



Schweizerische Eidgenossenschaft
Confédération suisse
Confederazione Svizzera
Confederaziun svizra

Bundesamt für Sport BASPO

Play the game 2015

The Olympic family under Swiss legislation



Aarhus, 25th october 2015

Wilhelm Rauch, Federal office for Sports



Federal Constitution of the Swiss Confederation

Art. 23 Freedom of association

- 1 Freedom of association is guaranteed.
- 2 Every person has the right to form, join or belong to an association and to participate in the activities of an association.
- 3 No person may be compelled to join or to belong to an association.



Swiss Civil Code

Art. 60 Associations, Formation

¹ Associations with a political, religious, scientific, cultural, charitable, social or other non-commercial purpose acquire legal personality as soon as their intention to exist as a corporate body is apparent from their articles of association.

² The articles of association must be done in writing and indicate the objects of the association, its resources



Swiss Civil Code

Art. 61 Entry in the commercial register

- 1 Once the articles of association have been ratified and the committee appointed, the association is eligible for entry in the commercial register.
- 2 The association must be registered if it:
 1. conducts a commercial operation in pursuit of its objects;
 2. is subject to an audit requirement.
- 3 The articles of association and a list of committee members must be enclosed with the application for registration.



Swiss Civil Code

Art. 69b Auditors

- 1 The association must submit its accounts to a full audit by external auditors if two of the following figures are exceeded in two successive business years:
 1. total assets of CHF 10 million,
 2. turnover of CHF 20 million,
 3. average annual total of 50 full-time staff.

- 3 The provisions of the Code of Obligations on external auditors for companies apply *mutatis mutandis*.



Swiss Civil Code

Art. 68 Voting rights and majority

- 1 All members have equal voting rights at the general meeting.
- 2 Resolutions require a majority of the votes of the members present.
- 3 Resolutions may be taken on matters for which proper notice has not been given only where this is expressly permitted by the articles of association.



Swiss Civil Code

Art. 75 Protection of members

Any member who has not consented to a resolution which infringes the law or the articles of association is entitled by law to challenge such resolution in court within one month of learning thereof.



Thank you