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# Statute

of the  
Malta Boxing Association



Amended 2023

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## 1. **Interpretation**

1.1 In these Statutes, the following capitalized terms have the meanings ascribed to them hereunder:

“Boxer” means any athlete registered by the Malta Boxing Association.

“Competition Official” means any person appointed, or certified to act as referee, judge, supervisor, ringside physician, international technical official, or any assigned official position at MBA Competitions.

“Executive Committee” means the body of members elected by the Members;

“MBA” means the Malta Boxing Association.

“MBA Anti-Doping Rules” means the rules governing the MBA Anti-Doping including disciplinary processes as amended from time to time in accordance with WADA.

“MBA Bylaws” means the regulations supplementing, complementing, and completing these Statutes.

“MBA Competitions” means any boxing match, competition, event, league, or tournament, which is authorized, and approved in accordance with the rules of boxing.

“MBA Disciplinary Code” means the code governing disciplinary matters applicable to the MBA. Including any Clubs, members, official, Competition Official, or boxer.

“MBA Headquarters” means the head administrative office of MBA based in Sliema, Malta, or such other location as may be decided by the Executive Committee.

“MBA Procedural Rules” means the rules and regulations governing the conduct of disciplinary proceedings, and appeal proceedings under the MBA Disciplinary Code.

“Official” means any elected or appointed persons of MBA, and any other person responsible for technical, medical, or administrative matters in MBA, including but not limited to coaches, and trainers;

“Ethics Committee” means a sub-committee that determines if any person/s are in breach of any provisions of the Code of Ethics or Code of Conducts.

“Boxing Code Of Conduct” means The globally recognized “Code of Conduct” for fighters, coaches, referees and ring officials. (2022)

“MACRO” means Maltese Association Of Certified Ring Officials.

“Adhoc Committee” means any Committee or Committees, appointed by the Committee for special duties and for a limited or specific period of time.

1.2 In these Statutes, unless otherwise specified:

- a) A reference to articles is references to articles of these Statutes;
- b) A reference to any statute or statutory provision shall be construed as a reference to the same as it may have been, or may from time to time be, amended, modified, or re-enacted.

1.3 All headings and titles are inserted for convenience only. They are to be ignored in the interpretation of these Statutes.

1.4 Words stating the male gender shall include the female gender, and words stating the singular shall include the plural, and vice-versa.

1.5 Except as provided, the Executive Committee shall have the authority to interpret any provision of these rules, and other ancillary regulations that is contradictory, ambiguous, or unclear, provided such interpretation is consistent with the objects of the Association.

## 2. **Name**

The non-profit Organization shall be called the “Malta Boxing Association” (hereinafter referred to as the **Association** and shall have exclusive authority on matters relating to boxing activities that are within the jurisdiction of the Association.

## 3. **Constitution of the Association**

The Association is a private organization of an associative nature, and is constituted of clubs participating in boxing in accordance with the respective boxing regulations as promulgates by the international boxing associations, and the Association, and both of which conduct their affairs in accordance with the relevant provisions of this Statute and those other relevant rules, bye-laws, and regulations which the Executive Committee of the Association may approve from time to time, as well as in accordance with the relevant rules, bye-laws, and regulations of those International Boxing Associations or Federations of which the Association may be a member.

## 4. **Affiliation**

1. The Association shall be the sole affiliated association to represent, and shall observe, the rules, byelaws, and regulations of the World Boxing Council (hereinafter referred to as the ‘**WBC**’); European Boxing Union (hereinafter referred to as the ‘**EBU**’),
2. The Association shall be registered with **SportMalta** or any other other entity that might replace it in the future. The Association shall provide SportMalta with any documentation and information requested, such as AGM minutes, Financial Reports etc.
3. The Association may also affiliate to any other international sports organizations as may be allowed by the WBC, EBU statutes, rules and regulations.
4. The Association shall remain autonomous and shall not be affiliated for any political, religious, racial, or economic activity which will breach the autonomy of the Association.

## 5. **Objectives of the Association**

- 1 The Objectives of the Association are the following:

- a) To develop, promote, control, and regulate the sport of the Association boxing in all its forms throughout the territory of the Republic of Malta in conformity with its own Statute, and with its other rules, bye-laws, and regulations as may be in force from time to time, and with the Statutes, bye-laws, rules, and regulations of WBC, EBU, AIMS, and with boxing regulations
- b) To encourage and promote interests in boxing throughout the Republic of Malta, by developing a culture of professional boxing as a popular sport and sport in general.
- c) to generally promote boxing as a healthy and educational activity for people, to protect the safety of Boxers, and their welfare at all levels, notably by promoting, and controlling good sporting practice, as well as the observation to the members well-being and mental welfare.
- d) To foster relations with various Maltese sporting authorities, local and international boxing promoters, and to represent the WBC, EBU interests in the Republic of Malta in a manner which ensures the reputation of the WBC, EBU is maintained and preserved to the accepted standards of the WBC, EBU.
- e) The Association shall for all intents and purposes be ‘Non-Profit Making’. Notwithstanding anything contained in this Statute and in the other rules, byelaws, and regulations of the Association, the Association is a non-profit making Association. Thus, the Association shall not distribute any of its assets and/or dividends to its Members, and any economic activity which it may carry out will be an ancillary activity for the purpose or in connection with assisting the Association to carry out its objectives and its mission in accordance with the provisions of this Statute.
- f) The Association shall regulate boxing under the WBC, EBU and other recognized organizations’ banner and to promote the Republic of Malta as the ideal venue for international and high-level boxing events.
- g) To ensure that local preparations by prospective participants as promoters, officials or boxing athletes are of a standard that would ensure participation with honor in all events or activities sanctioned by the Association.
- h) To assist in the promotion and licensing of high caliber boxing events, exposing the Republic of Malta as an ideal venue for international boxing championship shows.
- i) To ensure the highest standards of safety for all boxing athletes, through regular, rigorous, and mandatory, medical examinations throughout the year.
- j) The Association shall prohibit the distribution of any of its assets to its members, founders, sponsors, donors, and except by way of bona fide salary, wages, or honorarium, to its administrators.
- k) To promote the involvement of women in the sport of boxing and enhance women’s boxing programs.

- l) To combat doping, and integrity issues that might damage the sport of boxing.
- m) To organize national events/competitions and competitions abroad.

**6. Recognition**

The Association shall be recognized by all its members, including those other clubs, registered athletes, coaches, referees, and promoters, as the only body which has the sole right to organize the sport of boxing in all its forms, and to exercise control and discipline over boxing within the territory of the Republic of Malta, and which has the right of sole representation of the sport of boxing both at national level, and at international level.

**7. Constitution**

1. The Association's Executive Committee shall consist of seven (7) members elected by the AGM, and of maximum of eleven (11), (maximum of 4 non-voting members being co-opted by the Committee.
2. The Executive Committee shall have the discretion to appoint any honorary members to the Association, with a simple two thirds majority.

**8. Governing Body**

1. The Executive Committee is the policy-making body of the MBA. Any new policies that affect the Statute must be approved by the members at the first proceeding Annual General Meeting, which is the highest organ of the MBA.
2. The President, Vice President, Treasurer, General Secretary, Treasurer, and the remaining members (hereinafter known as the "Officers") shall constitute the Executive Committee and shall have equal voting powers (except in the case of co-opted members, which shall not have voting rights). The President shall also have the casting vote.
3. The President, Vice President, and the General Secretary shall have the legal and judicial representation of the Malta Boxing Association.
4. The President, the Vice President, the Treasurer, the General Secretary, and the Officers shall assume office immediately after the meeting at which they are elected and remain in office for the period for which they were elected and can serve for un-limited terms. Co-opted members can be removed by a non-confidence vote by the Executive Committee. Committee members elected by the AGM shall officiate for the term they were elected and can only be removed by a non-confidence vote in an AGM or EGM. Once the person is no longer part of the Executive Committee, he is bound to return to the Executive Committee papers, material, items, documents, or funds pertaining to the MBA within 5 working days of his resignation.
5. The Executive Committee shall have the power to co-opt not more than four (4) members from outside the committee for a period of not more than one (1) year, with the possibility to extend their co-option by further unlimited one-year terms. These can be either from amongst the members or outside of membership if such people are deemed to be valuable to the Association by the Executive Committee. Such co-opted persons shall not have voting rights in the Committee. The Committee can appoint a sub-committee/s for a specific or general issue for any specific period. Sub Committees must be chaired by a member of the Executive Committee, and duly chosen by such Executive Committee.
6. All members of the Executive Committee shall relinquish any post in any other boxing association or group that can bear a possible conflict of interest with the execution of his

duties with the Association, unless the Executive Committee provides written consent.

7. The in-going Committee shall have the power that after the first committee meeting, appoint The General Purpose Board amongst its Committee members. The scope of the G.P.B. is to deal with matters of general nature without the necessity of convening a full Committee meeting. Matters involving the club policies, rules, etc, cannot be decided by the G.P.B. but will have to be discussed and agreed on or otherwise during a duly constituted Committee meeting.

## **9. Constitution of the Executive Committee**

1. The Executive Committee shall be composed by 5 to 7 members elected by the Annual General Meeting for a 3-year term and other members co-opted members by the Committee (maximum of four with no voting rights), It shall have the power to administer the affairs Association and shall consist of the following:
  - a) The President.
  - b) The General Secretary,
  - c) The Treasurer,
  - d) The Vice President, Assistant Secretary and Assistant Treasurer (the assistants to be appointed during the first committee meeting following the AGM)
  - e) Members

### **2. The President:**

The President shall be elected during a General Meeting and shall serve a 3-year term. He/she will be subject for re-election after this term and can serve any number of terms. The President can be selected from amongst the members or even from outside the membership if he/she is deemed by the members to be of an asset for the Association.

### **3. Administrative duties:**

The General Secretary and the General Treasurer shall be appointed by the Executive Committee on the proposal of the President or another member of the Committee for a period of indefinite duration and shall be delegated with the day-to-day management of the Association. These can be selected either from among the elected Committee members or from outside the Committee or membership. In the case of the Secretary and/or treasurer not being selected from among the elected Committee members, they should not have any voting rights in the Committee. They shall perform their duties in the name of the Executive Committee.

The General Secretary may also take on the role of General Treasurer.

In the event of negligence or serious misconduct in the performance of his duties, his position may be terminated by the Executive Committee.

#### **Role of the General Secretary**

The General Secretary, with the assistance of President and the rest of the Executive Committee, shall be responsible for the day-to-day management and shall represent the Association in its contacts with third parties and in legal acts, within the bounds of the day-to-day management. For indicative purposes, and without this list being exhaustive, the day-to-day management shall comprise the power to:

- a. Sign the daily correspondence.
- b. Represent the Association with respect to any authority, administration, or public department, particularly the Register of Commerce, the Post Office, the telephone operator and all tax departments.
- c. Sign all receipts for registered letters, documents or parcels sent to the Association through the post, by any express mail companies or any other company.
- d. Take all measures necessary or useful for the implementation of the decisions of the Executive Committee or the Annual General Meeting.

The Executive Committee may also create other administrative positions.

#### **4. Sub Committees**

- Disciplinary Committee,
- Appeal Committee,
- Medical Advisory Committee,
- Ethics Committee
- MACRO Committee
- Ad hoc Committee

Any other Sub-Committee required by the Association shall be approved at the annual general meeting (hereinafter referred to as the ‘AGM’).

#### **10. The Executive Committee**

1. The Executive Committee shall be responsible for ensuring the rules, regulations, byelaws, and any other law which shall from time to time be enacted by the Association, are fully adhered to by the members and the affiliated members.
2. The Executive Committee shall be summoned by the President and in the absence of the President, by the General Secretary. The meeting shall commence when a quorum of four (4) members has been assembled, with one of the members being the President, the Vice President, or the General Secretary. A committee meeting can also be summoned if it's called by at least 4 Committee members.
3. Any new or changes made to the byelaws of the Association shall require a two third majority of the Executive Committee members present during a meeting. Which changes or new regulation or byelaw shall be made available to the members if these are approved.
4. The Committee shall nominate an auditor for the Association which should be approved by the members at an AGM for a period of three (3) years.
5. The Committee may appoint staff and employees for the Association within specific areas of activity of the Association, within the policies as established by the Executive Committee.
6. All members of the Executive Committee shall make themselves available for all activities organized by the Association. The duties of each executive board member are the following:
  - a. All Committee members must be duly informed of any such committee meeting by the Secretary in writing, either by letter, email, or any such social media means, at least 10 days prior to the scheduled meeting. Such notice shall include the date, time, place, and the agenda to be discussed at the meeting. Committee meetings must be chaired by the President, or in his absence, by the Vice President. If both



are absent, the members present will appoint a chairman from amongst those present for the meeting.

- b. The General Secretary shall be responsible for relations with the Association's members or affiliates. The General Secretary shall be responsible for the minutes during every meeting, and shall keep such records, as required. The General Secretary must present an account of the minutes of the previous meeting to be duly approved by the Committee, together with all correspondence and matters of interest that took place since the previous meeting. Minutes shall be kept in duplicate, a copy of which to be kept either by the Assistant Secretary or President. The General Secretary shall be responsible for maintaining contacts with foreign promoters or organizations, and establishing new relations with other boxing organizations in, and outside Malta. Furthermore, shall be responsible for the organization of all events carried out to enhance relations, and establish contacts and new relations within the boxing sector as well as with third parties.
  - c. The Treasurer shall be responsible for all finances and shall present the final accounts of the preceding year during the last committee meeting taking place prior to the AGM. Such yearly accounts must be approved by the Executive Committee. Moreover, the Treasurer shall present a financial statement for any event organized or hosted by the MBA since the last Executive Committee meeting.
  - d. The Executive Committee shall be empowered to enter into agreements and contracts to acquire services to the Association. Such contracts and/or agreements shall be declared at the next AGM following the appointments.
  - e. No meeting of the sub-committee shall take place unless all members have been duly notified and unless a representative of the Executive Committee is present for the meeting.
  - f. The Assistant Secretary and Assistant Treasurer act instead of the Secretary and Treasurer when these are not present, and they also help when the need arises.
7. Any person elected to the Executive Committee may vacate the office by resignation, whether forced or otherwise, or be removed from office by a majority vote of the members entitled to vote at an Annual or Extra Ordinary General Meeting requisitioned by the voting members themselves.
8. The Executive Committee shall have the authority to present a non-confidence vote in an EGM or AGM in confront to any person elected, if the elected person has been convicted or is under investigation, or is suspected to be involved in any dealings which cause or could cause injury or harm to the sport of boxing, or has acted in any such way deemed by the Executive Committee as to be of harm to the MBA or its reputation.
9. The General Secretary shall organize and manage the general administration of the Association, which shall include the supervision and management of event/competition operations at all MBA competitions.
10. The members of the Executive Committee shall be required to attend a minimum of five (5)

consecutive meetings, and failure to do so shall render the majority of the members of the Executive Committee may remove the failing member from the Executive Committee. However, if sufficient cause or reason is provided by the failing member, then the member shall retain the position held within the Executive Committee.

11. Executive Committee Meetings: The Executive Committee must meet at least 4 times in any 12 months. The last Committee meeting shall be held yearly, at least 6 weeks prior the date of the AGM, such meeting shall include in the agenda for the approval of the Committee:
- Administrative Report by the Secretary.
  - Accounts.
  - Discussion of any Motions to be presented at the AGM by the Committee.
  - Nominations for election of Committee members (If the case)

**11.** All finances of the MBA must be kept in a bank account under the MBA's name within a local bank as chosen by the Association. Any cheques or money withdrawal made from the Association's account must be signed by the treasurer or Secretary.

**12. Membership: Two types of membership should be available, and both eligible to vote at AGM's and EGM's.:**

**A) License Holders: Available for Pro Boxers, Amateur Boxers, Coaches and Managers.**

**B) Technical: Available only for Officials such as Referees, Judges, Supervisors, Administrators etc,**

**13. Members (License holders) Membership (License) procedures:** The relevant form shall be duly filled in and must include all the relevant health tests required for the license. All membership applications are to be discussed and approved at the next Committee meeting following the submission of the application and must receive a simple majority (50% + 1) of the votes of the Committee members present at that meeting.

Members (license holders) must pay the yearly license fee with the Association according to the relevant Scale of Fees. This entitles them to participate in boxing events according to the type of license paid. Once an affiliate pays for his license, he is automatically obliged to adhere to the Rules and Regulations of the Association.

- a. Any Licensee registered with the Association, who is in breach of the rules, bye-laws, and regulations of the Association or its affiliates, shall automatically be suspended from all activities associated with the Association. The Executive Committee shall have the discretion to decide whether the licensee is to be suspended, if so the length of time, or license should be terminated for a definite or indefinite period.
- b. A motion for the definite removal of an affiliated license holder shall be included on the MBA Agenda for the scheduled meeting and shall require the approval of a two-third majority of the members present at the Committee meeting. Any motion for the indefinite removal of the license requires a unanimous vote of all the members present at the Committee meeting.

- c. A Licensee against whom the decision rendered by the Executive Committee as stipulated in sub-articles 9.1 and 9.2., shall be notified within seven (7) working days by registered mail sent by the General Secretary, which notification shall include the date, the period of suspension, or removal of member status.
- d. The decision rendered by the Executive Committee shall commence upon notification, unless expressly stated otherwise by the Executive Committee.

**C) Eligibility for Affiliation (License)**

- a) Any Athlete who is eligible to box under the EBU banner for the Association shall be registered with a professional license, all other athletes shall be registered with an amateur license.
- b) Athletes, promoters, coaches, Officials, and Competition Officials, or individuals associated with other local or foreign boxing associations or organizations, not recognized by the WBC, EBU or the Association are not eligible for license-ship with the Association.
- c) Applications for any license, promoter's license, athlete's license, or official's license shall be examined by the Executive Committee of the Association, which application shall be in accordance with those rules and regulations set out in the Statutes, byelaws, and regulations of the Association.
- d) Recognized license holders may benefit from any activity or project of the Association.
- e) The decision rendered by the Executive Committee may, if so required, be appealable within three (3) days of notification to the athlete, club, promoter, and official, before the Disciplinary Board. The decision rendered by the Disciplinary Board shall be final and binding.

**14. License Fees**

- a. It is a requirement that all athletes, and interested parties, such as promoters, managers, agents, trainers, seconds, master of ceremonies, referee, ring master/whip and any other party so accepted by the Association, are required to be licensed by the Association prior to commencement of, or participation in any boxing event or show within the Republic of Malta.
- b. The Executive Committee will set the value of such fees on a yearly basis and any proposed changes will be presented to members at the Annual General Meeting.
- c. Once any fee changes are agreed the fees will be published in the Association Boxing Code and rule book.
- d. In special cases, the Executive Committee shall have the power to remit the whole or part of a license fee.

**15. Eligibility to sit/contest in the Executive Committee and election procedures**

- a) Any person, who is a holder of any membership type issued by the MBA with at least 1 year standing and who is also a Maltese citizen, or a full-time resident of the Maltese Islands can contest for election in the Committee. Also, any other person outside of the membership, who may be deemed by the members as to be of an asset to the MBA can be eligible to sit on the Executive Committee. Candidates for election to the Executive Committee must be proposed and seconded by paid members with at least one (1) year standing membership. The proposer and seconder warrant the eligibility of the candidate.
- b) Vacant places in the Committee: When a place in the committee is vacated during a term, either by resignation or expulsion, it must be taken by the candidate who obtained the highest number of votes and who was not elected during the last election. If such a person is not available or not willing to take up the post, the same process shall be applied for the next candidate until the vacant post is filled. Such newly elected members must serve for the remainder of the term of that committee. If the position of the President, Secretary or Treasurer is vacated, the same will apply, with the candidate who contested for that position and who brought the next highest number of votes being elected. If there was no contest for such position, the candidate who obtained the highest number of votes and was not elected will be elected in the committee, however, the office being vacated (President, Secretary or Treasurer) must be decided by the Committee by a vote of simple majority. If there are no candidates to fill a vacant post in the committee, the Committee can co-opt a member to fill the vacancy for the remaining of the term.
- c) Elections for the posts of President, and members of the Committee shall take place at the AGM and shall be by ballot. The candidates that receive the highest number of votes shall be elected in the post that they have contested for. In the case that the number of candidates is not greater than the number of vacant posts in the Committee for which they are contesting, the election will not take place and the candidate/s will be elected automatically.

**16. Annual General Meeting (AGM)**

1. There shall be a General Meeting of the Association on the date fixed by the Committee not later than the 31st of July of each year for the following purposes:
  - a) To receive a report from the Committee in respect of the Association's activities since the previous General Meeting.
  - b) To receive and consider the Association's accounts for the preceding financial year.
  - c) To elect the President, (if this office is vacated or if the term has elapsed).
  - d) To elect the other members for the Committee (If there are vacancies or if their term has elapsed).
  - e) To discuss or decide any motions or any matter of general business duly submitted to the meeting by members or the Committee.
2. Members elected in the Executive Committee shall hold office for a period of three (3) years and shall be deemed to have been elected on the Executive Committee as soon as they are elected to the said posts.

3. Any new or changes to be made to the Statute shall require a majority of 50% + 1 of the members present at the AGM, who have been registered with the Association for one (1) year, during the AGM.
4. Any member/s present during a General Meeting may request a change in the agenda:
  - 1) If no objection is received by at least one (1) member.
  - 2) In order to submit a resolution pertinent to the discussion in progress.

#### **17. Notice of Annual General Meeting**

The Secretary must send notice of the AGM at least 5 weeks prior the date to all paid up members (licensed Clubs) in writing by means of a circular either sent by post, email or other means of approved social media. Such Circular must include the following:

- Date, Time and Place of the AGM.
- Agenda to include:
- President's Address.
- Reading (and approval) of the minutes of the previous AGM or EGM.
- Reading (and approval) of the Administrative Report (to include activities report).
- Reading (and approval) of the Accounts of the MBA.
- Motions
- Executive Committee elections (if the case).
- Other matters to be discussed. (Suggestions etc).

Motions and nominations (in writing) for the Committee shall reach the Secretary at least 14 days prior the date of the meeting (specific date must be included). Motions presented by members (Clubs) shall be seconded by a paid-up member (Club).

A second notice of the AGM shall reach all paid up members either by post, email or other means of approved social media at least 5 days prior the meeting, this time including again the agenda together with the Motions being presented by the members or Committee for approval and also the names of the Candidates for election on the Executive Committee (if the case).

#### **18. Extraordinary General Meetings**

- a) Extraordinary General Meetings shall be called any time they are requested by the President, or the Secretary, or at least four (4) members of the Executive Committee, or by a signed request by at least 30% of paid-up members of the MBA.
- b) Notice of the EGM must reach all paid up members in writing either by post, email or other means of approved social media at least 14 days prior to the meeting. The objectives of calling such a meeting must be clearly stated.
- c) No item other than that/those specified on the agenda shall be decided. "Any other matter" is not to be considered as a specific item. Other matters at an AGM or EGM can only be discussed and cannot in any way change or alter any Rules of the MBA.

**19. Quorum at General Meetings**

The quorum for a General Meeting or EGM shall be that of 30% of the paid-up members. However, if after 30 minutes from the time scheduled for the General Meeting, the quorum is not reached, the meeting shall proceed irrespectively of the number of members present.

**20. Voting at General Meetings**

Each honorary member, committee member and ordinary member at an Annual General Meeting or Extra Ordinary General Meeting shall be entitled to one vote on each motion, except the chairman of the meeting who shall have a casting vote only.

**21. New Rules and Resolutions**

- a) All new rules, or alterations to the existing Rules, or the reversal of any act or decision, shall be made at a General or Extraordinary General Meeting, and shall be notified to all members as soon as possible after such a meeting. Such new Rules or alterations of existing Rules, or reversal of the former act or decision, shall not be adopted unless they receive the sanctions of at least 50% + 1 of the members present and voting.
- b) The Constitution and Rules of the Association can only be amended by the members during a General Meeting (AGM or EGM), notice of which is to be given to members by means of a circular stating the nature of the proposals to be discussed. Notice must be given at least 14 days prior to the meeting.
- c) A motion or resolution presented at an AGM or EGM can be amended during the same meeting before going for a vote, if such amendment is proposed and seconded by members present, and approved by at least 50% + 1 of the members present at the meeting.

**22. Disciplinary Procedures.**

- a) Any member who is in breach of any Rule or Regulation of the Association, will be subject to Disciplinary Procedures by the Association. Such procedures can be initiated either by a direct report from a committee member or by a report made by another member/affiliate. All claims shall be duly substantiated and proved.
- b) Members/License holders found guilty of any breach of Rules or Regulations, may be fined, suspended and/or reprimanded as the Disciplinary Committee may deem fit.
- c) Once a report has been made, it will be discussed in the Committee meeting, and if Committee members present at the meeting decide that there are enough grounds to proceed, a formal disciplinary proceeding letter is sent to the defaulter. The defaulter will be duly informed in the letter that he/she must appear in front of the Disciplinary Committee to explain/defend himself.
- d) Once the Disciplinary Committee has evaluated the report and evidence of the incident and heard the defendant's version, it will decide whether and what Disciplinary Actions should be taken.
- e) All measures to be taken against the defaulter during the Disciplinary Procedures must be in line with the MBA's official Disciplinary Guidelines which will be available to the Disciplinary Committee.
- f) The defaulter will be duly informed of the decision by the Disciplinary Committee in writing.

**23. Appeals.**

- a) Any member or license holder who has been subject to disciplinary procedure and of which he/she was duly fined, suspended and/or reprimanded has the right to appeal from such sentence. The appeal will be heard by the Appeals Committee.
- b) Appeals should be made in writing and must be presented to the Committee not later than 30 days from the date of the letter sent to the defaulter informing him/her of the disciplinary actions being taken.
- c) A deposit of €500 must be paid and presented together with the appeal letter. Such a deposit will be forfeited if the appeal is lost. In the case that the appeal is won by the defendant, the deposit will be refunded in full to the defendant.
- d) Any decision of the Appeals Board shall be deemed final.

**24. Disciplinary Committee**

- a. The Disciplinary Committee shall be competent to deal with incidents reported by the Executive Committee, the promoter, the manager, and the official or officials, for shows, or events, or any other activity directly organized, sanctioned, or managed by the Association. Additionally, for any infringement of the rules, regulation, byelaws, or any other law which the Association shall enact from time to time, which by the Executive Committee determines requires the Disciplinary Committee to hear.
- b. The members or affiliated members may appeal against any decision rendered by the Executive Committee before the Disciplinary Committee.
- c. The Disciplinary Committee shall be made up of three (3) members, one of which shall be qualified in the legal profession or have a legal background, with an interest in sports.
- d. Members of the Disciplinary Committee shall have the authority to appoint any expert if so required, which expense shall be borne by the Association and/or the parties present before the Disciplinary Committee.
- e. If the member of the Disciplinary Committee has a conflict of interest, the Executive Committee shall appoint an alternative person duly qualified in the legal profession to adjudicate on the matter which has resulted in a conflict of interest.
- f. The Executive Committee shall appoint a member of the Disciplinary Committee for a period of two (2) years, during the AGM.

**25. Appeals Committee**

- a) The Appeals Committee shall have jurisdiction over any decision rendered by the Disciplinary Committee, the Executive Committee, or any other Committee under the auspice of the Association.
- b) The Appeals Committee shall be made up of three (3) members. One (1) member shall be appointed chairperson by the Executive Committee and shall be a person duly qualified in the legal profession, with an interest in sports. Two (2) members shall be appointed by the Executive Committee who have an interest in sport, in particular boxing.

- c) The Executive Committee shall appoint the members of the Appeals Committee for a period of two (2) years, during the AGM.

**26. Medical Advisory Committee**

- a) The Medical Advisory Committee shall have the jurisdiction associated with the medical care of athletes before, during, and after fights.
- b) A member of the Medical Advisory Committee shall be present for all shows or events sanctioned by the Association.
- c) The Medical Advisory Committee shall be composed of three (3) members. Two (2) members, each duly qualified medical professional, with an interest in sports, and one (1) member appointed will be a duly qualified physiotherapist. The Medical Advisory Committee shall ensure the continued safety of the athletes.
- d) Any of the two (2) medical professional members of the Medical Advisory Committee shall be appointed as an expert for any doping violation, or any other medical violation carried out by the athlete, or any other member licensed or affiliated, when the incident is being heard before the Disciplinary Committee.
- e) The Medical Advisory Committee shall be appointed by the Executive Committee for a period of five (5) years, during the AGM.
- f) The Medical Advisory Committee shall, together with the Chief Executive Officer, coordinate any matters in relation to anti-doping education.
- g) The Medical Advisory Committee shall provide a high level of expertise and knowledge about the care and follow-up treatment of Boxers in different environments, at the ringside, and out-of-competition, including fitness to box, performance, and improvement ~~issues~~.

**27. Privileged Matters**

All matters discussed at Association meetings shall be deemed privileged.

**28. Adjournment**

Any business or motion not dealt with by the closing of a meeting shall be adjourned and given priority at the next meeting.

**29. Financial Year**

The financial year of the Association will be from the 1st of January until the 31st of December of each year.

**30. Discreditable Behavior**

All members/license holders must abide by the Rules and Regulations of the Association. Any member/license holder whose behavior or compartment may harm in any way the reputation of the Association will be subject to disciplinary action. This includes participating in non- recognized events by the MBA, discreditable behavior during events



sanctioned by the MBA, the spreading of accusations or rumors, by word of mouth or by any other means such as social media, of any accusations such as bad judgment by the judges, referees, or ringside officials. Any complaints regarding this must be officially made to the Association.

**31. Match Fixing**

Any person being found guilty of any participation or attempt of, directly or in-directly, in match fixing participation will be subject to the most severe disciplinary actions.

**32. Suspension**

- a) The Association reserves the right to withhold, withdraw or refuse to re-issue an athlete's license, who boxes competitively under the Association's jurisdiction, if the active member fails the medical criteria as established in the byelaws of the Association.

**33. Anti-Doping**

- a) All athletes licensed by the Association shall adhere to the regulations established by the World Anti-Doping Agency, NADOMALTA (The Anti-Doping Commission of Malta), the Association, the Anti- Doping Regulations subsidiary legislation 455.08 of the Laws of Malta, and any other regulations which the Association may from time to time determine.

**33. Officials, Promoters, Managers, & Cornermen**

**1. Suspension**

- a) The Association reserves the right to suspend or revoke the license of any promoters, officials or corner-men that are members or affiliated with the Association, through official disciplinary committee proceedings, if they have breached any of the rules, regulations, byelaws, and any other regulation which from time to time may be enacted by the Association.
- b) The Association reserves the right to refuse to sanction any promoter, or to suspend an event in the Republic of Malta by withdrawing any sanction already granted, if the event is not of an acceptable standard, or the venue is not suitable for boxing events, or if the show in question is not being organized according to the rules and standards of the Association.

**34. Fiscal Legality**

- a) Any promoter, local or foreign, who wishes to sanction a show or an event under the auspice of the Association in the Republic of Malta shall adhere to the financial laws of Malta, including having VAT and Tax registration.
- b) Any event or show which does not obtain approval from the Association shall not be promoted as being affiliated or approved by the Association.
- c) The Association shall have every right attributable under the Laws of Malta to proceed against any event or show which uses the Association when no authorization has been obtained from the Association.

**35. Financial Guarantees**

- a) Any promoter operating under the jurisdiction of the Association must guarantee any athlete's potential purse money participating in the show. The purse money shall be deposited in an escrow account under the control of the Association.
- b) The Association also reserves the right to demand financial guarantees pertaining to local and international sanctioning fees as may be applicable and for the payment of ring official, and title bout supervisors.

**36 Intellectual Property**

1. The intellectual property of the Association includes all copyright, patents, registered and unregistered trades marks, registered designs, trade secrets and know-how and all other intellectual property.
2. Namely, the following and their derivatives are the exclusive property of the Association:
  - The Association emblem
  - The Association mascot
  - The Emblems of Association Sanctioned events.
3. The Association may authorize the use of its property or delegate their usage to an affiliated organization or a third party. The use of its properties must be done in accordance with the spirit and regulation of the Association.
4. The emblem of the Association shall be copyrighted; therefore, it cannot be modified in any way, and its use for advertising or commercial purposes must be authorized by the Executive Committee.
5. The Association's emblem must appear in all official publications and promotional material and in all the facilities and surroundings.
6. No activity shall be held in the name of Association without prior written consent from the Executive committee.

**37. Dispute Resolution**

- a. In the event that any controversy or claim arising out of or in connection with this Statute or subsequent rules, regulations, bye-laws, and any other regulation the Association deems appropriate from time to time, or the breach thereof, including any question regarding its existence, validity, or termination, shall be settled by arbitration and administered by the Malta Arbitration Centre (MAC) in conformity with its regulations and statutes. The number of arbitrators shall be one (1), and the seat, or legal place of arbitration shall be Malta. The language of the arbitral proceeding shall be Maltese or English, and the governing law shall be Maltese law. This shall only be applicable wherein the controversy or claim arises between the Association, and third parties, or the members or affiliates, and third parties,
- b. Any controversy or claim which arises between the Association and its members, or between

the members themselves, which jurisdiction does not fall within the ambit of one of the Association's Committees shall be referred for guidance to SportMalta to resolve such issues, and in accordance with the rules established therein.

**38. Matters not provided for in the Rules of the Association**

Any matter not provided for in this Statute, and in the other rules, byelaws, and regulations, of the Association shall be regulated in accordance with the rules, regulations, and byelaws of the WBC, EBU. In any other case, the decision shall be based on justice and righteousness.

**39. Legal Costs**

Members of the committee and of any sub-committee and officials of the Association shall be indemnified by The Association against any legal claim made against them, in connection with the proper discharge of their duties.

**40. Dissolution**

In the event of the Association being dissolved or disbanded, the assets shall be donated to SportMalta.