



PRESS RELEASE

FOOTBALL

FOOTBALL KENYA LIMITED IS CONFIRMED BY THE CAS AS THE GOVERNING BODY FOR FOOTBALL IN KENYA

Lausanne, 27 April 2010 - The Court of Arbitration for Sport (CAS) has rendered its final decision in the arbitration procedure between the Kenya Football Federation (KFF) and FIFA: the CAS has dismissed the KFF's request that it be recognised as the body governing football in Kenya.

In October 2006, FIFA suspended the KFF due to internal problems. In March 2007, FIFA granted the conditional lifting of the suspension and issued a "road map" intended to normalise the situation of football in Kenya. In the following months, the KFF called several general meetings and during one of them, on 15 November 2008, the formation of Football Kenya Limited (FKL) and the dissolution of the KFF were apparently agreed. In March 2009, the Prime Minister of Kenya confirmed to FIFA that the Kenyan government recognised FKL as the only body managing football in Kenya. On 18 March 2009, KFF filed a request for arbitration with the CAS requesting that FIFA recognise the KFF as the governing body for football in Kenya. The case was referred to a CAS panel and a hearing was held in Lausanne on 26 January 2010, during which the parties and their legal representatives were heard.

In support of its appeal, KFF raised two main arguments: (1) that FIFA did not validly expel the KFF and (2) that there was no valid legal succession of KFF by FKL. The CAS found that FIFA rightfully did not apply the provisions of its statutes regarding the expulsion of a member of FIFA considering that it was sufficient for FIFA to accept the binding decisions taken by the bodies representing football in Kenya to replace KFF with FKL, replacement which has also been recognised by the Kenyan government. Furthermore, the CAS noted that the decisions taken by the General Assembly of the KFF on 15 November 2008 have never been challenged by any member of the KFF. In addition, all actions and decisions of FKL and of FIFA following the assembly of 15 November 2008 have remained unchallenged. In the absence of any legal grounds that would entitle the KFF to be recognised as a member of FIFA, the CAS has dismissed the claim of the KFF.

The full award, with the grounds, can be found on the CAS website (<http://www.tas-cas.org/recent-decision>).

For further information related to the CAS activity and procedures in general, please contact either Mr Matthieu Reeb, CAS Secretary General, or Ms Katy Hogg, Media Assistant. Château de Béthusy, Avenue de Beaumont 2, 1012 Lausanne, Switzerland. Tel: (41 21) 613 50 00; fax: (41 21) 613 50 01, or consult the CAS website: www.tas-cas.org