

**MINUTES OF THE MEETING OF THE COMMITTEE OF ADMINISTRATORS  
HELD ON 12<sup>TH</sup> DECEMBER 2017 AT NATIONAL CRICKET ACADEMY,  
BENGALURU**

Attendees:

Mr. Vinod Rai – Chairman  
Ms. Diana Edulji  
Mr. Rahul Johri – BCCI CEO  
Mr. Santosh Rangnekar – BCCI CFO  
Mr. Gaurav Saxena – BCCI Operations  
Ms. Anaisha Paranjape – BCCI Operations  
Ms. Karina Kripalani – BCCI Legal Advisor  
Ms. Prabhjyot Chhabra – BCCI Legal Advisor  
Mr. Indranil Deshmukh (Cyril Amarchand Mangaldas)  
Mr. Adarsh Saxena (Cyril Amarchand Mangaldas)

**ITEM 1: NATIONAL CRICKET ACADEMY**

Mr. Rahul Dravid, Mr. Dilip Vengsarkar, Ms. Shanta Rangaswamy, Mr. Jatin Paranjpe, Mr. Tufan Ghosh, Mr. KVP Rao and Mr. Ashish Kaushik joined the meeting.

1. The CEO introduced all present and briefly explained the purpose of the meeting i.e. to obtain views on how the National Cricket Academy (“NCA”) can be made a world-class facility. The Chairman added that this would not only include a discussion on how to develop the new NCA facility but also how to continue the current facility until the new one is ready.
2. Mr. Jatin Paranjpe made a presentation on his vision for the NCA. Mr. Ashish Kaushik made a presentation on the short term requirements in the current NCA facilities. After the said presentations, Mr. Rahul Dravid, Mr. Dilip Vengsarkar and Ms. Shanta Rangaswamy provided their feedback and inputs on what the new NCA facility should be like as well as what could be done immediately to improve the current NCA facility.
3. Mr. Tufan Ghosh said that the first step towards developing the new NCA facility is to be clear about what BCCI wants to do there. Once the requirements/ expectations are clear, plans for implementing the same can be drawn up.
4. After some further discussion, the COA decided that:
  - (a) Based on the presentations/ discussions as well as any further inputs from those present, BCCI should crystallize its vision for the new NCA facility

along with the specific requirements which will be required for commencing development of the new NCA facility;

- (b) Once the above is ready, BCCI should issue a global Request For Proposals document inviting proposals from interested parties for executing the project of developing and constructing the new NCA facility;
- (c) In the meantime, BCCI should commence the work of fencing the land acquired for the new NCA facility and set up a site office there;
- (d) In respect of the current NCA facility, a list of requirements in terms of staff and equipment should be drawn up and presented to the COA; and
- (e) A ladies washroom/ toilet should be constructed at the NCA and completed before 3<sup>rd</sup> January 2018.

## **ITEM 2: FINANCE MATTERS**

### **A. Potential Income Tax Demand**

- 1. The COA was informed that BCCI's tax consultants had recommended/ suggested payment of at least Rs. 350 crores by BCCI towards income tax, which payment can be made partly in the month of December 2017 if funds are available and the balance in the three months of January, February and March 2018. They had also suggested a schedule whereby BCCI pays Rs. 100 crores in December 2017, Rs. 100 crores in January 2018, Rs. 100 crores in February 2018 and Rs. 50 crores in March 2018.
- 2. After some discussion, the COA decided that BCCI should make payment of income tax as per the aforesaid schedule recommended/ suggested by BCCI's tax consultants.

### **B. Engagement of Service Provider for Document Storage**

- 1. The COA was informed that pursuant to earlier decisions of the COA, the Finance Team had called for proposals from 5 service providers in addition to P. N. Writer & Company Private Limited. Based on the proposals received and the profiles of the aforesaid service providers, 4 had been shortlisted and a BCCI team comprising of administration, human resources and finance representatives had visited the storage locations of these shortlisted service providers. The service providers who had submitted proposals were rated by the BCCI team on various criteria/ parameters including (i) presence of facilities across India and abroad; (ii) pricing/ storage/ retrieval charges; (iii) number of years in service; (iv) major clientele; (v) digitization and scanning facility; (vi) staff; (vii) storage geographical area (space/ location); (viii) safety measure; and (ix) basic/ unique features. The rating table along with supporting proposal documents submitted by the service providers had already been circulated to

the COA. After following this process, the BCCI Team had recommended the engagement of P. N. Writer & Company Private Limited.

2. After discussion, the COA decided that the engagement of P. N. Writer & Company Private Limited is approved.

C. Request for Funds from Assam Cricket Association

1. The COA was informed that the Assam Cricket Association (“ACA”) had taken a loan from Yes Bank Limited and had submitted a request for BCCI to directly make repayment of Rs. 2.01 crores to the said bank on behalf of the ACA.
2. The COA was also informed that the Finance Team had scrutinized the documents submitted by the ACA along with their request and was satisfied that the said amount was genuinely payable by the ACA to Yes Bank Limited.
3. As recommended by the CFO, the COA approved payment of Rs. 2.01 crores to Yes Bank Limited on behalf of the ACA.

D. Request for Funds from Hyderabad Cricket Association

1. The COA was informed that the President of the Hyderabad Cricket Association (“HCA”) had, during a personal meeting with the CFO on 11<sup>th</sup> December 2017, confirmed that the HCA would route its request for funds through the committee of administrators of the HCA.
2. The COA took note of the same.

E. Payments to Mithun Manhas and Bharat Arun

1. The COA was informed that certain amounts were claimed from the Jammu and Kashmir Cricket Association (“JKCA”) and the Hyderabad Cricket Association (“HCA”) by Mr. Mithun Manhas and Mr. Bharat Arun respectively for services rendered by them to the respective State Associations. It was suggested that:
  - (a) BCCI can pay the said amounts directly to Mr. Manhas and Mr. Arun on behalf of the JKCA and HCA respectively and adjust the said amounts against the said State Associations’ share of amount due to association; and
  - (b) In order to ensure that there is no double payment, an undertaking would be taken from Mr. Manhas and Mr. Arun to the effect that they will return the payment received from BCCI in the event they subsequently received payment from the JKCA and/or the HCA, as applicable.

2. However, it was pointed out to the COA that:
  - (a) Both the JKCA and the HCA were under the supervision of administrators appointed by the Jammu & Kashmir High Court and the High Court for Andhra Pradesh and Telangana respectively; and
  - (b) It may not be appropriate for BCCI to make payment to third parties on behalf of any State Association and debit the same to the said State Association's share of amount due to association in the absence of a request from the concerned State Association to do so because the amounts claimed by the third parties may be disputed by the State Associations at a later stage.
3. After some discussion, the COA decided that Mr. Manhas and Mr. Arun should be requested to route their requests through the respective administrators of the JKCA and the HCA.

### **ITEM 3: LEGAL MATTERS**

#### **A. Writ Petition filed by Hiken Shah**

1. The COA was briefed in detail on the Writ Petition filed by cricketer Hiken Shah in the Bombay High Court including on the order dated 4<sup>th</sup> December 2017 passed by the Bombay High Court and the subsequent letter dated 6<sup>th</sup> December 2017 addressed by the Advocate for Hiken Shah to the Advocates for BCCI.
2. After a detailed discussion, the COA decided that it will pass a speaking order recording its decision, which can then be placed before the Bombay High Court in terms of the order dated 4<sup>th</sup> December 2017.

#### **B. Administrators of Various State Associations**

1. It was suggested that there should be a joint meeting between the COA and the Court appointed administrators of various State Associations viz. JKCA, HCA and the Delhi & District Cricket Association (“DDCA”).
2. After some discussion, the COA decided that BCCI should reach out to the Court appointed administrators of JKCA, HCA and DDCA and request them for a joint meeting with the COA sometime after 17<sup>th</sup> January 2018.

#### **C. Letter dated 13<sup>th</sup> November 2017 received from the Stamp Office**

1. The COA was briefed on the letter dated 13<sup>th</sup> November 2017 received from the Stamp Office.

2. The COA took note of the same.

#### **ITEM 4: ANY OTHER MATTER**

##### **A. Formation of Cricket Players' Association**

1. The COA noted that in the Fourth Status Report, the COA had sought directions from the Hon'ble Supreme Court for re-constituting the Steering Committee that had been named in the report of the Hon'ble Justice Lodha Committee because 3 out of 4 members had expressed their inability to be a part of the same. The COA had even suggested the names of Mr. Kapil Dev, Mr. Anshuman Gaekwad and Mr. Bharat Reddy to be the replacements on the Steering Committee.
2. The COA was informed that whilst it would not be advisable for the COA to itself re-constitute the Steering Committee because the issue was pending before the Hon'ble Supreme Court, the COA could start the preparatory work of formation of the CPA in anticipation of the Hon'ble Supreme Court passing appropriate directions for re-constituting the Steering Committee. It was suggested that the persons whom the COA had suggested as replacements could be made part of a Working Group to work with Mr. G. K. Pillai, who is named as the Chairman of the Steering Committee in the report of the Hon'ble Justice Lodha Committee. It was also suggested that Ms. Shanta Rangaswamy be included as part of the Working Group so that there is at least one woman cricketer who can help in identifying the women cricketers to be part of the CPA, especially since the original Steering Committee named in the report of the Hon'ble Justice Lodha Committee also had one woman cricketer.
3. After some further discussion, the COA decided that:
  - (a) A Working Group comprising of Mr. Kapil Dev, Mr. Anshuman Gaekwad, Mr. Bharat Reddy and Ms. Shanta Rangaswamy should be formed to work with Mr. G. K. Pillai and commence the process of formation of the CPA;
  - (b) This Working Group can continue till the Hon'ble Supreme Court re-constitutes the Steering Committee as requested by the Committee of Administrators;
  - (c) The Committee of Administrators will also request the Hon'ble Supreme Court to include Ms. Shanta Rangaswamy as a member of the Steering Committee;
  - (d) The COA will address an email to the Working Group and Mr. G. K. Pillai informing them of the above decisions; and

- (e) Once the above email has been issued, the CEO will reach out to Mr. G. K. Pillai and the members of the Working Group to convene a preliminary meeting.

B. Next COA Meeting

After discussion, the COA decided that it would meet next on 3<sup>rd</sup> January 2018 at Mumbai.

CEO and CFO left the meeting.

C. Extension of Contract for Prof. Ratnakar Shetty

1. The COA noted that during the COA meeting held on 27<sup>th</sup> September 2017, Prof. Ratnakar Shetty's contract had been extended till 31<sup>st</sup> December 2017 and would expire before the next COA meeting scheduled to be held on 3<sup>rd</sup> January 2018.
2. Ms. Edulji expressed the view that BCCI required the knowledge and experience of Prof. Shetty and suggested that his contract should be extended by another 6 months, i.e. till 30<sup>th</sup> June 2018. She also asked others present to express their views on the matter. CAM Team and Legal Team concurred with Ms. Edulji.
3. After some further discussion, the COA decided that it would consider the matter further before taking a decision regarding extension of Prof. Ratnakar Shetty's contract before 31<sup>st</sup> December 2017 and communicate the same by email to Prof. Shetty.

Meeting concluded.

