

**MINUTES OF THE MEETING OF THE COMMITTEE OF ADMINISTRATORS  
HELD ON 6<sup>TH</sup> SEPTEMBER 2019 AT BCCI HEADQUARTERS, MUMBAI**

Mr. Vinod Rai – Chairman  
Ms. Diana Edulji  
Lt. Gen. Ravindra Thodge  
Mr. Rahul Johri – BCCI CEO  
Mr. Hemang Amin – BCCI IPL COO  
Mr. Saba Karim – BCCI – Cricket Operations  
Mr. Biswa Patnaik – BCCI Sr. Legal Advisor  
Ms. Melinda Colaco – BCCI Legal Advisor  
Mr. Indranil Deshmukh (Cyril Amarchand Mangaldas)  
Mr. Vikash Kumar Jha (Cyril Amarchand Mangaldas)  
Ms. Rachyeta Shah (Cyril Amarchand Mangaldas)  
Mr. Ayush Vijayvargiya (Cyril Amarchand Mangaldas)

**ITEM 1: LEGAL MATTERS**

A. Status of Compliance by State Associations

1. The COA discussed the status of compliance of various State Associations. The COA noted that any deviation in the constitution of the State Associations would cause such an association to be declared as non-compliant and such association would not be able to participate in the BCCI elections.
2. The election schedule was discussed, along with the dates for the elections declared by some of the State Associations. The COA discussed the possibility of extending the deadline for the conduct of elections by the State Associations.

**APPLICATION FILED BY SARVODAYA CRICKET CLUB:**

3. The COA was informed that an application has been filed in the High Court of Bombay at Goa by Sarvodaya Cricket Club, on the basis that the Goa Cricket Association did not appear before the COA and that the elections should not be permitted to continue as they have not been provided membership. The COA was further that the matter is listed on 9<sup>th</sup> September 2019.
4. After some further discussion, the COA issued instructions in relation to the stand that should be taken by BCCI before the High Court of Bombay at Goa at the hearing on 9<sup>th</sup> September 2019.



MEMBERSHIP OF STATE ASSOCIATIONS:

5. The COA discussed the issue relating to membership to be granted to clubs and/or district associations by the State Associations. The COA noted that in relation to certain State Associations, the Ld. Amicus Curiae has taken the view that the relevant High Court may decide these issues. The COA also noted that it has issued an advisory in this regard for the consideration of the State Associations.

PUBLICATION OF COMPLIANCE-RELATED DOCUMENTS OF STATE ASSOCIATIONS ON BCCI WEBSITE:

6. The COA reviewed the chart containing the details of the status of compliance of State Associations and discussed that the updated chart should be published on the BCCI website. The COA also discussed that the constitution documents of various State Associations should also be published on the BCCI website in the interest of transparency.
7. After some further discussion, the COA decided that the updated chart of compliance by State Associations along with the constitution documents of State Association should be published on the BCCI website in the interests of transparency.

INDIAN CRICKETERS' ASSOCIATION:

8. The COA discussed the issues pertaining to the membership of the Indian Cricketers' Association ("ICA") as well as the elections of the ICA. The COA noted that it would be appropriate to ask the State Associations to provide a list of the international players granted membership to the various State Associations. It was discussed that an appropriate decision in relation to conduct of ICA elections would be taken after discussing with the BCCI Electoral Officer.

STATUS OF RAJASTHAN CRICKET ASSOCIATION:

9. The status of compliance of the Rajasthan Cricket Association ("RCA") was discussed. The COA noted that in relation to the revocation of suspension, RCA is required to provide an undertaking of withdrawal of certain matters pending before the Court. The COA also noted that these matters have been filed against the RCA and the RCA has provided the requisite undertaking.

10. The COA then discussed the issue of conduct of elections of the RCA. The COA was informed that an Electoral Officer has been appointed by the RCA. The COA was of the view that so long as the constitution of the RCA is compliant, it is not for the COA to decide upon the other issues affecting the RCA. The COA also discussed that the Electoral Officer of the RCA should be requested to ensure free and fair elections are conducted.
11. After some further discussion, the COA decided that:
  - (a) the suspension of RCA should be lifted subject to confirmation that all the conditions for the same have been complied with; and
  - (b) the decision of the COA in this regard should be published on the BCCI website.

TIMELINES FOR ELECTIONS:

12. The COA discussed the timelines for the election process and noted that for the BCCI elections, the BCCI constitution requires 21 days' notice for an Annual General Meeting. Therefore, a deadline should be imposed on the State Associations for the holding of State Association elections. It was discussed that pursuant to discussion with the BCCI Electoral Officer, a decision may be taken in this regard.

The BCCI Electoral Officer joined the meeting via video conferencing.
13. The BCCI Electoral Officer was informed that the COA intends to publish an updated chart of the compliance status of the State Associations. The Electoral Officer agreed with this course of action.
14. The Electoral Officer was informed that the COA has resolved to revoke the suspension of the RCA and would be issuing an order to that effect.
15. The COA discussed with the BCCI Electoral Officer that some of the State Associations have notified elections on 22<sup>nd</sup> / 28<sup>th</sup> / 29<sup>th</sup> September and 1<sup>st</sup> October 2019. It was discussed that in order to give some flexibility to the State Associations, the date for the completion of election by the State Associations may be extended till 28<sup>th</sup> September 2019.
16. The issues faced by the ICA were discussed with the BCCI Electoral Officer. It was discussed that an appropriate cut-off date should be provided for determining the electoral body for the first ICA elections. However, it was discussed that the acceptance of membership could continue even after such cut-off date.

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The Electoral Officer left the meeting.

17. The draft directions to be issued by the COA were put up for the COA's consideration. The COA made certain corrections / amendments to the same and decided that the directions shall be uploaded on the BCCI website.
18. After some discussion, the COA decided that:
  - (a) The draft directions with the corrections/ amendments made by the COA are approved and should be published on the BCCI website; and
  - (b) An appropriate cut-off date should be fixed for finalizing the electoral body for the first ICA elections whilst ensuring that applications for membership of the ICA continue to be accepted even after the said cut-off date.

B. Bihar Cricket Association

1. The COA discussed the issues affecting the Bihar Cricket Association ("BCA") and the way forward. The COA was of the view that any resolution to these issues should ensure that cricket in the State should not suffer and that the BCA should continue to be engaged in cricketing activities. Further, the association must be permitted to conduct elections and send a representative to the BCCI for the BCCI elections.
2. The COA discussed the various options available to it for the resolution of these problems.
3. After detailed discussion, the COA decided that it would be appropriate to constitute an Independent Supervisory Committee to oversee the election process in the BCA and all related activities.
4. The composition of the Independent Supervisory Committee as well as the timelines for the committee to take charge was discussed

The Head – BCCI ACU joined the meeting.

5. The situation in Bihar and the decision taken by the COA to appoint an Independent Supervisory Committee was discussed with the Head – BCCI ACU.

The Head – BCCI ACU left the meeting.

6. After some further discussion, the COA decided that:
  - (a) In order to ensure proper management and administration of the game of cricket in Bihar and to ensure that the ongoing election process is conducted in a free,

fair and transparent manner, the BCA's management should be placed under supervision and control of an Independent Supervisory Committee constituted by the COA with full powers to supervise the management and functioning of the BCA;

- (b) The Independent Supervisory Committee shall consist of (1) Mr. Alok Kumar (BCCI, ACU), who shall act as the Chairman; (2) Mr. Alwin Gaekwad (BCCI Cricket Operations) and (3) Mr. Sandeep Wagle (BCCI Finance); and
- (c) The terms of reference for the Independent Supervisory Committee shall be prepared and placed for COA's approval, pursuant to which the same may be issued.

## **ITEM 2: ANY OTHER MATTER**

### **A. Show Cause Notice to a Player**

- 1. The COA was informed that there have been media reports along with pictures showing a certain player seen in the dressing room of one of the teams of the Caribbean Premier League ("CPL") and wearing the uniform of that team. The COA was informed that the player should have taken BCCI's permission to remain present in that dressing room which he had not done.
- 2. After some discussion, the COA decided that a show cause notice should be issued to the player seeking an explanation.

### **B. Mohd. Shami issue**

- 1. The COA was informed that an arrest warrant has been issued against Mohd. Shami.
- 2. After some discussion, the COA decided that no action needs to be taken by BCCI at this time.

## **ITEM 2: ANY OTHER MATTER**

### **C. Acting Secretary – Representative to Asian Cricket Council & International Cricket Council**

- 1. The COA discussed the representation of BCCI at the Asian Cricket Council ("ACC") and the International Cricket Council ("ICC"). The COA noted that the Acting Secretary did not attend the last meeting of the ICC and ACC and that the BCCI was unrepresented. The COA noted that the Acting Secretary did not keep the COA adequately informed of his inability to attend.



2. After some discussion, the COA decided that a show cause notice should be sent to the Acting Secretary seeking an explanation for not attending the ICC and ACC meetings and also for not keeping the COA adequately informed.

D. National Cricket Academy

1. The COA discussed the constitution of a committee at the National Cricket Association (“NCA”) to advise on the cricket operations and that such a committee should consist of retired players. This committee would carry out purely advisory functions. The COA noted that at this time, the COA would have to constitute an ad-hoc committee.
2. After some discussion, the COA decided that a list of recommendations of persons who may be considered to be included in the committee to be placed before the COA.

E. Release of Funds to State Associations

1. The COA was informed that certain compliant State Associations have requested for permission to use the funds which have been frozen by the Hon’ble Supreme Court vide orders dated 7<sup>th</sup> October 2016 and 21<sup>st</sup> October 2016.
2. It was discussed that this matter is based on an interpretation of the orders of the Hon’ble Supreme Court, which do not envisage any permission being given by the COA for the use of these funds.
3. After some discussion, the COA noted that there was no need for any decision to be taken on this matter, at this time.

F. Promotion of an Employee

1. The COA was informed that at the recent appraisal process, one employee who deserved to be promoted was left out. Permission was sought for this correction to be made. The COA was informed that no change in remuneration to the employee was being contemplated.
2. After some discussion, the COA approved the promotion of the employee.

G. Request from Union Territory Cricket Association, Chandigarh

1. The COA was informed that the Union Territory Cricket Association, Chandigarh (“UTCA”) has requested for Rs. 10 crores to be released.
2. After some discussion, the COA decided that till the elections, the BCCI can directly pay vendors for all cricketing activities of the UTCA.



H. Complaints against Mr. Sourav Ganguly and Mr. V. V. S. Laxman

1. The COA was informed that Mr. Sanjeev Gupta has filed complaints against Mr. Sourav Ganguly and Mr. V. V. S. Laxman to the COA (acting as the Apex Council) for not implementing the order of the Ethics Officer.
2. The COA discussed that it has found that there is no merit in these complaints.
3. On the issue of whether a response should be sent to the complainant, after some discussion, the COA decided that no response needs to be provided.

Meeting concluded.



