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IDSF LEGAL COMMISSION

2011 ANNUAL GENERAL MEETING

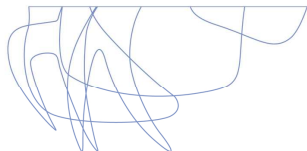
LUXEMBOURG, JUNE 19, 2011

Presidium's Motion to Amend the IDSF Statutes

In June, 2010, in a ruling regarding the “Malaysian Appeal”, the IDSF Disciplinary Council recommended that the Presidium ask the 2010 or 2011 IDSF Annual General Meeting to amend the *IDSF Statutes* re: the IDSF Presidium's powers to expel a Member of IDSF, to comply more perfectly with Swiss law.

The 2010 IDSF Annual General Meeting agreed that the IDSF Presidium should study this question and present an appropriate Motion or Motions to the 2011 IDSF Annual General Meeting to make such an amendment or amendments.

Accordingly the IDSF Presidium now presents the following Motions:



1. *MOVED*, that Article 5 of the *IDSF Statutes* be amended as shown below with underlining and deletions:

Article 5

Admission and Termination of Membership

...

8. A Member may be expelled by a two-thirds majority vote of the General Meeting, or by a vote of the Presidium as set out in these *Statutes*. A Motion to expel a Member is not in Order unless the proposer has given the Member at least one month's notice of the proposer's motion to expel, by registered letter or facsimile transmission. A decision by the General Meeting to expel a Member is final.

2. *MOVED*, that Article 14 of the *IDSF Statutes* be amended as shown below with underlining and deletions:

Article 14

Powers of the Presidium

1. When the General Meeting is not in session, the Presidium possesses all of the powers which are not specifically reserved to the General Meeting by law or under these *Statutes*, and is empowered to make any decision which is not specifically reserved ~~for the Presidium~~ to other bodies under these *Statutes*, including taking action against Members, athletes or other persons who violate or may violate the *Statutes* or the Rules, or harm or may harm IDSF. In



such cases the Presidium may take any action within its powers, including but not limited to:

- a) prohibit the organizing or production of international competitions or the participation of a Member's athletes in any competition,
- b) reprimand a Member,
- c) suspend some or all of the membership privileges of any Member,
- d) enforce any appropriate sanctions against individuals, and
- e) revoke the membership of expel a Member, provided always that the Presidium may only expel a Member for important reasons, which important reasons comprehensively include the following behaviour of the member in question or its representatives:
 - (i) repeated or serious violations of the **IDSF Statutes** and associated codes, rules and regulations;
 - (ii) repeated or serious contraventions of decisions taken by competent IDSF organs or arbitral courts;
 - (iii) failing to pay fees before they are overdue;
 - (iv) any criminal act;
 - (v) any act that seriously harm the reputation of IDSF or its organs;
 - (vi) any act that causes serious damage or harm to the cooperation between IDSF members;
 - (vii) providing substantially incorrect or misleading information about its activities and basic data to IDSF organs, or

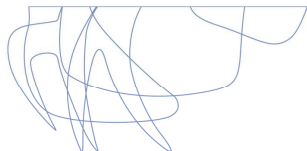


(viii) not primarily pursuing its membership in IDSF to support the objects set out in Article 2 of these **Statutes**.

2. An appeal against such a decisions by the Presidium under Article 14(1)(a) through (d) may be brought by the Member or individual affected by such decision to the attention of the IDSF Disciplinary Council or the General Meeting (as the case may be), the decision of which shall be final, subject to the provisions of Article 6. An appeal against a decision by the Presidium under Article 14(1)(e) may be brought only to the General Meeting, the decision of which shall be final; if the General Meeting allows the appeal by revoking the Presidium's decision to expel, the appellant Member is readmitted to its former Membership on the date of the General Meeting's decision to revoke expulsion, subject to payment of Membership dues for the current year. An appeal by a Member must be made in writing and delivered either to the Chairman of the Disciplinary Council or to the General Secretary (as the case may be) within two (2) months of receiving notice of the Presidium's decision. The appeal must be reasonably clear. For further clarity, filing an appeal of such a decision does not suspend or affect the Presidium's decision, which shall be remain in full force until the next formal decision of the competent body has been taken unless that decision is varied by the Presidium.

REASONS:

1. ***the IDSF Legal Commission, with the advice of the Swiss lawyer Daniel Stehlin, and in cooperation and consultation with the IDSF Disciplinary Council Chair and Swiss lawyer Erich Staeldi and the German DanceSport lawyer Christoph Rubien, have determined after much discussion about Swiss law that these proposed amendments to the IDSF Statutes create a more effective legal procedure under Swiss law, which complies with the restrictions on power which Swiss law requires.***



- 2. the right to appeal the Presidium's decision to expel a Member has been abused in a way which was not intended by the IDSF General Meeting which created such a right. An inactive federation, Malaysian DanceSport Berhad (some of whose people were actively working with the World Dance Council) appealed the Presidium's decision to expel it to the IDSF Disciplinary Council. It did this when it was clear that the IDSF General Meeting would not grant such an appeal. This long appeal had no merit but had the effect of providing a discredited federation with a platform which it did not deserve, and also had the effect of consuming a very large amount of the Presidium's and the Disciplinary Council's time and energy in 2009-2010, when the Presidium could have been performing useful work instead.***