



Swiss e-Sports Federation  
Schweizerischer e-Sports Verband  
Fédération Suisse de l'e-Sports  
Federazione Svizzera di e-Sports

# Statutes

Version May 2017

## 1. TERMS

**SeSF** «Swiss e-Sports Federation» (German: «Schweizerischer e-Sports Verband», French: «Fédération Suisse d'e-Sports», Italian: «Federazione Svizzera di e-Sports»).

**IeSF** «International e-Sports Federation»

## 2. GENERAL DISPOSITIONS

### Art. 1: Name, legal form and domicile

- 1 The Swiss e-Sports Federation (German: "Schweizerischer e-Sports Verband"; French: "Fédération Suisse d'e-Sports"; Italian: "Federazione Svizzera di e-Sports") is an association according to Art. 60 ff. of the Swiss Civil Code (CC) and is registered in the Swiss commercial register.
- 2 The association's domicile is the domicile of the acting president.

### Art. 2: Purpose

- 1 The association aims to:
  - (a) address the needs of all stakeholders in e-Sports from all linguistic regions of Switzerland;
  - (b) represent the interests of all its members to the outside;
  - (c) comply with the requirements of the members to the Association;
  - (d) carry out or assist e-Sports events (e.g. championships, cups, qualifications, etc.);
  - (e) incorporate or define and enforce rules and regulations in e-sports;
  - (f) promote the understanding of e-sports (competition-oriented games on an electronic platform) in public (especially in media, public sector, public);
  - (g) establish e-Sports as an official sport;
- 2 The association is a charitable non-profit association.

### Art. 3: Neutrality, non-discrimination, ethics and language

- 1 The association is politically and religiously neutral.
- 2 The Association prohibits any discrimination on grounds of ethnic origin, gender, language, religion, political and other reasons.
- 3 The association is committed to a healthy, respectful and fair competition.
- 4 The communication of messages of organs of the Union must take place in two national languages. If the communication in the required languages cannot be guaranteed, a communication in English must be offered.
- 5 The Swiss e-Sports Federation recognizes the Charter of Ethics in Sport of Swiss Olympic, and promotes it among its members.

### Art. 4: Membership of the association

- 1 The association is a member of International e-Sports Federation (IeSF).
- 2 If it serves its statutory objectives, it can join other national or international organizations by decision of the Board.

### **3. MEMBERSHIP**

#### **3.1. MEMBERSHIP CATEGORIES**

##### **Art. 5: Ordinary members**

- 1 Ordinary members of the Association are recorded e-sports teams, and recorded organizations which organize physical events with gaming and/or e-Sports tournaments.
- 2 Full members must have their headquarters in Switzerland.
- 3 Full members must be legal entities and have their own legal personality.

##### **Art. 6: Extraordinary members**

- 1 Extraordinary members of the association are recorded natural and legal entities which are active in e-Sports do not fall into the category of ordinary members.
- 2 Extraordinary members must have their headquarters in Switzerland.
- 3 Extraordinary members shall be legal or natural persons and have their own legal personality.

##### **Art. 7: Honorary members**

- 1 Honorary members of the association are the individuals who were elected by the General Assembly as such, e.g. due of special services for Swiss e-Sports.

#### **3.2. ESTABLISHMENT AND TERMINATION OF MEMBERSHIP**

##### **Art. 8: Establishment of membership**

- 1 A membership application must be submitted in writing to the Board of the Association.
- 2 The final decision of the admission is the responsibility of the General Assembly. The Board decides on the interim admission until the next General Assembly. Temporarily admitted members have equal rights and obligations as the other members of the association.
- 3 Candidates must have existed for at least six months' prior the application.
- 4 Temporarily admitted members are required to attend the next General Assembly where the final decision of their admission is made. Temporarily admitted members may be exempt from this obligation given they present a valid excuse for their absence. The board alone decides upon the validity of the excuse. In case of an unexcused absence of the temporarily admitted member, the temporarily admitted membership expires automatically and the General Assembly will not make a final decision on the admission.

**Art. 9: Termination of membership**

- 1 The membership of the association ends
  - (a) by resignation;
  - (b) by dissolution;
  - (c) by exclusion. The General Assembly may exclude an organization by an absolute majority of valid votes cast for the following reasons:
    - (i) behavior which seriously affected the reputation of the Association or Swiss e-Sports;
    - (ii) Inactivity.
- 2 The resignation must be submitted in writing to the board.
- 3 A member that has decided its dissolution, must inform the Board in writing.
- 4 Any outstanding financial obligations of a member that have occurred prior to the member's resignation from the federation or the dissolution of that member, remain for the current year, independently from the member's resignation or dissolution.

**3.3. RIGHTS AND OBLIGATIONS OF MEMBERS****Art. 10: Rights of members**

- 1 The Association's members have the rights which they are granted by the statutes and decisions of the association.
- 2 In particular, they have the right to participate in the organs and the competitions of the association, as well as benefit from the resources provided by the Association to its members.

**Art. 11: Obligations of members**

- 1 The Association's members have obligations to:
  - (a) demonstrate loyalty to the Association;
  - (b) meet the financial obligations to the Association;
  - (c) respect the decisions of the Association and to comply;
  - (d) comply with all other obligations arising under these statutes.
  - (e) indicate their membership in the SeSF on their website;
  - (f) submit an annual report of their activities in the past year;
  - (g) pay membership fee determined as defined herein.

## **4. ORGANS**

### **4.1. GENERAL DISPOSITIONS FOR ALL ORGANS**

#### **Art. 12: Organs of the association**

- 1 The bodies of the association are:
  - (a) General Assembly
  - (b) Board
  - (c) Revision board
  - (d) Control Commission

#### **Art. 13: Reporting**

- 1 With the exception of General Assembly all organs have to report annually. These reports must be submitted to the next Annual General Assembly for approval.

#### **Art. 14: Abstain from voting**

- 1 In matters where there is a personal interest or the appearance of such an interest, the according persons abstain from voting.

#### **Art. 15: Term of office and vacancies**

- 1 The term of office of elected members of organs of the Association shall be one (1) year.
- 2 For vacancies in organs of the Association during a term of office, the Board shall appoint one member ad interim until the next General Assembly.

#### **Art. 16: Representation of linguistic regions**

- 1 At least two language regions must each be represented with at least one member in every organ of the association.

### **4.2. GENERAL ASSEMBLY**

#### **Art. 17: Composition and right to vote**

- 1 The General Assembly consists of all members of the Association.
- 2 Each ordinary member has one vote. Delegation or postal voting are excluded.
- 3 Extraordinary and honorary members are excluded from voting.
- 4 Guests may attend an Ordinary General Assembly by invitation of the Board, or attend an Extraordinary General Assembly by invitation of the organ or the group of ordinary members who have requested the convocation.

**Art. 18: Responsibilities**

- 1 Duties and powers of the General Assembly:
  - (a) Approval of the minutes of the last General Assembly;
  - (b) decision on the admission of members;
  - (c) approval of the annual reports of all the organs;
  - (d) approval of the annual budget and the annual membership fees;
  - (e) processing requests of the organs of the Association as well as the ordinary and extraordinary members;
  - (f) Approval of the statutes;
  - (g) election of the members of the organs of the association;
  - (h) dissolution of the association.

**Art. 19: Ordinary General Assembly**

- 1 The Annual General Assembly takes place once a year.
- 2 Place and date of the General Assembly must be announced to the members at least 30 days in advance.
- 3 The distribution of the agenda, the annual reports shall be arranged by the Board. It is sent to the members at least one week prior to the meeting.

**Art. 20: Extraordinary General Assembly**

- 1 An extraordinary General Assembly is called by decision of the Board, the Control Commission or at the request of at least one fifth of the ordinary members.
- 2 Place and date of the extraordinary General Assembly must be announced to members at least 20 days in advance.
- 3 The distribution of the agenda shall be arranged by the Board. It is sent to the members at least one week prior to the meeting.
- 4 The Extraordinary General Assembly may only decide on matters defined by the organ or the group of ordinary members who have requested the convocation.

**Art. 21: Quorum**

- 1 Each duly convened ordinary and extraordinary General Assembly regardless of the number of members present constitute a quorum.

**Art. 22: Motions and nominations**

- 1 Ordinary Members, extraordinary Members and the organs of the Association have right to propose motions and nominations to the General Assembly.
- 2 Motions and nominations to the General Assembly must be sent to the board in writing at least 10 days in advance (including the 10th day).

**Art. 23: Presidency**

- 1 The General Assembly is chaired by the President of the association.
  - 2 In absence of the President the presidency of the General Assembly falls to another member of the board.
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- 3 In absence of board members or by majority vote of the ordinary members present, a presidency can be elected for the day or for individual points of the agenda.

**Art. 24: Decisions**

- 1 Votes are placed openly, unless a simple majority of the ordinary members present decides a secret election in each individual case.
- 2 Decisions are made by a simple majority of the votes cast. Abstentions are not counted.
- 3 People elections are made in the first round with an absolute, on the second round with a simple majority of the votes cast. Abstentions are not counted. Between candidates with equal number of votes in the second round, lots are drawn.
- 4 The following resolutions require the 2/3 majority of the votes cast, where abstentions are not counted:
  - (a) The inclusion of motions not on the agenda;
  - (b) The adoption, the amendment or the temporary abrogation of Articles in the statutes;
  - (c) The decisions on the expulsion of members;
  - (d) The dissolution of the association.
- 5 If there's only a single candidate for a specific vote, they need absolute majority in any case.

**Art. 25: Protocol, entry into force of decisions, and publications**

- 1 The decisions of the General Assembly must be recorded in a protocol.
- 2 The protocol shall be sent to the board without delay.
- 3 Decisions enter into force upon the closing of the General Assembly, unless the General Assembly decides otherwise.
- 4 The decisions taken and the new statutes texts must be published within two weeks after the General Assembly in the official communications.

**4.3. BOARD****Art. 26: Composition and election**

- 1 The board consists of
  - (a) The President;
  - (b) The Vice-President;
  - (c) The Treasurer;
  - (d) Two other members.
- 2 Each member of the board is elected by the General Assembly individually.
- 3 Should a Board member for any reason resign from his position, the remaining Board members can assign a new Board member via co-optation until the next General Assembly. During the next General Assembly, a definite successor for the rest of the term will be elected.
- 4 Only the position of the President and the Treasurer are specifically elected by the General Assembly. The Vice President is chosen internally by the board.

**Art. 27: Quorum and decisions**

- 1 Each Board member has one vote.
- 2 Decisions are taken by absolute majority.
- 3 The Board may take decisions by correspondence.

**Art. 28: Responsibilities**

- 1 The board represents the association externally. It regulates the authorized signature for the association.
- 2 Board members sign jointly, and at least one of the signatories shall either be the President, Vice-President or Treasurer.
- 3 The board shall supervise the activities of the Association in all respects. It has all the powers that are neither legally nor statutorily transferred to another organ.
- 4 In particular, the Board has the task of ensuring the statutory objectives of the Association, the coordination of national teams, Swiss E-Sports Championships, as well as matters with the International e-Sports Federation.
- 5 The board is responsible for the following decisions:
  - (a) distribution of the Association's tasks;
  - (b) appointing vacancies ad interim;
  - (c) planning of the General Assembly;
  - (d) temporary admission of new members until the next General Assembly.

**4.4. REVISION BOARD****Art. 29: Audit requirement**

- 1 The association must audit its accounts by an external revision board if one of the following sizes will be exceeded in the current fiscal year:
  - (a) annual budget of CHF > 250,000;
  - (b) > 1 FTEs on an annual average.

**Art. 30: Composition and election**

- 1 The revision board shall consist of three (3) persons.
- 2 The members of the revision board are elected by the General Assembly.
- 3 Members of the Board must not be members of the Revision Board.
- 4 Should a Revision Board member for any reason resign from his position, the remaining Revision Board members can assign a new board member via co-optation until next General Assembly. During the next General Assembly, a definite successor for the rest of the term will be elected.

**Art. 31: Responsibilities of the revision board**

- 1 The revision board audits the financial statements of the association and gives a recommendation on the approval of the financial statements to the General Assembly.
  - 2 When suspecting mismanagement, the revision board may inform the Control Commission.
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**Art. 32: Quorum and decisions**

- 1 Each member of the auditors shall have one vote.
- 2 Decisions are taken by unanimity.
- 3 The auditors may take decisions by correspondence.

**4.5. CONTROL COMMISSION****Art. 33: Composition and election**

- 1 The Control Commission shall be composed of exactly five (5) persons and must meet the following conditions:
  - (a)  $\geq 1$  representative of a team which is an ordinary member of the association;
  - (b)  $\geq 1$  representative of an event organizer which is an ordinary member of the association;
  - (c) each  $\geq 1$  representative each from at least two linguistic regions of Switzerland;
  - (d) one (1) representative of the revision board (if any).
- 2 The members of the Control Commission shall be elected by the General Assembly.
- 3 Members of the Board may not be elected to the Control Commission.
- 4 Should a member of the Control Commission for any reason resign from his position, the remaining members of the Control Commission can assign a new board member via co-optation until next General Assembly. During the next General Assembly a definite successor for the rest of the term will be elected.

**Art. 34: Responsibilities of the control commission**

- 1 The Control Commission shall monitor the activities of the board.
- 2 If in the activities of the board, the Control Commission sees a threat to the integrity and/or interests of the Association and its members, the Control Commission may unanimously request an extraordinary General Assembly.

**Art. 35: Quorum and decisions**

- 1 Each member of the Control Commission shall have one vote.
- 2 Decisions are taken unanimously.
- 3 The Control Commission may take decisions by correspondence.

## 5. FINANCES

### **Art. 36: Revenue streams of the association**

- 1 The revenue of the Association consists of:
  - (a) membership fees;
  - (b) revenue from the participation of national teams at World Championships and similar competitions;
  - (c) proceeds from marketing of media rights;
  - (d) proceeds from marketing of national teams, competitions, etc.;
  - (e) various subsidies and grants;
  - (f) statutory and regulatory fees;
  - (g) any other income.

### **Art. 37: Annual membership fees**

- 1 The Membership fee is determined by the General Assembly. The amount defined by the General Assembly enters into force on January 1st of the following year.
- 2 The obligation to pay membership fee begins with the definite member admission by a General Assembly, starting with the membership fee of the year of that General Assembly.
- 3 Temporarily Admitted Members are exempt from the membership fee.

### **Art. 38: Accounting year and responsibilities**

- 1 The financial year coincides with the calendar year.
- 2 The administration of accounting, financial control and financial planning is the responsibility of the Board.

### **Art. 39: Financial statements**

- 1 The board must provide the General Assembly with an annual financial statement every year.

### **Art. 40: Dissolution of the association**

- 1 In case of dissolution of the association the General Assembly decides on the appropriation of the liquidation proceeds.

### **Art. 41: Liability**

- 1 For the liability of the association solely the association's assets shall be liable. The personal liability of the members for the debts of the association is excluded.

## 6. FINAL DISPOSITIONS

### **Art. 42: Unforeseen cases**

- 1 The Board alone decides in all cases unforeseen in these statutes.
- 2 In case of differences between the various language versions of official texts of the association, the German version is binding.

### **Art. 43: Adoption and entry into force**

- 1 These statutes were adopted by the extraordinary General Assembly on May 13th 2017.
- 1 These statutes come into force on May 14th 2017.

The Swiss e-Sports Federation

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President:  
Vinzenz Kögler

Vice President:  
Boris Mayencourt