Regulations Regarding the Election of the Panam Sports President and other Panam Sports Executive Board Members 2024

Background

1. In October, 2024, there will be held a Panam Sports General Assembly in order to elect the President and other Executive Board members for the quadrennium 2024-2028.

2. The Panam Sports Constitution details which positions are to be filled by election and sets out the basic election rules in Article 15.

3. The Executive Board of Panam Sports has the power of enact regulations in furtherance of the Constitution.

4. In order to ensure a fair and level playing field for the election of the Panam Sports President and other Executive Board members, the Panam Sports Executive Board enacts these Election Regulations ("regulations"):

Article 1 – Scope

1.1. These regulations apply to the Panam Sports Executive Board electoral process including the election of the President and other Executive Board members for each electoral quadrennium.

Article 2 – General Conduct

2.1. In these regulations a "candidate" refers to any persons running for President or any other elected position on the Panam Sports Executive Board.

2.2. Each candidate may promote his or her candidature, subject to respecting the provisions of these regulations.

2.3. The promotion of a candidature shall be conducted with dignity and moderation.

2.4. The conduct of a candidature shall comply with the provisions of Panam Sport's Compliance Policy and Code of Ethics.

Relations with NOCs and NOC Officials

Article 3 – Candidature Documentation

3.1. Each candidate may, if he or she wishes to, outline and describe to NOC Presidents and NOC Secretary-Generals his or her future plans for Panam Sports as President or as a member of the Panam Sports Executive Board, in the form of a written document, distributed to the Presidents and Secretary-Generals of the Panam Sports NOC members by whatever means the candidate chooses. However, this document shall only be sent and shared with NOC Presidents and Secretary-Generals, and candidates shall refrain from participating in any promotional and/or communication campaign based on their written document. A copy of the document shall be submitted to the Panam Sports Secretary General to ensure compliance with these regulations, the Panam Sports Compliance Policy and the Panam Sports Code of Ethics.

Article 4 – Promotion

4.1. The promotion of a candidature for Panam Sports President or any other elected Panam Sports Executive Board position shall exclude any form of publicity, including the use of new media or social networks.

Article 5 – Trips and Visiting NOC Officials

5.1. Candidates shall limit the number of trips that they make with a view to promoting their candidature in order to avoid excessive expenditure, which could lead to being a factor of inequality amongst candidates.

Article 6 – No Public Meetings

6.1. No public meeting or gathering of any kind may be organized in the framework of promoting a candidature.

Article 7 – No Assistance

7.1. No assistance, whether financial, material or in kind, be it direct or indirect, may be given to candidates by an NOC (other than his or her own NOC) or NOC official, including NOC Presidents and Secretary-Generals. If offered such assistance, the candidate concerned has the duty to refuse it and to inform the Panam Sports Secretary-General accordingly of the particulars of the offer made and from whom it was made.

Article 8 – No Gifts or Benefits

8.1. Candidates may in no case and under no pretext give presents, offer donations or gifts or grant advantages of whatever nature, including the exclusion of even those of nominal value, to any person or organization.

Article 9 – No Promises

9.1. No candidate may enter into a promise or undertaking to be performed, whatever the timing of such performance, for the direct or indirect personal benefit of a Panam Sports NOC official. Any election campaign promises that are for the benefit of any one or more Panam Sports NOCs must not be concealed and must be publicly disclosed prior to the election.

Article 10 – Moderation Regarding Visits

10.1. Visits between candidates and NOCs and NOC officials are not encouraged and must be moderate in number, if any at all. Any such visits organized specifically in connection with a candidature shall be reported to the Secretary General.

Relations with Panam Sports Community, Panam Sports and Pan American Games Sponsors, and Third Parties

Article 11 – Neutrality

11.1. Panam Sports Honorary Members, ACODEPA, Pan American Sport Confederations, Pan American Games Organizing and Bid Committees, Panam Sports or Pan American Games sponsors and partners, and all other third parties associated with Panam Sports shall remain neutral. They shall refrain from making any public declaration and may in no way support a candidature. However, nothing in this Article prevents an NOC or group of NOCs from declaring support for a particular candidate. The intent of this Article is to avoid those who are not members of the Panam Sports NOC family from interfering, intentionally or unintentionally, in the election process.

Article 12 – No Mandatory Instructions

12.1. Candidates may not accept mandatory instructions from any public or private, natural or legal person.

Article 13 – No Undertakings

13.1. Candidates may not enter into any form of undertaking with any natural or legal person likely to affect their freedom of decision or action as President of Panam Sports or as a member of the Panam Sports Executive Board.

Article 14 – No Assistance

14.1. No direct or indirect assistance, be it financial, material or in kind, may be given to candidates by Panam Sports Community members or any third party, except for a candidate's own NOC. If offered such assistance, the candidate concerned has the duty to refuse it and to inform the Panam Sports Secretary General accordingly.

Relations with the Media

Article 15 – Media and Publications

15.1. Candidates may grant interviews to the media.

15.2. No form of publicity may be devoted to a candidate regardless of the backer.

15.3. All communications undertaken by the candidate shall strictly respect the other candidates and shall in no way be prejudicial to any other candidate.

Article 16 – Debates and Speeches

16.1. Candidates may not take part in any public debate or engage in any public speeches promoting their candidacy, regardless of the organizer, except as may be sanctioned by the Panam Sports Executive Board.

Article 17 – No Communications Services

17.1. No use, free of charge or in return for payment, of the services of a journalist or the media may be made in order to place a candidature at an advantage or a disadvantage.

Relations with Other Candidates

Article 18 – Respect Due to Candidates

18.1. Each candidate shall, in the framework of promoting his or her candidature, respect the other candidates, Panam Sports NOCs and their officials, and Panam Sports staff.

Article 19 – Prejudice to a Candidature

19.1. No candidate may by means of spoken word or by the production of written text or representation of any nature communicate anything likely to harm the image of another candidate or cause him or her prejudice.

Article 20 – No Collusion

20.1. No understanding, coalition or collusion between or among candidates with intent to influence the result of the vote is allowed.

Relations with Panam Sports Administration

Article 21 – General Relations

21.1. The Panam Sports administration shall maintain a strict duty of neutrality at all times.

21.2. The members of the Panam Sports administration shall limit their relations with the candidates to matters in the normal course of Panam Sports business.

Article 22 – No Panam Sports Administration Support

22.1. No support or service in relation to a candidature may be requested from any member of the Panam Sports administration.

Article 23 – No Concealed Promotions

23.1. Concealed promotion in the form of technical meetings or any other events is prohibited. No event involving Panam Sports NOCs or Panam Sports NOC officials, at which a candidate will or may attend, may be organized and held prior to the election without the approval of the Panam Sports Executive Board.

Election

Article 24 – Manner of Election and Freedom to Vote

24.1. The election of the President and other elected Executive Board members shall be held in accordance with Article 15 of the Panam Sports Constitution.

24.2. The elections shall be conducted by means of secret ballot. However, if there is only one candidate for a given elected position he or she may be declared elected by acclamation without the necessity of a ballot.

24.3. No person shall engage in any act that in any way fetters the discretion of an NOC to freely cast its ballot in whatever manner it wishes.

Breaches of Directions

Article 25 – Independent Inquiry

25.1. Any interested party shall bring any breach of these regulations to the attention of the Secretary General who shall in turn immediately bring the matter to the attention of the Executive Board. The Panam Sports Executive Board may then adopt any provisional measures it deems appropriate and shall appoint the Chair of the Panam Sports Legal Commission to undertake an inquiry into the matter.

Article 26 – Sanctions

26.1. If the Chair of the Legal Commission determines in his inquiry, on the balance of probabilities, that there has been a breach of these regulations, the Chair of the Legal Commission, after having first advised the Executive Board of his conclusions and recommended sanctions, if any, shall,

1. Communicate the conclusions of his inquiry to the candidate in question with such observations as he may deem appropriate, which may be made public if so directed by the Executive Board; or

2. Issue a warning in conformity with his prior advice of the Executive Board, which will be made public, including posting on the Panam Sports website.

26.2. In the event of a serious breach of these regulations, immediately after communication of the conclusions of the inquiry as provided in Article 26.1, the Executive Board after having provided the candidate with the opportunity to be heard shall impose such sanctions as it deems appropriate including, if deemed appropriate, disqualification from the election.