# CONSTITUTION



PAN AMERICAN CYCLING CONFEDERATION (COPACI)



### **TABLE OF CONTENTS**

| Article 1 - | Title, registration, financial exercise, Official Languages |
|-------------|---|
| Article 2 - | Identity, purpose   |
| Article 3 - | Principles  |

Article 5 - Exclusion

**Article 4 - Membership** 

**Article 6 - Suspension of membership rights** 

**Article 7 - Bodies** 

**Article 8 - Congress** 

**Article 9 - Duties of Congress** 

**Article 10 - The Management Committee** 

**Article 11 - Management Committee duties** 

**Article 12 - The President** 

**Article 13 - The Executive Committee** 

**Article 14 - Elections** 

Article 15 -COPACI members' voting delegates and substitute voting delegates for the UCI Congress

**Article 16 - Election of Area Vice-Presidents** 

Article 17 - Election of Pan American candidates for the UCI Management Committee

**Article 18 - Finance** 

**Article 19 - COPACI office** 

**Article 20 - Minutes** 

**Article 21 - Commissions** 

**Article 22 - The electoral monitoring commission (EVMC)** 

**Article 23 - COPACI Merit** 

**Article 24 - Disputes** 

Article 25 - Decision- making

**Article 26 - Internal rules** 

**Article 27 - Dissolution** 

Article 28 - Compliance with the Constitution and the Regulations of the UCI

Article 29 - Entry into force

### **ANNEX 1**

List of Federations affiliated with COPACI

### Article 1 Title, Registration, Financial exercise, Official Languages

- 1. The name of the association is the PAN AMERICAN CYCLING CONFEDERATION, abbreviated as "COPACI". The COPACI was founded on September 24<sup>th</sup>, 1922 in Montevideo (Uruguay).
- 2. The Management Committee will decide, if it is considered appropriate, where to register the association.
- 3. The financial year is the calendar year, from January 1<sup>st</sup>through December 31<sup>st</sup>.
- 4. Spanish, English and French are the official languages, without prejudice to the use of other languages. Correspondence must be in one of these three languages. For any official COPACI document, in case of any material difference between the versions in Spanish, English and French, the version in which the document was originally written will be the authorized. Otherwise, the Spanish version will prevail.

Article 2 Identity, Purpose

- 1. COPACI Identity:
- a) COPACI is the Pan American Continental Confederation of National Cycling Federations in accordance with article 24 and subsequent articles of the Constitution of the International Cycling Union ("UCI").
- b) COPACI seeks to preserve the unity of world cycling, to promote the interests of Pan American cycling in all disciplines, including virtual / electronic cycling activities and competition in all forms, and represent the interests of the Pan American cycling federations.
- 2. Purpose:

The COPACI purposes, subject to UCI prerogatives, are:

- a) To reinforce the importance of the national cycling federations, to promote contacts between them and strengthen friendship between member federations or associate members,
- b) To promote the development of cycling in the Pan American region,
- c) To inform the UCI about specific problems related to the Pan American region and to propose solutions,
- d) To present proposals for sports activities in the Pan American region to the UCI, in particular:
- 1) The elaboration of the Pan America cycling calendar,
- 2) the planning and organization of training courses for commissaires, coaches, mechanics, etc.,

- e) To organize Pan American Championships, Pan American Cups and, together with Pan Am Sports and all regional sports organizations, the cycling events that will be endorsed by this organization, providing the corresponding advice to the Organization Committee.
- f) To promote sports ethics in general and especially in cycling.
- g) To encourage the fight against doping under the UCI's authority,
- h) To combat against all forms of racial, political, gender and religious discrimination in all continental sports organizations,
- i) To promote the role of women in the governance of cycling,
- j) To draw up and implement all the norms for the organization of cycling activities in the Pan American region;
- k) They shall act as relays for the UCI and facilitate the resolution of any issues that arise within or between the national federations of the Pan American region.

Under the supervision of the Management Committee of the UCI and where appropriate, COPACI may establish forms of cooperation with and among the countries of the Pan American region, when there is not a federation in these particular countries;

Article 3 Principles

- 1. COPACI's activities are based on the following principles:
- a) To respect the equality of all affiliated federations,
- b) Not to interfer in the internal affairs of the affiliated federations,
- c) To respect, as an independent association, the Constitution and the Regulations of the UCI, in particular articles 25 and 26 of the UCI Constitution.
- d) The COPACI supports the UCI in all aspects of cycling.

Article 4 Membership

- 1. Any national federation of a country with its capital located on the American continent is a member of COPACI. Exceptions can be decided upon the proposal of the Management Committee, through the application of article 24 paragraph 3 of the UCI Constitution.
- 2. With UCI membership, all Pan American National Cycling Federations automatically acquire COPACI membership without the necessity for any additional specific procedures. In addition, the loss of the UCI membership will lead to the loss of the COPACI membership.
- 3. Before requesting UCI membership to the UCI, candidates for membership will request the support of the COPACI Management Committee, which will be part of their application for membership to the UCI.

- 4. The members of COPACI agree to recognize and respect the Constitution and the Regulations of the UCI and COPACI. They will not establish or recognize any statute or regulation that is contrary to the Constitution and regulations of the UCI or COPACI.
- 5. The list of federations affiliated with COPACI is attached to this Constitution. They are classified in different areas, depending on their geographical location (North, Central, Caribbean and South). Each area will be represented within the Management Committee by an Area Vice-President.
- 6. Each associate member of the UCI that has its capital in the Pan American region will be registered with COPACI. The respective rights and obligations of the associate member and COPACI will be those established in the joint agreement contemplated in article 6.2 of the UCI Constitution.

Article 5 Exclusion

1. The COPACI Congress may propose to the UCI the exclusion of an affiliated federation, if it has seriously or repeatedly violated the interests of COPACI.

#### Article 6

### Suspension of membership rights

- 1. Moreover, Congress, at the proposal of the Management Committee, may suspend a member affiliated with COPACI, if this federation has seriously or repeatedly violated the COPACI interests
- 2. Suspension of a member of COPACI implies the following measures:
- a) Not being permitted to participate in the COPACI Congress;
- b) Ineligibility of the candidates proposed by the relevant member;
- c) Exclusion of the member's riders from continental championships;
- d) Exclusion of the member's riders from competitions organized by federations affiliated with the UCI.
- 3. Concerning c) and d) above, exceptions may be made by the COPACI Management Committee or the UCI Management Committee in the interest of riders..

Article 7 Bodies

- 1. The COPACI includes the following bodies:
  - a) The General Congress,
  - b) The Management Committee

Article 8 Congress

1. The Annual COPACI Congress will be called by the Management Committee. In principle, it will take place during the first five (5) months of each year at the same time as the Continental Championships and Regional Games.

- 2. Extraordinary Congresses may take place:
  - a) By decision of the Management Committee,
  - b) At the request of at least one fifth (1/5) of the members with an indication of the reason.
- 3. The Congress will take place in a place that guarantees non burdensome travel authorizations, reasonable costs and travel connections for all delegates.
- 4. The Management Committee will inform the members of the date and place of the Congress at least 90 (ninety) days before. The invitation, as well as the agenda and related documents must be sent by letter or email to the members at least thirty (30) days before the date of the Congress.
- 5. The President, or if he cannot, a Vice-President designated by the Management Committee at the proposal of the President, will preside over the Congress. The secretariat will be in the hands of the Secretary General and/or the Director of COPACI. .
- 6. Any correctly summoned Congress may deliberate legitimately while half (1/2) of its members are present when the voting is carried out.
- 7. The Congress calendar, the agenda, the procedure and the elections shall be in accordance with the principles and measures stipulated by the current Constitution and Regulations of COPACI and the UCI.
- 8. Each affiliate member has one (1) vote in Congress.
- 9. Each national federation may be represented by two (2) delegates in the Congress. Only one (1) delegate shall have the right to vote in Congress. The names of the delegates and those who have the right to vote will be communicated to the COPACI headquarters thirty (30) days before the Congress. These delegates must have a license issued in accordance with the procedures established in the UCI Regulations.
- 10. As a general rule, the Congress will be held as a physical meeting. In exceptional circumstances, the Management Committee may decide that the Congress be organized through audio / video conferences, in particular if the circumstances are such that the presence of delegates would be significantly reduced. In fact, the Elective Congresses will be organized as a physical meeting for all members or as a virtual meeting for all members.

If the Management Committee decides to hold the Congress through audio / video conferences, it will ensure that the relevant tools and procedures allow the identification of delegates and maintain the secrecy of votes, whenever this Constitution requires.

- 11. The vote will be carried out in accordance with the modalities established by the Management Committee in consultation with the EMC, which may provide for the use of electronic voting devices and, if the Congress is held through audio / video conferences, other appropriate implements. The majority of the votes cast will be decisive. Abstentions and invalid ballots are not included in the counting procedure. Any decision to change the Constitution, dissolve COPACI or remove the President or other members of the Management Committee from office must be approved by a two-thirds majority (2/3).
- 12. As a general rule, items will be decided by open vote. However, at the request of at least one third (1/3) of the members, a secret ballot may be held. As a general rule, elections are by secret ballot unless there is only one (1) candidate for the position in question or if the number of seats is the same as the number of candidates. The election will be declared without necessity for a vote. The following points will also be voted by secret ballot:
  - a. Suspension of a national federation of COPACI;
  - b. Proposal to the UCI to suspend or exclude a national federation;
  - c. Any removal from office of the President or a member of the Management Committee.
- 13. Proposals for debate in Congress must be received at COPACI headquarters no later than fourteen (14) days before Congress. Any proposal received after the deadline or made in Congress must be requested by at least half (1/2) of the members.
- 14. The expenses that relate to the transfer of the President, Secretary General and Treasurer to attend the Extraordinary Congresses, will be paid in equal parts by the requesting affiliates when COPACI does not have financial funds.

Article 9 Duties of Congress

- 1. The Congress will have the following exclusive powers and duties:
  - a) To make decisions regarding the Constitution, its modification and dissolution of COPACI;
  - b) To elect a President and five (5) members of the Management Committee and remove them from office.
  - c) To appoint one (1) external auditor.
  - d) To elect the nine (9) voting delegates of COPACI and the five (5) substitute voting delegates for the UCI Congress (art. 37 of the UCI Constitution).
  - e) To elect every four years the candidates of the Pan American region for the Management Committee of the UCI (art. 48 and following of the Constitution of the UCI),
  - f) To receive and approve the annual accounts and the report of the Management Committee;
  - g) To establish membership fees;
  - h) To determine the date and place of the Annual Congress;

- i) To approve the annual budget for the following year;
- j) To appoint Honorary Presidents and Honorary Members.

### Article 10

### The Management Committee

- 1. The Management Committee is made up of:
  - a) The President,
  - b) two (2) Vice-Presidents,
  - c) four (4) Area Vice-Presidents
  - d) the treasurer
  - e) the COPACI member of the UCI Management Committee elected by the UCI Congress
  - f) two (2) members of the Management Committee
- 2. The Management Committee elects the two (2) Vice-President and one (1) Treasurer from among the five (5) members elected by Congress.
- 3. The Area Vice-Presidents are elected by the member federations from the respective area listed in Appendix 1 of this Constitution. These elections are held at the same Congress meeting as the election of the President and other members of the Management Committee.
- 4. The Management Committee may co-opt a member, without the right to vote, as riders' representative. The nomination will be according to the correct and procedures established by the Management Committee.
- 5. The members of the Management Committee are elected for a period of four (4) years, all finishing at the same time.
- 6. In case of vacancies, the Management Committee will remain legitimately established and elections will be held at the next Congress to fill the vacant seats, taking into account the requirements of gender representation according to article 14.9.
- a). When the position of President is vacant, the measures of articles 12.6 and 12.7 will apply. When the total number of vacancies is greater than three (3), an electoral Congress must be called immediately.
- 7. The management of COPACI is entrusted to the Management Committee. It is responsible for making decisions and implementing measures for all COPACI tasks, in accordance with the promotion of cycling at the Pan American level, except when the Constitution authorizes Congress or another COPACI body.
- 8. The meetings of the Management Committee will require a quorum of at least half of the members with the right to vote so that the Management Committee legitimately deliberates. Decisions will be made by majority vote, and the President will have a casting vote in the event of a tie.

- 9. The Management Committee can prepare a work plan.
- 10. In judicial and extrajudicial proceedings, COPACI will be represented by the President or, if he cannot do so, by a Vice-President designated by the President or, by the Secretary General.
- 11. The Management Committee will meet as many times as necessary, but at least twice a year. The President will decide the time, date and place.
- 12. In urgent cases, decisions can be made remotely through a written or electronic consultation. In this case, the means provided for the consultation must guarantee that sufficient information is provided to the members of the Management Committee.
- 13. In extremely urgent cases, the President will take the necessary decisions. It will immediately inform the Management Committee about these aspects.
- 14. The Secretary General and/or Director will attend the meetings of the Management Committee without the right to vote.

#### Article 11

### **Management Committee duties**

- 1. The Management Committee is responsible for the management of COPACI and for all tasks that the current Constitution does not assign to Congress or to any other COPACI body.
- 2. The Management Committee's duties in particular are:
  - a) To take all the necessary decisions for the correct operation of COPACI and complete its tasks within the UCI;
  - b) To propose the date and place of the Congress, prepare and organize it;
  - c) To safeguard the interests of COPACI and its members within the UCI;
  - d) To implement the decisions of the Congress;
  - e) To propose membership fees for COPACI;
  - f) To set the COPACI budget;
  - g) To decide on contracts with third parties;
  - h) Appoint, upon proposal of the President, the Secretary General, who will carry out his/her duties in accordance with the guidelines of the Management Committee,

- i) To prepare the calendar of the Pan American Championships and Cups and decide the venues for these competitions;
- j) To establish commissions, name and remove their members and establish their mandate;
- k) To prepare internal norms for COPACI, as well as regulations related to the organization of cycling activities in the Pan American region;
- I) Generally, manage the affairs of COPACI and represent it in compliance with the Constitution.

Article 12 President

- 1. The President of COPACI is elected for four (4) years by Congress. He presides the Congresses and the Management Committee.
- 2. The President has the right to attend all the meetings of all the bodies and commissions of COPACI, except the EMC meetings.
- 3. The President shall represent the COPACI in all public proceedings, before the courts and in relations with other sports organizations.
- 4. The President may delegate some of his functions to the members of the Management Committee or to the General Secretary.
- 5. The President will decide on the employment and salaries of the COPACI Director and other staff, in accordance with the rules set out by the Management Committee, if any. He/she has the authority over this in cooperation with the Secretary General and will decide if any dismissal is necessary.
- 6. In the event of temporary vacancy of the position of President or in the event that he cannot perform his functions, his/her functions will be assumed by one of the Vice-Presidents, appointed by him or, where appropriate, by the eldest of them.
- 7. If the position of President is permanently vacant, he/she will be replaced until the next Congress by a member of the Management Committee elected by the Management Committee itself. At the next Congress, the members will first elect the new member of the Management Committee and then elect the permanent replacement of the President for the remaining duration of the term. Only members of the Management Committee, including the newly elected member, can apply for the position.

### Article 13

**The Executive Committee** 

1. The Executive Committee is made up of the President, the four (4) Area Vice-Presidents and the Treasurer.

- 2. The Secretary General and/or Director shall attend the meetings of the Executive Committee without the right to vote.
- 3. The Executive Committee deals with the routine and / or urgent matters of COPACI.
- 4. The Executive Committee meets as many times as necessary. The President decides the place, date, means and time of the meeting.
- 5. In order to legitimately deliberate, the majority of the members of the Executive Committee must be present. The members of the Executive Committee cannot, under any circumstances, be replaced by another person.
- 6. In urgent cases, decisions can be made remotely through written or electronic consultations. In this case, the means provided for the consultation must guarantee all sufficient information is provided to the members of the Executive Committee.
- 7. Any member with a direct personal interest in a matter under discussion must leave the meeting before it is deliberated. If the Executive Committee deliberates on a contentious issue concerning a national federation, members of the Executive Committee of the same nationality as this federation must leave the meeting.
- 8. In case of draw, the President or his substitute has the casting vote.
- 9. The decisions taken by the Executive Committee will be communicated to the Management Committee at its next meeting.

Article 14 Elections

- 1. During the electoral Congress, held at the latest on 1 April of the year of the election of the UCI Management Committee, Congress shall democratically elect for a period of four (4) years:
  - a) The President,
  - b) Five (5) other members of the Management Committee,
  - c) An external auditor according to the UCI's requirements.
- 2. In addition, during the electoral Congress, the following elections shall be held:
  - a) Election of the nine (9) voting delegates and five (5) substitute voting delegates of COPACI members for the UCI Congress, in accordance with article 15. The election will be valid until the next ordinary Congress;
  - b) Election of the four (4) Area Vice-Presidents, in accordance with article 16. The four (4) Area Vice-Presidents shall be members of the Management Committee together with the President, the five (5) members elected by the Congress and the COPACI member of the UCI Management Committee, for the same period of four years;
  - c) Election of the Pan American candidates for the UCI Management Committee, in accordance with article 17.
- 3. Candidates for the above-mentioned positions, except the President and the auditor, must be proposed by the federation of the candidate's nationality or by the one that has validly

issued his/her license. They must also have a license issued at least one year before the elections for which they are candidates, by the federation of their country of residence, which must be a member country of COPACI. In addition, candidates for the auditor position must have recognized accounting qualifications. Applications, for all offices, must be sent to the COPACI headquarters, addressed to the Electoral Monitoring Commission (EMC), by post or email, at least sixty (60) days before the Congress.

- 4. The following may be candidates for the position of President of COPACI:
  - a) The outgoing President;
  - b) Any person whose application is submitted by the federation of the nationality of the candidate or by the federation which has validly issued his/her license;
  - c) Individuals whose application has been submitted by at least three (3) COPACI member federations provided they have the nationality of a COPACI member federation or they have a valid license issued by a COPACI member federation.
- 5. Besides, the candidates for the position of President will be subject to:
  - a) An age limit of 74 years at the time of the election. If the President is going to be 74 during the term, he/she will have the right to end the term.
  - b) Serving a maximum of three (3) full consecutive terms. As an exception, a fourth term may be served in case the Congress that precedes the electoral Congress confirms the eligibility for a new term by a majority of three quarters (3/4) of the votes cast. For clarity, only the terms that begin after the approval of this Constitution will be taken into account.
- 6. It is possible to be a candidate in several elections, provided the conditions of each one are met.
- 7. The validity of the applications is verified by the EMC.
- 8. Provided that there are at least as many candidates as vacancies to fill, each voting member must vote for as many candidates as there are vacancies. Any other vote is null and without effect.
- 9. All elections are held with a majority vote in one (1) round. Within the limits of the number of vacancies to be filled, the candidates with the highest number of votes cast will be elected, provided that:
  - a) Concerning the election of the members of the Management Committee, at least three (3) members of each gender must be elected, taking into account the gender of the elected President and Area Vice-Presidents. To this end, the required number of positions, considering the gender of the elected President and Area Vice-Presidents, are assigned as a priority among the least represented gender, to the candidates who have received the highest number of validly cast votes. Other persons of that gender may be declared elected to other positions;
  - b) Concerning the election of voting delegates and substitute voting delegates for the UCI Congress, at least 25% of the voting delegates as well as 25% of substitute voting delegates must be of each gender. To this end, 25% of the positions are assigned as a priority among the least represented gender, to the candidates who have received the

highest number of validly cast votes. Other persons of that gender may be declared elected to other positions.

- 10. In case of draw, the candidate who has served the longest in the position of the election will be elected or, secondarily, the older candidate will be elected.
- 11. In the event that it is impossible to guarantee the minimum representation of each gender mentioned in paragraph 9 due to an insufficient number of candidates, the positions in question will remain vacant until the next Congress, when they will be filled.
- 12. As an exception to paragraph 9 above, the election of the President of COPACI is carried out with a majority vote in two (2) rounds. In the first round, the candidate is elected with the absolute majority of the valid votes cast. Otherwise, a second round will be held between the two candidates who received the most valid votes. In case of a draw in the first round between several candidates in first place, the second round will be only between these candidates. In the event of a draw in the first round between several candidates in second place, the second round will be between these candidates and the candidate in first place. In the last two cases, the candidate with the most valid votes will be elected. In the event of a draw in the second round, the oldest candidate will be elected.
- 13. When it will be necessary and after consulting the EMC, the Management Committee will decide on the practical measures to organize elections. In any case, it must guarantee the secrecy of the votes, as required under this Constitution, and equality between candidates.
- 14. In the electoral Congress (every four years), the elections will be held successively in the following order:
  - 1. President,
  - 2. Area Vice-Presidents (only delegates of the corresponding area vote),
  - 3. Members of the Management Committee,
  - 4. Candidates for the UCI Management Committee,
  - 5. Voting delegates and substitute voting delegates,
  - 6. Auditor.

Once a candidate is elected, their candidacy in another election is declared null and void, with the exception of members of the Management Committee (including Area Vice-Presidents) who may run for the election as voting delegates or substitute voting delegates. If they are not elected, candidates may participate in the next election, provided they have also submitted their candidacy for this election and have not notified the EMC of their withdrawal.

- 15. All candidates are eligible for reelection, subject to paragraph 5 above.
- 16. COPACI will guarantee equitable access to information about the elections to all candidates for the office of President or of the Management Committee, including the contact details of voting delegates.

# Article 15 COPACI Voting delegates and substitute voting delegates for the UCI Congress

- 1. The Congress elects 9 COPACI voting delegates to the UCI Congress (including at least two representatives of each gender), as well as 5 substitute voting delegates (including at least one representative of each gender) until the next ordinary Congress.
- 2. Delegates must be at least eighteen (18) years of age. They will not be named among UCI staff members or a continental confederation.
- 3. The substitute voting delegates are classified in a specific order based on the number of votes obtained when they are elected.
- 4. Members of the UCI Management Committee and candidates for said position may not be elected as COPACI voting delegate in the UCI Congress or as substitute voting delegate and must relinquish such function.
- 5. The identity of the voting delegates and the substitute voting delegates, as well as the order of election of the substitute voting delegates must be communicated by COPACI to the registered office of the UCI at least three (3) months before the date of the corresponding UCI Congress.
- 6. At the UCI Congress, COPACI voting delegates cannot be candidates for the position of UCI President or for the UCI Management Committee.
- 7. In case of absence of one of the voting delegates at the UCI Congress, his/her substitute will be named from the list of substitute voting delegates. This substitution will guarantee, if possible, the representation of 25% of each gender and, alternatively, the order of election of the substitute voting delegates.

### **Article 16 Election of Area Vice-Presidents**

- 1. On the occasion of the electoral Congress, the Area Vice-Presidents will be elected by the member federations of the respective Area, in accordance with Appendix 1.
- 2. In the event that there are no candidates for a position of Area Vice-President, the position within the Management Committee will remain vacant until the next Congress.
- 3. For the election of the Area Vice-Presidents, the pertinent provisions of article 14 of this Constitution are applicable mutatis mutandis (that is, paragraphs 3, 6 to 10 and 13 to 16).

# Article 17 Election of Pan American candidates for the UCI Management Committee

- 1. In accordance with articles 48 and 49 of the UCI Constitution, COPACI will propose to the UCI Congress candidates from COPACI member countries for the UCI Management Committee. For the appointment of COPACI candidates, the relevant provisions of article 14 of this Constitution are applicable mutatis mutandis (that is, paragraphs 3, 6 to 10 and 13 to 16).
- 2. The list of chosen candidates must include at least two (2) people.
- 3. The eligibility requirements must be in accordance with the UCI Constitution.

Article 18 Finance

1. The Treasurer is responsible for the proper and fiscally correct accounting of the COPACI. He/she must submit to the annual Congress, a detailed annual report on the accounts for the last financial year and the financial situation. The Treasurer must regularly submit details of the financial situation to the Management Committee.

- 2. The auditor, selected by the Congress, must verify the accounts and present its report to the same annual Congress.
- 3. The accounts shall be certified by an independent auditor, in one of the UCI official languages.
- 4. COPACI shall annually provide the UCI with governance and financial information, including the financial accounts certified by an independent auditor, in one of the UCI official languages, in accordance with the applicable guidelines established by the Management Committee. Failure to respect this obligation or to comply with the relevant guidelines may result in the suspension of all or part of the project funding and other contributions to COPACI.

Article 19 COPACI office

- 1. The COPACI office may be located in the city where the COPACI's President lives, but not restricted to the President's home nation. The Management Committee may work from another location, if this provides better opportunities for carrying out the business of the COPACI.
- 2. The management of the office is entrusted to the Secretary General and/or Director.
- 3. The duties of the Secretary General and/or Director include in addition to administration and correspondence drafting the minutes of the Congress, Management Committee and Executive Committee meetings.

Article 20 Minutes

1. The decisions taken by Congress, the Management Committee and the Executive Committee must be recorded in minutes. All the resolutions of the bodies must be specified. The minutes of Congress must be distributed to members without delay.

Article 21 Commissions

1. To fulfill its obligations, COPACI is empowered to establish commissions. It can use UCI commissions, if UCI gives its approval.

2. The commissions will operate in accordance with the terms of reference established by the Management Committee.

# Article 22 The electoral monitoring commission (EMC)

- 1. There will be an electoral monitoring commission (EMC), responsible for monitoring the regularity of electoral procedures at COPACI Congresses. It can also be consulted by the President of COPACI or the Management Committee on any matter related to its jurisdiction.
- 2. The EMC is independent from COPACI. It is made up of three (3) members, including a President appointed by the UCI Ethics Commission, and the other two (2) members appointed for four (4) years by the COPACI Management Committee at the first meeting after their election. Its term will end with the election of the new COPACI Management Committee. It is not allowed to be a member of any other COPACI body or to be a candidate in the elections. As a transitional measure, the EMC will first be appointed after the approval of this Constitution for an initial term that will end at the first meeting of the Management Committee after its election.

### 3. The EMC:

- a) approves candidates for the various elections stipulated in articles 14, 16 and 17 of this Constitution,
- b) supervises the electoral procedures in the Congress, except for the election of voting delegates and substitute voting delegates and/or the auditor when these are the only elections that are held.
- c) gives its opinion, which is made public, to the Management Committee, on practical measures to organize elections and voting procedures at Congresses,
- d) decides quickly and without recourse, apart from those mentioned in article 24 of this Constitution, on any dispute regarding their duties, particularly with respect to the contested elections.

Article 23 COPACI Merit

The President, in cooperation with the Secretary General, will grant the COPACI Merit to those who have rendered an excellent service to cycling.

Article 24 Disputes

1. Any decision made by COPACI or one of its organs that cannot be dealt with internally can be presented exclusively on appeal before the Court of Arbitration for Sport (CAS) in Lausanne, Switzerland, which will make the final decision on the dispute, according to the Code of Sports-related Arbitration. The appeal deadline is twenty-one (21) days from receipt of the decision being appealed.

- 2. The Court of Arbitration for Sport in Lausanne, Switzerland, has exclusive jurisdiction, excluding state courts or jurisdictions, to make a final decision on disputes between COPACI and member Federations or on any other dispute related to a COPACI decision.
- 3. If the parties do not choose an applicable law, the Court of Arbitration for Sport will apply Swiss law and the law that governs the Constitution and the Rules of COPACI.

Article 25 Decision-making

- 1. Proxy voting is not allowed for any of the COPACI bodies.
- 2. Postal voting is not allowed for any of the COPACI bodies, except when expressly indicated.
- 3. The Management Committee may decide how to vote during the periods between Congresses on matters of urgency.
- 4. In any vote in which the President takes part, in case of a draw, the President's vote is decisive.

Article 26 Internal rules

- 1. If necessary, COPACI can adopt internal rules designed to clarify the current Constitution, without changing or altering the content.
- 2. The internal regulations, elaborated by the Management Committee, are approved and modified by Congress.

Article 27 Dissolution

1. In case of dissolution, the COPACI's assets will be delivered to a Pan-American charitable organization that can safeguard the promotion and development of the sport of cycling. Under no circumstances will these assets be shared among COPACI members.

### Article 28 Compliance with the Constitution and Regulations of the UCI

- 1. COPACI regulations and decisions may be canceled by the UCI Management Committee, either ex officio or at the request of a national federation, in case of non-conformity with the UCI Constitution and Regulations.
- 2. In the event that the COPACI Constitution does not stipulate specific rules, the measures contained in the UCI Constitution will be directly applicable in a supplementary capacity.

Article 29 Entry into force

1. This Constitution has been completely edited and it is effective from November 19, 2020

### **APPENDIX 1**

# List of Federations affiliated with COPACI

### **NORTH ZONE**

| COUNTRY                     | CODE | NATIONAL                           |  |
|-----------------------------|------|------------------------------------|--|
|                             |      | FEDERATION                         |  |
| CANADA                      | CAN  | CANADIAN CYCLING<br>ASSOCIATION    |  |
| MEXICO                      | MEX  | FEDERACION MEXICANA<br>DE CICLISMO |  |
| UNITED STATES<br>OF AMERICA | USA  | USA CYCLING                        |  |

### **CENTRAL ZONE**

| COUNTRY     | CODE | NATIONAL<br>FEDERATION                               |  |
|-------------|------|--|--|
| BELIZE      | BIZ  | CYCLING<br>FEDERATION OF<br>BELIZE                   |  |
| COSTA RICA  | CRC  | FEDERACION<br>COSTARRICENCE DE<br>CICLISMO           |  |
| EL SALVADOR | ESA  | FEDERACION<br>SALVADOREÑA DE<br>CICLISMO             |  |
| GUATEMALA   | GUA  | FEDERACION GUATEMALTECA DE CICLISMO                  |  |
| HONDURAS    | HON  | FEDERACION<br>NACIONAL DE<br>CICLISMO DE<br>HONDURAS |  |
| NICARAGUA   | NCA  | FEDERACION<br>NICARAGUENSE DE<br>CICLISMO            |  |
| PANAMA      | PAN  | FEDERACION<br>PANAMEÑA DE<br>CICLISMO                |  |

## CARIBBEAN ZONE

| COUNTRY | CODE | NATIONAL   |  |
|---------|------|------------|--|
|         |      | FEDERATION |  |

|             | 1       |   |  |
|-------------|---------|---|--|
| ANGUILA     | AIA     | ANGUILLA CYCLING                        |  |
|             |         | ASSOCIATION                             |  |
| ANTIGUA Y   | ANT     | ANTIGUA AND                             |  |
| BARBUDA     |         | BARBUDA CYCLING                         |  |
|             |         | ASSOCIATION                             |  |
| ARUBA       | ARU     | ARUBA WIELER                            |  |
| 71110271    | 7 11 (0 | BOND                                    |  |
| DALIAMAC    | BAH     | _                                       |  |
| BAHAMAS     | БАП     | BAHAMAS CYCLING                         |  |
|             |         | FEDERATION                              |  |
| BARBADOS    | BAR     | BARBADOS CYCLING                        |  |
|             |         | UNION                                   |  |
| BERMUDAS    | BER     | BERMUDA BICYCLE                         |  |
|             |         | ASSOCIATION                             |  |
| ISLAS       | CAY     | CAYMAN ISLANDS                          |  |
|             | CAT     |   |  |
| CAIMAN      |         | CYCLING                                 |  |
|             |         | ASSOCIATION                             |  |
| CUBA        | CUB     | FEDERACION                              |  |
|             |         | CUBANA DE                               |  |
|             |         | CICLISMO                                |  |
| CURAZAO     | CUW     | CURACAO CYCLING                         |  |
| 007012710   |         | FEDERATION                              |  |
| DOMINICA    | DM4     |   |  |
| DOMINICA    | DMA     | CYCLING                                 |  |
|             |         | ASSOCIATION                             |  |
|             |         | DOMINICA                                |  |
| GRANADA     | GRN     | GRENADA CYCLING                         |  |
|             |         | FEDERATION                              |  |
|             |         | , 252,61,1611                           |  |
|             |         |   |  |
| HAITI       | HAI     | FEDERATION                              |  |
|             |         | HAITIENE DE                             |  |
|             |         | CYCLISME                                |  |
| ISLAS       | BVI     | BVI CYCLING                             |  |
| VIRGENES    |         | FEDERATION                              |  |
| BRITANICAS  |         | 7 2 2 2 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7 |  |
|             | ICV     | VIDCIN ICLAND                           |  |
| ISLAS       | ISV     | VIRGIN ISLAND                           |  |
| VIRGENES    |         | CYCLING                                 |  |
| AMERICANAS  |         | FEDERATION                              |  |
| JAMAICA     | JAM     | JAMAICA CYCLING                         |  |
|             |         | FEDERATION                              |  |
| PUERTO      | PUR     | FEDERACION DE                           |  |
| RICO        | ' 5/\   | CICLISMO DE                             |  |
| NICO        |         | PUERTO RICO                             |  |
| 0.50        | D044    |   |  |
| REP.        | DOM     | FEDERACION                              |  |
| DOMINICANA  |         | DOMINICANA DE                           |  |
|             |         | CICLISMO                                |  |
| ST.         | MAF     | ST. MAARTEN                             |  |
| MAARTEN     |         | CYCLING                                 |  |
|             |         | FEDERATION                              |  |
| SAINT KITTS | SKN     | SAINT KITTS AND                         |  |
|             | JAN     |   |  |
| Y NIEVES    |         | NEVIS CYCLING                           |  |
|             |         | FEDERATION                              |  |
| SANTA LUCIA | LCA     | ST. LUCIA CYCLING                       |  |
|             |         | FEDERATION                              |  |
|             |         |   |  |
| SAN VICENTE | VIN     | THE ST-VICENT &                         |  |
|             | VIN     |   |  |
| Y LAS       | VIN     | GRANADINES                              |  |
|             | VIN     |   |  |

| TOBAGO | TOBAGO CYCLING |  |
|--------|----------------|--|
|        | FEDERATION     |  |

## **SOUTH ZONE**

| COUNTRY   | CODE | NATIONAL       |      |
|-----------|------|----------------|------|
| 30011111  |      | FEDERATION     |      |
| ARGENTINA | ARG  | UNION CICLISTA |      |
|           |      | DE LA          |      |
|           |      | REPUBLICA      |      |
|           |      | ARGENTINA      |      |
| BOLIVIA   | BOL  | FEDERACION     |      |
|           |      | BOLIVIANA DE   |      |
|           |      | CICLISMO       |      |
| BRASIL    | BRA  | CONFEDERACION  |      |
|           |      | BRASILEIRA DE  |      |
|           |      | CICLISMO       |      |
| CHILE     | CHI  | FEDERACION     |      |
|           |      | CICLISTA DE    |      |
|           |      | CHILE          |      |
| COLOMBIA  | COL  | FEDERACION     |      |
|           |      | COLOMBIANA DE  |      |
|           |      | CICLISMO       | <br> |
| ECUADOR   | ECU  | FEDERACION     |      |
|           |      | ECUATORIANA    |      |
|           |      | DE CICLISMO    |      |
| GUYANA    | GUY  | GUYANA         |      |
|           |      | CYCLING        |      |
|           |      | FEDERATION     |      |
| PARAGUAY  | PAR  | FEDERACION     | <br> |
|           |      | PARAGUAYA DE   |      |
|           |      | CICLISMMO      | <br> |
| PERU      | PER  | FEDERACIO      |      |
|           |      | DEPORTIVA      |      |
|           |      | PERUANA DE     |      |
|           |      | CICLISMO       |      |
| SURINAM   | SUR  | SURINAME       | <br> |
|           |      | CYCLING UNION  | <br> |
| URUGUAY   | URU  | FEDERACION DE  |      |
|           |      | CICLISMO DE    |      |
|           |      | URUGUAY        |      |
| VENEZUELA | VEN  | FEDERACION     |      |
|           |      | VENEZOLANA DE  |      |
|           |      | CICLISMO       |      |

# FEDERATIONS ASSOCIATED

| COUNTRY            | CODE | NATIONAL<br>FEDERATION                         |  |
|--------------------|------|--|--|
| GUADALUPE          | FRA  | COMITÉ REGIONAL<br>DE CYCLISTE DE<br>GUADALUPE |  |
| GUYANA<br>FRANCESA | FRA  | COMITÉ REGIONAL<br>DE CYCLISTE DE LA<br>GUYANA |  |

| MARTINICA        | FRA | COMITÉ REGIONAL<br>CYCLISTE DE<br>MARTINIQUE |  |
|------------------|-----|--|--|
| SAINT<br>MAARTEN | FRA | COMITÉ DE<br>CICLISMO SAINT<br>MAARTEN       |  |
| TURK Y<br>CAICOS | GRB | TURK AND CAICOS<br>CYCLING<br>FEDERATION     |  |