



## **FEDERACION PANAMERICANA DE SQUASH (FPS)**

### **Articles of Association**

#### **Introduction:**

The Federación Panamericana de Squash (“FPS”), is the governing body for Squash in the American continent and Caribbean and is recognized as a Regional Federation of the World Squash Federation (“WSF”).

#### **ARTICLE I**

##### **BACKGROUND**

- a) The FPS was originally established as an unincorporated regional association of squash federations on the 18<sup>th</sup> of November, 1989 in Houston, Texas with the backing of the squash federations of twenty-two countries within the American Continents.
- b) Its principal headquarters shall be the office of the President of the FPS and it shall maintain its registered office as required by the applicable Certificate of Formation.
- c) On July 12, 2011 a Certificate of Formation of a Non-profit Corporation was filed in the Office of the Secretary of the State of Texas forming a Non-profit Corporation entity under the name ‘Federación Panamericana de Squash’ to assume all responsibilities and activities of the federation.
- d) On September 7<sup>th</sup>, 2018 a Memorandum of Association for a Non-Profit Organization incorporated in the Cayman Islands pursuant to its Non- Profit Organizations Law (2017) (the ‘MOA’) was filed to supersede the Texas Certificate of Formation and thereby create a new legal entity that thereupon assumed all responsibilities and activities of the FPS on behalf of its member nations.

#### **ARTICLE II**

##### **OBJECTIVES**

- a) The FPS shall be the regional governing body of the sport of squash including but not limited to the following events: individual, doubles, team, juniors, seniors, masters, Squash 57, and any other category or event determined by WSF or FPS, on the American Continents and shall at all times seek to advance squash competition (“Squash”).
- b) To foster friendship and interest in Squash among the nations through organizing competitions and supporting the activities of the FPS.
- c) To administer the Pan American Championships in accordance with the Rules of Squash issued by the WSF.
- d) To strive to comply with the objectives of the International Olympic Committee and the requirements of the Olympic Committees of each of the member countries.

- e) To preserve the integrity of the sport of Squash.
- f) Minimize, through coordination with other Member countries, conflicts in the scheduling of all competitions.
- g) Keep the FPS Members informed of policy matters and reasonably accept the Full Members' point of view in FPS policy decisions.
- h) Provide support and encouragement for participation by women in Squash where separate programs for male and female athletes are conducted on an international basis.
- i) Encourage and support sports programs in Squash for people with emotional, physical, and/or mental disabilities.
- j) Provide and coordinate technical information on physical training, equipment design, refereeing, coaching and performance analysis.
- k) Encourage and support research, development and dissemination of information in the areas of sports medicine and sports safety.
- l) Maintain an active online presence in order to provide the Members with access to communications and news about Squash across the region.

### **ARTICLE III MEMBERS**

Members form part of the structure of the FPS.

- a) **Member Eligibility** – Membership in the FPS is open to National Squash Federations / Associations (NSF or NSA) located in the American continent and Caribbean, that are recognized by their National Olympic Committee or by their Government's National Sport Organization, and to Sub-regional squash entities located in the American continent and Caribbean that are recognized by their International Sport Organizations. To be eligible members must provide upon the request of the FPS, a copy of either their organization's Articles of Incorporation, Letters Patent or Certificate of Incorporation, and a copy of their By-Laws.
- b) **Classes of Members** – There are three categories of Members: Full Member, Associate Member, and Affiliated Member.
  - (i) **Full Members** pay annual membership dues.
  - (ii) **Associate Members** are National Associations/Federations, and do not pay membership dues or have any voting rights.
  - (iii) **Affiliated Members** are Sub-regional entities and do not pay membership dues or have voting rights.
- c) **Full Member Rights**
  - (i) To take part in the Meetings and in the Assembly of the FPS with the right to speak and vote.
  - (ii) To propose motions.
  - (iii) To put forward candidates to stand for election to the Executive Board.
  - (iv) To have a candidate elected.

- (v) To participate in all the activities of the FPS in accordance with the rules, regulations and Code of Ethics of the FPS.
- (vi) To appeal to the Executive Board of the FPS in cases of dispute.
- (vii) To receive regular information on the activities, meetings and Assemblies of the FPS.
- (viii) To use the FPS membership insignia on letterheads and for all official activities.
- (ix) To host Pan-American Squash Championships.

**d) Full Member Obligations**

- (i) To comply with the MOA and By-Laws of the FPS and the decisions handed down by the Assembly and the Executive Board.
- (ii) To draw up its own By-Laws in the spirit of good governance, FPS values and in accordance with their national regulations.
- (iii) To comply with the sports policy of the FPS as well as the rules of good conduct in international events.
- (iv) To ensure strict compliance with payment of membership dues and Membership obligations.
- (v) To supply the information requested by the FPS in a timely manner.
- (vi) To advise the FPS of changes to their By-Laws or their Board within sixty days of the occurrence thereof.
- (vii) To provide updated information on the headquarters, address, telephone, and electronic communication addresses of their Organization and Board members.

**e) Associate Member Rights**

- (i) To take part in the Assembly of the FPS with the right to speak, with no voting rights.
- (ii) To participate in all the activities of the FPS in accordance with the rules, regulations and Code of Ethics of the FPS.
- (iii) To receive regular information on the activities and Assembly of the FPS.
- (iv) To use the FPS membership insignia on letterheads and for all official activities.

**f) Associate Member Obligations**

- (i) To comply with the MOA and By-Laws of the FPS and the decisions handed down by Assembly and the Executive Board.
- (ii) To draw up its own By-Laws in the spirit of good governance, FPS values and in accordance with the regulations of the country of registration of the sub regional entity.
- (iii) To comply with the sports policy of the FPS as well as the rules of good conduct in international events.
- (iv) To supply the information requested by the FPS in a timely manner.
- (v) To advise the FPS of any changes to their By-Laws or their Board within sixty days of the occurrence thereof.
- (vi) To provide updated information on the headquarters, address, telephone, and electronic communication addresses of their Organization and Board members.

**g) Affiliated Member (Sub-regional Entities) Rights**

- (i) To take part in the Assembly of the FPS with the right to speak, with no voting rights.
- (ii) To participate in all the activities of the FPS in accordance with the rules, regulations and Code of Ethics of the FPS.

- (iii) To receive regular information on the activities and Assembly of the FPS.
- (iv) To use the FPS membership insignia on letterheads and for all official activities.
- h) Affiliated Member (Sub-regional Entities) Obligations**
  - (i) To comply with the MOA and By-Laws of the FPS and the decisions handed down by Assembly and the Executive Committee.
  - (ii) To draw up its own By-Laws in the spirit of good governance, FPS values and in accordance with the regulations of the country where it is registered.
  - (iii) To comply with the sports policy of the FPS as well as the rules of good conduct in international events.
  - (iv) To supply the information requested by the FPS in a timely manner.
  - (v) To advise the FPS of any changes to their By-Laws or the Board within sixty days of the occurrence thereof.
  - (vi) To provide updated information on the headquarters address, telephone, and electronic communication addresses of their Organization and Board members.

#### **ARTICLE IV ASSEMBLY**

- a) The Annual General Meeting (Assembly) of the Members of the FPS shall be held in conjunction with the holding of the FPS Senior Squash Championships in the city in which such Championships are being played *or*, in extraordinary circumstances on a date not later than December 31<sup>st</sup>, in the year of the postponed Assembly, as determined by the Executive Board of the FPS.
- b) The Agenda of the Assembly shall include:
  - (i) approval of the Minutes of the previous Assembly;
  - (ii) receiving the reports from the Executive Board;
  - (iii) review of the balance sheet and approval of the budget;
  - (iv) presentation of motions (if any);
  - (v) elections in the year of elections.
- c) The Agenda for the Assembly shall be circulated by the Secretary General to the Members sixty (60) days prior to the date of the Assembly. Notice and documents may be delivered by telephone, or by other communication facilities to all Members.
- d) The Assembly is the highest body of the FPS, and consists of all Members. A delegate from each member country shall carry the Full Member's voting rights. A Full Member whose membership dues have not been received as the date of the Assembly shall have the right to be heard but no voting rights.
- e) Each Full Member shall be entitled to include a maximum of one (1) observer with no right to speak or voting rights
- f) Each person in the Pan-American Area who is a member of the Executive Board of the WSF will have the right to speak at the Assembly of the FPS.
- g) Special or Extraordinary Assembly may be called by order of the President on thirty (30) days notice to each Member either personally or by mail, telephone, electronic communication or any other approved way stating the time, place and/or any other communication platform, and the purpose of the meeting. In addition, special meetings

may be called when the Executive Board approves, or when two thirds of the Full Members so request of the President. In this case, the President will make the invitation/call to all Members within the 2 weeks of receiving the request. An Extraordinary Assembly deals with issues that arise suddenly (non-recurring) and require the immediate decision by Members.

- h) At the Assembly or meetings, each Full Member must be up-to-date with the payments of all FPS membership dues in order to be eligible to vote.
- i) A Full Member may delegate its proxy to another Full Member, when unable to be present at the Assembly. No Full Member may hold more than one proxy. In order to delegate a Member's proxy, the assigning Member must provide written notice to the Full Member selected, including a copy of the notice sent to the Secretary General and the President of the FPS not less than 6 hours prior to the Assembly. Only the appointed delegate of the assigning Full Member, as confirmed by the Secretary General of FPS, may act on behalf of the assigning Full Member.
- j) The presence of not less than one half (50%) of the Full Members (with membership dues paid in full) at the Assembly is required, in order to constitute a quorum. The Executive Board reserves the right to delay the commencement of the Assembly if no quorum has been reached as of the time posted for the commencement of the Assembly for up to 60 minutes, provided sufficient members to reach a quorum have confirmed their attendance. The Executive Board shall furthermore have the right to reschedule the Assembly if insufficient confirmation has not been received to establish a quorum 30 days prior to the date set for the Assembly.
- k) The decisions of the Assembly are determined by a majority vote, except in the cases stipulated herein in these By-Laws. As the term is used herein, the word "majority" is defined as more than fifty percent (50%).
- l) Any action required or permitted to be taken by the Assembly, may be taken without a meeting, if a Special Majority of not less than seventy-five percent (75%) of Full Members of the FPS consent in writing in the format as required by the Executive Board to the adoption of a resolution authorizing the action. The resolution and the written consents of the Full Members shall be filed with the minutes of the proceedings of the next Assembly.
- m) All persons in the Pan-American region who are members of the Executive Board of the WSF, have the right to participate and speak at all the meetings.
- n) A meeting of the Assembly, at the discretion of the Executive Board of the FPS may under extraordinary circumstances be held by means of telephone or other electronic communication facility on a platform that permit all participants to communicate adequately with each other during the meeting and that permits all Full Members the ability to vote in a fully automated and secure method. The FPS shall make such secure communication facility available to all Full Members entitled to vote.

**ARTICLE V  
ELECTIONS & VOTING SYSTEM**

- a) **Election Panel** - At the Assembly the year prior to the FPS Election Assembly, an Election Panel shall be formed to accept all nominations, review and verify all nominees and to fully manage and scrutinized the election process at the Assembly as outlined in the Terms of Reference of the Election Panel.
- (i) The Election Panel shall consist of three (3) individuals who shall be elected by the Assembly at the AGM the year prior to the year of next FPS Election Assembly. Individuals standing for election to the Election Panel must be endorsed by a Member and cannot participate and or vote at the FPS Election Assembly. The Election Panel member can only perform the duties outlined in the Terms of Reference of the Election Panel. Members of the Election Panel shall serve only until the confirmation of the election results of the FPS Election Assembly.
  - (ii) All Nominations to stand for the Election Panel must be received by the President and the Secretary General not less than sixty (60) days prior to the Assembly of the year prior to the year of the next FPS Election Assembly. A second confirmation of said nominations shall occur at the meeting of the Assembly of the year prior to the year of the next FPS Election Assembly.
  - (iii) In the event of more than three candidates, should there be more than three candidates standing for the positions, there shall be an election. In the first round of balloting, the candidate with the lowest number of votes is stricken and a new round of balloting is held successively until only three (3) candidates remain
  - (iv) Each Full Member shall be entitled to one (1) vote and voting shall be held by secret ballot.
  - (v) In the event an individual on the Election Panel is unable to be present at the Election Assembly or participate on electronic communication facility, a replacement will be elected by the Full Members present at the FPS Election Assembly.
- b) **Candidacy for Executive Board** – All nominees standing for election to the **Executive Board** must comply the following criteria:
- (i) must be nominated by a Full Member;
  - (ii) must have a passport from a Pan-American country or be a permanent resident of a Pan-American country;
  - (iii) must have served as a member of the Board of a Pan-America Squash NSF/NSA or any International Squash Federation including the FPS or have served and retired as an employee of a NSF/NSA; or, has extensive board experience and exceptional skills sets required by the Executive Board;
  - (iv) is not currently President of another International Squash Federation or a member of the Board of the WSF;
  - (v) must be willing to provide police background check, if required by the Election Panel;
  - (vi) must comply with all FPS policies

- c) **Timing of Nominations:** Nominations to the Executive Board shall be forwarded to the Election Panel not less than (60) days prior to the FPS Election Assembly. All nominees shall re-confirm their nominations to the Members at the FPS Election Assembly.
- d) **Voting Process**
- (i) Voting will be taken by a secret ballot which shall be collected, verified and counted by the Election Panel or any other electronic platform that guarantees the secret ballot.
- (ii) Voting System – Full Member countries will have as many votes as calculated after fulfillment of the following conditions:
- For being a **Full Member** with all Membership dues paid in full – 1 vote.
  - For participating in any annual Pan-American Squash Championship, the participating country will earn maximum 1 vote per year. The maximum total number of votes allowed is 3 votes over the 4-year cycle.
  - For being the host country of at least one Pan-American Squash Championship during the period corresponding to the Olympic Cycle, not including the Pan Am Games – 1 vote.
  - In conclusion, the maximum number of possible votes will be 5, and the minimum 1.
- (iii) To be elected, a nominee must receive at least a majority of the votes as that term is defined in Article VI herein. Should there be more than two candidates for a position, if no majority is reached in the first round of balloting, the candidate with the lowest number of votes is stricken and a new round of balloting is held successively until a candidate obtains over fifty percent (50%) of the votes.
- (iv) The voting order will start with the President, then the Vice-President, Secretary General, Representative for North America, Caribbean, Central America and South America.
- (v) The Executive Committee will issue the regulations in accordance with the provisions given in the previous item.

## **ARTICLE VI**

### **EXECUTIVE BOARD**

- a) **Definition** – The Executive Board is the executive agency of the FPS.
- b) **Election** – The Assembly elects the Executive Board for a four-year term of office, corresponding to the Pan-American Olympic cycle, at a meeting held during the corresponding year of the Pan-American Games.
- c) **Composition** – The Executive Board will consist of seven members comprised of not less than two persons of each gender as follows:
- (i) **President**
- (ii) **Vice-President**
- (iii) **Secretary General**
- (iv) **Four (4) Regional Vice-Presidents**, each of whom must reside in the region, or be a citizen of a country in the region for which they are nominated and elected:

- Regional Vice-President for North America
  - Regional Vice-President for the Caribbean
  - Regional Vice-President for Central America
  - Regional Vice-President for South America
- d) No more than two individuals can be from the same Region of the Pan-American Area for the position of President, Vice-President and/or Secretary General.
- e) In the event of vacancy of the Vice- President and/or Secretary General, the position will be filled by one of the 4 Regional Vice-President by means of an election by the Executive Board.
- f) In the event any Regional Vice- President is unable to complete his/her term, the Executive Board shall appoint an interim Regional Vice President from the same region to fulfill the vacancy until the next Assembly at which time there shall be a by-election to elect a new Regional Vice-President to fulfill the balance of the four year term.
- g) **Functions**
- (i) To handle FPS topics in accordance with the decision of the Assembly. Except as otherwise provided in these By-laws, the Executive Board shall fix its own rules of procedure. Meetings of the Executive Board may be called by order of the President or at the request of any four of its members on fifteen (15) days notices to each member, either personally or by mail, telephone, or electronic communication. The call of the meeting shall fix the time, place (or by teleconference) and purpose(s) thereof. Four of its members shall constitute a quorum, but fewer than a quorum shall have the power to adjourn from time to time until a quorum be present. Any action required or permitted to be taken by the members of the Executive Board may be taken without a meeting if all members of the Executive Board consent in writing (or electronically) to the adoption of a resolution authorizing the action, and such consents shall be noted in the minutes and records of the next meeting of the Executive Board.
- (ii) To determine the procedures to be followed in cases other than those established in the By-Laws.
- h) **Meetings**
- (i) The meeting of the Executive Board should be held regularly each year, and one of its sessions should be scheduled immediately prior to the meeting of the Ordinary Annual Assembly. Extraordinary meetings may be summoned by the President, or at the request of three members.
- (ii) If very important matters require immediate decision with no need for an Extraordinary Meeting, the President may authorize the Executive Board to vote by mail or electronic communication or by such other method or methods agreed upon by the Executive Board.
- i) **Quorum** – The presence of not less than four (4) board members is required to constitute a quorum of the Executive Board.
- j) **Decisions** - The decisions of the Executive Board will be taken principally on the basis of a consensus of its board members. In the lack thereof, agreement will be reached by a majority vote.



## **k) Responsibilities of the Members of the Executive Board**

### **k.i) President**

- i. The President of the FPS, subject to the direction of the Assembly and /or the Executive Board , shall be in charge of the direction of its affairs. He/she shall preside at the meetings of the Members of the FPS, and the Executive Board . Except as provided herein, the President shall, ex officio, be a non-voting member of all FPS's Standing and "Ad Hoc" Committees. His/Her presence at their meetings shall not be counted thereat for quorum purposes. He/she shall perform such other duties as are specified in these By-laws or as the Executive Board may from time to time assign him/her. The President is the executive head and the legal representative of the FPS and shall draw up the Agenda for all official FPS meetings.
- ii. Forwards correspondence received to the Secretary General for His/Her records.
- iii. Chairs the meetings of the Assembly and the Executive Board.
- iv. Directs, coordinates and executes all the activities of the FPS.
- v. Should submit financial statements to the Assembly at each ordinary Assembly.
- vi. May be re-elected for one additional term.
- vii. Guests may attend Annual Assembly meetings only upon invitation of the President. They may speak thereat only when specifically authorized to do so by the President.

### **k.ii) Vice-President**

- i. Ensure compliance and coordination of the decisions of the Executive Board to the Members and the Regional Vice- Presidents.
- ii. Replaces the President in the permanent or temporary absence thereof.
- iii. Supports the functions of the President, in compliance with the decisions of the Executive Board.
- iv. May be re-elected for one additional term.

### **k.iii) Secretary General**

- i. Maintains communications among the member countries.
- ii. Prepares, coordinates and distributes among the members of the Executive Board and the FPS proposals for consideration at the meeting of the Assembly. The Secretary General shall be responsible for the performance of his/her duties as set forth in this Section. He /she shall give notice of all meetings of the Members of this Federation and shall keep minutes thereof. He/she shall give such other notices and keep such other minutes as may be required by these By-laws or be requested from time to time by the Executive Board . He/she shall, in conjunction with the President, keep a roll of the Members of the Association and their addresses and shall certify which Members are in good standing for purposes of voting at meetings of the Assembly. He/she shall ensure that new organizations and new Members are notified by the FPS, of their election to membership and provide them, upon request, with copies of these By-laws.

iii. May perform the duties of Treasurer, as that office is described herein in the event the Executive Board does not appoint a Treasurer or the Treasurer is unable to serve.

iv. May be re-elected for one additional term.

**k.iv) Regional Vice-Presidents**

i. Be the spokesperson for their regions to the Executive Board of the FPS.

ii. Encourage participation as Full Members of the FPS by National Associations/Federations in their regions. Provide updated information on the situation of Squash in the countries in their region.

iii. Promote and encourage hosting a FPS Championship at least once every four years in their region.

iv. May be re-elected for one additional term

**k.v) Treasurer (Appointed Position)**

i. **May be invited to attend meeting of the Executive Board but shall have no voting rights**

ii. Maintain the financial books and records of the FPS.

iii. The Treasurer shall be responsible for the performance of his/her duties as set forth in this Section.

iv. Shall collect the dues and other revenues and pay all authorized bills of this FPS.

v. Shall submit a proposed budget for the forthcoming fiscal year to the Executive Board at its Annual Meeting.

vi. Shall receive and keep reports of the financial receipts and disbursements for the Federation's Tournaments.

vii. Shall supervise the collection of dues and membership fees and the sale of FPS's items, if any.

viii. At the Assembly of the Members, she/he shall present a report of the financial condition of the FPS. The report shall be filed with the records of this Federation and a copy thereof filed with the minutes.

ix. The Treasurer shall be appointed by the Executive Board

x. The term of the Treasurer term is at the sole discretion of the Executive Board

**ARTICLE VII**

**HONORARY PRESIDENT**

- a) The position of Honorary President will be granted to a former President in acknowledgment of important achievements for the development of Squash in the Pan-American Region.

- b) Honorary Presidents may only be elected twice.
- c) They will have the right to speak at all the meetings of the Assembly, the Executive Board and other FPS committees.
- d) May represent the FPS at any event with prior authorization issued by the Executive Board.
- e) The appointment of the Honorary President shall be proposed by the meeting of the Assembly by two-thirds of the votes present thereat.
- f) The term for Honorary President shall be four years.
- g) **Advisory Council** – An Advisory Council is set up, consisting of former Presidents proposed by the Assembly, and appointed by a simple majority vote. There are no numerical limitations on the membership of this Advisory Council. This Advisory Council will act as a Permanent Advisor to the Executive Board at its own request, or at the request of the General Assembly.

## **ARTICLE VIII LANGUAGES**

All matters involving the FPS shall be in two languages: Spanish & English.

## **ARTICLE IX FINANCIAL YEAR**

The Financial Year shall run from January 1<sup>st</sup> to December 31<sup>st</sup>.

## **ARTICLE X FEES & EXPENDITURES**

- a) The Assembly shall approve the annual membership dues as presented by the Executive Board, which are due and payable-prior to March 31<sup>st</sup> of each year
- b) The Executive Board shall set registration fees for all FPS Squash Championships, as well as the fees for the right to host a Pan American Squash Championship
- c) Should a Member fail to pay its membership dues, its voting rights shall be suspended until full payment thereof.
- d) Should a Member fail to pay both its membership dues and registration fees by the first day of a Championship, it shall be ineligible to participate in the Championship.

## **ARTICLE XI ALTERATIONS TO THE BY-LAWS**

- a) Subsequent proposals for modifications to the By-Laws should be submitted to the President and the Secretary General ninety (90) days in advance of the Assembly, and

then said modifications and proposals for amendment shall be circulated to the member nations with the AGM package 60 days in advance of the Assembly.

- b) A two-thirds vote of the quorum of Full Members present and duly represented at the annual Assembly is required to approve any alterations to the By-Laws.

## **ARTICLE XII**

### **DISQUALIFICATION AND REMOVAL OF MEMBERS FROM THE EXECUTIVE BOARD, AND OTHER MEMBERS**

- a) Any member of the Executive Board will be removed by the approval in the following cases:
  - (i) Written resignation of the Board Member
  - (ii) By a vote of two-thirds of the Full Members represented at the meeting of the Assembly.
  - (iii) By recommendation of the Disciplinary Committee and a subsequent vote of at least two-thirds of the Executive Board.

## **ARTICLE XIII**

### **FPS CHAMPIONSHIPS**

- a) These events shall be known as the Pan- American Squash Championships, and shall be held each year in accordance with the regulations of FPS. The scheduling of Pan- American Squash Championships will make best efforts not to conflict with the WSF calendar where possible.
- b) Championships shall be organized and hosted by a Full Member selected by the Executive Board and approved by the Assembly; best efforts shall be made to ensure championships are held in all four regions over every four year cycle.
- c) When a Full Member submits a bid as host, it should be forwarded to the President at least ninety (90) days in advance of the meeting of the Assembly, with the following information:
  - (i) Name of the town or city.
  - (ii) Number of courts available, proof of compliance with the By-Laws and security measures established at least six months prior to the Championship.
  - (iii) Date suggested for the Championship.
  - (iv) Hotel facilities.
  - (v) Facilities available for meetings of the Assembly and or the Executive Board with simultaneous translation services for all FPS Assemblies.
- d) The Executive Board shall appoint an individual to inspect the host venue of the Championships and the preparation involved, at least six months prior to the Championship, with the costs borne by the host Member.
  - (i) Should the preparations not be as stated in the report, the Executive Board may appoint another venue to host for the Championships. At its own discretion, the Executive Board may impose sanctions on any member, including canceling the organization of a Championship without justification.

- e) All regulations of the Championships will be defined by the decision of the Executive Board, following the suggestions of the FPS Technical and FPS Championships and Major Games Committees, and forwarded to the host Member sixty days prior to the Championship.

#### **ARTICLE XIV**

##### **RULES OF CONSTRUCTION**

All references to gender in these By-laws shall include both the masculine and feminine unless the context requires otherwise. Words importing the singular shall be deemed to include the plural and vice versa.

#### **ARTICLE XV**

##### **COMMITTEES**

- a) There shall be Five (5) standing committees of the FPS, as follows:
  - (i) Championships and Major Games Committee
  - (ii) Disciplinary Committee
  - (iii) Coaching and Development Committee
  - (iv) Technical Committee
  - (v) Officiating Committee
- b) The Committee Chair and all committee members shall be appointed by the Executive Board of FPS and serve for a term of four years at the discretion of the Executive Board.
- c) There shall be at least one member of the Executive Board on each committees
- d) Each Chair may recommend committee members that shall be subject to approval of the Executive Board
- e) Each Committee Chair shall report to the President of the FPS and submit an Annual Report to the Members at the Assembly
- f) Each Committee shall have a written Committee Terms of Reference to be reviewed and approved by the Executive Board setting forth the scope of responsibilities and methods of operation for the Committee which may be amended and updated from time to time as needed.
- g) The Executive Board may appoint "Ad Hoc" Committees as it deems necessary for managing the affairs of the FPS and may appoint Members of Committees, may prescribe the duties of Committees, and may delegate to any Committee any of its powers, duties, and functions except where prohibited by the Bylaws. The Executive Board will establish written terms of reference for all Committees.

#### **ARTICLE XV (b)**

##### **COMMISSIONS**

- a) **Athletes Commission**
  - (i) Shall consist of one (1) male and one (1) female representative. The representative must be a former National Team player who has retired from national team

- competition for not greater than eight (8) year from the original date of election and each representative must be from different region.
- (ii) The Athletes Commission shall be responsible to report directly to the Executive Board on any matters pertaining to National Team athletes and Pan-American Squash Championships.
  - (iii) The Athletes Commission representatives may be invited to attend meetings of the Executive Board and shall be entitled to speak at all meetings of the Assembly.
  - (iv) The Athletes Commission shall be entitled to one (1) vote at all meetings of the Assembly.
  - (v) The election of the Athletes Commission representatives shall be held at the Senior Pan-American Squash Championships commencing in 2022. The representatives shall be elected by the National Team athletes participating in the Senior Pan-American Squash Championships on that year. Each country participating in the championship shall delegate one team member to carry the vote for their country. Each country shall be entitled to only one (1) vote for each of the positions.
  - (vi) All Full Members are entitled to submit a maximum of one nomination for each of the positions of male and female representative. Nominations must be received in writing by the President and the Secretary General not less than sixty (60) days prior to the first day of Senior Pan-American Squash Championships in the year of the election for the Athletes Commission.
  - (vii) To be elected, a nominee must receive at least a majority of the votes, should there be more than two candidates for a position, if no majority is reached in the first round of balloting, the candidate with the lowest number of votes is stricken and a new round of balloting is held successively until a candidate obtains over fifty percent (50%) of the votes.
  - (viii) The term of the Athletes Commission representatives is four years.

## **ARTICLE XVI PREVAILING LAW**

These Fully Reformed and Re-Stated By- Laws were adopted and approved by the unanimous vote of all FPS Member Nations to be effective as of September 7<sup>th</sup>, 2018 simultaneously upon the filing of the MOA with the registrar of companies for the Cayman Islands as a Non-Profit Organization incorporated in the Cayman Islands pursuant to the Non-Profit Organizations Law (2017) superseding all previous By-Laws. To the extent any provisions(s) of these By-Laws might in any way be interpreted to (inadvertently) contradict the MOA, or any provisions of the Non-Profit Organizations Law (2017) of the Cayman Island, such provision(s) shall be deemed inapplicable and void with the terms of the MOA and applicable Cayman law being applied.

- *Amendments & Additions approved by the Assembly of the 2009 FPS AGM.*
- *Amendments & Additions approved by the Assembly of the 2016 FPS AGM on September 22, 2016.*
- *Amendments & Additions approved by the Assembly of the 2018 FPS AGM on September 7, 2018.*
- *Amendments & Additions approved by the Assembly of the 2020 FPS AGM on November 28, 2020.*