ABSTRACT

The Effect of International Non-governmental Organizations on the Creation of International Sport Regulation

Key words: international sports law, international non-governmental organization, lex sportiva

The thesis researches international non-governmental organisations in the area of sport, their legislation and influence on international sports regulation and concerns also with the question of international sport law. It consists of four main chapters.

In the first part, the relationship between state and law is analysed as well as the existence of the sports law itself. The chapter deals also with the specifics of sports rules and content concepts of sports law. The majority of rules in the sport sector is formed by the regulation which is not source of law in the formal sense.

The second chapter defines the concept of an international non-governmental organization and tries to submit a definition with regard to diverse activities exercised by these entities standing on the border of private and public law.

The third chapter aims to describe the organizational structure of sport as well as regulatory mechanisms. First, the International Olympic Committee is analysed from which the organization of sport unfolds followed by other stakeholders of the Olympic Movement: National Olympic Committees and International Federations. Attention is paid to the Court of Arbitration for Sport which is the main authority in the area of dispute resolution and also, to the interesting hybrid structure of the World Anti-Doping Agency, the umbrella organization of the world anti-doping programme.

The fourth chapter discuss first issues of global sports law which can be distinguished from international sports law followed by the analysis of transnational law, thus the law of non-state origin. An example of the concept is lex mercatoria which I mention in the context of lex sportiva. Defining the content of lex sportiva is not easy, it is based mainly on the
practise of the Arbitration Court for Sport. The last sub chapter is devoted to present case in sport sector, the case of German skater Claudia Pechstein.