



FIBA Players' Agents Information Pack

Dear Friends,

On 1 September 2006 the amended Internal Regulations of FIBA came into force. They contain, under Regulation H.5, the Regulation Governing Players' Agents. These regulations govern the activities of Players' Agents ("Agent(s)"), who bring about or assist in the international transfer of players or coaches. The aim of these regulations is to make sure that a high standard of quality and transparency is guaranteed for the activities of players' agents and transfers in the FIBA family.

Within the framework of these Regulations FIBA introduces a new service for the resolution of disputes between players, agents and clubs through arbitration. Please find below the main features of the FIBA Arbitral Tribunal:

- True Arbitration under Swiss Law (seat of each arbitration is Geneva),
- Single Arbitrator approved by the FAT President,
- Simple procedure,
- English language only,
- Hearing and hearing of witnesses upon application only,
- Provisional and conservatory measures available,
- Arbitrator decides ex-aequo et bono, i.e. on the basis of general considerations of justice and fairness without reference to any particular national or international law,
- Decision within six weeks of end of proceedings,
- Appeal to Court of Arbitration for Sport (CAS).

Failure to honor a FAT Award may entail sanctions by FIBA such as, as the case may be, a monetary fine, the withdrawal of a FIBA Agent's License, a ban on international transfers of players or a ban on registration of new players, as provided in the FIBA Internal Regulations.

We strongly recommend that parties wishing to refer their possible disputes to FIBA Arbitral Tribunal use the arbitration clause from article L2.1.4 (in FAT Regulations) in the future contracts.




In addition, in order to better monitor the transfer activities the "Official Documents" for Letters of Clearance (Appendix 1 of the Internal Regulation P, Section 3) has been amended with the following:

- When issuing a letter of clearance the national federations are now required to indicate the name, nationality and FIBA Agent License Number of the agent of the player involved, and club of origin and club of destination of the player. You can find example enclosed.

The relevant documents and practical information necessary, you will find in this booklet. Should you need any further information, please do not hesitate to contact Mr. Zoran Radovic at the FIBA headquarters in Geneva at (radovic@fiba.com, tel. +41 22 545 0000).

Yours sincerely,



Patrick Baumann
Secretary General