activities, and play an advisory part in the deliberations.

7 ACCOUNTS

7.1 Revenue, Payment of Levies and Deductions from Match Receipts

- (a) The CFU's revenue shall consist of the following contributions, levies and additional revenue:
 - (i) an annual subscription of US\$500 (or such other amount as may be determined by the Congress from time to time) payable by each Member Association on 1 January of each year;
 - (ii) competition entry fees in accordance with the CFU competition regulations;
 - (iii) revenue from ticket sales, television and advertising revenues and levies from CFU competitions, in accordance with the financial provisions contained in CFU competition regulations;
 - (iv) levies from CONCACAF competition matches, in accordance with the financial provisions in CONCACAF competition regulations;
 - (v) levies from senior national representative team matches, in accordance with special implementing regulations; and
 - (vi) revenues from the exploitation of rights of any kind.
- (b) Levies shall be calculated on the basis of gross receipts. Only taxes actually paid and stadium rent shall be deductible. The deductions taken together may not exceed 30% of the gross receipts from ticket sales.

- (c) Competition regulations shall govern the minimum levies for a match in the competition concerned.
- (d) Levies shall be remitted to the CFU within sixty days of the match.

7.2 Member Associations:

- (a) shall be liable to the CFU for financial obligations of their clubs towards the CFU;
- (b) may be held liable to the CFU for other financial commitments of their clubs towards the CFU.

7.3 Budget

A budget of income and expenditure shall be prepared for each financial year by the General Secretary. Extraordinary expenditure not included in the budget can only be authorised by the Executive Committee or a Congress.

7.4 Financial Year

The CFU's financial year shall begin on 1 January and end on 31 December of the same year.

7.5 Internal Auditors

- (a) The internal auditors shall periodically examine different financial matters.
- (b) The Executive Committee shall issue corresponding regulations.
- (c) The Executive Committee shall appoint two internal auditors from different Member Associations. Both auditors shall be appointed for four years. The internal auditors may not be members of the Executive Committee or of any other CFU body or of the CFU staff.
- (d) The internal auditors shall report to the Executive Committee in writing on every audit, copying each such report to the General Secretary.

8 MEDIA

8.1 Exploitation of Rights

- (a) The CFU shall exploit all rights which it owns or shares with third parties, such as property rights of any type, intellectual property rights and rights for audio-visual and sound-broadcasting transmissions by picture or data carrier of any kind (including all means of transmitting computer images, with or without sound, such as Internet, on-line services or the like, whether existing already or not). This includes the production, duplication, dissemination and broadcasting of pictures, sound or data carriers of any kind by the CFU alone or with third parties.
- (b) For this purpose, the CFU alone, or with third parties, shall be entitled to form or operate companies, for which they may make use of any legal entities authorised under any law.

8.2 Audio-Visual and Radio Transmissions

- (a) The CFU and the Member Associations shall have the exclusive rights to broadcast and use, as well as authorise for broadcast and use, by picture, sound or other data carriers of any kind (including data carriers which have yet to be developed), matches which come within their jurisdiction, either live or recorded, in whole or as excerpts.
- (b) The Executive Committee shall issue regulations governing the implementation of these rights.

9 COMPETITIONS

9.1 Competitions

- (a) The CFU shall have the sole jurisdiction to organise or abolish international competitions throughout the Caribbean in which Member Associations and/or their clubs participate. FIFA and CONCACAF competitions shall not be affected by this provision.
- (b) The CFU competitions shall be:
 - (i) For representative teams:
 - (A) Caribbean Cup
 - (B) Women's Under 17
 - (C) Women's Under 20
 - (D) Men's Under 17
 - (E) Men's Under 20
 - (F) Youth Cup
 - (G) Futsal
 - (H) Beach Football
 - (ii) For club teams:
 - (A) Club Championship
- (c) The Executive Committee shall decide whether to create or take over other competitions, as well as whether to abolish current competitions.
- (d) The authority for organizing international matches and competitions between association teams and between leagues and/or club teams is governed by the FIFA Regulations Governing International Matches. Permission is required in accordance with these Statutes.

9.2 Competition Regulations

- (a) The Executive Committee shall draw up regulations governing the conditions of participation in and the staging of CFU competitions.
- (b) The Executive Committee shall define a club licensing system and in particular:

- (i) the minimum criteria to be fulfilled by clubs in order to be admitted to CFU competitions;
 - (ii) the licensing process (including the minimum requirements for the licensing bodies);
 - (iii) the minimum requirements to be observed by the licensors.
- (c) It shall be a condition of entry into competition that each Member Association and/or club affiliated to a Member Association agrees to comply with these Statutes, and regulations and decisions of competent bodies made under them.
 - (d) The admission to a CFU competition of a Member Association or club directly or indirectly involved in any activity aimed at arranging or influencing the outcome of a match at national or international level can be refused with immediate effect, without prejudice to any possible disciplinary measures.

9.3 Prohibited Relations

- (a) No combinations or alliances between Member Associations or between leagues or clubs affiliated, directly or indirectly, to different Member Associations may be formed without the permission of the CFU, such consent not to be unreasonably withheld.
- (b) A Member Association, or its affiliated leagues and clubs, may neither play nor organise matches outside its own territory without the permission of the CFU. The Executive Committee shall decide which matches require CFU approval, such consent not to be unreasonably withheld.
- (c) The Executive Committee, in accordance with the FIFA Statutes, may establish regulations and/or protocols for sanctions, approvals or permissions, as the case may be, in order to give effect to sub-paragraphs (a) and (b) above.

9.4 A Club's Entitlement to Participate in CFU Competitions

- (a) A club's entitlement to take part in a CFU competition shall depend principally on sporting merit.
- (b) In addition to qualification on sporting merit, a club's participation in a CFU competition may be subject to other criteria within the scope of the licensing procedure, whereby the emphasis is on sporting, infrastructural, administrative, legal and financial considerations.
- (c) Altering the legal form or company structure of a club to facilitate its qualification on sporting merit and/or its receipt of a licence for a CFU competition, to the detriment of the integrity of a sports competition, is prohibited. This includes, for example, changing the headquarters, changing the name or transferring stakeholdings between different clubs.

10 DISPUTES

10.1 Obligation to Refer Disputes to Court of Arbitration

Member Associations shall include in their statutes a provision under which disputes of national dimension arising from or related to the application of their statutes or

regulations shall, subject to their national legislation, be referred in the last instance to an independent and impartial court of arbitration, to the exclusion of any ordinary court. Such exclusion of ordinary courts shall also apply to any proceedings concerning provisional measures and/or action for an injunction.

10.2 The Court of Arbitration and Sport (CAS) as Ordinary Court of Arbitration

- (a) The CAS in Lausanne, Switzerland, shall have exclusive jurisdiction, to the exclusion of any ordinary court or any other court of arbitration, to deal with the following disputes in its capacity as an ordinary court of arbitration:
 - (i) disputes between the CFU and associations, leagues, clubs, players or officials;
 - (ii) disputes of Caribbean dimension between associations, leagues, clubs, players or officials.
- (b) The CAS shall only intervene in its capacity as an ordinary court of arbitration if the dispute does not fall within the competence of a CFU Judicial Body.

10.3 The CAS as Appeals Arbitration Body

- (a) Any decision taken by a Judicial Body may be disputed exclusively before the CAS in its capacity as an appeals arbitration body, to the exclusion of any ordinary court or any other court of arbitration.
- (b) Only parties directly affected by a decision may appeal to the CAS. However, where doping-related decisions are concerned, the World Anti-Doping Agency (WADA) may appeal to the CAS.
- (c) The time limit for appeal to the CAS shall be twenty-one days from the receipt of the decision in question.
- (d) An appeal before the CAS may only be brought after CFU's and CONCACAF's and FIFA's internal procedures and remedies have been exhausted.
- (e) An appeal shall not have any suspensory effect as a stay of execution of a disciplinary sanction, subject to the power of the CAS to order that any disciplinary sanction be stayed pending the arbitration.
- (f) The CAS shall not take into account facts or evidence which the appellant could have submitted to an internal CFU or CONCACAF or FIFA body by acting with the diligence required under the circumstances, but failed or chose not to do so.

10.4 Common Provisions

- (a) The CAS is not competent to deal with:
 - (i) matters related to the application of a purely sporting rule, such as the Laws of the Game or the technical modalities of a competition;
 - (ii) decisions through which a natural person is suspended for a period of up to two matches or up to one month; and
 - (iii) awards issued by an independent and impartial court of arbitration in a dispute of national dimension arising from the application of the statutes or regulations of a Member Association.
- (b) Moreover, proceedings before the CAS shall take place in accordance with the Code of Sports-related Arbitration of the CAS.

11 CONCLUDING PROVISIONS

11.1 Governing Law

These Statutes shall be governed by and construed in accordance with the laws of the country that the CFU is registered.

11.2 Matters not Covered in the Statutes

The Executive Committee shall have the power to decide on all matters not covered in these Statutes, such decisions to be made in accordance with relevant FIFA and CONCACAF regulations. If no such regulations exist, the Executive Committee shall decide according to the laws of the jurisdiction of registration of the CFU and/or general principles of common law.

11.3 Dissolution of the CFU

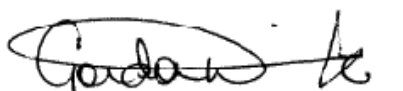
- (a) A four-fifths majority of all Member Associations shall be required to dissolve the CFU.
- (b) Subject to applicable law, a four-fifths majority of all Member Associations shall be required for any decision as to the distribution of the assets of the CFU on dissolution. Without a decision as to such distribution, any resolution to dissolve the CFU shall have no effect.
- (c) The assets of the CFU shall not under any circumstances be divided among the Member Associations and any resolution to this effect shall have no effect.

11.4 Authoritative Version

In the event of any discrepancy in the interpretation between the official languages of the CFU in the wording of these Statutes, the English version shall be authoritative.

11.5 Entry Into Force

These Statutes have been amended at the **XXXV Ordinary Congress in Budapest, Hungary** on **22 May, 2012** and came into force upon ratification.



Gordon Derrick
President



Damien E. Hughes
General Secretary

SCHEDULE A

1. Anguilla
2. Antigua and Barbuda
3. Aruba
4. Bahamas
5. Barbados
6. Bermuda
7. British Virgin Islands
8. Cayman Islands
9. Cuba
10. Curaçao
11. Dominica
12. Dominican Republic
13. French Guiana
14. Grenada
15. Guadeloupe
16. Guyana
17. Haiti
18. Jamaica
19. Martinique
20. Montserrat
21. Puerto Rico
22. Saint Kitts and Nevis
23. Saint Lucia
24. Saint Martin
25. Saint Vincent and the Grenadines
26. Sint Maarten
27. Suriname
28. Trinidad and Tobago
29. Turks and Caicos Islands
30. United States Virgin Islands