Requests for Interpretation

Regulation 16

A submission from the Chairman of the Race Officials Committee

Purpose or Objective

To assure good governance and the benefit of all relevant information when the Constitution Committee considers a request for interpretation.

Proposal

Insert new Regulation 16.4 and renumber Regulations 16.4 and 16.5 accordingly.

16.4 Before considering any such request, the Constitution Committee shall:

(a) provide a copy of the request to all committees whose terms of reference are relevant to the request;

(b) permit the committee(s) reasonable time to comment.

16.45 Notwithstanding Regulation 16.2 above, where there is an urgency in obtaining an opinion the Chairman of the Constitution Committee may issue a provisional interpretation either orally or in writing, but if orally it shall be confirmed in writing as soon as possible. Such provisional interpretation shall be submitted to the Constitution Committee as soon as it reasonably can be. Such provisional interpretation shall be confirmed unless sixty per cent or more of the Constitution Committee vote against confirmation.

16.56 The existence of an urgency shall be in the sole discretion of the Chairman of the Constitution Committee. The Chairman may delegate the giving of an opinion to the Vice-Chairman or other legally trained member of the Constitution Committee. Such written opinions, when duly confirmed, shall be posted on the ISAF Website and may be distributed in any other manner.

Current Position

None.

Reasons

Regulation 6.2.3 requires the Constitution Committee to “provide liaison with any committees or working parties dealing with matters affecting the Constitution or Regulations.” By fulfilling that liaison in advance of considering a request, the Constitution Committee will benefit from history, facts and experience that may well be relevant to the request.
Good governance requires that all committees determine relevant facts before making decisions. This submission is consistent with good governance, and what has generally been the Constitution Committee’s practice for at least 15 years.