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Date: 06/09/2018 05:20 (GMT+01:00)
To: Saqer Almulla <dr.sager@me.com>
Cc: Pere Miro <peremiro@olympic.org>
Subject: KUW - Meeting on 28 August - Summary

Dear Dr Al Shammari, Dear Dr Almulla,

Thank you for our working meeting on 28 August in Lausanne to coordinate the next steps in line with the IOC Executive Board's decision of 16 August 2018.

As agreed, please find below a brief summary of the main points discussed during the meeting:

1. Situation of the sports organisations in Kuwait – Process/roadmap for new elections:

- **Appointment of a “Supervisory Committee” (SC)** to supervise the whole process mentioned below: The SC will consist of six persons (three persons proposed by the government and three persons proposed by the Olympic Movement) appointed by the IOC. The government will send the names of the three proposed persons by Friday 31 August and the IOC will formally appoint the whole SC in the week of 3 September. A first meeting of the SC will take place on 11 September. The SC will be assisted by a few experts at a purely technical level.

- **Sports Clubs:** Revision and adoption of their respective Statutes followed by elections (on the basis of the newly approved Statutes).
 - Statutes: Model Statutes for the Sports Clubs have been drafted and circulated by the Public Authority for Sport (PAS) to the Sports Clubs for comments. A copy was given to the IOC during the meeting. These Model Statutes will be examined by the SC - in the light of the basic principles of the Olympic

Movement (including the IFs Statutes, the WADA requirements, the principles of sports arbitration) and taking into consideration also the 2015 Statutes - and the SC will provide comments, if any. Once accepted in principle by the SC, the final draft will be circulated again to the Sports Clubs for consideration and adoption by their respective General Assemblies. The Model Statutes will not be mandatory for the Sports Clubs and their respective General Assemblies will be free to amend and adopt them as they decide, provided that the adopted Statutes are fully compliant with the basic principles of the Olympic Movement and the applicable laws in Kuwait. An appropriate solution will need to be found in the event that the quorum required in the current Statutes of the Sports Clubs cannot be met. It was proposed that the SC would appoint one or several persons to supervise the smooth running of the General Assemblies of the Sports Clubs when they take place to consider and adopt the new Statutes.

- Elections: Once the new Statutes are adopted, elections for the Sports Clubs will take place on the basis of the new Statutes. It was proposed that the SC would also appoint one or several persons to supervise the smooth running of the Elective General Assemblies of the Sports Clubs when they take place.

Note: The membership of the Sports Clubs was not specifically discussed during the meeting. However, as it seems that a number of members of the sports clubs in 2015 were not allowed to pay their membership fees and, consequently, have lost their membership, it must be clear that the membership should be open or re-open to all those that are eligible. This should be verified by the persons who will be appointed by the SC.

- **National Federations (NFs):** Revision and adoption of their respective Statutes, duly approved by the respective IFs, followed by elections (on the basis of the newly approved Statutes).

- It was confirmed that the process would apply only for the NFs which are still suspended by their respective IFs, namely the 14 NFs listed below:

- Basketball
- Boxing
- Equestrian
- Fencing
- Gymnastics
- Handball
- Judo
- Karate
- Squash
- Swimming
- Table Tennis
- Taekwondo
- Volleyball
- Weightlifting

- It was proposed that a recommendation would be sent to the 14 corresponding IFs for them to consider provisionally lifting the suspension of their NF and, at the same time, appoint an "Interim Committee" (IC) for each one of their respective NFs in order to:

- Run the daily affairs and basic activities of the NF from its headquarters, including essentially sending the KUW delegation to and registering the KUW athletes for any IF events/competitions taking place during this transition period.
- Work on the revision of the NF Statutes, together with their corresponding IF, and convene the NF General Assembly to consider and adopt the new Statutes. Note: This was not specifically

mentioned during the meeting, but the NFs will use, as a working basis, the current Statutes of the NF duly recognised by the corresponding IF.

- Convene and conduct the NF Elective General Assembly, which will take place on the basis of the newly adopted NF Statutes, duly approved by the corresponding IF.

- It was suggested that the composition of each IC could consist of three to five members (to keep it workable) and could include persons coming from the NF recognised by the IF and from the IF/Asian confederation concerned, and one proposed by the government. Note: However, after further consideration of this specific point following our meeting, it is recommended that the ICs do not include any government representative to avoid any perception of “government interference” in the process and taking into consideration the fact that the link with the government is already ensured at the level of the SC.

In addition, it was suggested that, should any member of the IC decide to run for any position in the NF election, he/she should resign with immediate effect when the NF election process starts, so as to avoid any conflict of interests.

In any case, and considering that the IFs need some flexibility, each IF will have the final say on the composition and appointment (and potential removal) of the members of the IC of its corresponding NF.

- **Kuwait Olympic Committee (KOC):** Revision and adoption of the KOC Statutes (only if necessary) followed by new elections.

- The detailed process will be reviewed in due course.

- In the meantime, the IOC requested that the current KOC office and bank account be returned to the IOC-recognised KOC, so that the IOC-recognised KOC (headed by HE Sheikh Talal Al Fahad Al Sabah, elected on 5 January 2014) could run the daily affairs and perform its basic responsibilities and duties in accordance with the Olympic Charter and the IOC-approved KOC Statutes (published on 28 November 2013 in the Kuwait Official Gazette No 641/2013), including essentially sending the KUW delegation to and registering the KUW athletes for the forthcoming international events and multi-sports competitions taking place during this transition period (in particular the Youth Olympic Games in October).

- The PAS explained that it was impossible for the government to return the KOC office (which is a government property) and bank account (which is essentially funded by the government). However, the PAS confirmed that, in order to comply with its clear commitment not to obstruct the work and basic responsibilities and duties of the KOC during this transition period:

- The IOC-recognised KOC could rent a separate office.
- The IOC-recognised KOC could open a separate bank account.
- The IOC/Olympic Movement funding, if any, still available in the KOC bank account will not be touched, and if any IOC/Olympic Movement funding available in the IOC-recognised KOC bank account has been disbursed since the IOC suspended the KOC in October 2015, these funds will be immediately returned to the IOC/Olympic Movement.

2. Sports Law:

- As agreed, the PAS will send the IOC amendment proposals regarding the prison penalties. Once accepted by the IOC, the PAS will process these amendments through the appropriate procedure before the Parliament. This revision process of the law could be completed by the end of October.

- As for the other points for which further clarifications were requested by the IOC in its recent letters, the PAS will draft specific regulations/bye-laws and, once accepted by the IOC, will issue them officially, if possible before the next IOC EB meeting.

3. Situation of the Olympic Council of Asia (OCA):

It was agreed that, following the OCA's letter dated 7 August 2018, the competent authorities will examine the proposed options and discuss these with the OCA, if possible before the next IOC EB meeting. To facilitate this, the government will provide the name of a contact person within the competent authorities to the OCA.

Thank you for your kind attention and valuable collaboration.

With best regards,

Pere MIRÓ

IOC Deputy Director General