

CONSTITUTION
- of -
WORLD SWIMMING COACHES
ASSOCIATION

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1. NAME

- 1.1 The Association shall be known as "World Swimming Coaches Association". The abbreviations shall be "WSCA".
- 1.2 WSCA is a non-profit entity established under the laws and regulations of the United States of America - non-profit corporation.
- 1.3 All activities shall be conducted according to rules and laws governed by United States of America - non-profit corporation.

2. OBJECTIVES of WSCA

- 2.1 Representing the interests of the world's swimming coaches towards any other national and international body or organization, including FINA.
- 2.2 Providing leadership and assistance in the sport of swimming and swimming coaching, through:
 1. Cooperating with other interest groups.
 2. Organizing international seminars, forums, and clinics.
 3. Creating exchange programs between countries.
 4. Assisting in publishing and distributing written and filmed materials.
- 2.3 Encouraging, developing and educating swimming coaches.
- 2.4 Encouraging and promoting swimming competition throughout the world, free of drugs, doping or any other method of performance-enhancement.
- 2.5 Establishing and safeguarding the status, welfare and interest of all members, with the object of increasing the prestige of WSCA and its members.
- 2.6 Providing continual recognition for outstanding performances of Swimmers, Coaches, Scientists within the sport of swimming.
- 2.7 Assisting members understand existing rules and regulations, which affect them.
- 2.8 Assisting all National Swimming Coaches Associations, or similar national organizations in developing international goodwill.
- 2.9 Recommending the coordination and standardization of Rules and Regulations to Governing Bodies in the Sport of Swimming, including FINA and Continental Swimming Organizations.
- 2.10 Encouraging affiliation of organizations, which have objects wholly or partly similar to those of WSCA, including FINA, Continental Swimming Organizations and such other bodies as may be necessary, to achieve these WSCA Objects.
- 2.11 Pursuing and entering into such commercial arrangements with any organization, corporation or other body, including sponsorship and marketing opportunities as are appropriate, to further these WSCA Objects.
- 2.12 Ensuring compliance with the WSCA rules and by-laws, as amended from time to time,

- 2.13 Encouraging the development and maintenance of swimming facilities in accordance with the high standards set for competitive swimming.
- 2.14 Undertaking all reasonable and legal actions necessary to enable these WSCA Objects to be achieved and to enable Members and Member Associations to receive the benefits, which these Objects are intending to achieve.

3. FISCAL YEAR

The fiscal year will commence on 1st of January and cease on 31st of December.

4. APPLICATION OF INCOME

- 4.1 All income being collected by the three Regional WSCA Offices (ASCTA for Oceania/Asia; BSCTA for Europe/Africa; ASCA for Americas), who keep 1/3 of the income for administrative purposes,
- 4.2 The remaining 2/3 of all income is to be administrated by the WSCA Executive Director.
- 4.3 The income and property of WSCA is to be applied solely towards the promotion of the Objects.
- 4.4 No portion of the income or property of WSCA is to be paid or transferred, directly or indirectly by way of dividend, bonus or otherwise to any Member.
- 4.5 No remuneration or other benefits in money or money's worth is to be paid or given by WSCA to any Member who holds any office of WSCA.
- 4.6 Nothing contained in rule (4.2) and (4.3) prevents payment in good faith to any Member:
 - 4.6.1 for any services actually rendered to WSCA, whether as an employee or otherwise;
 - 4.6.2 for goods supplied to WSCA in the ordinary and usual course of business;
 - 4.6.3 of interest on money borrowed from any Member(s);
 - 4.6.4 of rent for premises demised or let by any Member(s) to WSCA.
 - 4.6.5 for any out-of-pocket expenses incurred by the Member on behalf of WSCA.
 - 4.6.6 provided, that any of the above payments does not exceed the amount ordinarily payable between ordinary commercial parties dealing at arms length in a similar transaction.

5. DISTRIBUTION OF PROPERTY UPON DISSOLUTION

If upon winding up or dissolution of WSCA, there remains, after satisfaction of all the debts and liabilities, any assets or property, the same must not be paid to or distributed amongst the Members,

but must be paid to or distributed to an organization or organizations having objects, which prohibits the distribution of its or their income and property among its or their members to an extent at least as great as is imposed on WSCA by rule 4. Such organization to be determined by the Members at or before the time of dissolution

6. MEMBERSHIP APPLICATION and REGISTRATION

- 6.1 Person(s) may become member(s), if and only if already established as member(s) in their respective National Swimming Coaches Association or similar national swimming organization.
- 6.2 National Swimming Coaches Association and Individual Coaches may apply for membership, if and only if they fill the requirements.
- 6.3 All members shall be registered annually with proof of their existing membership in their respective National Swimming Coaches Association or similar national swimming organization, upon request.

7. EFFECTS OF MEMBERSHIP

Members agree that:

- 7.1 this Constitution constitutes a contract between each of them and WSCA and that they are bound by this Constitution and its By-Laws,
- 7.2 they must comply with and observe this Constitution and its By-laws and any determination, resolution or policy, which may be made or passed by the Board of Directors,
- 7.3 by submitting to this Constitution and the By-Laws, they are subject to jurisdiction of WSCA;
- 7.4 this Constitution is made in pursuit of a common object, namely the mutual and collective benefit of WSCA and its Members;
- 7.5 this Constitution and By-Laws are necessary and reasonable for promoting the WSCA Objects and particularly the advancement and protection of WSCA members.
- 7.6 they are entitled to all benefits, advantages, privileges and services of WSCA membership.

8. LIFE MEMBERSHIP

The Board of Directors may, from among persons, who have provided long and meritorious service to WSCA, appoint Life Members in recognition of their efforts in furthering the WSCA Objects and/or interests.

9. CESSATION OF MEMBERSHIP

A person ceases to be a Member of WSCA, if the person resigns or is expelled.

10. MEMBERSHIP FEES

Membership fees shall be determined at the General Congress by the Board of Directors, and be retained for a four (4) year term.

11. REGISTER OF WSCA MEMBERS

- 11.1 The Executive Director must keep and maintain a register of all Members at the WSCA principal place of administration,
- 11.2 The name, address and email address of each member, the date on which the person became a member and such other information as may be required must be entered in this register.
- 11.3 Having regard to privacy and out of confidentiality considerations, an extract of the register, including the address of any Life Members or Director, is to be kept available for inspection by Members.
- 11.4 The register shall not be copied, sold or passed to a third party, unless Members have given individual written permission for their names to be used for commercial use by WSCA.

12. DISCONTINUANCE OF MEMBERSHIP

If a Member's obligation to pay money under this Constitution remains due and unpaid for more than 3 months after the start of the new financial year, the Board, at the Executive Director recommendation, may suspend or terminate the Member's membership of WSCA, or otherwise impose such conditions on the Member's membership, as the Board sees fit.

13. EXPULSION

- 13.1 Any member may be censured, suspended or expelled by the Board of directors for any conduct which, in the opinion of the Board of Directors, deems to be improper or prejudicial to the welfare and reputation of WSCA and its members.
- 13.2 No such action shall be taken except at a regular or special meeting called for such purpose.
- 13.3 Written notice shall be given to the member of the complaint against him/her, at least sixty (60) days prior to the date of the meeting.
- 13.4 The member may submit to the Board of Directors a written answer to the complaint.
- 13.5 Any suspended or expelled member shall not participate in any of WSCA's activities.

14. BOARD of DIRECTORS and OFFICERS

- 14.1 There shall be eight (8) Members on the Board of Directors.
- 14.2 The Directors of the WSCA Board shall be nominated by their respective National Coaches Associations and each represent a nation taking part in international swimming competition and serve a term of four years.

14.3 Board Members may hold a Director's Seat for as many consecutive term(s) as desired by his National Coaches Association.

14.4 The results of the FINA Nation Rankings at World Swimming Championships, held every four (4) years (2005,2009, etc.), determine the number of Directors each Nation may nominate:

1st nation in FINA team score: 3 Directors,

2nd nation in FINA team score: 2 Directors,

3rd nation in FINA team score: 1 Director.

These 6 Board Members will select 2 further Board members from the remaining finalist Nations, preferably from continents not yet represented on the Board.

The full Board of eight Directors elect from their Ranks one President and two Vice-Presidents. These Officers preferably coming from 3 different Continents.

14.5 The full Board of eight Directors under guidance of the newly elected President appoint the WSCA Executive Director, who will perform the duties of Treasurer and Secretary of WSCA. Subject always to the law, the Board will determine necessary requirements and qualifications for eligibility.

15. WSCA GENERAL CONGRESS

15.1 One General Congress shall be held, at least once every four years, during the Gold Medal Clinic or as determined by the members at the previous General Congress.

15.2 Every National Coaches Association, paying an annual membership fee, can send one delegate to the Congress. This delegate will have voting rights.

15.3 The Congress has the power to change and approve changes of the WSCA Constitution and By-Laws.

16. MEETINGS

Meetings and other WSCA Activities can be arranged throughout the year to establish and safeguard the status, welfare and interest of all members and to increase the prestige of WSCA and its members.

16.1 Board of Directors Meetings shall be held as required during the year. These Meetings can be organized in the form of Telephone or Internet Conferences.

16.2 Board of Directors Meetings are open meetings. Person(s) not on the Board of Directors may speak with permission of the President, but shall not vote.

16.3 All committees shall be appointed by, and meet the approval of, the Board of Directors.

16.4 Notice of Meetings are to be given for:

16.4.1 General Congress and/or Special Meetings - ninety days prior notice

16.4.2 Board of Director Meetings - sixty days prior notice.

16.4.3 Special Board Meeting may be called by a minimum of three of the eight Board Members, provided sixty days prior notice be given to all Board Members.

16.5 The quorum for the Board of Directors Meeting shall be five(5) voting members.

16.6 Attendance of all Officers of the Executive and Board of Directors is mandatory, when meeting upon matters regarding change of policy.

17. ADDITIONS, ALTERATIONS and AMENDMENTS

17.1 No additions, alterations or amendments must be made to this Constitution unless a Special Resolution has been approved by the Congress.

17.2 All WSCA members shall be notified in writing of proposed changes to the Constitution or By-Laws at least sixty (60) days prior to General Congress.

18. AWARDS

18.1 The "World Coaches of the Olympiad" shall be elected by the Board of Directors at the Gold Medal Clinic:

18.1.1 In the Olympic Year, ten (10) nominee Coaches shall be selected by a sub-committee of the Board of Directors, and their achievements noted and publicized during the ensuing year.

18.1.2 each nominee Coach shall receive a cash prize.

18.1.3 The "World Coach of the Olympiad" shall receive a cash prize.

Niels E. Bouws, WSCA President
John Leonard, WSCA Executive Director