

Leverrier Street Bruce ACT 2617
PO Box 176 Belconnen ACT 2616
ABN 67 374 695 240

+61 2 6214 1111
info@sportaus.gov.au
sportaus.gov.au



Australian Government
Australian Sports Commission

SPORTAUS

Attention

Mr Ray Pearson
Executive Officer
Air Sport Australia Confederation
Email: eo@asac.asn.au

Dear Mr Pearson

Australian Sports Commission Recognition Agreement 2019-2021

I am pleased to advise that the Australian Sports Commission (**ASC**), incorporating Sport Australia and the Australian Institute of Sport, offers recognition to Air Sport Australia Confederation (**your organisation**) as the National Sporting Organisation (**NSO**) for air sport until 30 June 2021, subject to the terms and conditions in this letter.

This letter outlines the benefits that your organisation can access from the ASC as a recognised NSO, as well as your organisation's obligations to the ASC in return.

This letter forms a legally binding agreement between your organisation and the ASC upon your organisation signing this letter and returning it to the ASC. References in this letter to "**this agreement**" mean the agreement formed in such manner.

Recognition of your organisation as a NSO will become effective, and the benefits specified in this letter will become available, from the date this agreement is formed and will continue until 30 June 2021.

1. Recognition benefits

The ASC will provide the following benefits to your organisation as a recognised NSO:

- (a) the right, subject to any directions or guidelines given by the ASC, to refer to your organisation as a NSO recognised by Sport Australia and, on your organisation's documents and website, to use the Sport Australia logo in conjunction with the following supporting text:

"The Australian Government through Sport Australia recognises Air Sport Australia Confederation to develop air sport in Australia";
- (b) the opportunity to apply to use the Commonwealth Coat of Arms on playing and dress uniforms of Australian representative sports persons and by accompanying officials on their dress uniforms (requests must be made in writing to the Department of Prime Minister and Cabinet);
- (c) entry in the ASC's online Australian Sports Directory as the NSO for air sport;
- (d) access to the ASC's grant programs available to recognised NSOs;
- (e) invitations to attend workshops, seminars and other ASC forums conducted for recognised NSOs; and
- (f) access to NSO services and information from the National Sport Information Centre and the Clearinghouse for Sport.



2. NSO obligations

Nothing in this agreement limits, or will limit, any obligation of your organisation under any Sport Investment Agreement you have entered with the ASC or may enter during the term of this agreement. If any of the terms and conditions of a Sport Investment Agreement in effect during the term of this agreement is inconsistent with this agreement, the terms and conditions of the Sport Investment Agreement will prevail.

As a recognised NSO, your organisation must:

- (a) provide the ASC with a copy of your organisation's financial statements, produced in accordance to your organisation's legal requirements, for the year within four months of the end of each financial year for your organisation;
- (b) within 30 days following your organisation's annual general meeting each year, provide the ASC with written notice of the contact details for the President or equivalent, principal contact of your organisation, and gender representation on your organisation's governing board;
- (c) comply with all Commonwealth, state and territory laws applicable to your organisation's operations, including child protection and anti-discrimination legislation;
- (d) adopt, implement and enforce policies that address issues relating to safe and inclusive sport including harassment, discrimination, bullying, abuse, child safety, complaints to the satisfaction of the ASC and keep such policies updated to ensure compliance with all applicable laws;
- (e) adopt and comply with sound policies and practices in relation to your organisation's corporate governance and financial management;
- (f) act in accordance with Australian Government directives issued by the Department of Foreign Affairs and Trade regarding contact with or in relation to foreign states, including any sanctions with respect to foreign sporting organisations which may from time to time be imposed;
- (g) subject to any confidentiality obligations that your organisation owes to a third party, promptly respond to any reasonable request for information made by the ASC relating to your organisation NSO, your organisation's sport or this agreement;
- (h) advise the ASC promptly of any matter that might affect your organisation's entitlement to recognition (including, without limitation, failing to meet the ASC's recognition eligibility criteria);
- (i) allow the ASC to archive your organisation's annual reports, with public accessibility, in the Australian Sport Publication Archive on the Clearinghouse for Sport website and your organisation hereby consents to such use; and in relation to anti-doping, your organisation must:
 - (i) acknowledge ASADA's functions and powers under the ASADA Act and the NAD Scheme (including the Sporting Administration Body Rules) and facilitate the execution of ASADA's functions and powers as reasonably required by ASADA;
 - (ii) adopt, implement and comply with an anti-doping policy and rules that are approved by ASADA and conform with the Code, the NAD Scheme and applicable International Federation anti-doping requirements;



- (iii) assist, co-operate, and liaise with ASADA, including in relation to the conduct of any investigations or hearings into an alleged or suspected anti-doping rule violation;
- (iv) have in place and maintain an executed confidentiality undertaking with ASADA to facilitate ASADA's ability to lawfully share protected information with your organisation,

and for the purposes of this clause 2(j):

- (v) "**ASADA**" means the Australian Sports Anti-Doping Authority as established by the ASADA Act or any successor Commonwealth agency carrying out equivalent statutory functions;
- (vi) "**ASADA Act**" means the *Australian Sports Anti-Doping Authority Act 2006* as amended from time to time;
- (vii) "**Code**" means the World Anti-Doping Code as amended from time to time;
- (viii) "**International Federation**" means an international federation recognised by the International Olympic Committee or the Global Association of International Sports Federations as the entity responsible for governing your organisation's sport internationally;
- (ix) "**NAD Scheme**" has the same meaning as defined in section 4 of the ASADA Act; and
- (x) "**Sporting Administration Body Rules**" means the sporting administration body rules specified in the NAD Scheme, as amended from time to time.

CONFIDENTIAL
ASADA - Australian Sports Anti-Doping Authority
2011-2012



3. Term and termination

Recognition of your organisation as a NSO will continue until 30 June 2021, subject to early termination.

The ASC may, at any time following one month's written notice to your organisation, terminate this agreement (including withdrawal of recognition of your organisation as a NSO).

Additionally, this agreement may be terminated at any time in writing:

- (a) by either the ASC or your organisation if there has been a breach of this agreement by the other party, or
- (b) by mutual agreement of both the ASC and your organisation.

Please arrange for an authorised officer of your organisation to sign this Agreement, scan a copy and return to the ASC by email at recognition@ausport.gov.au.

Should you have any further queries regarding the above, please contact Project Officer, Sarah Blake by telephone (02) 6214 1070 or by e-mail at recognition@ausport.gov.au.

Yours sincerely

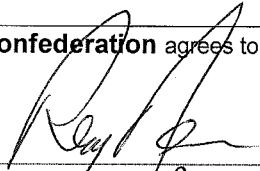


Andrew Larratt
General Manager
Sport Business

3 February 2020

Air Sport Australia Confederation agrees to recognition as a NSO by the ASC on the above terms and conditions.

Signature:



Name:

RAYMOND PEARSON

Position:

EXECUTIVE OFFICER
AIR SPORT AUSTRALIA CONFEDERATION

Date:

10th FEB 2020

