



IWUF

INTERNATIONAL WUSHU FEDERATION

IWUF CODE OF ETHICS

(2020)

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A PREAMBLE

The International Wushu Federation, as an integral component of one of the pillars of the Olympic Movement, accepts and complies with the general and fundamental principles of the Olympics Charter and upholds the Olympic spirit as called for in the IWUF Constitution.

IWUF undertakes to foster the culture of ethics and integrity throughout the wushu family.

B DEFINITIONS

For the purpose of this Ethics Code, the terms set out below are defined as follows:

- IOC: the International Olympic Committee.
- IWUF: the International Wushu Federation.
- Continental Federation(s): Those federations mentioned in the IWUF Constitution.
- National (Territorial) Federations: Wushu governing bodies of all nations or territories, either full or provisional members of the IWUF under the IWUF Constitution.

C SCOPE OF APPLICATION

The present Ethics Code applies to the IWUF, the Continental Federations and the National (Territorial) Federations affiliated to IWUF, including but not limited to their respective representatives, members of any executive board or committee, members of any commissions, committees or working groups, of any secretariat as well as to any staff members. It also applies to all officials, athletes, coaches, judges and referees as well as to representatives and officials of bid committees or event organizing committees of any city or any regional or national organisation. It also applies to consultants and contractually-connected individuals/organizations that represent or serve the IWUF.

D FUNDAMENTAL PRINCIPLES

1 Spirit of Sportsmanship

The IWUF shall promote the spirit of sportsmanship through the implementation of its Constitution in accordance with the ethical principles of the IOC.

2 Ethical Principles

The general ethical principles of the IWUF serving as the general guideline of this Ethics Code are:

- Equal treatment of anyone, irrespective of nationality, gender, age, race, ethnicity, nationality, social origin, sexual orientation, religion and political affiliation;
- Living fairness, true sportsmanship during events and championships, paying respect to other athletes, judges, officials and other teams;
- Strengthening of personal and shared responsibility by reasonably including all parties including athletes in decisions that affect them;
- Fight against physical and psychological violence, any form of exploitation and sexual abuse;
- Rejecting all kinds of doping and drugs, within the frame of the IWUF Anti-Doping Rules;
- Fighting against all forms of corruption, through transparency and clear structures.

E INTEGRITY OF CONDUCT

1 Due Care and Diligence. Abuse of Position.

Entities and persons subject to this Ethics Code must use due care and diligence in fulfilling their mission. At all times, they must act with the highest degree of integrity. In particular, when making decisions, they must act with impartiality, objectivity, independence and professionalism.

Entities and persons subject to this Ethics Code must refrain from any act involving fraud or corruption. They must not act in a manner likely to tarnish the reputation of the IWUF or of the wushu movement.

Entities and persons subject to this Ethics Code shall not abuse their position in any way, especially to take advantage of their position for private aims or gains.

2 Defamation

Entities and persons subject to this Ethics Code are forbidden from making any public statements of a defamatory nature towards IWUF and/or towards any other person bound by this Code in the context of IWUF events or IWUF activities.

3 No Remuneration

Entities and persons subject to this Ethics Code must not, directly or indirectly, solicit, accept or offer any form of remuneration or commission nor any concealed benefit or service of any nature, connected with wushu competitions at all levels.

4 Small Gifts

Only tokens of consideration or friendship of nominal value, in accordance with the prevailing local customs, may be given or accepted by entities and persons subject to this Ethics Code. Such tokens may not lead to the impartiality and integrity of the Entities and persons subject to this Ethics Code being called into question.

Any other form of token, object or benefit constitutes a gift that may not be accepted, but must be passed on to the organisation of which the beneficiary is a member.

F INTEGRITY OF COMPETITIONS

1 No Cheating

Entities and persons subject to this Ethics Code shall commit to combat all forms of cheating and shall continue to undertake all necessary measures to ensure the integrity of sports competitions.

2 Anti-Doping and Fight against Match-Fixing

Entities and persons subject to this Ethics Code must respect the provisions of the *World Anti-Doping Code* and of the *Olympic Movement Code on the Prevention of the Manipulation of Competitions*.

3 No Betting

All forms of participation in, or support for betting related to wushu competitions and all forms of promotion of betting related to wushu competitions are prohibited.

Entities and persons subject to this Ethics Code shall not have any interests, either directly or indirectly (through or in conjunction with third parties), in entities, companies, organisations, etc. that promote, broker, arrange or conduct betting, gambling, lotteries or similar events or transactions connected with wushu competitions. Interests include gaining any possible advantage for entities or persons subject to this Ethics Code themselves and/or related parties.

4 Fair play

Participants in wushu competitions at all levels must not, by any manner whatsoever, manipulate the course or result of a competition, or any part thereof, in a manner contrary to sports ethics, infringe on the principle of fair play or show unsporting conduct.

G GOOD GOVERNANCE

1 Transparency, Responsibility and Accountability

Entities and persons subject to this Ethics Code shall respect *the Basic Universal Principles of Good Governance of the Olympic and Sports Movement*, in particular transparency, responsibility and accountability.

The income and expenditures of the IWUF, Continental Federations and affiliated National (Territorial) Federations must be recorded in their respective accounts in accordance with generally accepted accounting principles. An independent auditor shall check their accounts.

2 Commercial Partner

The IWUF recognises the significant contribution that broadcasters, sponsors, partners and other supporters make to the development and prestige of the wushu sport and wushu competitions.

The broadcasters, sponsors, partners and other supporters must not interfere in the running of wushu sports bodies, including but not limited to the decision on hosting of major competitions.

H CONFLICT OF INTERESTS

1 Meaning of Conflict of Interest

A potential conflict of interest, or perceived conflict of interest arises when the opinion or decision of a person, acting alone or within an organization, could be reasonably considered as liable to be influenced by relations that the aforementioned person has, has had or is on the point of having with one another with another person or organization that would be affected by the person's opinion or decision.

An actual conflict of interest occurs when a person, acting alone or within an organization, expresses an opinion or participates to a decision while this person is liable to be influenced by relations that the aforementioned person has, has had or is on the point of having with one another with another person or organization that would be affected by the person's opinion or decision. An actual conflict of interest may occur irrespective of whether or not the person has declared the relevant interests pursuant to Article H3 below.

2 Types of Interests to Take into Consideration

In assessing the situations described in Article H1 above, direct as well as indirect interests of the relevant person must be considered. This includes the interests of close members of the immediate family of such person, such as his/her children, spouse or partner and dependents, as well as those of the spouse or partner.

Interests to be taken into consideration are situations where the relevant persons, or close member of their immediate family is in position to control or materially influence the situation of any commercial entity, sports organization or other types of legal entities, by any means (including through the ownership of voting rights, or other equity interests, by contract or otherwise).

3 Resolution and Prevention

Only actual conflicts are prohibited. It is the personal responsibility of each person to avoid any actual conflict of interest. Faced with a situation of potential conflict of interest or perceived conflict of interest, the person must refrain from expressing an opinion, from making a decision or participating in the decision-making process.

In order to prevent a conflict of interest, the person shall disclose his interests to his sports organization, which shall keep such disclosure confidential.

Members of the Ethics Committee are entitled to advise a person, at his/her request, in a situation of potential conflict of interest or perceived conflict of interest.

4 Respect for the Olympic Movement

The IWUF shall observe the *Rules of Conduct for the Recognised International Federations seeking inclusion in the Olympic Games Organising Committee's proposal on additional sports*, including but not limited to refraining from any act or statement likely to tarnish the image of a rival International Federation or damage it in any way, and shall comply strictly with the provisions of the Olympic Charter.

I CONFIDENTIALITY

The Parties shall not disclose improperly information entrusted to them in confidence by the IWUF. Disclosure of other information shall not be for personal gain or benefit, nor be undertaken to disrepute of any person or organization. The obligation to respect confidentiality survives the termination of any relationship that makes a person subject to this Ethics Code.

J PROCEDURAL RULES

1 Start of Proceedings

The IWUF shall promote the spirit of sportsmanship through the implementation of its Constitution in accordance with the ethical principles of the IOC.

All complaints or denunciations received by IWUF, and all acts brought to its attention, which might constitute a breach of the ethical principles of the IWUF Constitution, this Ethics Code or its implementing provisions, are analysed by the IWUF Secretariat, with a view to a possible referral of the matter to the IWUF Ethics Committee. Any such referral shall be made in writing.

The Chairman of the IWUF Ethics Committee shall review any information, report, denunciation as well as any referral of the IWUF Secretariat and decide whether there is sufficient evidence to establish a *prima facie* case.

If the Chairman of the IWUF Ethics Committee considers there is a *prima facie* case of breach of the present Ethics Code, he/she will cause an investigation to be commenced, unless, in the view of the Chairman, in consultation with the other members of the Ethics Committee, there is a good reason not to cause an investigation to be commenced either immediately or at all.

At any time, the IWUF Executive Board and/or the IWUF President have the right to entrust the Ethics Committee with the start of an investigation on a given case.

2 Investigations and Hearing

The Chairman of the IWUF Ethics Committee will have discretion, to be exercised as appropriate, to write to any person or entity against whom a *prima facie* case has been found to exist, to inform the person about the procedure and to ask (i) to submit his/her/its observation and (ii) whether or not they wish to admit any breaches suggested by the *prima facie* case. If the relevant person or entity wishes to admit any breaches, the Chairman of the IWUF Ethics Committee shall direct that the matter proceed directly to a decision of the IWUF Executive Board. The Chairman of the IWUF Ethics Committee shall propose the appropriate sanctions and measures to be taken.

Where a *prima facie* case of a breach of the present Ethics Code has been determined to exist, the Chairman of the IWUF Ethics Committee shall appoint an Independent Investigator to conduct an investigation, unless the Chairman considers appropriate to conduct the investigation him/herself.

The IWUF Ethics Committee may decide, upon proposal of the Chairman, to hold a hearing or to issue a proposal for the decision to be taken by the IWUF Executive Board on the basis of the written file.

3 Sanctions

The IWUF Ethics Committee recommends to the IWUF President and the IWUF Executive Board which measures or sanctions shall be imposed in a given case. The possible sanctions are in particular those provided under the IWUF Constitution (incl. warnings, fines, penalties, suspensions or the removal of athletes, coaches, managers, judges, office bearers, etc.) or any other appropriate measures, in particular those provided by the implementing provisions of the IWUF Code of Ethics.

Sanctions may include provisional measures, like e.g. a provisional suspension as well as measures against National (Territorial) Federations, Continental federations, associated members or any other group that may have violated the present Ethics Code.

A final decision of the IWUF Executive Board imposing a sanction or a measure can be appealed to the Court for Arbitration for Sport (CAS), Lausanne, Switzerland, pursuant to the Code of Sport-Related Arbitration. The time limit for such an appeal is twenty-one (21) days after communication of the decision to the individual or organisation appealing.

K SECRETARIAT

The IWUF Secretariat will be a liaison office between the IWUF President, IWUF Executive Board and the IWUF Ethics Committee.

The Chairman of the IWUF Ethics Committee may appoint an IWUF Ethics and Compliance Officer to support the Committee in its work.

L ENTERING INTO FORCE

The present Ethics Code shall enter into force as per October 28, 2020 and has priority towards the old rules contained in the IWUF Constitution. IWUF shall amend the IWUF Constitution in due course to remove any inconsistencies and bring the Constitution in line with the present Ethics Code.

A person can be sanctioned under the present Ethics Code only if he/she has committed an act that at the time of its taking place was prohibited (principle of prohibition of retroactivity). This however does not apply on procedural nor on organizational rules. Any pending or future investigation or procedure shall be carried out under the new procedural rules of this Ethics Code, independently on when the act under investigation has been committed.