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**ATHLETES' COMMISSION  
CHARTER**

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**OCEANIA SWIMMING  
ASSOCIATION  
INCORPORATED**

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**ADOPTED ON 25 JUNE  
2018**

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## **ATHLETES' COMMISSION CHARTER**

### **Preliminary**

- 1 This Athletes' Commission Charter (the "**Charter**") of Oceania Swimming Association Incorporated ("**OSA**") is made pursuant to the powers set out in clause 45(a) of the constitution of OSA current on the date which OSA was incorporated, 9 May 2017 (the "**Constitution**").
- 2 This Charter is effective on and from 25<sup>th</sup> June 2018.
- 3 Capitalised terms used in this Charter, which are defined in the Constitution, are taken to have the same meanings as given to the same term in the Constitution, unless expressly stated to the contrary.

### **Purpose**

- 4 The purpose of the Commission is to represent the views of the Region's elite aquatic athletes to OSA.
- 5 The powers and duties of the Commission are:
  - (a) To bring input of athletes' experience to the OSA.
  - (b) To bring input of athletes' experience to the organisation of the Oceania Championships.
  - (c) To advise the OSA on the technical rules of the aquatic disciplines.
  - (d) To provide leadership and direction on any matter that relates to, or impacts on, athletes.

### **Composition and eligibility**

- 6 The Commission shall be comprised as follows:
  - (a) Any person representing the Region who is at any time a member of the FINA Athletes' Commission;
  - (b) A maximum of five (5) current athletes representing the aquatic discipline of swimming;
  - (c) A maximum of two (2) current athletes representing each of the other aquatic disciplines, being open water swimming, artistic swimming, water polo and diving; and
  - (d) Any person required by the Constitution to be appointed to the Commission.
- 7 Of the members of the Commission appointed at any time, not more than one (1) member of the Commission appointed pursuant to clauses 6(b) or 6(c), representing any specific aquatic discipline, may be from any one Country or Sport Country (as defined by FINA).
- 8 A person is ineligible to be a member of the Commission or otherwise participate in the activities of the Commission, including the election of Commission members, if:
  - (a) The person is younger than 18 years of age; or
  - (b) If the person has at any time been found guilty, in respect of any anti-doping rule violation or other doping offence, by any tribunal or other body holding the requisite jurisdiction.

### **Appointment to the Commission**

- 9 Persons appointed to the Commission pursuant to clauses 6(b) and 6(c) are appointed for a period of four (4) years, ending at the last Oceania Congress prior to an Olympic Games. Persons

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appointed to the Commission pursuant to clauses 6(a) and 6(d) are appointed by the Executive at any time should the circumstances arise.

- 10 Persons appointed to the Commission pursuant to clauses 6(b) and 6(c) for the period commencing from the end of the Oceania Congress prior to an Olympic Games shall be appointed by the OSA at that Oceania Congress.
- 11 In the event that a casual vacancy occurs in the office of any person appointed to the Commission by reason of resignation, illness, incapacity or for any other reason, then the Executive may appoint a person who is eligible to fill that vacancy for the unexpired period of the term, by reference to clause 9.

### **Chairperson**

- 12 The Commission shall at its first meeting after its appointment elect one of its members to the position of Chairperson.

### **Meetings and procedural matters**

- 13 The Commission shall meet as often as is necessary in order for it to discharge its powers and duties.
- 14 Meetings of the Commission may be conducted in person or by any means that a meeting of the Executive may be conducted by, by reference to clause 39 of the Constitution.
- 15 The quorum for a meeting of the Commission is the attendance (in person or by the use of technology) of at least two (2) Commission members.
- 16 On any vote taken at any meeting of the Commission:
  - (a) Each member of the Commission has one (1) vote.
  - (b) A resolution may be passed by a simple majority of Commission members present and entitled to vote on that resolution.
  - (c) In the case of a deadlock, the Chairperson shall be entitled to a casting vote in addition to his or her deliberative vote.
- 17 The Commission shall cause that minutes of all meetings of the Commission are taken in respect of:
  - (a) The members of the Commission present at each meeting;
  - (b) Any resolution of the Commission;
  - (c) The proceedings of the meeting of the Commission; and
  - (d) Any other such matter determined by the Chairperson.