



*Committed : United*

**NFABD**

**NATIONAL FOOTBALL ASSOCIATION OF BRUNEI DARUSSALAM**

# STATUTE

Edition 2016

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## DEFINITIONS

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The terms given below denote the following:

NFABD	: National Football Association of Brunei Darussalam.
FIFA	: Fédération Internationale de Football Association.
AFC	: Asian Football Confederation.
AFF	: Association of South East Asian Football Federation.
Association	: a football Association recognised by and a Member of FIFA.
League	: an organisation subordinate to the NFABD.
District Football Association	: an organisation subordinate to the NFABD.
Confederation	: a group of Associations recognised by FIFA and belonging to the same continent (or similar geographic area).
Club	: Member of the football Association (that is itself a Member of FIFA).
Officials	: all board members, committee members, coaches, referees and attendants as well as other people responsible for technical medical and administrative matters at FIFA, a Confederation, Association, League or Club.
Player	: a football player registered with an Association.
Congress	: the supreme body of NFABD.
Executive Committee	: the executive body of NFABD.
Member	: a legal or natural person that has been admitted into membership of NFABD by the Congress.
Association Football	: the game controlled by FIFA and organised in accordance with the Laws of the Game.
IFAB	: the International Football Association Board.
Ordinary Courts	: state courts which hear public and private legal disputes.
Arbitration Tribunal	: private court of justice acting instead of an Ordinary Court.
CAS (TAS)	: Court of Arbitration for Sport (Tribunal Arbitral du Sport) in Lausanne (Switzerland).

NB: References to natural persons include both genders. The singular case applies to the plural and vice-versa.

## I. GENERAL PROVISIONS

### ARTICLE 1 Name, headquarters, legal form

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<sup>1</sup> The National Football Association of Brunei Darussalam, NFABD, is a private organisation of an associative nature in compliance with the legislation of Brunei Darussalam. It is formed for an unlimited period.

<sup>2</sup> The headquarters are at NFABD House, Jalan Pusat Persidangan, Bandar Seri Begawan BB4313, Brunei Darussalam.

<sup>3</sup> NFABD is a member of FIFA, AFC and AFF.

<sup>4</sup> The emblem of NFABD is as attached in Appendix A.

<sup>5</sup> The abbreviation of the National Football Association of Brunei Darussalam is NFABD.

<sup>6</sup> The emblem and abbreviation are legally registered with The Registrar of Societies, Brunei Darussalam.

### ARTICLE 2 Objectives

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The objectives of NFABD are:

- a) to improve the game of football constantly and promote, regulate and control it throughout the territory of Brunei Darussalam in the light of fair play and its unifying, educational, cultural and humanitarian values, particularly through youth and development programs;
- b) to organise competitions in Association Football in all its forms at a national level, by defining precisely, as required, the areas of authority conceded to the various Leagues of which it is composed;
- c) to draw up regulations and provisions and ensure their enforcement;
- d) to protect the interests of its Members;
- e) to respect and prevent any infringement of the statutes, regulations, directives and decisions of FIFA, AFC, AFF and NFABD as well as the Laws of the Game and to ensure that these are also respected by its Members.
- f) To prevent all methods or practices which might jeopardise the integrity of matches or competitions or give rise to abuse of Association Football.
- g) To control and supervise all friendly football matches of all forms played throughout the territory of Brunei Darussalam;

- h) To manage international sporting relations connected with Association Football in all its forms;
- i) To host competitions at international and other levels;
- j) to utilise NFABD's funds in economic activities in order to fulfill the objectives of NFABD as stipulated hereinabove in this article.

### **ARTICLE 3     Neutrality and non-discrimination**

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<sup>1</sup> NFABD is neutral in matters of politics and religion.

<sup>2</sup>Discrimination of any kind against a country, private person or group of people on account of ethnic origin, gender, language, religion, politics or any other reason is strictly prohibited and punishable by suspension or expulsion.

### **ARTICLE 4     Promoting friendly relations**

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<sup>1</sup> NFABD shall promote friendly relations between its Members, Clubs, Officials and Players and in society for humanitarian objectives.

<sup>2</sup>Every person and organisation involved in the game of football is obliged to observe the Statutes, regulations and the principles of fair play as well as the principles of loyalty, integrity and sportsmanship.

<sup>3</sup>NFABD shall provide the necessary institutional means to resolve any internal dispute that may arise between Members, Clubs, Officials and Players of NFABD.

### **ARTICLE 5     Players**

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<sup>1</sup>The status of Players and the provisions for their transfer shall be regulated by the Executive Committee of NFABD in accordance with the current FIFA Regulations for the Status and Transfer of Players.

<sup>2</sup>Players shall be registered in accordance with the regulations of NFABD.

### **ARTICLE 6     Laws of the Game**

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NFABD and each of her Members play Association Football in compliance with the Laws of the Game issued by IFAB. Only IFAB may lay down and alter the Laws of the Game.

### **ARTICLE 7     Conduct of bodies and Officials**

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The bodies and officials of NFABD must observe the Statutes, regulations, directives, decisions and the Code of Ethics of FIFA, AFC, AFF and NFABD in their activities.

## **ARTICLE 8    Official languages**

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<sup>1</sup>The official languages of NFABD shall be Bahasa Melayu and English. Official documents and texts shall be written in either of these languages. In the event of any divergence between the interpretation of texts in different languages, the text written in English shall be regarded as authoritative.

<sup>2</sup>The official language at the Congress shall be Bahasa Melayu.

## **II. MEMBERSHIP**

### **ARTICLE 9    Admission, suspension and expulsion**

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<sup>1</sup>The Congress shall decide whether to admit, suspend or expel a Member.

<sup>2</sup>Admission may be granted if the applicant fulfils the requirements of NFABD.

<sup>3</sup>Membership is terminated by resignation or expulsion. Loss of membership does not relieve the Member from its financial obligations towards NFABD or other Members of NFABD, but leads to cancellation of all rights in relation to NFABD.

### **ARTICLE 10    Admission**

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<sup>1</sup>The Members of NFABD are:

- a) **Super League** Clubs;
- b) District Football Associations; **(consisting of football clubs which are affiliated to each District Football Association)**
- c) Player groups;
- d) Referees' groups;
- e) Coaches' groups;

<sup>2</sup>Any legal **entity** wishing to become a Member of NFABD shall apply in writing to the general secretariat of NFABD.

<sup>3</sup>The application must be accompanied by the following mandatory items:

- a) a copy of its legally valid statutes and regulations;
- b) a declaration that it will always comply with the Statutes, regulations and decisions of NFABD, FIFA, AFC and AFF and ensure that these are also respected by its own Members, Clubs, Officials and Players;

- c) a declaration that it will comply with the Laws of the Game in force;
- d) a declaration that it recognises the Court of Arbitration for Sport (CAS) in Lausanne and the Arbitration Tribunal of NFABD, as specified in these Statutes;
- e) a declaration that it is located and registered in the territory of NFABD;
- f) a declaration that it will play all official home matches in the territory of NFABD;
- g) a declaration to the effect that the legal composition of the applicant guarantees that it can make decisions independently of any external entity;
- h) a list of Officials, specifying those who are authorised signatories with the right to enter into legally binding agreements with third parties;
- i) a declaration that it undertakes to organise or participate in friendly matches only with the prior consent of NFABD;
- j) a copy of the minutes of its last congress or constitutional meeting;

<sup>4</sup>This article shall not affect the status of existing/founding Members.

#### **ARTICLE 11 Request and procedure of application**

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<sup>1</sup>The procedure for admission shall be regulated by special regulations approved by the Executive Committee of NFABD.

<sup>2</sup>The Executive Committee shall request the Congress either to admit or not to admit an applicant. The applicant may state the reasons for its application to the Congress

<sup>3</sup>The new Member shall acquire membership rights and duties as soon as it has been admitted. Its delegates are eligible to vote and be elected with immediate effect.

#### **ARTICLE 12 Members' rights**

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<sup>1</sup>The Members of NFABD have the following rights:

- a) to take part in the Congress of NFABD, to know its agenda in advance, to be called to the Congress within the prescribed time and to exercise their voting rights;
- b) to draw up proposals for inclusion in the agenda of the Congress;
- c) to nominate candidates for all bodies of NFABD to be elected;
- d) to be informed of the affairs of NFABD through the official bodies of NFABD;

- e) to take part in competitions (if applicable) and/or other sports activities organised by NFABD;
- f) to exercise all other rights arising from the Statutes and regulations of NFABD.

<sup>2</sup>The exercise of these rights is subject to other provisions in these Statutes and the applicable regulations.

### **ARTICLE 13 Members' obligations**

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<sup>1</sup>The Members of NFABD have the following obligations:

- a) to comply fully with the Statutes, regulations, directives and decisions of FIFA, AFC, AFF and NFABD at all times and to ensure that these are also respected by its members;
- b) to ensure the election of its decision-making bodies;
- c) to take part in the competitions and other sports activities organised by NFABD;
- d) to pay their membership subscriptions;
- e) to respect the Laws of the Game as laid down by IFAB and to ensure that these are also respected by its members through a statutory provision;
- f) to adopt a statutory clause specifying that any dispute requiring arbitration involving itself or one of its members and relating to the Statutes, regulations, directives and decisions of FIFA, AFC, AFF and NFABD or the League(s) shall come solely under the jurisdiction of the appropriate Arbitration Tribunal of FIFA, AFC, AFF or NFABD and that any recourse to Ordinary Courts is prohibited;
- g) to communicate to NFABD any amendment of its Statutes and regulations as well as the list of its Officials or persons who are authorised signatories, with the right to enter into legally binding agreements with third parties;
- h) not to maintain any relations of a sporting nature with entities that are not recognised or with Members that have been suspended or expelled;
- i) to observe the principles of loyalty, integrity and good sporting behaviour as an expression of fair play through a statutory provision;
- j) to observe the mandatory items specified under article 10 paragraph 3 for the duration of their affiliation;
- k) to administer a register of members which shall regularly be updated;



- l) to comply fully with all other duties arising from the Statutes and other regulations of FIFA, AFC, AFF and NFABD

<sup>2</sup>Violation of the above-mentioned obligations by any Member may lead to sanctions provided for in these Statutes.

#### **ARTICLE 14 Suspension**

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<sup>1</sup>The Congress is responsible for suspending a Member. The Executive Committee may, however, suspend a Member that seriously violates its obligations as a Member with immediate effect. The suspension shall last until the next Congress, unless the Executive Committee has lifted it in the meantime.

<sup>2</sup>A suspension shall be confirmed at the next Congress by  $\frac{3}{4}$  (three-quarter) majority of the votes taken. If it is not confirmed, the suspension is automatically lifted.

<sup>3</sup>A suspended Member shall lose its membership rights. Other Members may not entertain sporting contact with a suspended Member. The Disciplinary Committee may impose further sanctions.

<sup>4</sup>Members which do not participate in the sports activities of NFABD for 2 (two) consecutive years shall be suspended from voting at the Congress and their representatives shall not be elected or appointed until they have fulfilled their obligations in this respect.

#### **ARTICLE 15 Expulsion**

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<sup>1</sup>The Congress may expel a Member if:

- a) it fails to fulfill its financial obligations towards NFABD;
- b) it seriously violates the Statutes, regulations, directives or decisions of FIFA, AFC, AFF and NFABD;

<sup>2</sup>The presence of an absolute majority (50%+1) of Members entitled to vote at the Congress is necessary for an expulsion to be valid, and the motion for expulsion must be adopted by a three-quarter majority of the valid votes cast.

#### **ARTICLE 16 Resignation**

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<sup>1</sup>A Member may resign from NFABD with effect from the end of a calendar year. Notice of resignation must reach the general secretariat no later than 3 (three) months before the end of the calendar year.

<sup>2</sup>The resignation is not valid until the Member wishing to resign has fulfilled its financial obligations towards NFABD and the other Members of NFABD.

## **ARTICLE 17 Status of Clubs, Leagues, District Football Associations and other groups of Clubs**

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<sup>1</sup>Clubs, Leagues, District Football Associations or any other groups of Clubs affiliated to NFABD shall be subordinate to and recognised by NFABD. These Statutes define the scope of authority and the rights and duties of these Clubs and groups. Their statutes and regulations must be approved by the Executive Committee of NFABD.

<sup>2</sup>The affiliated Clubs and groups of NFABD shall take all decisions on any matters regarding their membership independently of any external body. This obligation applies regardless of their corporate structure.

<sup>3</sup>In any case, no natural or legal person (including holding companies and subsidiaries) shall exercise control over more than one Club or group whenever the integrity of any match or competition could be jeopardised.

### **III. HONORARY PRESIDENT AND HONORARY MEMBERS**

#### **ARTICLE 18 Honorary president and honorary member**

<sup>1</sup>The Congress may bestow the title of honorary president or honorary member upon any persons for meritorious service to football.

<sup>2</sup>The Executive Committee shall make these nominations.

<sup>3</sup>The honorary president or the honorary member may take part in the Congress. They may join the debates but are not entitled to vote.

### **IV. ORGANISATION**

#### **ARTICLE 19 Bodies (of the Association)**

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<sup>1</sup>The Congress is the supreme and legislative body.

<sup>2</sup>The Executive Committee is the executive body.

<sup>3</sup>Standing and ad-hoc committees shall advise and assist the Executive Committee in fulfilling its duties. Their duties, composition and function are defined in these Statutes and/or special regulations drawn up by the Executive Committee

<sup>4</sup>The general secretariat is the administrative body.

<sup>5</sup>The judicial bodies are the Disciplinary Committee and the Appeals Committee.

<sup>6</sup>The bodies of NFABD shall be either elected or appointed by NFABD itself without

any external influence and in accordance with the procedures described in these Statutes.

## **V. CONGRESS**

### **ARTICLE 20 Definition and composition of the Congress**

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<sup>1</sup>The Congress is the meeting at which all of the Members of NFABD regularly convene. It represents the supreme and legislative authority of NFABD. Only a Congress that is duly convened has the authority to make decisions.

<sup>2</sup>A Congress may be the Ordinary or Extraordinary Congress.

<sup>3</sup>The President shall conduct the Congress business in compliance with NFABD statutes

<sup>4</sup>The Congress may appoint observers who take part in the Congress without the right to debate or to vote.

<sup>5</sup>The honorary presidents or honorary members may take part in the Congress. They may join the debates but are not entitled to vote.

### **ARTICLE 21 Delegates and votes**

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<sup>1</sup>The Congress is composed of 22 delegates allocated as follows:

- a) for each of the 10 Clubs from Super League – 1 (one) delegate with only 1 vote per club;**
- b) Brunei Muara District Football Association – 4 (four) delegates with 4 votes**
- c) Tutong District Football Association – 2 (two) delegates with 2 votes**
- d) Belait District Football Association – 2 (two) delegates with 2 votes**
- e) Temburong District Football Association – 1 (one) delegates with 1 votes**
- f) for the Players group, 1 (one) delegate with only 1 vote**
- g) for the Referees' group, 1 (one) delegate with only 1 vote**
- h) for the Coaches' group, 1 (one) delegate with only 1 vote**

<sup>2</sup>Each delegate has one vote in the Congress.

<sup>3</sup>Delegates must belong to the Member that they represent and be appointed or elected by the appropriate body of that Member. They must also be able to produce

evidence of this upon request.

<sup>4</sup> Each club may be represented by a maximum of 1 (one) additional delegate without right to vote. The Brunei Muara District Football Association may be represented by a maximum of 2 (two) additional delegates without right to vote. The other District Football Associations may be represented by a maximum of 1 (one) additional delegate without right to vote. The Players group, Referees group and Coaches group may each be represented by a maximum of 2 (two) additional delegates without right to vote.

5 Voting by proxy or by letter is not permitted.

6 The Executive Committee and the General Secretary shall take part in the Congress without voting rights. During their terms of office, members of the Executive Committee may not be appointed as delegates for their association.

## **ARTICLE 22 Area of authority**

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The Congress has the following authority:

- a) adopting or amending the Statutes
- b) appointing 3 (three) Members to check the minutes and approving the minutes of the last meeting;
- c) electing the President and the Deputy President and members of the Executive Committee;
- d) appointing the scrutineers;
- e) approving the financial statements;
- f) approving the budget;
- g) approving the President's activity report;
- h) appointing the independent auditors upon the proposal of the Executive Committee;
- i) fixing the membership subscriptions;
- j) deciding, upon the nomination of the Executive Committee, whether to bestow the title of honorary president or honorary member;
- k) admitting, suspending or expelling a Member;
- l) revoking the mandate of one or a number of members of a body of NFABD;

m) dissolving NFABD;

n) passing decisions at the request of a Member in accordance with these Statutes;

### **ARTICLE 23 Quorum of the Congress**

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<sup>1</sup>Decisions passed by the Congress shall only be valid if the absolute majority (50%+1) of the Members who are entitled to vote are represented.

<sup>2</sup>If a quorum is not achieved, a second Congress shall take place 24 hours after the first, with the same agenda.

<sup>3</sup>A quorum is not required for the second meeting unless any item on the agenda proposes the amendment of the Statutes of NFABD, the election of the President and election of the Deputy President and members of the Executive Committee, the dismissal of one or a number of members of a body of NFABD, the expulsion of a Member of NFABD or the dissolution of NFABD.

### **ARTICLE 24 Decisions of the Congress**

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<sup>1</sup>Unless otherwise stipulated in the Statutes, a simple majority of the Members entitled to vote is sufficient for a vote to be valid. The number of valid votes counted shall decide the absolute majority. Spoiled or blank voting slips or any other forms of abstentions are disregarded in calculating the majority.

<sup>2</sup>A decision that requires a vote shall be reached by a show of hands, lifting of flags or by means of electronic count. If a decision reached by either a show of hands, lifting of flags or by means of electronic count does not result in a clear majority in favour of a motion, the vote shall be taken by calling the roll in alphabetical order.

### **ARTICLE 25 Elections**

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<sup>1</sup>Elections shall be conducted by secret ballot.

<sup>2</sup>For a person to be elected, an absolute majority (50%+1) of the votes recorded and valid is necessary in the first ballot. In the second and any other requisite ballot, a simple majority of the votes recorded and valid is sufficient.

<sup>3</sup>If there are more than two candidates for one available position, the candidate that obtains the lowest number of votes is eliminated as from the second ballot until only two candidates are left.

### **ARTICLE 26 Ordinary Congress**

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<sup>1</sup>The Ordinary Congress shall be held every year.

<sup>2</sup>The Executive Committee shall fix the place and date. The Members shall be notified in writing at least 3 (three) months in advance.

<sup>3</sup>The formal convocation shall be made in writing at least one month before the date of the Congress. This convocation shall contain the agenda, the President's activity report, the financial statements and the auditors' report and any other relevant documents.

## **ARTICLE 27 Ordinary Congress agenda**

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<sup>1</sup>The General Secretary shall draw up the agenda based on proposals from the Executive Committee and the Members. Any proposal that a Member wishes to submit to the Congress shall be sent to the general secretariat in writing, with a brief explanation, at least 2 (two) months before the date of the Congress.

<sup>2</sup>The Congress agenda shall include the following mandatory items:

- a) a declaration that the Congress has been convened and composed in compliance with the Statutes of NFABD;
- b) approval of the agenda;
- c) an address by the President;
- d) appointment of Members to check the minutes;
- e) appointment of scrutineers;
- f) suspension or expulsion of Members (if applicable);
- g) approval of the minutes of the preceding Congress;
- h) President's activity report (containing the activities since the last Congress);
- i) presentation of the consolidated and revised balance sheet and the profit and loss statement;
- j) approval of the financial statements;
- k) approval of the budget;
- l) admission for membership (if applicable);
- m) votes on proposals for amendments to the Statutes, the regulations governing the application of the Statutes and the standing orders of the Congress (if applicable);
- n) discussion of proposals submitted by the Members and the Executive Committee;
- o) appointment of independent auditors (if applicable) upon the proposal of the Executive Committee;

- p) dismissal a person or body (if applicable);
- q) election of the President, Deputy President and members of the Executive Committee (if applicable);
- r) any further items proposed by the Members of the Executive Committee of NFABD.

<sup>3</sup>The agenda of an Ordinary Congress may be altered, provided  $\frac{3}{4}$  (three-quarters) of the Members present at the Congress and eligible to vote agree to such a motion.

<sup>4</sup>The Congress shall not make a decision on any point not included in the agenda.

## **ARTICLE 28 Extraordinary Congress**

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<sup>1</sup>The Executive Committee may convene an Extraordinary Congress at any time.

<sup>2</sup>The Executive Committee shall convene an Extraordinary Congress if at least 20% of the Members of NFABD make such a request in writing. The request shall specify the items for the agenda. An Extraordinary Congress shall be held within three months of receipt of the request. If an Extraordinary Congress is not convened, the Members who requested it may convene the Congress themselves. As a last resort, the Members may request assistance from FIFA.

<sup>3</sup>The Members shall be notified of the place, date and agenda at least 1 (one) month before the date of the Extraordinary Congress.

<sup>4</sup>When an Extraordinary Congress is convened on the initiative of the Executive Committee, it must draw up the agenda. When an Extraordinary Congress is convened upon the request of Members, the agenda must contain the points raised by those Members.

<sup>5</sup>The agenda of an Extraordinary Congress may not be altered.

## **ARTICLE 29 Amendments to the Statutes**

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<sup>1</sup>The Congress is responsible for amending the Statutes.

<sup>2</sup>Any proposals for an amendment to the Statutes must be submitted in writing with a brief explanation to the general secretariat by a Member or by the Executive Committee. A proposal submitted by a Member is valid, provided it has been supported in writing by at least 2 (two) other Members.

<sup>3</sup>For a vote on an amendment to the Statutes to be valid, an absolute majority (50%+1) of the Members eligible to vote must be present.

<sup>4</sup>A proposal for an amendment to the Statutes shall be adopted only if  $\frac{3}{4}$  (three-quarters) of the Members present and eligible to vote agree to it.

## **ARTICLE 30 Minutes**

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The General Secretary shall be responsible for recording the minutes at the Congress. The minutes shall be checked by those Members designated and finally approved at the next Congress.

## **ARTICLE 31 Effective dates of decisions**

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Decisions passed by the Congress shall come into effect for the Members 30 (thirty) days after the close of the Congress, unless the Congress fixes another date for a

## **VI. EXECUTIVE COMMITTEE**

### **ARTICLE 32 Composition**

<sup>1</sup>The Executive Committee consists of 12 members:

- 1 President
- 1 Deputy President
- 10 members, as allocated:-
  - \* 1 Representative from The National Football Referees Association
  - \* 1 Representative from each of the four (4) District Football Associations
  - \* 5 Members

<sup>2</sup>The President, the Deputy President and the members of the Executive Committee shall be elected by the Congress. Every candidate in the election of Executive Committee members must be proposed by at least one Member.

<sup>3</sup>The mandate of the President, Deputy President and members of the Executive Committee is for four years. They may be re-elected.

<sup>4</sup>The members of the Executive Committee shall have already been active in football, must not have been previously found guilty of a criminal offence and have residency within the territory of Brunei Darussalam.

<sup>5</sup>Candidatures must be sent to the general secretariat of NFABD. The official list of candidates must be passed to the Members of NFABD along with the agenda for the Congress at which the Executive Committee will be elected.

<sup>6</sup>A Member of the Executive Committee may not at the same time be a member of a judicial body of NFABD.

<sup>7</sup>If a position or less than 50% of the positions of the Executive Committee become vacant, the Executive Committee shall fill that position until the next Ordinary Congress, when a replacement will be elected for the remaining term of mandate.



If more than 50% of the positions of the Executive Committee become vacant, the Electoral Committee shall convoke an Extraordinary Congress within two months in order to elect the replacements for the remaining term of mandate. If an Electoral Committee does not exist, the Emergency Committee shall convene the Extraordinary Congress. In case the Emergency Committee lacks the required quorum, the General Secretary shall convene the Extraordinary Congress within the prescribed period of time.

### **ARTICLE 33 Meetings**

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<sup>1</sup>The Executive Committee shall meet at least 4 (four) times a year.

<sup>2</sup>The President shall convene the Executive Committee meetings. If 50% + 1 of the Executive Committee members request a meeting, the President shall convene it within 21 days.

<sup>3</sup>The President shall compile the agenda. Each member of the Executive Committee is entitled to propose items for inclusion in the agenda. The members of the Executive Committee must submit the points they wish to be included in the agenda for the meeting to the general secretariat at least 14 days before the meeting. The agenda must be sent out to the members of the Executive Committee at least seven days before the meeting.

<sup>4</sup>The General Secretary shall take part in the meetings of the Executive Committee in a consultative role.

<sup>5</sup>The meetings of the Executive Committee shall not be held in public. The Executive Committee may, however, invite third parties to attend. Those third parties shall not have voting rights, and may only express an opinion with the permission of the Executive Committee.

### **ARTICLE 34 Powers of the Executive Committee**

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The Executive Committee:

- a) shall pass decisions on all cases that do not come within the sphere of responsibility of the Congress or are not reserved for other bodies by law or under these Statutes;
- b) shall prepare and convene the Ordinary and Extraordinary Congress of NFABD;
- c) shall appoint the chairmen, deputy chairmen and members of the standing committees;
- d) shall appoint the chairmen, deputy chairmen and members of the judicial bodies;
- e) may decide to set up ad-hoc committees if necessary at any time;

- f) shall compile the regulations for the organisation of standing committees and ad-hoc committees;
- g) shall appoint or dismiss the General Secretary on the proposal of the President. The General Secretary shall attend the meetings of all the committees ex officio;
- h) shall propose the independent auditors to the Congress;
- i) shall decide the place and dates of and the number of teams participating in the competitions of NFABD;
- j) shall appoint the coaches for the representative teams and other technical staff;
- k) shall approve regulations stipulating how NFABD shall be organised internally;
- l) shall ensure that the Statutes are applied, and adopt the executive arrangements required for their application;
- m) may dismiss a person or body or suspend a Member of NFABD provisionally until the next Congress;
- n) may delegate tasks arising out of its area of authority to other bodies of NFABD or third parties.

### **ARTICLE 35 Decisions**

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<sup>1</sup>The Executive Committee shall not engage in valid debate unless 50% + 1 of its members are present.

<sup>2</sup>The Executive Committee shall reach decisions by a simple majority of the members present. In the event of tied vote, the President shall have the casting vote. Voting by proxy or letter is not permitted.

<sup>3</sup>Any member of the Executive Committee must withdraw from the debate and from taking a decision if there is any risk or possibility of a conflict of interests.

<sup>4</sup>The decisions taken shall be recorded in the minutes.

<sup>5</sup>The decisions taken by the Executive Committee shall come into effect immediately, unless the Executive Committee decides otherwise.

### **ARTICLE 36 Dismissal of a person or body**

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<sup>1</sup>The Congress shall dismiss a person or body. The Executive Committee may place the dismissal of a person or body on the agenda for the Congress. The Executive Committee may also dismiss a person or body provisionally. Any Executive Committee member may submit a proposal to place such a motion for dismissal on the agenda of the Executive Committee or Congress.

<sup>2</sup>The motion for dismissal must be justified. It will be sent to the Members of NFABD along with the agenda.

<sup>3</sup>The person or body in question has the right to speak in his or its own defence.

<sup>4</sup>If the motion for dismissal is upheld, the Congress or Executive Committee shall reach a decision by means of secret ballot. For the motion to be passed, a majority of two-thirds of the valid votes is required.

<sup>5</sup>The person or body dismissed (provisionally) must be relieved of his or its functions with immediate effect.

## **VII. PRESIDENT**

### **ARTICLE 37 President**

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<sup>1</sup>The President represents NFABD legally.

<sup>2</sup>He is primarily responsible for:

- a) implementing the decisions passed by the Congress and the Executive Committee through the general secretariat;
- b) ensuring the effective functioning of the bodies of NFABD in order that they achieve the objectives described in these Statutes;
- c) supervising the work of the general secretariat;
- d) relations between NFABD and its Members, FIFA, AFC, AFF, political bodies and other organisations.

<sup>3</sup>Only the President may propose the appointment or dismissal of the General Secretary.

<sup>4</sup>The President shall preside over the Congress, the Executive Committee and the Emergency Committee meetings and those committees of which he has been appointed chairman.

<sup>5</sup>The President shall have an ordinary vote on the Executive Committee and, whenever votes are equal, shall have a casting vote.

<sup>6</sup>If the President is absent or unavailable, the Deputy President shall deputise.

<sup>7</sup>Any additional powers of the President shall be outlined and to be included in the internal organisation regulations of NFABD.

## **ARTICLE 38 Candidates for the office of the President**

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<sup>1</sup>The President shall be elected by the Congress for a period of four years. His mandate shall begin after the end of the Congress which has elected him. A President may be re-elected.

<sup>2</sup>For the election of the President, 2/3 (two-thirds) of the votes recorded and valid are necessary in the first ballot. In the second and any other requisite ballot, an absolute majority of the votes recorded (50%+1) and valid is sufficient. If there are more than two candidates, the candidate that obtains the lowest number of votes is eliminated as from the second ballot until only two candidates are left.

<sup>3</sup>Only Members of NFABD may propose candidates for the office of President. Members shall notify the general secretariat in writing of the name of a candidate for the presidency of NFABD at least 2 (two) months before the date of the Congress.

<sup>4</sup>The general secretariat shall notify the Members of the names of the proposed candidates at least 1 (one) month before the date of the Congress.

<sup>5</sup>If the President is permanently or temporarily prevented from performing his official function, the Deputy President shall represent him until the next Congress. This Congress shall elect a new President, if necessary.

## **ARTICLE 39 Representation and signature**

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The President represents NFABD legally and is entitled to sign for NFABD. The Executive Committee may set up internal organisation regulations regarding the joint signature of officers, in particular, in case of the President's absence and all important business of NFABD.

## **VIII. EMERGENCY COMMITTEE**

### **ARTICLE 40 Emergency Committee**

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<sup>1</sup>The Emergency Committee shall deal with all matters requiring immediate settlement between two meetings of the Executive Committee. The Committee shall consist of the President of NFABD, the Deputy President, and 4 (four) members chosen from amongst the Executive Committee Members and appointed by the Executive Committee itself for a period of 4 (four) years.

<sup>2</sup>The President shall convene the Emergency Committee meetings. If a meeting cannot be convened within an appropriate period of time, decisions may be passed through other means of communication. Such decisions shall have immediate legal effect. The President shall notify the Executive Committee immediately of the decisions passed by the Emergency Committee.

<sup>3</sup>All decisions taken by the Emergency Committee shall be ratified by the Executive Committee at its next meeting.

<sup>4</sup>If the President is unable to attend a meeting, the Deputy President shall deputise.

## **IX. STANDING COMMITTEES**

These articles shall govern the composition, function and duties of the standing committees. The Association may constitute as many committees as necessary.

### **ARTICLE 41 Standing Committees**

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<sup>1</sup>The standing committees of NFABD are:

- a) Finance Committee;
- b) Internal Audit Committee;
- c) Organising Committee for NFABD competitions;
- d) Technical and Development Committee;
- e) Referees' Committee
- f) Legal Committee;
- g) Women's Football Committee;
- h) Youth Football Committee;
- i) Futsal Committee;
- j) Sports Medical Committee;
- k) Players' Status Committee;
- l) Committee for Ethics and Fair Play;
- m) Media Committee;
- n) Football Committee;
- o) Strategic Studies Committee;
- p) Marketing and Television Advisory Board;
- q) Security and Integrity Committee;

<sup>2</sup>The chairmen and deputy chairmen of the standing committees shall be members of the Executive Committee with the exception of those for the Internal Audit Committee, who may not belong to the Executive Committee. The members of each standing committee shall be appointed by the Executive Committee on the proposal of the Members of NFABD or the President of NFABD. The chairmen, deputy chairmen and the members of the standing committees shall be designated for a term of office of four years.

<sup>3</sup>Each chairman shall represent his committee and conduct business in compliance with the relevant organisation regulations drawn up by the Executive Committee.

<sup>4</sup>Each chairman shall fix the dates of meetings in collaboration with the General Secretary, ensure that all tasks are carried out and report back to the Executive Committee.

<sup>5</sup>Each committee may propose amendments to its regulations to the Executive Committee.

#### **ARTICLE 42 Finance Committee**

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The Finance Committee shall monitor the financial management and advise the Executive Committee on financial matters and asset management. It shall analyse the budget of NFABD and the financial statements prepared by the General Secretary and submit them to the Executive Committee for approval. It shall consist of a chairman, a deputy chairman and as many members as deemed necessary.

#### **ARTICLE 43 Internal Audit Committee**

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The Internal Audit Committee shall ensure the completeness and reliability of the financial accounting and review the external auditors' report at the request of the Executive Committee. It shall consist of a chairman, a deputy chairman and as many members as deemed necessary.

#### **ARTICLE 44 Organising Committee for NFABD competitions**

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The Organising Committee for NFABD competitions shall organise the competitions of NFABD in compliance with the provisions of these Statutes and the regulations applicable to NFABD competitions. It shall consist of a chairman, a deputy chairman and as many members as deemed necessary.

#### **ARTICLE 45 Technical and Development Committee**

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The Technical and Development Committee shall primarily analyse the basic aspects of football training and technical development. It shall consist of a chairman, a deputy chairman and as many members as deemed necessary.

#### **ARTICLE 46 Referees' Committee**

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The Referees' Committee shall implement the Laws of the Game. It shall appoint the referees for matches in competitions organised by NFABD, organise refereeing matters within NFABD in collaboration with the administration of NFABD and monitor the education and training of referees. It shall consist of a chairman, a deputy chairman and as many members as deemed necessary.

#### **ARTICLE 47 Legal Committee**

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The Legal Committee shall analyse basic legal issues relating to football and the evolution of the Statutes and regulations of NFABD and its Members. It shall consist of a chairman, a deputy chairman and as many members as deemed necessary.

#### **ARTICLE 48 Women's Football Committee**

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The Committee for Women's Football shall organise women's football competitions and deal with all matters relating to women's football. It shall consist of a chairman, a deputy chairman and as many members as deemed necessary.

#### **ARTICLE 49 Youth Football Committee**

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The Committee for Youth Football shall organise youth football competitions and deal with all matters relating to youth football. It shall consist of a chairman, a deputy chairman and as many members as deemed necessary.

#### **ARTICLE 50 Futsal Committee**

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The Futsal Committee shall organise futsal competitions and deal with all matters relating to futsal. It shall consist of a chairman, a deputy chairman and as many members as deemed necessary.

#### **ARTICLE 51 Sports Medical Committee**

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The Sports Medical Committee shall deal with all medical aspects of football. It shall consist of a chairman, a deputy chairman and as many members as deemed necessary.

#### **ARTICLE 52 Players' Status Committee**

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<sup>1</sup>The Players' Status Committee shall set up and monitor compliance with transfer regulations in accordance with the FIFA Regulations for the Status and Transfer of Players and determine the status of Players for various competitions of NFABD. The Executive Committee may draw up special regulations governing the Players' Status Committee's powers of jurisdiction. The Players' Status Committee shall consist of a chairman, a deputy chairman and as many members as deemed necessary.

<sup>2</sup>Players' status disputes involving NFABD, its Members, Players, Officials and match and players' agents shall be settled by an Arbitration Tribunal in accordance with these Statutes.

#### **ARTICLE 53 Committee for Ethics and Fair Play**

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The Committee for Ethics and Fair Play shall deal with everything relating to ethics in football and the promotion of fair play in line with FIFA Code of Ethic. It shall consist of a chairman, a deputy chairman and as many members as deemed necessary.

#### **ARTICLE 54 Media Committee**

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The Media Committee shall deal with the working conditions for the media at NFABD events and maintain relations with media organisations. It shall consist of a chairman, a deputy chairman and as many members as deemed necessary.

#### **ARTICLE 55 Football Committee**

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The Football Committee shall deal with general issues in football but primarily with its structure as well as relations between Clubs, Leagues, Members, AFC, AFF and FIFA. It shall consist of a chairman, a deputy chairman and as many members as deemed necessary.

#### **ARTICLE 56 Strategic Studies Committee**

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The Strategic Studies Committee shall deal with global strategies for football and its political, economic and social status. It shall consist of a chairman, a deputy chairman and as many members as deemed necessary.

#### **ARTICLE 57 Marketing and Television Advisory Board**

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The Marketing and Television Advisory Board shall advise the Executive Committee with regard to drafting and implementing contracts between NFABD and its marketing/television partners and analyse marketing and television strategies that have been devised. It shall consist of a chairman, a deputy chairman and as many members as deemed necessary.

#### **ARTICLE 58 Security and Integrity Committee**

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The committee shall deal with strategies against match manipulation to protect the integrity of football. The committee shall issue and monitor compliance with Stadium Safety and Security Regulations and monitor relevant developments in the area of stadium security.



## **ARTICLE 59 Ad-hoc Committees**

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The Executive Committee may, if necessary, create ad-hoc committees for special duties and a limited period of time. The Executive Committee shall appoint a chairman, a deputy chairman and the members. The duties and function are define in special regulations drawn up by the Executive Committee. An ad-hoc committee shall report directly to Executive Committee.

## **X. GENERAL SECRETARIAT**

### **ARTICLE 60 General Secretariat**

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The general secretariat shall carry out all the administrative work of NFABD under the direction of the General Secretary. The members of the general secretariat are bound by the internal organisational regulations of NFABD and fulfill the given tasks in the best manner.

### **ARTICLE 61 General Secretary**

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<sup>1</sup>The General Secretary is the chief executive of the general secretariat.

<sup>2</sup>He shall be appointed on the basis of an agreement governed by private law and shall have the necessary professional qualifications.

<sup>3</sup>He shall be responsible for:

- a) implementing decisions passed by the Congress and the Executive Committee in compliance with the President's directives;
- b) attending the Congress and meetings of the Executive Committee, Emergency Committee and the standing and ad-hoc committees;
- c) organising the Congress and meetings of the Executive Committee and other bodies;
- d) compiling the minutes for the meetings of the Congress, Executive Committee, Emergency Committee and standing and ad-hoc committees;
- e) managing and keeping the accounts of NFABD properly;
- f) the correspondence of NFABD;
- g) relations with the Members, committees, FIFA, AFC and AFF;
- h) organising the general secretariat;
- i) the appointment and dismissal of staff working in the general secretariat;
- j) proposing managerial staff to the President;

<sup>4</sup>The General Secretary may not be a Congress delegate or a member of any body of NFABD.

## **XI. JUDICIAL BODIES**

### **ARTICLE 62 Judicial bodies**

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<sup>1</sup>The judicial bodies of NFABD are:

- a) the Disciplinary Committee
- b) the Appeals Committee

<sup>2</sup>The responsibilities and functions of these bodies shall be stipulated in the Disciplinary Code of NFABD, which shall comply with the FIFA Disciplinary Code.

<sup>3</sup>The decision-making powers of other committees remain unaffected.

<sup>4</sup>The members of the judicial bodies may not belong to any other body of NFABD at the same time.

### **ARTICLE 63 Disciplinary Committee**

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<sup>1</sup>The Disciplinary Committee shall consist of a chairman, deputy chairman and the number of members deemed necessary. The chairman and the deputy chairman shall have legal qualifications.

<sup>2</sup>The function of this body shall be governed by the Disciplinary Code of NFABD. The committee shall pass decisions only when at least three members are present. In certain cases, the chairman may rule alone in accordance with the Disciplinary Code of NFABD.

<sup>3</sup>The committee may pronounce the sanctions described in these Statutes and the Disciplinary Code of NFABD on Members, Officials, Players, Clubs and match and players' agents.

<sup>4</sup>These provisions are subject to the disciplinary powers of the Congress and the Executive Committee with regard to the suspension and expulsion of Members.

### **ARTICLE 64 Appeals Committee**

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<sup>1</sup>The Appeals Committee shall consist of a chairman, deputy chairman and the number of members deemed necessary. The chairman and deputy chairman shall have legal qualifications.

<sup>2</sup>The function of this body shall be governed by the Disciplinary Code of NFABD. The committee shall pass decisions only when at least three members are present. In certain cases, the chairman may rule alone in accordance with the Disciplinary Code of NFABD.

<sup>3</sup>The Appeals Committee is responsible for hearing appeals against decisions from the Disciplinary Committee that are not declared final.

## **ARTICLE 65 Disciplinary measures**

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The disciplinary measures are primarily:

<sup>1</sup> for natural and legal persons:

- a) a warning;
- b) a reprimand
- c) a fine;
- d) the return of awards.

<sup>2</sup> for natural persons:

- a) a caution;
- b) an expulsion;
- c) a match suspension;
- d) a ban from the dressing rooms and/or the substitutes' bench;
- e) a ban from entering the stadium;
- f) a ban on taking part in any football-related activity.

<sup>3</sup> for legal persons:

- a) a transfer ban;
- b) playing match without spectators;
- c) playing a match on neutral territory;
- d) a ban on playing in a particular stadium;
- e) annulment of the result of the match;
- f) expulsion;
- g) a forfeit;
- h) deduction of points;

- i) relegation to a lower division;
- j) replay of a match.

#### **ARTICLE 66 Arbitration**

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NFABD shall create an Arbitration Tribunal, which shall deal with all internal national disputes between NFABD, its Members, Players, Officials and match and players' agents that do not fall under the jurisdiction of its judicial bodies. The Executive Committee shall draw up special regulations regarding the composition, jurisdiction and procedural rules of this Arbitration Tribunal.

As long as within the territory of Brunei no national sports Arbitration Tribunal has been installed and recognised by the Congress of NFABD, any dispute of national dimension may only be referred in the last instance to the Court of Arbitration for Sport (CAS) in Lausanne (Switzerland).

#### **ARTICLE 67 Jurisdiction**

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<sup>1</sup> NFABD, its Members, Players, Officials and match and player's agents will not take any dispute to Ordinary Courts unless specifically provided for in these Statutes and FIFA regulations. Any disagreement shall be submitted to the jurisdiction of FIFA, AFC, AFF or NFABD.

<sup>2</sup> NFABD shall have jurisdiction on internal national disputes, i.e. disputes between parties belonging to NFABD. FIFA shall have jurisdiction on international disputes, i.e. disputes between parties belonging to different Associations and/or Confederations.

#### **ARTICLE 68 Court of Arbitration for Sport**

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<sup>1</sup>In accordance with the relevant articles of the FIFA Statutes, any appeal against a final and binding FIFA decision shall be heard by the Court of Arbitration for Sport (CAS) in Lausanne, Switzerland. CAS shall not, however, hear appeals on violations of the Laws of the Game, suspensions of up to four matches or up to three months, or decisions passed by an independent and duly constituted Arbitration Tribunal of an Association or Confederation.

<sup>2</sup>NFABD shall ensure its full compliance and that of its Members, Players, Officials and match and players' agents with any final decision passed by a FIFA body or CAS.

## **XII. FINANCE**

#### **ARTICLE 69 Financial Period**

<sup>1</sup>The financial period of NFABD shall be 1 (one) year and shall begin on every before 1st January and end 31st December.

<sup>2</sup>The revenue and expenses of NFABD shall be managed so that they balance out over the financial period. NFABD's major duties in the future shall be guaranteed through the creation of reserves.

<sup>3</sup>The General Secretary is responsible for drawing up the annual consolidated accounts of NFABD with its subsidiaries as at 31st December.

#### **ARTICLE 70 Revenue**

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The revenue of NFABD arises specifically from:

- a) Members' annual subscriptions;
- b) receipts generated by the marketing of rights to which NFABD is entitled;
- c) fines imposed by the authorised bodies;
- d) other subscriptions and receipts in keeping with the objectives pursued by NFABD.

#### **ARTICLE 71 Expenses**

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NFABD bears:

- a) the expenses stipulated in the budget;
- b) other expenses approved by the Congress and expenses that the Executive Committee is entitled to incur within the scope of its authority;
- c) all other expenses in keeping with the objectives pursued by NFABD.

#### **ARTICLE 72 Independent Auditors**

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The independent auditors appointed by the Congress shall audit the accounts approved by the Finance Committee in accordance with the appropriate principles of accounting and present a report to the Congress. The auditors shall be appointed for a period of 2 (two) years. This mandate may be renewed.

#### **ARTICLE 73 Membership subscriptions**

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<sup>1</sup>Membership subscriptions are due on 1st January annually. The annual subscription for new Members for the year in question shall be paid within 30 days of the close of the Congress at which they are admitted.

<sup>2</sup>The Congress shall fix the amount of annual subscription once in every 4 years on the recommendation of the Executive Committee. It shall be the same for every Member and amount to no more than \$100 Brunei Dollars.

#### **ARTICLE 74 Settlement**

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NFABD may debit any Member's assets to settle claims.

#### **ARTICLE 75 Levies**

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NFABD may demand that a levy be paid by its Members for matches.

### **XIII. COMPETITIONS AND RIGHTS IN COMPETITIONS AND EVENTS**

#### **ARTICLE 76 Competitions**

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<sup>1</sup>NFABD organises and coordinates the following official competitions held within its territory:

1. The National League
2. The League Cup
3. The Futsal League
4. The Hassanal Bolkiah Trophy
5. any other tournament(s) as decided by the Executive Committee of NFABD.

**<sup>2</sup>All football team/ clubs/ association must be affiliated to District Football Association to enter any official competitions.**

<sup>3</sup>The Executive Committee may delegate to NFABD's subordinate Leagues the authority to organise competitions. The competitions organised by the Leagues shall not interfere with those competitions organised by NFABD. For avoidance of doubt, if there is conflict, competitions organized by NFABD shall take priority.

<sup>4</sup>The Executive Committee may issue special regulations to this end.

#### **ARTICLE 77 Club licensing**

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<sup>1</sup>NFABD shall operate a Club licensing system in accordance with the principles of the Club licensing regulations of AFC and FIFA.

<sup>2</sup>The objective of the Club licensing system is to safeguard the credibility and integrity of Club competitions, to improve the level of professionalism of NFABD, to promote sporting values in accordance with the principles of fair play as well as safe and secure match environments and to promote transparency in the finances, ownership and control of Clubs.

<sup>3</sup>The Executive Committee of NFABD shall issue Club licensing regulations governing the Club licensing system. Inter alia, the Club licensing regulations shall stipulate to which Clubs the system applies. As a minimum, the Club licensing system must be implemented in respect of top-division Clubs which qualify for AFC Club competitions on sporting merit.

## **ARTICLE 78 Rights**

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<sup>1</sup> NFABD and its Members are the original owners of all of the rights emanating from competitions and other events coming under their respective jurisdiction, without any restrictions as to content, time, place and law. These rights include, among others, every kind of financial rights, audiovisual and radio recording, reproduction and broadcasting rights, multimedia rights, marketing and promotional rights and incorporeal rights such as emblems and rights arising under copyright law.

<sup>2</sup> The Executive Committee shall decide how and to what extent these rights are utilised and draw up special regulations to this end. The Executive Committee shall alone decide whether these rights shall be utilised exclusively, or jointly with a third party or entirely through a third party.

## **ARTICLE 79 Authorisation**

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NFABD and its Members are exclusively responsible for authorising the distribution of image and sound and other data carriers of football matches and events coming under their respective jurisdiction, without any restrictions as to content, time, place and technical and legal aspects.

# **XIV. INTERNATIONAL MATCHES AND COMPETITIONS**

## **ARTICLE 80 General Secretariat**

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<sup>1</sup> The authority for organising international matches and competitions between Association teams and between Leagues and/or Club teams lies solely with FIFA and AFC. No match or competition shall take place without the prior permission of the FIFA Executive Committee. In addition, permission from the relevant Confederation may be required in accordance with the FIFA regulations.

<sup>2</sup> NFABD is bound to comply with the International match calendar compiled by FIFA.

## **ARTICLE 81 General Secretary**

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NFABD shall not play matches or make sporting contacts with the Association that are not members of FIFA or with provisional members of a Confederation without the approval of FIFA.

## **ARTICLE 82 Approval**

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Clubs, Leagues or any other group of Clubs that are affiliated to NFABD cannot belong to another Association or participate in competitions on the territory of another Association without the authorisation of NFABD and the other Association and of FIFA, except in exceptional circumstances.

## **XV. FINAL PROVISIONS**

### **ARTICLE 83 Matters not provided for and force majeure**

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The Executive Committee shall have the final decision on any matters not provided for in the Statutes or in cases of force majeure

### **ARTICLE 84 Dissolution**

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<sup>1</sup>Any decision relating to the dissolution of NFABD requires a majority of 2/3 two-thirds of all of the Members of NFABD, which must be obtained at a Congress specially convened for the purpose.

<sup>2</sup>If NFABD is disbanded, its assets shall be transferred to a protem committee. It shall hold these assets in trust as “bonus pater familiae” until NFABD is re-established. The final Congress may, however, choose another recipient for the assets on the basis of a two-thirds majority.

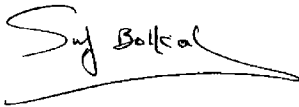
### **ARTICLE 85 Enforcement**

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These Statutes were adopted at the Congress in Bandar Seri Begawan, Brunei Darussalam on the **17** day of **October** 2015 and will come into force on the **17** day of **November 2015**

*Bandar Seri Begawan, 17th October 2015*

For the NFABD Executive Committee



President  
**HRH Prince Sufri Bolkiah**



General Secretary  
**Haji Mohd Zamri Dato Haji Hamdani**



## NFABD EMBLEM



فرساتون بولا سبک کبڠسان نڠارا بروني دارالسلام  
PERSATUAN BOLA SEPAK KEBANGSAAN NEGARA BRUNEI DARUSSALAM

NFABD EMBLEM and SLOGAN



*Committed : United*

