

Principles on Selection of Equipment

RECOMMENDATION FROM THE CONSTITUTION COMMITTEE

Amendment to Article 52

Amend Article 52 to read as follows:

~~52.~~ Decisions of the Council shall be taken by a simple majority of votes cast with the following exceptions: ~~except that no resolution for the election or expulsion of a Full Member or for the amendment of the Racing Rules of Sailing or the Rules of any International or Recognised Class shall be effective unless two-thirds of the votes cast shall be in favour of such resolution. The provision for a two-thirds vote to amend the Racing Rules of Sailing shall not apply to Regulations incorporated by reference into the Racing Rules of Sailing.~~

(a) Decisions requiring two-thirds votes of the Council are:

- (i) a resolution for the election or expulsion of a Full Member
- (ii) an amendment of the Racing Rules of Sailing or the Rules of any International or Recognised Class.
- (iii) Amending Schedule A pursuant to Article 48 (b)

(b) Decisions Under ISAF Regulation 16.1 (a), (c) & (d)

- (i) A change to a Council decision under ISAF Regulation 16.1 (a), (c) and (d) may not be overturned by a subsequent vote of Council.
- (ii) The Council's decision under 16.1 (a), (c) and (d) may only be subsequently overturned by a two-thirds vote of all members of the General Assembly.

(c) Voting shall be by show of unless. The Chairman or three members present shall request the holding of a secret ballot. Any such secret ballot shall be held before the meeting is closed. The President and each Vice-President and each member present in person shall be entitled to one vote. The President shall have a second or casting vote in the event of an equality of votes.*

(d) The quorum for meetings of the Council is twelve unless the Council see fit to increase its quorum which it may do in its discretion.

Amendment to Regulation 16.1.3

Decisions made under 16.1(b) may only be subsequently overturned with a vote in favour of two-thirds of all Council members entitled to vote. Decisions made under 16.1.1 (a), (c) and (d) may not be subsequently overturned only be overturned pursuant to Article 52.

Reason:

This provision was requested by the Events Committee and approved by Council in November 2002. It will now require calling a meeting of the General Assembly to overturn the prior vote of Council under 16.1 (c) and (d) regarding the selection of Olympic Equipment.

* It should be noted that the wording of this section will be amended to the following as approved by Council at their meeting in November 2002:

Voting shall be by show of hands or electronic voting system as determined by the Chairman unless. The Chairman or three members present may shall request the holding of a secret ballot. In the event of a secret ballot by electronic voting, the Chairman of the Constitution

Committee shall verify that individual votes are not recorded. Any such secret ballot shall be held before the meeting is closed. The President and each Vice-President and each member present in person shall be entitled to one vote. The President shall have a second or casting vote in the event of an equality of votes.

CURRENT ISAF COUNCIL POSITION ON SUBMISSION 054-02P:

Council Minutes, November 2003

Council noted that they had approved submission 054-02 in principle at their meetings in November 2002. However, they had deferred the wording on the final proposal that 'this decision may not be overturned by a subsequent vote of Council' to the Constitution Committee for further consideration.

The Constitution Committee will prepare the wording on the final clause for Council to consider at the Mid Year Meetings 2004. The chairman of the Events Committee suggested that the problem might be resolved by setting the percentage of votes that Council must make to change the decisions covered by the new regulation.

Council Minutes, May 2003

To note submission 054-02P as approved in principle in November 2002 and consider the proposed wording from the Constitution Committee on the final proposal that 'this decision may not be overturned by a subsequent vote of Council' – *deferred for consideration by Council at their meetings, November 2003*

Council Minute 5, November 2002

Council noted the opinions of the Constitution Committee and ISAF Classes Committee.

Council Decision

On a proposal by Jeff Martin, seconded by Riccardo Simoneschi, on a vote of 32 in favour, 4 against and 1 abstain (Jeff Martin), Council voted:

To approve Submission 054-02P as amended by the Events Committee,

That whilst supported in principle, the Constitution Committee be charged to consider the wording of the final proposal that "this decision may not be overturned by a subsequent vote of Council."

ORIGINAL PROPOSAL:

Add new regulation 16.1.1(d).

" 16.1.1(d) Council may decide a maximum of four choices of Equipment at its November meeting seven years before the Olympic Regatta, subject to the following:

- **the Equipment is to be used at the next Olympics**
- **a vote in favour of at least 75% of votes cast**
- **if more than four choices of Equipment achieve the required 75% vote, those with the highest % votes in favour shall be selected**
- **where Equipment is used by more than one gender category, each shall be counted as a separate choice.**

This decision may not be overturned by a subsequent vote of Council. "