ÔÅÄÅÐÀÖÈß ØÀØÅÊ"

Ïðîäîëæåíèå ìàòåðèàëà Àíàòîëèÿ Ãàíòâàðãà "Êóêëû è Êóêëîâîäû" Íîâîñòè

Íàïèñàë: Pavel

Äàòà ñîçäàíèÿ : 2014/8/7 6:38:11

Êóêëû è Êóêëîâîäû

Đảøåíèå Ýòè÷åñêîãî Êîìèòåòà(â ïðèëîæåíèè):ÔÌÆÄ îáÿçàíà áûëà âêëþ÷èòü Òàéñåíà â ×åìïèîíàò Ìèðà 2013 â Óôå êàê ðåçåðâíîãî èãðîêà.

ß â òå÷åíèå 22 ëåò áûë òðáíåðîì Êååñà Òàéñáíà è ñòàë ñâèäåòåëåì ìåòàììðôîçû ,ñëó÷èaøåéñÿ ñ íèì. Êàê ìîãëî ñëó÷èòüñÿ, ÷òî îäèí èç ñèëüíåéøèõ ãðîññìåéñòåðîâ ìèðà, çàíÿâøèé 6å ìåñòî â ÷åiïèîíàòàõ ìèðà 2003ã. è 2005ãã, âûèãðàaøèé 5ðàç ïïäðÿä òèòóë ÷åìïèîíà Ãîëëàíäèè è íåñêîëüêî ìåæäóíàðîäíûō òóðíèðîâ ,ôàíàòè÷íî ëþáèâøèé øàøêè,ìíĩãî ðàáîòàâøèé íàä ïïâûøåíèåì óðîâíÿ èãðû, âäðóã, ïĩ åãî ïðèçíàíèþ, ïî÷óâñòâîâàë îòðàâëåíèå øàøêàìè è îòâðàùåíèå ê øàøå÷íûì òóðíèðàì? Îí îòêàçàëñÿ îò ó÷àñòèÿ â ÷åìïèĩíàòå Ãîëëàíäèè è, âîçìîæíî, òóðíèð â Ñàëîó2014 áûë ïĩñëåäíèì åãî òóðíèðîì. ß î÷åíű íàäåþñű, ÷òî îí èçìåíèò ñâî, ðåøåíèå.

ýòîé ñòàòüå ÿ õî÷ó ïîêàçàòü, êàê áåççàêîíèÿ è èíòðèãè â øàøå÷íîì ñïîðòå, òâîðèìûå îòäåëüíûìè ëþäüìè èç ðóêîâîäñòâà ÔÌÆÄ è ÊÍÄÁ, ïðèâîäÿò ê ñòîëü ïëà÷åâíûì ïîñëåäñòâèÿì.

Ïðîäîëæåíèå äàëåå

Êâàëèôèêàöèÿ â ÷åìïèîíàò ìèðà 2013 íà÷àëàñü ñ ÷åìïèîíàòà Åâðîïû 2012.

Êảañ çàíyë âûñîêîâ 6å ìåñòî(ñðåäè êàíäèäàòîâ â ÷åìïèîíàò ìèðà - 4å), îáîéäy Ãåîðãèåâà, Áîìñòðó, Áàëyêèíà è ò. ä. ÷åìïèîíàò ìèðà ïĩïàäàëî 3 èãðîêà. Êååñ áûë ñëåäópùèì. Ïî÷åìó ÷åìïèîíàòó Åâðĩïû ,â êîòîðîì ó÷àñòâîâàëè 68 èãðîêîâ èç 25 ñòðàí, èç íèõ 23 ìåæäóíàðîaíûõ ãðîññìåéñòåðà, äàëè 3 ìåñòà, à òóðíèðó â Êîðáàõå ,ãäå èãðàëè 24 èãðîêà èç 12 ñòðàí(6 èç Ãåðìàíèè) èç íèõ 8 ãðîññìåéñòåðîâ, äàëè 11 ìåñò, ðàññììòðèì ïîçæå. Òàêæå,êàê 6 ìåñò î÷åíü ñòðàííîìó òóðíèðó â Áóäàïåøòå ñ àáñîëþòíî íå ñîìòåàòñòâópùåé óðîâíp ÷åiïèìíàòà ìèðà ñèëå èãðîêîâ.

Ñeåäóþùèì êâàëèôèêàöèîííûì òóðíèðîì áûë Êîðáàō. Èíòðèãè âîêðóã ýòîâî òóðíèðà ïîêàçàëè,íàñêîëüêî îáíàãëåëè ëþäè, ïðèñîñàâøèåñÿ ê øàøå÷íîìó ñïìðòó. ß áóäó íàçûâàòü âåùè ñâîèìè èìåíàìè, èáî íåêîòîðûå ìàñòåðà èíòðèã äóìàþò,÷òî çàìàñêèðîâàëè ñâîè äåéñòâèÿ.

Āîēëàíaèè, êàê è aðóāèì ñòðàíàì áûëî īðāaîñòàaëāíî 4 ìåñòà. Êååñ ñîîáùèë, ÷òî õî÷àò èāðàòü ñîāëàñíî ðaçóëuòàòó â ÷åìïèlíàòå Āîēëàíaèè,òàê êàê À.Ñoîëìà îòêàçàëñÿ îò ñâiåãî īðaâà èāðàòü â Êîðáàōå. Ïîñëå îòêàçà Đ.Áììñòðà, Êååñ èìåë īðÿìîå īðàâì èaðàòü â Êîðáàōå .. Íî â aåëî âñòóïèë ñãiâîð ìåæäó ÊÍĂÁ è ß.Ïàaëèöèèì, eìòíðûé ñíāëàñíî īðaàèëàì ÔÌÆÄ elíòðîeèðóåò eâàëèòèèàöèþ ê ÷åiïèlíàòò ìèðà. Ñóäèòå ñàìè: ÊÍÄÁ íả çàÿâèëà aðóãèō èãðîeîâ,êðîìå Áàëÿêèíà è Áîìnòðû, ññûëàÿñü ià òî, ÷òî īī ðåäëàìåíòó ÷åiïèlíàòà Āîëëàíäèè aïióñèàëèñü 3 ïåðâûō ìåñòà. Êàê áóäòî ðóêîaîaèòåëè ÊÍÄÁ òîëüêî ðîaèëèñü è íå çíàpò, ÷òî åñëè ñòðàíå äàëè ìåñòà è êòî-ëèáî çàáîëåë, èëè êâàëèôèöèðîâàëñÿ èç aðóãíãì òóðíèðà è ò. a.,òî èō çàìáíÿbò èãðîêè òîé æå nòðàíû. Ýòî èçâåñòíî áïëåå 60 ëåò. ÊÍÄÁ ìīāëà îïëà÷èâàòü 3ō èãðîêîâ nīāëàñíî ápaæåòó,íî íå çàÿâèòü Ê.Òàéñáía è Đ,Õ¸óñäåíñà, êîòîðûå őîòåëè èãðàòü çà ñâîê ñ÷¸ò, èãðîêîâ ñâîåé ôåäåðàòèè, èíà÷å , ÷åì îòâðàòèòåëüíūì nāiâiðìì îáúÿníèòü íåëüçÿ. Âèäÿ ïīaiáíûè àeò äèneðèièíàöèè ñī nòiðiíû ÊÍÄÁ, Đ.Õ¸óñäåíñ (9å ìåñòî â ÷åiïèííàòå Åâðīïû, äëÿ êâàëèôèêàöèè 6å) îáðàòèëñÿ ê îðāàíèçàòíðàì òóðíèðà a Êīðáàōå, è òå ñīïàèëèè î íåñïäëàñèè Åâðïïåéñêfe ôåäåðàöèè(ÅÄÑ) íà âêëþ÷åíèå íå çàÿâëåííúō ãiëëàíañêèō èãðîêîâ. Î÷åaèäíûì aïêàçàòåëüñòaìì ñaïâíðà ÿäëÿàòñÿ òîò ôàèò, ÷òî ÅÄÑ aïïóñòèëà ê ó÷àñòèþ â ÷åìïèííàòå Åâðïïû ñëàáûō èãðîêîâ , nòðáíû êìòìðûō íå èìåþò ôåäåðàöèé èëè

íả ÿâeÿþòñÿ ÷eåíàìè ÔÌÆÄ. Êòî èõ çàÿâeÿe? Âîçíèêàåò åñòåñóâåííûé âïiðîñ: êòî êîíòðîeèðóåò ÅÄÑ, íàâÿçûâàÿ ïîäíáíûå ðåøåíèÿ ïðîòèâ óñïåøíî ñûãðàâøèõ â ÷åìïèîíàòå Åâðïïû èãðîêîâ? Îá ýòîì ïîçæå. Î÷åâèäíî, ÷òî ÊÍÄÁ íå õîòåëà ëèøíèõ êìíêóðáíòîâ äeÿ À.Áàëÿêèíà è Đ.Áîìñòðû. Íåò ñîìlåíèé,÷òî ðåøåíèÿ ïðîòèâ Ê.Òàéñåíà è Đ.Ő¸óñäåíñà ÿâeÿþòñÿ èíèöèàòèâîé É. Êðàéåíáðèíêà. Êîíå÷íî,îí ïîìíèë, êàê â 2009ã. â Áåðëèíå à òàêîé æå ñèòòàöèè Êååñ îïåðåäèë Áàëÿêèíà è ̸ðñà è ïïëó÷èë åäèíñòâåííîå ãîëëàíäñêîå ìåñòî èç ýòîãî òóðíèðà â xÌ2009. Êðîìå Êðàéåíáðèíêà ýòîò âîïðîñ íèêîìó â ÊÍÄÁ íå èíòåðåñåí à òàêîé ñòåïåíè,÷òîáû òàê îòêðîâåííî äåéñòâîâàòü ïðîòèâ ñâîèõ èãðîêîâ, ñûãðàâøèõ íàèáîëåå óñïåøíî (ïîñëå Ï.̸ðñà) â ÷åìïèìíàòå Åâðîïû.

Ñeòóàöeÿ óñóãóáeÿeàñü òåì,÷òî eçìåíeeèñü ïðàâèeà ñîōðàíáíeÿ ñòàòóñà «À», è äeÿ Êååñà è Đîíà îáÿçàòåeüíî íàaî áûeî ïĩïàñòü â ÷èñeî ó÷àñòíeêîâ xÌ 2013. Îñòàâàeàñü íàäåæäà íà ðåçåðâíûé eèñò, íî Đ. Õ¸óñäåíñà òàì íå îêàçàeîñü, à Ê.Òàéñåí áûe âêeþ÷¸í 3ì íĩìåðîì rìñeå råðårèñeè ñ Ã.Îòòåíîì è ß.Ïàâeèöêèi, rìòðåáîâàaøåé áîeüøeõ íåðâíûō çàòðàò,òàê êàê ß.Ïàâeèöêèé íå õîòåe âêeþ÷àòü åãî â ðåçåðãíûé eèñò. Äàeåå Êååñ rðèáûë â Óôó, ñ÷èòàÿ, ÷òî ,êàê îáû÷íî, êòî-òî íå rðèåäåò. Òàêæå, èç rèñåì Ïàâeèöêîãî Ôåäåðàöèÿì áûeî âèäíî,÷òî Ôåäåðàöèè íåñêîëüêèõ èãðîêîâ íå âûrïeíèeè ôèíàíñîâûå òðåáîâàíèÿ è òàêèì îáðàçîì, øàíñû èãðàòü áûëè áîëüøèå.

Îaíaêî, â aàeüíaéøåì ñòàeè eçâåñòíû ñeåäópùeå îañôîyòåeüñòâà: eç reñüìà Êðàéåíáðèíeà Êåéñó âûyñíeëîñü, ÷òî ÊÍÄÁ îïëàòeëà ðàñõîäû Ä.Áåðèøâèëè eç Ãðóçèe(êàê ýòî rīíeìàòü?) äëy ó÷àñòèy â xì. Òàêæå làâëèöêèé è Òååð ñeðûëè òîò ôàêò,÷òî íåñêîëüêî ó÷àñòíeêîâ, Ôåäåðàöèè êîòîðûő, â òîì ÷èñëå eç Đîññèè, íå âûïîëíeëè íåîáõîäèìûå ôèíàíñîâûå óñëîâèy è Òååð íå èìåë rðàâî, ñîãëàñíî rðàâèëàì ÔìÆÄ, aïïóñêàòü eõ â xì2013. Áåëîðóññêàÿ ôåäåðàöèÿ(íå ÊÍÄÁ), îáíàðóæèâ ýòîò ôàeò ,îáðàòèëàñü ê ÃÀ 2013 (Ãåiåðàëüíàÿ Àññàìáëåÿ)çà ðàçúÿñíáíèÿìè, òåì áîëåå,÷òî çà 5 aíåé aî íà÷àëà ÷åiïèîíàòà ìèðà ß.làâëèöêèé rðåäóïðåäèë âñå ôåäåðàöèè, î òîì,÷òî ,åñëè îíè íå rīãàñÿò äîëãè, òî 29 ìàÿ 1913ã. èõ ó÷àñòíèêè áóäóò çàìåíáíû ðåçåðâíûìè èãðîêàìè.

Òàê êàê îáúÿñíáíèÿ làâëèöêîãî íà ÃÀ áûëè îòêðîâáííî ëæèâûìè,ÿ îáðàòèëñÿ ñ æàëîáîê â Ýòè÷åñêèé Êîìèòåò. Ê.Òàéñáí ñòàë âûÿñíÿòü ýòîò âîïðîñ â ÊÍÄÁ è ó Êðàéåíáðèíêà,òàêæå,êàê âîïðîñ ñ Êîðáàôîì. Îòâåòû áûëè èëè ëæèâûå ,èëè äåëààñü ññûëêà íà òî,÷òî îáðàùàòüñÿ íàäî â ÔÌÆÄ. Íî ÷ëåíîì ÔÌÆÄ ÿâëÿåòñÿ ÊÍÄÁ ,à íå Òàéñåí.,è âûÿñíÿòü äîëæíû áûëè îíè, òåì áîëåå, ÷òî èõ ïðåäñòàâèòåëè ïðèñóòñòâîâàëè íà ÃÀ2013. Âñ¸ ýòî êðàéíå íåãàòèáíî ïïäåéñòâîâàëî íà Êåéñà è âûâåëì åãî èç ïñèõîëîãè÷åñêîãî ðàâíîâåñèÿ. Íàêîíåö, â ìàå áûëî ïðèíÿòî ðåøåíèå Ýòè÷åñêîãî Êîìèòåòà : ÔÌÆÄ îáÿçàíà áûë âêëþ÷èòü Ê.Òàéñåíà â ñîñòàâ ó÷àñòíèêîâ ÷åiïèííàòà ìèðà 2013.

 ÔÌÆÄ êâàëèôèêàöèÿ â xÌ îñóùåñòâëÿåòñÿ ñîãëàñíî ñòðóêòóðå ÷åðåç Êîíòèíåíòàëüíûå ôåäåðàöèè, ÷åì îáåñïå÷èâàåòñÿ ãåîãðàôèÿ.

Âîçíèêàåò âîïðîñ: ñîãëàñíî êàêèõ ñòðóêòóð ÔÌÆÄ îñóùåñòâëÿåò äèñêðèìèíàöèþ èãðîêîâ ñèëüíûō ñòðàí, è áîëåå âñåãî Íèäåðëàíäîâ, âíóòðè Åâðîïåéñêîé ôåäåðàöèè?

Īî÷åió ÷åiïèîíàòû êîíòèíáíòîâ ÿāeÿpòñÿ îòáîðî÷íûìè ê ÷åiïèîíàòàì ìèðà, è òîëüêî ñ Åaðîïié ß.Ïàāëèöêèé ïðîâïäèò àáñóðäíóþ êâàëèôèêàöèþ? ÷èñëî 19 åaðïïåéñêèő èãðîêîâ xì 2013 èç ÷åiïèîíàòà Åaðïïû íå ïïïàëè,ó÷èòûâàÿ êâàëèôèêàöèþ, ìåñòà 4,5,6, 8,9,11,12,13,14,15,16,17 (èç íèő 6 ãîëëàíäöåâ),à ïïïàëè ìåñòà 20,24,28,29,36,39,40,44 . Ïðè÷¸ì, 6 èç íèő íå óëó÷øàëè ãåîãðàôèþ. Ïëþñ 5 åaðîïåéñèèő eãðîêîâ èç òóðíèðà â Áóäàïåøòå, êîòîðûå íå èãðàëè â ÷åiïèîíàòå Åaðĭïû èëè ñûãðàëè ïëîõî è î÷åíü äàëåêè îò óðîâíÿ ÷åiïèîíàòîâ ìèðà. Ýòî ñïīðò ? Ĭî÷åìó Ëàòâèÿ â èòîãå ïïëó÷èëà 3 ìåñòà,èìåÿ òîëüêî îäíĩãî â ÷èñëå 19òè, à Íèäåðëàíãû ïïëó÷èëè 2(Áîìñòðå ïïìîãëè îðãàíèçàòîðû), èìåÿ 6 â 19òè? Ëàòâèÿ íóæäàåòñÿ â ïïäîáííé ïïìîùè? Äðóãèì Åâðïïåéñêèì ñòðàíàì íàäî ïïìñãàòü çà ñ÷¸ò íàðóøåíèÿ ñïīðòèâíûõ ïðàâ äðóãèő è, ïðåæäå âñåãî, ãîëëàíäñêèõ èãðîêîâ ?

Èãoîêe äeÿ óaîâeåòâîðáíeÿ àáñóðaîâ làâeèceîaî aîeæíû íáñòè 2ō -3ō eðàòíûå ðàñōîaû. lì÷åìó íá ðåáãèðóþò ÊÍÄÁ è Đîññèéñêàÿ ôåäåðàöèÿ øàøåê, èãðîêè eîòîðûō áîëåå äðóãèō ñòðàäàþò iò àáñóðaîa làâeèceîaî? lì÷åió eîááèðóþò èíòåðáñû làâeèceîaî iðîòèâ èaðîêîâ leäåðeàíaîâ aîeëàíañêèå iðåäñòàâèòåëè â ÔÌÆÄ, eîòîðûå èìåþò ðåøàþùåå áîeüøèíñòâî íà ëþáîì çàñåäàíèè ÑÄ? lì÷åìó ýòè ëþäè lìñòîÿííî è ååçíàêàçàííí íàðóøàþò lðàâèëà, eîìàþò ñiíðòèâíûå ñóäüáû èãðîêîâ è íå òîëüêî ñiíðòèâíûå? Âìïðîñîâ, òðåáóþùèō îòâàòîâ, ìííaî.

Ïðîäîëæåíèå ñëåäóåò. Àíàòîëèé Ãàíòâàðã

Đảøảièả ýòè÷ảñêîãî êîìèòảòà àiàòîëèé ÿöåiêî

To FMJD office, Ãà íò âà ðã Àí àò îë èé, Íó ðã àç èå â Àé ðà ò and 3 More... May 12

Dear all,

send you FMJD EC Decision about K.Thijssen from A.Gantvarg's complaint of 02.12.2013.

Best regards,

Anatolii latsenko, FMJD EC President

EC Decision ab. K.Thijssen - A.Gantvarg's complaint of 02.12.2013, eng. + ru. .doc

Decision of FMJD Ethics Committee in connection with Anatoli Gantvarg's complaint of 02.12.2013.

Complaint was received by FMJD on 02.12.2013. Complaint came to Ethics Committee on the 17th of January 2014.

Inquiry of Ethics Committee was sent to the office of FMJD on the 18th of February 2014.

Mr. Òåår's response was received on the 22nd of March 2014.

The foundation of Anatoli Gantvarg's complaint was not permitting his pupil, International Grand-Master, Ê. Òhijssen, to the World Championship of 2013 in Ufa.

A. Gantvarg believes that Ê. Òhijssen, as a reserve player, had the right to play in the World Championship 2013 and that he was unlawfully deprived of that right.

Mr. Gantvarg brings his facts and arguments in his complaint and its enclosures.

Ethics Committee of FMJD notes as follows:

1.It is difficult to understand the meaning of "registration fee" In Article 7 of the Regulations of World Championship simply because in documents of FMJD we see both "Competitions fee per player" as well as "participation fee".

In "WORLD CHAMPIONSHIP 2013 Rules & Regulations":

"...The national federations presenting players have to pay the registration fee of their players to the FMJD, according to the regulation of the General Assembly. A player for whom the registration fee is not paid before the first round, is not allowed to participate in the tournament".

Obviously A. Gantvarg and F. Teer differently interpret the term "registration fee". Due to the fact that F. Teer was the main referee we can not conclude that the Article 7 was violated.

2. Conditions of participation of sportsmen in individual World Championships are described in Article 5 of Annex/Enclosure 17 of

Regulation of FMJD as follows:

"5. Conditions The organising federation and all participating federations must be fully paid up members of the FMJD.

The participants pay a participation fee described in the financial regulations in the bye laws of the FMJD".

3. The documents provided on GA 2013 (see Annex 1 of complaint) confirm that 11 players which were included in the list of participants of World Championship 2013 were members of national federations which did not pay their FMJD membership fee as of September of 2013.

It means that all of them were allowed to participate in the World Championship in violation of Article 5 of Annex 17 of Regulation of FMJD.

- Ê. Ohijssen was admitted to the reserve list, therefore he had the right to be included as a reserve player to the World Championship 2013 and that was the reason why he came to Ufa.
- 4. As 11 players were delegated by the federations which did not fulfill requirements of participations in the World Championship, that means their participation was illegitimate. Ê. Òhijssen had thus the right to play in the World Championship 2013.
- 5. In his response of 22.03.2014 Mr. Òåår suppose that the fees weren't paid by those countries due to difficulties with transferring funds. Treasurer accepted their promises to pay their debts later on.
- 6. According to ñhàrter 7.1 of FMJD Statutes yearly dues are supposed to be paid of up to March 31 of each year. Ethics Committee recognizes that in draughts sport there is a practice of paying dues in cash prior to start of the tournament, which is actually after the 31st of March. But to allow a sportsman to participate in the World Championship without paying off in full for all of his/her dues prior to the beginning of the tournament is absolutely impossible (see Article 5 of Annex 17) which defines conditions of who is allowed to participate in the World Championship.

Moreover, the national federations were advised twice by director of tournaments Mr J. Pawlicki, (see Annex 2 of complaint) that those who should not pay their debts on time will not be allowed to participate in the World Championship.

The same letter of J. Pawlicki refutes the statement of F. Teer that the including of reserve players into the tournament in the case Article 17 is not fulfilled could be optional. «Without any information from Frits, it will be impossible for the players from that countries to play in World Championship. I will ask Frits for the updated list onWednesday 29th. I need this few days to look for reserve players».

National federations and participants of the World Championship had from the director of tournaments only this information and nothing else.

The statement of Mr. Teer about the support by the GA of the actions violating the Regulations and the FMJD rules can not be taken into consideration as the Article 5 Annex 17 doesn't presume any

exceptions.

The violation of the FMJD regulations was recognized by the GA and the Mr. Teer, therefore the violation of the regulations of the FMJD is considered as a fact.

The reason of the violation of the regulations of the FMJD specified by Mr. Teer are not objective because there is a common practice of paying the unpaid fees in cash before the beginning of the tournament.

As a matter of fact the law isn't retroactive and its violation should be considered first by the Ethical Commission (according to Statutes and Bye Laws of the FMJD). GA didn't act according to the Article 9.4.5 of the Bye Law.

As a result of considerations given towards Anatoli Gantvarg's complaint, the Ethics Committee complies with the following demands of A. Gantvarg:

- 1.Ethics Committee acknowledges that according to Article 5 Annex 17 of FMJD Regulations and the documents provided on GA 2013 (see Annex 1 of complaint) 11 players from 6 federations unlawfully participated in the World Championship 2013 in Ufa.
- 2.Ethics Committee acknowledges the fact that due to countries not carrying out requirements of Article 5Annex 17 of FMJD Regulations, confirmed by letters of Director of Tournaments, FMJD should have included Mr. Thijssen as a reserve player to the World Championship of 2013 in Ufa.

3.Compensate

Mr. Thijssen for expenses incurred in his trip to Ufa in the amount of 1,000 Euro minus 400 Euro he received from KNDB.

To comply partially to the following demands:

4.Compensate Mr. Thijssen for not allowing him to participate in the World Championship of 2013. Compensation should be in Euros and should be equalled to 50,000 Russian Rubles. Date of exchange to be used: 20th of June 2013. This amount corresponds with the rating of 11th place amongst all participants of the Championship. On April 1, 2013 that was exactly the rating of Mr. Thijssen (11th) among ratings of all participants at the Championship. (see Annex 3).

Reject the following demands:

- 5.Ethics Committee is of an opinion that they have no rights to make any decisions with respect to any other compensations. These questions are the competence of the court.
- 6.Ethics Committee does not think it is possible to comply with the demand of not acknowledging the results of the World Championship of 2013 because such decision would harm players who were not at fault and had nothing to do with violations.

Anatolii latsenko, FMJD EC President

Đảøảiê Ýòè÷ ả nê î aî lèò ảoà ÔÌÆÄ ii æà ë î á à làòî ë è y Ãà i ô â à ðã à î ò 02.12.2013.

Æàëîáà áûëà ïîëó÷åíà â ÔÌÆÄ 02.12.2013.

Æàëîáà ïîñòóïèëà â Ýòè÷åñêèé êîìèòåò 17.01.2014.

Çàïðîñ èç Ýòè÷añêîãî êîìèòaòà â îôèñ ÔÌÆÄ áûë íàïðàâëaí 18.02.2014.

Îòâåò ãîñïîäèíà Òååðà áûë ïîëó÷åí 22.03.2014.

Înîîâàíèåì äëÿ æàëîáû Àíàòîëèÿ Ãàíòâàðãà ïînëóæèë íå äîïónê åãî ó÷åíèêà, ìåæäóíàðîäíîãî ãðîññìåéñòåðà Ê.Òàéñåíà, â ÷åìïèîíàò ìèðà 2013 â Óôå.

À.Ãàíòâàðã ñ÷èòàåò, ÷òî Ê.Òàéñåí èìåë ïðàâî èãðàòü â ÷åìïèîíàòå ìèðà 2013, êàê ðåçåðâíûé èãðîê, è åãî íåçàêîííî ëèøèëè ýòîãî ïðàâà.

Ôàêòû è ñâîè àðãóìåíòû Ãàíòâàðã ïðèâîäèò â æàëîáå è ïðèëîæåíèÿõ ê íåé.

Ýòè÷åñêèé êîìèòåò ÔÌÆÄ îòìå÷àåò ñëåäóþùåå:

1. riórêòå 7 Đåãëàìåriòà xåìrèîriàòà ìèðà òðóärî ririyòu, ÷òî èìååòñy â âèäó ria ñeîâîì ðåãèñòðàöèîrration fee), òàê êàê â arêóìåroàð ÔÌÆÄ añòðå÷àåòñy «Competitions fee per player» è «participation fee»:

"WORLD CHAMPIONSHIP 2013 Rules & Regulations

...The national federations presenting players have to pay the registration fee of their players to the FMJD, according to the regulation of the General Assembly. A player for whom the registration fee is not paid before the first round, is not allowed to participate in the tournament".

Î÷åâèäíî, ÷òî À.Ãàíòâàðã è Ô. Òååð ïî ðàçíîìó òðàêòóþò òåðìèí «the registration fee». Òàê êàê Ô.Òååð áûë ãëàâíûì ñóäü,é, òî ìû íå ìîæåì ñ÷èòàòü, ÷òî àðòèêëü 7 áûë íàðóøåí.

- 2. Óñeîâèÿ ó÷àñòèÿ ñïîðòñìåíîâ â èíäèâèäóàëüíûõ ÷åìïèîíàòàõ ìèðà îïèñàíû â àðòèêëå 5 Ïðèëîæåíèÿ 17 Đåãëàìåíòà ÔÌÆÄ, à èìåííî:
- "5. Conditions

The organising federation and all participating federations must be fully paid up members of the FMJD.

The participants pay a participation fee described in the financial regulations in the bye laws of the FMJD".

- 3. Ïðaaîñòàaeaííûa ía ÃÀ 2013 aîeóìaíòû (iðèeîæaíèa 1 æàeîaû) iïaòaaðæaàþò, ÷òî 11 èaðîeîa, eîòîđûa áûeè âeeþ÷aíû a ñîñòàa ó÷añòíèeîa ÷aìïèîíàòà ìèðà 2013, aûeè ÷eaíàìè íàöèîíàeüíûõ ôaäaðàöèé, eîòîðûa ía çàïeàòèeè aîaîaîé açíîñ a ÔÌÆÄ ïi ñîñòîÿíèþ ía ñaíòÿáðü 2013. Ýòî çíà÷èò, ÷òî îíè áûeè aïióùaíû a ñîñòàa ó÷añòíèeîa ÷aìïèîíàòà ìèðà a íàðóøaíèa ïóíeòà 5 Ïðèeîæaíèÿ 17 Đaãeàìaíòà ÔÌÆÄ.
- É. Òàénaí aoîaèe a đaçađaíué eèno, ò.a. ìîa đànn÷èouaàou ía aêep÷aíèa a nînoàa ó÷ànoíèeîa ÷aìïèîíàòà ìèdà 2013, êàê đaçađaíué èaoîê, è rîýoîìó îí roèaoàe a Óôó.
- 4. Tàê êàê 11 èãðîêîâ, ôåäåðàöèè êîòîðûố íå âûïîëíèëè óñëîâèÿ äîïóñêà â ÷åiïèîíàò ìèðà, áûëè äîïóùåíû íåçàêîííî, Ê.Òàéñåí èìåë ïðàâî èãðàòü â ×åiïèîíàòå ìèðà 2013.
- 5. îòâåòå ãîñïîäėíà Òååðà îò 22.03.2014 óòâåðæäàåòñÿ, ÷òî ãîäîâîé âçíîñ íå áûë óïëà÷åí ýòèìè ñòðàíàìè èç-çà òðóäíîñòåé ñ ïåðåâîãîì äåíåã è êàçíà÷åé ïðèíÿë îáåùàíèÿ óïëàòèòü äîëã ïîçæå.

6.Ñîãëàñíî ñòàòüè 7.1 Óñòàâà ÔÌÆÄ, ãîāîâîé âçíîñ aîëæåí áûòü îïëà÷åí aî 31 ìàðòà êàæaîãî ãîàà. Ýòè÷åñêèé Êîìèòåò ïðèçíàåò, ÷òî â øàøå÷íîì ñïiðòå ñóùåñòâóåò ïðàêòèêà îïëàòû âçíîñîâ íàëè÷íûìè äåíüãàìè aî íà÷àëà òóðíèðà, òî åñòü ïĩñëå 31 ìàðòà. Íî aîïóñê ñïiðòñìåíà â ÷åìïèîíàò ìèðà áåç îïëàòû âñåō aîëãîâ aî íà÷àëà òóðíèðà ÿâëÿåòñÿ íåâîçìîæíûì, òàê êàê àðòèêëü 5.ïðèëîæåíèÿ 17 (Annex17) îïðåäåëÿåò óñëîâèÿ, ïðè êîòîðûō ó÷àñòíèêè aîïóñêàþòñÿ â ×åìïèîíàò ìèðà.

Áîëåå òîãî, íàöèîíàëüíûå ôåäåðàöèè áûëè 2 ðàçà ïðåäóïðåæäåíû Äèðåêòîðîì Òóðíèðîâ ß.Ïàâëèöêèì (Ïðèëîæåíèå 2) î íåäîïóñêå â ÷åìïèîíàò ìèðà â ñëó÷àå íåóïëàòû äîëãîâ.

Ýòî æå ïèñüìî ß.Ïàâëèöêîãî îïðîâåðãàåò óòâåðæäåíèå Ô.Òååðà î íåîáÿçàòåëüíîì âêëþ÷åíèè ðåçåðâíûõ èãðîêîâ â òóðíèð â ñëó÷àå íåèñïîëíåíèÿ àðòèêëÿ 17:

«Without any information from Frits, it will be impossible for the players from that countries to play in World Championship.

I will ask Frits for the updated list on Wednesday 29th. I need this few days to look for reserve players».

Íaöeiíaeuíûa ôaaaðaoèè è ó÷añoíèeè ÷aìïeiíaòa ìeða èiaeè iò Äeðaeòiða Òóðíeðia ÔìÆÄ òieueî ýòó èíoiðàòèb è íèeaeób aðóaób.

Óïîìèíaíèå Ô.Òååðà î ïïääåðæêå ãîëîñîâàíèàì íà ÃÀ äåéñòâèé, íàðóøèâøèõ Đåãëàìåíò è ïðàâèëà ÔÌÆÄ, íå ììæåò áûòü ïðèíÿòî âî âíèìàíèå, òàê êàê â Àðòèêëå 5 .Ïðèëîæåíèÿ 17 íè÷åãî íå ñêàçàíî î âîçìîæíûō èñêëþ÷åíèÿõ. Íàðóøåíèå Đåãëàìåíòà ÔÌÆÄ áûëî ïðèçíàíî, êàê íà ÃÀ, òàê è Ô.Òååðîì, ïïýòîìó ôàêò íàðóøåíèÿ ðåãëàìåíòà ÔÌÆÄ íå îñïàðèâàåòñÿ. Ïðè÷èíû íàðóøåíèÿ Đåãëàìåíòà ÔÌÆÄ, óêàçàííûå Òååðîì, iåîáúåêòèâíû, òàê êàê â øàøå÷íîì ñïîðòå ñóùåñòâóåò ïðàêòèêà îïëàòû âçíîñîâ íàëè÷íûìè äåíüãàìè äî íà÷àëà òóðíèðà.

Êàê èçâåñòíî, çàêîí îáðàòíîé ñèëû íå èìååò è íàðóøåíèå åãî äîëæíî ðàññìàòðèâàòüñÿ ñíà÷àëà Ýòè÷åñêèì êîìèòåòîì, ñîãëàñíî Óñòàâó ÔÌÆÄ è Áàé ËÎ. ÃÀ íàðóøèëà Àðòèêëü 9.4.5. Áàé Ëî .

đắcóe üòàòå đàn nì lìo đá lèy æà e là làò liêè y Ãà lòàà đãà Ýòè ÷ å nêè é Ê lìèò åò ó a làe åò â lày åò ne åa ó þìè à ò đà a lèy À. Ãà lòàà đãà:

- 1.Ýòè÷åñêèé Êîìèòåò ïðèçíàåò, ÷òî ñîãëàñíî ïóíêòó 5 lðèëîæåíèÿ 17 Đåãëàìåíòà ÔÌÆÄ è ïðåäîñòàâëåííûì íà ÃÀ ÔÌÆÄ äîêóìåíòàì 9 ïðèëîæåíèå 1 æàëîáû) 11 èãðîêîâ èç 6 ôåäåðàöèé èãðàëè íåçàêîííî â xåìïèîíàòå Ìèðà 2013 â Óôå.
- 2.ÝÊ rõèçíàåò òîò ôàêò, ÷òî â âèäó íåâûrïëíáíèÿ ñòðàíàìè róíêòà 17 Đåãëàìåíòà ÔÌÆÄ, riãòâåðæä¸ííûõ â rènuìàõ Äèðåêòîðà Òóðíèðîâ, ÔÌÆÄ îáÿçàíà áûëà âêëþ÷èòü Òàéñåíà â ×åìrèîíàò Ìèðà 2013 â Óôå êàê ðåçåðâíîãî èãðîêà.
- 3.Êîìïåíñèðîâàòü Òàéñåíó ðàñõîäû çà ïîåçäêó â Óôó â ñóiìå 1000 åâðî ìèíóñ 400 åâðî, ïîëó÷åííûõ îò ÊÍÄÁ.

Neaaóbùèa òðaáîaaíèy óaîaeaòaîðèòu ÷añòè÷íî:

4.Êîìïåíñèðîâàòü Òàéñîíó çà íåäîïóñê íà xåiïèîíàò Ìèðà ñóììó â åâðî, ýêâèâàëåíòíóþ 50000 Đîññèéñêèõ ðóáëåé ïî êóðñó íà 20 èþíÿ 2013, ñîìòâåòñòâóþùóþ 11-ìó ìåñòó ïî ðåéòèíãó â ñïèñêå ó÷àñòíèêîâ ÷åiïèîíàòà ìèðà. Đåéòèíã Ê.Òàéñåíà íà 01 àïðåëÿ 2013 ñðåäè ðåéòèíãîâ ó÷àñòíèêîâ ÷åiïèîíàòà ìèðà èìååò 11 ìåñòî (ïðèëîæåíèå 3 æàëîâû).

ñëåäóþùèõ òðåáîâàíèÿõ îòêàçàòü:

5.Ýòè÷åñêèé Êîìèòåò ñ÷èòàåò, ÷òî íå â ïðàâå ðåøàòü âîïðîñ î ïðî÷èõ êîìïåíñàöèÿõ. Ýòè âîïðîñû íàõîäÿòñÿ â êîìïåòåíöèè ñóäà.

6.Ýòè÷åñêèé êîìèòåò íå ñ÷èòàåò âîçìîæíûì óäîâëåòâîðèòü òðåáîâàíèå î íåïðèçíàíèè ðåçóëüòàòîâ xåìïèîiàòà ìèðà 2013, òàê êàê ñ÷èòàåò, ÷òî ýòî íàíîñèò óùåðá èãðîêàì, êîòîðûå íå âèíîâàòû â äîïóùåííûõ íàðóøåíèÿõ.

Àíaòîëèé ßöåíêî, Ïðåçèäåíò Ýòè÷åñêîãî êîìèòåòà ÔÌÆÄ