

Regulatory Committee – Terms of Reference



Regulatory Committee Terms of Reference	
Purpose	To be the body within the ECB responsible for non-executive oversight on behalf of the ECB Board (the Board) in relation to Regulatory Matters (as defined below).
Authority	The Regulatory Committee (the Committee) has the delegated authority of the Board in respect of the functions and powers set out in these Terms of Reference. The Committee may seek information from and/or request or require any officer or employee of the ECB to attend its meetings as required.
Responsibilities	<p>The Committee’s responsibilities are:</p> <ul style="list-style-type: none"> to monitor compliance, case management, investigations and decisions relating to whether to bring charges or not and the conduct of prosecutions in relation to the off-field regulatory matters under ECB legislation including Anti-Discrimination; Anti-Doping; Financial Control and Governance; Safety, Health and Welfare; Safeguarding; and any other regulatory matter assigned to it by the Board from time to time (the Regulatory Matters); to advise the Board and relevant ECB Executive(s) on policy, procedural best practice as it applies to: (i) Regulatory Matters; (ii) other areas which the ECB regulates; and (iii) relevant ECB rules, regulations, directives, codes (“ECB legislation”) and related procedures; to keep under review and make recommendations as it considers appropriate to the Board in relation to updates and amendments to ECB legislation and related procedures; to advise and assist the relevant ECB Executive(s) having responsibility for Regulatory Matters, other areas which the ECB regulates and ECB legislation in the discharge of their duties, including in relation to the conduct of compliance monitoring, investigations into alleged breaches, and case management generally; to oversee and make recommendations in relation to and agree the content and extent of education, awareness and communication programmes relating to Regulatory Matters; and monitor resources within the ECB executive function responsible for Regulatory Matters and advise the Board on the appropriate levels and make recommendations <p>In discharging its above responsibilities, the Committee shall:</p> <ul style="list-style-type: none"> act to establish and uphold agreed standards within the game, and to ensure its integrity, independently of interests within the game and to the highest standards of regulatory practice; engage appropriately skilled and experienced investigators to monitor compliance and investigate alleged breaches; instruct solicitors and other professional advisors, as appropriate, to assist it and relevant ECB Executive(s) in the discharge of their duties and obligations, including without limitation the prosecution of any charges and conduct of any appeals;

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	<ul style="list-style-type: none"> • liaise with relevant police or other relevant public authorities where an investigation and/or prosecution overlaps with a police or other public authority jurisdiction; • liaise (through the Committee Chair) with the Chairman of the CDC and the ECB Committees to ensure an effective separation of roles and powers in the most efficient and effective way; and • be able to establish sub-committees and working groups, subject to ratification by the Board. <p>The Committee (through the Committee Chair) shall have the independent authority to make such decisions and take such actions as it deems necessary to fulfil its duties in accordance with these Terms of Reference.</p>
<p>Membership and terms of office</p>	<p>The Committee shall be chaired by an individual appointed by the Board (the Committee Chair)</p> <p>The Committee shall consist of members appointed by the Board who it considers to have appropriate skills and experience, which may include members of the Board. As at the date of last review of these Terms of Reference, the current members are:</p> <p>Nic Coward (Chair)</p> <p>Jerry Cope</p> <p>Martin Darlow</p> <p>Jenni Douglas-Todd</p> <p>Fiona Laurence</p> <p>David Lewis</p> <p>Richard Sykes</p> <p>Jim Wood</p> <p>Appointments to the Committee shall be made by the Board for a period of up to three successive three year terms.</p> <p>In addition, the Committee shall consist of the following “ex-officio” members, each of whom shall be a member of the Committee:</p> <ul style="list-style-type: none"> • the ECB Chief Financial Officer; and • the ECB Chief Operating Officer.
<p>Meetings</p>	<p>The Committee shall meet with such frequency and in such manner as determined by the Committee Chair but will be no less than twice per calendar year.</p> <p>Unless otherwise agreed by the Committee Chair, notice of each Committee meeting confirming the venue, time and date, together with an agenda of items and any supporting papers to be discussed, shall be forwarded to each member of the Committee no later than five working days before the date of the meeting.</p>

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Quorum	Quorum for the Committee shall be four voting members which must include at least one member who is also a member of the ECB Board.
Conflict	Members of the Committee shall declare any conflict of interest or potential conflict of interest when they become aware of it. The Chair will decide the appropriate action for each conflict of interest on an individual basis. If the Chair has a conflict of interest then the decision will be taken by a majority of the remainder of the Committee members present at the meeting.
Resources	The Committee shall have access to sufficient resources to carry out its duties, including access to HR and administrative support from the ECB as required. The Committee shall operate to a budget set by the Board.
Reporting	The Committee Chair shall report on its decisions and actions to the Board. The Committee shall keep minutes (including the names of attendees) which shall be available to the Board, save where the Committee chair considers that the nature of business is confidential, in which case the Committee Chair shall report decisions and actions to the Board as considered appropriate to ensure that confidentiality is preserved, but also to enable appropriate accountability to the Board.
Remuneration	Committee members shall not be remunerated, but shall be reimbursed for their reasonable travel expenses in fulfilling their Committee duties.
Date of last review	June 2019