

INTERPRETATION 002-18

REQUEST FOR INTERPRETATION FROM THE BOARD

Question 1

If Council decides to retain or select new Events in May 2018, can this decision be changed in November 2018 by Council under Regulation 23?

Answer 1

Yes, but only under the 75% majority vote procedure in Regulation 23.1.6(b).

Under Regulation 23.1.9(c), the deadline for deciding whether to retain an Event or to select a new Event was extended to 31 December 2018. The normal deadline was 31 December 2017.

However, once Council makes the decision whether to retain an Event or select a new Event, a decision has then been made and thereafter Regulation 23.1.6(b) applies to changes to decisions made.

Question 2

Under Regulation 23.1.8(c), submissions under Regulation 23 were required to state an equipment proposal (i.e. retain, evolve or new).

Equipment decisions do not need to be made until 31 December 2018, but Council is permitted to make Event decisions in May 2018.

Can equipment decisions be deferred to the November meeting of Council?

Answer 2

Yes. If Council does not wish to make an equipment decision in May 2018, then it is permitted to consider equipment decisions in November under Regulation 23.

Council can therefore defer any equipment decisions based on the submissions received to November. Submissions for the November meeting can then propose equipment decisions against the list of Events decided by Council in May.

The Committee notes that any new Event selected must proceed on the basis of New Equipment in November and submissions for November must reflect this requirement. This does not prevent existing Olympic equipment from being the New Equipment eventually selected.

Question 3

If a submission has proposed a new Event, but has proposed either to evolve Equipment or to have existing Equipment, is this valid under Regulation 23?

If it is not valid, can it be amended?

Answer 3

No, the submission is not valid because under Regulation 23.1.3(c)(iv) only new Equipment can be selected follow the decision to have a new Event.

However, a submission affected by this could be amended to the correct option “New Equipment”. This would be a permissible amendment.

The Committee notes under Answer 2 above the equipment decision can be made in November with further submissions made for that meeting.

Question 4

Under Regulation 23.1.8(c), the option to retain the current Event and Equipment must be made available.

Is this option made available by the ability of Council to reject submissions?

Answer 4

Yes. If Council rejects submissions, then no change is made to the list of Events and Equipment in Regulation 23.1.4 and this would retain the current Event and Equipment.

Question 5

If a submission proposes a new name for an Event, but the intention appears to be to keep the underlying Event the same, is this retention of the old Event or a new Event?

Answer 5

This is a new Event. Therefore, any accompanying equipment option must be “New Equipment” under Regulation 23.1.3(c).

The Committee notes a submission will be brought forward for November to allow name changes to be made.

**Constitution Committee
World Sailing**

2 May 2018