

**THE
CONSTITUTION
AND BYLAWS
OF THE
BERMUDA BASKETBALL
ASSOCIATION**



**Effective 1988
(Revised 2024)**

CHAPTER 1

Section 1.

Description The name of the Association shall be “The Bermuda Basketball Association” herein after referred to as “The Association” or the “BBA”.

1.1

Objects

The objects of the Association shall be:

- (1) To encourage and promote the sport of amateur basketball in Bermuda in a manner considered proper for the development of the sport within the community.
- (2) To maintain affiliation with, and abide by the Rules of, THE INTERNATIONAL BASKETBALL FEDERATION, also known and recognized as the FEDERATION INTERNATIONALE de BASKETBALL (FIBA); and to affiliate with other properly-constituted national and international organizations with similar pursuits and aspirations;
- (3) To organize national basketball competitions on a seasonal Winter and Summer league basis or in any other structured manner approved by the Association; and to organize, or assist in the organization of, other basketball games or tournaments of national or international status as may be deemed necessary and advisable for the proper conduct of basketball competitions and the development of basketball players;
- (4) To implement, adopt, alter and publish Rules, Regulations, Bye-Laws and conditions for the proper regulation of basketball competitions, and to enact such measures as may be necessary for their enforcement and to prevent infringement thereof;
- (5) To ensure the proper control of officially sanctioned and approved basketball contests, games or tournaments organized, conducted or promoted by individuals, clubs or other organizations.
- (6) To approve any player, or group of players, selected to represent Bermuda, or the Association, in international basketball contests, games, tournaments or other related events either in Bermuda or abroad;
- (7) To ensure, arrange and provide for, or assist other organizations in the securing, arranging and providing for, the offering of courses, seminars and basketball camps of instruction for players, coaches, managers, team sponsors, officials, administrators of the Association and other interested persons;

- (8) To promote and encourage the installation and maintenance of basketball facilities in Bermuda by presentation to, and in cooperation with, public and private agencies which are responsible for, or have interest in, such civic provisions.

CHAPTER II

2. Membership The Membership of the Association shall consist of two (2) classes; namely;

- (1) **Team Members:** being Clubs, sponsored and non-sponsored basketball teams and other organizations or groups whose application for membership has been approved by the Executive Committee of the Association and who have paid the fees required by the BBA as stipulated herein (Schedule II).
- (2) **Individual Members :** being Officers of the Executive Committee and any other person appointed or selected by the Executive Committee of the Association as a bona fide member of the Association and who have paid the annual fee required by the Association as stipulated herein (Schedule II).

2.1

Application for Membership

- (1) Applicants for Team Membership must include, where applicable, a copy of the Constitution, Rules, Regulations and Bye-Laws of their organization with the application; and where such team regulatory measures do not apply, applicants must then show evidence of a team roster of not less than seven (7) players; and each player listed must have affixed his signature to that roster as certification of his acceptance as a player within that team; and that roster must also bear the signature of the team sponsor, manager or coach;
- (2) The Executive Committee of the Association shall rule on any and all applications for membership; and following a satisfactory review of the qualifications of the applicant, shall communicate such within thirty (30) days of receipt of said application;
- (3) Any vote by a member of the Executive Committee against the election of an applicant for membership shall cause the application to be deliberated by the bona fide members of the Association at a General Meeting, as which the voting rules of the Association, as stipulated herein (CHAPTER IV. 4. (3), 4.1), shall apply;
- (4) Successful applications for membership shall be promulgated by bulletin and disseminated to all Team Members by the Secretary General of the Association and distributed otherwise at the next General Meeting of the Association;
- (5) An applicant for membership in the Association shall not be entitled to attend any meeting of the Association unless and until the fees of the BBA, as stipulated herein

(Schedule II), have been paid; and only after the application has been approved at a meeting of the Executive Committee, held prior to the date of the meeting of the Association concerned;

(6) Applicants, upon approval for membership in the Association and upon receipt by the association of all applicable fees for said membership, shall be deemed to agree to abide by the Constitution, Rules and Regulations of the Association without exception and in every respect.

2.2

Fees in Arrears

Any member in arrears of the required fees of the Association shall be deemed a non-financial member; and that member shall forfeit all rights and privileges of membership until the remittance of said arrears.

2.3

Suspension From Membership

Any member of the Association shall be deemed liable to suspension from membership if that member fails to abide by, is known to have failed to abide by, or can be proven to have failed to abide by, the Constitution, Bye-Laws, Rules and regulations of the Association at any time.

2.4

Procedure of Suspension

Following a hearing by the Executive Committee, any proposal to suspend an existing member, or to reinstate, as appropriate, as suspended member, shall be resolved at a General Meeting of the membership of the BBA; and any vote taken must obtain at least two-thirds of the votes cast to succeed, providing such two-thirds also represents at least two-thirds of the total voting power of the Association. There shall be no provision for appeal against a decision so rendered.

2.5

Special Affiliate

The Executive Committee of the Association shall have the right to admit to membership as a "Special Affiliate" any organization, properly constructed, wishing to stage an event considered, by the Executive Committee, to be of special merit and of benefit to the BBA and its members and to the community and which meets the sanction requirements of the Association as stipulated herein (Schedule III). Such Special Affiliates shall have no voting or representation rights within the BBA but shall have the right to the Association's technical and administrative assistance in the organizing of the event insofar as the organizers continue to abide by the Rules and Regulations of the BBA and FIBA. and other such reasonable conditions as the Association from time to time, may apply.

CHAPTER III

3.

Executive Committee

The Association shall be governed by an Executive Committee consisting of (4) persons, each elected for a four (4) year term at a General Assembly. The Executive shall consist of:

- (a) A President
- (b) 1st Vice-President
- (c) A Treasurer
- (d) A Secretary General

Election Schedule

The Executive Committee shall be elected every four (4) years to coincide with the Olympics starting January 5th, 2012

However, the BBA shall have an Annual General Meeting to elect Auxiliary Officers, organize Sub Committees and appoint Special Affiliates or to elect an Executive member that may have resigned or been removed due to a no confidence vote

3.1

Nominations

Nominations for the Executive Committee shall be sent to the Secretary General of the BBA no later than fourteen (14) days prior to the published date of the General Assembly Meeting at which the elections will take place; nominations shall only be submitted, for consideration, by bona fide members of the Association.

3.2

Ruling

The Executive Committee shall have the power to give rulings on any matter on which the Bye-Laws, Rules and Regulations of the Association are silent.

3.3

Amendments to Rules and Regulations

The Executive Committee shall have the power to amend, add to or revoke the Rules and Regulations made pursuant to the Constitution of the Association; and such amendments, additions or revocations shall be confirmed at a General Meeting of the membership of the BBA

CHAPTER IV

4. Meetings of The Association

(1) The General Assembly Meeting of the Association shall be held no later than January 31st.

(2) The Annual General Meeting of the Association shall be held no later than January 31st.

(3) At the General Assembly Meetings and Annual General Meetings of the Association, in addition to members of the Executive Committee, the following shall be entitled to be present and to speak:

- (a) Three (3) delegates from each Team Members;
- (b) Individual Members;
- (c) Paid staff of the Association for the purpose of the presentation of reports as requested by the President or to answer specific questions.

(4) At all General Meetings Assemblies and Annual General Meetings of the Association, only the following shall be entitled to vote:

- (a) Members of the Executive Committee, for whom restrictions shall apply;
- (b) Three (3) delegates from each Team Member.
- (c) Current bona fide BBA members.

4.1 Special General Meeting

A Special General Meeting shall be summoned by the Secretary General of the Association at the request of the President or Vice-President in his absence or upon receipt, by the Secretary General, of a written request, signed by not less than fifty (50) percent of the members of the Association, stating the reasons for the request. Upon receipt of the said notice, the Secretary General shall convene a Special General Meeting within thirty-one (31) days.

4.2 Quorum

At all General Meetings of the Association, including the Annual General Meeting and General Assembly, the presence of a majority of those entitled to vote, as stipulated herein (CHAPTER IV, 4. (3)) shall constitute a quorum. If no quorum is present fifteen (15) minutes after the scheduled start of the meeting, the meeting shall be adjourned to a new date set by the Chairman. If no quorum is present at the rescheduled meeting, the Executive Committee shall have the power to move that matters on the agenda be resolved by the members present.

CHAPTER V

5. Amendments To Constitution

(1) No alteration, addition to or amendments of this Constitution shall be made except at the Annual General Meeting, General Assembly or at a Special General Meeting of the BBA, called for that specific purpose and for which meeting due notice has been given. The notice of the meeting shall include the proposed alterations, additions or amendments for discussion at the meeting.

(2) Any meeting to amend the Constitution of the Association shall require twenty-one (21) days' notice, in writing, to all members of the BBA

CHAPTER VI

6. Bye-Laws

The Executive Committee shall have the power to enact, repeal and amend Bye-Laws, pursuant to the Constitution of the Association, as the Executive Committee may, from time to time, consider necessary for the proper functioning and well-being of the BBA; and said additions, repeals and amendments shall have effect until set aside by the Executive Committee or at a General Meeting of the Association.

CHAPTER VII

7. Dissolution Of the Association

(1) A resolution to dissolve the Association shall only be proposed at a Special General Meeting; and shall only be carried by a majority of at least two-thirds of the members present.

(2) Upon majority consent of said resolution, the dissolution of the BBA shall take effect from the date of the resolution; and the members of the Executive Committee shall be responsible for the winding up of the assets, liabilities and all other affairs of the Association.

(3) Upon dissolution of the Association, etc. any identifiable property given for specific charitable purposes in its possession or otherwise subject to its control must be returned to the said property's original donor or (subject to paragraph (4)(b)) otherwise dealt with in accordance with the donor's wishes.

(4) Where in respect of such original donor as is mentioned in paragraph (3)
a. after such advertisements and inquiries as are reasonable, the donor cannot be identified or cannot be found, or

b. the donor has executed a written disclaimer of his right to have the property returned, the identifiable property as is mentioned in paragraph (3) shall be applied cy-pres in accordance with sections 40 and 41 of the Charities Act 2014.

(5) Any remaining debts and liabilities of the Association must be satisfied.

(6) Upon satisfaction of the obligations arising in paragraphs (3) to (5), any surplus funds shall be given or transferred to a registered or exempted charity within the meaning of section 2 of the Charities Act 2014 and with similar purposes to the Association.

(7) Upon satisfaction of the obligations arising in paragraphs (1) to (4), the Association, etc. shall prepare a final accounting which, in addition to any requirements imposed under the law of charities in Bermuda, clearly documents compliance with the obligations imposed by the said paragraphs.

(8) The final accounting as is mentioned in paragraph (5) shall be forwarded to the Registry General and the Charity Commissioners as soon as possible.

(9) The Executive Committee, at the time of dissolution, shall be subject to the obligation to preserve accounting records, statements of accounts and annual reports arising under sections 35 and 39 of the Charities Act 2014 until the expiration of the relevant time periods noted in those sections or such other sooner time as the Registrar General may consent to in writing.

CHAPTER VIII (Bye-Laws)

8. Duties and Responsibility of the Executive Committee

The powers, duties and responsibilities of the Executive Committee shall include the following:

- (1) To govern the affairs of the Association in accordance with the Constitution and Bye-Laws and, where applicable, the Rules of the FIBA.
- (2) To maintain close liaison and cooperation with public and private agencies responsible for the installation and maintenance of basketball facilities in Bermuda;
- (3) To conduct the daily administration of the BBA in an effective and efficient manner;
- (4) To propose and implement appropriate financial controls for the proper administration of the funds and physical assets of the Association;
- (5) To prepare an annual budget for the ensuing year before 31st December;
- (6) To prepare and publish or otherwise disseminate a calendar of events and/or league schedule of basketball games as much in advance, as a practicable, of the published date of the first scheduled league competition;
- (7) To nominate representatives of the Association for appointment to other national and international bodies as appropriate;
- (8) To propose, deliberate and decide standards of operation of the BBA, relating to the organization of basketball competitions and the general administration of the Association;
- (9) To select basketball players or any other appointees of the Executive Committee to represent the Association or Bermuda at home or abroad;
- (10) To present, at the Annual General Meeting, a financial statement of the BBA for the preceding year.

**8.1
The
President**

THE PRESIDENT shall:

- (1) Preside at all General Meetings of the Executive Committee;
- (2) Determine all questions of procedure and of order and shall announce the results of votes taken;
- (3) Neither waives nor seconds any proposal or amendment thereto; nor shall he vote except when not performing as Chairman of the proceedings or unless the ballot is equally divided, in which case, he shall render the deciding vote;
- (4) Be responsible for ensuring that all members of the Executive Committee execute their duties and responsibilities effectively;
- (5) Appoint any committee he may deem necessary for the proper functioning of the Association;
- (6) Present a written report on the affairs of the Association for the preceding year at the Annual General Meeting;
- (7) Be responsible, with the Treasurer, for the supervision of the paid administrative staff, with whom game officials shall be included;
- (8) Exercise, as an option, the counter-signing of cheques first signed by the Treasurer.

**8.2
The
Vice-Presidents**

THE VICE-PRESIDENTS shall:

- (1) Assist the President in the execution of his duties;
- (2) Preside, in the absence of the President, at all General Meetings of the Executive Committee.

**8.3
The
Treasurer**

THE TREASURER shall:

- (1) Collect and hold all funds and financial documents of the Association and give full account of such monies and financial records at the Annual General Meeting of the BBA, and provide such an account whenever called upon to do so by the President of the Association;
- (2) Disburse the funds of the Association as the Executive Committee may direct;

(3) Ensure that all cheques drawn on the accounts of the Association are first signed by him and are counter-signed by the President or the Secretary General of the BBA;

(4) Maintain all financial records in conformity with generally accepted accounting principles and practices.

8.4

The

Secretary

THE SECRETARY GENERAL shall:

(1) Keep a true record of the proceedings of all meetings of the Association and of the Executive Committee;

(2) Distribute copies of the minutes of said meetings to all members of the Executive Committee no later than seven (7) days after the respective meeting;

(3) Maintain a file of all minutes of meetings;

(4) Conduct, when directed by the Executive Committee, the correspondence of the Association and maintain it in a proper manner, together with records of all transactions and other business of the Association and of the Executive Committee;

(5) have the authority to counter-sign checks first signed by the Treasurer;

(6) Execute any other duties properly stipulated by the President.

8.5

The Auxiliary Officers and Sub Committees shall:

(1) Perform their duties as agreed to during their time of appointment

(2) Auxiliary Officers shall have, but not be limited to, the following titles:

AVP League Operations Men

AVP League Operations Women

AVP Youth Program

Assistant Treasurer

Public Relations Officer

(3) Sub Committees shall have, but not be limited to, the following titles:

International Affairs Committee

Fundraising Committee

Island Games Committee

Technical Strategies Committee

**8.6
Nominations
for the
Executive
Committee**

Nominations for the Executive Committee can be sent to the Secretary General of the Association no later than fourteen (14) days prior to the published date of the Annual General Meeting Assembly. However, nominations can be made on the date and time that the elections will take place. Nominations shall only be submitted by bona fide members of the BBA

**8.7
Nominations
For the
Auxiliary Officer
& Sub- Committees**

Nominations for Auxiliary Officers and Sub-Committee members can be made at the time of the General Assembly, Annual General Meeting or Special Meeting. However, the same members can be appointed after the General Assembly, Annual General Meeting or Special Meeting. Auxiliary Officers must be bona fide members of the BBA Sub-Committee members are deemed as "Special Affiliate as per (Chapter II [2.5]) and do not need to be bona fide members of the BBA However, "Special Affiliates" will be encouraged to become bona fide members at their earliest convenience.

CHAPTER IX

**9.
Provisos**

- (a) The Executive Committee shall retain all rights of Individual Membership throughout the Annual General Meeting at which elections are held;
- (b) No Officer of the Executive Committee shall, at the same time, be a delegate of a Team Member;
- (c) Delegates shall each represent only one (1) Team Member;
- (d) No Presiding Officer, while acting as Chairman, shall exercise a vote unless the ballot is equally divided, in which case, he shall render the deciding vote;
- (e) No person shall vote in more than one (1) qualifying capacity;
- (f) No paid employee of the Association shall be a delegate of a Team Member;
- (g) Members entitled to vote must be in attendance to do so, i.e., no proxy votes.

9.1

Notice for Meetings

(1) Members shall be given at least twenty-one (21) days' notice of the Annual General Meeting, in writing, to the electronic mail addresses and/or recorded mailing addresses of the members of the BBA and by notification via social media seven (7) days before the Annual General Meeting.

9.2

Notice for Special General Meetings

Members shall be given seven (7) days' notice of a Special General Meeting of the Association.

(1) Following the normal order of business at the Annual General Meeting and prior to formal elections, the Officers of the Executive Committee shall resign but be eligible for re-election to any one (1) of the vacant positions of the Executive Committee.

(2) Upon resigning from the Executive Committee, the former President shall act as Presiding Officer over the elections. The former Secretary General shall act as Returning Officer and ensure that the elections are prompt and fair.

(3) If there are fewer candidates than there are vacancies, the Presiding Officer shall invite members present to submit additional nominations.

(4) Elections for the Executive Committee shall require an absolute majority of the votes cast, a majority being half of the votes cast plus one (1).

(5) An unsuccessful candidate for any position may, if so nominated, be included in subsequent balloting.

(6) The elections shall be put to vote in the following order: The President; The Vice-President; The Treasurer; and The Secretary General. Auxiliary Officers and Sub-Committees can be voted upon or appointed after the General Assembly and/or Annual General Meeting.

(7) All elections for the Executive Committee shall be conducted by secret ballot at an Annual General Meeting of the Association; and said ballot shall be secured by the Returning Officer.

(8) The term of office for members of the Executive Committee shall be 4 years (Refer to Chapter 3 Section3 (4)) from the date of the General Assembly to the next General Assembly.

CHAPTER X

10. Procedure at General Meetings

(1) The Minutes of the preceding General Meeting of the BBA shall be present at each General Meeting of the Association.

(2) The Chairman shall cause such letters, reports and formal presentations as are necessary.

(3) Members of the Association may then, through the Chairman, pose questions relevant to such letters, reports and formal presentations.

(4) The business of the Association, as set out in the agenda of the General Meeting, shall then be proceeded with in such order as the Chairman may determine.

(5) Each member of the Association entitled to be present and to speak at General Meetings of the BBA as stipulated herein (CHAPTER IV. 4. (2)), who wish to speak, shall address themselves to the Chairman.

(6) Whenever the Chairman speaks, a member shall not continue; and that members shall remain silent until the Chairman has completed his remarks.

CHAPTER XI

11. Misconduct And Discipline

(1) The Executive Committee of the Association shall have the right to discipline any member, player or official, involved directly or indirectly with the basketball activities of the BBA, for any violation of the Bye-Laws, Rules and Regulations of the Association and FIBA. and other such reasonable conditions as the Association, from time to time, may apply.

(2) The Executive Committee of the Association shall have the right to discipline any member, player or official, involved directly or indirectly with the basketball activities of the BBA whose misconduct or behavior is likely to bring the game and/or the Association into disrepute.

(3) Disciplinary measures so ordered by the Executive Committee shall be instituted within sixty (60) days of the alleged incident of misconduct; and said time restriction shall not applicable to any appeal procedures.

(4) It shall be the duty of all Officers of the Association to report any acts of misconduct or behavior likely to bring the game and/or the Association into disrepute.

(5) The President of the Association shall, at his discretion, appoint a fact-finding commission to investigate all incidents of alleged misconduct, reported to the Executive Committee by persons other than Officers of the Association.

(6) Each Team Member of the BBA shall be responsible to the Association for the conduct of its players and all other team representatives.

(7) The Executive Committee shall have the right to appoint a commission to hear the allegation of misconduct; and said commission, having conducted the hearing, shall provide the Executive Committee with complete details of the proceedings, in writing, accompanied by comprehensive minutes of the hearing.

11.1

Misconduct

Any member of the Executive Committee of the Association, Individual Member, Team Member, affiliated membership organization, game official or player proven, to the satisfaction of the Executive Committee of the BBA or a commission thereof, to have committed an act likely to bring the game and/or the Association into disrepute shall be charged with misconduct.

11.2

Definition of Misconduct

The determination of misconduct shall also include:

(1) The violation of the Bye-Laws, Rules and Regulations of any affiliate Club or organization sanctioned by the Executive Committee of the Association.

(2) The admittance of any suspended player or appointee of the Executive Committee to competition in any event organized, promoted or sanctioned by the Association.

(3) The displaying, in any promotional materials, of any member or sanctioned organization, of advertising related to betting, book-making or all other like matters without the written consent of the Association.

(4) The allowing of any game official, under suspension, to act in that capacity or to perform any duties attached to the terms of said suspension of the Executive Committee of the BBA

(5) The departure of any player from the court of play, during the progress of a game, without the consent of a referee.

11.3

Personal Hearing

(1) Any member, official or player, charged with misconduct, shall have the right to a personal hearing before the Executive Committee of the BBA; and said member, official or player shall be furnished with the details, in writing, of such charge.

(2) The Executive Committee or a commission thereof shall conduct the hearing; and shall notify the person charged of the date and venue of the hearing at least four (4) days prior to the commencement date of said hearing, except in the event of a continuation; and said notification shall be properly forwarded, by the Association, to the Club, organization or team of which the accused person, official or player is a member.

(3) Formal notification shall be addressed to the official signatory of the applicable team registration form which was duly considered and approved by the Association.

(4) The accused shall have the right to adduce evidence in rebuttal of the charge; and shall have the right to cross-examine any witness who gives evidence in support of the charge. A Barrister, Solicitor or any other formal counsel may only represent the accused if said counsel is the President or Secretary General of a properly constituted affiliated membership organization, of which the accused is a member for the purpose of his participation in the events of the BBA

(5) The members of the Executive Committee of the Association or of a commission thereof, so appointed by the Executive Committee to conduct the hearing of alleged misconduct, shall each have the right to pose any questions of cross-examination to all witnesses; and said questions may be posed at any time during the hearing at the discretion of the members of the Executive Committee or those appointed to conduct the hearing.

(6) In the event the accused shall fail to attend the hearing or shall refuse to answer any questions posed by the Executive Committee or a commission thereof or neglect to produce and submit any necessary documentation the Executive Committee or the commission thereof shall then investigate and adjudicate upon the charge or allegation in respect of such evidence as the Executive Committee or the commission thereof may deem expedient.

11.4 Procedure for Personal Hearing

(1) The Executive Committee or a commission thereof shall confirm the presence of the accused for the purpose of the hearing; and shall verify that full details, in writing, of the charge, for which the hearing has been convened, have been served and received by the accused.

(2) The President of the Executive Committee or the Chairman of the commission thereof, herein after referred to as the Presiding Officer, for the purpose of the hearing, shall then entertain a plea to the charge, Guilty or Not Guilty.

(3) The Presiding Officer shall then receive, from the Secretary General of the Executive Committee or commission thereof, the names of all witnesses and preventatives whose intention it is to appear before the hearing. Only those persons to be directly involved in the proceedings shall be entitled to be present.

(4) The person upon whose report the charge has been laid shall then be permitted, if so desired, to expound upon that report.

(5) The accused or representative of the accused shall then be permitted to cross-examine the witness, provided such cross-examination is restricted to those issues and allegations raised in the evidence of the witness. At the conclusion of said cross-examination the witness shall retire from the hearing.

(6) The Secretary General of the Executive Committee or commission thereof shall then call other witnesses in support of the charge. The accused or representative of the accused shall retain the right of cross-examination of said witnesses.

(7) At the conclusion of the submission of all evidence in support of the charge, any written statement of the accused shall then be read by the Secretary General of the Executive Committee or commission thereof.

(8) The accused may then, if so desired, personally, give evidence on their own behalf; and such evidence shall be subject to questions of the members of the Executive Committee or those appointed to conduct the hearing, whose questions the accused shall be compelled to answer, without exception.

(9) The accused or representative of the accused may then call witnesses to adduce evidence in rebuttal of the charge.

(10) No written statement shall be admissible in evidence unless the author thereof is present for the purpose of reply to questions in regard thereto. "Hearsay" testimony shall also be inadmissible; and all extraneous assertions, in evidence, shall be ruled "out of order".

(11) Upon completion of the submission of all evidence in rebuttal of the charge, the accused or representative of the accused shall be entitled to issue a final, oral, statement to the Executive Committee or commission thereof; and, following said statement, the Executive Committee or commission thereof shall order the accused and all witnesses and representatives to vacate the hearing room whilst deliberation is given to the evidence presented at the full hearing; and the Executive Committee or commission thereof shall then determine whether the charge has been proved or not.

(12) The Executive Committee or commission thereof, upon determining its verdict, shall recall the accused and the representative of the accused and the person upon whose report the charge was preferred; and the President of the Executive Committee or, where appropriate, the Chairman of the Commission, shall render the verdict of "Guilty" or "Not Guilty". The person upon whose report the charge was preferred shall then retire from the hearing.

(13) In the event a "Guilty" verdict is returned, the Secretary General of the Executive Committee or commission thereof shall provide details of the record of the accused, relating to the activities of the Association; and the accused or representative of the accused may then submit a plea for leniency.

(14) At the conclusion of the plea for leniency the accused and the representative of the accused shall again be ordered to vacate the hearing room whilst deliberation is given to what disciplinary measures, if any, shall be enforced.

(15) The accused and the representative of the accused shall then be recalled and informed of the decision of the Executive Committee or commission thereof.

(16) In the event said hearing is conducted by an appointed commission of the Executive Committee, the Chairman of that commission shall ensure that the Executive is provided with complete details of the proceedings, in writing, accompanied by comprehensive minutes of the hearing as soon as practicable.

(17) The decision of the Executive Committee or commission thereof shall be communicated by the Executive Committee, in writing, to the Club, organization or team of which the adjudged person, official or player is member; and the Club, organization or item shall have the right to appeal that decision; and formal notice of appeal, in writing, shall be properly forwarded to the Executive Committee within seven (7) days, upon receipt of the written disclosure of the decision, by the Executive Committee; and said notice of appeal shall be accompanied by the required Appeal Fee as stipulated herein (Schedule II).

CHAPTER XII

12. Appeals to the Executive Committee

(1) Appeals shall be allowed against decisions of the Executive Committee and all commissions appointed thereof, other than those commissions or committees or any other body appointed by the Executive Committee for the purpose of conducting appeal hearings, which impose disciplinary measures so ordered against any member, official or player.

(2) Upon receipt of a formal notice of appeal, the President of the Executive Committee shall ensure the appellant is notified of the date and venue of the appeal hearing within seven (7) days of receipt of the notice of appeal; and said notification to the appellant shall be properly forwarded to the address of the official signatory of the applicable team registration form.

(3) All appeals must state the exact wording of the decision against which the appeal is founded; and must expressly specify the exact grounds upon which the appeal is based.

(4) All appeals to the Association against a decision which imposes disciplinary measures against any member, official or player must be accompanied by the required Appeal Fee as stipulated herein (Schedule II).

(5) In the event an appeal to the Association is successful, the stipulated Appeal Fee (Schedule II) shall be remitted to the appellant.

(6) In the event an appeal to the Association is dismissed, the stipulated Appeal Fee (Schedule II) may be returned or forfeited in whole or in part at the discretion of the Executive Committee of the BBA

CHAPTER XIII

13.

No Confidence Vote Of Executive Committee Member

(1) Whereas an Executive Committee Member, has not carried out the duties of his/her purview in sufficient manner to maintain the confidence of the BBA Membership, a Special General Meeting shall be called in accordance to (Chapter IX, [9.2]) and shall only be carried by a majority of at least two-thirds of the members present.

(2) Upon majority consent of said no confidence vote, the removal of the Executive Member shall take effect from the date of the no confidence vote; and the remaining members of the Executive Committee shall be responsible for facilitating the voting process to elect the replacement Executive Member as soon as possible. The election process must be in accordance to (Chapter III [3])

SCHEDULE I

The Executive Committee of the Association shall be responsible for providing all relevant information necessary for expediting the vetting of all international basketball players, officials and non-resident basketball representatives invited to the Islands of Bermuda for participation in any event organized or promoted by the Association.

SCHEDULE II

(a) Individual members of the BBA shall pay, to the Association, the annual Membership Fee of twenty-five dollars (BD\$25.00)

(b) Team Members of the BBA shall pay, to the Association, subscriptions for participation within league competition; and said subscriptions shall be due prior to the published date of the first scheduled league competition or as otherwise determined by the Executive Committee of the Association from time to time.

(c) The Executive Committee of the BBA retains the right to alter, supplement or reduce and otherwise determine, from time to time, those fees payable to games officials, among whom shall be included all referees, scorekeepers and statisticians and any other person appointed, retained or secured by the Association for the expressed purpose of assisting with the officiating, documenting or the conducting of the events of the BBA

(d) There may be a levy on entry fees of all sanctioned open amateur basketball events; and such levy shall be forwarded properly, with the official results, to the Executive Committee within fourteen (14) days after the event.

(e) All appeals to the Association against decisions of the Executive Committee and all commissions appointed thereof, other than those commissions or committees or any other body appointed by the Executive Committee for the purpose of conducting appeal hearings, shall be accompanied by an Appeal Fee of Twenty dollars (BD\$20.00).

(g) The Executive Committee of the Association retains the right to alter, supplement or reduce and otherwise determine all fees required by the BBA of its members as the Executive Committee may, from time to time, consider necessary and advisable for the proper functioning and wellbeing of the Association.

SCHEDULE III

(a) Any person, group of persons, Club or organization wishing to conduct any open amateur basketball event shall first apply, in writing, to the BBA not less than twenty-one (21) days prior to the event; and said application must provide full details of the proposed event, including the type and value of the prizes, if any, to be awarded.

(b) Applications for sanction, by the Association, of any open amateur basketball event, proposed to be organized by any person, group of persons, Club or organization shall be

submitted to and considered by the Executive Committee of the Association which shall rule on any and all applications for sanction; and, following a satisfactory review of all relevant details of the proposed event, shall communicate such within seven (7) days of receipt of said application.

(c) It shall not be necessary for any successful applicant for sanction to re-apply for events already approved in the annual calendar of said applicant.

(d) The Association retains the right to revoke sanction; and, in the event of said revocation, shall communicate same, as soon as practicable, to the party or parties concerned.

(e) The organizer(s) shall provide the Executive Committee of the Association with a copy of the results of all sanctioned events within fourteen (14) days after the event.

SCHEDULE IV

(a) No player, properly registered with the BBA within the official team roster of any Team Member of the Association, shall be permitted to transfer from that Member to another Team Member following the commencement of league competition organized, conducted or promoted by the Association. Any player desirous of said transfer shall be so entitled at any time prior to or at the conclusion of all league competition; and written notice of said transfer shall be properly forwarded to the Executive Committee of the Association, being the signature of that player and that of the team sponsor, manager or coach as certification of the acceptance of that player within that team.

(b) Team Members, having submitted team rosters prior to or at the required date determined by the Executive Committee of the Association, shall be permitted additions to respective rosters no later than two(2) weeks following the commencement of league competition organized, conducted or promoted by the Association.

(c) Any player ejected from the court of play by a game official for an act of misconduct, which shall include violent behavior, serious foul play, the use of profane or abusive language and any act deemed by that official to have significantly disrupted or impeded the competition in progress, shall be suspended, automatically, from inclusion in the roster for participation in the successive scheduled game of the Team Member of said player. In the event said player is also the coach of the respective Team Member, that player coach shall, although suspended from active play in the successive scheduled game of that Team Member, be permitted to act as coach for that game, however, if said player-coach is so dismissed for an act of misconduct, committed while performing, exclusively, as coach for the respective Team Member, not having played in the game at issue, then said player-coach shall be permitted to participate in active play at the next competition of the Team Member.

(d) Official notices of protest by Team Members, contending improper game procedure, shall be submitted, in writing, to the Executive Committee of the Association no later than forty-eight (48) hours following the conclusion of the game for which a protest is to be lodged; and said protest must specify the exact grounds upon which it is based.