



FIDE ETHICS COMMISSION

The Ethics Commission (hereafter called the ETH), sitting in the following composition -

Chairman: Mr Francois Strydom
Members: Mr Ion Serban Dobronauteanu
Mr Rajesh Hari Joshi

during the meetings held in Abu Dhabi on 3rd - 5th of September 2015, made the following -

DECISION

Case n. 5/2014: Complaint of Mr. K. Ilyumzhinov regarding agreements concluded between Mr. G. Kasparov and Mr. I. Leong about cooperation in their 2014 FIDE election campaign

1. The ETH **notes** the absence of its member Mr Pedro Dominguez due to his unavailability for the meetings in Abu Dhabi.
2. The ETH **notes** the recusal of its member Mr Willy Iclicki from any participation in the discussion or decision of this matter on account of his current position as Adviser to the FIDE President for Europe.
3. The ETH **notes** that the three members present constitute a quorum for a valid decision.

4. The ETH **notes** the complaint against Mr. G Kasparov and Mr I. Leong for a possible violation of par. 2.1.of the FIDE Code of Ethics viz.
“offers, or attempts to offer or accepts any consideration or bribe with a view of influencing the result in a game of chess or election into FIDE office” by entering into agreements for cooperation in the 2014 FIDE elections and development of chess in East Asia.
5. The ETH **notes** that the respondents were advised of the admissibility of the complaint in February 2015 and that the respondents were given the right, as they requested, to make separate written representations regarding the merits of the matter and potential sanctions in the event of a finding of guilty.
6. The ETH **notes** further that the respondents were given the right to submit memorials and documents on the merits of the matter initially until 31 March 2015 and later extended until 1 May 2015, but at the time of the ETH’s deliberations on this matter in September 2015, the respondents have failed to submit any memorials, documents or other information to the ETH in defence of the matter.
7. Upon due consideration by the ETH of the complaint and the draft agreement prepared and signed agreements entered between the respondents, the ETH **finds**:
 - 7.1 Mr. Kasparov offered to pay, and Mr Leong accepted, the sum of \$500,000 in tranches in exchange for Mr. Leong’s delivery of a minimum number of 10+1 votes from his region in the form of written and signed statements and/or irrevocable proxies in support of Mr.

Kasparov's candidature in the FIDE elections, before the last tranche of payment takes place.

7.2 The mentioned conduct of the respondents *prima facie* amounts to the offering and accepting of consideration with a view of influencing the result of the FIDE presidential elections.

7.3 In the absence of any explanation having been put before the ETH by the respondents, the above determination becomes conclusive.

8. In the result, the ETH, by unanimity of the members present, **decides**: Mr G. Kasparov and Mr. I. Leong are **guilty** of breaching the par. 2.1 of the Code of Ethics.
9. The ETH **rules** that the matter will proceed to a consideration of a suitable sanction and the respondents will be afforded a reasonable opportunity to submit their representations in this regard.
10. The ETH **undertakes** to render a written judgement with full reasons for the finding of guilty and the sanction to be imposed after the consideration and imposition of the sanction.
11. The ETH **requests** the FIDE Secretariat to communicate without delay this decision to Mr G. Kasparov, Mr. I. Leong and to Mr. K. Ilyumzhinov and publish this decision on the FIDE website as soon as possible.

DATED ON THIS THE 5th DAY OF SEPTEMBER 2015

F P Strydom

CHAIRMAN
FIDE ETHICS COMMISSION