

Regulations for representation of players

1) Definitions

"League Administration" – the group responsible for operating, managing, organizing and supervising the senior men's basketball league which issues on a seasonal basis the licenses for players' agents.

"Union" the Israel Basketball Union

"Team", "Teams" – basketball teams participating in the senior men's league in any given season and registered with the Union.

"Players' representative" – Individual with a license issued by the league's administration to deal with offering basketball players and coaches to the senior league for fees and who holds a certificate as an agent from FIBA and/or an internationally accredited organization.

"Foreign Players' Representative" – foreign resident who represents players in Israel and/or outside of Israel, and has a FIBA agent certificate and/or a recognized international basketball body, acknowledged by the Israel Basketball Union.

"Authorized representative" – Representative of foreign players and/or representative of Israeli players who has received a license to represent players based on these regulations and is registered with the authority for budgetary control.

"License to represent players" – license according to these regulations.

"Israeli Player" – Basketball player and basketball trainer who is a resident of Israel and/or holds Israeli citizenship.

"Foreign Player" – basketball player or coach who are not Israeli as per the above definitions.

"Mediation" – A non-binding proceeding aimed to settle disputes voluntarily, as prescribed under Israeli law.

2) General Provisions

- a) A player who decides to be represented will be signed for a team only by an authorized players' representative, according to these regulations.
- b) Anyone in breach of these regulations can expect to be fined as determined by the Israeli Basketball Regulations.

3) Prohibition on working without a license

- a) A person may not work as a player's representative unless he is duly authorized to do so.
- b) The provisions of a. above do not prevent a player from representing himself, but in the above event, the player and/or the team for which he is to play, will pay \$750 in respect of any agreement signed between the player and the team and it will receive the approval of the Authority for audit of budgets. The content of this paragraph do not apply to players earning up to NIS 80,000 a season gross.
- c) Unless he is an authorized agent, nobody may present himself as a players and/or foreign players' representative, not may he use any title or assumed name that can be assumed to indicate that he represents local and/or foreign players.
- d) Any Team that shall enter into an agreement with a player by an un-licensed Players' Representative –
 - i) Will not be entitled to enforce or rely on these Regulations;
 - ii) Will not be entitled to receive any assistance or remedy from the League Administration, and will not be entitled to apply for or receive any relief with respect to the same Players Representative from the Union's Tribunals or arbitrators;
 - iii) Will be obligated to pay the League Administration a levy for violation of the League Administration's Regulations.

3a. Content

The provisions of these regulations and the regulations of the Basketball Association concerning players' representatives, will apply to all those who act in the interests of basketball players and who have a commitment to meet the directives of these regulations.

4) License registration book

The Leagues administration will appoint a committee to issue licenses to players' representatives to those who meet the conditions to receive a license according to these regulations. The committee will manage a register of those licensed to represent players.

5) Request for license to represent players

- a) Requests for licenses to represent players will be sent to management of the league using Form 1 and attached to it will be the documents proving the fitness of the applicant to be an authorized representative. An Israeli who wishes to receive a license to represent players will present a declaration according to the evidential provisions (new format) 1971, according to Form 2, showing that he is an Israeli resident and is at least 22 years of age. In addition, a declaration will be submitted that the representative accepts the ethical rules of the players' representatives as per Form 4.

- b) Anyone (including a representative of foreign players) interested in becoming an authorized representative, will pay an annual license fee of NIS 7,000 a year not later than the final date for the registration of players, to the authority for budgetary control, for every relevant basketball season. In any event, the license will be valid through June 20, 2023.

6) **Mediation**

In case of a dispute between a Player's Representative and a Team, both parties will be entitled to request the League Administration to hold a Mediation before the League Administration's mediation forum. Such a request for Mediation will obligate and bind both parties to attend and be present in at least one Mediation conference, at which time each party will be entitled to state if it wishes to continue with the Mediation, or refer the dispute to the arbitration forum of the Israeli Basketball Union.

The League Administration's Mediation forum shall include at least one of the following Mediators (but need not include all of them):

- (1) The League Administration's CEO.
- (2) The League Administration's Legal Counsel.
- (3) The League Administration's Chairman or one of the League's unattached directors.

7) **Decision to grant license**

If the administration of the league decides to grant a license to a candidate, he will be advised of this in writing and when he has paid the fee determined for same, he will be registered in the ledger of players' representatives. Only someone who is a players' representative or a foreign players' representative who holds a current license to represent players according to these regulations, will be considered as an authorized representative.

8) **Conditions for receipt of a license to represent players in Israel**

- a) Someone who meets the following conditions can obtain a license to represent players in Israel:
 - (1) He is a citizen or resident of the State of Israel or a foreign resident, to the extent required, has a permit to work in Israel. To the extent that it is necessary to represent players, an Israeli work permit according to Israeli law, and the responsibility of the players' representative to obtain it and operate according to the above conditions.

- (2) He is at least 22 years old.
 - (3) Is not bankrupt.
 - (4) Has not been convicted of committing a crime that carries a scar that requires a period of grace to eradicate, according to law.
 - (5) The annual fee in the amount of NIS 7,000 has been paid to the league administration. the above said notwithstanding The annual fee for a players representation whose age is over 75 years will be half the above mentioned.
 - (6) Professional insurance has been lodged with the league administration to the satisfaction of the league administration and at its exclusive discretion.
 - (7) A personal bond has been lodged with the league administration to guarantee payment of damages of the league administration and/or the team and/or a player in the sum of NIS 40,000 as per Form 3.
 - (8) Signature on a form that declares that he is prepared to accept the provisions of the regulations of the Basketball Association and the Senior League Administration.
 - (9) Signature of a declaration that he accepts the code of conduct of the players' representatives, as per Form 4.
 - (10) A foreign players' representative will be considered as someone who has met the conditions of sub-para's (2), (3) and (4) above, provided he presents a FIBA license that is valid or one from another recognized international authority.
- b) Regarding anyone who has been granted a license to represent players according to these regulations, and fails to meet the conditions set out in Para. 7 above, the league management will, after letting the individual make his pleadings, cancel his license to operate as an authorized representative.

- c) A players' representative whose license has been suspended may appeal within 14 days to the Basketball Union's Supreme Court.

9) Obligatory Fairness and Care

- a) An authorized representative will act truthfully in respect of the player he represents and will work professionally, in a manner that is accepted and maintains fairness, to the respect for the profession and the relationship of respect between the player he is representing and the league management, teams and the basketball community, and will provide the player and the team with all material information relating to his employment with the team. Regarding this clause, material information includes the medical-health history (including injuries and accidents in the past) of the player and any criminal record and/or use of forbidden substances.
- b) In fulfilling his job. The authorized representative will act skillfully and professionally and take the necessary steps required to obtain material information relating to the employment of the player by his team.

10) Fees

In the event that an Israeli player is offered to a team by an authorized representative, the fees of that authorized representative will not exceed 5.25% including VAT of the net salary that the player is entitled to receive for the period that h plays for the team (meaning – the relative period for which the player is entitled according to his contract), not including bonuses and payments for expenses such as: Telephone, accommodation, vehicle etc. In the event that a foreign player is offered to a team by an authorized representative, the fees of that authorized representative will not exceed 10% including VAT of the net salary that the player is entitled to receive for the period that h plays for the team (meaning – the relative period for which the player is entitled according to his contract), as set out above. The above in no way derogates from the requirement to draft gross salary agreements, as stated in the regulations of the authority for budgetary control.

Management has the right to request and receive, at any time, from the budget authority, notification regarding adjustment of the amount of the

fees received by players' representatives and/or foreign players' representatives in specific instances only, according to the provisions of these regulations.

A player's representative will be considered as his authorized representative who is entitled to demand a commission only regarding the season in which he is registered as the player's representative in the contract that the player has lodged with the budget control, regarding the season in question.

11) Conflict of interests

- a) An authorized representative will not represent or take upon himself representation of a player, and will not continue to represent a player, if there is a doubt that he is going to be unable to fulfill his professional obligation to him, due to any personal matter or due to a commitment he has to anyone or any other player.
- b) An authorized representative will not represent parties with conflicting interests in the same matter.
- c) Anyone who breaches this provision can expect his license to be revoked without derogating from any other remedies in law.

12) Confidentiality Obligation

An authorized representative and/or his employees will not reveal to anybody without the agreement of the player, any information that comes into their knowledge from the player or on his behalf, unless he is obligated to disclose it in law or in accordance with these regulations (including Para. 8 of the regulations).

13) Prohibition of legal representation

An authorized representative will not make or assist in the preparation of legal documents that affect the employment of the player he represents and will not represent the player in legal negotiations when such a document is being drafted.

14) Employment permit

- a) An authorized representative will not employ someone else as a players' representative and/or foreign players' representative unless the individual employed has a license in accordance with these regulations.
- b) An active player and/or active coach will not be permitted to serve as an authorized representative.

15)Material breach

A breach of the provisions of paras. 2-3 and 8-13 will be subject to judicial hearing before the Disciplinary Court of the Basketball Union and should he be found guilty, the court will be entitled to impose on him a fine as determined by the regulations of the basketball union.

16)Cancellation or suspension of license

In a breach of one of the provisions of these regulations, the disciplinary court of the Basketball Union has the right, in addition to any other penalties, to instruct that the license of the authorized representative is canceled or suspended for a period to be determined, or to cancel it or suspend it conditionally that no conditions of these regulations are breached for a period of up to three years.

In the event that the authorized representative has economic ties directly or indirectly with someone whose license to represent players has been canceled (during the cancellation period), then the official representative will also be liable to legal proceedings with the possibility of cancellation of his license.

Any punishments to players' representatives or to foreign players' representatives, will in no way derogate from any other remedy under the law that anyone who is entitled to claim if he believes he has been harmed by his actions and/or negligence.