



Regulations on the Status and Transfer of Players

A stable regulatory framework for clubs and players

June 2020

Regulations on the Status and Transfer of Players (Section IV)



- The Professional Player
- The Amateur Player
- Rules applicable to both Professional & Amateur Players
- Concluding Articles

Foreword



This set of regulations is the result of long hours of discussion and consultation for the past 2 years, mostly in a social dialogue setting between representatives of clubs (employers) and players (employees), brokered by the Malta Football Association.

There were matters which Maltese football had found difficult to address along the years. The lack of freedom of movement of professional players even when out of contract was the most conspicuous one. All parties have shown maturity in addressing and embracing change, with all the challenges and opportunities that it will bring with it. This approach will hopefully pave the way for similar progress in other areas of our football governance.

This document summarises the main changes to the regulations with references to the actual provisions. It is intended to serve as a handbook for clubs and players alike.

All changes come into force on 9th June 2020, at the start of the 2020/2021 football season.

*Dr Angelo Chetcuti
General Secretary*



Regulations on the Status and Transfer of Players

Section IV of the Malta FA Regulations



The Professional Player



The Professional Player

- 1.2 Definition of a Professional Player
- 2.1.3 Registration Process of a Professional Player
- 2.2.3c Third-party Ownership of a Player's Economic Rights
- 2.2.3e Respect of Contract
- 2.2.3f Compensation mechanism for breach of Contract
- 2.3.5 Reacquisition of Amateur Status
- 2.6.2 Provisions relating to contracts between Professional and Clubs
- 2.9 End of Agreed Period in an Agreement
- 2.10 Removal of the players' Transfer List

Definition of a Professional Player



**Has a written
contract* with a club**

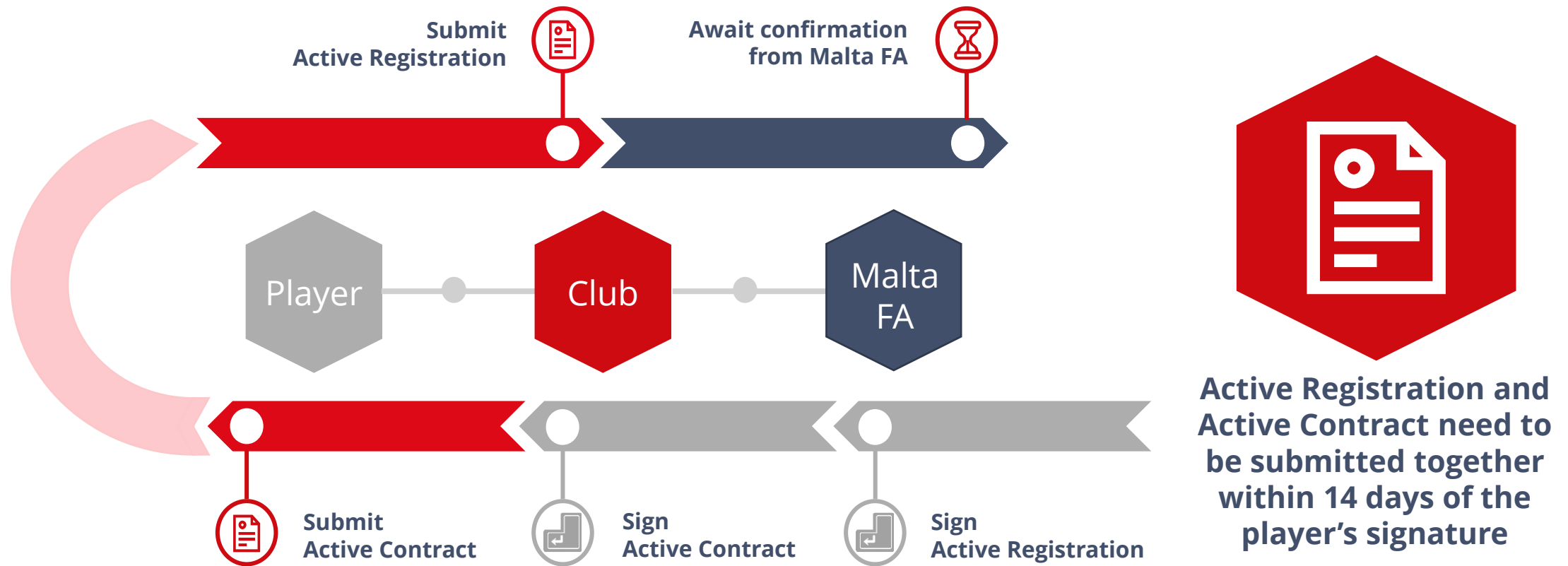


**Paid more for the
footballing activity
than expenses incurred**

A Standard Contract containing minimum requirements is available and it is highly recommendable that clubs and players use it to ensure adherence to regulations.

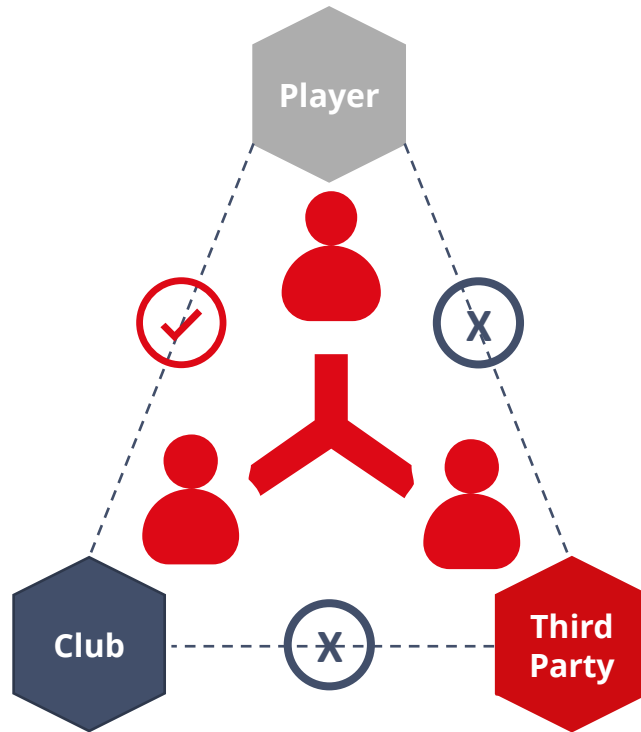
- See Section IV Article 1.2 – *The Status of the Player*

Registration Process of a Professional Player



- See Section IV Article 2.1.3 – *The Registration of Professional Players*
- Players are registered via the online football management platform COMET.

Third-party Ownership of Players' Economic Rights



No club or player shall enter into an agreement with a third party whereby a third party is being entitled to participate, either in full or in part, in compensation payable in relation to the future transfer of a player from one club to another, or is being assigned any rights in relation to a future transfer or transfer compensation.

Respect of Contract

A contract between a professional player and a club may only be terminated:



On expiry of the term or by mutual agreement*



Where there is just cause



Any abusive conduct by a party aimed at forcing the counter party to terminate

*Previously the player had to revert to the Complaints Board, and if he played with the same club in the following season, his previous contract was renewed automatically. This will be no longer the case.



Respect of Contract

Just cause for termination for overdue payables



Full-time professional players: if a club fails to pay for 2 months (+ 15 days default notice)



Part-time professional players: if a club fails to pay for 4 months (+ 15 days default notice)

The Complaints Board shall, at the request of such player, give a free release to such player, who shall be deemed to have a just cause to terminate his contract

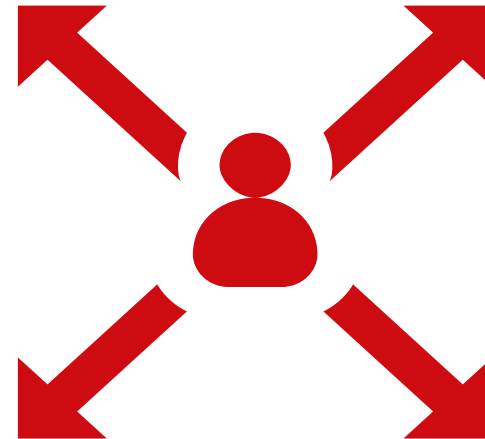


Respect of Contract

At the end of the contract, the player is free to obtain the release/move to another club without compensation.

The system of parameters to establish a player's value is abolished.

When a player is transferred while under contract, clubs are free to agree on the amount of the transfer fee.



- See Section IV Article 2.2.3e – *The Professional Player's Contract*

Key
change



Compensation mechanism for breach of Contract

It is always recommendable that the consequences of breach of contract ought to be agreed upon and specified in the contract between the club and the player. However, where not provided in the contract, the unilateral termination of a contract by a Club or by a player without just cause will now give rise to a defined compensation mechanism based cumulatively on 3 components.



Remaining part of **contract**



Transfer fee incurred, if any, to sign the player



Training compensation if the player grew with the club

- See Section IV Article 2.2.3f – *The Professional Player's Contract*

Key
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Compensation mechanism for breach of contract by player



Example: *Contract of €1,000 monthly for 4 seasons.*

Player joined club at 18 years of age for a transfer fee of €10,000.

Compensation for breach in end February of Season 2 of the contract:

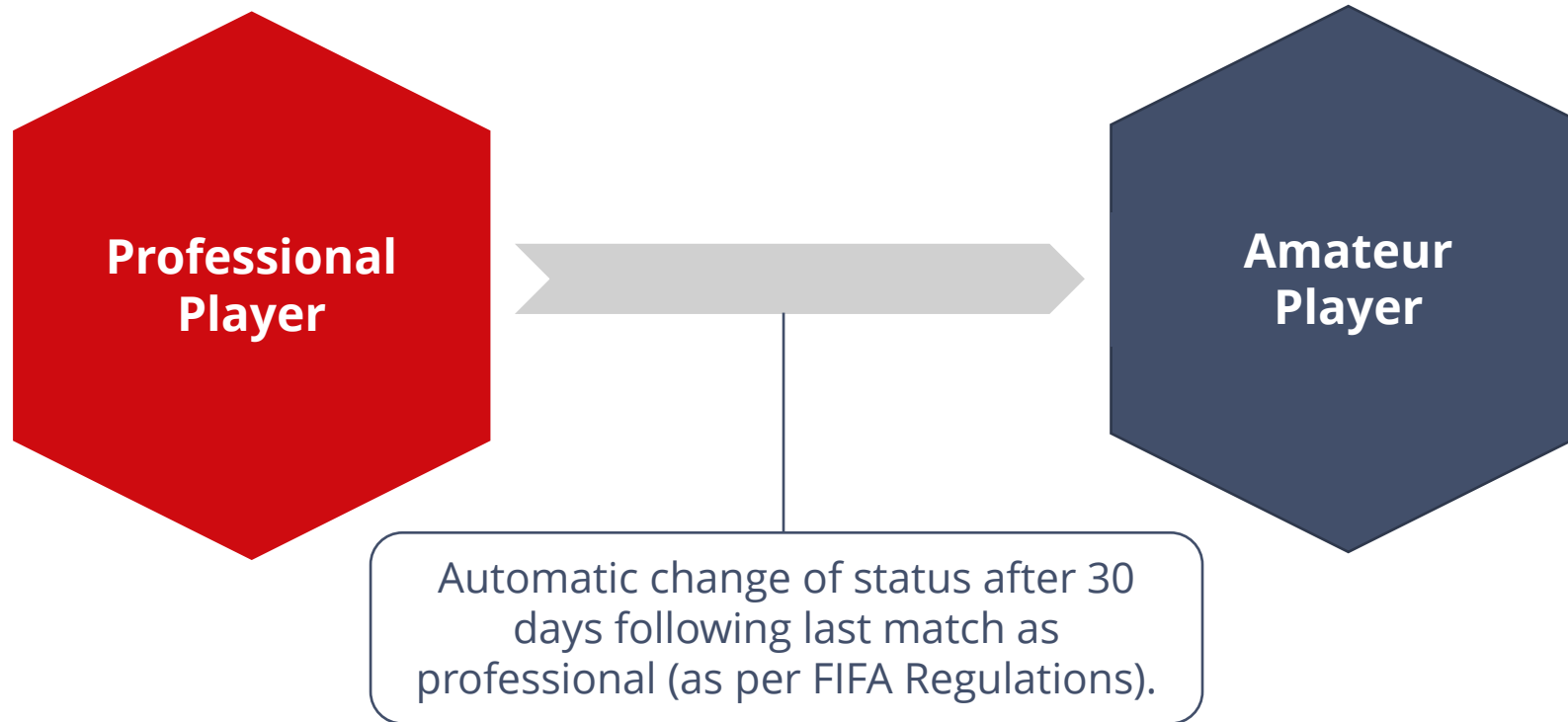
1. Remaining part of **contract**: Season 2 (remainder) = €1,000 x 3 months = €3,000

Full salary for first season; half salary
for the remainder of the contract

Season 3 & 4 = €500 x 20 months = €10,000

2. **Transfer fee** incurred (amortised):
 $€10,000 \div 4 \text{ seasons} \times \text{remaining part of contract (2 seasons, 3 months)} = €5,625$
3. **Training compensation** X 1.5 seasons (18-19.5 years old).

Reacquisition of Amateur Status



See Section IV Article 3.19.1 – *Reacquisition of Amateur Status*

Special provisions relating to contracts between Professionals and Clubs

A professional player shall only be free to conclude a contract with another club if:



Contract with present club has expired



Contract due to expire within 6 months



A club intending to conclude a contract with a professional must inform the player's current club in writing and file the contract with the Association

- See Section IV Article 2.6.2 – *A Professional Player may not be interfered with*

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End of Agreed Period in an Agreement



When the period of engagement of a professional player comes to an end...



Player has
automatic right
to move



Club needs to
renew the
contract of the
player

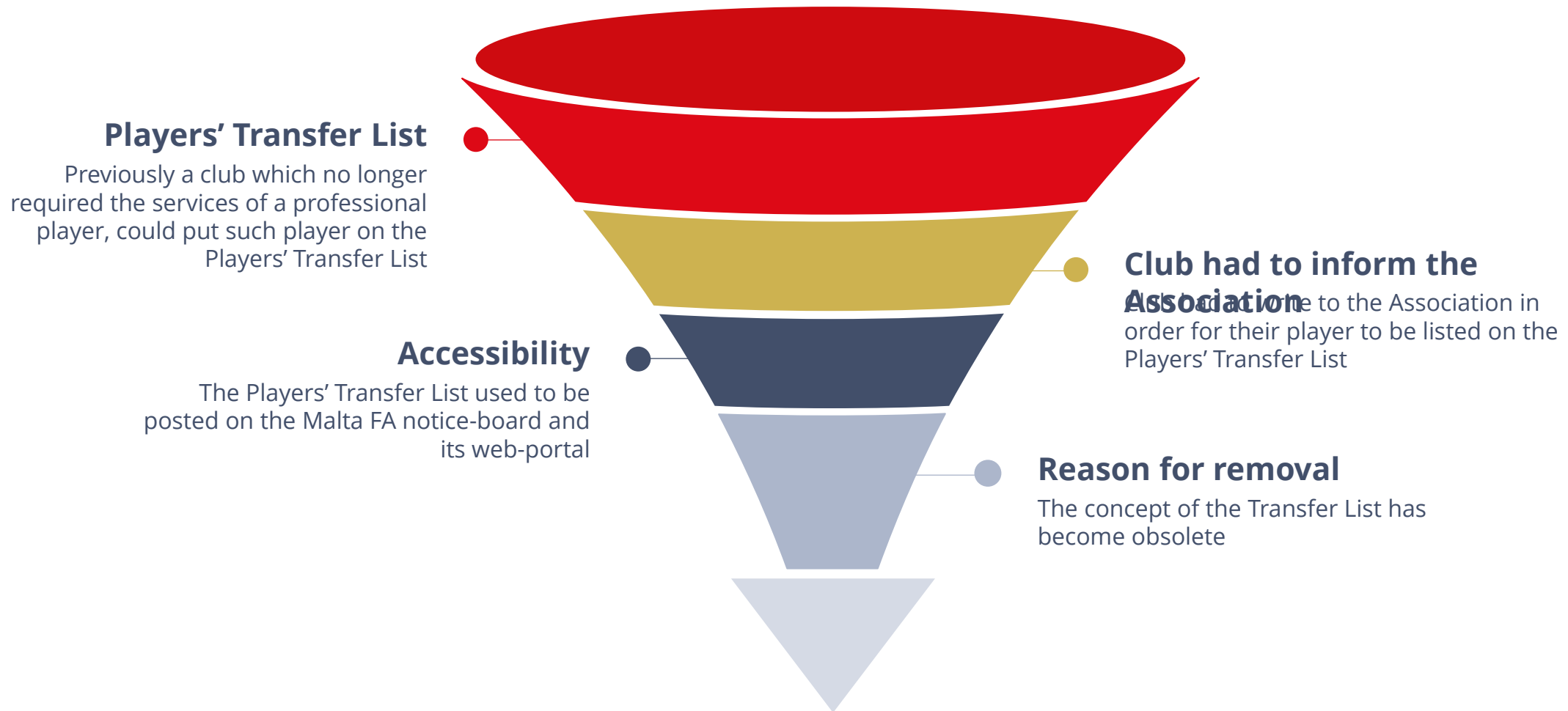


No parameters
when player is
out of contract



- See Section IV Article 2.9.1 – *End of Agreed Period in an Agreement*

Removal of the Transfer List



- See Section IV Article 2.10 – *The Players' Transfer List*



The Amateur Player



The Amateur Player



- 3.1 The Registration of an Amateur Player with Member Clubs
 - 3.4.1 For which clubs/teams an Amateur Player may play
 - 3.12 Compensation payable to a club in respect of an Amateur player
 - 3.19 Reacquisition of Amateur Status
 - 3.20 The Amateur Players' List

The Registration of an Amateur Player



35+ Years

Registration remains yearly (as is)



18+ Years

Players in their 2nd season of obligatory period are free to move



15-18 Years

Nursery compensation, previously payable if the player moved clubs, has been removed



12-15 Years

Nursery compensation, previously payable if the player moved clubs, has been removed



12-15 years: at the end of season 2020/21, players born 2006 are entitled to move
15-18 years: at the end of season 2020/21, players born 2003 are entitled to move (i.e. No change to current regulations, except that no compensation will be involved)

- See Section IV Article 3.1.4 – *The Registration of an Amateur Player with Member Clubs*

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The Registration of an Amateur Player with Member Clubs (18+)



At the end of the 2 year obligatory period of service, player has the right to be released...



No financial compensation is paid if player registers for another club (excluding training compensation if player is given the first professional contract)







Player has to request release in writing by sending an email to the club's official address and copying in registrations@mfa.com.mt until 31st July.



Player who moves abroad will be free to join any club upon return to Malta at any time

Example: Registration lifetime (18+) - as of 9th June 2020



Organisation	Type	Discipline	Parent	Cat	Date from	Date to	Registration type	Level	Status	Termination reason
SWIEQI UNITED FC	FC	Football	Malta Football Association		14.07.2017		Registration	Amateur	CONFIRMED	   

1ST SEASON
2017/2018



2ND SEASON
2018/2019*



3RD SEASON
2019/2020



4TH SEASON
2020/2021*



***Player is entitled to be released at the end of the season**

- See Section IV Article 3.1.4 – *The Registration of an Amateur Player with Member Clubs*

Example: Lifetime of a registration made in January 2020



Organisation	Type	Discipline	Parent	Cat	Date from	Date to	Registration type	Level	Status
BIRZEBBUGA ST. PETER'S FC	FC	Football	Malta Football Association		08.01.2020		Registration	Amateur	CONFIRMED

1ST SEASON
2019/2020



2ND SEASON
2020/2021*



3RD SEASON
2021/2022



4TH SEASON
2022/2023*



***Player is entitled to be released at the end of the season**

- See Section IV Article 3.1.4 – *The Registration of an Amateur Player with Member Clubs*

Example: Registration lifetime - as of 9th June 2020

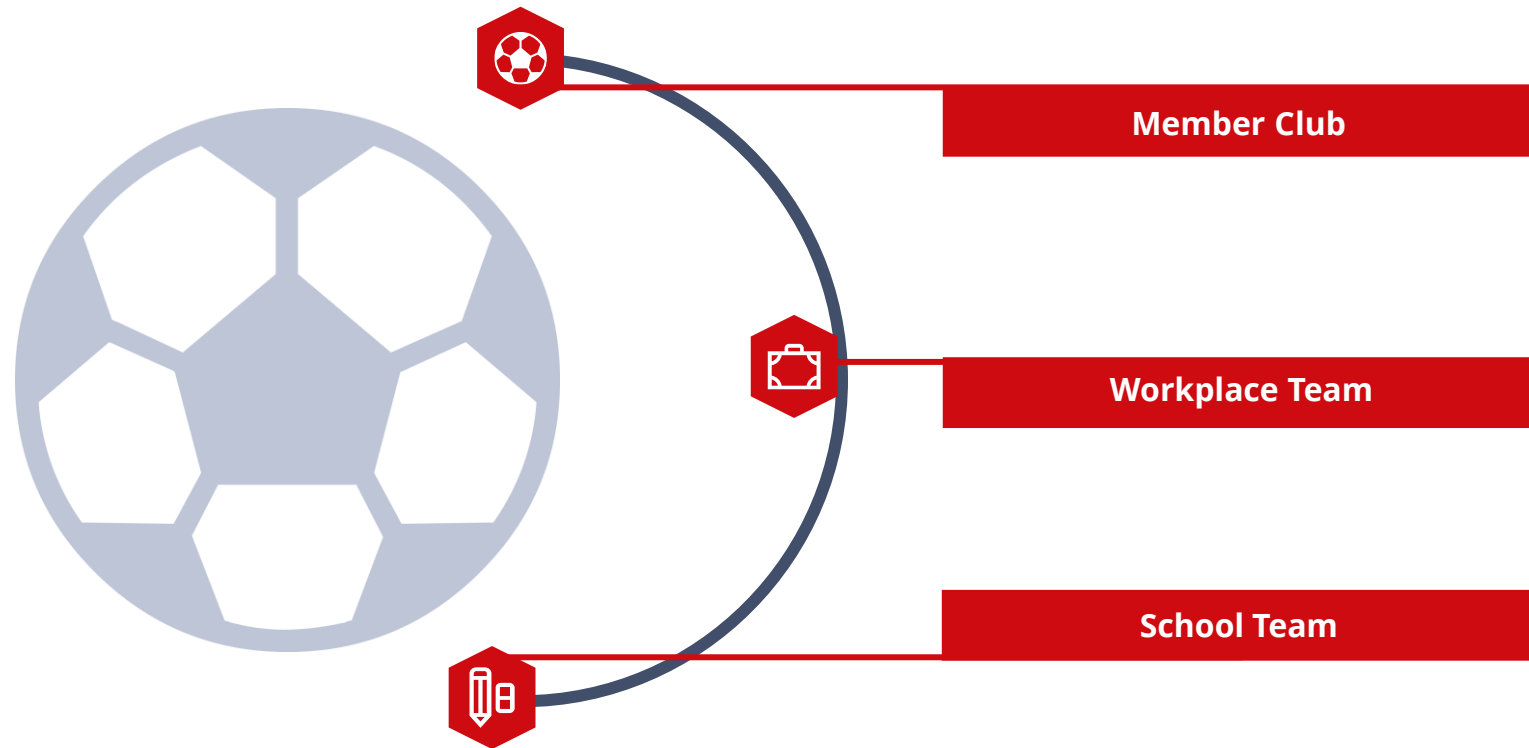


Organisation	Type	Discipline	Parent	Cat	Date from	Date to	Registration type	Level	Status
QRENDI FC	FC	Football	Malta Football Association		30.01.2015		Registration	Amateur	CONFIRMED



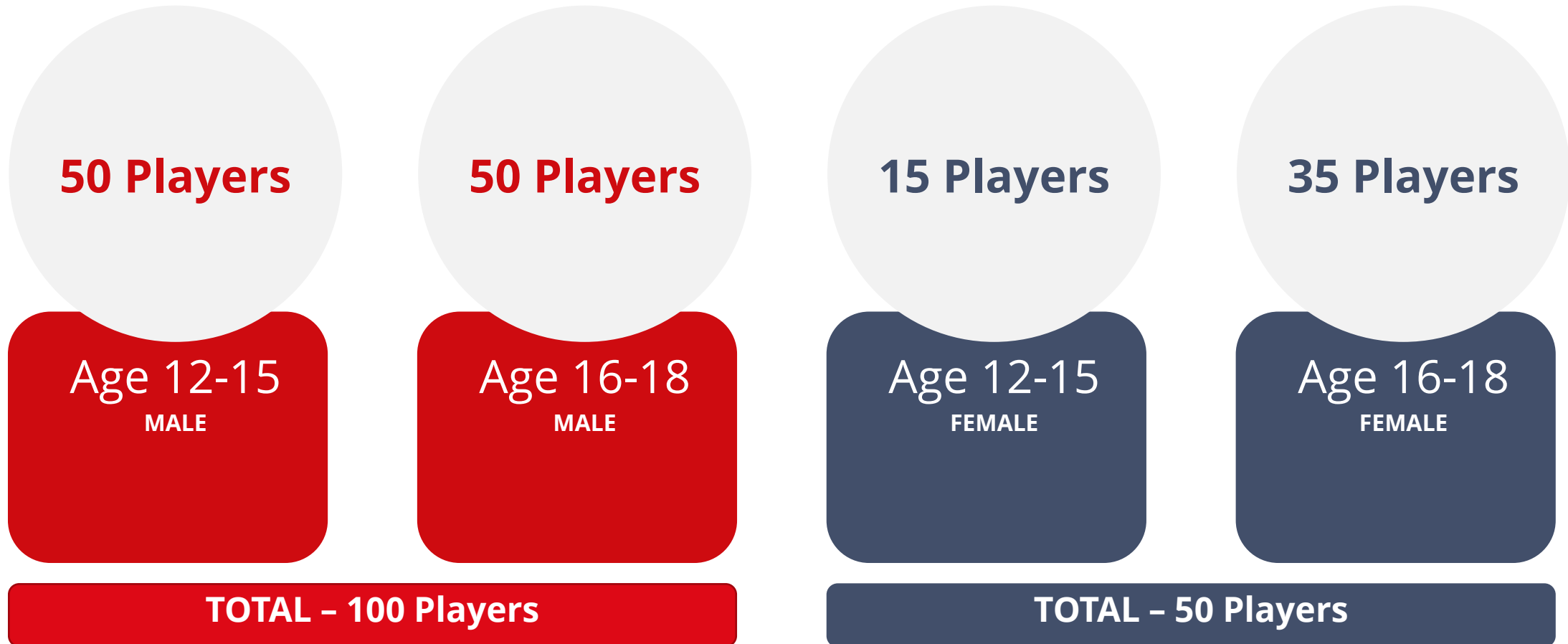
- See Section IV Article 3.1.4 – *The Registration of an Amateur Player with Member Clubs*

Clubs/Teams an Amateur Player may play for



- See Section IV Article 3.4.1 – *For which Clubs/Teams an Amateur player may play*

The Amateur Players' List (formerly 'Retained List')



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- See Section IV Article 3.20.2 – *The Amateur Players' List*

The Amateur Players' List (formerly 'Retained List')



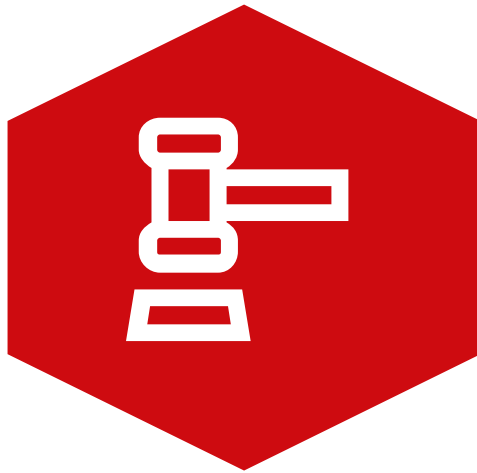
List to be submitted by end October and available upon request



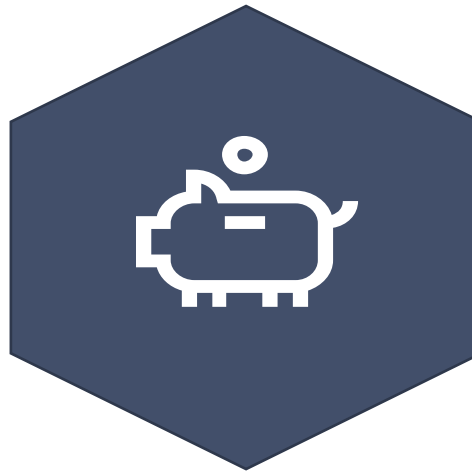
Loaned out players to be listed on retained list

Training compensation

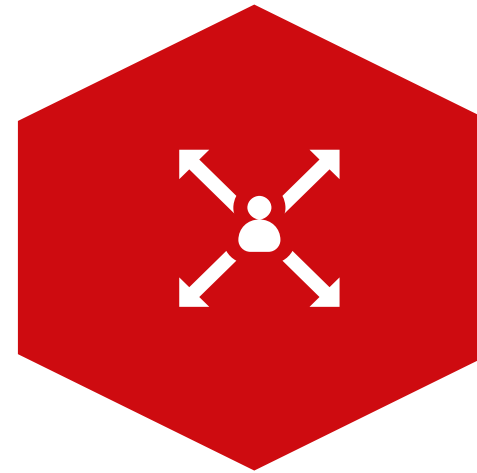
When a player is given the first professional contract, previous clubs which contributed to the player's development (between age 12 and 21) are to be compensated.



Compensation will now be paid upon registration as professional (previously clubs had to monitor their former players and claim their respective amount).



The registering club may opt to deposit the amount of training compensation with the Association if there is no agreement with the player's previous club(s)



The Association shall within 45 days distribute the training compensation to the player's former club(s) entitled to it.

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Training Compensation



Reduction of training compensation due when a player registers as a professional player by circa 25% as of 2020/21

Club entitled to Training Compensation				
		Premier Division	Challenge League	National Amateur League
Club paying training compensation	Premier Division	€1,500	€1,500	€2,250
	Challenge League*	€750	€1,000	€1,250

Example:

If an amateur player of a National Amateur League club signs as a professional for a Challenge League club after two seasons with the National Amateur League club, then the Challenge League club needs to pay $€1,250 \times 2 = €2,500$

Training Compensation (Further Examples)



Challenge League to Premier League

If an amateur player of a Challenge League club signs as a professional for a Premier League club after two seasons with the Challenge League club, then the Premier League club needs to pay $€1,500 \times 2 = €3,000$

National Amateur League to Premier League

If an amateur player of a National Amateur League club signs as a professional for a Premier League club after four seasons with the National Amateur League club, then the Premier League club needs to pay $€2,250 \times 4 = €9,000$

Premier League to Challenge League

If an amateur player of a Premier League club signs as a professional for a Challenge League club after three seasons with the Premier League club, then the Challenge League club needs to pay $€750 \times 3 = €2,250$



**Rules applicable
to both
professional and
amateur players**

Rules applicable to both Professional and Amateur Players



4.4 Transfer Windows

Amateur players coming from abroad may only be registered during the official transfer windows of professional players.

4.14.3 Financial claims

5.1 Questions relating to the registration of players

Annex II Training Compensation

Fees applicable to disputes before the Complaints Board



€250

For claims over €10,000

€100

For claims over €2,500 and up to €10,000

€25

For claims up to €2,500



Costs will be borne by the party deemed responsible or apportioned between the parties depending on the judgement

Questions related to Registration of Players



- Competence to decide on questions related to the registration of players given to the Complaints Board (previously Executive Committee)
 - The Complaints Board is composed of members nominated equally by clubs and players and an independent Chairman.
 - Professional players who end their careers upon expiry of their contracts and amateurs who terminate their activity shall remain registered with their last club for a period of 30 months. This period begins on the day the player made his last appearance of the club in an official match.
 - This is in line with FIFA regulations.
- See Section IV Article 5.1 – *Questions relating to the registration of players*
 - See Section IV Article 5.3 - *Automatic deregistration of players*

Key
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Regulations: www.mfa.com.mt
Resources: info.mfa.com.mt
Queries: generalsecretary@mfa.com.mt

The Social Dialogue Committee 2019/20 was composed as follows:

Chairman: Dr Angelo Chetcuti (General Secretary)

Deputy Chairman: Dr Matthew Paris (Vice-President)

Member Club' representatives: Mr Mario Debono; Mr Jesmond Abela; Dr Cory Greenland; Dr Peter Fenech; Mr Paul Zammit

Players' representatives: Dr Anthony Galea; Mr Carlo Mamo; Mr Konrad Sultana

Admin: Mr Kurt Formosa; Mr Louis Micallef