

2018 EDITION

# UIPM STATUTES

EFFECTIVE AS OF 10 NOVEMBER 2018



# CONTENTS

Title, Mission, Term, Seat 4  
Membership 5  
Governing Bodies of UIPM and Executive Board 6  
General Assembly of UIPM 7  
Supervision of the Association 9  
Financial Provisions 10  
Amendment of the Statutes 10  
Dissolution – Devolution of Patrimony 10  
Final Provisions 11



# STATUTES

## CHAPTER I TITLE, MISSION, TERM, SEAT

### ARTICLE 1

1.1 An Association under Monegasque law, named

#### **UNION INTERNATIONALE DE PENTATHLON MODERNE,**

hereinafter **UIPM**,

is hereby formed under Law 1355 of 23 December 2008 for an indeterminate term. UIPM is governed by the general principles of Monegasque law applicable to contracts and obligations and by the provisions of the present Statutes as amended from time to time. UIPM is based in Monaco. It may only relocate, within the Principality, in accordance with a resolution passed by the General Assembly.

### ARTICLE 2

2.1 Modern Pentathlon is the multi-disciplinary sport comprising fencing, swimming, horse riding, shooting and running or any combination thereof. In these Statutes "Modern Pentathlon" includes, as far as the context permits, every combination of the five sports including Biathlon (running and swimming), Biathle (continuous run/swim/run), Laser Run (running and shooting combined event) Triathlon (any 3 sports) and Tetrathlon (any 4 sports).

2.2 UIPM is the sole competent authority over Modern Pentathlon, it exercises its powers worldwide and is recognised as such by the International Olympic Committee (IOC), the International Paralympic Committee (IPC), the Association of National Olympic Committees (ANOC) and the International University Sports Federation (FISU).

2.3 UIPM is a member of and supports the mission and ideals of the Association of the Summer Olympic International Federations (ASOIF), the International Pierre de Coubertin Committee, the International Fairplay Committee, the CIEPSS/ICSSPE: the International Council of Sport Science and Physical Education and the Conseil International du Sport Militaire CISM.

### ARTICLE 3

3.1 The mission of UIPM is to promote the sport of Modern Pentathlon constantly and globally and to lead the Modern Pentathlon movement as recognised by the IOC.

3.2 The role of UIPM is to:

- a. develop Modern Pentathlon;
- b. establish and promote new national federations;
- c. Effective as of 10 November 2018 2
- d. promote integrity, ethics and fair-play in the sport of Modern Pentathlon and constituent sports preventing the use and diffusion of any kind of doping;
- e. promote loyal co-operation between all national organisations or federations;
- f. act as the international representative for Modern Pentathlon and all national federations of Modern Pentathlon;
- g. establish general rules and regulations to be applied in all national and international competitions of Modern Pentathlon and constituent sports;
- h. organise international competitions;
- i. enable individual athletes and teams from different nations to compete in international competitions under fair and even conditions;
- j. preserve and protect health and wellbeing of horses by establishing appropriate codes of conduct;
- k. pursue, itself or through other entities, commercial arrangements, including sponsorship and marketing opportunities and commercial arrangements in relation to UIPM's intellectual property appropriate to further its mission and role.

### ARTICLE 4

4.1 Discrimination of any kind against a country, a private person or group of people on account of race, skin colour, ethnic, national or social origin, gender, language, religion, political or any other opinion, wealth, birth or any other status or sexual orientation or any other reason is strictly prohibited and strongly condemned by UIPM.

4.2 All positions within UIPM are open equally to women and men on the basis of a fair gender balance in appointments and elections, if achievable.

## CHAPTER 2 MEMBERSHIP

### ARTICLE 5

5.1 Only national Modern Pentathlon federations can become members of UIPM (hereinafter "Member").

### ARTICLE 6

6.1 A national federation wishing to become a member of UIPM shall apply in writing to the President of UIPM (the "President") and the Secretary General of UIPM (the "Secretary General"). Admission entails adherence to the Statutes as amended and modified from time to time. Provisional admission of Members shall be decided by the Executive Board. The Executive Board shall submit these nominations for confirmation at the following General Assembly. Only one national Modern Pentathlon federation per country can be admitted to membership of UIPM.

6.2 A national federation seeking membership of UIPM must be the National Governing Body of Modern Pentathlon or any of its constituent sports in a country and recognised as such by the country's National Olympic Committee (NOC). The country must be an independent state recognised as such by the international community. This provision shall not affect the status of existing Members.

6.3 UIPM may accept an application for membership from a federation in a region recognised by the international community as an emerging independent state, provided that such an application is supported by the national member federation of the country on which the region is dependent.

6.4 Before admitting an applicant federation to membership of UIPM, the Executive Board shall satisfy itself that the applicant federation fully controls and governs Modern Pentathlon or any of its constituent sports, as the case may be, in its country, and is in good standing in that country.

6.5 Full compliance with and strict observance of the provisions contained in the Statutes, the UIPM Rules on Internal Organisation, other rules and regulations of UIPM, both in spirit and letter, is the primary condition for obtaining and maintaining membership of UIPM.

### ARTICLE 7

7.1 Members may:

- a. Take part in and vote at the General Assembly;
- b. Submit proposals for inclusion in the agenda of the General Assembly;
- c. Take part in the main official competitions of UIPM;
- d. Take part in and benefit from UIPM's assistance, development and educational programmes; and
- e. Exercise all other rights arising from the Statutes, the UIPM Code of Ethics, the UIPM Rules on Internal Organisation, and other rules and regulations, and decisions of UIPM.

### ARTICLE 8

8.1 Members must: (i) maintain full control and governance of Modern Pentathlon or any of its constituent sports, as the case may be, in their country, and (ii) remain in good standing (including good financial standing) at all times.

8.2 Members shall use their best endeavours to participate in official international activities and competitions organised by UIPM.

8.3 Members must observe all regulations and decisions of UIPM and ensure that their members comply with them. Members shall promote amicable and courteous relations with other Members and their members and athletes.

8.4 The statutes and rules of each Member must comply with the Statutes, the UIPM Code of Ethics, the UIPM Rules on Internal Organisation, the UIPM Medical Rules and the UIPM Anti-Doping Rules and Procedures. In the event of conflict, the Statutes, the UIPM Code of Ethics, the UIPM Rules on Internal Organisation, the UIPM Medical Rules and the UIPM Anti-Doping Rules and Procedures shall prevail over the statutes and rules of any Member.

8.5 Members must ensure that their officials are elected or appointed under democratic process.

8.6 The financial statements of Members must comply with applicable local laws and be audited in accordance with international accounting standards each year by an independent external auditor.

8.7 Non-compliance with these provisions may lead to the intervention of UIPM as appropriate, including sanctions provided for in the UIPM Code of Ethics.

8.8 To the extent possible, provisions of articles 6, 7 and 8 above apply to Continental Confederations.

**ARTICLE 9**

- 9.1 The President, upon notice from the Secretary General, will inform the Executive Board of any intention to suspend a Member that has not paid its fees or is in arrears for a period exceeding three months and has been notified of the failure to pay by the Secretary General. Any decision on suspension will be made by a simple majority of the Executive Board.
- 9.2 Suspension for non-payment is automatically terminated upon receipt of the membership fees due by the relevant Member. The Executive Board must be promptly notified of the occurrence of any such automatic termination of the suspension.
- 9.3 The Executive Board may suspend a Member for other important reasons and, in particular, when:
- the Statutes, UIPM Code of Ethics, UIPM Rules on Internal Organisation, other rules and regulations, or decisions of UIPM are violated; and/or
  - the requirements of Article 6 above are no longer met.
- 9.4 A suspended Member shall lose its voting right in the General Assembly while it remains suspended.
- 9.5 If not lifted by the Executive Board in the meantime, a suspension remains in force until the next General Assembly. The General Assembly is entitled to decide on any such suspension still in force whenever it meets.
- 9.6 Suspended Members shall pay the membership fee for the year in progress. They may not claim any repayment of sums paid.

**ARTICLE 10**

- 10.1 The Executive Board, upon proposal from the President, is entitled to submit a proposal to the General Assembly for expulsion of a Member if:
- it fails to fulfil its financial obligations towards UIPM and is been suspended under article 9 above on the account of such failure to pay; or
  - it does not comply in a material respect with the Statutes or the UIPM Code of Ethics; or
  - it loses the status as national federation representing Modern Pentathlon in its country.

**ARTICLE 11**

- 11.1 A Member may resign from UIPM with effect from the end of a calendar year. Notice of resignation shall be delivered to the President and the Secretary General

by recorded delivery letter. Notice of resignation shall reach UIPM headquarters not later than 31 July to be effective from 1 January of the immediately following calendar year.

- 11.2 Resignation is not effective until the resigning Member has complied with all its financial obligations towards UIPM.

**ARTICLE 12**

- 12.1 In the event of dissolution of a Member, a replacement national member federation may be admitted in accordance with Article 6 above.

## CHAPTER 3 GOVERNING BODIES OF UIPM AND EXECUTIVE BOARD

**ARTICLE 13**

- 13.1 UIPM is governed by the General Assembly and the Executive Board.
- 13.2 In between General Assemblies UIPM is governed by the Executive Board. Its composition, role and duties are specified hereafter and in the UIPM Rules on Internal Organisation. The Executive Board is competent to take decisions on any matter not provided for in these Statutes, or in the event of force majeure.
- 13.3 The Executive Board is entitled to delegate any of its powers to one (or more) of its members, or to the President as it thinks fit in its absolute discretion and in compliance with applicable laws.

**ARTICLE 14**

- 14.1 The Executive Board comprises not less than 15 and no more than 30 members elected by the General Assembly pursuant to Article 14 herein. The President and members of the Executive Board are not obliged to reside in Monaco.
- 14.2 Members of the Executive Board are elected for a 4-year term (with no limits of the length of successive mandate) by secret ballot by an absolute majority of the voting Members in the General Assembly.
- 14.3 The Presidents of the Continental Confederations, the chairperson of the Athletes' Committee, the chairperson of the Medical Committee, the chairperson of the

Coaches Committee and the Secretary General are members by right of the Executive Board.

- 14.4 The Secretary General has no vote in the Executive Board.

**ARTICLE 15**

- 15.1 If a seat in the Executive Board becomes vacant, the next General Assembly will elect a successor member for the vacant seat to hold office until the next 4 yearly election.

**ARTICLE 16**

- 16.1 The functions of the Executive Board shall be decided by the General Assembly, which shall elect:

**1) the President whose responsibilities shall be to:**

- legally represent UIPM;
- supervise the effective management of UIPM as conducted by the Secretary General;
- chair the meetings of the General Assemblies and of the Executive Board and to sign the minutes of such meetings;
- sign, jointly with the Secretary General or the Treasurer as the case may be, any sponsorship agreement binding on UIPM, unless the President receives special authority from the Executive Board to sign alone.

**2) 5 Vice-Presidents.**

The Executive Board appoints, upon proposal of the President, the first Vice-President and four other Vice-Presidents. The first Vice-President shall assist the President in the accomplishment of his responsibilities, replace him if he is absent and, in these cases, the first Vice-President shall have the same powers as the President.

**3) the Treasurer**, who is responsible for supervising all financial activities and for preparing, in cooperation with the Secretary General, an annual report and financial statements on the accounts for the financial year of UIPM, to be submitted for approval to the Executive Board.

**ARTICLE 17**

- 17.1 The Executive Board, upon proposal by the President, appoints a Secretary General to (i) lead and manage the administration of UIPM; (ii) assist the Treasurer in preparing the annual report and financial statements on the accounts for the financial year of UIPM; and (iii)

implement and execute all the decisions and related administrative work of the Executive Board and the General Assembly as the case may be.

**ARTICLE 18**

- 18.1 The Executive Board meets, when convened by its President as often as the interest of UIPM requires but at least twice a year. A meeting is regularly constituted when 8 members are present.
- 18.2 Decisions shall be made by a majority of the members present. In the event of a tie, the President shall have a casting vote.
- 18.3 Voting by proxy is not permitted.

## CHAPTER 4 GENERAL ASSEMBLY OF UIPM

**ARTICLE 19**

- 19.1 The General Assembly is the supreme and legislative body of UIPM.
- 19.2 The General Assembly comprises:
- a maximum of two (2) delegates per Member (representative of the relevant National federation, in each case being the president and/or the secretary general of the Member, a member of the executive board of the Member or a person authorised by the Member's president or secretary general) with the right to one (1) vote, which is granted to the first delegate if both are present;
  - the President;
  - Members of the Executive Board, who may not vote unless they officially represent a Member;
  - the chairperson of the Athletes' Committee with the right to one vote;
  - any Honorary President, Honorary member, Honorary Benefactor and Secretary General Emeritus (without any right to speak and vote); and
  - any person invited by the Executive Board on appropriate terms and for an appropriate period and, in any case, without voting rights
- 19.3 The General Assembly meets at least once every other year, in even numbered years, when convened

by the President who shall be obliged to convene a General Assembly (i) on the written request of the Executive Board (ii); when the General Assembly is required to rule on urgent matters; or (iii) if at least 1/3 of the Members request such a meeting (suspended Members, members of the Executive Board and any person referred to in Article 19.2 e) and f) above shall not be taken into account in such requirement).

19.4 The President shall summon the Members to the General Assembly at least 90 days before the date of the meeting together with the provisional agenda which shall be drawn up by the Executive Board. Proposals and requests for intervention shall be addressed by letter to the Secretary General at least 60 days prior to an ordinary General Assembly and at least 30 days prior to an extraordinary General Assembly. They shall be entered in the agenda of the General Assembly in question, provided that they fall within the competence of the General Assembly.

#### ARTICLE 20

20.1 The President shall preside over the General Assembly.

20.2 When the election of the Executive Board takes place, the General Assembly shall be chaired by the longest serving member in the Executive Board who is not a candidate for re-election to the Executive Board, assisted by two tellers of votes chosen by the General Assembly. If no such candidate is eligible the General Assembly shall decide on a suitable temporary chair by show of hands or by a formal vote if needed.

20.3 The Secretariat, headed by the Secretary General, shall function as the office of the General Assembly and the Executive Board.

#### ARTICLE 21

21.1 The General Assembly is legally constituted when half of the active Members\* entitled to vote are present.

21.2 If within 30 minutes of the time notified for the meeting of the General Assembly, the quorum is not reached, the General Assembly shall be adjourned by the President for at least 7 days and no quorum will be needed for its valid constitution at the adjourned meeting. Only resolutions validly included in the agenda of the original General Assembly may be considered by an adjourned General Assembly, whose deliberations thereon shall be valid notwithstanding that the adjourned meeting is not quorate because of the numbers present.

#### ARTICLE 22

22.1 The General Assembly:

- 1) In an election year shall elect the President for a 4-year term;
- 2) In an election year shall elect the members of the Executive Board for a 4-year term;
- 3) In an election year shall elect 2 Honorary Auditors, 6 members of the Technical Committee, 6 members of the Medical Committee and 4 members of the Business Affairs Committee for a 4-year term;
- 4) Shall receive a written report from the President;
- 5) Shall receive written reports on the management of UIPM by the Secretary General and by members of the Executive Board (as applicable) and on the financial situation and the activities of UIPM and approve or disapprove the activities of the Executive Board;
- 6) Shall receive a written report from the Treasurer;
- 7) Shall approve the budget for the two following financial years;
- 8) Shall review and approve financial statements presented by the Treasurer;
- 9) Shall review the annual business plan presented by the Secretary General;
- 10) May amend the Statutes and the UIPM Rules on Internal Organisation;
- 11) May amend the Competition Rules in the year of the Olympic Games. Amendments to the Competitions Rules in all other years can only be approved in case of force majeure;
- 12) Decides on applications for membership and approves the proposal of the Executive Board as to the amount of annual membership;
- 13) Shall appoint an electoral committee made up of 3 members upon proposal of the Executive Board;
- 14) Is informed of all matters affecting the management of UIPM;
- 15) May grant the titles of Honorary President, Honorary member, Honorary Benefactor and Secretary General Emeritus;
- 16) Decides on the expulsion of Member(s) as per Article 10 above; and
- 17) May decide on any other business properly brought before it.

22.2 The General Assembly shall thoroughly debate the items on the agenda and make a final decision on all the proposals therein.

22.3 If a Member refers to the General Assembly a matter which is not on the agenda, the General Assembly may accept immediate discussion of the matter if the matter is urgent and at least 2/3 of the voting members at the General Assembly approve of this procedure or it may request the Executive Board to provide it with a report.

#### ARTICLE 23

23.1 The General Assembly is entitled, upon the proposal of the Executive Board, to bestow the title of Honorary President to a former President of UIPM or on any individual or entity for such period and on such terms as it sees fit in recognition of meritorious services rendered to Modern Pentathlon.

23.2 The General Assembly is entitled, upon the proposal of the Executive Board, to bestow the title of Honorary member on any individual or entity for such period and on such terms as it sees fit in recognition of the recipient's contribution to the mission of UIPM.

23.3 The General Assembly is entitled, upon the proposal of the Executive Board, to bestow the title of Honorary Benefactor on any individual or entity for such period and on such terms as it sees fit in recognition of the recipient's contribution to the mission of UIPM.

23.4 The General Assembly is entitled, upon the proposal of the Executive Board, to bestow the title of Secretary General Emeritus to a former Secretary General for meritorious services rendered to UIPM.

23.5 Any Honorary President, Honorary member, Honorary Benefactor and Secretary General Emeritus may participate to the General Assembly without a vote or any obligation to pay annual membership fees.

#### ARTICLE 24

24.1 The resolutions of the General Assembly shall be made by a majority of the votes of the Members present. A majority of 2/3 of the votes of the Members present and eligible to vote shall be required to adopt a motion concerning amendment of the Statutes and the Competition Rules.

24.2 Votes are expressed by show of hands unless a secret ballot is requested. Elections must be by secret ballot, unless there is only one candidate for a vacant seat.

## CHAPTER 5 SUPERVISION OF THE ASSOCIATION

#### ARTICLE 25

25.1 In accordance with Article 10 of Law 1355 of 23 December 2008, the President shall be obliged, within a month, to declare to the Secretariat-General of the Ministry of State, which will acknowledge receipt:

- 1) any change of name, object or address of the registered office;
- 2) any modification of the composition of the Executive Board and of the functions of its members;
- 3) any acquisition or disposal of premises and property. A brief description of the acquisition and amount of purchase price must be attached to such declaration;
- 4) any decision by the General Assembly to amend the Statutes other than those referred to in this Article;
- 5) any decision by the General Assembly entailing the voluntary dissolution of UIPM.

#### ARTICLE 26

26.1 In accordance with Article 11 of Law 1355 of 23 December 2008, the President is obliged to publish, in the "Journal de Monaco", a notice stating:

- 1) any change of name, object or address of the registered office;
- 2) any decision entailing the voluntary dissolution of UIPM.

26.2 Publication shall take place in the month following any of the events described in article 26.1 above.

#### ARTICLE 27

27.1 In accordance with Article 12 of Law 1355 of 23 December 2008, the Executive Board shall keep a register of any amendment to the Statutes or any change in the administration of UIPM including acknowledgements of receipt and administrative authorisations.

27.2 This register shall be presented whenever requested by the administrative or judicial authorities.

\*Members participating regularly in UIPM Events

## CHAPTER 6 FINANCIAL PROVISIONS

### ARTICLE 28

28.1 The income of UIPM shall consist of:

- 1) fees from Members;
- 2) grants from the IOC;
- 3) income from its properties, if any;
- 4) any income from the granting of licences for the use of UIPM rights, including but not limited to marketing and broadcasting rights;
- 5) income and/or returns generated in any manner whatsoever from any other UIPM activities;
- 6) any fines received;
- 7) resources received in exceptional cases;
- 8) donations, subsidies and any other kind of returns not following in any of the above listed categories including but not limited to those granted to it subject to the authorisation provided for by Articles 778 and 804 of the Civil Code.

### ARTICLE 29

29.1 UIPM is the sole holder of broadcasting, licensing and marketing rights, and other rights associated with the Modern Pentathlon and its constituent sports with the exception of the Olympic Games. If the Executive Board so decides, UIPM may assign such rights to a third party for a limited time.

### ARTICLE 30

- 30.1 The financial year of UIPM begins on 1 of January and ends on 31 of December of the same year.
- 30.2 Financial statements in accordance with the laws of the Principality of Monaco must be drawn each year.
- 30.3 UIPM's financial statements must be audited annually by an independent external auditor, registered in Monaco. The appointment of the Auditor is made by the Executive Board.
- 30.4 US Dollar is the currency of reference for UIPM. The Executive Board has the right to choose a new currency of reference should UIPM's financial interests, the financial policies of the Principality of Monaco, and/or the international situation so require.

### ARTICLE 31

31.1 Membership fees are due on 1 July of each year in the amount established by the General Assembly pursuant to Article 22 above. The annual subscription for new Members for the year in question shall be paid within 30 days of the close of the General Assembly at which they were admitted.

## CHAPTER 7 AMENDMENT OF THE STATUTES

### ARTICLE 32

- 32.1 Any proposal to amend the Statutes of UIPM must be made by the Executive Board or by 5 active Members. Suspended Members, members of the Executive Board and any person referred to in Article 19.2 e) and f) above shall not be taken into account in such requirement.
- 32.2 Proposals for amendment shall be submitted to the Secretary General 60 days prior to the next General Assembly, for circulation to and study by the Executive Board. Amendments shall then be sent to all Members at least 30 days prior to the General Assembly.

### ARTICLE 33

33.1 The Statutes may only be amended by the affirmative vote of a majority of 2/3 of the Members present and entitled to vote at the General Assembly.

## CHAPTER 8 DISSOLUTION – DEVOLUTION OF PATRIMONY

### ARTICLE 34

- 34.1 The General Assembly shall declare voluntary dissolution of UIPM if:
  - 1) UIPM has become without an object;
  - 2) the number of national member federations is reduced to three (3) or fewer; or

3) a dissolution resolution is passed by the General Assembly.

### ARTICLE 35

- 35.1 Voluntary dissolution of UIPM requires a majority of  $\frac{3}{4}$  of the votes cast in favour of such a motion at two successive General Assemblies held within 60 days convened specially for this purpose, each requiring a quorum of 75% of Members. Suspended Members, members of the Executive Board and any person referred to in Article 19.2 e) and f) above shall not be taken into account in such requirement.
- 35.2 In the event of dissolution, the property of UIPM may be liquidated by the General Assembly or liquidators appointed by the General Assembly. In the event of voluntary dissolution, the net resources after expenses shall be passed to the IOC to be used for the benefit of Modern Pentathlon, amateur sports, a youth organisation, or other similar activities.

## CHAPTER IX FINAL PROVISIONS

### ARTICLE 36

- 36.1 English is the official language of UIPM.
 

Other languages may additionally be adopted as working languages if a simple majority of the relevant meeting so decides.
- 36.2 The official language of the Statutes as well as of all documents relating to the seat in Monaco and to the Monegasque authorities is French.
- 36.3 Members are responsible for translations of any UIPM official document into the language of their country.
- 36.4 In the event of conflict between the Statutes, the UIPM Rules on Internal Organisation, other rules and regulations, and/or decisions of UIPM, the English language provisions of the Statutes shall prevail.

### ARTICLE 37

37.1 These Statutes are approved by the General Assembly of UIPM held in Taipei on 7-8 November 2015 and become effective from the time of their approval by said General Assembly.



UNION INTERNATIONALE  
DE PENTATHLON MODERNE

**UNION INTERNATIONALE DE PENTATHLON MODERNE**

Stade Louis II – Entrée E  
13 avenue des Castelans  
MC-98000 Monaco

Tel: +377 97 77 85 55 | Fax: +377 97 77 85 50  
[uipm@pentathlon.org](mailto:uipm@pentathlon.org) | [pentathlon.org](http://pentathlon.org)