



# EUROPEAN SPORT CHANBARA FEDERATION

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Bucharest, Calea Ferentari 122-124, sector 5, Romania

## REGULATION ON OPERATION COMMITTEE OF DISCIPLINE AND SPORTS ETIC WITHIN EUROPEAN SPORT CHANBARA FEDERATION

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## ***CHAPTER I***

### **Sports Jurisdiction and Disciplinary Authority a EUROPEAN SPORT CHANBARA FEDERATION**

#### ***Section I***

A. The members of the EUROPEAN SPORT CHANBARA FEDERATION, their members as well as officials, are obliged as a precursor to any formalities addressed to the competent courts to first go through the stages of trial before the disciplinary bodies on sports. of Appeal.

B. The members of ESCF and their members must strictly observe the Statute, the regulations and the decisions taken by the jurisdictional bodies of the Federation.

C. Non-compliance with the provisions of par. (A, B,) above constitutes a serious disciplinary violation and is sanctioned according to this Regulation.

D. The facts that constitute disciplinary violations, provided and sanctioned according to the Statute and Regulations of Discipline and Sports Ethics of ESCF and other regulations of the European Sport Chanbara Federation are prescribed within 5 years from the date of their commission.

#### **Section II**

##### **Disciplinary authority. Introductory provisions.**

E. The disciplinary authority in the activity of chanbara is exercised fully and legitimately according to:

a. The statute and regulations of the European Sport Chanbara Federation.



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b. The disciplinary power is given to the legitimate holders provided in art. 5 the quality to investigate and, as the case may be, to sanction the natural and legal persons at fault.

c. The disciplinary procedures are carried out with the observance and guarantee of the right to defense.

## CHAPTER II

### General dispositions

#### Section I

#### **Disciplinary Structures of the EUROPEAN SPORT CHANBARA FEDERATION**

F. THE EUROPEAN SPORT CHANBARA FEDERATION contains the following Disciplinary structures:

1. Discipline and Sports Ethics Commission
2. Appeals Commission
3. Board of Directors - enforcement body

#### Section II

#### **The attributions of the Disciplinary structures within EUROPEAN SPORT CHANBARA FEDERATION:**

G. **The Discipline and Sports Ethics Commission** receives for resolution the complaints and grievances regarding the members of the EUROPEAN SPORT CHANBARA FEDERATION (athletes, referees, members, people with management positions within the ESCF, affiliated structures), as the first body to resolve disputes and grievances of members of the EUROPEAN SPORT CHANBARA FEDERATION.

The proceedings of the Discipline and Sports Ethics Commission are called "Decisions" and will be registered by the Secretary of the Discipline and Sports Ethics Commission, in the order of issue, in a special register, registered with the European Sport Chanbara Federation.

The special register is an official document of the EUROPEAN SPORT CHANBARA FEDERATION.

H. **The Appeal Commission** resolves the appeals against the Decisions of the Discipline and Sports Ethics Commission, within the limits of the present Regulation and the provisions of the Statute.



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The appeals of the Appeals Commission are called “DECISIONS” and will be registered by the Secretary of the Appeals Commission, in the order of issue, in a special register, organized by the EUROPEAN SPORT CHANBARA FEDERATION.

The special register is an official document of the EUROPEAN SPORT CHANBARA FEDERATION.

**I. The Board of Directors** is the governing body of the European Sport Chanbara Federation which is responsible for enforcing the decisions of the Disciplinary Committees.

## **Sectiunea III**

### **Regulations on the relations between the members of the Disciplinary Commissions and the governing structures of the World Federation of Chanbara and Associated Disciplines, and the relations of the Disciplinary Commissions, defendants and notifiers, respectively**

J. The members of the Disciplinary commissions will analyze and solve the received files without being able to be influenced in any way.

K. The members of the Disciplinary Boards will not be contacted directly by those involved in the files submitted to the Disciplinary Boards except with the agreement and express request of the Commission, within the legal framework, during the resolution meetings.

In this sense, the management structures of the EUROPEAN SPORT CHANBARA FEDERATION will not allow in any form the access to the personal and contact data of the members of the Commission (telephone, email, postal address, etc.).

L. Apart from the settlement meetings, the members of the Disciplinary Commissions do not have the right to discuss and present in any way details about the files, Decisions or persons involved in them, to any person or structure, affiliated or not to the EUROPEAN SPORT CHANBARA FEDERATION, under penalty of payment of a fine of EUR 500.

M. The Secretariat of the EUROPEAN SPORT CHANBARA FEDERATION, the specialized Commissions and Colleges and the other structures within the EUROPEAN SPORT CHANBARA FEDERATION of management or affiliated sports structures, will provide the Disciplinary Commissions with all the details and evidence required by



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them. for the settlement of cases, within 5 working days from the written request sent by the Secretary or the President of the Commission.

## **Section IV Specifications**

Art.1.

(1) The object of this Regulation is the organization and functioning of the Discipline and Sports Ethics Commission.

(2) The Regulation of The Discipline and Sports Ethics Commission represents the Regulation of Sports Discipline and Ethics of ESCF.

(3) The Regulation of Discipline and Sports Ethics is also called the Disciplinary Regulation.

Art.2. The Discipline and Sports Ethics Commission is a working body, specialized and permanent under the coordination of the Board of Directors.

Art.3. In carrying out its activity, the Commission for Discipline and Sports Ethics has as main purpose the fulfillment of the attributions and the solution of the specific problems that are distributed, contributing, in this sense, to the good functioning and fulfillment of the overall tasks and objectives of ESCF.

Art.4. The Discipline and Sports Ethics Commission acts permanently to prevent deviations, of uncivilized attitudes, in order to ensure good conditions for sports activities.

Art.5.

(1) The Commission on Discipline and Sports Ethics is the only ESCF working body competent to analyze and apply sanctions, in the first instance, for all acts that constitute violations, provided and sanctioned according to the Statute of the European Sport Chanbara Federation and the Regulation Discipline and Sports Ethics at the ESCF.

(2) The Discipline and Sports Ethics Commission actively fulfills its attributions, in order to find out the truth.

## **CHAPTER III Organization and operation Commission for Discipline and Sports Ethics Section I**

### **Organizing the Sports Discipline and Ethics Commission**

Art.6. The Discipline and Sports Ethics Commission consists of a President and two members.

In addition to the Commission, a secretary with administrative duties shall act.



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Art.7. The members of The Discipline and Sports Ethics Commission may have the quality of members in the Board of Directors of ESCF.

Art.8.

(1) The President of The Discipline and Sports Ethics Commission is appointed for a period of 5 years by the Board of Directors of the European Sport Chanbara Federation, which may revoke him from this position when there are indications that such a measure is required.

(2) The Chairman of the Disciplinary Board shall organize and supervise the conduct of disputes, disputes and other disciplinary matters.

(3) The Discipline and Sports Ethics Commission solves the cases only in the presence of all the members that compose it.

(4) The President represents the Disciplinary Commission in the Board of Directors, in the General Assembly as well as in other official occasions where the representation of the Discipline and Sports Ethics Commission is requested or necessary.

(5) The President may delegate any other member of the Board of Directors to sign the Decision of The Discipline and Sports Ethics Commission in case he is unable to do so.

(6) The Chair shall convene the members of the Disciplinary Committee for working meetings and, together with the Secretary, convene all those involved in the proceedings in question (petitioners, parties and witnesses).

(7) The entire commission signs the minutes of the meetings of the Discipline and Sports Ethics Commission.

(8) The President or a proxy appointed in accordance with paragraph (5) shall sign the Decisions of this Commission for Discipline and Sports Ethics.

Art.9. The members of The Discipline and Sports Ethics Commission are appointed for a period of 5 years by the ESCF Board of Directors at the proposal of the President of the Discipline and Sports Ethics Commission, with the approval of the ESCF President, as a result of individual candidacies submitted; The Board of Directors may remove them from office when it considers that such action is necessary.

Art.10. The candidacies for the Commission for Discipline and Sports Ethics will be submitted to the ESCF Secretariat, at least 5 days before the meeting of the Board of Directors in which its members are to be appointed.

Art.11. In order to be appointed members of the Commission for Discipline and Sports Ethics, candidates must have the exercise of civil and political rights and prove, according to law, that they are licensed for university courses (as possible legal studies).

Art.12. The decision of the Board of Directors regarding the composition of The Discipline and Sports Ethics Commission is adopted by a simple majority of the members present.



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Art.13. When electing and appointing the members of the Discipline and Sports Ethics Commission, the members of the Board of Directors will take into account the following criteria:

- a) the aptitudes, knowledge and capacity of the candidates for the activity they will carry out within the Commission, respectively for the proposed positions, priority having the licensed candidates of a law faculty, respectively of a physical education and sports faculty;
- b) seniority in the activity carried out by the candidates;
- c) the results and the contribution to the development and affirmation of the Chanbara sport in the world;
- d) the behavior and moral attitude, the passion and the availability of the candidates to carry out the activity within the Discipline and Sports Ethics Commission;
- e) knowledge of the Statute, the Regulation of Discipline and Sports Ethics, as well as of the other Regulations given in the application of the ESCF Statute.

Art.14. The members of The Discipline and Sports Ethics Commission whose terms expire are by right candidates, without the need to renew their candidacy.

Art.15.

(1) The members of The Discipline and Sports Ethics Commission may also hold the quality of members in other commissions and colleges of the Board of Directors, in compliance with the ESCF Statute. The members of The Discipline and Sports Ethics Commission cannot be part of the Appeal Commission.

(2) The quality of member of The Discipline and Sports Ethics Commission ceases as a result of:

- a. Formulation of a cessation request;
- b. Intervention of a situation of incompatibility;
- c. Revocation by the Board of Directors in the situation in which he committed a disciplinary violation punishable under this regulation;

(3) A member of The Discipline and Sports Ethics Commission may be suspended during the investigation of disciplinary offenses. The Board of Directors appoints for a fixed term another member to replace the one in a situation of suspension.

## **Section II Functioning of the Discipline and Sports Ethics Commission**

Art.16.

(1) The Discipline and Sports Ethics Commission carries out its activity in the building located in Bucharest, Calea Ferentari no. 122-124, sector 5, Romania.

(2) In order to streamline the activity carried out and only for good reasons, the Steering Committee may approve that the court hearings be held in other locations than the one provided in the previous paragraph.



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## Art.17.

(1) The Discipline and Sports Ethics Commission is convened by the President of the Commission.

(2) The Discipline and Sports Ethics Commission meets whenever the number of violations committed, respectively their complexity, requires it.

(3) The meetings of The Discipline and Sports Ethics Commission are not public; Exceptionally, in relation to the gravity of the committed violations, their consequences, as well as depending on the importance of the sanctions to be applied as a result of the committed violations, the President of the Commission may declare the meeting public.

## Art.18.

(1) The meetings of The Discipline and Sports Ethics Commission are validly held in the presence of its three members.

(2) The meetings of The Discipline and Sports Ethics Commission are chaired, obligatorily, by its President.

Art.19. The Discipline and Sports Ethics Commission deliberates and adopts decisions, according to its competences and assigned attributions, in accordance with the provisions of the ESCF Statute, of the present Regulation, of the other Regulations given in application of the ESCF Statute, as well as of the laws in force.

## Art.20.

(1) The decisions of The Discipline and Sports Ethics Commission are adopted by open vote, by simple majority, are communicated to the parties and are sent for information to the Board of Directors of ESCF.

(2) The situations of incompatibility in which the CDSE members may find themselves are the following:

- a. are related to or related to degree IV with one or all of the parties to the dispute;
- b. took part in the events described in the notification and is heard as a witness;
- c. spoke in advance about the case;
- d. represents or is official of the sports structure involved in the litigation;
- e. any other situations in which they cannot ensure objectivity in judging the case.

(3) In any of the situations of incompatibility provided in par. (2), the commission judging only with two members, in case the unanimity of votes cannot be achieved, the vote of the president is decisive.

Art.21. The Discipline and Sports Ethics Commission adopts decisions based on the following evidentiary material:

- a. the ratio of federal observers to the Chanbara competition;
- b. the report of a member of the Board of Directors;
- c. the report of the Central Commission of Referee;
- d. video images;





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- e. photos, images.
- f. the statement of the parties;
- g. witness statements;
- h. forensic findings;
- i. expertise;
- j. any other useful evidence in finding out the truth.

## Art.22.

(1) When, in order to clarify some factual circumstances or some ambiguities resulting from the administration of the evidence, The Discipline and Sports Ethics Commission considers it necessary to know the opinion of the persons involved, it will order their summons, respectively hearing.

(2) The Discipline and Sports Ethics Commission may order the hearing of the referees, coaches, athletes, as well as of any other persons, in the interest of the case in order to find out the truth.

Art.23. The Commission for Discipline and Sports Ethics cannot engage in ESCF finances in the exercise of its attributions.

## Art.24.

(1) The decisions of The Discipline and Sports Ethics Commission are communicated to the parties, in written form, with confirmation of receipt.

(2) The decisions pronounced in the first instance by The Discipline and Sports Ethics Commission shall be enforced.

(3) The decisions of The Discipline and Sports Ethics Commission are subject to appeal. The appeal shall be submitted to the secretariat of the EUROPEAN SPORT CHANBARA FEDERATION within the term provided in this regulation and shall be sent together with the file of the Discipline and Sports Ethics Commission, for settlement competence, to the ESCF Appeal Commission.

Art.25. The decisions of the Discipline and Sports Ethics Commission, after being informed by the Steering Committee, are official documents of ESCF.

## Art.26.

(1) The debates, as well as the decisions taken during the meetings of the Discipline and Sports Ethics Commission, are recorded by the secretary of the commission in a register of minutes. These minutes of the meeting will be signed by all participants in the meeting and constitute official ESCF documents.

(2) The record of the sanctions applied by the Discipline and Sports Ethics Commission shall be kept, obligatorily, by the care of the secretary of the commission.



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## **CHAPTER IV**

### ***Norms, deviations, sanctions***

#### ***Section I***

#### ***Norms of discipline and sports ethics***

Art.27.

(1) The norms of sports discipline and ethics contribute to the regular development of the entire Chanbara activity, as well as to the development of Chanbara in the World.

(2) The norms of sports discipline and ethics apply to affiliated sports structures, officials, referees, athletes and coaches who commit offenses:

a) in the halls where the Chanbara competitions and the sports training take place;

b) during the trip from the training camp to the sports halls where the Chanbara competitions and sports training take place;

c) during the trip from the training camp to the ESCF headquarters;

d) in the ESCF headquarters and / or in other locations where the meetings of the management bodies (general assembly, board of directors) and or of the specialized commissions and colleges take place

e) in the headquarters of the sports clubs and county associations of Chanbara affiliated to ESCF if the disciplinary violation is committed by a member of the national team or by an official of the federation.

f. wherever a chanbara sport activity takes place or while traveling to and from that place.

g. in any location or circumstance of a public nature if by the action or actions taken by a member of ESCF the legal person (sports club) or natural person (athletes, club or federation officials) infringes the honor, integrity or causes moral damage , physical, image or financial federation.

(3) Officials mean the representatives of ESCF - members of the Board of Directors, employees of the Federation (only if they participate in the competition in a different capacity than employees, fulfilling specific obligations in organizing the competition), presidents and members of commissions and central colleges from subordinate the Board of Directors, the federal observer to the Chanbara competitions, the presidents, respectively the designated representatives of the sports structures affiliated to the World Chanbara Federation and Associated Discipline.

#### **Section II**

#### **Disciplinary violations**

Art.28.

(1) The disciplinary violation is the act by which the Statute, the competition norms and of sports ethics, organization and discipline are violated, being the only legal ground for the application of the sanction.



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(2) The disciplinary violation is the act that presents danger, is committed with guilt and is provided by the present Regulation of Discipline and Sports Ethics and the Statute of the EUROPEAN SPORT CHANBARA FEDERATION.

(3) The disciplinary violation consists in an action or in an inaction by which the prejudices of the regular development of the sport activity, the interests of the federation, as well as the image prejudices are brought, and which obligatorily attracts the application of some sanctions.

(4) The facts that constitute disciplinary violations, provided and sanctioned according to the Statute and Regulations of Discipline and Sports Ethics of ESCF as well as of the other regulations of the European Sport Chanbara Federation are prescribed within 5 years from the date of commission.

Art.29. It is a recidivism to commit a violation again by the affiliated sports structures, officials and athletes who have been definitively sanctioned for another violation provided by the present Regulation and Statute of the EUROPEAN SPORT CHANBARA FEDERATION.

Art.30. No one may invoke in his defense the ignorance or misinterpretation of the rules of discipline and sports ethics, as well as the provisions of this Regulation and the provisions of the Statute of the EUROPEAN SPORT CHANBARA FEDERATION.

## **Section III Disciplinary sanctions**

Art.31.

(1) The disciplinary sanction is a means of re-education and a coercive measure provided and applied according to this Regulation to sports structures affiliated to ESCF and its members, officials of the Federation, athletes, referees and coaches who have committed acts that violate competition rules and sports ethics, organization and discipline, in order to prevent new offenses and ensure normal conditions for carrying out the activity of Chanbara.

(2) Any acts of indiscipline that are not stipulated in this Regulation will be analyzed and solved by the Discipline and Sports Ethics Commission by analogy with similar facts.

(3) The Disciplinary Commission will propose the addition to the Regulation of the cases encountered and not stipulated in this Regulation, during the first meeting of the Board of Directors.

(4) The Board of Directors will decide on the inclusion or not in this Disciplinary Regulation of the new cases that have appeared, within 30 days from the receipt of the proposal from the Discipline and Sports Ethics Commission or the Appeals Commission.



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## Art.32. warning

The warning consists in the written notification drawing the attention of the sports structures affiliated to ESCF and its members, Federation officials, athletes and coaches regarding the violations committed by them and the consequences of committing these violations, as well as on the measures to be taken. in case of committing again a violation provided by this Regulation and the Statute of the EUROPEAN SPORT CHANBARA FEDERATION.

## Art.33. Fine

The fine is the disciplinary sanction which consists in the obligation to pay a sum of money in the ESCF account, in the amount and at the terms established by the Discipline and Sports Ethics Commission, according to the present Regulation. The fines are paid in lei, at the BNR exchange rate on the day of payment.

## Art.34. stay

The suspension represents the disciplinary sanction which consists in the interdiction to participate in the activities organized and carried out by ESCF for a determined period, established by the Discipline and Sports Ethics Commission within the Federation, depending on the gravity of the offense committed.

## Art.35. exclusions

The exclusion represents the disciplinary sanction that consists in deleting from the ESCF records and prohibiting the right of the sanctioned natural or legal person:

- a. to participate in the activities organized and carried out by the federation
- b. to participate in any international sporting event in the field of chanbara sports.

## **CHAPTER V**

### ***Criteria for applying sanctions***

#### ***Principles regarding the application of disciplinary sanctions***

## Art.36.

(it). The disciplinary sanctions provided by this Regulation shall be applied gradually according to the gravity of the act and shall be taken into account if there is no evidence of a malicious and repeated violation of the provisions of the Statute of the European Sport Chanbara Federation and this Regulation.

(2) In case of deeds that violate the provisions of the Statute of the EUROPEAN SPORT CHANBARA FEDERATION, the competition norms and of sports ethics, organization and discipline, the sanction shall be established for each violation.

(3) The disciplinary sanctions provided for in this Regulation may also be applied cumulatively.

(4) In cumulative situations, in which one of the applicable sanctions is exclusion, only exclusion will be considered.



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Art.37. In case of recidivism, the disciplinary sanction established for the disciplinary violation committed later and the disciplinary sanction applied for the disciplinary violation committed previously are cumulated.

Art.38.

(1) The ESCF Appeals Commission has the power to increase or decrease, as appropriate, the disciplinary sanctions applied by the Discipline and Sports Ethics Commission, in accordance with these regulations and the Statute of the EUROPEAN SPORT CHANBARA FEDERATION.

(2) When establishing the disciplinary sanctions, the Discipline and Sports Ethics Commission shall obligatorily take into account the gravity of the committed deed, the conduct of the person who committed the Disciplinary Offense, as well as the circumstances that attenuate or aggravate the disciplinary liability.

(3) The following circumstances constitute mitigating circumstances:

- a) committing the offense under the control of a strong disorder or emotion, determined by a provocation from the injured person, produced by violence, by a serious violation of the person's dignity or by another serious illicit action;
- b) exceeding the limits of legitimate defense.

(4) The following circumstances may be considered mitigating circumstances:

- a) good conduct before committing the offense;
- b) the perseverance submitted to remove the result of the deviation;
- c) the attitude of the one who committed the Disciplinary Offense after committing it, resulting from the sincere behavior in the meeting of the Discipline and Sports Ethics Commission.

(5) The following circumstances constitute aggravating circumstances:

- a) committing the offense of two or more persons together;
- b) committing the offense through acts of violence or through methods or means that present danger;
- c) committing the offense for low reasons;
- d) committing the offense in a state of intoxication.
- e) intentionally committing actions that cause serious damage to the EUROPEAN SPORT CHANBARA FEDERATION.

f) recidivism - deeds repeated and / or previously sanctioned by final decisions

(6) The Discipline and Sports Ethics Commission may consider as aggravating circumstances other circumstances that give the deed a serious character.

Art.39.

(1) The disciplinary sanctions take effect on the date of communication of the decision of the Discipline and Sports Ethics Commission to the parties involved, with the particularities provided in case of exclusion.

(2) The deletion from the ESCF records, respectively the prohibition of the right to participate in the activities organized and carried out by the federation shall occur as follows:



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a) from the date of communication of the decision of the Discipline and Sports Ethics Commission to the parties involved, in the case of sanctioned individuals;

b) from the date of the decision of the general assembly regarding the exclusion motivated by the application of a definitive sanction of exclusion pronounced by the bodies with jurisdictional attributions within the federation, in the case of the sanctioned affiliated member sports structures.

(3) For the period between the moment of sanctioning with the exclusion pronounced by the Commission for Discipline and Sports Ethics and until the decision of the General Assembly on exclusion, the sanctioned sports structure will be suspended from all activities organized by the federation, including the right of vote.

## A. Sanctions applicable to athletes and coaches

### A.I. Sanctions applicable to athletes

Art.40.

(1) Deviations from the norms of discipline and sports ethics committed by athletes during official competitions or training venues, as well as deviations committed by athletes during travel from the training camp to the sports halls where the Chanbara competitions take place and sports training, during the trip from the training camp, to the ESCF headquarters, to the ESCF headquarters, to the headquarters of the sports clubs and county chanbara associations affiliated to the Romanian Chanbara Federation, but also to other places where the athlete is present and through the action physics or through a form of communication violates the provisions of this Regulation and the Statute of the EUROPEAN SPORT CHANBARA FEDERATION are subject to analysis by the Commission for Discipline and Sports Ethics in order to apply disciplinary sanctions.

(2) The following violations committed by athletes are sanctioned with a warning:

a) failure to show signs of respect for officials;  
b) non-compliance with the rules of conduct in the competition hall;  
c) repeated delays or unmotivated absences from competitions, of the athletes from the national teams.

(3) The following offenses committed by athletes are sanctioned with a fine between 100 and 300 EURO and suspension for a period between 3 and 6 months:

a) inappropriate attitudes, gestures towards coaches, opponents, officials and the public;  
b) intentional transfer of matches;  
c) insults to opponents.

(4) The following offenses committed by athletes are sanctioned with a fine between 300 and 500 EURO and suspension for a period between 12 months and 36 months:

a) leaving the camp;  
b) provoking scandals in competition;



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c) participation with false documents in the competition;

d) consumption of alcoholic beverages in camps and competitions.

(5) The intentional hitting of the opponent or of the officials, as well as of the public is sanctioned with the exclusion from the sports activity.

(6) Thefts committed during training camps or competitions (domestic and international) are punished by exclusion from sports activity;

(7) Athletes found positive at the anti-doping control, the refusal of athletes to perform the anti-doping control, as well as all the facts defined in Law no. 227/2006 on preventing and combating doping in sport, republished, with updates and amendments to date, are the specific regulations provided by the anti-doping legislation that the federation has the obligation to implement. Athletes sanctioned according to the above-mentioned regulations are obliged to compensate the federation by bearing the costs of laboratory analyzes in case of a positive result.

(8) The athlete who, without having medical problems or a duly justified motivation, does not appear at the convocation of the national team, refusing the honor of representing Romania in official competitions, does not deserve to be part of the Romanian Federation of Chanbara.

The EUROPEAN SPORT CHANBARA FEDERATION considers that being a member of the national team is the highest honor and the highest level that can be accessed by an athlete who practices chanbara. Refusal to be part of the national chanbara group is the most serious violation and will be sanctioned with exclusion from the EUROPEAN SPORT CHANBARA FEDERATION.

(9) Instigation of members of the EUROPEAN SPORT CHANBARA FEDERATION against each other, against federation officials, natural or legal persons or state institutions, through false statements, spreading malicious rumors, slanderous denunciations, in order to damage relationships existing or for the purpose of obtaining benefits of any kind, the encouragement of tensions between members of the Federation and other obvious violations of the Statute and this Regulation shall be sanctioned by exclusion from the European Sport Chanbara Federation.

Art.41. The athlete who leaves the club to which he / she is entitled, without the written consent of the club president, will be suspended from the sports activity for a period of 1 year. After the expiration of the suspension period, the athlete can identify himself at any other club, according to the regulations of the federation.

Art.42. The decision of the Discipline and Sports Ethics Commission ordering the application of a sanction is communicated, with confirmation of receipt, to the athlete who committed the offense, to the sports club to which he is entitled and to the Commissions directly interested (Competitions; Legitimations, Transfers and Classifications)



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## Art.43.

(1) The fine established as a disciplinary sanction will be paid to ESCF within 3 working days from the date of communication of the CDSE decision regarding the sanction.

(2) The sanctioned athlete who has not paid the fine within the term and under the conditions provided by this Regulation will be suspended from all domestic and international activities organized and carried out by and under the auspices of the European Sport Chanbara Federation, ESCF and ISCA until payment. fines.

(3) When repeating for the second time the acts of indiscipline stipulated in Art. 40, points (2) and (3), whatever they may be, the suspension shall be for 1 year, and at the third repetition, the athlete shall be excluded from the EUROPEAN SPORT CHANBARA FEDERATION.

Art.44. The identification card, during the suspension, is submitted to the Competition Commission.

Art.45. Publication on social networks or in the media, both written and audio-visual, of articles that harm the image of the EUROPEAN SPORT CHANBARA FEDERATION, and any members of the EUROPEAN SPORT CHANBARA FEDERATION, individuals or legal entities, will be sanctioned with the suspension of the person in question for a minimum of 2 years (this means a ban on entering any room where domestic and international activities and competitions organized by and under the auspices of the European Sport Chanbara Federation), or exclusion from the EUROPEAN SPORT CHANBARA FEDERATION and loss of the right to join, in any form, the EUROPEAN SPORT CHANBARA FEDERATION.

Art.46. The sanctions are registered in the federation's records.

## **A. II. Sanctions applicable to coaches**

### Art.47.

(1) Deviations from the norms of discipline and sports ethics committed by the coaches during the official competitions, as well as the deviations committed by the coaches during the movement from the training camp to the sports halls where the Chanbara competitions and sports training take place, on the duration of the trip from the training place to the ESCF headquarters to the ESCF headquarters, as well as the deviations committed in the headquarters of the sports clubs and county associations of Chanbara affiliated to ESCF and / or in other locations where the meetings of the management bodies take place (general assembly, board) or of the specialized commissions and colleges, as well as in other places where the coach is present and by physical action or through a form of communication violates the provisions of this Regulation and the Statute of the European Sport Chanbara Federation, are subject to





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analysis by the Disciplinary Commission and Sports Ethics in order to apply disciplinary sanctions.

(2) The following violations committed by the coaches are sanctioned with a warning:

- a) non-compliance with the Competition Regulations;
- b) non-compliance with the rules of conduct in the competition hall;
- c) non-education of the athletes from the delegation regarding the prohibition of their standing around (on the edge) of the mattress (tatami);

(3) It is sanctioned with a fine between 100 and 500 EURO:

- a) unsportsmanlike conduct and attitude, improper gestures and insults to athletes, officials and the public;
- b) intentional transfer of matches;
- c) insults to opponents.

(4) The following offenses committed by the coaches shall be sanctioned with a fine between 600 and 1000 EURO and suspension for a period between 6 months and 1 year:

- a) provoking scandals at the venues of domestic and international competitions, as well as in the halls where AG or CD meetings take place if they participate as a delegate or guest;
- b) deterioration of official signs and documents;
- c) consumption of alcoholic beverages in camps and competitions.

(5) The following offenses committed by the coaches are sanctioned with exclusion from the sports activity:

- a) intentional hitting of athletes, referees, officials, as well as the public;
- b) the registration in the competition of the athletes with inappropriate documents;
- c) thefts during training camps or competitions (domestic and international).

When repeating for the second time the acts of indiscipline stipulated in points (2), (3) and (4), whatever they may be (the deviations from the above mentioned points are cumulated with each other), the suspension will be of 1 year, and on the third repetition, the coach will be excluded from ESCF.

(6) Inciting members of the EUROPEAN SPORT CHANBARA FEDERATION against each other, or other natural or legal persons or state institutions, through false statements, spreading malicious rumors, slanderous denunciations, in order to damage existing amicable relations or the purpose of obtaining advantages, of any nature, to encourage tensions between members of the Federation and other obvious violations of the Statute and these Regulations shall be sanctioned by exclusion from the European Sport Chanbara Federation.

(7) Publication on social networks or in the media, both written and audio-visual, of articles that harm the image of the EUROPEAN SPORT CHANBARA FEDERATION, and any members of the EUROPEAN SPORT CHANBARA FEDERATION, individuals or legal, will be sanctioned with the suspension of the person in question for at least 2 years (this means the ban on entering any room where internal and international activities and competitions organized by and under the auspices of the World Federation of



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Chamber and Disciplines Associations, ESCF and ISCA), or exclusion from the EUROPEAN SPORT CHANBARA FEDERATION and loss of the right to join, in any form, the EUROPEAN SPORT CHANBARA FEDERATION.

Art.48. The decision of the Discipline and Sports Ethics Commission regarding the applied sanction is communicated in writing, with acknowledgment of receipt, to the coach who committed the offense of the sports club in which it carries out its activity and to the Commissions directly interested (Competitions;

Art.49.

(1) The fine established as a disciplinary sanction will be paid to ESCF within 3 working days from the date of communication of the CDSE decision regarding the sanction.

(2) The sanctioned coach who has not paid the fine within the term and under the conditions provided by this Regulation will be suspended from all domestic and international activities organized and carried out by and under the auspices of the European Sport Chanbara Federation, ESCF and ISCA until payment. fines.

Art.50. During the suspension, the coach's card is submitted to the Central College of Coaches.

Art.51. The sanctions are registered in the records of the Central College of Coaches.

## **B. Sanctions applicable to Referee and officials**

### **B. I. Sanctions applicable to Referee**

Art.52.

(1) Violation by referees of the ESCF State, these Rules, the rules of competition and sports ethics, organization and discipline, are disciplinary offenses, the only legal basis for the application of disciplinary sanctions.

(2) The deeds incompatible with the quality of arbitrator are sanctioned according to the present Regulation, as well as any deed which, although it was committed outside the activity where it was delegated, is likely to compromise the prestige of the respective arbitrator or his colleagues.

Art.53.

(1) All violations committed by the referees are subject to the analysis of the Discipline and Sports Ethics Commission in order to apply disciplinary sanctions.

(2) The Discipline and Sports Ethics Commission shall apply sanctions on the basis of the report drawn up by the observer, of the notifications received in writing, as well as on the basis of any other evidence useful in finding out the truth.



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Art.54. Repeated delays or unmotivated absences from the technical meeting, training / improvement courses or competitions are sanctioned with a warning.

Art.55.

(1) The following offenses committed by the Referee shall be sanctioned for a period of 3 months:

a) failure to appear at the competition where he was delegated, without notifying the referees' commission within 15 (fifteen) days;

b) presentation to arbitration with inadequate (untidy) or irregular equipment;

c) erroneous or incomplete preparation of the arbitration report;

d) erroneous arbitration, insecurity in decisions, lack of collaboration between Referee during the arbitration activity, erroneous signals.

e) non-observance of the attributions, according to the function, during the matches.

(2) If an arbitrator is definitively sanctioned, he repeats for the second time one of the violations provided in art. 56 and 57 para. (1) of this Regulation, shall be sanctioned with the suspension of all domestic and international activities organized and carried out by and under the auspices of the European Sport Chanbara Federation for a period of 1 year. If a definitively sanctioned arbitrator repeats for the third time one of the violations provided in art. 54 and 55 para. (1) of the present Regulation, will be excluded from the brigade of Referee and will no longer have the right to re-enter, through another re-examination, in this brigade.

Art.56.

(1) The following offenses committed by the Referee shall be sanctioned with a fine between 100 and 500 EURO and suspension for a period of between 6 months and 1 year:

a) misconduct, improper gestures, insults and threats against athletes, coaches, officials and the public, manifested before, during or after the competition, even if the referee is not delegated;

b) consumption of alcoholic beverages during the competition;

c) presentation at the competition under the influence of alcoholic beverages;

d) insults to another delegated referee, before, during or after the competition, even if the referee is not delegated.

(2) If an arbitrator is definitively sanctioned, he repeats for the second time one of the violations provided in art. 56 para. 1 of the present Regulation, attracts its sanction with a fine between 500 and 1000 EURO and the suspension from all domestic and international activities organized and carried out by and under the aegis of the EUROPEAN SPORT CHANBARA FEDERATION for a period of 2 years.

If a definitively sanctioned arbitrator repeats for the third time one of the violations provided in art. 56 para. (1) of the present Regulation, will be excluded from the brigade of Referee and will no longer have the right to re-enter, through another re-examination, in this brigade.



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Art.57. When violating the Competition Rules or the Rules of the Central College of Referees, CCR members will appoint a committee of 3 experienced, neutral, unrelated referees to the investigated referees, who will judge the facts and give warnings or penalties according to the paragraphs of May. down. The decision will be communicated to the CCR within 5 days from the end of the competition in which the respective irregularities were found. The CCR will approve and submit the documentation of the Ethics and Sports Discipline Commission.

(1) Based on the specialized report of the CCR, depending on the gravity of the deed, the Ethics and Sports Discipline Commission will apply the following sanctions:

a) Warning is granted for:

- Repeated biased decisions that favor or disadvantage an athlete and / or a club.

b) Suspension for a determined period is granted for:

- Serious violations of the arbitration rules.

c) Downgrading is granted for:

- Serious violations of the arbitration rules, after the suspension sanction;

d) The final withdrawal of the arbitrator's competence shall apply to:

- Repetition of the committed acts for which he was penalized with demotion.

(2) Publication on social networks or in the media, both written and audio-visual, of articles that harm the image of the EUROPEAN SPORT CHANBARA FEDERATION, and any members of the EUROPEAN SPORT CHANBARA FEDERATION, individuals or legal, will be sanctioned with the suspension of the person in question for at least 2 years (this means the ban on entering any room where internal and international activities and competitions organized by and under the auspices of the World Federation of Chamber and Disciplines Associations), or exclusion from the EUROPEAN SPORT CHANBARA FEDERATION and loss of the right to join, in any form, the EUROPEAN SPORT CHANBARA FEDERATION.

3 the purpose of obtaining advantages, of any nature, to encourage tensions between members of the Federation and other obvious violations of the Statute and these Regulations shall be sanctioned by exclusion from the European Sport Chanbara Federation.

(4) For other irregularities that will appear and for which there are no provisions in the present Regulation, the Discipline and Sports Ethics Commission will decide the necessary measures for their remedy and will propose the sanction as well as the corresponding modification of the present regulation.

Art.58.

(1) The exclusion from the activity of the referees represents the most serious disciplinary sanction, which consists in deleting them from the ESCF records and prohibiting the right to participate in the activities organized and carried out by this sports structure.

(2) It is sanctioned with exclusion the interdiction to participate in the activity carried out by ESCF acceptance of material or other advantages from the arbitrated teams or other interested persons;



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Art.59. The decision of the Commission for Discipline and Sports Ethics regarding the applied sanction is communicated in writing, with confirmation of receipt, to the referee who committed the violation. And to the Commissions / Colleges directly interested (Competitions; Legitimations, Transfers and Classifications; Referees)

Art.60.

(1) The fine established as a disciplinary sanction will be paid to ESCF within 3 working days from the date of communication of the CDSE Decision on sanctioning.

(2) The sanctioned arbitrator who has not paid the fine within the term and under the conditions provided by this Regulation shall be suspended from all domestic and international activities organized and carried out by and under the auspices of the European Sport Chanbara Federation until the fine is paid.

Art.61. During the suspension, the referee's card is submitted to the Central Commission of Referee.

Art.62. The sanctions are registered in the records of the Central Commission of Referee.

## **B.II. Sanctions applicable to officials**

Art.63. Violation with guilt by the persons who have the quality of officials, as they are provided in art. 27 para. (3) of this Regulation, except for the Referee, of the ESCF State, of the present Regulation, of the competitive norms and of sports ethics, organization and discipline, represent disciplinary violations, the only legal basis for the application of disciplinary sanctions.

Art.64.

(1) The violations committed by the officials are subject to the analysis of the Discipline and Sports Ethics Commission in order to apply the disciplinary sanctions.

(2) The notifications regarding the deeds committed by the members of the Discipline and Sports Ethics Commission shall be solved only by the Board of Directors and shall be enforceable.

Art.65.

(1) The following offenses committed by officials shall be sanctioned with a fine of between 300 and 500 EURO:

a) inappropriate behavior, improper gestures, insults, threat, hitting or abruptness of athletes, coaches, officials and the public, manifested before, during or after the competition;

b) consumption of alcoholic beverages before and during the competition;

c) failure to ensure the measures of order and discipline established according to the Regulation of organization and functioning of ESCF;



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(2) It is sanctioned with a fine between 500 and 1000 EURO and suspension for a period of 12 months non-compliance by the presidents, respectively the representatives of the affiliated sports structures, of the decisions of the General Assembly, as well as of the dispositions given in application of the decisions of the General Assembly. .

(3) It is sanctioned with a fine between 500 and 1500 EURO and suspension for a period between 12 months and 16 months the presidents, respectively the representatives of the affiliated sports structures, for misleading, respectively for presenting false data to the authorized representatives of ESCF, as well as for the presentation of false data to the presidents and members of the commissions and central colleges subordinated to the Board of Directors of ESCF.

(4) Usurpation of official qualities, forgery of documents, theft of identity, presentation of false information, use of a false identity in relation to official state bodies lead to notification of competent bodies, suspension during the investigation and exclusion from the EUROPEAN SPORT CHANBARA FEDERATION if the facts are confirmed by final decisions, pronounced by the competent courts.

(5) The organization and participation without authorization from the EUROPEAN SPORT CHANBARA FEDERATION in activities in the field of sports chanbara is sanctioned with the exclusion from the EUROPEAN SPORT CHANBARA FEDERATION.

(6) The use without approval of the logo and emblem of the EUROPEAN SPORT CHANBARA FEDERATION shall be sanctioned with the exclusion from the EUROPEAN SPORT CHANBARA FEDERATION.

(7) The issuance on behalf of the EUROPEAN SPORT CHANBARA FEDERATION of documents (diplomas, certificates, invitations to participate in sporting events, etc.) without having quality in this regard, is sanctioned by exclusion from the EUROPEAN SPORT CHANBARA FEDERATION.

(8) The commission of acts incompatible with the general interests of the activity in the branch of the chanbara sport is sanctioned with the exclusion from the EUROPEAN SPORT CHANBARA FEDERATION.

(9) Statements in the media, or on social networks, having an offensive, denigrating, offensive character to ESCF, its management, affiliated members, as well as the malicious presentation of situations inconsistent with reality are sanctioned by exclusion from the EUROPEAN SPORT CHANBARA FEDERATION, without having the right to be part of EUROPEAN SPORT CHANBARA FEDERATION both personally and as an associate member within a sports structure.

(10) Inciting members of the EUROPEAN SPORT CHANBARA FEDERATION against each other, or other natural or legal persons or state institutions, through false statements, spreading malicious rumors, slanderous denunciations, in order to damage existing amicable relations or the purpose of obtaining advantages, of any nature, to encourage tensions between members of the Federation and other obvious violations of the Statute and these Regulations shall be sanctioned by exclusion from the European Sport Chanbara Federation.



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Art.66. The decision of the Discipline and Sports Ethics Commission regarding the applied sanction is communicated in writing, with confirmation of receipt, to the official who committed the violation.

Art.67. In the situation where the sanctioned official has the quality of president or representative of a sports structure affiliated to the Romanian Federation of Chanbara, the sanction is communicated, with confirmation of receipt, to the respective sports structure.

Art.68.

(1) The fine established as a disciplinary sanction shall be paid to ESCF within 3 working days from the date of communication of the sanctioning decision.

## **C. Sanctions applicable to affiliated members**

Art.69.

(1) The non-observance by the affiliated members of the ESCF Statute, of the present Regulation of Discipline and Sports Ethics and of the other Regulations given in application of the Statute of the Federation, as well as the non-observance by them of the decisions of the General Assembly, as well as of the dispositions given in application of the Assembly decisions. General by the Board of Directors, respectively by the ESCF Management are subject to the analysis of the Discipline and Sports Ethics Commission in order to apply disciplinary sanctions.

(2) Officials of sports clubs or affiliated structures that seriously violate the Statute of the EUROPEAN SPORT CHANBARA FEDERATION and these Regulations attract personal liability and liability of the club to which they belong, the affiliated member being jointly and severally liable for acts committed by his official.

Art.70. penalties

(1) The following offenses committed by affiliated members shall be sanctioned with a warning:

a) uncivilized behavior consisting of insults, slander and insults to ESCF, other officials, as well as to coaches and athletes, persons who have the status of officials of the sports structure or the public.

b) the necessary order and discipline measures have not been taken in order to carry out the competition entrusted by the Federation, with the consequence of not starting it during the regular time, or it is interrupted and cannot continue due to the fault of the organizer;

c) the obligatory conditions provided in the legislation in force regarding the organization of competitions have not been ensured;



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d) the dispositions given by the general delegate to the competition in connection with its regular conduct, before, during or after its completion, have not been executed.

(2) The affiliated members who have proceeded to legitimize and transfer the athletes fraudulently shall be sanctioned with a fine between 1000 EURO and 1500 EURO; in this case, it will be ordered the cancellation of the official results of the competitions in which the respective athletes participated, as well as the cancellation of the transfers, the athletes remaining legitimate at the clubs where they come from.

(3) The affiliated members who proceeded to issue two or more transfer agreements for the same athlete to two or more clubs are sanctioned with a fine between 1500 EURO and 2000 EURO, respectively did not communicate the cancellation of these transfers to the Romanian Federation of Chanbara; in this case, the Discipline and Sports Ethics Commission will order the interdiction for the sanctioned affiliated member to make transfers for a period between 6 months and 1 year.

(4) The following violations committed by the affiliated members shall be sanctioned with a fine between 1000 and 1500 EURO and the suspension for a period between 3 months and 6 months from the activity organized and carried out by ESCF.

- a) leaving the competition unjustifiably;
- b) refusal to send the selected athletes to the representative groups for convocations, trainings, training camps or competitions;
- c) lack of concern for ensuring the training or medical treatment within the club of the athletes selected for the representative groups;
- d) the use within the competitions of the athletes selected for the representative groups, in a state of injury, during their summoning to the group or during the treatment fixed by the Sports Medicine Institute.
- e) violation of the protocols signed between the affiliated members, as well as of the regulations and decisions approved by the Board of Directors of EUROPEAN SPORT CHANBARA FEDERATION.
- f) non-compliance with the regulations provided in the anti-doping legislation

If an affiliate member repeats for the second time the violations provided in this article, he will be sanctioned with a fine of 3000 EURO and suspension for 2 years of all domestic and international activities organized and carried out by and under the auspices of the European Sport Chanbara Federation. At the third repetition, the respective affiliated member will be excluded from the EUROPEAN SPORT CHANBARA FEDERATION, without having the right to rejoin.

(5) It is sanctioned with a fine between 1000 and 2000 EURO and suspension for a period of 12 months the non-observance by the members of the decisions of the





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General Assembly, as well as of the dispositions given in the application of the decisions of the General Assembly by the Board of Directors.

(6) The sports structures affiliated for misleading, respectively for presenting false data to the authorized representatives of ESCF, as well as for presenting false data are sanctioned with a fine between 2000 and 3000 EURO and suspension for a period between 12 months and 16 months. the presidents and members of the central commissions and colleges subordinated to the Board of Directors of ESCF.

(7) The unauthorized organization by the EUROPEAN SPORT CHANBARA FEDERATION of activities in the branch of sport chanbara shall be sanctioned with the exclusion from the EUROPEAN SPORT CHANBARA FEDERATION.

(8) The use without approval of the logo and emblem of the EUROPEAN SPORT CHANBARA FEDERATION is sanctioned with the exclusion from the EUROPEAN SPORT CHANBARA FEDERATION.

(9) The commission of acts incompatible with the general interests of the activity in the branch of the chanbara sport is sanctioned with the exclusion from the EUROPEAN SPORT CHANBARA FEDERATION.

(10) Instigating members of the EUROPEAN SPORT CHANBARA FEDERATION against each other by making false statements, spreading malicious rumors, slanderous denunciations, in order to damage existing amicable relations or to obtain benefits of any kind, members of the Federation and other obvious violations of the Statute and these Regulations are sanctioned with exclusion from the EUROPEAN SPORT CHANBARA FEDERATION.

## Art.71.

(1) Serious violation by the affiliated members of the ESCF Statute, repeatedly committing the disciplinary violations provided in Art. 73 of this Regulation of Discipline and Sports Ethics, as well as non-compliance with other Regulations given in application of the Statute of the Federation, the decisions of the Assembly General, respectively of the dispositions given in the application of the decisions of the Generated Assembly by the Board of Directors, respectively by the ESCF Management, are subject to the analysis of the Discipline and Sports Ethics Commission in order to apply the disciplinary sanctions.

(2) The Board of Directors implements the suspension ordered by a decision of the Discipline and Sports Ethics Commission regarding an affiliated member who has seriously and repeatedly violated the Statute, Regulations, Decisions and Decisions of the General Assembly and the Board of Directors.

(3) In case he has been suspended, the affiliated member does not have the right to vote in the General Assembly, he does not have the right to participate in the activity organized and carried out by the EUROPEAN SPORT CHANBARA FEDERATION, respectively he cannot participate in international competitions. lifting the sanction.

(4) The quality of affiliated member ceases by its exclusion, approved by the General Assembly of ESCF, at the proposal of the Board of Directors.



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Art.72. The decision of the Discipline and Sports Ethics Commission regarding the applied sanction is communicated in writing, with confirmation of receipt, to the official who committed the violation.

Art.73.

(1) The fine established as a disciplinary sanction shall be paid to ESCF within 3 working days from the date of communication of the sanctioning decision.

## CHAPTER VI

### Procedure before the Commission. Remedies

#### Section I

#### Procedure before the Commission

Art.74. Guilty violation of the competitive norms and of sports ethics, organization and discipline, violation of the provisions of the Statute of the EUROPEAN SPORT CHANBARA FEDERATION is the only legal basis for the application of disciplinary sanctions.

Art.75.

(1) The Discipline and Sports Ethics Commission may be invested with solving a case, as follows:

- a) Based on the report of the federal competition observer or the report of any official present at the competition;
- b) Following the notification made by the General Assembly of the EUROPEAN SPORT CHANBARA FEDERATION;
- c) As a result of the notification made by the Board of Directors;
- d) As a result of a request (memorandum, complaint), registered at the EUROPEAN SPORT CHANBARA FEDERATION, by the party that is considered injured (athletes, coaches, officials, affiliated members, etc.).

(2) The term for submitting a notification regarding the facts related to the training activity, the domestic and international competitive activity and to the professional training is:

- a) for 15 working days from the date on which the event took place;
- b) 15 working days from the date on which the delegation returned from an international sporting event.

(3) Submission of a notification regarding other circumstances than those mentioned in par. 2 may take place at any time within the limitation period of 5 years.

Art.76. Rules for submitting a notification to the Disciplinary Commission

(1) The application (memorandum / complaint) must include, obligatorily, the following:



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a) the name, surname, domicile and quality of the person who formulated the request - sportsman, coach, official; if the author of the memorandum is an affiliated member, the application must include its name and headquarters, the number and series of the Sports Identity Certificate, the fiscal code and bank account, as well as the name, surname and domicile to the one who represents the interests of the affiliated member in question in the role of the Discipline and Sports Ethics Commission;

b) the object of the memorandum;

c) showing the factual and legal reasons on which the memorandum is based;

d) showing the evidence on which each end of the application is based;

e) when the proof is to be made in documents, copies thereof shall be certified by the applicant as conforming to the original.

f) in case the plaintiff requests evidence with witnesses, their name, surname and domicile will be shown.

g) evidence of any kind is accepted (witnesses, photo, video / audio recordings, documents, etc.). Any other evidence may be presented no later than the day of the first meeting of the Disciplinary Commission, or, if the need for evidence arises from the debates, at the request of the Disciplinary Commission, on any other day.

h) signature.

2. The Disciplinary Board shall decide whether the notification received is complete and whether it contains all the details necessary to convene the resolution meeting.

(3) If the notification is incomplete, it shall be registered with the Discipline and Sports Ethics Commission, and the petitioner shall be notified of the defects of the notification, having a period of 5 days to complete it, under penalty of cancellation as non-compliant.

(4) Once the application is submitted, a court fee of 500 lei shall be paid to the Secretariat of the EUROPEAN SPORT CHANBARA FEDERATION.

(5) Failure to pay the fee of 500 lei leads to the cancellation of the application as untaxed.

(6) The notifications / memoranda submitted by the members of the Disciplinary Commission by self-notification and by the members of the Board of Directors will be exempted from the payment of any fee.

Art.77.

(1) The memorandum / notification shall be registered at the secretariat of the EUROPEAN SPORT CHANBARA FEDERATION.

(2) The proof of the term introduction is made with the registration number at the Romanian Federation of Chanbara, or with the receipt of the post office. In the latter case, it is recommended to notify ESCF regarding the sending of the report by mail.

(3) If the notification involves the hearing of minor athletes, the statements and any other procedural documents shall be made in the presence of their parents or their legal guardians.



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## Art.78.

(1) When, in order to clarify certain factual circumstances or ambiguities resulting from the administration of the evidence, the Discipline and Sports Ethics Commission considers it necessary to know the opinion of the persons involved, witnesses and any other person, will order their summons with at least 7 days before the date set for the CDSE meeting.

(2) The athletes and coaches will participate in the case registered on the role of the Commission for Discipline and Sports Ethics personally, personally and assisted or through elected defenders, in accordance with the law.

(3) The referees and the other officials will support their interests in the case registered for the competence to settle on the role of the Discipline and Sports Ethics Commission personally or through the defense counsel, in accordance with the law.

(4) The members of the commissions and central colleges within ESCF cannot have the quality of delegates of the sports clubs of Chanbara, respectively of the county associations of Chanbara and of the Municipality of Bucharest.

(5) The decisions of the Discipline and Sports Ethics Commission must resolve all the requests in the referral.

(6) Within a certain file, several classifications may be made, for one or more deeds committed within and during the same event, or within different events that took place on different dates.

(7) The parties are obliged to appear at the date, time and place established by summons, personal, personal and assisted or by chosen defenders, in accordance with the law.

Failure to present the parties, duly summoned, does not prevent the settlement of the case.

(8) The Party has the obligation to file a counterclaim no later than 5 days before the deadline set for the CDSE hearing, which will include all its defenses motivated in fact and in law, specifying the evidence it intends to use. The defendant may appear in person, represented or assisted by the defense counsel chosen in accordance with the law.

(9) The author of the notification / memorandum and the defendant may request the trial and in absentia. If at the first term at which he was summoned he does not appear, but has requested in writing the trial in absentia at the latest 3 days before the first trial term, the Commission may proceed to the trial of the case.

10. All witnesses may be summoned "together" or separately at any of the meetings of the Commissions relating to that case. Witnesses may submit to CDSE written, signed statements, provided that they cannot appear before the commission, at the date of summons, for various reasons. The declarations must contain the marital



# EUROPEAN SPORT CHANBARA FEDERATION

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status data of the person in question and in the conditions in which it is a minor, they will be signed and signed by the parent or guardians or legally with all his marital status data.

(11) The Discipline and Sports Ethics Commission may decide to request in writing points of view and clarifications both from the parties and from other persons involved in resolving the case, even without the need for their presence at court hearings.

(12) Following the examination of the case, by reference to the incident regulatory provisions, as well as after the administration of the admitted evidence, the Discipline and Sports Ethics Commission will issue a Decision, according to the provisions of the present Regulation.

(13) The decisions of the Discipline and Sports Ethics Commission are subject to appeal within 5 days from the date of communication.

(14) The decisions of the Discipline and Sports Ethics Commission will remain final if they are not appealed and become enforceable after the expiry of this term specified in the previous paragraph.

(15) Pending the resolution of an appeal, the Decision of the Discipline and Sports Ethics Commission shall remain in force and shall be implemented by the Governing Board in accordance with the provisions of this Regulation and the Statute of the European Sport Chanbara Federation.

## **Section II Remedies**

Art.79.

(1) The decisions pronounced in the first instance by the Commission for Discipline and Sports Ethics are subject to appeal to the Appeal Commission within ESCF, within 5 days from the communication.

(2) The Appeals Commission within ESCF is the only court competent to resolve the appeals declared against the Decisions pronounced by the Sports Discipline and Ethics Commission.

(3) The decision of the Appeals Commission is final.

## **CHAPTER V Final provisions**

Art.80. The amounts resulting from the fines applied as disciplinary sanctions according to the provisions of the present Regulation, will be deposited in the ESCF account, and will constitute own revenues.



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Art.81. The regulation will be made available to members through the Secretariat of the EUROPEAN SPORT CHANBARA FEDERATION and on the official website of the federation.

Art.82. Failure to comply with the provisions of this Regulation does not exonerate the persons involved in the complaints from liability.

Art.83.

The Committee on Discipline and Sports Ethics voted unanimously in favor of this Regulation and submitted it to the Board of Directors for approval:

Date of submission for approval to the Board of Directors: 27.06.2021

The Governing Board voted unanimously in accordance with this Regulation on  
27.06.2021

The Regulation shall enter into force on 27.06.2021

## ***CHAPTER VII ANNEXES TO THE CDSE REGULATION***



# EUROPEAN SPORT CHANBARA FEDERATION

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***Q-1. Minutes of receipt of a Notice to the Secretariat of the EUROPEAN SPORT CHANBARA FEDERATION and submission to the Commission for Discipline and Sports Ethics:***

## ***European Sports Chanbara Federation***

***Secretariat of the European Sports Chanbara Federation***

### **Minutes of receipt of documents**

It was received today, \_\_\_\_\_, the notification addressed to the Discipline and Sports Ethics Commission of the EUROPEAN SPORT CHANBARA FEDERATION by:

#### **Requesting contact details:**

Name and surname: \_\_\_\_\_

Registered at ESCF with ID number \_\_\_\_\_ Phone \_\_\_\_\_

Address:

\_\_\_\_\_

Date: \_\_\_\_\_ ESCF Secretariat \_\_\_\_\_ Complainant \_\_\_\_\_

Handed over to the Sports Discipline and Ethics Commission on \_\_\_\_\_

Chairs of the Sports Discipline and Ethics Commission

(or Secretary of the Commission for Discipline and Sports Ethics) \_\_\_\_\_

ESCF Secretariat: \_\_\_\_\_

"Prepared in 3 copies, one for the petitioner, one for the Secretariat and one for the Disciplinary Commission"



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*Q-2. Convening of the resolution meetings of the Discipline and Sports Ethics Commission*

## EUROPEAN SPORT CHANBARA FEDERATION Discipline and Sports Ethics Commission / Appeals Commission

### CONVOCACTION

To \_\_\_\_\_ legitimated with the number  
\_\_\_\_\_ You are summoned in the file no \_\_\_\_\_, submitted to  
the Commission for Discipline and Sports Ethics / Appeal Commission, as: Petitioner /  
Defendant / Witness / Other quality  
and please introduce yourself on \_\_\_\_\_ at \_\_\_\_\_

\_\_\_\_\_ ,  
having with you the following: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_ , for the hearing by the Sports Discipline and  
Ethics Commission / Appeals Commission regarding this file.

If you are a petitioner and you are unable to appear, you have the right to request  
in writing the settlement of the case in absentia at least 3 days before the first deadline,  
and the Commission will consider your referral complete and fully supported by you.

In this case, you have the obligation to insure the relevant means of proof for  
solving the case (presentation of documents, insurance of the presence of proposed  
witnesses, etc.), under the sanction of forfeiture of the right for your case to be solved.

The absence of the cited regulatory part will attract its sanction according to the  
ESCF regulation.

False testimonies are punishable under ESCF regulations.

Date: \_\_\_\_\_

Chairs of the Sports Discipline and Ethics Commission,  
\_\_\_\_\_

Prepared in 2 copies, one for the Secretariat and one for the Discipline and Sport Ethics Commission / Appeals Commission.