

Course title: Five Challenges to Sport's Global Governance

Language of instruction: English

Professor: Alberto Carrio Sampedro

Professor's contact and office hours: Every day previous appointment by email.
alberto.carrio@upf.edu

Course contact hours: 45

Recommended credit: 6 ECTS credits

Course prerequisites: There are not prerequisites for this course

Language requirements: Recommended level in the European Framework B2 (or equivalent : Cambridge Certificate

Course focus and approach: This course is aimed at analysing from a legal and ethical point of view five key Challenges for Sport Global Governance.

Course description:

The increasing popularity of sports impacts in its governance has transformed sport governance. For many years Sport Governance has been a realm of corruption and lack of responsibility. Much have changed in Sport Governance in the last years but there is still much to be done. In fact, the COVID-19 pandemic suddenly brought a new panic in Sport Government Bodies namely the lack of resources. The economic importance of sport and its cross-border nature puts sports institutions before an uncertain future. This course aims to present and discuss five key challenges for the present and future of global sports governance, namely:

i) the autonomy of Sport Government Bodies (SGB) to rule the world of sports and their legitimacy to ask for compliance to athletes and other political actors and States. The Ethics and Law of the Good Governance of Sport

ii) the arising of a new legal order in sport's domain. That is the so-called Lex Sportiva whose content and scope as a new Jurisprudence in sports will be discussed. Towards a new Jurisprudence of Sport

iii) the evolution and changes experienced by the concept of equality in sport and its implications regarding gender issues (trans, neutral gender and intersex athletes) as well as high-tech ones (cyborgs, robots) pose to the future of sports. What does equality mean in Sport?

iv) the impact of AI and high tech in sport governance, particularly on the ethics of sports and athletes' rights. The ethics of AI in Sport.

v) the sustainability of mega-sport events in times of climate emergency. The future of Sport.

These five challenges are linked and tied up with the idea of sport practice as a human right, as stated by the Olympic Charter. Hence, this course aims to proportionate the students with the relevant tools to understand and identify the ethical and legal problems that the good governance of sport is currently facing and will face in the near future and the appropriate way to overcome them.

Learning objectives:

At the end of this course the students:

Will be able to

Identify the main challenges of Sport Governance

Understand the meaning and content of the Lex Sportiva

Distinguish legal from moral argumentation in sports

Be engaged in legal and ethical discussion on Sport Governance

Be engaged in conceptual analysis in ethics and law of sports

Develop and present an initial research on the main ethical and legal challenges in sport

Course workload:

Students need to

attend lectures

complete compulsory readings for each unit

carry out short research on the topics of the course

Make a presentation of their research, individually or in small groups.

take the tests and exams needed to pass the module.

Teaching methodology:

This module will put in practice an innovative methodology that prioritizes PBL problem-based learning and case study-based learning. Student research and classroom debates among student will also be encouraged. On the other hand, each of the challenges will be linked to the UN Sustainable Development Goals (SDGs). The module is structured in lectures, on-site classes and individual and small group autonomous work

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Assessment criteria:

Student workshop presentation and defence: 25%

Term research paper 25%

Test and exams: 40%

Class participation and engagement in small working groups: 10 %

BaPIS absence policy

Attending class is mandatory and will be monitored daily by professors. Missing classes will impact on the student’s final grade as follows:

Absences	Penalization
Up to two (2) absences	No penalization
Three (3) absences	1 point subtracted from final grade (on a 10-point scale)
Four (4) absences	2 points subtracted from final grade (on a 10-point scale)
Five (5) absences or more	The student receives an INCOMPLETE (“NO PRESENTADO”) for the course

The BaPIS attendance policy does not distinguish between justified or unjustified absences. The student is deemed responsible to manage his/her absences.

Only absences for medical reasons will be considered justified absences. The student is deemed responsible to provide the necessary documentation. Other emergency situations will be analyzed on a case by case basis by the Academic Director of the BaPIS.

The Instructor, the Academic Director and the Study Abroad Office should be informed by email without any delay.

Classroom norms:

No food or drink is permitted in class.

Students will have a ten-minute break after one one- hour session.

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Weekly schedule:

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Session	Topic	Assignments
Session 1	Introduction to the course, methodology and assessment. Introduction to the Sport Governance	None
Session 2	Good Governance in Sport. An introduction	Master Class
Session 3	Cases Study. Corruption and bad Governance in Sports	Reading discussion
Session 4	Lex Sportiva. The actors	Master Class
Session 5	Problems of Lex Sportiva in a Global Domain	Reading
Session 6	Towards a new Juriprudence in sport	Reading 2 discussion

Session 7	Equality in sport. An Introduction	Master Class
Session 8	The challenges of equality in sport	Reading 3 discussion
Session 9	Equality, equity and the new problems of human dignity	Learning Problems Based
Session 10	AI and High-Tech in sport. An introduction	Master Class
Session 11	Is AI changing the nature of Sports	Discussion
Session 12	The Ethics of AI in sports	Reading 4 discussion
Session 13	The future of sports	PBL
Session 14	The sustainability of mega-sport events. An introduction	Master Class
Session 15	Are mega sport sustainable?	Reading Debate
Session 16	How Sports are affected by climate emergency and what SGB can do for the planet	Reading Debate
Session 17	Students research in small groups	Research
Session 18	Students research in small groups	Research
Session 19	Students workshop 1	Presentation and feedback
Session 20	Students workshop 2	Presentation and feedback

Last revision: May 2022.

Required readings:

RR 1.

Chappelet, J.L., (2017), Beyond governance: the need to improve the regulation of international sport DOI: 10.1080/17430437.2018.1401355

Stanford Encyclopedia of Philosophy Prisoner's Dilemma.

RR2.

Duval, A The Olympic Charter: A Transnational Constitution Without a State? JOURNAL OF LAW AND SOCIETY VOLUME 45, ISSUE S1, JULY 2018 ISSN: 0263-323X, pp. 245-269

de Oliveira, L., (2017), Lex sportiva as the contractual governing. Law Int Sports Law J 17:101–116 <https://doi.org/10.1007/s40318-017-0116-5>

RR3.

Avena Koenigsberger, A (2017): Gender equality in the Olympic Movement: not a simple question, not a simple answer, Journal of the Philosophy of Sport, DOI: 10.1080/00948705.2017.1359616

Jim Parry & Irena Martínková (2021): The logic of categorisation in sport, *European Journal of Sport Science*, DOI: 10.1080/17461391.2021.1943715

RR4.

Carrio, A (2021), The case of AI in sport. Some ethical concerns at play. *Diagoras International Academic Journal of Olympic Studies*.

Michiel Fierens, Jan De Bruyne (2020), Artificial Intelligence In Sports – The Legal And Ethical Issues

At Play. *Law in Sport*, August 2020

RR5.

Goldblatt. D. (2019), *Playing Against the Clock: Global Sport, the Climate Emergency and the Case For Rapid Change*

Recommended bibliography:

REFERENCES

Alm, J. (2013), Action for Good Governance in International Sports Organisations, Play the Game. Danish Institute for sports studies [www.aggis.eu / playthegame.org](http://www.aggis.eu/playthegame.org)

Archer, A. (2016) "On Sporting Integrity", , vol.10, 2.

Anderson, Jack and Partington, Neil (2018) "Duty of care in sport: time for a sports ombudsman? *International Sports Law Review* (1). pp. 3-10. ISSN 1467-6680. URL:

http://sro.sussex.ac.uk/id/eprint/71965/1/ISLR_Final_Sports%20Ombudsman.pdf

CARRIO, A "NSGO Report from Spain " in *National Sport Governance Observer. Benchmarking governance in National Sport Organizations*, Adam, S. (ed.), Play the Game, Danish Institute for Sport Studies, 978-87-93784-66-6 , 2021, pp. 257-271

CARRIO, A "The case of AI in Sport .Some ethical concerns at play". *Diagoras. Academic Journal of Olympic Studies*, Vol 5, 2021, pp. 18-29

CARRIO, A. "La igualdad en el deporte", en *Deporte, Derecho, Filosofía*, Alberto Carrio Sampedro y José Luis Pérez Triviño (ed.), Fontamara, México D.F., 2021, pp. 145-181.

Chappelet, J.-L., *Autonomy and governance: necessary bedfellows in the fight against corruption in Sport* en *Transparency International's forthcoming Global Corruption Report: Sport*. URL: [https:// www.transparency.org/news/feature/sport_integrity](https://www.transparency.org/news/feature/sport_integrity)

Cisneros, B. (2020), "Challenging the call: Should sports governing bodies be subject to judicial review?", *The International Sports Law Journal*, <https://doi.org/10.1007/s40318-020-00165-9>

Cleret, L., McNamee, M., & Page, S. (2015). 'Sports integrity' needs sports ethics (and sports phi-

losophers and sports ethicists too). *Sport, Ethics and Philosophy*, 9(1), 1–5

Duval, A. (2016). *The rules of the game: The need for transparency in sports governance*. Retrieved from www.playthegame.org

Siekman R.C.R. (2012) *The Specificity of Sport: Sporting Exceptions in EU Law*. In: *Introduction to International and European Sports Law*. ASSER International Sports Law Series. T. M. C. Asser Press

Any syllabus should include here a bibliography for further reading and consistently listed (Chicago, MLA...) (minimum 5 books). Please, use the format below (no bullets or numbers, spacing between items and french indent)

TOIBIN, Colm. 1990. *Homage to Barcelona*. London: Simon & Schuster.

VV.AA. 2002. *El refugi 307. La guerra civil i el Poble Sec*. Barcelona: Ajuntament de Barcelona.

VV.AA. 1985. *A City in war: American views on Barcelona and the Spanish Civil War, 1936-39*.

James W. Cortada (Ed.). *Wilmington Scholarly Resources*