

General Regulations (continued)

These General Regulations are to be read in conjunction with the Articles, the Company Regulations, the Judicial Regulations and the Technical Rules of Swim England.

The Definitions in the Company Regulations (1.2) shall apply to these General Regulations.

Regulation numbering shall refer to the Company Regulations, General Regulations or Judicial regulations as appropriate.

Health and Safety

201. Health and Safety Forum

- 201.1** The Health and Safety Forum shall comprise the following nominated representatives:
- 201.1.1** One representative from each Region;
 - 201.1.2** One representative from each aquatic discipline;
 - 201.1.3** One representative from the Medical Advisory Committee;
 - 201.1.4** One representative from British Swimming;
 - 201.1.5** One representative from the Legal Department who shall chair the meetings;
 - 201.1.6** One organisational risk manager;
 - 201.1.7** One representative from the Facilities Department.
- 201.2** The forum shall meet at least once in each year. 50% of those entitled to attend and vote shall form a quorum at any meeting.
- 201.3** The duties of the forum shall include, but not be limited to:
- 201.3.1** to prepare, or to approve the content of, all Swim England's published materials on safety;
 - 201.3.2** to consider and advise whether an activity outside the normal scope of swimming club activities should be identified as having an enhanced risk of death and/or injury and whether it should be included or excluded from the normal insurance cover and to issue guidelines on that basis;
 - 201.3.3** to provide health and safety information on best practice;
 - 201.3.4** to provide information and advice on health and safety issues;
 - 201.3.5** to review identified risks and advise the risk owner;
 - 201.3.6** to contribute to the Annual Report, including update on its activities.

202. Duties of Swim England
Swim England shall:

- 202.1** assess the hazards and risks in swimming and revise its assessment annually;
- 202.2** publish annually a document containing its guidance on safety in swimming;
- 202.3** publish prompt cards to assist competition officials in all disciplines in carrying out their duties with regard to safety;
- 202.4** incorporate appropriate guidance on safety in its award, teacher and coach education programmes.

203. Duties of all persons

Any person participating in any activity organised by an affiliated club, body or organisation including, but not being limited to, any promoter, competitor, official or spectator at any competition in any swimming discipline held in England under Swim England Regulations and Technical Rules or FINA Rules shall:

- 203.1** comply with the following:
 - 203.1.1** any relevant statutory Health and Safety requirements;
 - 203.1.2** any bye laws or other regulations relating to safety;
 - 203.1.3** the conditions of any hire agreement relating to safety;
 - 203.1.4** safety instructions or guidance issued by Swim England or any other body approved by the Board.
- 203.2** take reasonable care for the health and safety of himself and other persons who may be affected by his acts or omissions within the area for which the promoter, hirer or organiser of the activity is responsible.

204. Duties of the promoter

The promoter of a competition shall have overall responsibility for the observance and enforcement of the safety requirements and his duties shall include but not be limited to the following. The promoter shall:

- 204.1** agree with the o/operator the areas for which the promoter, as hirer, is responsible;
- 204.2** obtain a copy of the written Pool Safety Operating Procedures from the owner/operator and have it available for reference during the period of hire;
- 204.3** make arrangements for the implementation of relevant sections of the written Pool Safety Operating Procedures (as required by the pool hire agreement) during the period of hire;

- 204.4** brief the referee(s) on the relevant sections of the written Pool Safety Operating Procedures and the promoter's conditions prior to the competition;
- 204.5** appoint sufficient competent persons (each of whom shall be a member of an affiliated club) to organise and supervise warm-up and swim-down sessions during the period of hire and brief them on the safety aspects of their duties;
- 204.6** ensure before a competition is permitted to start that first aid and safety equipment to be provided by the owner/operator is in place and ready and available for immediate use and that pool staff who are qualified to operate it are on duty;
- 204.7** ensure that all stewards, lifeguards and other safety staff are in place before any participants are permitted on the poolside, and that adequate numbers are maintained throughout the period of hire;
- 204.8** prevent a competition starting if any of the required facilities and arrangements are absent or deficient;
- 204.9** be present throughout the period of hire of the pool for the competition or, for any period(s) in which he is not present, appoint a deputy to exercise the full powers of the promoter;
- 204.10** ensure before the start of each competitive session, that announcements concerning safety arrangements are made in accordance with the recommendations of Swim England and indicating where a copy of the written Pool Safety Operating Procedures can be seen.

205. Duties of Referees or Water Polo Delegates

The duties of a referee or water polo delegate shall include but not be limited to the following.

- 205.1** in addition to the duties set out in Regulations 414 or 415 and the relevant Technical Rules and conditions governing a competition, to be responsible for the safe conduct of all activities in those parts of the premises essential for the running of the competition;
- 205.2** to ensure that the minimum safe water depths and other dimensions and clearances, facilities and equipment comply with the current Swim England requirements;
- 205.3** to ensure that all officials are briefed prior to the competition on the safety arrangements and on any general safety matters (e.g. evacuation procedures) required by the written Pool Safety Operating Procedures;
- 205.4** to stop a competition proceeding at any stage if any of the required facilities, equipment, personnel and procedures become deficient and report it to the promoter or his deputy.

206. Duties of officials and stewards

Any official or steward shall be under the control of the water polo delegate or referee at all times and, in addition to the duties set out in Swim England Regulations or the Technical Rules and conditions governing a competition, shall report immediately to the water polo delegate(s) or referee(s) anything that appears to him to breach, or be likely to breach, the safety regulations.

Child Safeguarding

241. For the purposes of this Regulation 241, 'child' or 'young person' means a person under the age of eighteen years as defined by the Children Act 1989 and the Chief Executive Officer shall include any acting or interim Chief Executive Officer.

241.1 No person shall be permitted to be involved in any way with children in the sport of swimming, open water swimming, synchronised swimming, diving or water polo under jurisdiction of Swim England unless:

241.1.1 they are a member of an affiliated club or of a club, body or organisation whose Child Safeguarding Policies and the measures to enforce them are recognised by Swim England or

241.1.2 if this is impractical, adequate provisions are made by the organiser of the activity or the promoter of the event to assess the risk and ensure that appropriate measures to protect any children taking part are in place.

241.2 In this Regulation the expression 'Offence' shall mean any one or more of the Offences against a child within the meaning of Schedule 1 to the Criminal Justice and Court Services Act 2000 as amended by the Sexual Offences Act 2003 and any other Offence which reasonably causes the Chief Executive Officer to believe that the person accused of the Offence is or may be a risk or potential risk to children or young persons.

241.3 Upon receipt by the Chief Executive Officer of:

241.3.1 notification that an individual has been charged with an Offence; or

241.3.2 notification that an individual is the subject of an investigation by the police, social services or any other authority relating to an Offence; or

241.3.3 other evidence which causes the Chief Executive Officer reasonably to conclude that an individual may have committed an Offence then in any such case the Chief Executive Officer may impose upon the individual an interim suspension from any event or activity promoted or authorised by Swim England or any body directly or indirectly affiliated to Swim England where held.

241.4 Upon receipt by the Chief Executive Officer of a recommendation from Swim England Independent Child Protection Officer including the results of a Disclosure and Barring Service search or other information received which causes the Chief Executive Officer to conclude on reasonable grounds that the individual concerned is unsuitable to work with or have unsupervised access to children within the sport of swimming, synchronised swimming, diving or water polo the Chief Executive Officer may impose upon the individual an interim suspension or a suspension for a specified term decided by the Chief Executive Officer from any event or activity promoted or authorised by Swim England or any body directly or indirectly affiliated to Swim England wherever held. There shall be a right of appeal to the Independent Disciplinary and Dispute Resolution Appeals Panel against the decision of the Chief Executive Officer to impose a suspension for a specified term under this Regulation 241.4 (see Regulation 108.8)

241.5 In reaching a determination as to whether an interim suspension should be imposed the Chief Executive Officer shall give consideration, inter alia, to the following factors:

241.5.1 whether a child or children or young person(s) are or may be at risk of harm;

241.5.2 whether the allegations are of a serious nature;

241.5.3 whether a suspension is necessary or proportionate to allow the conduct of any investigation by Swim England or any investigation (by Swim England or any other authority or body) to proceed unimpeded.

241.6 Where an individual shall have been convicted or have been the subject of a caution in respect of an Offence the Chief Executive Officer shall have the power to summarily impose a suspension for a specified term decided by the Chief Executive Officer of the individual from any event or activity promoted or authorised by Swim England or any other body directly or indirectly affiliated to Swim England wherever held. There shall be a right of appeal to the Independent Disciplinary Dispute Resolution Appeals Panel against the decision of the Chief Executive Officer under this Regulation 241.6 (see Regulation 108.8).

241.7 if a Local Authority forms a belief under the formal belief system derived from the Children Act 1989, as amended, regarding an individual's suitability to work with children the Chief Executive Officer shall have the power to suspend that person for a specified term decided by the Chief Executive Officer from Swim England activities, provided that;

241.7.1 the Local Authority has informed Swim England that such a belief has been formed;

241.7.2 the person concerned has been formally made aware by the Local Authority that such a belief has been formed.

There shall be a right of appeal to the Independent Disciplinary Dispute Resolution Appeals Panel against the decision of the Chief Executive Officer under this Regulation 241.7 (see Regulation 108.8).

- 241.8** All affiliated clubs shall participate in and take reasonable steps to comply with the procedures of the Disclosure and Barring Service and its checking services in regard to Child Safeguarding matters and/or any subsequent procedures by Swim England including but not limited to requests for further information.
- 241.9** All members of affiliated clubs shall participate in and take reasonable steps to comply with the procedures of the Disclosure and Barring Service and its checking services in regard to Child Safeguarding matters and/or any subsequent procedures by Swim England including but not being limited to requests for further information.
- 241.10** Any individual who fails to comply with a specific requirement of the Child Safeguarding procedures may be summarily suspended by the Chief Executive Officer until such time as they have complied with any outstanding matters, provided that the individual has been warned of their liability to such a suspension. There shall be a right of appeal to the Independent Disciplinary and Dispute Resolution Appeals Panel against the decision of the Chief Executive Officer to impose a suspension under this Regulation 241.10 (see Regulation 108.8).
- 241.11** A club, body, organisation or individual suspended by the Chief Executive Officer under this Regulation 241 shall not participate in any swimming activity organised by an affiliated club or controlled by Swim England Regulations. Individuals shall not act as a representative of a club or affiliated body nor shall they be a member of any board, the Members' Forum, committee, subcommittee or council concerned with the direction or government of swimming, synchronised swimming, diving or water polo. An individual so suspended shall not act as an official at any competition, exhibition, meeting or any other activities within Swim England.
- 241.12** The suspension of any individual for a specific term decided by the Chief Executive Officer imposed under this Regulation 241 shall not be lifted unless and until the individual has submitted to an independent formal forensic risk assessment with regard to their suitability to be involved with children in the sport of swimming, synchronised swimming, diving and water polo.
- 241.13** It shall be a condition of membership or affiliation to any Region or Swim England that:
- 241.13.1** an affiliated club adopts Wavepower, the Swim England Child Safeguarding Policy and Procedures; and
 - 241.13.2** the members of the affiliated club comply with Wavepower, the Swim England Child Safeguarding Policy and Procedures.
- 241.14** Without prejudice to the generality of Regulation 241.13 Swim England may from time to time issue guidance or directions with regard to compliance with Regulation 241.13.

241.15 Swim England will promptly notify the individual of the details of any interim suspension or specified term suspension. The notification shall be copied to the applicable Swim England affiliated club, or any body directly or indirectly affiliated to Swim England where held and the notification may also be made available to any relevant authorities, other sports governing bodies and/or any such other individuals and bodies on a need to know basis.

241.16 Adults at Risk

The Swim England Safeguarding Adults at Risk Policy which can be found on the website sets out the definition of an “Adult at Risk” and the procedures to follow if any concerns arise relating to an Adult at Risk. If an individual is working with Adults at Risk they may be in Regulated Activity as defined in the Safeguarding Vulnerable Groups Act 2006 and the Protection of Freedoms Act 2012 in which case it may be necessary to obtain a Disclosure and Barring Service disclosure and check the individual against the Adults barred lists. The provisions of Swim England Regulation 241 are applicable to Adults at Risk and those working with them in the sport of swimming, open water swimming, synchronised swimming, diving and water polo in the same way as they apply to children or young persons and those working with them.

Regional Responsibilities

261. Panel of Friends

Each Region shall appoint a panel of three or more persons from nominations made by a club, body, organisation or County and open recruitment, with no restriction on the other unremunerated posts they may hold within Swim England, in order to assist at the discretion of the Judicial Administrator, within the judicial process, by providing advice and/or support to persons making or being the subject of a complaint under the Swim England Judicial Regulations.

262. General Meetings

Each Region shall include in its rules provisions debarring any Chairman or Vice-Chairman of the Independent Disciplinary and Dispute Resolution Panel or the Chairman or any Vice-Chairman of the Independent Disciplinary and Dispute Resolution Appeals Panel from acting as a club delegate at any General Meeting but providing that, if he is a member of a club affiliated to that Region, he may attend any General Meeting ex officio with the power to speak but not vote.

Club Rights and Responsibilities

281. Club discipline and internal dispute procedures

281.1 For a breach of its own rules, but subject to Swim England Regulations 150 and 151, an affiliated club or body may:

281.1.1 apply sanctions to a member relating to activities wholly within its own jurisdiction up to and including suspension from any or all of them;

- 281.1.2** expel a member, provided that before doing so it informs the member of the alleged offence and gives him a reasonable opportunity to defend himself against the charge. If the alleged offence is also a breach of Swim England Regulations the club or body shall not deal with it but may make a complaint under the Judicial Regulations.
- 281.2** A club or body may expel from membership and/or refuse to renew the membership of any member who has been suspended according to Regulation 109 or Regulation 241 provided that any such expulsion or initial refusal shall not be lawful after the twelve months immediately following the end of the suspension.
- 281.3** Each club shall include in its rules provisions specifying the procedures to be carried out to handle internal club disputes which shall include compliance with Swim England Judicial Regulations.
- 281.4** Any such provisions shall comply with the Swim England Recommended Club Constitution and the accompanying Guidance Notes.

301. Certificates

These shall be awarded as follows:

301.1 Swim England Certificate

- 301.1.1** The retiring President of Swim England;
- 301.1.2** A retiring member of the Board with a minimum of six years consecutive service;
- 301.1.3** A retiring secretary of a Swim England committee with six years service;
- 301.1.4** A retiring member of a Swim England committee with ten years service;
- 301.1.5** An individual, group or team on the recommendation of the Board or Members' Forum in recognition of a special performance or service rendered to Swim England;
- 301.1.6** No person may receive more than one certificate other than described in Regulation 301.1.1;
- 301.1.7** Nominations in writing for consideration by the Board may be submitted to the Chief Executive Officer of Swim England;
- 301.1.8** Previous service to ASA committees and Board(s) shall count towards the above.

301.2 Certificate of Thanks

- 301.2.1** For a substantial contribution to the promotion of swimming at national level for and within Swim England;
- 301.2.2** To any sponsor or supporter who has provided significant material benefit to Swim England at any time;
- 301.2.3** Be awarded at the discretion of the Board from nominations received at any time in writing from any source.

301.3 Certificate of Merit

- 301.3.1** For meritorious performance in competition or any action deserving of recognition by a member or non-member connected with Swimming in the broadest sense;
- 301.3.2** The certificate shall be awarded at the discretion of the Chief Executive Officer of Swim England from nominations received at any time in writing from any source.

Registration, Qualification, Representation and Foreign Visits

321. Registration

321.1 Affiliated Clubs

- 321.1.1** All swimmers who enter National, Regional, County or Local Association Championships or competitions, open meets, water polo leagues or swimming leagues must register with Swim England as competitors, or through a Region, if required, by means of inclusion in Category Two of a club's Annual Return and must comply with any relevant regulations approved and published by the Board.
- 321.1.2** An open competition under Swim England Regulations which is promoted by an organisation or body affiliated under Regulations 52.2 or 55 and restricted to its own members shall be exempt from the requirement for the swimmers to be registered with Swim England as competitors.
- 321.1.3** A low level competition as defined by the Board from time to time shall be exempt from the requirement for the swimmers to be registered with Swim England as competitors.

321.2 Clubs not affiliated to a Region of Swim England

- 321.2.1** A member of a club which is affiliated to Scottish Swimming or Swim Wales who enters an open competition under Swim England Regulations in the name of that club must be registered as a competitor in Scotland or Wales.
- 321.2.2** A member of a club which is affiliated to any other national governing body which is affiliated to FINA who enters an open competition under Swim England Regulations in the name of that club must have a valid status certificate.
- 321.2.3** If a member of a Scottish or Welsh club or a club which is affiliated to any other national governing body which is affiliated to FINA wishes to compete in the name of a club affiliated to Swim England or its Regions he must be registered with Swim England as a competitor by means of inclusion in Category Two of that club's membership return.

321.3 All technical officials in swimming, open water swimming, diving, synchronised swimming and water polo on Regional and Swim England lists of officials shall register with the Swim England by means of inclusion in a club's or organisation's membership return and must comply with any relevant Regulations approved and published by the Board.

322. English qualification

322.1 A team may only be designated as an English team and represent England if it has been selected by and is managed by Swim England.

322.2 Anyone wishing to swim for England shall be a citizen of the United Kingdom, the Channel Islands or the Isle of Man and have been born in England, or have had at least one parent who was English by birth or be a naturalised citizen of the United Kingdom and have been continuously resident in England for a period of at least twelve months.

322.3 If a competitor has represented England it is to be considered that he has chosen an English qualification and he will be under the control of Swim England and may not represent another country until he officially changes his national qualification.

322.4 A competitor wishing to change his national qualification from one national governing body to Swim England shall have lived continuously in England and been under the jurisdiction of Swim England for at least twelve months, and may thereafter apply to Swim England for a change of his national qualification. Any such applicant aggrieved by the decision of Swim England may appeal to Sport Resolutions whose decision shall be final.

322.5 A member of an affiliated club may join a club affiliated to another FINA member. When competing in the competitions of the foreign club he shall be under the jurisdiction of that club and its national association.

322.6 A competitor who has two nationalities according to the laws of the respective nations shall, for the purpose of international competition, choose one national qualification and be under the control of the governing body of the chosen country.

322.7 A club affiliated to Swim England under Company Regulation 5 shall not also be affiliated to any other member of FINA.

323. Home international representation

323.1 A swimmer who has qualifications for more than one Home Country according to the regulations of the respective governing bodies shall, for the purpose of international competition, choose one national qualification and be under the control of the governing body of the chosen Home Country.

323.2 No swimmer shall ever represent more than one of the Home Countries except: that with the agreement of both countries, if a swimmer who has qualifications for more than one Home Country according to the regulations of the respective governing bodies has been resident in another Home Country for a minimum period of twelve months or such lesser period as both countries may agree, he may represent that country.

324. Commonwealth Games representation

324.1 Notwithstanding any of the provisions of the preceding two Regulations, the conditions for the establishment of, or a change of eligibility to compete for a country in the Commonwealth Games shall be governed by the relevant Articles of the Constitution of the Commonwealth Games Federation.

325. Foreign visits

325.1 Only those members of Swim England who are registered to compete may take part in any competition in a country outside Great Britain. The rules of FINA, the recognised Continental Body, or the FINA Member under which the competition is held shall apply.

325.2 Any competitor, coach, team official or technical official appointed to a National Squad or Team or International Squad or Team shall be a member of Swim England as defined in Company Regulation 5 or be subject to a contract with Swim England.

325.3 Swim England members, groups of members or affiliated clubs wishing to compete, officiate, coach or train in countries outside Great Britain shall obtain permission from the Chief Executive Officer of British Swimming to whom details of the proposed visit shall be furnished in advance of departure.

325.4 All such clubs, bodies, organisations, groups or individuals competing, officiating, coaching, training or organising shall remain within the jurisdiction of British Swimming during the period of time from their departure until their return to England. Any complaint relative to actions or behaviour during this period shall be dealt with by British Swimming under its Judicial Code.

Advertising and Television

361. Advertising tobacco or alcohol

At all events held under Swim England Regulations, no slogans may be used in advertising for names of products involving tobacco or alcohol. In all cases of doubt, advertisements should be submitted to the Chief Executive Officer of Swim England for approval.

362. Television

No swimming event involving payment of a fee is to be televised without the prior sanction of Swim England.

363. Advertising and other identifications at televised events

- 363.1** These may be subject to special regulations of the Broadcasting Authority. These will be issued by the Event Promoter, as appropriate, using the guidelines set out in this Regulation 363.
- 363.2** For the purposes of this Regulation 363, 'identification' shall mean the normal display of the name, designation, trademark, logo or any other distinctive sign of the manufacturer of the item or of any other advertiser permitted in accordance with this Regulation.
- 363.3** A two-piece swimsuit shall, in relation to advertising, be regarded as one. The name and the flag of the country of the competitor or the country code shall not be regarded as advertisements.
- 363.4** Body advertisement is not allowed in any way whatsoever.
- 363.5** For the purposes of this Regulation, the name and/or badge of a club, the name of the competitor or official, a national flag or a country code are not regarded as advertisements.
- 363.6** The promoter shall control advertising.
- 363.7 Advertising and other identifications appearing on swimwear, pool deck equipment and officials' uniforms are permitted as follows:**
- 363.7.1 Swimsuits:**
- 363.7.1.1** One manufacturer's logo of a maximum size of 20 square centimetres when worn. Where one piece body suits are used, two manufacturer's logos shall be permitted, one above the waist and one below the waist, of a maximum size of 20 square centimetres each when worn. These manufacturer's logos shall not be placed immediately adjacent to each other.
- 363.7.1.2** One sponsor's logo of a maximum of 20 square centimetres when worn.
- 363.7.2 Caps:**
- 363.7.2.1** One manufacturer's logo of a maximum of 12 square centimetres on the back.
- 363.7.2.2** One club name or logo of the size of 32 square centimetres on the left side.
- 363.7.2.3** Athlete's name of the size of 20 square centimetres on the right side.

363.7.3 Goggles:

363.7.3.1 Two manufacturer logos of maximum 6 square centimetres are allowed on goggles but only on the spectacle frame or band.

363.7.4 Athletes bibs:

363.7.4.1 The maximum size of bibs shall be 24 centimetres (width) x 20 centimetres (height).

363.7.4.2 The height of the digits on the bibs shall be no less than 6 centimetres and no more than 10 centimetres.

363.7.4.3 The maximum height of the identification above the digits shall be 6 centimetres. The identification may display the name/logo of a sponsor.

363.7.4.4 The maximum height of the identification below the digits shall be 4 centimetres. The identification may display the name/logo of the host city.

363.7.4.5 Identification on clothing must be placed on the top breast side so that bibs may be worn well visible below

363.7.5 Pool deck equipment:

363.7.5.1 A maximum of two advertising identifications of which one shall be of the manufacturer's logo is permitted, with a maximum size of 20 square centimetres each when worn, on any of the clothing items listed; shirt; polo shirt; casual shirt; sweat shirt; bath robe; tracksuit top; trousers; shorts; skirt; windbreaker.

363.7.5.2 A maximum of two advertising identifications, of which one shall be of the manufacturer's logo, is permitted with a maximum size of six square centimetres each for any of the following accessories and equipment items listed; towels; baseball caps; hats; socks; footwear and bags.

363.8 Any advertising or other identifications which are not indicated in this Regulation 363 are not permitted. In the event that any clothing contravenes these Regulations, the competitor must immediately remove the offending item(s) and replace it/them with clothing that complies with this Regulation. In the event that the breach is not immediately remedied the competitor may be requested to wear attire provided by the promoter.

General Regulations for Competitions

401. Application of Regulations and Rules to competitions held in England

- 401.1** FINA or LEN competitions or competitions of any other international body held in England and promoted by Swim England shall be held under the relevant rules of FINA, LEN or the International body and the FINA Technical Rules of the discipline(s). All advertisements, entry forms, programmes, tickets and official notices for such competitions shall state the name of the promoting body and shall include the words 'Under FINA Technical Rules of (the discipline[s])'. The FINA Technical Rules of the discipline shall also apply to any preliminary round of such a competition in which only British competitors take part.
- 401.2** Competitions held in England and promoted by Swim England where the competitors are members of a national team selected by the national federation of a country affiliated to FINA or selected by Scottish Swimming or selected by the Swim Wales shall be held under Swim England Regulations, the British Swimming Disciplinary Code and the FINA Technical Rules of the discipline(s). Advertisements, entry forms, programmes, tickets and official notices shall state the name of Swim England as the promoting body and the words:
'Under Swim England Regulations, the British Swimming Judicial Code and FINA Technical Rules of (the discipline[s])'
- 401.3** British Swimming competitions held in England and promoted by Swim England may be held under the relevant competition conditions of British Swimming, British Swimming Rules including the British Swimming Judicial Code and the FINA Technical Rules of the discipline(s). Advertisements, entry forms, programmes, tickets and official notices shall state the name of British Swimming as the promoting body and the words:
'Under British Swimming Conditions and Rules, the British Swimming Judicial Code and FINA Technical Rules of (the discipline[s])'
- 401.4** Other competitions promoted by Swim England, one of its Regions or an affiliated club, organisation, association or body or held under permit may be held under Swim England Regulations and the FINA Technical Rules of the discipline(s) if the promoter so wishes. Advertisements, entry forms, programmes, tickets and official notices shall state the name of the promoting body and, if it is not Swim England or a Region, the words:
'Affiliated to the (Name) Region' or 'By permission of the (Name) Region' and in all cases shall include the words:
'Under Swim England Regulations and FINA Technical Rules of (the discipline[s])'

401.5 All other competitions held in England shall be held under Swim England Regulations and Technical Rules of the discipline(s). All advertisements, entry forms, programmes, tickets and official notices shall include the name of the promoting club, organisation, association or body and, if it is not Swim England or a Region, the words:
'Affiliated to the (Name) Region' or 'By permission of the (Name) Region'
and in all cases shall include the words:-
'Under Swim England Regulations and Technical Rules of (the discipline[s])'

402. Permits

An unaffiliated body or a person wishing to promote a gala, contest or exhibition under Swim England Regulations must obtain a permit from the Regional Licensing Officer, or his equivalent.

402.1 A permit may be refused without a reason being stated.

402.2 The permit shall be signed by the Regional Licensing Officer, or his equivalent, and be available for inspection at the gala, contest or exhibition for which it was granted. A report of all permits issued or refused shall be made to the next meeting of the Regional Management Board.

403. Licensed meets

403.1 Swim England shall publish a process, application form and set of criteria to enable affiliated bodies or clubs to hold licensed events to be held under Swim England Regulations and Technical Rules.

403.2 This process shall be managed by the Regional Licensing Officers, or their equivalent who shall have the authority to grant or refuse licences.

403.3 Regional Licensing Officers, or their equivalent shall report to the next meeting of their Regional Management Board or delegated authority all licences granted or refused, with reasons for any refusals.

404. Gala advertisements

404.1 A Regional Licensing Officer, or his equivalent, may require the withdrawal of an advertisement which, in his opinion, is misleading or incorrect. He shall report such action to the next meeting of the Regional Management Board.

404.2 A participant in a gala, contest or exhibition shall not be advertised under a misleading or incorrect title. The word 'champion' may only be used provided the championship title is also quoted, and the championship is one recognised by Swim England.

405. Multi-club membership and competition

No club, body, organisation or individual may promote or take part in an open competition which has a condition preventing a swimmer from competing because he is a member of more than one club.

406. Open competitions

406.1 Definition and exception

406.1.1 An open competition shall be defined as a competition to which entry is not limited to members of any one club, although the promoter of the competition may impose other restrictions on entry.

406.1.2 **An inter-club contest shall be excepted from the definition of an open competition if:**

406.1.2.1 it involves not more than eight clubs, each of which has been individually invited by the promoter who has supplied the conditions; and

406.1.2.2 the whole event takes place in one pool on one occasion; and

406.1.2.3 the contest does not form part of a series of such events, the results of which are aggregated or considered together to decide the eventual winner, e.g. as in a league competition.

406.2 All promoters of open events shall issue conditions governing them which:

406.2.1 **must include:**

406.2.1.1 if the competition consists of a series of events, any restrictions on the number of or which club(s) an entrant may represent during the course of the competition and the way in which and the date by which these must be established by the club(s) and/or the entrant(s);

406.2.1.2 the date before which any entrant must have joined the club under whose name he is entering or, alternatively, the date from which temporary membership of Swim England has been granted to him under Regulation 56.2;

406.2.1.3 the method(s), which may include electronic communication, by which an entry may be submitted either by the entrant or by a person who is a member of the club in the name of which the entrant wishes to compete and is authorised by the entrant to do so on his behalf (an agent). Such an agent may submit entries on behalf of more than one person;

406.2.2 may include, but not be limited to:

406.2.2.1 the permitted maximum and/or minimum age of the entrants, on a given date, for specified events;

406.2.2.2 the permitted sex of the entrants for specified events;

- 406.2.2.3 restrictions on the number of, or which, club(s) an entrant may represent during the course of the event;
- 406.2.2.4 any other requirements or restrictions desired by the promoter, which do not breach Swim England Regulations.

406.3 Entries

Each entrant or his agent shall submit an entry in a format specified in the promoter's conditions which must contain at least the following information (where electronic entry is used some of the following may be generated electronically):

406.3.1 For individual events;

- 406.3.1.1 the entrant's registered name and Swim England membership number as a competitor;
- 406.3.1.2 a declaration that he is an eligible competitor and accepts the promoters conditions (if electronic entry is used the act of submitting the entry confirms this);
- 406.3.1.3 the name of an affiliated club of which he is a member in the name of which he wishes to compete and which has been included on his Swim England registration as a competitor or, alternatively, the date from which temporary membership of Swim England has been granted to him under Regulation 56.2; and
- 406.3.1.4 the name and contact details of the agent, if any, of the entrant.

406.3.2 For team events:

- 406.3.2.1 the name of the team;
- 406.3.2.2 the name and contact details of an official of the club, body or organisation who is responsible for submitting the entry of the team;
- 406.3.2.3 **a declaration signed by the responsible official that:**
 - 406.3.2.3.1 all the members from whom the team is to be selected are registered with Swim England as competitors, and eligible to be members of the team;
 - 406.3.2.3.2 he accepts on behalf of the team the promoter's conditions;
 - 406.3.2.3.3 all members of the team comply with any age conditions;
 - 406.3.2.3.4 all the information given is correct (if electronic entry is used the act of submitting the entry confirms the above).

- 406.3.3 Promoter's conditions: If the promoter's entry format does not include the issue of the promoter's conditions, they shall be made available by the promoter on request.

406.4 Acceptance or refusal of entries

406.4.1 The promoter may, at his discretion, refuse to accept any entry. If he does so he must, if requested by the entrant or the agent/responsible official who submitted the entry give the reasons for his refusal in writing;

406.4.2 If the information required in the entry is not given fully or is found to be materially incorrect, irrespective of any previous acceptance of the entry the promoter may, at his discretion:

406.4.2.1 return the entry for the information to be completed or corrected and, provided that this is done and the entry resubmitted before the closing date for entries, accept the entry; or

406.4.2.2 refuse the entry, before or after the closing date for entries and irrespective of whether or not it has been returned for correction or completion and resubmitted. If an entry is refused by the promoter, the entry fee shall be forfeited.

406.5 An entrant is regarded as a competitor in an event as soon as his entry has been accepted. He ceases to be a competitor if his entry is refused or he withdraws before the event is started.

406.6 Unregistered Competitors in Open Team Competitions: If, between the submission of an entry for an open team competition and the start of the competition, a team manager finds that, because of withdrawals of swimmers originally selected, he has insufficient Registered Competitors to complete his team, he may include Category One members provided that:

406.6.1 they are otherwise eligible to compete and comply fully with the promoter's conditions;

406.6.2 the promoter and the referee are informed before the contest starts and given the names of those person(s);

406.6.3 the team manager ensures that they are registered with Swim England as Category Two members within fourteen days. Such a person shall be permitted to swim in only one gala before being registered. The promoter shall notify the Swim England membership team of the names and clubs of such persons.

407. Championships

407.1 The word 'Championship' shall be used only in connection with the championships of Swim England, a Region, a County Association, or one of the bodies directly affiliated to Swim England. It may also be used in connection with the name of a locality, to which area entries to the championship shall be confined.

407.2 A club may promote a championship confined to its own members, and it may promote an open championship, in which case the title shall be qualified by the addition of a local name. The Region shall decide the title and rules governing a local championship.

408. Mixed competitions

With the following exceptions, a diving or water polo contest between the sexes shall not take place in public:

- 408.1** a team diving contest in which each team consists of the same number of members of each sex as each other team;
- 408.2** a synchronised diving contest, which may consist of any combination of two divers, whether male and/or female;
- 408.3** a water polo match confined to children under the age of seventeen years at midnight on 31 December in the year of competition;
- 408.4** a water polo match in a competition restricted to school teams and confined to school children under the age of seventeen years at midnight on August 31 in the academic year of competition.

409. Underwater competitions/exhibitions

- 409.1** No underwater competition or exhibition shall take place at any event promoted under Swim England Regulations unless such is undertaken by an approved sub-aqua organisation which will be responsible for carrying out the necessary safeguards.
- 409.2** Where there are underwater movements in a swimming, diving, water polo or synchronised swimming event these do not constitute an underwater competition but the competitors shall at all times be within the view of the officials.

410. Minimum ages for competition

- 410.1** In order to compete in any discipline at the level of competition indicated, a swimmer must be of the minimum age shown. The age specified in each case shall be the age of the swimmer at midnight on 31 December in the year of competition, except where the section states otherwise.

410.2 Diving

- 410.2.1** County competitions, inter-club events, Regional
- 410.2.2** Novice competitions or National Novice competitions **8 years**
- 410.2.3** National Age Group competitions, National Intermediate competitions or Regional competitions other than Regional Novice competitions **9 years**
- 410.2.4** National competitions other than National Novice, National Intermediate or National Age Group competitions. **10 years**

410.3 Masters

- 410.3.1** Synchronised swimming competitions **20 years**
- 410.3.2** Water Polo competitions **30 years**
- 410.3.3** Competitions in any other discipline **25 years**

410.4 Open Water

410.4.1	Events up to and including 1,000 m	11 years
410.4.2	Events up to and including 2,000 m	12 years
410.4.3	Events up to and including 10,000 m	13 years
410.4.4	Events over 10,000 m	16 years

410.5 Racing

For each category the age specified shall be the age of the swimmer at midnight on the day of the event or the final day of a series of events forming part of one competition whichever is the later.

410.5.1	Events restricted to members of one club	No minimum age
410.5.2	Inter-club events limited to not more than eight clubs which do not form part of a series of events as in a league	8 years
410.5.3	Open events, other than in Regional and National competitions	9 years
410.5.4	Relay events in Regional competitions	9 years
410.5.5	Individual events in Regional competitions	10 years
410.5.6	Relay events in National competitions	10 years
410.5.7	Individual events in National competitions	11 years

410.6 Synchronised Swimming

410.6.1	Events restricted to members of one club	No minimum age
410.6.2	Inter-club events limited to not more than eight clubs	8 years
410.6.3	Open events including Regional Age Group competitions, Regional Novice Competitions or Regional competitions restricted to specific Grades	9 years
410.6.4	National Age Group competitions and Regional competitions other than those listed in 410.6.3	10 years
410.6.5	National competitions other than Age Group competitions	11 years

410.7 Water Polo

410.7.1	410.7.1 Matches other than Regional and National competitions	10 years
410.7.2	Matches in Regional and National competitions (including the National Water Polo Leagues)	11 years

For each category, the age specified shall be the age of the water polo player at midnight on the day of the match.

411. Costumes

411.1 The swimwear (swimsuit, cap and goggles) of competitors in all competitions shall be in accordance with the FINA General Rules and Bylaws on swimwear, in force on the date of the competition.

412. Smoking and drinking restrictions

- 412.1** Smoking shall not be permitted in any area designated for competitors, either prior to or during competitions.
- 412.2** Consumption of alcoholic drinks shall not be permitted on the poolside or in an open water swimming event.

413. Water Polo Delegate

- 413.1** A promoter of an event comprising water polo matches consisting of groups of matches played at the same venue and on the same day(s) may, if he so desires, appoint a Water Polo Delegate or Delegates for that event.
- 413.2** In consultation with the promoters of such events, Swim England shall maintain a list of suitably qualified and experienced persons to act as Water Polo Delegates.
- 413.3 The duties of a Water Polo Delegate shall include, but not be limited to, to:**
- 413.3.1** have full control and authority over all officials, approve their assignments and instruct them regarding any special features or regulations relating to the competition. He shall enforce all Swim England Regulations, Technical Rules and the promoter's conditions governing the competition and shall decide any question relating to the actual conduct of the meeting, event or competition which is not covered by them;
 - 413.3.2** have authority to intervene in the competition at any stage to ensure that Swim England Regulations, Technical Rules and the promoter's conditions governing the competition are complied with;
 - 413.3.3** ensure, before the commencement of each match, that all the officials necessary for its conduct are present. He may appoint substitutes for officials who are absent, incapable of acting or found to be inefficient, and may appoint additional officials if he considers it necessary;
 - 413.3.4** receive protests, ascertain the relevant facts and decide the matter. The Water Polo Delegate shall deal with the protest as soon as practicable after it is received. In the event of a protest not being resolved before a relevant match is scheduled to take place, that fact shall be reported to the promoter and the match(es) shall be held under protest. Unless he is satisfied that the protest, however resolved, can have no effect on the awards, all medals or prizes shall be withheld until the protest and any appeal arising under Regulation 108.1 has been heard.
 - 413.3.5** summarily impose the minimum sanctions set out under Regulation 107 and the Regulations made thereunder and further lodge a complaint if, in his opinion, the minimum sanction is insufficient for the offence. There shall be no appeal against a decision by the Water Polo Delegate to impose a summary sanction under this section.

413.4 There is a right of appeal against a Water Polo Delegate's decision on a protest. (Regulation 108.1).

414. Referees

Referees shall be appointed for all competitions. In addition to those duties specified in the Regulations, Technical Rules and promoters conditions relating to the disciplines concerned a referee shall:

- 414.1** have full control and authority over all officials. He shall approve their assignments and shall instruct them regarding any special features or regulations relating to the competition. He shall enforce all Swim England Regulations, Technical Rules and the promoter's conditions governing the competition and shall decide any question relating to the actual conduct of the meet, event or competition which is not covered by them;
- 414.2** have authority to intervene in the competition at any stage to ensure that Swim England Regulations, Technical Rules and the promoter's conditions governing the competition are complied with;
- 414.3** ensure, before the commencement of the competition, that all the officials necessary for its conduct are present. He may appoint substitutes for officials who are absent, incapable of acting or found to be inefficient, and may appoint additional officials if he considers it necessary;
- 414.4** have the authority, if an error by an official follows a fault by a competitor, to expunge the fault by the competitor;
- 414.5** receive and decide protests.
 - 414.5.1** Where more than one referee has been appointed for a competition comprising swimming races, one of their number shall be appointed and empowered from the date upon which entries to that competition close as the lead referee, who shall receive and decide all protests of a general nature.
 - 414.5.2** The Referee shall ascertain the relevant facts and endeavour to resolve the matter as soon as practicable after the protest is received.
 - 414.5.3** In the event of the protest not being resolved before the event is scheduled to take place, that fact shall be reported to the promoter and the event shall be held under protest.
 - 414.5.4** Unless the Referee is satisfied that the protest, however resolved, can have no effect on the awards, all medals or prizes shall be withheld until the protest and any appeal arising has been heard.
- 414.6** There shall be a right of appeal against a referee's decision on a protest to a Jury of Appeal if one has been appointed. If no Jury of Appeal has been appointed there is a right of appeal against the referee's decision on a protest (Regulation 108.1).

414.7 If a Water Polo Delegate has been appointed for a competition, the duties and authorities of any water polo referee for that competition under Regulations 414.1, 414.2, 414.3 and 414.5 shall be vested in the Water Polo Delegate.

415. Jury of Appeal

415.1 Unless a water polo delegate has been appointed, the promoter of an open competition may, if he so desires, appoint a Jury of Appeal to deal with appeals against a referee's decision on any protests which may be made.

415.2 Such a jury shall comprise three persons of whom normally at least one must be familiar with the discipline concerned, who shall not undertake any other duties at the meet. The Board may from time to time issue policy guidelines on the required qualifications and experience for such appointments

415.3 Wherever practicable, a Jury of Appeal shall be appointed for all licensed meets including County events.

415.4 If a Jury of Appeal is appointed for any competition comprising swimming races, a chairman shall be appointed and empowered from the date upon which entries to that competition close.

415.5 Any hearing shall take place as soon as it is practicable after the appeal against the referee's decision on a protest has been received.

415.6 The decision of a Jury of Appeal properly constituted and duly appointed under this Regulation 415 shall be final.

416. Doping control – promoter's responsibilities

When the promoter has been informed that competitors are to be subjected to doping control procedures, the promoter shall:

416.1 appoint doping control stewards, not less than two of each gender. They shall assist the Independent Sampling Officer at a competition and carry out duties assigned by him;

416.2 provide rooms suitable for use as the doping control station;

416.3 provide in the doping control station, adequate supplies of approved drinks in sealed containers;

416.4 inform the administrator of the Medical Advisory Committee.

417. Prizes

All prizes for an open competition shall be purchased before the competition is held, and shall be of full advertised value. A competitor, being of opinion that his prize is not of the full advertised value, may protest to the referee of the competition, as provided in Regulation 101.

418. Trophies

Trophies can be either perpetual or challenge trophies. The conditions governing a competition for which a trophy is awarded shall state whether it is a challenge or a perpetual trophy:

418.1 A perpetual trophy may be held by the winner for a specified period only. It remains in the ownership of the body awarding it and it cannot be won outright.

418.2 A challenge trophy is one presented for periodical competition until it has been won a stipulated number of times by the same competitor whose property it then becomes. Until won outright it may be held for a specified period only and it remains in the ownership of the body awarding it.

418.3 The holder of a challenge trophy shall be given at least 21 days' notice of the closing date for entry to the next competition for it.

418.4 The rules of the competition for a challenge trophy shall not be changed without the consent of the holder if at that time he remains eligible to compete for it. If he is no longer eligible or if he cannot reasonably be traced, such consent must be obtained from a majority of past holders who remain eligible to compete and who can reasonably be traced.

418.5 The owner of a trophy shall be responsible for its insurance against loss while in the keeping of the holder.

419. Testimonial or Benefit Galas

419.1 An affiliated club wishing to hold a gala, contest or exhibition in aid of a person or a charity cause other than its own funds, shall inform the Regional Licensing Officer, or his equivalent, at least 14 days before the meet is to be held.

419.2 A copy of the financial statement, duly audited, shall be sent to the Regional Licensing Officer, or his equivalent, within one month of the meet. An affiliated club which fails to comply with this Regulation shall become immediately suspended until such time as the matter has been dealt with by the Region.

420. International Competitions

International Competitions are those organised by a national federation, Regional body or club in which other FINA recognised federations, clubs or individuals participate.

Note: These competitions may be held under either FINA Rules, Swim England Regulations and FINA Technical Rules or Swim England Regulations and Technical Rules, pursuant to Regulation 401.