



## **ELECTORAL COMMISSION**

### **REPORT – 9 JULY 2022**

The Electoral Commission (hereafter ELC) held an on-line meeting on the 9<sup>th</sup> of July 2022, that was attended by all members of the ELC: Roberto Rivello (chairman), Francois Strydom and Lakhdar Mazouz.

Rashid Alanezi (Asia), Darcy Lima (Americas) and Erald Dervishi (Europa – ECU), observers nominated by the FIDE Continents, participated in the meeting as well.

Kezzie Msukwa, observer for the FIDE Continent of Africa, was absent.

The following points were inserted in the agenda, discussed and decided by the ELC.

#### **I) Approval of a list of valid candidacies for the position of elected Vice President**

In accordance with art. 22 of the Electoral Rules (Election of 4 Vice Presidents):

- candidacies for the position of elected Vice President must reach FIDE Offices at the latest one month before the opening of the meeting of the General Assembly, by midnight (24.00), CET time;
- each candidacy for the position of elected Vice President must be endorsed by nominations from at least three (3) Member Federations. Each Member Federation is entitled to endorse only one candidacy for the position of elected Vice President.

The ELC is competent to carry out a preliminary exam of the submitted candidacies and to approve a list of valid candidacies, that shall be announced on the FIDE website and made visible and accessible to all Member Federations. The ELC is also requested to verify if the eligibility criteria listed in art. 4.1 of the Electoral Rules are met (among these, especially the following ones: “the candidate must have reached the age of 18; the candidate must not be deprived of his or her civil rights, as an additional sanction related to the commission of a crime, as a result of an enforceable judgment of a national or international judicial authority; the candidate must not have incurred any sanction of

ineligibility, ban or exclusion from office, in relation to any violation of the FIDE Ethics and Disciplinary Code, following a final decision of the Ethics and Disciplinary Commission or of the Electoral Commission; the candidate must meet all the nominations and nominee requirements as set out by the FIDE Charter and by the FIDE Electoral Rules”) and if the submitted application forms contain all data and declarations requested by art. 5.2 of the Electoral Rules (among these, in particular the following ones: “if the candidate enjoys civil rights in the state of citizenship or residence; if the candidate incurred in any measure or sanction in relation to any violation of the FIDE Charter and FIDE Ethics and Disciplinary Code or any other applicable regulations issued by FIDE organs; if incurred any measure or sanction in relation to any violation of regulations issued by a FIDE Member Federation; if incurred any measure or sanction in relation to any violation punished as a criminal offence at a national or international level”).

Before the stipulated deadline, FIDE Offices received 15 candidacies for the position of Elected Vice President, respectively from:

- Olalekan Adeyemi;
- Brahim Djelloul Azzedine;
- Tahar Battikh;
- Martha Fierro;
- Patrick van Hoolandt;
- Xie Jun;
- Mohamad Jafar Kambuzia;
- Michael Khodarkovsky;
- Darcy Lima;
- Georgios Makropoulos;
- Sheikh Saud bin Abdulaziz Al Mualla;
- Javier Ochoa de Echaguen;
- Mario Petrucci;
- Anastasia Sorokina;
- Lukasz Turlej.

Regarding all these candidacies, the ELC has verified that:

- submitted application forms contain all data and declarations requested by art. 5.2 of the Electoral Rules, all candidates have declared, in particular, that they enjoy civil rights in their state of citizenship or residence, that they did not incur in any measure or sanction in relation to any violation of the FIDE Charter and FIDE Ethics and Disciplinary Code, that they did not incur in any measure or sanction in relation to any violation punished as a criminal offence at a national or international level;

- eligibility criteria listed in art. 4.1 of the Electoral Rules are met, at least on the basis of the candidates' self-declarations.

The candidacy of Ms. Martha Fierro has not been endorsed by three Member Federations, but just by the Member Federations of Puerto Rico and Cuba, and Martha Fierro did not submit a valid application as well: therefore, in accordance with art. 22.4 of the Electoral Rules, it cannot be considered as valid and is rejected.

The candidacy of Mr. Brahim Djelloul Azzedine has been endorsed by the Member Federations of Algeria and Egypt. The Syrian Federation nominated Mr. Brahim Djelloul Azzedine with an endorsement signed on the 27<sup>th</sup> of June 2022, by the President of this Federation, Mr. Ali Abbas. However, the same President, three days before, on the 24<sup>th</sup> of June 2022, signed a different nomination, for the same position, in favour of Sheikh Saud bin Abdulaziz Al Mualla. In accordance with art. 6.1 of the Electoral Rules, each Member Federation is entitled to endorse only one candidate for each elected position and no endorsement can be withdrawn once approved and communicated. Therefore, only the nomination in favour of Sheikh Saud bin Abdulaziz Al Mualla can be considered as valid. As a consequence, the candidacy of Mr. Brahim Djelloul Azzedine has not been endorsed by three Member Federations, and, in accordance with art. 22.4 of the Electoral Rules, it cannot be considered as valid and is rejected.

The other candidacies are endorsed by at least three valid nominations and can be declared valid and admissible in terms of art. 5.4 of the Electoral Rules.

In conclusion, the ELC approved the following list of valid candidacies for the position of elected Vice President:

- Olalekan Adeyemi;
- Tahar Battikh;
- Patrick van Hoolandt;
- Xie Jun;
- Mohamad Jafar Kambuzia;
- Michael Khodarkovsky;
- Darcy Lima;
- Georgios Makropoulos;
- Sheikh Saud bin Abdulaziz Al Mualla;
- Javier Ochoa de Echaguen;
- Mario Petrucci;
- Anastasia Sorokina;
- Lukasz Turlej.

The ELC asks FIDE Offices to publish this list on the FIDE website, together with this report, and to make it visible and accessible to all Member Federations and to all voters.

## **II) Approval of a list of valid candidacies for the positions of Member of the Ethics and Disciplinary Commission and of Member of the Constitutional Commission**

In accordance with art. 24 of the Electoral Rules:

- candidacies for these positions must reach FIDE Offices at the latest one month before the opening of the meeting of the General Assembly, by midnight (24.00), CET time;
- each candidacy for these positions must be endorsed by nominations from at least three (3) Member Federations. Each Member Federation is entitled to endorse only one candidacy for each one of these positions;
- chairman and members of a same elected commission may not belong to the same Member Federation.

In accordance with art. 26 of the FIDE Charter:

- the Ethics and Disciplinary Commission is composed of the Chairman and six members;
- the Chairman and three members of the Ethics and Disciplinary Commissions are elected by the General Assembly among candidates having sufficient practical background and expertise in law and justice (at least 4 years of experience as judge, or lawyer, or notary, or scholar or professor on legal subject matters, or similar professional experiences). The other three members are elected by the General Assembly among candidates having sufficient background in the administration of FIDE or of a Member Federation (at least 6 years of experience as FIDE or Member Federation office bearer). They may not belong to the same Member Federation and shall not be re-elected for more than two consecutive terms.

In accordance with art. 27 of the FIDE Charter:

- the Constitutional Commission is composed of the Chairman and four members;
- the Chairman and two members of the Constitutional Commission are elected by the General Assembly among candidates having sufficient practical background and expertise in law and justice (at least 4 years of experience as judge, or lawyer, or notary, or scholar or professor on legal subject matters, or similar professional experiences). The other two members are elected by the General Assembly among candidates having sufficient background in the administration of FIDE or of a Member Federation (at least 6 years of experience as FIDE or Member Federation office bearer). They may not belong to the same Member Federation.

Before the stipulated deadline, FIDE Offices received 6 candidacies for the position of Member of the Ethics and Disciplinary Commission, respectively from:

- Pedro Dominguez (DOM);
- Daniel Florea (ROM);
- Ole Christian Moen (NOR);
- Chunhong Ning (CHI);
- Hussain Shiyan (MAL);
- Khusan Turdialiev (UZB).

FIDE Offices also received 4 candidacies for the position of Member of the Constitutional Commission, respectively from:

- Casto Abundo (PHI);
- Ivy Amoko (UGA);
- Daniel Florea (ROM);
- Apresyan Zohrak (ARM).

Regarding all these candidacies, the ELC has verified that:

- submitted application forms contain all data and declarations requested by art. 5.2 of the Electoral Rules, all candidates have declared, in particular, that they enjoy civil rights in their state of citizenship or residence, that they did not incur in any measure or sanction in relation to any violation of the FIDE Charter and FIDE Ethics and Disciplinary Code, that they did not incur in any measure or sanction in relation to any violation punished as a criminal offence at a national or international level;
- eligibility criteria listed in art. 4.1 of the Electoral Rules are met, at least on the basis of the candidates' self-declarations;
- none of the candidates belong to the same Member Federation as other current chairmen and members of the Ethics and Disciplinary Commission or of the Constitutional Commission.

The candidacy of Mr. Apresyan Zohrak has not been endorsed by three Member Federations: therefore, in accordance with art. 22.4 of the Electoral Rules, it cannot be considered as valid and is rejected.

The other candidacies are endorsed by at least three valid nominations.

For the candidacies to the position of member of the elected commissions, the background of the candidates must be examined as well.

There are no problems for what concerns the background of Pedro Dominguez, Daniel Florea, Ole Christian Moen, Hussain Shiyan, Khusan Turdialiev and Casto Abundo: therefore, their candidacy can be declared valid and admissible in terms of art. 5.4 of the Electoral Rules.

Ms. Ivy Amoko worked for 2 years and 7 months as legal assistant in a law office, 7 months as researcher/clerk at a judiciary office, since December 2016 she works as a refugee re-settlement expert, this last period can be considered as a “similar professional experience”, included in the conditions requested by art. 27 of the FIDE Charter, therefore her candidacy can also be declared valid and admissible.

Ms. Chunhong Ning has been President of the Tianjin Chess Association since 2018, therefore for about 4 years, that is less than the 6 years requested by art. 26 of the FIDE Charter: therefore, her candidacy cannot be considered as valid and must be rejected.

In conclusion, the ELC approved the following lists of valid candidacies:

for the position of Member of the Ethics and Disciplinary Commission:

- Pedro Dominguez;
- Daniel Florea;
- Ole Christian Moen;
- Hussain Shiyan;
- Khusan Turdialiev.

for the position of Member of the Constitutional Commission:

- Casto Abundo;
- Ivy Amoko;
- Daniel Florea.

### **III) Approval of a list of valid candidacies for the positions of Zonal Presidents**

In accordance with art. 26 of the Electoral Rules (Elections of Zonal Presidents):

- candidacies for the position of Zonal Presidents must reach FIDE Offices at the latest one month before the opening of the meeting of the General Assembly, by midnight (24.00), CET time;
- these elections shall be organised directly by the Member Federations belonging to the respective Zones.

Before the stipulated deadline, FIDE Offices received the following candidacies:

Candidate	Zone
Dominic Cross	1.1
Andre Vogtlin	1.2
Almog Burstein	1.2
Jovan Milovic	1.5

Olexandr Prohorov	1.9
Paris Klerides	1.10
Allen Priest	2.1
Victor Plotkin	2.2
Donald Miller	2.3
Carlos Rivero-Gonzalez	2.3
Carlos Zambrana	2.4
Pimentel Mendoza Victor	2.4
Ronald Fernando Zarza	2.5
Dhafer Madloom	3.1
Sami Khader	3.1
Sabri Salam	3.1
Syed Shahab Uddin Shamim	3.2
Godigamuwage Luxman Wijesuriya	3.2
Utut Adianto	3.3
Khusan Turdialiev	3.4
Tian Hongwei	3.5
Shaun Press	3.6
Jamie Kenmure	3.6
Ajay Haribhaj Patel	3.7
Marouane Tabti	4.1
Philip Ameku	4.2

Bongo Akanga Ndjila Barthelemy	4.3
Yves Andre RAKOTOMAHARO	4.4
Yassin Souleiman Hassan	4.4.
Abdalla Mohammed Yaedi	4.4
Joe Mahomole	4.5
Susan Namangale	4.5
Tseliso Motlohelo	4.5

Regarding all these candidacies, the ELC has verified that:

- submitted application forms contain all data and declarations requested by art. 5.2 of the Electoral Rules, all candidates have declared, in particular, that they enjoy civil rights in their state of citizenship or residence, that they did not incur in any measure or sanction in relation to any violation of the FIDE Charter and FIDE Ethics and Disciplinary Code, that they did not incur in any measure or sanction in relation to any violation punished as a criminal offence at a national or international level;
- eligibility criteria listed in art. 4.1 of the Electoral Rules are met, at least on the basis of the candidates' self-declarations.

Then, the ELC has noted that the candidacies of Olexandr Prohorov, Almog Burstein and Tian Hongwei are not endorsed by any nomination and that the candidacy of Andre Vogtlin was supported by a nomination received only after the stipulated deadline. The ELC believes that a systematic interpretation of the FIDE Charter and Electoral Rules would suggest that one nomination would have to be considered as necessary for submitting a valid candidacy for the position of Zonal President, however, the text of art. 26 of the FIDE Electoral Rules does not indicate as mandatory to receive a nomination and the FIDE Offices, at the beginning of the electoral period, indicated, in the same sense, that nominations are not necessary for these candidacies. Therefore, the ELC decided to consider as valid all received candidacies, included the candidacies of Olexandr Prohorov, Andre Vogtlin, Almog Burstein and Tian Hongwei.

The ELC has noted that, for many Zones, only one candidacy has been submitted: it has to be clarified that a formal Zonal election must be held despite the fact that there is only one candidacy and, to be elected, these candidates must receive an absolute majority of the votes cast.



The ELC has also noted that, for some Zones, no candidacies have been submitted. It has to be clarified that, even if these elections are organised directly by the Member Federations belonging to the respective Zones, the submission of a candidacy before the now expired deadline was mandatory. However, being the first year of application of the new Electoral Rules, the ELC indicates that, following a decision taken by unanimity by all Member Federations belonging to a given Zone, a new deadline for submitting candidacies can be authorised.

#### **IV) Approval of an updated list of the Member Federations having right to vote (including the names of Presidents and Delegates)**

A first provisional list was already approved by the ELC, on 7 June 2022.

In accordance with art. 3.4 of the Electoral Rules, until thirty (30) days before elections, each Member Federation can communicate any election or nomination of a different FIDE Delegate or President.

The ELC examined the data communicated by the FIDE Offices.

The ELC also must take into account the most recent advisory opinions expressed by the Constitutional Commission and the decisions taken by the Council, concerning Member Federations of Pakistan (Mr. Muhammad Hanif Qureshi has been recognised as the legitimate new President of this Member Federation), South Africa (Mr Hendrik du Toit has been recognised as the legitimate current President of this Member Federation), Ivory Coast (new elections will be held, under FIDE supervision, shortly), Libya (Mr. Ali Fouzi has provisionally been recognised as the legitimate representative of this Member Federation), Morocco (the Council has extended the mandate of the FIDE Reverse delegate till September 2022).

The Observer Darcy Lima indicated the existence of a controversy concerning Ecuadorian Member Federation. Some documents received by the FIDE Offices show the existence of a conflictual situation and pending cases also about Member Federations of Afghanistan and Central African Republic. FIDE Offices also anticipated the arrival of documents concerning UAE Member Federation, allegedly sent before the deadline, but not yet received by the ELC.

Given the necessity of a further examination of these cases, the ELC reserved the decision about these Member Federations, that will be communicated with an *addendum* to this report.

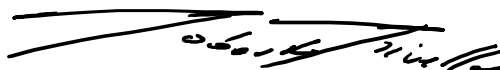
With the above-mentioned exceptions, the ELC approved the list annexed to this report, that the FIDE Offices shall publish on the FIDE website, together with this ELC report.

Finally, it has to be reminded that, in accordance with the Electoral Rules, after further verification and the examination of all received complaints, if any, the ELC will

approve the final of the Member Federations having voting powers and of their delegates 12 days before elections.

Cagliari, 9 July 2022

Roberto Rivello

A handwritten signature in black ink, appearing to read 'Roberto Rivello', written over a horizontal line.