

# **STATUTE OF THE BULGARIAN CHESS FEDERATION**

## **I. SUBJECT, GOALS AND MEANS**

Art. 1. The Bulgarian Chess Federation is a voluntary, public organization which unites the chess clubs in the country. Subject of activity of the Bulgarian Chess Federation is the coordination of the development, practice and administration of the sport chess at a national level on the territory of the Republic of Bulgaria and the presentation of the clubs before the state and international sports organizations.

Art. 2. The permanent headquarters of the Bulgarian Chess Federation is in the City of Sofia, Sredets Region, 75 V. Levski Blvd. It is a successor of the activity of the Bulgarian Chess Union founded in 1928 and registered on 1<sup>st</sup> June 1931.

Art. 3. (1) The Bulgarian Chess Federation is an independent legal entity and is represented by its President and Executive Director jointly and severally. The Bulgarian Chess Federation organizes its whole activity in accordance with the laws of the Republic of Bulgaria and its Statute.

(2). The Bulgarian Chess Federation performs its activity for the benefit of the public.

(3). The socially useful activity is carried out in compliance with the Statute, the Law on Non-profit Legal Entities, The Law for the Physical Education and Sport and the rest of the legislation of the Republic of Bulgaria in force.

(4). The Bulgarian Chess Federation is founded for indefinite period of time.

Art. 4. The whole operating activity of the Bulgarian Chess Federation is carried out by an Executive Director under the management of the Managing Board (MB) of the Bulgarian Chess Federation.

Art. 5. The main goals of the Bulgarian Chess Federation are: organizing and holding the competitions from the state sport calendar, forming national teams, securing their training and participation in the representative international competitions and the development of chess among children, students, disabled people and all citizens of the Republic of Bulgaria.

Art. 6. These goals shall be achieved through the following means:

1. promoting chess in Bulgaria, issuing and distributing chess information, rendering help within the sphere of the teaching-training process, electing and training chess arbiters, chess sport pedagogical staff, strengthening and developing the international connections, close cooperation with the World Chess Federation (FIDE), the European Chess Union (ECU) and the Balkan Chess Federation (BALC), enhancing the skills of the chess players, etc. Raising the prestige of Bulgaria through organizing prestigious international events.

2. carrying out additional business activities, namely:

2.1. providing advertising services;

2.2. providing sport services;

2.3. any other services permitted by law and related to the subject of the main activity and the ideal goals of the Bulgarian Chess Federation.

(2). The revenues from the previous item 2 shall be used only for realizing the subject of activity of the Bulgarian Chess Federation and for achieving its ideal goals.

## **II. MEMBERSHIP**

Art. 7. Member of the Bulgarian Chess Federation can be any chess club which meets the following conditions:

1. is registered under the Law on Non-profit Legal Entities and its activity is in compliance with the Law for the Physical Education and Sport;
2. develops chess activity;
3. has organized members;
4. has staff which can promote chess (coaches, instructors, agents);
5. has material base suitable for teaching-training activity;
6. its representatives take part in state championships throughout the year;

Art. 8. Clubs which do not meet any of the conditions stated in Art.7, cannot participate in the activity of the General Assemblies of the Bulgarian Chess Federation and do not take part in the system for allotting the funds from the state budget allocated for supporting the activity of the chess clubs.

Art. 9. The members of the Bulgarian Chess Federation shall be accepted by the Managing Board on the grounds of a submitted written request.

Art. 10. Requests for leaving the Bulgarian Chess Federation shall be registered by the Managing Board.

Art. 11. Each club, member of the Bulgarian Chess Federation, has its own individual members which are members of the Bulgarian Chess Federation through it.

## **III. RIGHTS AND OBLIGATIONS OF THE MEMBERS OF THE BULGARIAN CHESS FEDERATION**

Art. 12. (1) Each member is entitled:

1. to participate through its representatives in the managing authorities;
2. to raise for review and cooperation questions related to the activity of the club before the managing authorities;
3. to participate in the initiatives and events of the Bulgarian Chess Federation;
4. to be informed about the activity of the Bulgarian Chess Federation;
5. to use with priority the material sport base, aids and literature of the Bulgarian Chess Federation;

(2) Each club, member of the Bulgarian Chess Federation, keeps record of its members;

(3) Until 31<sup>st</sup> March of the respective year, and for the newly accepted clubs within three months from the day they are accepted as members of the Bulgarian Chess Federation, the chess clubs present in the Bulgarian Chess Federation a list of their members which includes their three names and date of birth.

Art. 13. Each member of the Bulgarian Chess Federation is obliged:

1. to observe the Statute of the Bulgarian Chess Federation, the decisions of its managing authorities as well as the laws in the country;
2. to perform the task assigned to them by the Bulgarian Chess Federation in due time;
3. to participate to the extent possible in the sport and other events organized by the Bulgarian Chess Federation;
4. to protect the image and prestige of the Bulgarian Chess Federation and of the Republic of Bulgaria with its achievements in sport and in other activities;
5. to pay regularly its membership fee until 31<sup>st</sup> March of the year for which it is due, at an amount determined by the Managing Board.
6. to carry out teaching-training activity, to organize club championships and other chess tournaments;

Art. 14. Other material contributions shall not be owed by the members of the Bulgarian Chess Federation, except from the ones for which a decision has been adopted by the Managing Board and the General Assembly.

Art. 15. (1) The membership in the Bulgarian Chess Federation shall be terminated:

1. upon request of any member on the grounds of a written request to the Managing Board. The request is submitted at least 1 (one) month before the date of leaving;
2. through expulsion – for regular gross violations of the obligations arising from the Statute or upon guilty non-payment of the membership fee with a delay of 3 (three) or more months. The decision for expelling a member of the Bulgarian Chess Federation shall be adopted by the Managing Board and shall enter into force immediately. It can be appealed before the General Assembly which settles the issue finally.

(2) the membership fee deposited by the members of the Bulgarian Chess Federation until the termination of their membership shall not be subject to refund;

(3) the rest of the proprietary relations between the Bulgarian Chess Federation and the members which have terminated their participation in it shall be settled:

1. in compliance with the available documentation – contracts, agreements, deeds, protocols;
2. by mutual agreement of the parties;
3. in accordance with the rules of the Civil Law;
4. in court.

(4) In case of reorganization of the members, their legal successors by rights become members of the Bulgarian Chess Federation under the same conditions under which their predecessors have been members unless they state in writing that they do not wish that within one month from their reorganization.

#### **IV. MANAGING AUTHORITIES OF THE BULGARIAN CHESS FEDERATION**

Art. 16. (1) Supreme managing authority of the Bulgarian Chess Federation is the General Assembly (GA). It shall be summoned at least once a year by decision of the Managing Board of the Bulgarian Chess Federation.

(2) Reporting and Election General Assembly shall be summoned once in four years by decision of the Managing Board of the Bulgarian Chess Federation, given that the next one should be fixed before the date the term of the previous one expires.

(3) Extraordinary General Assembly may be convened by a clearly motivated request of 1/3 (one third) of the chess clubs which are members of the Bulgarian Chess Federation. This request shall be submitted before the Managing Board of the Bulgarian Chess Federation not later than 2 (two) months before the requested date for holding it in the headquarters of the Bulgarian Chess Federation.

(4) The Managing Board of the Bulgarian Chess Federation is obliged to pass their judgement on the submitted request for holding an Extraordinary General Assembly within two weeks from the date it is received. Holding an Extraordinary General Assembly cannot break the rhythmicity of conducting regular reporting and election meetings. A newly elected at such a meeting President (or member of the Managing Board) shall complete the mandate of their predecessor.

(5). If the Managing Board of the Bulgarian Chess Federation does not sent a written invitation for convening a General Assembly within two weeks, it shall be convened by the court as per the headquarters of the Bulgarian Chess Federation, upon written request of the members concerned or of a person authorized by them.

(6) All costs for conducting an Extraordinary General Assembly shall be at the expense of the initiators for its convening.

Art. 17 (1) The summoning of the General Assembly and the announcing of its agenda is done via the State Gazette and a request in writing to the members of the Bulgarian Chess Federation at least one month before the date of the Assembly. The written request should include the agenda, the date, the time and the place for holding it and the initiator for its summoning. It is placed on the notice board in the building where the management of the Bulgarian Chess Federation is located.

(2). A General Assembly may be convened without announcement in the State Gazette, if the members of the Bulgarian Chess Federation have been informed accordingly about its date, place and agenda within one month before its conducting.

Art. 18. The General Assembly shall be legal in case more than a half of the having right to vote members of the Federation are present.

Art. 19. If at the time fixed for the General Assembly it turns out that there is no necessary majority, it shall be postponed an hour later at the same place and with the same agenda and may be conducted irrespective of the number of members present.

Art. 20. For issues which have not been included in the agenda in advance and have not been announced accordingly, no decisions can be adopted.

Art. 21. (1) Right to vote at the General Assembly have all clubs – members of the Bulgarian Chess Federation as of the date the General Assembly is held. Each club is represented by a delegate. Delegates by right are the legal representatives of the chess clubs as per a Current Status Certificate of the club issued by the court as per its registration.

(2) A chess club whose delegate by right cannot take part in the work of the General Assembly may authorize another member of their club to represent them. This authorizing is done with a written power of Attorney signed and sealed by the legal representative of the club.

(3) Each delegate has the right to one vote.

Art. 22. Each delegate may represent not more than three clubs based on a written Power of Attorney with a notary exemplification of the signatures issued by the legal representatives of the respective clubs. Re-authorization is not allowed.

Art. 23. All decisions at the General Assembly are adopted by ordinary majority (fifty percent plus one) of the attendees having the right to vote, except from the decisions for amending the Statute and for re-organizing and terminating the activity of the Bulgarian Chess Federation; for their adopting, a qualified majority of 2/3 (two thirds) of the attendees is required.

Art. 24. A delegate at the General Assembly shall not have the right to vote when settling issues related to: him/her, his/her husband (wife) or a lineal relative without any limitations in collateral line – up to fourth level or by marriage – up to second level, incl.; legal entities in which he/she is a manager and can impose or impede making decisions.

## **GENERAL ASSEMBLY**

Art. 25. The General Assembly has the following functions:

1. It discusses and adopts decisions on the accounting reports of the Managing Board (MB) of the Bulgarian Chess Federation and the Control Council (CC) of the Bulgarian Chess Federation and for all other issues related to the status and perspectives for development of chess in Bulgaria included in the agenda;
2. Adopts amendments and supplements to the Statute of the Bulgarian Chess Federation.
3. Elects and dismisses by secret vote and ordinary majority: President of the Bulgarian Chess Federation who is also President of the Managing Board of the Bulgarian Chess Federation, Managing Board of the Federation which comprises of 13 (thirteen) people, a Control Council and an Executive Director. The mandate of these bodies is four years.
4. Adopts the budget of the Bulgarian Chess Federation.
5. Settles issues on terminating and re-organizing the Bulgarian Chess Federation.
6. Considers main issues on the development of chess and makes decisions on them.

## **PRESIDENT OF THE BULGARIAN CHESS FEDERATION**

Art. 26. (1) President of the Bulgarian Chess Federation may be any person who meets the following conditions:

1. Has been a member of a chess club for at least six months before the date the assembly is held.
  2. He/she must have been nominated at least 15 (fifteen) days before the date the General Reporting and Election (Extraordinary) Assembly is held.
  3. When he/she is nominated, the following documents should be presented:
    - a written consent of the candidate for discussing their candidature;
    - a document from the chess club he/she is a member of;
    - a program for development of chess in the country during the following four years (the period of his/her mandate);
    - main management team with which they will work and which should include two Vice-Presidents who are members of the Managing Board, four regular members of the Managing Board and an Executive Director who is not a member of the Managing Board.
- (2). The President and the main management team shall be elected en bloc by secret vote.

(3). A given person may be elected President of the Bulgarian Chess Federation for not more than two successive mandates from the first Reporting and Election Assembly held under the conditions and in the order of the current Statute.

Art. 27. Rights and obligations of the President of the Bulgarian Chess Federation:

1. Represents the Federation before the international, state and public authorities and organizations as well as before third parties and is entitled to conclude contracts on behalf of the Federation;

2. Is responsible for the organizational and financial status of the Federation;

3. Appoints and dismisses the employees of the Federation by concluding Employment Contracts with them and ensures funds for their monthly labour remunerations.

## **MANAGING BOARD**

Art. 28. (1) The operating activity of the Bulgarian Chess Federation shall be managed by a Managing Board comprising 13 (thirteen) members elected at the General Assembly given that 7 of them are elected in the order and under the conditions of Art. 26 and the other 6 – in the general order.

(2) For a member of the Managing Board may be elected even a person who is not a delegate at the General Assembly but is a member of a chess club which is a member of the Bulgarian Chess Federation and has given their written consent for discussing his/her nomination;

Art. 29. The Managing Board of the Bulgarian Chess Federation has the following legal rights:

1. organizes and observes the implementation of the decisions of the General Assembly and reports before it.

2. accepts and expels members of the Bulgarian Chess Federation.

3. manages the whole activity of the Bulgarian Chess Federation.

4. accepts schedules and programs for the activity of the Bulgarian Chess Federation and of the commissions established to it.

5. prepares the budget of the Bulgarian Chess Federation.

6. awards sports titles.

7. considers and settles complaints of members in connection with this Statute.

8. adopts decisions for acquiring, managing and disposing of the property of the Bulgarian Chess Federation including for establishing new independent economic entities.

9. establishes target monetary funds.

10. affirms the Chairpersons and the teams of the Expert Council of the Arbiters' Commission and the other subsidiary bodies. The Chairpersons of the Expert Council and the Arbiters' Commission which are not members of the Managing Board may attend the meeting of the Managing Board of the Bulgarian Chess Federation with a right to advisory vote.

11. affirms the decisions of the commissions which enter into force after that.

12. establishes awards and symbols of the Bulgarian Chess Federation.

13. imposes the stipulated in the Statute penalties for behavior which is incompatible with the sports ethics of members, players and other agents connected with the chess movement: warning for expulsion from the Bulgarian Chess Federation, deprivation of sports titles and

medals of players, temporary suspension from participation in competitions of players and agents, expulsion from the Bulgarian Chess Federation of clubs, arbiters, coaches and players. The last penalty is imposed based on own motives or at the suggestion of the respective club.

14. maintains contact with state, municipal, public, sport, creative, cooperative, commercial companies, foundations and other organizations and private individuals.

15. exercises other legal rights provided to them by the General Assembly.

16. determines the address of management of the Bulgarian Chess Federation.

17. carries out liquidation of the Bulgarian Chess Federation or appoints a person to carry out the liquidation.

18. performs categorization of the clubs with an ordinance.

19. gives opinion before the state authority for registering the chess clubs members of the Bulgarian Chess Federation in the National Register of the Sport Clubs in the Republic of Bulgaria.

20. adopts decisions for the membership of the Bulgarian Chess Federation in other organizations.

21. determines the coaches of the national teams.

22. accepts the rules and order for carrying out socially useful activity.

23. determines control authorities or persons for performing one-time inspections.

24. prepares and adopts the annual report under Art.40, Par.2 of the Law on Non-profit Legal Entities.

Art. 30. The Managing Board works under one-year schedules and holds meetings at least once in two months.

Art. 31. The meetings of the Managing Board are summoned by its President and also upon written request of 1/3 of its members. The meetings of the Managing Board are valid if more than a half of its members are present.

Art. 32. (1) The decisions of the Managing Board of the Bulgarian Chess Federation are adopted with ordinary majority of the attendees with the exception of the ones under Art. 29, item 2, 8 and 16 of the Statute which are adopted with majority of all members.

(2) The Managing Board may adopt a decision without holding a meeting if the Minutes for the decision adopted are signed without any remarks and objections by all members of the Managing Board.

Art. 33. A person with whom there is a bidirectional telephone or other contact which guarantees the establishing of their identity and allows their participation in the discussion and decision making shall be considered as present at the meetings.

## **SUBSIDIARY AUTHORITIES**

Art. 34. (1) The Managing Board determines the number and the type of its subsidiary authorities and affirms their teams. They work by their internal rules and plans which cannot contradict the Statute of the Bulgarian Chess Federation and the decisions of the Managing Board of the Bulgarian Chess Federation.

(2) The members of the Expert Council are nominated at a national meeting of the coaches, specialists and representatives of the chess clubs which are members of the Bulgarian Chess Federation and are affirmed by the Managing Board of the Bulgarian Chess Federation;

(3). The members of the Arbiters' Commission are nominated at a meeting of the Arbiters' Collegium and are affirmed by the Managing Board of the Bulgarian Chess Federation.

## **CONTROL COUNCIL**

Art. 35. The Control Council (CC) of the Bulgarian Chess Federation shall be elected by a General Reporting and Election Assembly and shall comprise 5 (five) people who elect Chairperson of the Control Council among its members at the first meeting after the Election General Assembly. It shall have the following functions:

1. Observes whether the complaints, letters, suggestions and other materials submitted in various bodies of the Bulgarian Chess Federation are reviewed in due time.

2. Checks the status and the implementation of the budget, the spending of the cash and material funds, the keeping of the material facilities.

3. Exercises control over and cooperates for the regular collection of the membership fee.

4. At least once a year, it makes a check-up of the whole activity of the Federation.

5. The Control Council is entitled to receive full information about the activity of the Managing Board and the full-time employees of the Federation.

Art. 36. The Chairperson of the Control Council (or member of the Control Council) may attend the meetings of the Managing Board with a right to advisory vote.

## **EXECUTIVE DIRECTOR**

Art. 37. (1) Executive Director may be any legally capable natural person appointed by the candidate for President of the Bulgarian Chess Federation as a part of the main management team in compliance with Art. 26 and elected in the order stipulated in the Statute.

(2) The relations between the Executive Director and the Bulgarian Chess Federation shall be settled in an Employment Contract or Management Contract. The remuneration of the Executive Director is determined with a decision of the Managing Board of the Bulgarian Chess Federation.

(3) The Executive Director may be discharged at the suggestion of the President of the Bulgarian Chess Federation at any time with a decision of the General Assembly.

Art. 38. Rights and obligations of the Executive Director of the Bulgarian Chess Federation:

1. Represents the Federation before the international, state and public authorities and organizations as well as before third parties having the right to conclude contracts on behalf of the federation;

2. Is responsible for the organizational and financial status of the Federation;

3. Appoints and dismisses the employees of the Federation by concluding Employment Contracts with them and ensures funds for their monthly labour remunerations.

4. All contracts with companies, organizations and private individuals for expenses exceeding 5000 (five thousand) BGN shall be concluded after a written consent of the Managing Board of the Bulgarian Chess Federation.



5. The Executive Director is obliged to strictly implement all decisions of the Managing Board and of the General Assembly of the Bulgarian Chess Federation, including the ones which restrict their representative power with respect to third parties and/or with respect to the method and volume of spending the funds of the Bulgarian Chess Federation.

## **REPRESENTATION**

Art. 39. The Bulgarian Chess Federation shall be represented by the President and by the Executive Director jointly and severally.

## **V. FINANCIAL RESOURCES OF THE BULGARIAN CHESS FEDERATION**

Art. 40. (1) The financial organization of the Bulgarian Chess Federation shall be formed in compliance with the normative base of the non-productive sphere. The expenses cannot exceed the revenues received.

(2). The Bulgarian Chess Federation shall not allocate profit.

Art. 41. The financial activity, as well as the liability for spending the funds is done by the Executive Director and the Accountant under the management of the President of the Bulgarian Chess Federation.

Art. 42. The Bulgarian Chess Federation prepares its own financial plan for the revenues and expenses for one calendar year.

Art. 43. Each financial plan is drawn up upon equalizing (balance) or exceeding of the revenues over the expenses.

Art. 44. The Bulgarian Chess Federation forms its revenues from membership fees, target funds allotted by public and state sport organizations, sponsors, donators and revenues under Art. 6, Par. 1, item 2.

## **V. SYMBOLS, SIGNS AND RITUALS OF THE BULGARIAN CHESS FEDERATION**

Art. 45. The Bulgarian Chess Federation has its own flag, seal, emblem, membership card, sign of honour, etc.

Art. 46. The symbols and rituals as well as the statute related to them shall be accepted by the Managing Board of the Bulgarian Chess Federation.

## **VI. TERMINATION**

Art. 47. The Bulgarian Chess Federation shall terminate its activity in accordance with the provisions of Art.13 of the Law on Non-profit Legal Entities.

Art. 48. Upon termination of the Bulgarian Chess Federation, liquidation shall be performed by the Managing Board or by a person assigned by them.

Art. 49. The property which remains after satisfying the creditors shall be provided by a decision of the court to a non-profit legal entity determined for carrying out socially useful activity with the same or similar non-profit activity.

*This Statute has been accepted and signed by the delegates of the General Assembly of the Bulgarian Chess Federation held on 24<sup>th</sup> March 2007 in the City of Sofia, amended by the delegates of the General Assembly of the Bulgarian Chess Federation held on 30<sup>th</sup> January 2010 in the City of Plovdiv, amended and supplemented by the delegates of the Bulgarian Chess Federation held on 27<sup>th</sup> October 2012 in the Town of Bankya, Sofia.*