

Statutes of the



www.swisscheer.ch

Approved by the association members
on 01.11.2022

Table of Content

Abbreviations/Definitions	3
General	3
Article 1 Name and Address	3
Article 2 Purpose	3
Article 3 Association/Financial Year	3
Article 4 Statutes	3
Article 5 Ethics	4
B- Memberships	4
Article 6 Memberships	4
Article 7 Entry and Exit	4
Article 8 Rights and duties	5
C- Finances	5
Article 9 Resources	5
D- Bodies	6
Article 10 Bodies of the Association	6
D.1 General Assembly	6
Article 11 Ordinary General Member Assembly	6
Article 12 Extraordinary General Member Assembly	7
Article 13 Elections and Voting	7
D.2 – Board	8
Article 14 Board	8
D.3 Auditors	8
Article 15 Auditing of accounts	8
D.4 Departments, Committees and Project Groups	8
E- Membership	9
Article 16 National and International Membership	9
G- Final Clause	9
Article 17 Authority to sign	9
Article 18 Dissolution of the Association	9
Article 19 Cases not included in the Statutes	9
Article 20 Validity of these Statutes	9

Abbreviations/Definitions

Abbreviation	Definition / Meaning
Art.	Article
SCA	Swiss Cheer Association
ECU	European Cheer Union
GMA	General Member Assembly
ICU	International Cheer Union
ZGB	Civil Code [law.]

General

Article 1 Name and Address

1.1 Name

Swiss Cheer Association (SCA)

The Swiss Cheer Association is an organization as defined in Art.60ff. ZGB.

1.2 Address

The address of the association is the president's home address

Article 2 Purpose

2.1 The SCA promotes and develops the sport of cheerleading in Switzerland. The association and the teams represent a positive image of the sport of cheerleading to the outside world and strive to maintain and improve the reputation of the sport.

In addition to its sporting activities, the SCA carries out educational, sport-ethical, personality-building, socially effective and socio-political work.

The SCA aims at the planning, organization and realization of championships (especially the Swiss Cheerleading Championship), training, and further education.

The SCA recognizes the rules of Swiss democracy and is party-politically and denominationally neutral.

Article 3 Association/Financial Year

3.1 The operational year starts on 01.08 and ends on 31.07. the following year.

Article 4 Statutes

4.1 The statutes are drawn up in German and English. The English version is deemed the relevant version.

4.2 The Rules and Regulations of the association are a binding supplement to the statutes. It may not contradict the statutes. The Board issues the Rules and Regulations as well as the championship rulebook, which is based on the European rulebook of the ECU, and may amend them at any time. Changes must be communicated.

Article 5 Ethics

- 5.1 The SCA is committed to healthy, clean, respectful, fair and successful sport. It exemplifies these values by treating others - as well as its bodies and members - with respect, acting transparently, and communicating. The SCA recognizes the current "Ethics Charter" of Swiss sports and passes its principles to its members.
- 5.2 The SCA, its direct and indirect member organizations and all persons named on page 4 ("Personal Scope") of the Swiss Olympic Doping Statute ("Doping-Statut") or in Article 1 paragraph 4 of the Ethics Statute of Swiss Sport ("Ethik-Statut") are subject to the Doping Statute or the Ethics Statute. The SCA shall ensure that all such persons, to the extent that they belong to or can be attributed to the SCA, recognize and comply with the Doping Statute and the Ethics Statute.
- 5.3 Suspected violations of the Doping Statute or the Ethics Statute shall be investigated by Swiss Sport Integrity. The Disciplinary Chamber of Swiss Sport shall be responsible for assessing and sanctioning established violations of the Doping Statute and the Ethics Statute. The Disciplinary Chamber shall apply its procedural rules. Decisions of the Disciplinary Tribunal may be appealed to the Tribunal Arbitral du Sport (CAS) in Lausanne within 21 days of receipt of the reasoned decision.

B- Memberships

Article 6 Memberships

- 6.1 The SCA includes the following memberships
- Member Clubs
 - Individual Members
 - Honorary Members
- Natural and legal persons who support the purpose of the Association may become members.
- 6.2 Member clubs
Member clubs are cheerleading clubs that consist of at least one cheerleading team and support the association's purposes. Member clubs have voting and election rights according to the number of teams in the club, but not more than three.
- 6.3 Individual Members
Individual members are natural persons who are not affiliated with a member club. They have no voting or election rights, however, they may stand for election to offices.
- 6.4 Honorary Members
Honorary members are natural persons with extraordinary merits for the SCA. They enjoy all the rights and obligations of an active member, but do not pay membership dues. They are elected at the request of the Board by the GMA.

Article 7 Entry and Exit

- 7.1 Applications
Interested parties may submit a written application for admission to the Association to the SCA at any time. After examination of the application, the Board shall submit the application to the GMA, which shall vote on the admission. For the current association year (until the GMA), a provisional admission can be made by the President.

- 7.2 Membership expires
- For individual members by resignation, exclusion or death.
 - For member clubs by resignation, exclusion or by dissolution of the club.
- Resignations must be declared in writing to the SCA at least 3 months before the end of the association year.

- 7.3 Exclusion
- Members who intentionally or through gross negligence violate the statutes, regulations, fees, agreements or guidelines of the SCA may be excluded. The exclusion can be decided by the GMA upon a justified motion of the Board. The full membership fee for the current association year is owed. The excluded member may appeal against the decision in writing within 30 days.

Article 8 Rights and Duties

- 8.1 General
- Members are obliged to protect the interests of the association and to follow the statutes, regulations and instructions of the organs.
- 8.2 Rights
- Member clubs are independent in terms of organization and administration and may submit proposals to the Board and for the GMA.
- 8.3 Membership fees
- As soon as a member's application has been approved by the GMA, a one-time entrance fee is due. An annual membership fee shall be charged per athlete and club.
- 8.4 Active members
- An annual membership fee shall be charged per active member. This membership fee shall serve as a license for all SCA organized events during the year.
- 8.5 Membership Registration
- All member clubs must register their members in the official registration tool of the SCA at least once a year. Honesty is relied upon.

C- Finances

Article 9 Resources

- 9.1 Revenue
- In pursuit of the purposes of the Association, the SCA shall have the following funds:
- Club membership fees
 - Coach/athlete membership fees
 - Income from own events
 - Subsidies
 - Donations and contributions of all kinds, incl. sponsoring
- 9.2 Membership fees
- Membership fees and license fees are determined by the GMA. Active members pay a higher fee than passive members. Honorary members and acting board members are exempt from the obligation to pay membership fees.

9.3 Liability

Only the Association's assets shall be liable for the Association's debts. A personal financial liability of the members is excluded.

9.4 Insurance

The Association shall not be liable for accidents, property damage and liability claims caused by members taking part in Association activities. The members have to insure themselves accordingly.

The Association shall have liability insurance to cover claims for damages brought against the SCA on the basis of personal injury or damage to property.

D- Bodies

Article 10 Bodies of the Association

10.1 The organs of the SCA are:

- General Member Assembly
- Board of Directors
- Auditors
- In addition, departments, committees and project groups may be established.

D.1 General Assembly

Article 11 Ordinary General Member Assembly

11.1 General

The supreme body of the Association is the General Member Assembly. An Ordinary General Member Assembly shall be held annually within three months of the close of the Association/accounting year.

11.2 Circular/virtual meeting

The passing of resolutions, as well as elections, are permitted in justified cases by circular letter (by letter, e-mail or electronic voting platform) or virtually.

11.3 Invitation

The General Member Assembly is convened by the Board and chaired by the President. The members shall be invited to the GMA in writing, stating the date, the agenda and proposals. Invitations by e-mail are valid.

11.4 Proposals

Proposals must be submitted in writing to the Board before the General Member Assembly.

The inclusion of items not on the agenda and of election proposals that are not submitted to the Board prior to the General Member Assembly must be admitted at the GMA by a majority of two-thirds of the votes of those present who are entitled to vote.

11.5 Competence

The GMA has in particular the following tasks and competences:

- Passing resolutions on proposals of the Board and the members
- Passing of resolutions on the admission and exclusion of members

- Approval of the annual program
- Approval of the minutes of the previous GMA
- Approval of the auditor's report and approval of the annual accounts
- Discharge of the board
- Approval of the annual budget of the SCA
- Election/confirmation of the board and the auditors
- Approval of agreements with other associations and organizations
- Approval of honorary members
- Amendment of the statutes
- Determination of the membership fee
- Dissolution of the Association and the use of the liquidation proceeds.

11.6 Minutes

The minutes of the GMA shall be sent to the member associations after the GMA.

Article 12 Extraordinary General Member Assembly

12.1 Convening

An Extraordinary General Meeting shall be convened if

- the Board deems it necessary.
- at least half of the member clubs request it in writing.

If an Extraordinary General Member Assembly is requested by the member clubs, it shall be convened within four weeks of receipt of the request and held within the following two months.

Article 13 Elections and Voting

13.1 Quorum

The GMA can legally act if at least a majority of club representatives with voting rights are present; exception: dissolution of the association according to Article 18.

If the quorum is not reached, the GMA must be reconvened within the following two months. This second meeting shall constitute a quorum, regardless of the number of member clubs present.

13.2 Majority

The members shall pass resolutions by a simple majority. In the event of a tie, the President shall have the casting vote.

13.3 Qualified majority

A majority of 2/3 of the votes of the member clubs present is required for the admission or exclusion of member clubs, the partial or total revision of the statutes and the dissolution of the Association.

13.4 Procedure

Voting shall be open. The Members may decide by simple majority to vote by secret ballot.

Elections shall be by secret ballot if more than one candidate applies for a vacancy. For the first and second ballots, an absolute majority of those present and entitled to vote shall apply. For the third ballot, the relative majority of the votes cast shall apply. In the event of a tie, the decision shall be made by drawing lots. If only one candidate is nominated for an office, the absolute majority of the votes present shall apply. These provisions shall apply to all bodies of the SCA.

13.5 Substitution

If a delegate of a member club cannot attend the GMA, a substitute may attend on his behalf. If a member of the Board is also a delegate of a member club, he/she must give the voting rights of the club/team to a proxy. A delegate can only represent one member club/team.

D.2 – Board

Article 14 Board

14.1 Composition

The Board shall consist of at least 4 members. It constitutes itself with the exception of the President and the person responsible for finances.

14.2 Terms of office

The President shall be elected or confirmed at the GMA for a term of two years. The other members of the Board shall be elected or confirmed at the GMA for two years of office. The term of office shall begin after the GMA. These elections shall be held annually for corresponding parts of the board. President and vice president cannot be voted into the board in the same GMA.

14.3 Supplementary Election

In the event of a vacancy, the Board may appoint a replacement who shall assume the rights and duties of his/her predecessor. For the definitive election, the majority of the member clubs must give their consent. This election can be done by email or at the next GMA.

14.4 Meetings

The Board meets as often as business requires. Any member of the Board may request that a meeting be called, stating the reasons.

14.5 Passing of Resolutions

Minutes shall be kept of the resolutions of the Board.

Resolutions of the Board shall be passed by a simple majority of all Board members. In the event of a tie, the Presidium shall have the casting vote.

14.6 Honorary office

The Board is basically honorary and unpaid; it is entitled to reimbursement of effective expenses in accordance with the Association's rules and regulations.

D.3 Auditors

Article 15 Auditing of accounts

The General Assembly elects two auditors or legal persons to check the accounts and to carry out a spot check at least once a year.

The auditors shall report to the Board for the approval of the GMA.

The term of office is two years. Re-election is possible.

D.4 Departments, Committees and Project Groups

The Board may establish Departments, Committees and Project Groups.

E- Membership

Article 16 National and International Membership

The SCA is a member of:

- International Cheer Union (ICU)
- European Cheer Union (ECU)
- Swiss Olympic Committee (SOC)

The SCA may join other federations, associations and organizations, especially in the field of sports, to fulfill its purpose.

G- Final Clause

Article 17 Authority to sign

The SCA legally binds itself by collective signature in twos. If the President is unavailable, all members of the Board are authorized to sign.

Article 18 Dissolution of the Association

The dissolution of the Association may be affected by resolution of an ordinary or extraordinary GMA with a majority of 2/3 of the votes of the members present, provided that at least 2/3 of the members participate.

If less than 2/3 of all members attend the meeting, a second meeting shall be held within one month. At this meeting the association can be dissolved with a 2/3 majority even if less than 2/3 of the members are present.

In the event of dissolution of the Association, the assets of the Association shall be transferred to a tax-exempt organization in Switzerland which pursues the same or a similar purpose. The distribution of the Association's assets among the members is excluded.

Article 19 Cases not included in the Statutes

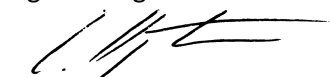
Cases not provided for in the Statutes shall be decided by the Board subject to ratification by the following GMA.

Article 20 Validity of these Statutes

This current revision of the statutes has been virtually approved by the member clubs of the SCA on 01.11.2022.

On the association's behalf:

sig. C. Hengartner



Cristina Hengartner
President

sig. C. Bartolini



Claudia Bartolini
Vice-president