

# **JHARKHAND STATE CRICKET ASSOCIATION**

*(FORMERLY B.C.A.-1935)*

**KEENAN STADIUM, P.BOX NO.- 68, JAMSHEDPUR- 831 001.**

## **MEMORANDUM OF ASSOCIATION**

### **1. Name and Jurisdiction**

The Association shall be called the “Jharkhand State Cricket Association”. Its headquarters shall be in Jamshedpur. The jurisdiction of the Association shall extend over the entire State of Jharkhand.

### **2. Objects of the Association**

The objects of the Association shall be,

- a) To promote, encourage, organize and control the game of cricket throughout the State of Jharkhand.
- b) To arrange, organize and regulate representative matches in the State with teams representing the Association and also approved matches of JSCA and to select such teams for any tournament, championship or fixture, local and otherwise.
- c) To foster a spirit of sportsmanship and co-operation among the members, officials and players.
- d) To advance and safeguard the interest of the game of cricket.
- e) To hold and maintain the Laws of Cricket and the Rules and Regulations of The Board of Control for Cricket in India.
- f) To publish cricket journals, magazines and literature on cricket for the benefit of the affiliated units and the cricket loving public of the State.
- g) To spread the game of cricket throughout the State by organizing coaching schemes, tournaments and exhibition matches.
- h) To promote, encourage, organize and develop the game of cricket in schools and colleges in the State.
- i) To maintain a panel of approved umpires and to do such acts as may be deemed necessary for the purpose.
- j) To acquire, by lawful means, movable and immovable properties on behalf of the Association and to utilize the income, funds and properties of the Association for the promotion and fulfillment of all or any of the objects of the Association.
- k) To encourage the formation of District Associations for the control of the game of cricket in such territory as may be assigned to them by the Association and to assist and co-ordinate their activities.
- l) To add, alter, maintain and enforce the Rules and Regulations for the control of the game of cricket and governance of the same in the State of Jharkhand and to maintain discipline among its members, players and officials.
- m) To do all such acts and things as shall be deemed by the Association to be lawful, incidental or conducive to the carrying out of the objects of the Association
- n) To donate to any charitable cause.
- o) To introduce a scheme of professionalism and to implement the same.
- p) To strive for sportsmanship and professionalism in the game of Cricket and its governance and administration; inculcate principles of transparency and ethical standards in players, team officials, umpires and administrators; and to ban doping, age fraud, sexual harassment and all other forms of inequity and discrimination;
- q) To select teams to represent Jharkhand in the various tournaments of the Board of Control for Cricket in India in all formats as the Board may decide from time to time.
- r) To collect funds and wherever necessary, borrow with or without security and to purchase, redeem or pay of any such security.
- s) To do all such acts and things as shall be deemed by the Association to be lawful, incidental or conducive to the carrying out of the objects of the Association

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## RULES AND REGULATIONS

### 1. Interpretation of terms

In these rules unless the context otherwise requires

- a) 'Association' shall mean the Jharkhand State Cricket Association
- b) 'Constitution' shall mean and include the Bye-Laws and Rules & Regulations of the Jharkhand State Cricket Association.
- c) 'Committee' shall mean the Committee of Management appointed by the General Body of members to manage the affairs to the Association.
- d) 'Office Bearers' shall mean the President, the Vice-President, the Honorary Secretary, the Honorary Treasurer and the Honorary Joint Secretary.
- e) 'Financial Year' shall mean the period from the 1<sup>st</sup> of April in a year to the 31<sup>st</sup> of March of the following year.
- f) 'Season' shall mean the playing season commencing the 15<sup>th</sup> of September in a year and ending normally on the 30<sup>th</sup> of June of the following year.
- g) 'Tournament' shall mean cricket league and knock out tournaments conducted by or with the approval of the Jharkhand State Cricket Association.
- h) 'Player' shall mean a cricketer duly registered with JSCA/ affiliated units.
- i) 'Individual Member' shall mean Life Member and Honorary Member.
- j) 'Affiliated Member' shall mean District Associations, Clubs and Schools (directly affiliated to JSCA) and Institutions under Clause 3.
- k) 'District Association' shall mean an organization which conducts and regulates the game of cricket in any Revenue District of Jharkhand and to which at least five clubs, playing the game of cricket, are affiliated.
- l) 'State' shall mean the State of Jharkhand.
- m) 'Board' shall mean the Board of Control for Cricket in India.
- n) 'J.S.C.A.' shall mean the Jharkhand State Cricket Association.
- o) 'Member' shall mean Individual members and Affiliated members.
- p) "CEO" is the Chief Executive Officer of the association appointed by the Committee of Management as set out in Rule 14.
- q) "CONFLICT OF INTEREST" refers to situations where an individual associated with the association in any capacity acts or omits to act in a manner that brings, or is perceived to bring the interest of the individual in conflict with the interest of the game of cricket and that may give rise to apprehensions of, or actual favoritism, lack of objectivity, bias, benefits (monetary or otherwise) or linkages, as set out in Rule 34.
- r) "PLAYERS' ASSOCIATION" refers to the Cricket Players Association as per the BCCI Constitution.
- s) "ELECTORAL OFFICER" is the person appointed to conduct, supervise and deal with issues concerning elections as set out in Rule 32.
- t) "ETHICS OFFICER" is the person appointed to administer the Conflict of Interest principles as set out in Rule 34.

### 2. Composition

The Association shall consist of the following categories of members.

- a) *Patron-in-chief*: The Governor of the State shall be the Patron-in-chief without any financial liability.
- b) *Patrons*: Eminent persons who have rendered their services for the promotion and development of cricket in the State, as approved in the Annual General Meeting.
- c) *Honorary Members*: Well known personalities in India or outside who have rendered distinctive service to the cause of sports in general and cricket in particular, may be admitted as Honorary Members of the Association. The admission of the above class of members shall be confirmed at the Annual General Meeting of the Association. They shall have no right to vote in any meetings of the Association.
- d) *Life Members*: Persons residing in the State of Jharkhand and above the age of 18 duly enrolled as members as per Rule 3 and Former International Cricketers (Men and Women) hailing from the State of Jharkhand who shall be granted automatic membership as Life member.
- e) *District Associations*: District Associations in the State duly enrolled as members as per Rule 3.

- f) *Schools and Clubs*: Individual Clubs and Schools playing the game of cricket at Jamshedpur and directly affiliated to JSCA. Only permanent local residents of Jamshedpur would be eligible to become office bearers/representatives of affiliated schools and clubs.
- g) *Institutional Members*: Companies, banks and other commercial organizations and institutions in the State of Jharkhand, interested in promoting the game of cricket duly enrolled as member as per clause 3. Only those on the rolls of the concerned institutions would be eligible to become office bearers or representatives of affiliated institutions.

### **3. Membership and Affiliation**

- a) Application for Life Membership shall be submitted to the Honorary Secretary in the prescribed form together with the respective fees as under:

Life Member : - Rs 10,000/- in a lump sum.

- b) (i) District Association  
Affiliation fee Rs 250/- per person  
Capitation Fee Rs 25/- per affiliated unit per season  
(ii) Affiliation fee (Clubs, Schools, Colleges, Universities etc.)- Rs 100/- per season  
(iii) Institutional Members - Rs 2,500/- per season
- c) The Honorary Secretary shall place before the Committee all applications received under clauses (a) & (b) for disposal. The Committee of Management shall have the power to admit or reject applications for membership/affiliation without assigning any reason.

In the event of rejection of an application, the fees deposited shall be refunded within a fortnight from the date of decision by the Committee.

- d) Affiliation/ Life Membership fee shall not be altered unless such alteration is approved and passed at the Annual or Special General Meeting.

### **4. Renewal of Membership**

The affiliation fee and other dues, if any, of the members shall become payable on the 1<sup>st</sup> of April each year.

### **5. Termination of Membership and Affiliation**

- a. Membership of the Association shall terminate for any of the following reasons.
  - i. By resignation or death
  - ii. By any disciplinary action taken by the Committee of Management.
  - iii. By failure to attend even one General Body meeting in five consecutive years.
- b. Notwithstanding any action taken by the Committee of Management in (a) (ii) above, it shall have full powers to take legal steps against a defaulter for the recovery of the dues of the Association.

### **6. Re-admission and Re-affiliation**

Any Affiliated member ceasing to be a member of the Association for any reason other than under clause 5(a)(ii), may be eligible for re-affiliation provided all arrears of affiliation and/ or of other dues if any, up to the date of the application for re-affiliation have been settled in full, subject to the approval of the Committee.

### **7. Committee of Management**

The affairs of the Association shall be conducted, managed and administered by a Committee of Management which shall be constituted as follows:

- a) The President
- b) The Vice-President
- c) The Honorary Secretary
- d) The Honorary Treasurer
- e) The Honorary Joint Secretary
- f) Five Committee Members to be elected at the Annual General Meeting from amongst the individual members of the Association.
- g) One representative from the affiliated member (affiliated schools, clubs and institutions) of at least 2 years' standing to be elected at the Annual General Meeting.
- h) Four representatives from the affiliated District Associations of at least 2 years' standing who shall be elected at the Annual General Meeting.
- i) Two representatives, one male and one female nominated by the Cricket Players Association from those of its members who hail from the State of Jharkhand.
- j) One person to be nominated by the Accountant General for Jharkhand from amongst the serving senior functionaries of the office, co-terminus with the nominee's tenure.

Only Individual members / Affiliated members of the Association of at least three (3) years standing or who has served the Committee of Management of JSCA at least one term shall be eligible for election to the post of President, Vice President, Hony. Secretary, Hony. Treasurer and Hony. Joint Secretary.

Only Individual members of at least two years' standing shall be eligible for election to the post of Committee Member and any person who has served an affiliated District as elected President/ Honorary Secretary for at least two years and is currently serving an affiliated district as elected President/Honorary Secretary shall be eligible for the post of Committee Member (Districts)

## **8. Term of Office**

The Committee of Management shall be elected for a period of three years. However, President may call election before the expiry of the three years term.

*(Note: The end of any year will be construed to be the date of the AGM for that year, to be held according to the provisions of Rule 20)*

Any office bearer or member of the Committee of Management who has held any post for two consecutive terms either in the Association or in the BCCI (or a combination of both) shall not be eligible to contest any further election without completing a cooling off period of three years. During the cooling off, such an office bearer shall not be member of any committee/sub-committee whatsoever of the BCCI or of the Association. The expressions 'office bearer' or 'member of the committee of management should not be circumvented by being a member of any other committee of the BCCI or the association, as the case may be.

## **9. Disqualifications**

A person shall be disqualified from being an Office Bearer or member of the Committee of Management or a member of any sub-committee or a representative to the BCCI if he or she:

- a) is not a citizen of India;
- b) has attained the age of 70 years;
- c) is declared to be insolvent, or of unsound mind;
- d) is a Minister or Government Servant or holds a public office except for the nominee under Rule 7(j);
- e) holds any office or post in a sports or athletic association or federation apart from cricket;
- f) has been an Office Bearer of the association for a cumulative period of 9 years; or
- g) has been charged by a Court of Law for having committed any criminal offence, i.e. an order framing charges has been passed by a court of law having competent jurisdiction.

**9A.** No Individual, including one filling up a vacancy under Rule 10 below shall be a member of the Committee of Management for more than 9 years. In the event of the member of the Committee of Management completing 9 years before the expiry of his/her term, he /she shall cease to hold office on completion of 9 years.

**9B.** No nominated member of the Committee of Management shall have more than one term of 3 years.

**9C.** No member of the Committee of Management, once elected, shall hold any office in a District Association or an Affiliated Member. The District Association/Affiliated member shall take steps to fill up the vacancy so created immediately.

## **10. Vacancies**

The membership of the Committee of Management shall fall vacant

- a) By resignation, death, insolvency, unsoundness of mind, election to the Apex Council of the BCCI or other disqualification.
- b) When the affiliated unit that the member represents, ceases to be a member of the Association, or when the representative ceases to be elected President or elected Honorary Secretary of the affiliated unit.
- c) Any vacancy in the Committee of Management shall be filled up for the remaining period:
  - (i) In the case of an elected member of the Committee of Management, by elections at a Special General Meeting of the Association convened by the Honorary Secretary for that purpose within 45 days.
  - (ii) In the case of a nominated member of the Committee of Management, in the same manner as prescribed for the respective nominee in Rule 7 above.

## **11. Governance**

All powers of governance, management and decision- making shall vest in the General Body. In addition to the powers already given to the Committee of Management the General Body may delegate such powers to it as it deems fit.

- ii) In addition to, and without prejudice to the generality of powers vested in it, the General Body shall have the power:
  - a) To collect funds and wherever necessary borrow, with or without security, for purposes of the association and to raise loans with or without security and to purchase, redeem or pay off any such security.
  - b) To review any decision of the Committee of management.
  - c) Generally to do all such other acts and things as may appear to the General Body to be expedient, convenient and/or conducive to the carrying out of the above functions of the association.

## **12. Power of the Committee of Management**

The Committee of Management shall have the following powers:

- a) To carry out the objects of the Association as specified in Clause 2 of the Memorandum of Association.
- b) The Committee of Management shall have all the powers of the General Body and authority and discretion to do all acts and things except such acts as by these rules are expressly directed or required to be done by the General Body. Exercise of such powers, authorities and discretion shall be subject to the control and regulation of the General Body. No regulation shall retrospectively invalidate any act of the Committee of Management which was otherwise valid.
- c) The Committee of Management shall exercise superintendence over the CEO, the Sub- Committees in the discharge of their duties generally, and in particular, in accordance with any general or special direction of the General Body.
- d) To constitute different Sub-Committees (other than selection Sub-Committees) that may be necessary and consider their reports and recommendations and to define their functions. The constitution of and any subsequent change in the Sub-Committees shall be ratified at the following Annual General Meeting.
- e) To fill up any vacancy in the Sub-Committee (till the following Annual General Meeting).
- f) To consider applications for membership/ affiliation and dispose of the same as specified in these Rules.
- g) To arbitrate on and decide all disputes between members and also other matters that may be referred to it.
- h) To revise the scale of entry fee of tournaments.
- i) To control, manage, administer and expend funds and finance of the Association.
- j) To appoint Managers of the State teams or Association's teams from among the members of the Association.
- k) To appoint representatives to represent the Association on the Board of Control for Cricket in India or any other body or institution or organization.
- l) To recommend to the General Body any revision in Affiliation/ Life Membership fees.
- m) To approve and pass the budget for the financial year.
- n) To control and manage all grounds, properties of the Association, fix and collect charges of admission to grounds.
- o) To take any action as may be deemed necessary and proper against affiliated/ individual members, officials & players for maintenance of discipline.
- p) To appoint Managers/officials, clerks and other staff and fix their salaries, allowances, bonus, privileges etc. and to take disciplinary action against them or to dispense with their services.
- q) To institute or defend any action or proceedings for or against the association or against any Office-Bearer or employee of the association.
- r) To mediate in regard to issues between Members, failing resolution of which a reference may be made to the Ombudsman.
- s) To interact and consult with the Cricket Players' Association regarding representations made on their behalf.
- t) To frame rules regarding the appointment, service conditions and disciplinary action concerning employees and officials of the Association.
- u) To make rules generally for the management of the affairs of the Association.
- v) To do all acts and things necessary and expedient to carry out the objects of the Association and to deal with any matter not expressly specified in these Rules.

### **13. Powers & Functions of Office Bearers**

#### *a) President:*

The President shall preside over all meetings of the Association and shall exercise general supervision over the activities of the Association. In an emergency the President shall have the right to take all measures necessary to safeguard the interest of the Association and to carry on its activities.

#### *b) Vice - President*

All powers of the President during his absence shall devolve upon the Vice-President.

#### *c) Honorary Secretary*

The Honorary Secretary shall, subject to the general control and direction of the Committee,

- i. Be in charge of all minutes, correspondence, records and documents and preserve them in proper order.
- ii. Exercise general supervision, conduct all affairs of the Association according to the Rules but shall not deal with any matter involving any question of policy, Constitution or expenditure of the Association without the prior approval of the Committee.
- iii. Keep and maintain the minutes of all meetings in appropriate books and cause them to be correctly recorded and confirmed.
- iv. With the concurrence of the President or in his absence the Senior Vice-President, convene the Annual General Meeting, Special General Meeting and meetings of the Committee of Management.
- v. Have custody of and maintain in proper order and condition all properties of the Association and keep an up-to-date inventory of the same.
- vi. Place before the Committee all applications for membership/ affiliation, re-affiliation for its consideration.
- vii. Obtain the opinion of members of the Committee of Management in writing on any issue of very urgent nature and act accordingly, provided the decision is unanimous.
- viii. Be an ex-officio member of all Sub-Committees.
- ix. Convene and attend meetings of the Sub-Committees
- x. Prepare every year the Annual Report of the Association and present the same at the Annual General Meeting after the same is duly approved by the Committee.
- xi. Keep an up-to-date register of all members.
- xii. Define duties and functions of officers, clerks and other employees and exercise general supervision over them.
- xiii. The Honorary Secretary shall present a budget in consultation with Honorary Treasurer in the first meeting of the Committee of Management and obtain approval of the same by the Committee of Management.
- xiv. Call a meeting of the Committee of Management at least once in three months.

- xv. Be responsible for collection of affiliation fees and other dues and deposit all money into the account of the Association with bank within 48 hours of receipt.

*d) Honorary Treasurer*

The Honorary Treasurer shall, subject to the general control and direction of the Committee.

- i. Issue receipts for all payments received and maintain proper accounts.
- ii. Make payments of bills duly scrutinized and passed by the Honorary Secretary and approved by the President and / or the Committee.
- iii. Make no payment unless the item has already been sanctioned in the annual budget or subsequently by the Committee.
- iv. Deposit all money, as and when received, into the account of the Association, with the bank within 48 hours of receipt.
- v. Place before the Committee, once every month, the financial position of the Association.
- vi. Leave not more than Rs.100000/- with the Honorary Secretary as imp rest for day-to-day expenses except in case of urgency where excess of cash is essential for instant payment and receive certified receipt of the expenses incurred by the Honorary Secretary. The imp rest shall not be reimbursed until an account from the Honorary Secretary for the imp rest already granted is received.
- vii. Be responsible along with the Honorary Secretary for placing the accounts of the Association for audit.
- viii. Be responsible along with the Honorary Secretary for placing the audited Statement of Accounts of the Association before the Committee for its consideration prior to its presentation to the General Body.

*e) Honorary Joint Secretary:*

The Honorary Joint Secretary shall:

- i. Assist the Honorary Secretary in the discharge of his duties and do all such acts and things as may be directed by the Committee and the Honorary Secretary from time to time.
- ii. Shall discharge the functions of the Honorary Secretary during the latter's absence except signing cheques on behalf of the Association.

**14. The Chief Executive Officer**

- i. The day-to-day management of the affairs of the association including operations, technical, human resources and finance shall be conducted by a full time CEO in consultation with the Honorary Secretary under the supervision of the Committee of Management to be appointed by the Committee of Management who shall be a professional with management experience of at least 5 years on a similar post.
- ii. The term and other service conditions of the Chief Executive Officer shall be governed by the contract executed with the Association.
- iii. The CEO shall have the following functions on behalf of the Association:
  - (1) To implement all the Rules and Regulations made by the General Body and the Committee of Management in regard to non- cricketing matters.
  - (2) Subject to approval by the Committee of Management, to issue guidelines in respect of travel, accommodation, allowances, etc., to be paid to players, support staff and officials participating in matches, other than international matches.
  - (3) To ensure that all measures are adopted to eliminate any form of racial, communal, casteist or other hatred from the game, with stringent action taken against the offenders including the initiation of criminal proceedings.
  - (4) To provide at stadiums, wholesome and hygienic food and beverages at affordable rates, dean and hygienic restrooms for all genders and for the differently-abled, adequate fire and emergency entries and corridors, sufficient access avenues and wheelchairs for the differently-abled, proper signage, parking and transport facilities as well as efficient security systems.
  - (5) To frame guidelines generally for the convenience and ease of day-to-day management of affairs of the Association subject to the approval of the Committee of Management.
  - (6) To assist the Sub-Committees and facilitate the implementation of their tasks and recommendations.
  - (7) To report to the Committee of Management on the functioning of the management of the association.
  - (8) To examine all the expenditure exceeding the budget and to control such outlays as are required for the proper administration of the association.
  - (9) To advise the association regarding the investments.
  - (10) To do all act and things which are delegated by the association or the Committee of Management to him, and all other functions as are necessary and expedient to carry out the objects of the association as aforesaid including carry on correspondence in the name of the association.

**15. Sub-Committees**

- (1) The Committee of Management shall at its first meeting or at any subsequent meeting constitute the Sub-Committees referred to in Rule 16 below (except the Selection Sub-Committee) each having a Chairman. Members of the Sub Committees need not necessarily be members of the Committee of Management. However, the Sub-Committees so constituted shall necessarily include the Honorary Secretary as an ex-officio member with the power to vote.
- (2) Each Sub-Committee, shall consist of not less than three and not more than five members including the Chairman and the ex-officio member. The umpire committee shall consist of only former Umpires.

- (3) Meetings of every Sub-Committee shall ordinarily be convened by the Honorary Secretary or in his absence, by the Honorary Joint Secretary, giving 48 hrs clear notice to the members, except in case of emergency.
- (4) The Selection Sub-Committee (i.e. Men's Senior, Men's Junior and Women's) shall only be appointed at the Annual General Meeting and each Selection Sub-Committee shall have a Chairman. The Senior (Ranji) Selection Sub-Committee shall comprise only of former first class cricketers whereas the other Selection Sub-Committee shall comprise only of former cricketers. Notwithstanding anything contained in Rule 15(3) above, The Honorary Secretary/Honorary Joint secretary shall call a meeting of any Selection Sub-Committee only in consultation with the Chairman of the said Selection Sub-Committee. No person who has been a member of any Selection Sub-Committee for a total of 5 years shall be eligible to be a member of any Selection Sub-Committee.
- (5) All Sub-Committees, except the Selection Sub-Committee, shall remain responsible to the Committee of Management. The Selection Sub-Committee shall be responsible to the General Body.

## **16. Functions and Powers of Sub-Committee**

### *a) Finance Sub-Committee:*

To approve the budgets proposed by the various Sub-Committees for every financial year.

### *b) Tournament Sub-Committee:*

- i. To deal with all matters relating to tournaments.
- ii. To apply the Rules and Regulations of the association relating to matches and playing conditions for the conduct of different tournaments and to frame rules for eligibility and registration of players.
- iii. To hear and dispose of complaints and protest, in connection with matches.
- iv. To take necessary steps to co-ordinate the staging of all representative matches.

### *c) Technical Sub-Committee*

- i. To prepare the general road map of the JSCA tournaments.
- ii. To prepare the Rules and Regulations for the conduct of JSCA tournaments.
- iii. To recommend changes in the tournament formats, match formats, match restrictions, preparation and maintenance of pitches and grounds of the Association and the Districts.

### *d) Umpire Sub-Committee*

- i. To deal with matters relating to umpire.
- ii. To conduct examinations for recruitment of umpires.
- iii. To hold seminars and clinics for improvement of the standards of umpiring.
- iv. To prepare a panel of qualified umpires and classify umpires according to their competence for JSCA domestic tournaments.
- v. To recommend bye-laws governing the conduct of umpires.

### *e) Rules Revision Sub-Committee*

To consider and recommend, when necessary, additions and alterations, to the Rules and Regulations of the Associations.

### *f) Selection Sub-Committee:*

- i) There shall be one Men's Senior Selection Committee, One Junior Men's Selection Committee and One Women's Selection Committee.
- ii) To select the State teams for Board tournaments and other representative matches.
- iii) To recommend the names of players for coaching.
- iv) To select captains of State team for Board tournaments and other representative matches. The Captain shall sit in the Selection Sub-Committee in an advisory capacity.

### *e) District Sub-Committee:*

- i. To perform such duties and responsibilities as may be entrusted and delegated by the Committee of Management from time to time to carry out the objectives of the Association.
- ii. To form a District Selection Committee to select the District teams for the different tournaments and matches.
- iii. With the concurrence of the Chairman, District Sub-Committee the Convener, District Sub-Committee shall convene the meetings of the District Sub-Committee.

### *f) Disciplinary Sub Committee*

- i) To inquire into instances of misconduct or violation of the Rules and Regulations by any member, player, Umpire, team official, selector and any other person associated with the association.
- ii) To inquire into and recommend appropriate disciplinary action against the employees/staff of the association in cases of misconduct or any other violation of the service conditions.

## **17. Appeal**

An appeal against the decision of the Tournament Sub-Committee may be made to the Committee of Management in writing stating specifically the grounds on which it is based.

Such appeal shall be submitted to the Honorary Secretary within 72 hours of the communication of the decision to which it relates along with the prescribed fee.

The decision of the Committee of Management shall be final and binding on the parties concerned.

#### **18. Bank Account**

Accounts shall be opened in the name of the Association in such scheduled Bank(s) as may be approved by the Committee and shall be operated by any two of the following Office Bearers, namely, the President, the Honorary Secretary and the Honorary Treasurer.

#### **19. Suit & Legal Proceedings.**

The Associations shall sue and be sued in the name of the Honorary Secretary.

#### **20. Annual General Meeting**

- a) The Annual General Meeting of the Association shall be held every year not later than 31<sup>st</sup> August at such place and time as the President may fix.

The Honorary Secretary shall issue nine clear day's notice to all bona fide members, with the agenda specifying the business to be transacted at the meeting. A copy of the Annual Report and the audited Statement of Accounts of the previous year shall accompany the notice.

- b) Annual General Meeting shall transact the following business:
- i) Confirm the proceedings of the previous Annual General Meeting, and Special General Meeting, if any.
  - ii) Receive and adopt the Annual Report.
  - iii) Receive and adopt the audited Statement of Accounts.
  - iv) Elect the Office Bearers, the other members of the Committee of Management and the Honorary Auditor.
  - v) Consider any business due notice whereof has been given under the Rules.
  - vi) Appointment of Selection Sub-Committees.
- c) Notice for any motion/ resolution intended to be discussed at the Annual General Meeting shall be submitted in writing to the Honorary Secretary at least four clear days before the date fixed for the Annual General Meeting and shall be discussed by the Committee of Management before it is placed at the Annual General Meeting. Under special circumstances, however, the Chairman may, at his discretion, allow a resolution to be moved in the Annual General Meeting without notice.

#### **21. Special General Meeting**

- a) A Special General Meeting may be called at any time by any of the following procedures:
- i) By order of the President.
  - ii) By a decision of the Committee of Management.
  - iii) By requisition signed by not less than one third of the total number of bona fide members of the Association.
  - iv) All resolutions intended to be moved at such meetings requisitioned under clause (a) (iii) shall be submitted in writing to the Honorary Secretary along with the requisition.
- b) Not less than five clear days' notice shall be given by the Honorary Secretary to all bona fide members for a Special General Meeting, in which no business, other than the business specified in the agenda, shall be discussed and considered.

#### **22. Meeting of the Committee of Management**

- a) The Committee of Management shall meet at least once in three months.
- b) Meeting of the Committee of Management may be convened at any time by the President or the Honorary Secretary and also upon a requisition signed by at least five members of the Committee.
- c) At least three clear day's notice shall be given to members of the Committee except in the case of emergent meeting. The agenda of the meeting shall be sent along with the notice.

#### **23. Notice of Meetings**

- i) Notice and papers in connection with all Annual and Special General Meetings through electronic mail to the bona fide members and publication in two newspapers having state wide coverage.
- ii) Notice of the meetings of the committee of management shall be given by electronic mail.
- iii) Accidental omission to give such notice to any bona fide members, non-receipt or late receipt thereof for any reason shall not invalidate the proceedings of any meeting.

#### **24. Chairman of the Meeting**

The President of the Association or in his absence the Vice-President shall be the Chairman of the Annual and Special General Meetings and the meetings of the Committee of the Management. In the absence of the President and the Vice-President the Chairman shall be elected at the meeting.

## 25. Quorum

- a) At least 100 bona fide members or at least one fifth of the total number of bona fide members of the Association (whichever is less) present in person shall form a quorum at the Annual or Special General Meeting.
- b) At least 5 members (including at least two elected members who are not Office Bearers) present in person shall form a quorum at a meeting of the Committee of Management.
- c) At least 3 members present in person shall form a quorum at the meeting of a Sub-Committee.

## 26. Adjourned Meetings

- a) If the Annual or Special General Meeting falls through for want of quorum or is dissolved for any other reason it shall be adjourned to some other date.  
A fresh notice shall be given for the said Annual or Special General Meeting fixing another date within thirty days of such adjourned meeting.  
The provision of nine/five clear days' notice as contained in Rule 20(a) and Rule 21(b), for Annual/ Special General Meeting respectively shall not apply in such cases.  
No quorum is necessary for such adjourned meeting and the bona fide members present, whatever be their number, shall be competent to transact the business of the agenda.
- b) If the Special General Meeting requisitioned under Rule 21(a) (iii) falls through for want of quorum, a fresh requisition for a special General Meeting shall be necessary.
- c) If the meeting of the Committee of Management falls through for want of quorum or is dissolved for any other reason, it shall be adjourned to some other date. A fresh notice shall be given for the said meeting. The provision of three clear days' notice as contained in clause 22(c) shall not apply in such cases. No quorum is necessary for such adjourned meeting. No fresh agenda shall be included in such adjourned meeting.

## 27. Representation & Voting

- a) *Each Individual member/Affiliated member shall have the right to take part in the deliberations at an Annual and Special General Meetings and shall have power to vote.*

*However, an individual member/affiliated member failing to pay any dues to the Association (other than his/its affiliation fee for the current financial year) on or before 15<sup>th</sup> June shall not be entitled to vote nor shall be eligible for election to any office of the Association in the Annual General Meeting.*

- b) *In case of affiliated member, the elected President will be eligible to vote and, in his absence, the elected Honorary Secretary will be allowed to do so.*
- c) *Proposals raised at the Annual and Special General Meeting shall be decided by a majority of votes.*
- d) *Voting shall be by secret ballots.*
- e) *The Chairman shall have a casting vote.*
- f) *There shall be no voting by proxy*

## 28. Responsibility of Individual Members, Affiliated Members/ Officials/ Players.

- a) Individual/Affiliated members/officials/ players shall not indulge in such act, behaviour or conduct that may bring the Association to disrepute or may be considered prejudicial or in way undesirable to the interest of the Association.
- b) The Association shall not interfere with the normal business or management of any Affiliated member, but it shall have the right to call for an explanation/ to take action, if necessary, against any Affiliated member for infringement of the Rules of the Association.
- c) Every affiliated member shall forward to the Association, each year, the names and addresses of its Office Bearers.
- d) Every Affiliated member shall release players selected by the Association for Inter-State and other representative matches.
- e) Every Affiliated member having a ground shall place its ground in proper playing condition at the disposal of the Association for tournaments and other matches arranged by the Association.
- f) No Affiliated member shall run any tournament in its area without the prior approval of the Committee of Management.
- g) No Affiliated member or its registered players shall take part in any tournament, which is not run by the Association, without prior approval of the Committee of Management.

## 29. Laws of the Game

The laws of Cricket framed by I.C.C. from time to time and accepted by the Board of Control for Cricket in India and the rules of the Board shall be observed by this Association. However, the Association shall have power to amend the rules to suit local conditions.

## 30. Eligibility of Players

- a) Affiliated members participating in the tournament shall field teams consisting of bona fide and eligible players.
- b) No suspended player of the Association or the Board shall be eligible to play for any Affiliated member in any tournament registered with the Association, during the period of his suspension. Infringement of this rule shall also be a disqualification for the Affiliated member concerned.
- c) No player participating in any match within the jurisdiction of the Board or the Association shall comment on the match either in the press, on the radio or on the television.

- d) For participation in the tournament a player should have resided in the State of Jharkhand for a minimum period of six months. This rule is not applicable to players born in Jharkhand, bona fide employees of institution registered with JSCA with a minimum service of 30 days, and children of an individual member of the Association.
- e) For representing Jharkhand in Board tournaments a player must be duly registered with an Affiliated member of JSCA and shall have played for at least one season in the State in a tournament/ tournaments conducted by JSCA or any of its Affiliated member prior to his selection. This shall not apply to a player who is currently playing for the country or zone.
- f) Eligibility rules as laid down by the Tournament Sub-Committee from time to time shall be observed by the Association.

### 31. Misconduct

The Committee of Management shall have the power to take cognizance of any act of indiscipline or misconduct of any Individual member, Affiliated member, official or player of the Association and to suspend or expel such member, official or player subject always in case of suspension or expulsion to a confirmation by a Special General Meeting called for such purpose or the following Annual General Meeting, within 200 days of such suspension or expulsion. In all such cases the party concerned shall have the right to be heard when the relevant charge or allegation is being investigated.

If the Association expels or suspends a member in accordance with the procedure laid down, such member, in the event of he being a member or office bearer in any affiliated unit of the Association, will be deemed to have been expelled or suspended, as the case may be, from such affiliated unit. Conversely, if any affiliated unit of the Association either expels or suspends one of its members for an act of indiscipline or misconduct, such member, in the event of he also being a member of the Association, shall be deemed to have been expelled or suspended, as the case may be, from the Association.

### 32. The Electoral Officer

- i. At least four weeks prior to the Annual General Meeting at which an election is to be held, the Committee of Management shall appoint an Electoral Officer, who shall be either a former Central of State Election Commissioner.
- ii. The Electoral Officer shall oversee and supervise the entire election process including scrutiny of the electoral rolls for the Committee of Management which shall include all nominations and candidatures being subject to his scrutiny in accordance with the Rules.
- iii. In case of any dispute or objection as to candidacy, disqualification, eligibility to vote, or the admission or rejection of a vote in the elections to the Committee of Management the Electoral Officer shall decide the same and such decision shall be final and conclusive.

### 33. Transparency

- i. The Memorandum of Association, Rules and Regulations and all other resolutions, orders and memorandum of the Association shall be available on the Website of the association.
- ii. All payments and expenditures made by the association which is in excess of Rs. 25 lakh shall be enumerated and uploaded on the website.
- iii. All proceedings and conclusions of the Ombudsman and the Electoral Officer shall be uploaded on the Website of the association annually.
- iv. The audited accounts, balance sheets, profit & loss accounts and annual reports shall be uploaded on the Website of the association.
- v. The website of the Association shall have dedicated links to all the stadia in the State which host International Matches, along with their complete seating capacity, pricing and transparent booking procedures for all tournaments whether international, domestic or IPL. All Sponsor and other free allotments shall also be disclosed, in no case being more than 10% of the entire seating capacity in any particular category.
- vi. All notices on or behalf of the association including tenders for goods and services, for contractual arrangements and the like shall be promptly uploaded on the Website of the association.

### 34. CONFLICT OF INTEREST

- i) The provisions relating to conflict of interest in Rule 38(1) of the BCCI Constitution shall mutatis mutandis be applicable to the association.
- ii) Within a period of 15 days of taking any office under the Association, every individual shall disclose in writing to the Committee of Management any existing or potential event that may be deemed to cause a Conflict of Interest.. The failure to issue a complete disclosure, or any partial or total suppression thereof would render the individual open to disciplinary action which may include termination and removal without benefits. It is clarified that a declaration does not lead to a presumption that in fact a questionable situation exists, but is merely for information and transparency.
- iii) A Conflict of Interest may be either Tractable or Intractable:
  - (a) Tractable conflicts are those that are resolvable or permissible or excusable through recusal of the individual concerned and/or with full disclosure of the interest involved.
  - (b) Intractable conflicts are those that cannot be resolved through disclosure and recusal, and would necessitate the removal of the individual from a post or position occupied so that the conflict can cease to exist.
- iv) It is clarified that no individual may occupy more than one of the following posts at a single point of time except where prescribed under these Rules:
  - (a) Player (Current)

- (b) Selector/Member of Cricket Committee
- (c) Team Official
- (d) Commentator
- (e) Match Official
- (f) Office-Bearer
- (g) Electoral Officer
- (h) Ombudsman & Ethics Officer
- (i) Auditor
- (j) CEO & Managers
- (k) Office Bearer of a Member
- (l) Owner of a Cricket Academy
- (m) Service provider (legal, financial etc.)
- (n) Contractual Entity (Security, contractor etc.)

v) As far as incumbents are concerned, every disclosure mandated under Sub-Rule (3) may be made within 90 days of the effective date i.e. the date of registration of these rules by the Inspector General of Registration, Jharkhand.

### **35. THE ETHICS OFFICER**

- (1) The Association shall appoint an Ethics Officer at the Annual General Meeting for the purpose of guidance and resolution in instances of conflict of interest. The Ethics Officer shall be a retired Judge so appointed by the association after obtaining his/her consent and on terms as determined by the association in keeping with the dignity and stature of the office. The term of an Ethics Officer shall be one year, subject to a maximum of 3 terms in office.
- (2) Any instance of Conflict of Interest may be taken cognizance of by the Ethics Officer:
  - (a) Suo Motu;
  - (b) By way of a complaint in writing to the official postal or email address; or
  - (c) On a reference by the Apex Council;
- (3) After considering the relevant factors and following the principles of natural justice, the Ethics officer may do any of the following:
  - (a) Declare the conflict as Tractable and direct that:
    - (i) the person declare the conflict as per Rule 34(3)(a) or;
    - (ii) the interest that causes the conflict be relinquished; or
    - (iii) the person recuse from discharging the obligation or duty so vested in him or her; or
  - (b) Declare the conflict as Intractable ad direct that:
    - (i) The person be suspended or removed from his or her post; and
    - (ii) any suitable monetary or other penalty be imposed; and
    - (iii) the person be barred for a specific period for life from involvement with the game of cricket.

The Ethics officer is wholly empowered to also direct any additional measures or restitution as is deemed fit in the circumstances.

### **35. THE OMBUDSMAN**

- 1). The association shall appoint an Ombudsman at the Annual General Meeting for the purpose of providing an independent dispute resolution mechanism. The Ombudsman shall be a retired Judge of the Supreme Court or a retired Chief Justice of a High Court so appointed by the association after obtaining his/her consent and on terms as determined by the association in keeping with the dignity and stature of the office. The term of the ombudsman shall be one year, subject to a maximum of 3 terms in office.
- 2) The Committee of Management shall frame Regulations regarding the discipline and conduct of the Players, Match Officials, Team Officials, Administrators, Committee Members and others associated with the Association.

### **37. GRIEVANCE REDRESSAL**

- (1) The types of disputes/differences that form the Ombudsman's ambit and the procedures for redressal are:
  - (a) Member, Association & Franchisee Disputes

Any disputes between or among the Association, its Members and the Cricket Players' Association shall be automatically referred to the Ombudsman who shall pass appropriate orders after hearing all the parties and exercising all powers of enquiry and hearing as the Ombudsman deems fit before appropriate orders are passed.

- (b) Detriment caused by Member or Administrator

If any Member or any Administrator of the association commits any act of indiscipline or misconduct or acts in any manner which may or likely to be detrimental to the interest of the association or the game of cricket or endanger the harmony or affect the reputation or interest of the association or refuses or neglects to comply with any of the provisions of the Memorandum and/or the Rules and Regulations of the association and/or the Rules of conduct framed by the association, the Apex Council, on receipt of any complaint shall issue a Show Cause Notice calling for explanation

and on receipt of the same and/or in case of no cause or insufficient cause being shown, refer the same to the Ombudsman who shall pass an appropriate order after providing opportunity of hearing to the parties.

(c) Misconduct or Breach by Others

In the event of any complaint being received from any quarter or based on any report published or circulated or on its own motion, of any act of indiscipline or misconduct or violation of any of the Rules and Regulations by any Player, Umpire, Team Official, Selector or any person associated with the association, the Committee of Management shall refer the same within 48 hours to the Disciplinary Sub-Committee to make a preliminary enquiry.

The Disciplinary Sub-Committee shall forthwith make a preliminary inquiry and call for explanations from the concerned person(s) and submit his report to the Committee of Management not later than 15 days from the date of reference being made by the Committee of Management. On receipt of the report, the Committee of Management shall forward the same to the Ombudsman, who shall call for all particulars and unless it decides that there is no prima facie case and accordingly drops the charge, hearing shall commence on the case and the same shall be completed as expeditiously as possible by providing a reasonable opportunity to the parties of being heard. If, despite due notice, any party fails to submit any cause or submits insufficient cause, the Ombudsman shall after providing hearing to the parties concerned, pass appropriate order. In the event any party refuses and or fails to appear despite notice, the Ombudsman shall be at liberty to proceed ex-parte on the basis of the available records and evidence.

(d) By the Public against the BCCI

Where a member of the public is aggrieved concerning ticketing and access and facilities at stadia, the same may be brought in the form of a complaint to the Ombudsman.

*Procedure:* The Ombudsman would adopt the same procedure as laid down in (c) above after referring the complaint to the Committee of Management to solicit a report on the complaint.

- (2) The place of hearing shall be decided by the Ombudsman from time to time. The Ombudsman shall have the power to impose penalties as provided in the Regulations for Players, Team Officials, Members, Managers and Match Officials of the association.
- (3) The decision of the Ombudsman shall be final and binding and shall come into force forthwith on being pronounced and delivered.
- (4) Any Administrator, Player, Match Official, Team Official, Selector or other individual associated with the association on being found guilty and expelled by the association shall forfeit all their rights and privileges. He or she shall not in future be entitled to hold any position or office or be admitted in any committee or any role on the Association.
- (5) A Member on application made after expiry of three years since expulsion, be readmitted by the association, provided the same is accepted at a General Body meeting by 3/4th members present and voting.
- (6) Pending inquiry and proceeding into complaints or charges of misconduct or any act of indiscipline or violation of any Rules and Regulations, the concerned Member, Administrator, Player, Match Official, Team Official, or other individual associated with the association (along with their respective privileges and benefits) may be suspended by the Committee of management until final adjudication. However, the said adjudication ought to be completed within six months, failing which the suspension shall cease.

### **38. Interpretation of Rules**

The Committee of Management shall be the sole authority for interpretation of these Rules and of the Bye-Laws framed there under and its decision on any question or its interpretation on any matter affecting the Association and not provided for in these Rules and Regulations, shall be final and binding on the members.

### **39. Colours and Crest**

The Colour of the Association shall be Royal Blue and Light Blue. The logo of the Association shall be as depicted in the cover of these rules.

The Blazer of the Association shall be in Royal Blue colour with the logo of the Association and the Year of award displayed on the breast pocket.

The Blazer of the Association shall be worn only by those players who have played for the State, unless otherwise permitted by the Committee.

### **40. Amendment of Rules**

The Rules of the Association can be altered, amended or added to only at a Special General Meeting convened for the purpose.

No amendment or alteration or addition can be made unless it is carried by a majority of at least two-thirds of the bona fide members present at the meeting.

In the absence of a specific resolution to the contrary, such amendment or alteration or addition shall come into force with immediate effect.

Notwithstanding anything contained above, any such amendment will not be given effect to without the leave of the Hon'ble Supreme Court.

#### **41. Dissolution of the Association**

- a. The Association may be dissolved, at any Annual or Special General meeting by a resolution for dissolution passed by a majority of the bona fide members present at the meeting provided that
  - i. Such resolution shall be confirmed at a Special General Meeting held not less than one month thereafter;
  - ii. Not less than one-third of the bona fide members shall be present at such Special General Meeting.
  - iii. The confirmation of the resolution for dissolution shall be passed by a majority of two-thirds of the bona fide members present.
- b. In any case of winding up or dissolution of the Association, if there shall remain, after satisfaction of all its debts and liabilities, any property, whatsoever, the same shall be given or transferred to some other institution or institutions having objects similar to the objects of the Association to be determined by the bona fide members of the Association at the time of dissolution.
- c. Unless otherwise decided at the Special General Meeting, the procedure to be followed in giving effect to such a resolution of dissolution shall conform, as far as may be, to the procedure for the voluntary dissolution of similar Associations.