



## **Constitution and General Provisions of the Pan-American Confederation Pétanque**

### **Article 1**

The Pan-American Confederation of Pétanque is affiliated to the International Federation of Pétanque and Provençal Game (FIPJP). Established for an indefinite period, a non-governmental non-profit organization, "ONG", named "Pan-American Confederation of Pétanque" (CPP) be formed between the national federations of pétanque of the North and South American continents and the neighboring islands of the Western Hemisphere, under the laws of the Province of Quebec, Canada.

### **Article 2**

To become a member of the confederation, a national federation must belong to a geographically recognized country of the Western Hemisphere (the Americas).

### **Article 3**

The official languages of the CPP are French, English and Spanish. All languages are the working languages. All official texts, reports and minutes are written in three languages using a translation software.

### **Article 4**

The Confederation operates autonomously, but it has specific powers in the field of the sports balls game of the FIPJP and the FMBP (World Petanque and Boules Federation). In case of non-compliance with its rules and regulations, the FIPJP may withdraw its approval.

### **Article 5**

Statutory seats are located in Montreal, Canada. These statutes have been filed with the accredited public authorities of the country where the head offices are located. They are subject to the laws and jurisprudence in force in that country. Head offices are in the country of residence of the CPP President.

### **Article 6**

The official CPP logo will be adopted by the Executive Council. Then it will be added in these statutes.

### **Article 7**

The CPP draws its values from those of the International Olympic Movement and accepts the regulations and provisions implemented by the Olympic Committee. The CPP must respect the rules established by the FIPJP, to which all the members must also belong, and by the FMBP (World Petanque and Boules Federation), the umbrella organization regrouping all the International Sport Ball Federations and

recognized only by the IOC. It aims to help the FIPJP (International Federation of pétanque and Provençal game) and FMBP (World Petanque and Boules Federation) to admit pétanque to the Olympic game. The CPP and all its members must abide by the WADA International Anti-Doping Code.

### **Article 8**

The CPP is committed to the principles of equality, equality, opportunity and fair treatment for all current and future members, at all levels and in all roles, in all aspects of its activities and activities. to ensure that no individual is discriminated against.

### **Article 9**

All statutes, regulations, reports and official minutes will be kept at the address of the Secretary General of the CPP. Copies of the Constitution will also be available on the official CPP website.

## Objectives and activities

### **Article 10**

The objectives of the CPP are:

**10.1** Promote, develop and monitor Sports Balls in the Western Hemisphere (The America's) in a spirit of peace, understanding and fair play, without discrimination on the basis of politics, sex, religion, origin or for any reason another reason. Ensure that sporting values always prevail over commercial interests.

**10.2** Promote and promote the bonds of friendship and cooperation between the member federations, so that mutual aid and joint action lead to the concerted development of pétanque and preserve the general interests of the member federations.

**10.3** Do all that can be done to promote the spread of pétanque by regulating the Pan-American competitions under its responsibility, whether organized by the CPP itself or by affiliated member federations; in this respect, only the CPP is allowed to qualify a Pan-American competition and it is incumbent upon it to define how competitions for Pan American titles are to be organized.

**10.4** Define Schedules of Pan American Competitions and Meetings

**10.5** To sensitize the national and international public and sports authorities that human and social values are fundamental and inherent to the practice of pétanque and to the spirit of kinship and solidarity between individuals and peoples, associated with the organization of sports competitions.

**10.6** Harmonize the schedule of championships and major organizations.

**10.7** Increase the interest of political authorities, media and public opinion in pétanque.

**10.8** Emphasize the technical, sporting and self-discipline aspects of pétanque by highlighting its various contributions: physical, sensory, intellectual and social.

To do this, the CPP relies on the following policy instruments:

- a. Holding periodic meetings;
- b. Support to the interests of the federal activity by the public authorities;
- c. Assistance to affiliated federations;
- d. Publication of newsletters and other documents to promote the practice of ball sport;

- e. The organization of Pan American competitions.

## Members

### **Article 11**

The CPP is composed of two types of members:

- a. National Member: The National Federations of the Americas are regularly affiliated to the FIPJP.
- b. The Territorial Member: The official organizations regrouping pétanque players on territories located in America and which are affiliated members of the FIPJP of the national federation, as well as all the national members affiliated to the American continent, must join the CPP. Territorial members wishing to join the CPP must submit their application to the Executive Committee and be accepted by it, which must be defined in an annex to this Regulation.

### **Article 12**

Each member federation recognizes the authority of the CPP and its executive committee. Member federations must apply the CPP statutes and rules of procedure in their territory. They pledge to participate in the development of the CPP and to protect his unit.

### **Article 13**

Applications for new members are forwarded to the Executive Committee, which may accept them provisionally until a final decision is made at the next Congress. All new federations will have a "probationary" status of one year at the CPP, which will give them the opportunity to participate in all CPP activities, without giving them the right to vote at the convention.

### **Article 14**

By adhering to these Statutes, each member of the CPP undertakes to refrain from any act or omission that may be detrimental to his / her social purpose or to undermine the respect and personal honor of the members of the Executive Committee or reputation. of the CPP.

### **Article 15**

A federation which ceases to be a member of the CPP, whether by resignation or exclusion, loses any claim on the assets of the latter and is not entitled to any refund of previous payments. If a federation was excluded from the FIPJP, for whatever reason, it would automatically be excluded from the CPP.

### **Article 16**

Potential reinstatement is contingent on the payment of all contributions that would have been payable in the previous membership period and all other outstanding debts to the CPP.

### **Article 17**

Each member federation retains its complete and absolute freedom in administrative, financial and sports matters, in accordance with its own statutes and regulations.

## Administration and operation

### **Article 18**

The CPP authorities are:

- a. General Assembly of Member Federations
- b. Commissions
- c. Listeners
- d. The Executive Committee (which includes at least one president, one secretary, one general treasurer, one FIPJP delegate and up to five elected directors.)

## The Congress

### **Article 19**

The Congress is composed of representatives of member federations in good standing with the CPP of the Executive Committee. Congress is the supreme authority of the CPP. Congress is sovereign to decide whether to include a topic on its agenda for urgent or timely reasons. This must be decided by a vote at the beginning of the session. A translation into English, French and Spanish is essential.

### **Article 20**

**20.1** The congress will meet via zoom meeting. Notification will go out one week prior the date of the meeting. The agenda will also be sent out one week prior the meeting. Any voting that needs to occur will follow the requirements of Article 20.2. Each national member in good standing with the CPP is entitled to one vote. Each executive board member is entitled to one vote. The decisions of the congress are final and without appeal. Candidate members do not have the right to vote.

**20.2** Each affiliated federation may be represented in the Congress by one or more persons, but only the president of his federation or his official delegate duly authorized for that purpose may vote. A federation may delegate its vote to another federation, but it may no longer associate one of its representatives to the debate or the vote. Proxies must be registered by the Secretary General before the beginning of the meeting. Each federation can only receive one proxy.

### **Article 21**

Article 21

Any meeting convened by congress must be convened at least 1 week in advance by the president; the invitation must be sent by e-mail or postal mail and must include the agenda, which must be prepared by the president in accordance with the statutory obligations, the decisions of the Executive Committee and the possible requests of the member Federations. Federations can request that issues falling within the competence of the Congress be included in the agenda. Their proposals must reach the Executive Committee 2 weeks before the date of the General Assembly. The General Assembly will meet on the third Sunday of January of every year. The Proposals should be detailed and, if necessary, may include comments. If the request for inclusion on the agenda is rejected, the Federation concerned may always

request that the request be put to the vote immediately after the President's opening speech. The Congress is supreme when it decides to insert an item into its agenda because of an urgency or current relevance. This decision is taken by vote at the beginning of the session.

### **Article 22**

At a minimum, any meeting of Congress must include in its agenda:

- a. President's speech;
- b. Policy and activity reports that the Secretary General has sent to the Member Federations during the month preceding the Congress;
- c. Financial statements presented by the treasurer and the report of the auditors;
- d. Budget forecasts for the following year;
- e. Election of the members of the executive committee in even years;
- f. An "Other Business" item allowing debate on issues, but no vote can be taken.

### **Article 23**

The chairman of the CPP chairs the discussions. In case of impediment, he will be replaced by one of the members of the executive committee, chosen by the committee itself.

### **Article 24**

Votes are by secret ballot or show of hands when 50% of the members are present. If the vote is made by e-mail, all votes are cast by a simple majority of the votes validly cast by verifiable e-mail.

### **Article 25**

The Congress is the only competent authority able to discuss the items on the agenda and any amendments to the Statutes and Rules of Procedure that may be proposed by the member federations or by the Executive Committee. Amendments to the bylaws, bylaws and decisions made by the CPP Congress and its official committees, once approved by the Executive Committee, bind and bind all member Federations and, ipso facto, all their societies and licensees.

## **Extraordinary Congress**

### **Article 26**

The President of the CPP may receive a request for an extraordinary convention, which he must call within two months. Such a congress can be requested:

**26.1** by most members of the executive committee;

**26.2** one-third of the federations in good standing with the CPP; In both cases, the notification must indicate the reasons for the request and the agenda may include other points,

**26.3** It may be requested to consider a prohibition of trust in the Executive Committee signed by at least one third of the members in good standing of the Confederation. If this motion is passed, the Executive

Committee is deemed to have resigned and a temporary office is established to deal with Routine Proceedings and convene a new General Assembly within two months.

**26.4** Hear a request for dissolution of the CPP, made by one half plus one of the federations in good standing with the CPP. In this case, only the request for dissolution will be placed on the agenda. The Extraordinary Congress convened to decide on such a proposal must bring together at least two-thirds of the affiliated member federations that are not in default of any of their contributions at the time of notification. Only these federations have the right to vote. If the vote is in favor of dissolution, the Congress decides on the liquidation of the assets and assets of the CPP.

### **Article 27**

The minutes of the congress are kept. Minutes are prepared by the Secretary General and sent by e-mail or mail to all member federations; a copy must be kept in the file.

## **Executive Committee**

### **Article 28**

The executive committee is composed of a maximum of 5 members. One representative from each national member in good standing. The president is directly elected by the congress. The election will be determined by the simple majority of the voting members under the following:

- a) A valid application - the candidate is elected by acclamation.
- b) Two valid or more applications - The winner is the candidate who has received the majority of the votes. In case of equality, the names of the candidates who receive the least votes will be deleted from the list of candidates and a second round will be made. If only two candidates remain and continues to be equality, the winner will be determined by a resolution of the Board of Directors.

The secretary general, the treasury and Sport Director are proposed by the president and voted by the Congress.

### **Article 29**

The members of the executive committee may be re-elected to office with a majority vote of the congress. All members of the executive committee must be of age and of good character and enjoy the full exercise of all the civil rights to which their nationality entitles them. They must be licensed in the federation they represent.

### **Article 30**

The term of office of the members of the executive committee is four years. They can be re-elected to the same office if the congress elects to do so. The election of the President and Vice President will take place in even years. Secretary General, Treasurer and Sport Director will be held in odd years.

### **Article 31**

After the election with the renewal of the post of President, the Executive Committee shall, as far as possible, appoint the name of one of its members, which it shall submit to Congress for the office of President. If several candidates are present, a vote of the Executive Committee will be chosen between them, by an absolute majority in the first round or, if necessary, by a simple majority in the second round. If the Congress approves the candidate nominated or elected by the Executive Committee, he will become President for the duration of his term. If, on the other hand, the Congress rejects the choice of the Executive Committee, the latter will meet again and submit a new candidate to the Congress, which must also be accepted by this Assembly. In case of a new refusal, the Congress will elect, by a simple

majority, a member of the Executive Committee who will therefore necessarily become the President of the CPP for the duration of his term of office.

### **Article 32**

In the event that an Executive Committee position becomes vacant, it will be filled by appointment of the President until the next election of that office. All nominations must be approved by members of the Executive Committee by a simple majority of votes. The Executive Committee will meet if possible, at one of the FIPJP International Championships. The place and date must be specified in due time. The travel and subsistence expenses of the members of the Executive Committee shall be borne by the federations to which they belong. In the executive committee, decisions are made by most members; in the event of a tie, the voice of the chairperson of the CPP shall be casting.

## Commissions

### **Article 33**

The executive committee may decide to set up committees supposed to work in certain areas. It can reserve them for its members or open them to external members, whose applications it must ratify. It will specifically detail their tasks and determine how these tasks will be performed. These committees are responsible for making a proposal but have no decision-making power. They will submit their projects and suggestions to the Executive Committee, which alone will have decision-making power with respect to any subsequent action.

## Finances

### **Article 34**

The fiscal year starts on January 1 and ends on December 31 of each year. The accounts of the previous year and the budget of the current year will be submitted to Congress for approval.

### **Article 35**

The CPP manages its finances autonomously. The annual resources of the CPP include:

- a. Contributions of its members;
- b. Donations and legacies;
- c. Grants from all sources;
- d. Income from the events it organizes;
- e. Sale of products related to his image;
- f. Partnership agreements;
- g. All legal revenues authorized by Congress.

### **Article 36**

The CPP will allocate its income to actions compatible with its purpose or necessary for its operation, in accordance with the budget forecasts presented to the Congress each year. However, the Executive Committee may engage in certain specific actions deemed useful, subject to the approval of the Executive Committee.

### **Article 37**

The Congress will appoint, for a two-year term, two auditors chosen from the representatives of the federations not represented on the executive committee; each year, they will present to Congress a report on CPP's record keeping and financial status. They will conduct a detailed audit of the accounts at least once a year, immediately before the Congress.

## Licenses; Insurance

### **Article 38**

Any license established by a federation is necessarily deemed valid by all the other member federations of the CPP and, a fortiori, by all the associations which compose it.

### **Article 39**

A player may have only one license and must be insured by his federation, which must take out third-party liability insurance for third-party, official or friendly matches. In case of absence of insurance, the concerned Federation will be responsible for any damage caused by its holder when it will play pétanque.

## Discipline

### **Article 40**

The CPP will exercise authority over Pan American competitions under its responsibility.

### **Article 41**

If a licensee violates its rules and regulations, the CPP may notify the federation; This federation is then responsible for imposing the required sanctions, in accordance with its statutes or by-laws. If a federation violates the rules and regulations of the CPP, its president will be convened before the executive committee, which will sit de facto as a disciplinary council in the absence of such a body.

## Doping

### **Article 42**

The provisions of the World Anti-Doping Code apply fully to all persons and competitions under the authority of the CPP. The list of prohibited products can be obtained upon request from the General Secretariat of the FIPJP.

### **Article 43**

Doping tests may be conducted at competitions organized under the authority of the CPP. Amendment of statutes and regulations Dissolution - Right of appeal

## By-Laws

### **Article 44**

The by-laws and regulations (by-laws, rules and regulations governing the Pan American Championships) may be amended by any other means than the Congress, upon the proposal of the Executive Committee or a third of the members of the Congress. In both cases, the notification, to which will be annexed the agenda, indicating the proposed changes, will be sent to the federations two months before the date of the congress. The bylaws and bylaws may be amended only if at least half of its members are present or represented, and if the proposed amendments are approved by a two-thirds majority of the votes cast.

## Dissolution

### **Article 45**

Except in the event of automatic dissolution, that is to say when the number of members is reduced to less than three, or where this is decided by a decision of the competent civil court, the dissolution of the CPP can be decided only by an extraordinary Congress, and deliberation in accordance with chapter 4, article 26, of the present statutes.

### **Article 46**

Except where dissolution occurs ex official, i.e. when the number of members drops to less than three, or when it is decreed by a decision of the competent Civil Court, the CPP 's dissolution may only be decided by an Extraordinary Congress, after due notice and deliberation in accordance with Chapter 4, Article 26, of these Statutes.

### **Article 47**

If dissolution is decreed, the assets shall be assigned, in principle, to an agency whose objectives are closest to those pursued by the CPP, or to a humanitarian organization. Should such an assignment be deemed impracticable or inconvenient, the assets may, be assigned to physical or moral persons deemed acceptable, or to a charitable association. In any event, a decision must be taken within three months of the publication of the decision entailing the dissolution. The affiliated Federations recognize the CPP's jurisdictional competence and therefore waive the right to resort to any State court, including in those countries where such recourse is constitutionally guaranteed. Any challenge to a decision reached shall be decided by the Court of Arbitration for Sport (the CAS).

## By-Laws

### **Article 48**

The By-Laws shall be drawn up by the Executive Committee and, before becoming enforceable, must be approved by the Congress. Their objective is to clarify and supplement the statutory provisions. They define:

- a. Role of the Executive Committee and its Members,
- b. Role of the Commissions,
- c. Rules pertaining to the various European Competitions,
- d. Assurances,
- e. Discipline.

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