



## **CONFEDERAÇÃO BRASILEIRA DE AUTOMOBILISMO STATUTE**

### **TITLE I**

#### **THE ASSOCIATION AND ITS PURPOSES**

##### **CHAPTER I**

###### **DENOMINATION, NATURE AND DURATION**

Art. 1 – Confederação Brasileira de Automobilismo (CBA), the maximum federal motorsport managing association, founded on September 7th 1961, affiliated to Fédération Internationale de L'Automobile (FIA), is a non profit civil association, with a technical and social sporting nature, which enjoys administrative autonomy both in its organization and working aspects, including its financial resources; located and with jurisdiction at 290 Rua da Glória, 8th floor, Glória district – RJ – Rio de Janeiro state.

Sole Paragraph – The revenues and financial resources gathered by Confederação Brasileira de Automobilismo will be invested in its totality in the maintenance and development of its social objectives.

Art. 2 – Confederação Brasileira de Automobilismo has indefinite duration.

Art. 3 – No affiliated Federation may be jointly or severally liable for Confederação Brasileira de Automobilismo financial obligations, nor is it responsible for any of its affiliated Institutions actions.

Sole Paragraph – No affiliated Federation has the power to represent Confederação Brasileira de Automobilismo before the Judicial System in any legal action. Nor do they have, nor even by analogy, the powers to receive citations, summons or make any statements on behalf of Confederação Brasileira de Automobilismo.

##### **CHAPTER II**

###### **SYMBOLS AND PAVILLIONS**

Art. 4 – Confederação Brasileira de Automobilismo has the following symbols: the pavillion, emblems, uniforms and badges adopted according to the Regulations.

Art. 5 – Confederação Brasileira de Automobilismo pavillion will be a white background with Confederação Brasileira de Automobilismo distorted initials in blue, giving a flag movement impression, surrounded by a golden oval shape with CONFEDERAÇÃO BRASILEIRA DE AUTOMOBILISMO signature in golden colour, on the open part of the oval shape, to the right, at the bottom.



### CHAPTER III PURPOSES

Art. 6 – CBA purposes are:

- a) to coordinate Brazilian motorsport sporting and technical matters, which are regulated by international and national standards and by the rules of sports practice, which shall be accepted by all those involved in the motorsport national sporting system, in conformity with Art. 1 of the Law number 9.615, from March 24th 1998;
- b) to exert the international and national sporting power;
- c) to manage, spread and foster all motorsport disciplines in the country, and, as long as they are duly allowed, to develop activities related to tourism traffic and transports, following international standards;
- d) to promote, authorize and inspect the organization of national and international championships, cups and trophies;
- e) to make great efforts in order to bolster and develop motorsport for amateurs, as well as to supervise the organization and practice of the professional and mixed disciplines, subject to its authority.
- f) to abide and enforce the regulations from the international entities to which it is affiliated, as well as the actions legally expedited by the bodies or authorities who constitute the public powers;
- g) to issue, within its competence, codes, standards, regulations, rules, warnings, administrative rules, instructions or any other necessary acts to the organization, running and discipline of motorsport, according to the current sporting legislation;
- h) to judge individuals who do not observe any of the commandments mentioned on the previous point, according to the current disciplinary legislation;
- i) to rule over the motorsport practitioners;
- j) to represent and defend, before the public authorities, national motorsport genuine interests;
- k) to decide on associations and competitors participation in sporting events which are out of their respective regions;
- l) to represent Brazilian motorsport in any international activity, having the power to celebrate contracts, agreements and covenants, as well as to authorize, instruct, coordinate and supervise the international activities of its affiliated institutions;
- m) to exert powers, activities and obligations assigned by law, decrees, administrative rules and federal authorities' deliberations.

§ 1 – The execution standards of the principles settled in this article will be prescribed, besides the



content present in this Statute, in the regulations, rules, resolutions, administrative rules, warnings and other institutional and technical standards established by CBA.

§ 2 – All CBA activities will observe in any situation the principles of legality, impersonality, morality, publicity, efficiency and economic viability.

§ 3 – Unlimited access is granted to the associated and affiliated institutions, to documents and information related to account balances and audits, as well as those documents referent to CBA's administration, which shall be posted in full at its website.

## TITLE II RIGHTS AND OBLIGATIONS ORGANIZATION

### CHAPTER I RIGHTS AND OBLIGATIONS ORAGNIZATION

Art. 7 – CBA is constituted by the federal district and states motorsport administration associations , in this Statute designated as “Federations”, affiliated to it and duly bound by the Leagues and by the drivers’ representatives, as long as the minimum requirements of this Statute are observed.

I – The Federations are in charge of the motorsport activities in their respective jurisdictions and are entitled to organize championships, set up their schedules, and supervise their events; making sure they all respect national and international laws. They shall also exercise, within their jurisdiction, all activities pertaining a state association of motorsport administration, having the rights given to them in this Statute.

II – The State Entities of Administration (Federations) and CBA affiliated Drivers’ Representatives , in the form of this Statute, shall avoid postulating and appealing to the Judiciary Branch in order to settle eventual motorsport litigations that they might have with CBA and with other congenerous activities, and undertake to accept and abide by the decisions of the Motorsport Judicial System, as being the only and definitive source to solve conflicts or sporting litigations of any nature.

III – With the goal to maintain sports order, the respect of its internal power acts and to enforce the actions legally expedited by the Public Power bodies or its representatives, the Association will apply to its affiliated institutions or private individuals or legal persons, directly or indirectly bound, the following penalties (Art. 48, Law number 9.615/98):

- a) warning;
- b) written reproach;
- c) fine;
- d) suspension;
- e) intervention ou disaffiliation;

§ 1 – The penalties provisioned on points “d” and “e”, from item II in this article, will be applied by CBA General Assembly to the affiliated Federations; and by CBA President to private individuals and



legal persons, directly or indirectly bound, only after a definitive decision made by the Sports Justice.

§ 2 – The sanctions on item III of this article will only be applied in administrative suit, being the rights of defense and adversarial procedures guaranteed.

§ 3 – Confederação Brasileira de Automobilismo – CBA may intervene in its affiliated institutions, as well as authorize them to intervene in their affiliated associations, in serious cases that might jeopardize the respect of internal powers or to restore sports order or even to enforce a Sports Justice decision, having respected the rightful legal procedure, which shall be identical to the disassociation one.

§ 4 – The interventions and/or disaffiliation provided on paragraph three of this article, regarding the Federations, cannot happen within 120 (one hundred and twenty) days before CBA Elective General Assembly.

Art. 8 – No Federation can be affiliated or keep the right to be affiliated without proof of meeting the following requisites:

- a) to be a legal person;
- b) to have a compatible Statute with the public laws and with the commandments adopted by CBA;
- c) to present itself with powers constituted in the form of the law and constituted by bonafide members;
- d) to have in its state at least three motorsport clubs legally constituted and at least fifty drivers enrolled on these 3 (three) clubs in the form stipulated on Paragraph 2 of this article;
- e) to prove that there are at least 3 (three) disciplines of motorsport competition in its state;
- f) to have the business licence which is issued by CBA annually.

§ 1 – At those states where the minimum requisites to the creation of a Federation cannot be met, their motorsport clubs will be allowed to be affiliated directly to CBA, however, they will not have the right to vote.

§ 2 – Those Federations, which apply for CBA affiliation, will be accepted, temporarily, for a period of 4 (four) years. They will be given the right to vote on the first business day of the forth fiscal year, and their affiliation considered definitive then; if they have at least 3 (three) motorsport clubs legally constituted and at least 50 (fifty) drivers enrolled on these 3 (three) clubs, as well as prove that there are at least 3 (three) disciplines of motorsport competition practiced in their state and that championships, events and trophies have been organized in at least one motorsport discipline of those promoted and recognised by CBA. On that occasion, the Federation will be entitled to all the



rights and obligations mentioned on this Statute.

§ 3 – The loss of any of the requisites mentioned in this article will result in disaffiliation.

§ 4 – The affiliated institutions rights and obligations are those cited on the legislation, this Statute, as well as those that will be made, in the form of the law, by CBA, within its competence.

§ 5 – In order to obtain the business licence stipulated on letter “f” on the article caput, besides the demands mentioned above, the affiliated institutions shall be up to date with its obligations towards CBA. The licence must be requested during the first two weeks of the month and will be valid until December 31st (thirty first) of the current year.

§ 6 – The affiliation application shall be made to Confederação Brasileira de Autmobilismo President , as long as all demands mentioned on the present article are satisfied; and the association president can approve the request “ad referendum” from the Board of Directors.

Art. 8-A – In order to become an affiliated member, the drivers representative shall constitute a body that represents the drivers category (Drivers Commission), under the legal directives for a “civil association with no economic purposes” (sociedade civil sem fins lucrativos) ; and also fulfill the following requirements:

- a) Be the Commission President;
- b) Be 21 (twenty one) years or older;
- c) Enjoy sound reputation;
- d) Have stood out as a driver;
- e) Not have been eliminated from CBA or FIA;
- f) Know and respect CBA established principles;

Sole Paragraph – The lack of any of the requirements mentioned on this article, would result in the loss of the affiliation, having respected the rightful legal procedures.

Art. 8-B - The Drivers Commission is the category representative body, which will be ruled by its own Statute, to be posted on CBA site.

§ 1 – The Commission will take part in the meetings organized by the Technical Councils in charge of deliberating on sporting and technical regulations of the competitions, as well as to be a part of the Directing Council, as the Competitions’ Director, personally or appointing a Driver to do so during his term.



§ 2 – An affiliation application request from a Drivers Commission will only be accepted if such association recognizes CBA as being the sole Institution in charge of the national motorsport. And if it chooses to obey and enforce CBA’s laws, regulations, decisions and sporting rules.

§ 3 - The Drivers’ Representative term will be 4 (four) years long, with one extension period allowed.

Art. 9 – The Leagues will organize sporting competitions in their region, always respecting the law, Confederação Brasileira de Autmobilismo and Fédération Internationale de L’Automobile’s Statutes.

Art. 10 – No League will be allowed to be bound up, without proving to fulfill the following requirements:

- a) be a legal person;
- b) have a Statute that is compatible with the public law and the commandments adopted by CBA;
- c) introduce themselves as having been legally invested with powers and cons – tituted of trustworthy members;
- d) have 2 (two) affiliated clubs and at least 30 (thirty) drivers enrolled;
- e) a League member club shall be affiliated to the Federation of their jurisdiction, except places where there are no Federations affiliated to CBA.

## CHAPTER II POWERS

### SECTION I DISCRIMINATION

Art. 11 – Confederação Brasileira de Automobilismo – CBA has the following powers:

- a) the General Assembly;
- b) the Supervisory Board;
- c) the Presidency;
- d) the Board of Directors.



§ 1 – The accumulation of terms in CBA powers is not allowed.

§ 2 – CBA powers members mandates can only be exercised by people who satisfy the conditions on this Statute and the current Sporting Laws. They must also not be fulfilling any penalty imposed either by CBA and its affiliated institutions or by FIA or the Sports Justice.

§ 3 – A power member, who is fulfilling a penalty or suspended, will have his mandate interrupted during the respective period.

§ 4 – CBA maximum officer's mandate will last 4 (four) years, one re-election allowed.

§ 5 – Confederação Brasileira de Automobilismo officers can be remunerated for the performance of their functions. The ordinary general assembly, that approves the entity's annual budget, shall establish their remuneration for the year, within the limitations imposed by the concerning legislation.

§ 6 – It is up to the General Assembly, the Supervisory Board and the Board of Directors the elaboration of its internal regulations.

§ 7 – The following technical bodies will be incorporated by CBA in order to cooperate with the powers described on this article:

I- Sporting Council;

II- National Sporting Technical Council;

III- National Circuits Commission;

IV- National Rally Commission;

V- National Karting Commission;

VI- National Land Speed Commission;

VII- National Drag Racing Commission;

VIII- International Tourism, Transport and Traffic Commission;

IX- National Records Commission;

X- Ombudsman



## SECTION II GENERAL ASSEMBLY

Art. 12 – The General Assembly, basic power with maximum jurisdiction, will consist of the affiliated Federations Presidents, that have representative rights, and the Drivers Commission President.

§ 1 – The representative right mentioned on this legal mechanism will depend, among other requirements established by the public law or by this Statute, on the represented Federation being up to date with its financial obligations towards CBA and on it not being at fault with any financial aid it might have received from public institutions via CBA.

§ 2 – Each affiliated member representation is made by a single individual and cannot be accumulated.

§ 3 – Only the Drivers Commission President who satisfies the demands of this Statute will be allowed to take part in the General Assemblies.

§ 4 – For the drivers representative (Drivers Commission President), the representation is personal and not transferable.

Art. 12-A – The General Assemblies will be summoned by CBA President, granted to one fifth of the affiliated the right to promote it.

Sole Paragraph – The General Assemblies can be summoned via announcement, made once on a major circulation newspaper and hung up at the headquarters on a visible place, through Public Official Notice sent to the entities or through other means that guaranties the destinataries acknowledgement. The summons must be issued at least 15 (fifteen) days prior to the event.

Art. 13 – The General Assembly will gather in ordinary, or extraordinary session, under the following terms of the current Statute.

§ 1 – Ordinarily:

a) annually, up until the first half of April, for evaluation and judgement of the budget for the following fiscal year and CBA financial audit, concerning the previous fiscal year; under the Supervisory Board's appreciation, as well as any other matter on the agenda;

b) every 4 (four) years, for electoral purposes, under the terms of art. 14 and its paragraphs.

§ 2 – Extraordinarily:

I – whenever CBA finds it convenient; when it is summoned by at least one fifth of its members or by the Supervisory Board request. The Extraordinary General Assembly will



deliberate only on the matter which caused the summons, in a ballot with at least 2/3 (two thirds) of the members, specifically having the right to:

- a) elect or destitute, with 2/3 (two thirds) of the votes of the affiliated members, anyone elected in the form of point "a" I and II of art. XIV, with a fair reason;
- b) authorize CBA President to alienate real state and constitute financial burden or real rights over them;
- c) decide on CBA extinction;
- d) interpret this Statute in the last instance;
- e) decide on the disassociation of legal persons who are either affiliated or bound directly or indirectly;
- f) change this Statute, as a whole or in part, in ballot with at least 2/3 (two thirds) of the votes of the affiliated members.

§ 3 – The Ordinary General Assembly will resume with the attendance of at least 2/3 (two thirds) of its members, but it can gather after one hour, to deliberate, the quórum here mentioned not being a factor.

§ 4 – The general standard from the previous paragraph does not apply to the deliberations in which this Statute requires the participation of a qualified voting quórum.

§ 5 – The General Assembly will be presided by CBA President, with the exception of those where his bills are supposed to be judged, in which case one of the members will be chosen by acclamation without the right to vote, except for tiebreak.

§ 6 – The General Assembly decisions will be taken in the terms provided by paragraph 3 of this article, the cases expressed on this Statute being excepted.

§ 7 – In any ballot, including the elective Ordinary General Assemblies one, each affiliated federation will have the right of 1 (one) vote.

Art. 14 – The elective Ordinary General Assembly will be summoned by the president in-office and presided by one of the members chosen among those present, obeying the following criteria:

§ 1 – The elective Ordinary General Assembly will gather, in the terms of the Statute, with the aim of:

a) electing for a 4 (four) year mandate:

I – 1 (one) president, 1 (one) 1st vice-president, 1 (one) 2nd vice-president; 1 (one) 3rd vice-



president of Confederação Brasileira de Automobilismo;

II – 3 (three) effective members and 3 (three) substitute ones for the Supervisory Board.

§ 2 – The elective Ordinary General Assembly, mentioned on Paragraph one of this article, will take place in the first two weeks of January of the year in which the mandate ends, and shall be summoned by the current president in the form of this article caput, via public notice, only one time, in a major circulation newspaper, at least 45 (forty five) days prior to the designated date for the elective general assembly.

§ 3 – The parties who have an introduction document, established by at least 1/5 (one fifth) of the affiliated federations that are entitled to vote, will be allowed to run for office at the elective Ordinary General Assembly. They must be registered at Confederação Brasileira de Automobilismo headquarters, until the fifth day following the publication of the public notice, and it is mandatory that this registration contains all the names and respective qualifications of each candidate (marital status, job, identity number, physical person national registration number and address), accompanied by an acceptance agreement to run for the respective post duly signed by the candidates.

§ 4 – Besides those barred from participating in the elective process, by this Statute force and current legislation, those who find themselves in debt with Confederação Brasileira de Automobilismo will also be barred, along with those who are removed

from office in other sporting associations, having them been elected or appointed, due to an irregular or reckless management.

§ 5 – The parties can be disputed within the period of 5 (five) days, counting from the deadline for their registration at Confederação Brasileira de Automobilismo, described on § 3 of this article, under penalty of debarment, guaranteed to the challenged ones the right of defence, being up to the elective General Assembly, before beginning the ballot, to decide, by simple majority of votes, on the impugnation.

§ 6 – The elected individuals who were so in the elective Ordinary General Assembly, will take over in the same assembly that elected them.

§ 7 – The elective General Assembly will elaborate and approve its rules of procedure, adopting procedures that will guarantee the secret ballot and a safe verification. It is determined that the elective General Assembly will take place at Confederação Brasileira de Automobilismo Headquarters by means of secret ballot.

§ 8 – It is forbidden to elect spouses and blood relatives or related, once removed or with any degree of kinship to the maximum leader of Confederação Brasileira de Automobilismo.

### SECTION III SPORTING JUSTICE SUPERIOR COURT

Art. 15 – The Sporting Justice Superior Court, independent and autonomous body, which is



responsible for judging the matters that involve national and regional competitions, as well as the appeals originated from the Justice Court of each of the Federations; will consist of 9 (nine) auditors nominated in the form of art. 55 of Law number 9.615/98 being them: 2 (two) appointed by OAB, 2 (two) appointed by Confederação Brasileira de Automobilismo; 2 (two) by the clubs, 1 (one) by the stewards and 2 (two) assigned by the drivers.

§ 1 – Sporting Justice Superior Court auditors term will last 4 (four) years, one reinstatement allowed.

§ 2 – The Sporting Justice Superior Court will elect, among its members, its President, whose mandate will last 1 (one) year, and will provide for the Court organization and operation on the rules of procedure.

§ 3 – One or more prosecutors and a secretary nominated by its president will work together with the Sporting Justice Superior Court.

§ 4 – In case there is a vacancy in the auditors board, the Sporting Justice Superior Court President shall officially warn the association that appointed him or her, so that they formally nominate a new one within 30 (thirty) days.

Art. 16 – The Disciplinary Commission, first instance body for the application of penalties resulting from the stewards reports, or from the breach of the respective competition regulations will consist of 5 (five) members, not pertaining to the Sporting Justice Superior Court, nominated and appointed by it.

Sole Paragraph – The Disciplinary Commission decisions can be appealed to the Sporting Justice Superior Court (SJSC).

#### SECTION IV SUPERVISORY BOARD

Art. 18 – The Supervisory Board, which has the power to inspect CBA financial administration, will consist of 3 (three) effective members and 3 (three) substitute ones, elected for a period of 4 (four) years by the General Assembly.

§ 1 – The effective members majority attendance suffices for the Supervisory Board to work.

§ 2 – The Supervisory Board will elect its President among its members and will provide on its organization and operation.

§ 3 – It is the Supervisory Board responsibility:

- a) to examine books, documents and balance sheets every three months;
- b) to present to the General Assembly an annual report about the budget's project for the subsequent fiscal year and CBA economic, financial and administrative flow, as well the previous



fiscal year budget's execution;

c) to supervise the fulfillment of superior bodies deliberations and put the acts attributed to them into practice.

d) to report the administrative mistakes and any violations of the law or this Statute to the General Assembly, suggesting which measures shall be taken, so it can fully perform its inspecting job in each case;

e) to gather ordinarily, every three months, or extraordinarily, when necessary, in which case a General Assembly will have to be summoned by CBA President, the majority of the affiliated federations or by any of its own members;

f) to homologate the reception of any donations or legacies and give its opinion about their conversion into cash, in the case of movables.

g) to summon the General Assembly when there is a grave and/or urgent reason.

## SECTION V PRESIDENCY

Art. 19 - The Presidency will consist of the president and 3 (three) vice-presidents, elected by the General Assembly for 4 (four) years.

Sole Paragraph – The simultaneous exercise of a CBA Board function and at one of the affiliated federations is incompatible.

Art. 20 – CBA President's function is that of an executive nature at the association's administration, with broad powers of representation, including in courts, having also the option of choosing an attorney.

§ 1 – It is the President's responsibility, as he exercises the powers described in this article, to adopt any measures that he finds appropriate CBA's order and interests; including omissive and urgent cases that may subject this Statute to controversial interpretation.

§ 2 – It is also the President's responsibility, besides the other ones prescribed in this Statute:

a) to represent CBA, actively and passively, judicially and extrajudicially;

b) to supervise, coordinate, run and inspect CBA's administrative, economic, financial and sporting activities;

c) to oversee the association's hired staff and, consequently, to appoint, hire, designate, commission, celebrate and terminate contracts, let go, dismiss, fire, destitute, allow sick leaves and vacations, compliment, congratulate, reward, open cases, initiate investigative procedures, having observed the pertinent legislation;



- d) to present to the General Assembly, in each one of its annual meetings, circumstance reports of the previous fiscal year's administration, together with the Supervisory Board opinion and the balance sheet of the economic, financial and budget movement;
- e) to abide by and enforce CBA current commandments originated from the public powers, from international sporting bodies to whom CBA is affiliated and from internal powers;
- f) to nominate or dismiss the presidents, directors, except for the Competitions Director role, which will be occupied by the drivers' representative, and the members of any Body or Commission that do not depend on election, with the exception of the Disciplinary Commission, licensing at the request of any member of the CBA bodies and designate members for the commissions he establishes.;
- g) to summon up the cooperation bodies;
- h) to inspect the revenue collection and authorize the payment of expenses, observing the current budget and the additional credit limits ;
- i) to decide on the opening of additional credits, after listening to the Supervisory Board;
- j) to authenticate CBA's books;
- k) to create delegations in charge of representing CBA inside or outside the country;
- l) to sign titles, checks, receipts or any other documents that constitute a financial obligation, together with the Financial Director or, in case of the latter being unavailable, with another director, having observed this Statutes provisions;
- m) to celebrate accords, contracts and agreements or any other terms which constitute commitments, abiding by this Statutes provisions;
- n) to publish the internal powers original acts;
- o) to put into practice the decision-making acts of the internal powers and execute the penalties decreed by the competent bodies;
- p) to keep and preserve CBA's real state or to dispose and establish rights over mentioned assets, with the General Assembly permission;
- q) to subject to deposit, in a Brazilian financial credit institution, CBA assets, be it in kind or titles;
- r) to preside the board's meeting, with voting right, including the casting vote;
- s) to order the expedition of all the acts in CBA interest, especially standards, rules, technical and sporting instructions approved by the competent and administrative bodies, and any other commandment under the presidency charge;
- t) to apply to physical and legal persons, subject to CBA jurisdiction , when fitting, the sanctions provided in this Statute or on the Motorsport Sporting Code, having protected the other internal powers private competence;



- u) to homologate the acts of CBA internal bodies, when applicable;
- v) to order the issue of instructions and warnings to the affiliated as long as they are not in disagreement with current laws, the content of this Statute or acts originated from another internal power;
- w) to officially appoint or nominate technical delegates and special assistants to represent him in sporting events;
- x) to submit to the board at least 30 (thirty) days before the end of each year, the budget project to be forwarded, with the Supervisory Board opinion, to the following General Assembly;
- y) to perform any other executive attributions that might not have been explicitly provided for in this Statute.

Art. 21 – CBA first vice-president is the president’s eventual substitute, and being the former unable, the second vice-president, or, in case he is also unable, the third vice- president will take over.

Sole Paragraph – Besides eventually exercising CBA presidency, the vice-presidents can perform parts of the president’s executive tasks temporarily when so determined e by him in expressed terms.

Art. 22 – In the case of vacancy of CBA presidency, during the last year of the elective mandate, the first vice-president will finish the term, and, if the vacancy happens before that time, there will be a new election.

## SECTION VI BOARD OF DIRECTORS

Art. 23 - CBA Board of Directors constitutes of the President, the Vice-Presidents, the Secretary Director, Finances Director, Legal Director, Competitions Director, who is the drivers’ representative or the person appointed by him, Marketing Director and International Events Director.

Sole Paragraph – Individuals who are condemned of an intentional crime in a final judgement, found as defaulters at a public resources audit in an official administrative decision, defaulters at their own association’s audit, suspended from elective or trust positions of a sporting association due to irregular or risky financial or patrimonial management, defaulters with workers pension funds and bankrupted cannot be appointed to the Board of Directors.

Art. 24 – Besides the the tasks already mentioned in this Statute, it is up to the Board of Directors:

- a) to examine the Budget Project before December of the previous year , to send it for the Supervisory Board’s analysis;
- b) to speak their mind about matters in the association’s interest;



- c) to cooperate with the presidency and other powers and for the good and faithful fulfillment of CBA's ends.
- d) to approve the frame of fees and costs;
- e) to approve all the Statutes of the affiliated Federations and its amendments;
- f) to approve all of the regulations and CBA own ruling acts having respected the competence of the other technical bodies;
- g) to authorize the association to receive donations and estate transfers in homologated acts by the Supervisory Board;
- h) to exercise any other ruling competence that does not conflict with this Statute;
- i) to authorize CBA president to transfer movable goods and contract financial burden or real rights over them;

Sole Paragraph – The Board of Directors will gather whenever it is necessary and summoned by the President. Its decisions will be adopted in any case by the majority of its present members' votes. Besides his own vote, the President also has the casting vote.

Art. 25 – It is the Secretary Director's obligation to manage the administrative work, with the attributions which are part of his post; to write the minutes of the Board of directors meetings taking it in a proper book; to control the administration books and papers; to organize and register solved and expedited processes and other documents; and to keep CBA file under his guard.

Art. 26 – The Financial Director will be in charge of managing the association's economic and financial obligations; supervising the execution of each fiscal year budget; elaborating the budget proposal to be reviewed and adopted; organizing the necessary documents to make the balance sheet; controlling the association income and expenses; executing acts that will affect the association estate, finances and budget and providing all services pertaining to the association financial administration, even the ones that require signatures on documents and titles.

Sole Paragraph – No expenses can be incurred without the Financial Director or his eventual substitute's knowledge nor without CBA President's permission.

Art. 27 – CBA Legal Director will concentrate the study and supervision of all legal matters; he will expose his opinion on those subjects related to his specific role according to any internal power initiative. He will also perform the roles of consultant and prosecutor as delegated by CBA President.

Art. 28 – The Competitions Director will be in charge of studying and supervising of all technical and sporting matters, managing all activities in this field, offering his opinion when requested by CBA President.

Art. 29 – The Marketing Director will concentrate the study and supervision of all matters related to CBA marketing and communication , promoting and prizing motorsport practice. It is his



responsibility to express his opinion regarding any subject related to his specific role, as well as performing the roles of consultant and representative as delegated by CBA President.

Art. 30 – The International Events Director will be responsible for studying, enabling and supervising all the matters related to the international sporting competitions attributed to him by CBA President.

Art. 31 – The Sports Council is in charge of, with the other CBA powers and directing bodies, technicians, executive officers and its affiliated federations, representing CBA in the oversight, promotion and organization of motorsport events in the country, as well as representing CBA and its affiliated members before any national and international association and/or authority, as instructed by CBA President.

### CHAPTER III TECHNICAL BODIES AND COOPERATION

#### SECTION I NATIONAL SPORTING TECHNICAL COUNCIL

Art. 32 – The National Sporting Technical Council is responsible for the national motorsport control and technical inspection; and also, for collaborating with other CBA powers, directing, technical and executive bodies and with its affiliated members in the oversight, promotion and organization of motorsport events carried out in Brazil standards

Art. 33 - The National Sporting Technical Council will consist of 5 (five) effective members, being 4 of them nominated by CBA President, among motorsport athletes who have been recognised for their contribution to the national sporting practice and with an elevated technical knowledge. The fifth member should be a representative of the Drivers Commission. The members of the National Sporting Technical Council, except for the drivers commission representative will be fired “ad nutum” (as CBA President pleases).

Sole Paragraph – The national Commissions presidents can be accumulatively members of the National Sporting Technical Council.

Art. 34 – It is the National Sporting Technical Council responsibility, especially:

- a) to elaborate instructions, rules and standards referents to any aspects of the motorsport practice in the country, submitting them to CBA President’s appreciation;
- b) to supervise the work of the National Commissions, issuing their opinion for CBA President’s approval;
- c) to write the professional technical courses regulations and working rules, and to supervise their obedience;



- d) to elaborate the competitions regulations and establish the technical requisites for their organization;
- e) to supervise motorsport championships promoted by CBA, appointing their respective coordinators to the association president
- f) to approve acts and decisions of CBA technical bodies.

Art. 35 – The decisions of the National Sporting Technical Council shall be homologated by CBA President and passed on to the affiliated Federations within 10 (ten) days.

## SECTION II NATIONAL COMMISSIONS AND OMBUDSMAN

Art. 36 – The National Commissions provided for on this Statute, advisory bodies of CBA powers, appointed by CBA President.

Art. 37 – It is the National Circuits Commission responsibility, to take care of all the works, studies and supervision concerning the construction, planning, administration, preservation, qualification, operation and registration circuits and tracks.

§ 1 – All motorsporting jurisdictions must be registered by the national circuits commission and homologated by CBA in order to work.

§ 2 – Tracks built in a temporary aspect, on public streets, with racing purposes and registered in the official calendar, must be previously submitted to the national circuits commission appreciation and homologated by CBA.

§ 3 – Street Circuits – It is forbidden to organize any competition in alternative circuits of the public street kind, being them closed to traffic or not, in cities where there is a permanent circuit homologated by CBA.

Art. 38 – It is up to the National Rally Commission (CNR) to supervise this sporting practice, on or off road, as well as to elaborate its technical regulations, submitting them to the National Sporting Technical Council appreciation and to homologate the conditions presented by the Federations for the organization of national championships, in accordance with CBA standards.

Art. 39 – It is up to the National Karting Commission to supervise this sporting practice, to elaborate its technical regulations, submitting them to the National Sporting Technical Council appreciation and to homologate the tracks set up by the Federations for the organization of national championships, in accordance with the National Sporting Technical Council, having heard the National Circuits Commission and in accordance with CBA standards.

Art. 40 – It is up to the national Autocross Commission to supervise this sporting practice, to



elaborate its technical regulations, submitting them to the National Sporting Technical Council appreciation and to homologate the tracks set up by the Federations for the organization of national championships, in accordance with CBA standards.

Art. 41 - It is up to the National Drifting Commission to supervise this sporting practice, to elaborate its technical regulations, submitting them to the National Sporting Technical Council appreciation and to homologate the tracks set up by the Federations for the organization of national championships, in accordance with the National Sporting Technical Council and CBA standards.

Art. 42 - It is up to the Tourism, Transports and Traffic Commission (CTT), via its president, to elaborate standards and regulations destined to each one of its respective modalities; as well as to represent Confederação Brasileira de Automobilismo before national and international authorities, with the purpose of elaborating covenants and programmes in CBA interest.

Sole Paragraph – CTT President will be nominated by Confederação Brasileira de Automobilismo in accordance with the National Sporting Technical Council appointment.

Art. 42-A - The Ombudsman is a body in charge of receiving, processing and answering suggestions, complaints and critical comments related to CBA management from anyone among the people. When considered pertinent, those shall be forwarded to the competent body within CBA administration, so that the appropriate measures may be taken.

§ 1 - The Ombudsman will consist of one member; elected by the Board of Directors for a 4 (four ) year term, one reinstatement allowed. He (she) can only be dismissed by an administrative process, with the right for defense, by the absolute majority of the directing Board.

§ 2 - The Ombudsman shall answer the presented demands via the same tool it has received them, with 30 (thirty) days, maximum, explaining which measures were taken.

§ 3 - A link will be available on CBA webpage with the Ombudsman contact information, of which the electronic mail will be preferable.

### TITLE III ECONOMIC AND FINANCIAL SYSTEM

#### CHAPTER I FISCAL PERIOD

Art. 43 - The fiscal year will coincide with the civil year and will comprehend fundamentally, the budget execution.

§ 1 - There will be only one budget which will include all the revenues and all the expenses subject to initials, signatures and specific endowments, according to the following paragraphs.



§ 2 – The Revenue comprises:

- a) the affiliation fees and drivers license renewal or transfer, as well as emoluments to which the appeals processes are subject;
- b) the income resulting from the application of capital assets;
- c) the product of fines and compensations;
- d) the collection of 10% (ten per cent) of the interstate, international, regional and similar competitions gross income, that are organized in the country;
- e) the subsidies and grants;
- f) the donations and legal transfers received, converted into cash;
- g) any other pecuniary resources that the directors may come up with;
- h) the product of motorsport license fees, homologation fees, registrations, authorizations, enrollments, recognitions and certificates;
- i) eventual incomes;
- j) resources originating from motorsport events sponsorship, included in the annual sports calendar.

§ 3 – The Expense comprises:

- a) the costs for motorsport activities and its burden, and CBA administration;
- b) the payment obligations resulting from judiciary acts, covenants, agreements and credit operations;
- c) pecuniary burdens not foreseen in the budget, afforded according to the Supervisory Board authorization;
- d) costs spent on prizes promised on sporting events organized according to the annual calendar.

§ 4 – In case there is a surplus at the end of the fiscal year, its product shall be directed in full to the maintenance and development of Confederação Brasileira de Automobilismo social ends.

## CHAPTER II ESTATE

Art. 44 – The Estate comprises:

- a) the movable and immovable assets acquired under any title;
- b) the trophies and prizes legally protected, insusceptible to transfers;
- c) the budget execution beneficiary balances;
- d) the existing funds or goods resulting from their inversion.



### CHAPTER III FINANCIAL ADMINISTRATION RULES

Art. 45 – The constitutive elements of the economic, financial and budgetary order will be recorded on the appropriate books, or by any other means provided by law, and proved by documents kept in files, according to the public law stipulations.

§ 1 – The accounting works will be done under such conditions that makes it possible to obtain immediate knowledge of the balance as related to the estate, finances and budget execution.

§ 2 – All the incomes and expenses are subject to proof of collection or payment and the demonstration of the respective balances.

§ 3 – Without interfering with the General Assembly approval, after the Supervisory Board opinion, the balance sheet will be submitted to the Independent Auditor and published on the association website until April 30th (Thirtieth) of each year.

§ 4 – Confederação Brasileira de Automobilismo will make widely public via its website, acts related to the reception and destination of eventual public resources acquired, indicating the instruments that made the agreements official, and their respective amounts, validity, the name of the physical or legal person hired, among other relevant aspects.

### TITLE IV SPORTING EVENTS

#### CHAPTER I PRACTICE

Art. 46 – Events that have as their goal the creation and building of motorsport competition vehicle models, researches and automobile improvement and its quality; and all existing races; exhibitions; events that may express as competitor classification factors his car material conditions, his performance, speed, efficiency, resistency, regularity, economy, duration, format, power and capacity are considered and defined as Technical Motorsport Events.

Art. 47 – The participation in competitions which are organized in national territory is reserved for teams and drivers enrolled by associations that are affiliated to CBA, except in the cases of international competitions.

§ 1 – Responsibilities:

- a) It is up to CBA to organize championships and national competitions, international events, record attempts and other non specified races,



b) It is up to the affiliated federations to promote championships and state or inter – city competitions.

§ 2 – The international, national and interstate motorsport events can only be organized via the affiliated and designated Federations “Board of Appropriate Competition Agents and Officials”, or by the responsible Federation, by CBA appointment.

§ 3 – No motorsport event will be organized in Brazil without previous consent by CBA or State Federations, as provided on FIA International Sporting Code.

§ 4 – Drivers who are willing to take part in events organized by CBA or the Federations must be affiliated. Failure to comply with this rule will result in the Federation paying a fine in the amount of double the price of its CBA filiation, no matter how much the driver should have been charged for his license. The punishment shall be automatically applied to the respective Federation and the deadline for liquidation will be 30 (thirty) days. The issue of an identity card by the Federations is forbidden, in all cases.

Art. 48 – According to the ends established in this Statute, CBA basic motorsport modalities are:

- a) races;
- b) rally;
- c) karting;
- d) off road;
- e) dragging;
- f) autocross;
- g) drifting;
- h) records;
- i) track day;

§ 1 – The modalities have professional and amateur aspects.

§ 2 – CBA will promote annual championships in each modality, through which champions will be decorated, except for record and track day.

§ 3 – CBA can adopt any other motorsport modality according to Brazilian peculiarities and specifics, in which case it will rule their practice.

§ 4 – CBA will rule professional motorsport practice, preventing any deviation of the amateurs practice, prescribing the penalties that shall be applied to the ones in charge, in accordance with principles that shall be respected by CBA affiliated Federations and its associates.

§ 5 – The associations that fail to send CBA or its affiliated Federations their administrative, financial



and technical-sporting reports on the competitions under their responsibility within (30) thirty days from their taking place, are subject to exclusion.

Art. 49 – Out of the total revenue resulting from the tickets sale of any kind, parking permits, registrations and the value of tickets given away no matter the reason, in motorsport jurisdictions working on national territory, will be taken obligatorily, for CBA and its affiliated federations, the following amounts:

- a) from international events under CBA umbrella:
  - National Sporting Fee (TDN) – CBA – 10% (ten per cent)
  
- b) from interstate events:
  - National Sporting Fee (TDN) – CBA – 10% (ten per cent)
  - State Sporting Fee (TDE) – Federation - 10% (ten per cent)
  
- c) from State events:
  - State Sporting Fee (TDE) – Federation - 10% (ten per cent)

§ 1 – In world championship official or trial rounds, the amounts of the TDN will be established by the Directing Board, having them heard the Supervisory Board.

§ 2 – CBA can choose to authorize a Federation to organize international events charging its fees or not; after hearing the Directing and the Supervisory Board opinions.

§ 3 – Sporting fees are part of CBA revenues.

§ 4 – In competitions without tickets or parking permit sales the fees will be established by an agreement among CBA, Federations and organizers.

## CHAPTER II DRIVERS

Art. 50 – The drivers will split in two categories: amateurs and professional.

§ 1 – Amateurs are those who practice motorsport without any pecuniary benefits.

§ 2 – Those who practice motorsport as a job, hired or not, receive cash prizes, pecuniary compensations or any other material benefit are professionals.

§ 3 – Categories will be subdivided into classes, that will be determined in the National Motorsport Code (CDA).



Art. 51 – In mixed competitions, the two types of driver will be allowed to compete.

Sole Paragraph – Any pecuniary prize belonging to an amateur driver will be directed to his (her) Association or Federation.

Art. 52 – The deviation of amateur practice is subject to punishment to the drivers or associations that fail to comply with the measures provided by the National Motorsport Code and this Statute.

Sole Paragraph – CBA will establish the emoluments and fees that will be imposed on motorsport activities practiced in national territory annually, except for the sporting taxes.

Art. 53 – The registration, transfer, renewal, summoning licensing of drivers will be regulated by the National Motorsport Code (CDA).

## TITLE V GENERAL PROVISIONS

### CHAPTER I GENERAL

Art. 54 – Any acts issued by any internal powers or cooperation bodies are commandments, in the exercise of the respective competence, or originated from public or private institutions to which the association is subject to.

Art. 55 – The Budget Proposal will turn into definite budget after Supervisory Board homologation and General Assembly approval.

Art. 56 – With no detriment to the penalties that aim to preserve the sporting order (art. 7), nor to the sanctions whose competence belong exclusively to the Sporting Justice, technical penalties may be punished as follows:

- a) signaled, verbal or written warning;
- b) in time;
- c) in laps;
- d) exclusion;
- e) disqualification.

Sole Paragraph – The National Motorsport Code will prescribe the process of application and gradation of the penalties, having respected the Sporting Justice competence and the provisions in this Statute.



Art. 57 – The members of the internal powers and technical bodies of cooperation who hold an Id card issued by CBA will freely access events of all motorsport jurisdictions in the country.

Art. 58 – The operation of the National Sporting Technical Council and National Commissions will be defined in the respective internal regulations, which must be approved by CBA President decree.

Art. 59 – In case of the Confederation dissolution, its net worth shall be directed to its affiliated associations and in the lack of those, the remainder equity will be destined to the Union estate, since it regards a national motorsport association.

Art. 60 – CBA will give the motorsport athlete who devotedly offers his/her services in a relevant way for the benefit of the sport in terms of organization, improvement and promotion at national level, a commendation named “Ordem do Mérito Automobilístico” which will consist of a medal and a diploma.

Sole Paragraph – The commendation mentioned in this article will be awarded at the General Ordinary Assembly by CBA President appointment.

Art. 61 – CBA, founded on September seventh, nineteen sixty one, by the state federations of São Paulo, Rio Grande do Sul, Minas Gerais, Paraná and Rio de Janeiro and the Motorsport Clubs of Brasília and Blumenau, at the moment, consists of the following affiliated members:

- Federação Gaúcha de Automobilismo;
- Federação de Automobilismo do Estado de Santa Catarina;
- Federação Paranaense de Automobilismo;
- Federação de Automobilismo de São Paulo;
- Federação de Automobilismo do Estado do Rio de Janeiro;
- Federação de Automobilismo do Mato Grsso do Sul;
- Federação Goiana de Automobilismo;
- Federação de Automobilismo do Distrito Federal;
- Federação Mineira de Automobilismo;
- Federação Cearense de Automobilismo;
- Federação Pernambucana de Automobilismo;
- Federação Potiguar de Automobilismo;
- Federação de Automobilismo do Estado do Maranhão;
- Federação Paraense de Automobilismo;
- Federação de Automobilismo do Estado da Paraíba;
- Federação de Automobilismo do Estado de Mato Grosso;



- Federação de Automobilismo da Bahia;
- Federação Sergipana de Automobilismo;
- Federação Alagoana de Automobilismo;
- Federação de Automobilismo do Estado do Espírito Santo;
- Federação de Automobilismo do Estado do Piauí;
- Federação de Automobilismo do Estado do Tocantins;

## CHAPTER II FINAL PROVISIONS

Art. 62 – This Statute will be effective by the act of its enrollment at the Civil Registration of Legal Persons (Registro Civil da Pessoas Jurídicas). The affiliated Federations and Leagues must adapt their Statutes within 60 (sixty) days.

### Highest Association of Motorsport National Administration

- Founded on September seventh, nineteen sixty one;
- Established by Decree 51.857, from 03/20/1963;
- Rectified by Decree 54.387, from 10/07/1964;
- Referenced by Law 5.108, from 09/21/1966;
- Affiliated to Fédération Internationale de L'Automobile (FIA).

### THE STATUTE AND ITS ALTERATIONS

- Approved by the General Assembly of CONFEDERAÇÃO DE AUTOMOBILISMO on November 23rd, 1968.
- Approved by the National Sports Council on January 29th, 1969.
- Homologated by the Education and Culture Ministry on February 21st, 1969, in accordance to the Act published on Diário Oficial da União on April 22nd, 1969.
- Published on Diário Oficial da União on May 12th, 1969.
- Recorded under number 19.599, book A-I, on July 15th, 1969.
- Registered at Legal Persons 2nd trade Notary Office , Brasília – DF, under number 56, book A-I, Pg. 129/31.
- Restructured by the General Assembly of CONFEDERAÇÃO BRASILEIRA DE AUTOMOBILISMO on May 20th, 1972.
- Restructuring approved by the National Sports Council, on July 27th, 1972, according to advice number 10/72, homologated by the Education and Culture Minister on August 25th, 1972, in a public act of “Diário Oficial da União”, on August 31st, 1972.
- Restructured by Ordinary General Assembly of CONFEDERAÇÃO BRASILEIRA DE AUTOMOBILISMO, on February 5th, 1977.



- Approved by the Education and Culture Ministry on May 19th, 1977, via advice number 1'3/77 of the National Sports Council and published on Diário Oficial da União on May 27th, 1977.
- Restructured by Extraordinary General Assembly of CONFEDERAÇÃO BRASILEIRA DE AUTOMOBILISMO, on September 6th, 1980.
- Approved by Education and Culture Ministry on May 19th, 1981, via advice number 04/81 of National Sports Council and published on Diário Oficial da União on May 21st, 1981.
- Restructured by Extraordinary General Assembly of CONFEDERAÇÃO BRASILEIRA DE AUTOMOBILISMO, on december 21st, 1993.
- Restructured by Extraordinary General Assembly of CONFEDERAÇÃO BRASILEIRA DE AUTOMOBILISMO, on September 25th, 1995.
- Restructured by Extraordinary General Assembly of CONFEDERAÇÃO BRASILEIRA DE AUTOMOBILISMO, on May 20th, 1996.
- Restructured by Extraordinary General Assembly of CONFEDERAÇÃO BRASILEIRA DE AUTOMOBILISMO, on September 21st, 1998.
- Restructured by Extraordinary General Assembly of CONFEDERAÇÃO BRASILEIRA DE AUTOMOBILISMO, on March 1st, 1999.
- Restructured by Extraordinary General Assembly of CONFEDERAÇÃO BRASILEIRA DE AUTOMOBILISMO, on April 28th, 2000.
- Restructured by Extraordinary General Assembly of CONFEDERAÇÃO BRASILEIRA DE AUTOMOBILISMO, on March 30th, 2001.
- Restructured by Extraordinary General Assembly of CONFEDERAÇÃO BRASILEIRA DE AUTOMOBILISMO, March 28th, 2002.
- Restructured by Extraordinary General Assembly of CONFEDERAÇÃO BRASILEIRA DE AUTOMOBILISMO, on April 3rd, 2003.
- Restructured by Extraordinary General Assembly of CONFEDERAÇÃO BRASILEIRA DE AUTOMOBILISMO, on September 15th, 2003.
- Restructured by Extraordinary General Assembly of CONFEDERAÇÃO BRASILEIRA DE AUTOMOBILISMO, on April 30th, 2004.
- Restructured by Extraordinary General Assembly of CONFEDERAÇÃO BRASILEIRA DE AUTOMOBILISMO, on October 21st, 2004.
- Restructured by Extraordinary General Assembly of CONFEDERAÇÃO BRASILEIRA DE AUTOMOBILISMO, on September 22nd, 2005.
- Restructured by Extraordinary General Assembly of CONFEDERAÇÃO BRASILEIRA DE AUTOMOBILISMO, on My 29th, 2006.
- Restructured by Extraordinary General Assembly of CONFEDERAÇÃO BRASILEIRA DE AUTOMOBILISMO, on April 20th, 2007.
- Restructured by Extraordinary General Assembly of CONFEDERAÇÃO BRASILEIRA DE AUTOMOBILISMO, on December 8th, 2008.
- Restructured by Extraordinary General Assembly of CONFEDERAÇÃO BRASILEIRA DE AUTOMOBILISMO, on November 7th, 2014.
- Restructured by Extraordinary General Assembly of CONFEDERAÇÃO BRASILEIRA DE AUTOMOBILISMO, on November 10th, 2017.
- Restructured by Extraordinary General Assembly of CONFEDERAÇÃO BRASILEIRA DE AUTOMOBILISMO, on November 09th, 2018.



## STATEMENT

This Statute is in accordance with Law number 10.406 from January 10th, 2002 and Law number 9.615/98.

Waldner Bernardo de Oliveira  
CBA President

Felippe Zeraik  
Legal Director

After this, since nobody else manifested the will to speak, the Assembly session was declared closed and the minutes taken, read and approved. It is, therefore, hereby signed by all present members, the president and the secretary.

Rio de Janeiro-RJ, November 09<sup>th</sup>, 2018.