

**PRELIMINARY EXPOSURE DRAFT FOR INVITING
COMMENTS AND SUGGESTIONS ON PROPOSED SPORTS
LEGISLATION**

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improvement

**Your inputs may kindly be sent within 30 days of
the date of publication
to**

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**Ministry of Youth Affairs and Sports
Government of India
Shastri Bhavan
New Delhi – 110001**

**DRAFT NATIONAL SPORTS
(DEVELOPMENT)
BILL 2011**



सत्यमेव जयते

**Ministry of Youth Affairs and Sports
Department of Sports
Government of India**

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**A BILL TO PROVIDE FOR THE DEVELOPMENT OF SPORTS AT NATIONAL
LEVEL AND FOR MATTERS CONNECTED THEREWITH**

Whereas Olympism is a philosophy of life, exalting and combining in a balanced whole the qualities of body, will and mind. Blending sport with culture and education, Olympism seeks to create a way of life based on the joy of effort, the educational value of good example and respect for universal fundamental ethical principles;

And whereas the National Olympic Committee and National Sports Federations are responsible for the control, regulation and technical development of sport at national level in India;

And whereas sports development is a national priority and cooperation and partnership the Government and the National Olympic Committee and National Sports Federations and other stakeholder organisations should be developed in areas which should include: sports for development, promotion of indigenous sports, promotion of sporting excellence, the organisation of sporting events, the promotion of athletes' welfare, the promotion of drug-free sport, and the fight against all forms of corruption in sports;

And whereas the National Olympic Committee and National Sports Federations are responsible for the promotion and development of sport, including the selection of national teams representing India in international sports events;

And whereas in the discharge of the abovementioned responsibilities the National Olympic Committee and National Sports Federations perform public functions and hence are treated as public authorities expected to follow the highest standards of good governance in the management of sports in the country as well as management of their own internal affairs;

And whereas the International Olympic Committee proposes the adoption of Basic Universal Principles of Good Governance by the National Olympic Committee and National Sports Federations to effectively discharge their duties in accordance with the Olympic Charter;

And whereas the same principles are equally applicable to National Sports Federations dealing with non-Olympic sports;

And whereas the Government of India as a signatory to the UNESCO convention against doping in sport is obliged to take effective administrative and/ or legislative measures to eradicate doping in sport;

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And whereas there are other major concerns such as age fraud and sexual harassment in sport, which should be addressed through appropriate administrative and/ or legislative measures;

And whereas the National Olympic Committee and National Sports Federations avail themselves of a number of benefits and concessions from the Government such as financial grants, concessional lease of land, and tax exemptions and hence are required to be treated as public authorities accountable to the public;

And whereas the National Olympic Committee and majority of National Sports Federations are registered under the Societies Registration Act whose jurisdiction is limited to the State concerned but the functions of the National Olympic Committee and National Sports Federations extend beyond the jurisdiction of that State and cover the whole of India, thereby creating an anomalous situation, which requires to be addressed by providing necessary empowerment to them through an appropriate national legislation for the purpose;

And whereas disputes in the management of the National Olympic Committee and National Sports Federations adversely affect the development of sport at national level, which should be addressed by providing for a speedy and effective dispute resolution mechanism which does not dilute or impinge their autonomy;

And whereas even though sport is a state subject, Entry 13 of the Union List in the Seventh Schedule to the Constitution of India places participation in international conferences, associations and other bodies, which includes sports bodies, and implementing of decisions made thereat within the ambit of the Union Government;

And whereas further the regulation of the National Olympic Committee and National Sports Federations, which enjoy national jurisdiction, falls within the jurisdiction of the Union Government under its residuary powers under Entry 97 of the Union List in the Seventh Schedule read with Article 248 of the Constitution of India;

Now, therefore, it is considered necessary and expedient to further the abovementioned objectives through a national legislation on sport development.

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**Be it enacted by the Parliament
in the Sixty-first year of the Republic of India as follows: -**

Chapter I

Preliminary

1. (1) This Act may be called the National Sports Development Act, 2011.
- (2) It extends to the whole of India.
- (3) It shall come into force on such date as the Central Government may, by notification in the Official Gazette appoint.
2. In this Act, unless the context otherwise requires: -
 - (a) "Afro-Asian Games" means the inter-continental multi-sport competition supposed to be held once every four years under the joint supervision of the Olympic Council of Asia and the Association of National Olympic Committees of Africa;
 - (b) "Annual General Meeting" means the annual meeting of the General Body of the National Olympic Committee or a National Sports Federation;
 - (c) "Association of National Olympic Committees of Africa" means the continental association of National Olympic Committees of Africa which is recognised by the IOC;
 - (d) "Athlete" means a sportsperson who meets the eligibility criteria for participation in a national or international sport competition;
 - (e) Athletes' Advisory Council means a council consisting of elected athletes who form part of the Executive Body with full voting rights;
 - (f) "An Athletic Competition" means a competition in which Athlete[s]

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compete;

- (g) “Appellate Authority” means the panel comprising of a retired Supreme Court Judge or a retired Chief Justice of a High Court as the President, a representative of the Government and an Eminent Athlete;
- (h) “Applicant” means an A Sports Organisation which has applied for Recognition as a National Sports Federation or National Olympic Committee;
- (i) “Asian Federation” means the federation for a particular sport which is recognised by the International Federation which regulates the sport at the Asian level;
- (j) “Asian Games” means the multi-sport event organised under the aegis of the Olympic Council of Asia once every four years;
- (k) “Award” means an award passed by the National Sports Ombudsman in accordance with the Scheme in the Sixth Schedule;
- (l) “Commonwealth Games” means the multi-sport event organised under the aegis of the Commonwealth Games Federation once every four years;
- (m) “Commonwealth Games Federation” is the organisation that is responsible for the direction and control of the Commonwealth Games;
- (n) “Company” means any company registered under the Companies Act, 1956;
- (o) “Council” means the National Sports Development Council constituted under section 4 (1) of this Act;
- (p) "Election" means election of the Executive Body of a National Sports Federation or the National Olympic Committee;
- (q) "Executive Body" means a group of elected office bearers and members who manage and control the affairs of a National Sports

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Federation or the National Olympic Committee, by whatever name such body may be called;

- (r) “Eminent Athlete” means a sportsperson who has been conferred with national or international sports award(s) and/ or padma award(s) for his or her outstanding contribution to national sports development in terms of medals won in international Athletic Competitions;
- (s) "General Body" means the body of all voting and non-voting members of a National Sports Federation or the National Olympic Committee;
- (t) “Government” means the Central Government in the Ministry of Youth Affairs and Sports;
- (u) “IOA” means the Indian Olympic Association which is an Association registered in 1927 under the Societies Registration Act XXI, 1860 and Recognised as the National Olympic Committee;
- (v) “International Olympic Committee or IOC” means the governing body for the Olympic Games;
- (w) “International Federation” means a federation recognised by the International Olympic Committee in respect of an Olympic sport and others concerned in respect of a non-Olympic sports which regulate their respective sport at international level.
- (x) “International Paralympic Committee” means the global governing body of the Paralympic Movement.
- (y) “Indigenous Sports” means sports which originated in India;
- (z) “LTDP” means Long Term Development Plan for a sport, which is a four-year plan, prepared by a National Sports Federation for each Asian Games cycle in consultation with the SAI and the Government;
- (aa) “NADA” means the National Anti-Doping Agency, a registered society having its registered office in Delhi, which has been set up by the Government as the apex body to implement anti-doping measures

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in India;

- (bb) “NADA Rules” means national anti-doping rules notified by the Government from time to time in the official Gazette;
- (cc) “National Championship” means annual championship for a sport discipline organised by a National Sports Federation;
- (dd) “NDTL” means the National Dope Testing Laboratory, a registered society with its registered office in Delhi, which is the only WADA accredited laboratory in India ;
- (ee) “National Games” means the games organised biennially by the IOA;
- (ff) “National Olympic Committee” means the multi-sport sports organisation in the country which is recognised as the National Olympic Committee by the International Olympic Committee and the Government;
- (gg) “National Playing Fields Association of India” means the registered society set up by the Government for protection, promotion and preservation of playing fields in India, and for granting affiliation to State Playing Fields Associations;
- (hh) “National Sports Development Code” means the code notified by the Government in the official Gazette vide no.---dated---;
- (ii) “National Sports Development Fund” means the Fund set up by the Government in 1998 under the Charitable Endowments Act, 1890;
- (jj) “National Sports Federation” means a sports organisation, including paralympic or special Olympic sports, which is recognised by the Government;
- (kk) “National Sports Promotion Organisation” means an sports organisation recognised by the Government for the purpose of extending financial and other forms of support for the promotion of the sport concerned”;
- (ll) “Observer” means a person appointed by the Government for

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monitoring of Elections and any other proceedings of the National Olympic Committee or a National Sports Federation;

- (mm) "Office Bearer" means any person who holds the post of the President, Vice-President (Senior and/or Junior), Secretary, Joint Secretary (Senior and/or Junior), Treasurer or any other member holding office in the Executive Body of the National Olympic Committee or a National Sports Federation;
- (nn) "Officially Recognised" means an Athletic Competition recognised by the International Olympic Committee or International Federation or Asian Federation or National Olympic Committee or National Sports Federation;
- (oo) "Olympic Council of Asia" means the continental association of National Olympic Committees in Asia which is recognised by IOC;
- (pp) "Olympic Charter" means the charter adopted by the International Olympic Committee;
- (qq) "Olympic Games" means the mega multi-sport event held under the aegis of the IOC once every four years in which athletes entered by the participating National Olympic Committees, represent their respective country, and compete with each other;
- (rr) "Paralympic Sports" means sports where athletes with a physical disability compete, including athletes with mobility disabilities, amputations, blindness, and Cerebral Palsy.
- (ss) "Recognition" means recognition of a National Sports Federation/ the National Olympic Committee/ a National or Regional Sports Promotion Organisation by the Government;
- (tt) "Regional Sports Promotion Organisation" means an sports organisation recognised by the Government for extending financial or other forms of support for the promotion of the sport concerned;
- (uu) "SAF Games" means multi-sport event held under the aegis of the South Asian Sports Council once every two years in which athletes from South Asia compete;

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- (vv) “Society” means a society registered under the Societies Registration Act of the State in which it is registered;
- (ww) “Schedule” means the Schedules appended to this Act;
- (xx) “Section” means Section of this Act;
- (yy) “Special Olympic sports” means sports in which athletes with intellectual disabilities compete;
- (zz) “Special Resolution” means a resolution passed by two third majority of members present and voting in a General Body meeting, the minutes of which meeting are recorded and signed by the Office Bearers and attested by the Observer; Presence of at least half of the total number of members shall constitute a quorum for this purpose;
- (aaa) “Sports” means sport disciplines notified in the SECOND SCHEDULE, as may be revised by the Government from time to time;
- (bbb) “Sports Ombudsman” means National Sports Ombudsman appointed under this Act;
- (ccc) “Sports Organisation” means a not-for-profit society or company registered in India that sponsors or arranges sport competitions;
- (ddd) “Sports Administrator” means any person who at present or in the past was associated with the management of any national or international level sport organisation responsible for the promotion and development of sport, including the National Olympic Committee or National Sports Federations;
- (eee) “Sports Authority of India or SAI” means the body set up by the Government as a registered society for the promotion of excellence in sports;
- (fff) “Sports Promotion Boards” means sports control or promotion boards set up by various Central Government entities, including

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Central Public Sector Undertakings, for the promotion of sports at national level.

(ggg) “State Playing Fields Associations” means associations set up by state governments for protection, promotion and preservation of playing fields in states.

(hhh) “WADA Code” means the code formulated by the World Anti-Doping Agency.

Chapter II

NATIONAL SPORTS DEVELOPMENT

3. (1) Subject to the provisions of this Act, the Government shall have powers to take all such measures, including notification of regulations, policies, rules, procedures and guidelines, as it deems necessary or expedient, for promoting national sport development.

(2) The National Sports Development Code notified by the Government prior to coming into force of this Act is deemed to have been issued under this Act:

Provided that wherever there is conflict between what is contained in the said code and what is provided for under this Act, the latter shall prevail.

4. (1) To further the object stated in Sub-section (1) of Section 3 and to put in place an institutionalised mechanism for cooperation and partnership between the Government, the National Olympic Committee, National Sports Federations and other stakeholders, the Government shall constitute a Council, which shall advise the Government on all matters referred to it.

(2) The recommendations of the Council shall be advisory and consultative in nature.

(3) The Council shall consist of the following members to be appointed by the Government: -

- (a) A Chairman who should preferably be an Eminent Athlete ;
- (b) a representative of the Government;
- (c) the President or the Secretary General of the Recognised National

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- Olympic Committee,;
- (d) President of the National Sports Federation responsible for paralympic sports or Special Olympic sports;
 - (e) President of three National Sports Federations out of which at least two should represent Olympic disciplines;
 - (f) President of a National Sports Promotion Organisation;
 - (g) seven eminent sportspersons out of which at least three should be active athletes;
 - (h) one Vice Chancellor of a physical education and/ or Sports university;
 - (i) one sports science specialist;
 - (j) Director General, SAI;
 - (k) DG, NADA;
 - (l) one eminent member from the public with knowledge of sports law;
 - (m) a retired sports journalist of eminence;
 - (n) one eminent member of a sports Non-Governmental Organization engaged in helping Indian Athlete to win Olympic medals; and
 - (o) Secretary, SAI as Member Secretary.

(3) The Chairman and members of the Council, excluding government officials, who shall be ex-officio members, shall hold office for a period of four years from the date of appointment and shall not be eligible for reappointment.

(4) The term of any member, including that of the Chairman, may be terminated prematurely if he or she is found to be unfit to continue in office for reasons recorded in writing by the Government.

(5) Any member, including Chairman, may at any time resign from office by giving one-month notice to the Government.

(6) In the event of any vacancy arising in the Council, it shall be filled up in accordance with the abovementioned composition.

(7) The Government shall notify the terms of reference of the Council and the terms and conditions of appointment of its Chairman and members, including remuneration and other entitlements, and the date from which the Council shall come into force.

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(8) The Council shall be empowered to determine its own procedures of functioning subject to the following: -

- (a) Quorum shall comprise twelve members, including the Chairman;
- (b) In the absence of the Chairman, the members present shall elect one among them to chair the proceedings; and
- (c) Shall meet at least once in three months .

(9) Financial support for the functioning of the Council shall be met from the National Sports Development Fund.

(10) The Sports Department in the Government shall provide the necessary secretarial assistance to the Council.

Chapter III

**ROLE AND RESPONSIBILITY OF THE GOVERNMENT, NATIONAL
SPORTS FEDERATIONS AND THE SPORTS AUTHORITY OF INDIA**

5. (1) The roles and responsibilities of the Government, SAI, the National Olympic Committee and National Sports Federations for the purpose of this Act shall be as follows:

(a) **The Government shall:**

(i) Determine the eligibility conditions for Recognition of National Sports Federations and the National Olympic Committee;

(ii) establish categories to determine quantum and scale of assistance which may be provided to National Sports Federations and the National Olympic Committee depending upon priority, governance, performance and other factors; and

(iii) consider providing assistance to National Sports Federations and National Olympic Committee against agreed annual program of activities within the framework of LTDPs.

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(b) Every National Sports Federation shall:

(i) Be held responsible and accountable at the national level for the overall promotion and development of the sport for which it is granted Recognition;

(ii) regularly conduct annual national championships of its sport across all age groups and gender for its sport ;

(iii) collaborate with the SAI and the Government to develop a LTDP for a period of four years as set out in the FIRST SCHEDULE along with an annual programme of activities for each financial year; Provided that the LTDP requirement shall not apply to National Sports Federations which do not avail themselves of government grants.

(iv) make genuine and continuous efforts to promote all India spread of the sport; and

(v) agree to the institution of an autonomous and impartial mechanism of arbitration and mediation through Sports Ombudsman to handle athletes' grievances as well as other sports-related disputes between the National Sports Federation and other stakeholders;

(c) The Sports Authority of India shall:-

(i) Provide the necessary support to National Sports Federations, wherever requested, for holding preparatory camps for the selected national teams or athletes for participation in international competitions as per the agreed annual programme of activities in the LTDP;

(ii) provide such other support to National Sports Federation as may be requested to enable the National Sports Federation to undertake the activities assigned to it under the LTDP and annual programme of activities on mutually agreed terms; and

(iii) monitor the performance of National Sports Federations and the athletes against the approved LTDP and annual programme of activities and submit from time to time reports to the Government to review and

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revise the LTDP and annual programme of activities whenever required.

Chapter IV

NATIONAL OLYMPIC COMMITTEE

6. (1) The Indian Olympic Association is recognised by the IOC and the Government as the National Olympic Committee of India.

(2) The Indian Olympic Association shall: -

(a) Continue to be the National Olympic Committee of India under this Act subject to maintenance of its Recognition by the IOC and by the Government, its continuance as a legally valid society, and further subject to fulfilling the requirements of sub-section (3);

(b) function as the apex body for the Olympic movement in India and coordinate and develop athletic activities in India in accordance with the functions and duties assigned to it under the Olympic Charter and in accordance with the Basic Universal Principles of Good Governance proposed by the International Olympic Committee, and the recommendations of the Olympic Congress;

(c) be responsible for all matters pertaining to the participation of athletes from India, subject to prior approval of the Government, in the Olympic Games or Asian Games or Commonwealth Games or Afro-Asian Games or South Asian Games or any other such multi-sport event, including selection of Athletes for each event in these games in consultation with the National Sports Federations concerned;

(d) be responsible for all matters pertaining to bidding for the Olympic Games or Asian Games or Commonwealth Games or Afro-Asian Games or South Asian Games or any other such multi-sport event subject to prior approval of the Government, ;

(e) recognise a National Sports Federation for each Olympic sport and each non-Olympic sport enlisted in the First Schedule;

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(f) be responsible for the conduct of National Games regularly at an interval of every two years;

(g) hold fair and transparent elections every four years;

(h) maintain public accountability;

(i) establish and maintain provisions in its constitution and bye-laws or rules that are fully compliant with the provisions contained in the Olympic Charter and this Act;

(j) agree to facilitate through arbitration, conciliation and mediation mechanism, the resolution of conflicts or disputes within its own management or within the management of any National Sports Federation, which comes under its purview within fifteen days from the date of making such representation;

(k) before making any amendment to its constitution, other than what is mandated by this Act, give all interested persons an opportunity to submit written comments and information for at least 30 days after publication of notice of the proposed amendment and before adoption of the amendment; and

(l) on or before the last day of December, 2011, and every fourth year thereafter, submit to both Houses of the Parliament a detailed report of its activities for the preceding 4 years, including:-

- (i) audited annual financial statements;
- (ii) a comprehensive report of activities and achievements;
- (iii) measures taken to promote athletes' welfare;
- (iv) measures taken to fight against doping; and
- (v) measures taken to promote sports for all, particularly participation of youth, women, the disabled and minorities in athletic activities;
- (vi) measures taken for effective, expeditious and time bound dispute resolution mechanism; and
- (vii) a comprehensive report of compliance with queries raised under the Right to Information Act, 2005.

(3) The Indian Olympic Association shall within six months from the date of notification of this Act establish and maintain necessary provisions in its

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constitution and bye-laws or rules as required under this Act for continuing to enjoy the status of the National Olympic Committee.

Chapter V

NATIONAL SPORTS FEDERATIONS

7. (1) The Government shall not recognize more than one National Sports Federation for each sport discipline enlisted in the First Schedule, which shall cater to both men and women, to all age groups, including veterans, and also be responsible for different variants of that sport discipline.

(2) Subject to sub-section (1), the Government may recognize National Sports Federations for: -

(a) Olympic sports;

(b) Non-Olympic sports included in Asian Games or Commonwealth Games or Afro-Asian Games or South Asian Games;

(c) Non-Olympic sports not included in clause (b) but recognized by the International Olympic Committee and which are popular in India; and

(d) Popular indigenous games.

(3) The Government may revise the sport disciplines enlisted in the First Schedule from time to time.

8. (1) No sports organization other than a National Sports Federation shall be eligible to: -

(a) Use the expression “of India” or “Indian” in its title or in any athletic competition controlled by it;

(b) represent or purport to represent itself as the recognized National Sports Federation for the sport and represent India in the International Federation and/ or the Asian Federation for the sport;

(c) regulate the sport in India;

(d) receive direct or indirect financial assistance and other forms of support and assistance from the Government which are only meant for a National Sports Federation;

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- (e) select the Athletes who will represent India in international Athletic Competitions for the sport;
- (f) depute with the prior approval of the Government, Athletes for participation in international Athletic Competitions involving representation of nationalities;
- (g) bid for and host with the prior approval of the Government and others concerned any officially recognized international Athletic Competition in India;
- (h) organise or conduct any officially recognized event, including annual national championship for the sport;
- (i) to discharge other functions and duties mandated by the International Federation or the Government.

(2) A National Sports Federation shall: -

- (a) Announce the calendar for annual national championships for the sport on or before December 31 of the preceding year and conduct it regularly;
- (b) take all necessary steps for the technical development of the sport in India;
- (d) hold fair and transparent elections every four years;
- (e) facilitate through an appropriate grievance redressal forum the resolution of grievances on or off the field concerning an Athlete within ten days from the date of making such representation;
- (f) maintain public accountability;
- (g) submit to the Government:
 - (i) audited annual financial statements;
 - (ii) a comprehensive report of activities and achievements, particularly with reference to the aims and objects in its constitution and the obligations enumerated in sub-section (2);
 - (iii) measures taken to promote athletes' welfare;
 - (iv) measures taken to fight against corruption, doping, age fraud, sexual harassment of women and child abuse in sports; and
 - (v) measures taken to promote sports for all, particularly participation of youth, women, the disabled and minorities in athletic activities; and

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(vi) measures taken to promote excellence in sport and in the performance of elite Athletes.

(h) comply with all the provisions of this Act.

CHAPTER VI

CATEGORISATION OF NATIONAL SPORTS FEDERATIONS

9. (1) In order to promote focused assistance for sport development on the basis of priority and performance of each sport, the Government shall categorise different sports into ‘priority’ and ‘general’

(2) Priority category shall cover the following disciplines: -

(a) Sports included in Olympic/Paralympics/Special Olympics and equivalent events for the mentally and physically challenged; and

(b) sports included in Commonwealth Games/ Asian Games/ South Asian Games/ Afro-Asian Games and similar multi-sport events organized by their respective controlling bodies and equivalent events for the intellectually and physically challenged; and

(c) popular indigenous sports.

(3) General category shall cover residual sports included in the First schedule but not covered under ‘Priority’ category, including popular adventure sports.

(4) The abovementioned categorisation and the level of performance in each sport shall determine the level of Government assistance proposed or agreed to in the LTDP and annual programme of activities for each sport.

(5) The Government may appoint Government Observer for National Sports Federations in ‘priority’ category that avail themselves of government grants.

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CHAPTER VII

**RECOGNITION OF NATIONAL SPORTS FEDERATIONS AND
OTHERS**

10. (1) While considering applications for Recognition of National Sports Federation the Government shall be guided by detailed considerations specified in the THIRD SCHEDULE, including the following considerations:

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- (i) The current legal status of the applicant;
- (ii) financial and managerial accountability;
- (iii) professional management;
- (iv) recognition by the International Federation and the Asian Federation;
- (v) recognition by the Indian Olympic Association in respect of Olympic Sports;
- (vi) undisputed status as an apex body for the sport in India;
- (vii) all India spread;
- (viii) the role and contribution of the organization in promoting and developing sports in India;
- (ix) conduct of national championships across age groups and gender;
- (x) disclosure of all financial, managerial and other relevant information on their website;
- (xi) fair and transparent elections;
- (xii) compliance with age and tenure limit in respect of office bearers;
- (xiii) compliance with the provision of the Right To Information Act, 2005;
- (xiv) compliance with the National Anti-Doping Agency Rules;
- (xv) compliance with the national code to prevent age fraud in sports;
- (xvi) Protection of athletes' welfare; and
- (xvii) administrative measures to prevent sexual harassment of women in sports.

(2) Every National Sports Federation which is dealing with a sport enlisted in the First Schedule and has previously obtained government recognition, if desirous of maintaining it shall within three months of the coming into force of this Act amend its constitution and bye-laws or rules in accordance with this Act to the satisfaction of the Government and shall submit to the Government its revised constitution and bye-laws or rules within a month thereafter.

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(3) The Government on being satisfied with the revised constitution of the National Sports Federation and about its meeting the conditions specified in sub-section (1) shall grant it formal recognition.

(4) Failure on the part of any existing National Sports Federation to satisfy the requirement of sub-section (1) within the prescribed time limit prescribed under sub-section (2) shall automatically result in that National Sports Federation its recognition.

11. (1) An existing athletic sports organization which is regulating a sport enlisted in the First Schedule without Recognition shall have to apply to the Government for Recognition within three months of the date of notification of this Act in the format prescribed in the FOURTH SCHEDULE failing which it shall cease to perform the functions of the National Sports Federation for the sport.

(2) The Government on satisfaction that the applicant meets all requirements set out in the Third Schedule may grant Recognition to it as the National Sports Federation for the sport.

(3) On the contrary the Government on not being satisfied that the applicant meets the requirements may refuse Recognition, whose decision shall be final.

12. (1) A new athletic sports organization which proposes to regulate a sport enlisted in the First Schedule for which the Government is yet to Recognise a National Sports Federation, shall have to apply to the Government for Recognition within three months of the date of notification of this Act in the format prescribed in the Fourth Schedule.

(2) The Government on satisfaction that the applicant meets all requirements set out in the Third Schedule may grant Recognition to it as the National Sports Federation for the sport.

(3) On the contrary the Government on not being satisfied that the applicant meets the requirements may refuse Recognition, whose decision shall be final.

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National/ Regional Sports Promotion Organisations

13. (1) The Government may on application if it so desires recognize any sports organization operating at the national or regional level as a National or Regional Sports Promotion Organisation for the limited purpose of providing it financial or other support for sport promotion.

(2) The eligibility for a sports organisation for being considered for recognition as a National or Regional Sports Promotion Organisation shall include the following: -

- (a) promoting the sport(s) in a visible manner;
- (b) being in existence for at least 3 years;
- (c) registered society or company;
- (d) regularly publishing annual report and maintaining fully audited accounts;
- (e) holding fair and transparent elections regularly; and
- (f) meeting any other condition the Government may require.

(3) The National Playing Fields Association of India, the Association of Indian Universities and Sports Promotion Boards promoted by various Central Government organisations or central public sector undertakings shall be deemed to be National Sports Promotion Organisations.

National Playing Fields Association of India

14. (1) The National Playing fields Association of India shall make efforts to protect, preserve, promote, develop and improve playing fields and open spaces and other facilities for sports and games by evolving a national policy on playing fields, playgrounds, play pitches, parks and open spaces and granting affiliation to State Playing Fields Associations.

(2) It shall make necessary arrangements to register all playing fields that have been partially or fully developed through grant-in-aid from the Government directly or through the National Playing Fields Association of India.

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CHAPTER VIII

**PROVISIONS THAT THE NATIONAL OLYMPIC COMMITTEE
AND NATIONAL SPORTS FEDERATIONS HAVE TO
INCORPORATE IN THEIR CONSTITUTION AND BYE-LAWS**

15. (1) Subject to the provisions of this Act, every National Sports Federation and the National Olympic Committee, shall in its constitution and bye-laws or rules, establish and maintain with respect to its governance and the conduct of its affairs the following provisions: -

(a) Every member of the National Olympic Committee and/ or National Sports Federation shall retire on attaining the age of seventy years;

(b) Election of the Executive Body in a fair and transparent manner every four years in accordance with the model code of elections prescribed in the Fifth Schedule, which may be amended from time to time; Provided in case of any disputes regarding the aforesaid election procedure, such dispute shall be referred to the Sports Ombudsman, whose decision shall be final;

(c) Athletes shall be included in the decision making process of the National Sports Federation/ the National Olympic Committee through an Athletes' Advisory Council with full voting rights;

(d) ensure that the membership and voting power held by such Athletes' Council is not less than twenty five of the membership and the voting rights of the Executive Body and also the total members representing the National Sports Federation/ the National Olympic Committee;

(e) The eligibility of a candidate to contest for elections for National Sports Federation and/ or the National Olympic Committee shall include the following:

(i) shall be a citizen of India;

(ii) shall not have been convicted in any criminal case;

(iii) shall not have been declared insolvent;

(iv) shall cease to hold the office of an office bearer or member on the Executive Body on attaining the age of seventy;

(v) shall obtain previous sanction from the Government if he or she is a Government servant and shall be allowed to hold office for a maximum term of four years or for one term whichever is less;

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(vi) Union Minister in the central government charged with the responsibility of sports shall not be eligible to contest for any elected post in the National Olympic Committee or a National Sports Federation until the expiry of five years from the date of relinquishing the charge;

(vii) shall not have served as an Office Bearer on the Executive Body of the National Sports Federation/ National Olympic Committee for more than two consecutive tenures of four years each regardless of the office held provided that this does not apply to election for the office of President, for which there is no cooling-off period; shall not be eligible to seek re-election as Treasurer if he/she has already held the office of Secretary in National Olympic Committee and/or National Sports Federation consecutively for two terms of four years each or the other way around, till the expiry of at least four years from the date on which he/she last vacated his/her office; further, provided that in the event of election for the second term, an Office Bearer who has completed one term shall only be deemed to have been elected if he/ she secures a majority of not less than two third of the members of the National Olympic Committee/ National Sports Federation concerned. In the event of failure to obtain such majority, the concerned Office Bearer shall be deemed to have lost the election. The office would thereafter be filled by election under the normal procedure from amongst candidates other than the Office Bearer seeking re-election; however, there shall be no restriction to seek re-election after a cooling-off period of 4 years;

(viii) shall not be eligible to re-contest for the post of President on completion of 12 years or three tenures of four years each in that post with or without break;

(ix) No Office Bearer of a National Federation shall be eligible to concurrently hold the post of an office bearer in any other National Sports Federation, excepting the National Olympic Committee.

(f) A general provision for acceptance of all the provisions of this Act

(2) Every amendment in the bye-laws of a National Sports Federation or the National Olympic Committee shall be passed by a Special Resolution and before coming into force it shall have to be approved and registered by the Registrar of Societies or the Registrar of Companies as the case may be; in addition to this the National Olympic Committee shall follow section 6 (2) (h) for carrying out amendments to its Bye-laws.

CHAPTER IX

**PROCEDURE FOR SUSPENSION OR WITHDRAWAL OF
RECOGNITION OF A NATIONAL SPORTS FEDERATION AND
CONSEQUENCES THEREOF**

16. (1) SUSPENSION - In the event that serious irregularities in the functioning of a National Sports Federation are detected, its Recognition may be suspended by the Government as an interim measure until a complete and full inquiry is completed.

(2) The grounds for suspension shall be as follows:

- (i) Suspension by the concerned International or Asian Federation on any grounds whatsoever;
- (ii) Suspension by the National Olympic Committee;
- (iii) Legal action taken against a National Sports Federation by the concerned Registrar of Societies or Registrar of Companies.
- (iv) Failure to hold elections as prescribed in this Act or gross irregularities in election procedures.
- (v) Failure to submit annual audited accounts, as prescribed.
- (vi) Misuse, or unauthorised diversion, of Government assistance.
- (vii) Failure to provide accurate information to the Government as and when called for.
- (viii) Failure to abide by the conditions upon which Recognition has been granted.
- (ix) On a report from the concerned Registrar of Societies or Registrar of Companies alleging gross irregularities in the internal functioning of National Sports Federation .
- (xi) In the public interest, in the event of any other serious irregularities being detected.

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(2) **WITHDRAWAL OF RECOGNITION:** Recognition may be withdrawn by the Government on any of the following grounds:

- (i) the same having been obtained by misrepresentation of material information or by fraudulent means;
- (ii) violation of the terms and conditions of Recognition and/or of the provisions of this Act or their own constitution;
- (iii) in the judgment of the Government, the federation is not functioning in the best interest of promotion and development of sports for which the federation was granted Recognition;
- (iv) an inquiry confirms serious irregularities regarding the functioning of the federation;
- (v) the concerned International or Asian Federation derecognises or disaffiliates the National Sports Federation.
- (vi) Similarly, derecognition or disaffiliation of the National Sports Federation by the National Olympic Committee.

Provided that before withdrawal of recognition, the concerned National Sports Federation shall be given reasonable opportunity to present their defence before the Sports Ombudsman whose decision shall be final.

17. CONSEQUENCES OF SUSPENSION/ WITHDRAWAL OF RECOGNITION - Upon withdrawal of recognition the National Sports Federation will cease to be eligible to receive any assistance under this Act and to exercise the rights of the National Sports Federation/ enumerated in Section 8 (1). It shall forego the right to regulate the sport in India and select the national teams and represent India in international sports events and forums. It will also become ineligible to use the expression of “Indian” or “of India” in its name or title or receive any benefit or concession meant for a National Sports Federation .

CHAPTER X

PROMOTION OF DRUG-FREE SPORT AND OTHER MEASURES

NATIONAL ANTI-DOPING AGENCY

18. (1) The Government has established NADA as the apex body to implement anti-doping measures in sport in India as part of its obligations under the UNESCO Convention against doping in sport.

(2) The Government shall provide financial and other support to NADA to help it discharge its duties effectively.

(3) The NADA Rules notified by the Government in the official Gazette vide notification -----are deemed to have been notified under this Act and shall be operative from the date of enforcement indicated in the said notification; the NADA Rules shall form part of the Sixth Schedule.

(4) All actions taken under the NADA Rules prior to this Act shall be deemed to have been taken under this Act.

(5) All National Sports Federations, National or Regional Sports Organisations and the SAI shall be bound by the abovementioned NADA Rules.

(5) The Government shall amend, modify or revise NADA Rules from time to time to keep it in alignment with revisions in the WADA Code.

NATIONAL DOPE TESTING LABORATORY

19. (1) The Government has established NDTL as the national dope-testing laboratory, which is accredited by the World Anti-Doping Agency.

(2) The Government shall provide financial and other support to make NDTL a leading dope-testing laboratory in the World.

PREVENTION OF AGE FRAUD

20. (1) The National Code for Prevention of Age Fraud in Sport issued by the Government on ---- is deemed to have been notified under this Act and

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shall form part of the Seventh Schedule, which may be amended from time to time.

(2) National Olympic Committee, National Sports Federations, National or Regional Sports Organisations and the SAI shall be bound by the abovementioned code.

PREVENTION OF SEXUAL HARRASSMENT OF WOMEN IN SPORT

21. (1) The guidelines for prevention of sexual harassment of women in sport prescribed in the Eighth Schedule, which may be amended from time to time, shall be binding on the National Olympic Committee, all National Sports Federations, SAI, and all National or Regional Sports Promotion Organisations.

(2) National Olympic Committee, National Sports Federations, National or Regional Sports Organisations and the SAI shall be bound by the abovementioned guidelines.

PARTICIPATION OF INDIAN CITIZENS ONLY

22. (1) Only Indian citizens holding Indian passport, including Non-Resident Indians, shall be eligible to represent India in international sports competitions.

(2) Persons of Indian Origin and Overseas Citizens of India shall not be treated as Indian citizens for this purpose.

(3) This restriction shall be applicable to both single-sport and multi-sport events.

(4) The National Olympic Committee and National Sports Federations shall be fully bound by this provision while selecting the national teams or national Athletes who represent the country in international athletic competitions.

Public Authority under the Right to Information Act, 2005

24. (1) The National Olympic Committee, all National Sports Federations, all Sports Promotion Boards, NADA, NDTL and SAI shall be deemed to have been declared as public authority under the Right To Information Act, 2005.

(2) As public authority the said organisations shall

CHAPTER XI

DISPUTE RESOLUTION

23. Arbitration, Conciliation and Mediation:

(1) if any dispute concerning athletes, or concerning a National Sports Federation and/or the National Olympic Committee or any other sports related body, including management conflicts or disputes shall be referred to the Sports Ombudsman set up under section (2).

(2) The National Sports Ombudsman Scheme notified in the Ninth Schedule shall regulate the arbitration, conciliation and mediation proceedings referred under sub-section (1).

(3) All Awards given by the Sports Ombudsman or the Appellate Authority shall be final Awards enforceable under the Arbitration and Conciliation Act, 1996 and shall be binding upon the parties.

CHAPTER XII

ACCOUNTS, AUDIT AND INSPECTION

24.Accounts: Every National Sports Federation, including the National Olympic Committee, shall keep its accounts up to date.

25. (1) Audit: Every National Sports Federation, including the National Olympic Committee, shall get its annual accounts audited by a Chartered Accountant.

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(2) If the grant-in-aid from the Government to the National Olympic Committee or National Sports Federation exceeds one crore rupees in any year the annual accounts for that year shall be further subjected to audit by the Comptroller and Auditor General.

26. Returns: The annual report and statement of the audited accounts shall be submitted to the Government within six months of the closing of the financial year.

**CHAPTER XIII
MISCELLANEOUS**

27. Power to make Rules: (1) the Government may, by notification in the Official Gazette, make rules, regulations, schedules, schemes, etc for carrying into effect the provisions of this Act.

(2) The Government may amend or delete rules, regulations, schemes and schedules as may be expedient or necessary for the purpose of giving effect to or carrying out the provisions of this Act.

(3) Every rule, regulation, scheme, or schedule made under this Act shall as soon as maybe, after it is made, be placed before each House of Parliament, and if both Houses agree in making any modification in the rule or regulation, or both Houses agree that the rule or regulation should not be made, the rule or regulation shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule or regulation.

28. Removal of difficulties: if any difficulty arises in giving effect to the provisions of this Act, the Central government may, by order, published in the Official Gazette, make such provisions not inconsistent with the provisions of this Act as may appear to be expedient or necessary for removing the difficulty;

Provided that every order made under this Section shall be laid, as soon as may be after it is made, before each House of Parliament. Power to remove difficulties

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29. Protection of Acts done under the Act: No suit, prosecution or other legal proceeding shall lie against the Government or any authority or officer or servant of the Government or Sports Ombudsman or Appellate Authority for any act done or purported to be done, or for any action taken in carrying out the provisions of this Act or the rules, regulations, schemes or schedules made thereunder.

30. Savings: all actions taken prior to the commencement of this Act shall be deemed to have been done or taken under the corresponding provisions of this Act. Further, provisions of this Act shall supervene contradictory provisions, if any, contained in any other enactment with regard to matters provided for in this Act.

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FIRST SCHEDULE

[SECTION 5]

GUIDELINES FOR PREPARATION OF FOUR YEAR DEVELOPMENT PLAN

Preparation of Long Term Development Plan (LTDP) is an effective method for a National Sports Federation (NSF) to spell out its goals and identify the most appropriate strategies and plans of working towards them. Considerable work has been done over the years in India to develop sports infrastructure, to improve training, encourage competitions, and improve the availability of equipment to sportspersons. Within the perspective of long-term plan covering eight years, the four-year cycle between Asian Games would be the first phase. Significant improvements are possible in case a systematic plan, covering a cycle of four years from one Asian Games to another, is prepared. It is expected that all National Sports Federations will complete the process of consultation and have the next four-year plan ready at the beginning of each cycle.

The format given below is illustrative and may be suitably modified keeping in view the specific needs of each sport. The suggested format is forms the minimum requirement of an LTDP.

1.1 INTRODUCTION

The introduction chapter of the LTDP should provide a background of the National Sports Federation and an overview of the Plan. It should place a plan in the context of the past performance, recent achievements and future targets. It should also contain a brief introduction to the membership structure up to the grassroots level, levels of competitions. It should provide the scope of the plan indicating the strategies, plans and targets.

1.2 MISSION STATEMENT AND ORGANISATIONAL CHART

The National Sports Federation's Mission Statement should state in a clear and concise manner the collective vision of its members. For example:

The All India Tennis Federation is the National Sports Federation for Lawn Tennis and aims to provide all members with fair competition, access to high standard facilities and represent the interest of players to Government and other sporting organisations. It is committed to the development and promotion of the sport in the areas of sub junior and junior development, senior competitions and at the elite level.

The Organisational chart should provide a ready reference to the size and structure of the organisation and indicate how the various functionaries and committees relate to one another. It should also indicate the lines of communication.

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1.3 REVIEW OF PREVIOUS YEAR

The review should list the tasks that were proposed for the previous year identifying the extent to which they were completed, stating reasons shortcomings, if any, and identifying the implications of this for future years.

1.4 FOUR YEAR DEVELOPMENT PLAN

The development plan should contain the physical targets proposed to be achieved by the plan with estimated costs. The objectives may be grouped into operational or key target areas. Examples of key target areas which may be appropriate for a National Sports Federation, are as follows:

- Athlete development
- Coaching
- Participation and Broadbasing
- Development of Clubs
- Domestic Tournament Schedule
- Participation in International Tournaments
- Hosting of Major Events
- Professional Management
- Financial Management
- Marketing and Promotion
- Sponsorships
- Sports sciences
- Facilities and equipment
- Social Projects

1.4.1 Athlete development

The following programmes should be included in the key result areas:

- Talent identification programme for determining athlete potential;
- special coaching programme for talented athletes' and teams;
- support staff (like coaches and sports scientists) to enhance athlete performance;
- setting up and maintenance of athlete performance data base;
- specialisation, commitments and obligations of athletes;
- selection policies and criteria;

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- requirement of equipment and consumables;
- financial support for athletes;
- international exposure;
- grievance redressal machinery for handling representations of athletes.

1.4.2 Coaching

Coaching management should include the planning of meetings to develop, review and revise specifically designated programmes for coaching development. It should also include the development of manuals and resources for coach education. Specific programmes should be designed for target groups such as disabled, non-specialised teachers in schools, parents etc. In disciplines where there are no programmes are being run within the country for coaching, a project approach may have to be followed for development of the coaching cadre.

1.4.3 Technical Development

Measurable objectives under this head should relate to production and dissemination of information about technical standards of equipment education and accreditation of referees and judges, laying down of safety stands by the sport/ other objectives may include the publication of rule books and details of accredited referees/ judges.

1.4.4 Participation and Broadbasing

During the planning process National Sports Federations should have specific targets for increasing the participation both overall and in particular categories. The following target areas need to be considered for inclusion—sub-juniors, juniors, schools, universities, special areas such as tribal areas, rural areas, north eastern region, people with disabilities.

1.4.5 Development of clubs

Targets for development of clubs dedicated to the sport need to be fixed especially areas where the sport is popular. Further State units have to be encouraged to start leagues tournaments for the clubs.

1.4.6 Domestic Tournament Schedule

Planning of a domestic tournament schedule in advance helps the sportspersons and their coaches to plan their training programme. It also helps the state units to plan their state level and district level tournaments in a proper way. The dates and venues of the tournaments in a calendar year should become available to all interested persons on or before the 31st December of the preceding year. There should be no changes in the dates or

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venues of the already finalised schedules. Also it is necessary to identify the organisers at each level in advance as well as estimate the costs involved.

1.4.7 Participation in International Tournaments

For every elite sportsperson or a team the major international tournaments in which he/she or the team is participating in a year has to be identified in the beginning of the year. Targets for participation in events may revolve around the present performance level of the individual or the team. There could also be smaller events before the major event which might help the sportsperson or the team to have an exposure or competition experience. However, while selecting the international tournament adequate care needs to be taken to identify a tournament which provides good competition. Events can include anything from international competition to exhibition matches. Planning of international tournaments in advance helps to prepare the training schedule in a scientific manner.

1.4.8 Hosting of major events

Hosting of major events should be planned by the National Sports Federation keeping in view its own competitive strength in major events. The objectives have to be clearly spelled out. It could be exposure for your players or financial benefit to the organisation or impact on popularisation of the game. It is equally important to ensure that these events are properly and professionally managed so that India develops a credible image abroad as a good and reliable venue for holding and hosting of such tournaments.

1.4.9 Professionalisation of management

One of the acute problems being faced by many national federations is the lack of professional skills to plan and implement detailed programmes for the long term development of sports. Most office bearers world wide are in honorary capacity and find it difficult to manage the complex workings of large Federations without taking outside professional skill. Appointment of professionals in such a scenario does not in any way diminish the status or responsibility of federation executives.

Planning in this area should address issues such as appointments of staff to handle administration and finance. It should also include professional development programmes, setting up of administrative procedures, improved communication and meeting procedures and committee structures.

1.4.10 Financial Management

Financial Management should include preparation of budget, setting up of accounting and auditing procedures, government grants, sponsorship targets and revenue generation

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target. Other areas would involve establishment of improved planning practices, setting up of planning committees and sub committees to review the development plans.

1.4.11 Marketing and Promotion

The Government recognises the potential of professional circuit in organised sports particularly at the senior level and would like to see federations make full use of this potential. In this context, hosting and holding of international tournaments which are recognised by the concerned Asian and International Federations would be given a priority.

Targets for promoting of a particular sport would involve development of membership packages, publications, media strategies and meeting the needs of the customer, such as juniors, men and women competitors, officials, coaches, volunteers, spectators, media etc.

1.4.12 Sports sciences

Sports sciences should incorporate target setting for athlete testing and support in Sports Nutrition, Bio-mechanics, Physiology, Psychology, Physiotherapy, etc.

1.4.13 Facilities and equipment

The development plan must address the issue of facilities management, maintenance and possible future facility development. Similarly the equipment needs of players may also be of importance, particularly if the sport is new to the country and equipment is not readily available off the shelves in the country.

1.4.14 Special Projects

This key result area may concentrate on specific projects for development in some specific region, publications, or fund raising activity.

1.5 STRUCTURE OF THE PLAN

Structure of the Plan would include the following:

- (i) a statement of specific and measurable objective against each of the items mentioned above;
- (ii) a statement of the long-term perspective for the sport;

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- (iii) a special four years plan for each four-year cycle thereafter;
- (iv) a detailed annual plan;
- (v) a detailed financial statement of the cost involved and the projected income; and
- (vi) detailed proposals for introducing professional management practices.

1.6 PROCEDURE FOR THE APPROVAL AND MONITORING OF THE PLAN

The Plans as drawn up by the National Sports Federations should be discussed between the Federation, the Government and the SAI (SAI) and an agreed programme should be finalised and concluded. This programme should include the following commitments:

- (i) The concerned National Federation will implement the provisions of the agreement and achieve the targets as set.
- (ii) That the Government will commit its share of financial assistance, which is routed through SAI.
- (iii) That the SAI will make its facilities available according to the schedule approved.

To monitor compliance or non-compliance, a Committee consisting of representatives of the National Sports Federations, the Government and the SAI should review the progress made against the targets set every quarter and suggest corrective steps to be taken. Corrective measures, as agreed upon, should be taken by the parties involved during the course of the year. The National Sports Federation and SAI should enter into an memorandum of association that spells the rights and obligations of both parties and measurable targets.

1.7 MANAGEMENT OF COACHING CAMPS

- (i) The SAI, in consultation with the National Sports Federation concerned, shall work out a detailed yearly calendar of coaching camps, to be conducted in a particular discipline well in advance, in no circumstances later than 31st January every year. This calendar should be in consonance with the International/ National calendar of events in that discipline. In case the coaching camp is being conducted by the National Sports Federation concerned, the same guidelines shall be applicable to them as well.
- (ii) The calendar of events so prepared, should contain detailed information about dates and period of coaching camp, venue (SAI or any other), number of players likely to attend the camp, coaches and supporting personnel staff.

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- (iii) The list of probable athletes for each coaching camp, shall be decided along with the LTDP, on the basis of either National Championship or open selection trials.
- (iv) A panel of coaches and supporting personnel including doctors, physiotherapists, psychologists, physiologists, scientific officers, masseurs etc. shall be prepared and made a part of the LTDP.
- (v) The yearly requirements of food supplements, equipments (consumable/non-consumable) training kits, should also be worked out while preparing the yearly calendar.
- (vi) The coaching calendar along with the requirements as detailed above, shall be circulated to all SAI centres, well in advance to enable them to make necessary arrangements, and to ensure smooth conduct of the camps.
- (vii) The venue allocated for a particular coaching camp, shall not be changed under any circumstances, unless warranted by unavoidable situations, which shall be done only after taking due approval of the competent authority.
- (viii) It shall be the responsibility of SAI/ NADA, to ensure that random dope tests are conducted in each camp as per the guidelines.
- (ix) The travel plan and ticketing of every player, shall be carried out and informed to the player, well in advance of the dates of the coaching camp.
- (x) The National Coach shall evaluate the progress and performance of the players in the coaching camp, and make recommendations to the Selection Committee, regarding discontinuation of players showing unsatisfactory performance, or inclusion of new probables giving due justification for the name.

1.7.1 SELECTION OF COACHES

- (i) A selection committee with President of the NSF concerned as its Chairman, Director General (SAI), Executive Director (TEAMS), one ex-international player (preferably an Arjuna Awardee or International medal winner) to be nominated by the Government and the nominee of Indian Olympic Association (IOA) shall select the National Coach from the panel prepared by SAI.
- (ii) The National Coach shall be appointed by SAI, after careful consideration of the names recommended by this Selection Committee.
- (iii) The Selection Committee, in consultation with the National coach, shall choose other members of the coaching team.

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- (iv) The team of coaches, sport scientists, experts etc shall not normally be changed or modified, once chosen till the Asian/Olympic Games are over.
- (v) While selecting the National Coach, Assistant Coach and other members of the coaching team, due care should be taken to ensure, that no person with tainted record is selected as a member of the coaching team.
- (vi) While selecting the team for participation in any international event it shall be ensured, that only those coaches/supporting personnel are selected, who have been with the team during the coaching camp on continuous basis.

1.7.2 SELECTION OF ATHLETES

- (i) The selection of sportspersons for participation in major international events shall be the responsibility of National Sports Federations (NSF) concerned, and Government and the SAI, will not have direct involvement in the selection process, except to ensure that it is fair and transparent.
- (ii) The selection criteria/ norms shall be clearly communicated by the NSFs to all concerned viz., players, coaches, Government Observers etc. well in advance and be put up on the website of the NSF concerned and also be forwarded to SAI and the Ministry to be put up on their respective websites.
- (iii) In case of measurable event, the minimum qualifying norms may be fixed and announced along with the notice for Selection Trials and be put up on the website of the NSF concerned and also be forwarded to SAI and the Ministry to be put up on their respective websites.
- (iv) The holding of the selection trials should be announced at least one month in advance of dates of the trials.
- (v) In team events the Selection Trials should be held well in advance and in the case of contact games, the selection trials should be held at least 15 days in advance of the competition event.
- (vi) The selection shall be done by a Selection Committee, consisting of the President of the NSF as the chairman, the National coach and eminent ex-sportspersons, preferably Arjuna awardees. **There shall be no Government Observer/ SAI nominee on the Selection Committee.**
- (vii) The NSFs shall send invitation to the Government Observer, for attending the selection trials, and the selection committee meetings, as an Observer, atleast 15 days in advance, which shall further be followed up on personal basis. The Government Observer must send his/her report, directly to SAI and the Ministry,

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without delay.

- (viii) The national coach shall evaluate the progress and performance of each player on regular basis, and submit the report to the Selection Committee and SAI.
- (ix) The athletes who were not in the coaching camp organized prior to the Selection may be allowed to participate in the selection trials, only in exceptional cases with due justification.
- (x) The proceedings of the Selection should spell out in detail, the selection criteria, the past performance of the players, and their performance in the selection trials.
- (xi) The team once finalized for a particular event shall not be changed under any circumstances, unless warranted by unavoidable situations with due justification and the changes shall be informed to all concerned.
- (xii) NSFs shall keep the performance of each athlete on its web site. This should be updated at least once a month along with rankings, if applicable.
- (xiii) The athlete once selected for a team, shall be treated with utmost dignity. In case of any doubt arising, the athlete has to be taken into confidence. Proper appeal mechanism shall be put in place, to ensure proper and timely redressal of their grievances.

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**SECOND SCHEDULE
[SECTION 6]**

The following sport disciplines are regarded as sports for the purposes of this Act:

Archery
Athletics
Aquatics
Badminton
Basketball
Billiards and Snooker
Boxing
Carrom
Chess
Cricket
Cycling
Equestrian
Fencing
Football
Golf
Gymnastics
Handball
Hockey
Judo
Kabbadi
Kho Kho
Karate Do
Mallakhamb
Netball
Paralympic sports
Rowing
Rugby
Sepak Takraw
Shooting
Special Olympic sports
Squash
Table Tennis
Taekwando
Tennis
Tug of war
Volleyball
Weightlifting
Wrestling
Wushu
Yachting

(Note: the above disciplines are only tentative)

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THIRD SCHEDULE

[SECTION 10]

SCHEME FOR RECOGNITION OF NATIONAL SPORTS FEDERATIONS

1. Introduction:

1.1 National Sports Federations (NSFs) must obtain government recognition to empower themselves to discharge their functions.

2. Nomenclature and Meaning:

2.1 The Scheme shall be called "The Scheme for Recognition of National Sports Federations".

2.2 Recognition shall mean recognition of the leadership of the Federation in the development of a particular sport in the country.

3. Eligibility:

3.1 The Federation should have a legal status as a voluntary registered society or company, not being a proprietary concern or partnership firm and should exist and function for the sole purpose of the development of that discipline of sports whose name it bears.

3.2 The Federation should have an exhaustive written Constitution in unambiguous terms providing for arbitration in the event of any dispute its efficient functioning, in particular, election of office bearers, truly representative character of the General Body, protection of the interest of players, promotion of the Game, maintenance and audit of accounts, moving of no confidence resolutions etc.

3.3 The Constitution and Bye-laws of the Federation must be in total compliance with the Provisions of the National Sport Development Act, 2011.

3.4 The Federation must have actively existed for more than three years on the date of application for recognition. Its various business meetings, as required under its Constitution, should have been duly held.

3.4 At the time of applying for recognition, the Federation/Association should have affiliated Units in at least 2/3rd of total States/Union Territories of India.

3.6 Tenure of the Office-bearers: -No office bearer of a National Federation shall hold office simultaneously, in any other National Federation, excepting the Indian Olympic Association.

3.7 The accounts should be maintained properly and audited annually by registered Chartered Accountants.

3.8 The Federation should have held, unless exempted for technical reasons, annual

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National Championships for specified age group at the Senior, Junior and Sub-Junior levels, consecutively for the three years preceding the year in which recognition is sought. These competitions should be organised through Inter-District Competitions in each State/Union Territory.

- 3.9 The membership of the Federation should be confined to the corresponding State/Union Territory and other special units affiliated (like Sports Control Boards etc.) and where Federation grant membership to individual clubs or individual persons, such membership does not confer on such members the right to vote in any of the Federation's meetings.
- 3.10 At the National level, there will be only one recognised federation for each discipline of sport. Only the duly recognised National Sports Federation would be entitled to financial grants as admissible. Only one State/Union Territory Association from each State/Union Territory shall be admitted as a member of the Federation, provided it has a minimum of 50% of the District level Associations affiliated to it. Any organisation of an all India standing and connected with the Sport may be given the status as that of a State or that of a Union Territory and admitted as affiliated Member. Other categories of membership may also be given, but while each affiliated State/Union Territory Unit shall have a right to cast vote in the General Body Meetings, no other class of Member(s) shall have any right to vote, in the Federation's meetings. While granting recognition/affiliation to a State /UT Association, the National Federations should take into consideration the representative character of the State/ Union Territory Associations so as to ensure that only truly representative body of the game gets the recognition/affiliation.
- 3.11 Federations are required to have the headquarters of the paid Joint Secretary/Assistant Secretary at Delhi or the place of registration, to avail themselves of the reimbursement of his or her salary/allowances.
- 3.12 There would be only one recognised Federation for each discipline of sport, irrespective of the fact that the particular sport caters to youngsters, men, women or veterans. However, this condition shall not apply to Federations already recognised by the Government.
- 3.13 The Federations are required to intimate Government well in advance about its General Body Meeting and other Meetings where election of office bearers and other important decisions are to be taken. Wherever considered necessary, the Government will have the right to send its observer to the above meetings.
- 3.14 The Federation shall update their accounts immediately after completion of the financial year and bring out annual report covering salient features of their activities during the year. The Federation shall appoint a practicing Chartered Accountant to audit their accounts. The records and accounts of the Federation will be accessible to the Government and these shall have to be produced as and when asked to do so.
- 3.15 Where an international federation for the sports exists, the National Federation must be affiliated to the respective international federation.
- 3.16 Wherever the National Federation is affiliated to an international federation, it must

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provide the Government with an attestation from the international federation certifying that the National Federation is a member in good standing.

- 3.17 The Federation must be autonomous and resist all pressures of any kind, whatsoever, whether of a political, religious, racial or economic nature.
- 3.18 The federation must hold a General Body Meeting at least once in a year and a special meeting convened over four years (or earlier as required under the tenure of office bearers) to elect the members of the Executive Body including the President, Secretary etc.
- 3.19 The State level associations, which are affiliated, to the National Federation should in turn have a minimum number of affiliated district-level associations (say 50% of the districts in the State).
- 3.20 Inclusion of prominent sportspersons of outstanding merit as members of the respective sports federations on a tenure basis. The strength of such prominent sportspersons with voting rights should be a certain minimum percentage (say 25 percent) of the total members representing the federation and selection of such sportspersons should be in consultation with this Department.
- 3.21 The Government will not appoint Government Observers for National Sports Federations that do not avail themselves of government grants.**

4. General:

- 4.1 All correspondence shall be made at the address of the Federation, as mentioned in the Application. Any change of address shall be promptly notified in writing to the Department of Youth Affairs & Sports, Government of India.
- 4.2 The Federation shall abide by the provisions of the National Sports Development Act 2011.

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FOURTH SCHEDULE

[SECTION 11]

**APPLICATION FORM FOR RECOGNITION OF NATIONAL SPORTS
FEDERATION**

1. Name and Full Address of Federation:
2. When was it constituted:
3. Constitutional status of Federation:
(Please enclose documentary evidence like, certificate of Registration/Incorporation, memorandum/bye-laws and Rules & Regulations etc.)
4. Names and Full Addresses of Office bearers:
(Please enclose a list separately)
5. How were they made the office bearers:
6. (a) When did they assume the office:
(b) When is their present term expiring:
7. Discipline of sport for which recognition is sought.
8. Which of them are holding one office or other, continuously for the last 8 years.
9. How many State/ UTs level corresponding bodies are affiliated. Enclose a list giving their full names and Addresses:
10. Activities of Federation in last 3 years:
(Please enclose a resume, highlighting performance and standards achieved as compared to International Standards)
11. National Championships, for Seniors, Juniors and

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Sub-juniors conducted during last three years:

(Please enclose all details)

12. Details of Annual Reports, Balance Sheet and Income and expenditure statements enclosed for last three years:
13. Name, Address and registration No. of Chartered Accountant of Federation:
14. Details of financial assistance received, if any, from Union/ State/UT Government or its agencies in the past:
15. Details of teams sponsored for participating in tournaments abroad and results thereof:
16. Enclose full details of game, its rules and regulations:
17. Name the parts of the country, where this game is popular.
18. Is there any other national level Federation working for promotion of this game, give details:
19. Is this game played internationally? If Yes, differences in playing here and abroad:
20. Affiliation to corresponding Asian and International bodies:(Please give documentary evidence).
21. System of accounting followed in the Federation:
22. Any other relevant information:
23. Is it an Olympic, Asian Games, or Commonwealth Games discipline?
24. Undertaking that the MoA and Bye-laws are fully compliant with the National Sport Development Act 2011:

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We hereby agree to abide by all the terms and conditions for granting of the Recognition.

Yours sincerely,

Signature, Name and Designation

Date:

Place:

Instructions for filling of application form

1. All the Columns of application should be filled up fully and properly.
2. All the enclosures/annexures of application should be serial numbered and fastened tightly with it.
3. Wherever space provided is not sufficient, use a separate sheet of paper, serial number and enclose it.
4. Mention serial numbers of all the enclosures/annexures on the body of application at appropriate places.
5. No material information should be withheld.

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**FIFTH SCHEDULE
[SECTION 15]**

**MODEL CODE OF ELECTIONS FOR NATIONAL SPORTS FEDERATIONS
AND THE NATIONAL OLYMPIC COMMITTEE**

Name of the Federation _____

Election of Office Bearers and other members of Executive Body

Election Bye-laws

1. Short Title & Definitions:

- (1) These Bye-laws shall be called the 'Election Bye-laws' and shall govern the conduct of Election of Office Bearers and Members of the Executive Body.
- (2) In these Bye-laws, unless the context otherwise requires, -
 - (a) 'clause' and 'sub-clause' mean the clause and sub-clause of these Bye-laws;
 - (b) 'Executive members' means members of Executive Body or Management Committee or by whatever name called;
 - (c) 'Form' means the Form appended to these Bye-laws;
 - (d) _____ means Name of the Federation/ National Olympic Committee;
 - (e) 'Office Bearers' includes the office of President, Secretary General, Treasurer, Vice President and Joint Secretary;
 - (f) 'Rule' means the rule of Rules and Regulations of this Bye-laws;
 - (g) "website" means website of the National Sports Federation or the National Olympic Committee.

2. Executive Body:

- (1) The 7 (Seven) Officer Bearers (in addition to 5 executive members) shall be as follows:-

| | | |
|---|-------------------------|---------|
| 1 | President_____ | 1 (one) |
| 2 | Vice-Presidents_____ | 2(two) |
| 3 | General Secretary _____ | 1 (one) |
| 4 | Treasurer _____ | 1 (one) |
| 5 | Joint Secretaries _____ | 2 (two) |

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(Note the above number may be changed according to the Constitution of the concerned Federation/ National Olympic Committee but shall not exceed fifteen in total including executive members)

3. Manner of Election:

(1) Office Bearers and members of Executive Body of _____ shall be elected by secret ballot.

(2) Election shall be held at the Annual General Council Meeting (AGM) in accordance with the procedure prescribed hereinafter, from amongst the representatives of the Permanent Member States/ Union Territories/ Boards/ Institutions.

(3) AGM shall be notified at least 21 days in advance.

4. **Electoral College:**

(1) Each Permanent Member State/Union Territory duly affiliated by _____ (abbreviation of Federation) as its Permanent Member shall have two votes at the elections of the Office Bearers and Executive Body Members.

(2) For the purposes of sub-clause (1), each Permanent Member State/Union Territory shall be represented by two members authorised by the President or Secretary General/Secretary of the affiliated Permanent Member State/Union Territory; however, in case President/Secretary General / Secretary nominates different person(s), the person(s) authorised by the President shall be deemed to be the duly authorised person(s) irrespective of the date.

(3) Each Permanent Member State/Union Territory and each Permanent Member Board/Institution shall intimate the name(s) of their representative(s) mentioned in sub-clauses (2) and (3), latest by (Day - 1 - e.g. 12th December); and such intimation shall be addressed to the President / Secretary General of _____ on their letter head duly signed by President / Secretary General / Secretary of that member unit, so as to reach him on or before the aforesaid date; any change in the name of any authorized representative after _____ (Day - 1 e.g. 12th December, 2010) or any intimation received thereafter shall be permitted only with the approval of the President of _____

(4) The President / Secretary General of _____ shall prepare the list of the authorised representatives of the Member States/Union Territories Boards/Institutions in Form 1, and circulate a copy of the list so prepared by him to all Member States/Union Territories/Boards/Institutions, latest by _____ (Day - 3 - e.g. 14th December, 2010), by display, on the website of _____.

(5) The President / Secretary General shall also furnish a duly authenticated copy of the list mentioned in sub-clause (5) to the Returning Officer as soon as may be after his appointment by the President of under clause (5) below.

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(6) The National Olympic Committee shall ensure compliance with the provisions in the IOC Charter relating to the composition of the Executive Body of the National Olympic Committee.

5. Returning Officer:

As soon as may be before/ after the issue of the Notice for the Annual General Meeting (AGM), the President of _____ shall nominate a person as Returning Officer, **preferably a retired judge of a High Court for conduct of Election of Office Bearers and members of Executive Body**, in accordance with the provisions of these Bye-laws.

6. Nomination of Candidates:

(1) The nomination of a candidate for election as Office Bearer or Member of the Executive Body shall be made in Form 2.

(2) The nomination of a candidate for election as Office Bearer or a Member of Executive Body shall be proposed by one of the representatives of Member States/Union Territories/Boards/Institutions whose name is included in the Electoral College list in Form 1, and also subscribed by 1 (one) such representative as seconder.

(3) Each candidate shall be entitled to be nominated by not more than 2 (two) nomination papers.

(4) Each Nomination Paper Shall be Delivered Personally to the Returning Officer in Person by the candidate himself/ herself from _____ (Day - 3 e.g. 14th December, 2010 to _____ (Day-5 e.g. 16th December, 2010) between 11.00 AM and 1.00 PM.

(5) No person shall be eligible to nominate more than one candidate for the same post, either as proposer or seconder; and, if he so does, his/her signature on the nomination papers delivered second in point of time to the Returning Officer shall be deemed to be inoperative.

(6) No person shall be permitted to withdraw his/her name as proposer/seconder, once the nomination paper subscribed by him/her has been delivered to Returning Officer.

(7) As soon as may be after 1:00 P.M. on _____ (Day - 7 e.g. 18th December, 2010), **the Returning Officer shall prepare a list of all nominations**

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received by him, post wise, in Form 3; and publish the same on the website and in a conspicuous place in the office of the National Sports Federation/ National Olympic Committee.

7. Scrutiny of Nominations:

(1) On --(Day-8 e.g. 19th December), at 11:00 A.M., the Returning Officer in his Office shall scrutinize each nomination paper, one by one, received by him, and determine its validity or otherwise.

(2) At the scrutiny of nominations, each candidate or one of his/her authorised representative shall have the right to be present and raise any objection in relation to nomination of a candidate for the post for which he/she has filed his/her nomination.

(3) As soon as may be after the scrutiny of all nomination papers has been completed by him, the Returning Officer shall prepare a list of validly nominated candidates in Form 4. And the Contesting Candidates can take a copy from the Returning Officer.

8. Withdrawal of candidatures:

(1) Each candidate whose nomination has been found valid on scrutiny shall be entitled to withdraw his/her candidature, from (Day -9 e.g. 20th December) to upto 1:00 P.M. of (Day-10 e.g. 21nd December).

(2) Notice of withdrawal of candidature shall be submitted in Form 5, either by the candidate himself/herself or by a person duly authorised by him/her in writing.

(3) Notice of withdrawal of candidature shall be final and shall not be allowed to be cancelled.

(4) The Returning Officer shall accept the notice of withdrawal if he is satisfied as to the genuineness of the notice.

(5) As soon as may be after 11:00 AM on the _____(Day 11 e.g. 22nd December), **the Returning Officer shall prepare the final list of contesting candidates in Form 6, display a copy of the said list in conspicuous place in his office and on Federation's Website.** And also furnish a copy of the same to each of the candidates/their authorised representatives, if they so demand.

(6) The names of the contesting candidates in Form 6 shall be arranged, for each post, in alphabetical order according to English alphabets.

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9. Uncontested Returns; and Contested Elections

(1) Where the number of contesting candidates for any post or category of post, in Form 6 is equal to the number of posts to be filled, all such contesting candidates shall be deemed to be duly elected unopposed to those posts, and it shall not be necessary to take a poll for election to such post.

(2) Where the number of contesting candidates for any post or category of post, in Form 6 is more than the number of posts to be filled, a poll shall be taken by secret ballot for those posts remaining unfilled.

(3) The ballot papers for these posts remaining unfilled shall be in Form 7 to Form 13 to be made individually for each post.

(4) The names of contesting candidates on the ballot papers shall appear in the same order as in Form 6.

10. Poll:

(1) The Poll for the Posts Remaining Unfilled under clause 9(2) above shall be taken post-wise, on _____ (Day 19 - e.g. 30th December) and shall commence at _____ During The AGM at the Agenda Item Elections, in _____ (Venue of the elections)

(2) Each contesting candidate can nominate one person, (If he/ she so desires), Only from amongst the Authorised Representatives list of PCI, to be present at the Poll (Polling station).

(3) At the poll, each authorised representative of Member States/Union Territories/Boards/Institutions, whose name is included in the Electoral College list in Form 1, shall be entitled to –

- (i) cast one vote for each of the posts remaining unfilled, where only one such seat is to be filled;
- (ii) cast as many votes as are the number of seats to be filled for any post, where more than one seat is to be filled.

Explanation: It is hereby clarified that for the purpose of filling two seats of Vice-Presidents, each voter can cast upto two votes, and, like-wise, for two seats of Joint Secretaries, and five seats of Members of Executive Body, he/she can cast two and five votes respectively for the above mentioned two seats of Joint Secretaries and five seats of Members of Executive Body.

(4) In case any voter casts his/her vote for more than one candidate, or for more than four or five candidates, as the case may be, his/her vote for that post shall be invalid.

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(5) Each voter shall be required, before he is supplied with a Ballot paper, to give his/her signature on the authenticated copy of the Electoral College list in Form 1 used by the Returning Officer for taking the poll.

(6) The voter shall record his/her vote on the ballot paper in secrecy in a voting compartment specially provided for the purpose at the polling station.

(7) The voter shall record his/her vote on the ballot paper by placing a tick mark (√) against the name of the candidate of his/her choice, and any other mark, like (x) etc. or word, placed on the ballot paper by him/her shall render the ballot paper liable to rejection.

(8) The tick mark (√) to indicate the vote shall be placed by the voter only by means of article specifically provided for the purpose by the Returning Officer, and a ballot paper marked otherwise by means of any pen, ball point pen, etc. by the voter shall render the ballot paper liable to rejection.

(9) The ballot paper marked by a voter shall be deposited by him/her in a ballot box specially prepared and sealed by the Returning Officer and placed at such a conspicuous place in the polling station that it shall be constantly visible to all present in the polling station.

(10) The Returning Officer shall close the poll at the appointed hour; however, all those voters who are present at the polling station at the appointed closing hour shall be entitled to vote even if the poll proceedings have to be continued for some more time.

(11) After all the voters referred to in sub-clause (9) have voted, the Returning Officer shall close the ballot box and shall not permit thereafter any person to vote.

(12) Polling will be done in below order:

- (1) President
- (2) Secretary General/General Secretary
- (3) Treasurer
- (4) Vice-Presidents
- (5) Joint-Secretaries

(13) Video-recording of the election process shall be made.

11. Counting of Votes:

(1) The Returning Officer shall take up the counting of votes as soon as may be after the polling for any post is complete.

(2) Each contesting candidate can nominate one authorised representative (as

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clarified in S. No. 10 (2)) and He/She shall be entitled to be present at the place of counting of votes.

(3) The Returning Officer shall take up the counting of votes, post-wise and category wise, where applicable.

(4) Each ballot paper on which a vote has been recorded in accordance with sub-clauses (3) to (8) of clause (10) shall be treated as one vote for the candidate for whom it has been validly marked; and if any ballot paper has been marked in violation of any of the aforesaid provisions of sub-clauses (3) to (8) of clause (10) shall be rejected by the Returning Officer.

(5) The votes validly cast for each of the contesting candidates shall be counted post-wise, and category-wise where applicable, and recorded in the descending order of the votes so cast for each candidate in Form 12.

(6) The Returning Officer shall thereafter ascertain the result of counting and, subject to the provisions of Rule 4 (a) (II) of the Rules, the candidates who have secured the maximum no. of votes in the said descending order, post-wise and category wise, where applicable, equal to the no. of seats to be filled for each post or category of posts, where applicable, shall be deemed to have been duly elected to those posts.

12. Declaration of Results:

The names of contesting candidates who shall be deemed to have been elected at the election in accordance with sub-clause (6) of clause (11) shall be declared as having been duly elected to their respective posts, by the Returning Officer at the Annual General Meeting (AGM) in the Form 13.

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Name of the Federation

Election of Office Bearers and Members of Executive Body

FORM 1

LIST OF ELECTORAL COLLEGE

| S.No | Affiliated Member | Name of Authorised Representatives | |
|------|-------------------|------------------------------------|------|
| | | Name | Name |
| | | | |
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Place:

President/Secretary General

Date:

Name of the Federation

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Name of the Federation

Election of Office Bearers and Members of Executive Body, _____

FORM 2

ELECTION OF OFFICE BEARERS AND MEMBERS OF EXECUTIVE BODY

NOMINATION PAPER FOR
ELECTION AS _____ (NAME OF THE POST)

To

(Name and address of returning officer)

The Returning Officer for above Election

We nominate Shri/Smt./Ms. _____ (name & address), whose name is entered at Sl. No. _____ in the Electoral College list for the above mentioned post.

2. Our particulars are given below:-

| | Name of Candidate | Name of Member | Sl. No. in the electoral College list | Signature |
|----------|-------------------|----------------|---------------------------------------|-----------|
| Proposer | | | | |
| Secunder | | | | |
| | | | | |

I, the candidate above named, do hereby give my assent to my nomination for the above post.

Name of the Candidate _____

Name of Member State/Union Territory/ Board/ Institution _____

Sl. No. in the electoral College list _____

Signature _____

Place:

Date:

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Name of the Federation

FORM 3

LIST OF NOMINATED CANDIDATES

| Name of the Post | Name, SI. No in Electoral College list and address of Candidate | Name & Si. No. in Electoral College list of proposer | Name & SI. No. in Electoral College list of Seconder |
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Returning Officer,

Place:

Date:

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Name of the Federation

Election of Office Bearers and Members of Managing Committee

FORM 4

LIST OF VALIDLY NOMINATED CANDIDATES

| Name of the Post | Name of Candidate | Name of Member State/Union Territory/ Board/ Institution | Sl. No in Electoral College list |
|------------------|-------------------|---|-------------------------------------|
| | | | |
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Returning Officer,

Place:

Date:

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Name of the Federation

Election of Office Bearers and Members of Managing Committee

FORM 5

ELECTION OF OFFICE BEARERS AND MEMBERS OF EXECUTIVE BODY _____.

NOTICE OF WITHDRAWAL OF CANDIDATURE FOR
ELECTION AS _____ (NAME OF THE POST)

To

The Returning Officer for above Election

I, the validly nominated candidate, do hereby give my notice of withdrawal of candidature for the above post.

Name of the Candidate_____

Name of Member State/Union Territory/ Board/ Institution_____

Sl. No. in the electoral College list_____

Signature_____

Place:

Date:

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Name of the Federation

Election of Office Bearers and Members of Managing Committee _____

FORM 6

LIST OF CONTESTING CANDIDATES

| Name of the Post | Name of Candidate | Name of Member State/Union Territory/ Board/ Institution | Sl. No in Electoral College list |
|------------------|-------------------|---|-------------------------------------|
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Returning Officer,

Place:

Date:

**PRELIMINARY EXPOSURE DRAFT FOR INVITING
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LEGISLATION**

Name of the Federation

Election of Office Bearers and Members of Executive Body_____

FORM 7

BALLOT PAPER

| Name of Post | Names of candidates | Mark vote here by placing tick (√) mark. |
|---------------|---------------------|--|
| President (1) | 1 | |
| | 2 | |
| | 3 | |
| | 4 | |
| | 5 | |
| | 6 | |
| | 7 | |
| | 8 | |
| | 9 | |
| | 10 | |

N.B. (1) Place tick mark (√) against the name of only One candidate for the post of President,

(2) DO NOT place any other mark like (x), or word, etc. against the name of any candidate as that shall render your ballot paper liable to rejection.

(3) Place tick mark (√) on the ballot paper only with the article specially provided for the purpose. Any ballot paper marked with any other pen, ball point pen, etc. shall render your ballot paper liable to rejection.

(Returning Officer)

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Name of the Federation

Election of Office Bearers and Members of Executive Body, _____

FORM 8

BALLOT PAPER

| Name of Post | Names of candidates | | Mark vote here by placing tick (√) mark. |
|-----------------------|---------------------|--|--|
| Secretary General (1) | 1 | | |
| | 2 | | |
| | 3 | | |
| | 4 | | |
| | 5 | | |
| | 6 | | |
| | 7 | | |
| | 8 | | |
| | 9 | | |
| | 10 | | |

N.B.(1) Place tick mark(√) against the name of only One candidate for the post of Secretary General.

- (2) DO NOT place any other mark like (x), or word, etc. against the name of any candidate as that shall render your ballot paper liable to rejection.
- (3) Place tick mark (√) on the ballot paper only with the article specially provided for the purpose. Any ballot paper marked with any other pen, ball point pen, etc. shall render your ballot paper liable to rejection.

(Returning Officer)

**PRELIMINARY EXPOSURE DRAFT FOR INVITING
COMMENTS AND SUGGESTIONS ON PROPOSED SPORTS
LEGISLATION**

Name of the Federation

Election of Office Bearers and Members of Executive Body _____

FORM 9

BALLOT PAPER

| Name of Post | Names of candidates | Mark vote here by placing tick (√) mark. |
|---------------|---------------------|--|
| Treasurer (1) | 1 | |
| | 2 | |
| | 3 | |
| | 4 | |
| | 5 | |
| | 6 | |
| | 7 | |
| | 8 | |
| | 9 | |
| | 10 | |

N.B. (1) Place tick mark(√) against the name of only One candidate for the post of Treasurer.

- (2) DO NOT place any other mark like (x), or word, etc. against the name of any candidate as that shall render your ballot paper liable to rejection.
- (3) Place tick mark (√) on the ballot paper only with the article specially provided for the purpose. Any ballot paper marked with any other pen, ball point pen, etc. shall render your ballot paper liable to rejection.

(Returning Officer)

**PRELIMINARY EXPOSURE DRAFT FOR INVITING
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LEGISLATION**

Name of the Federation

Election of Office Bearers and Members of Executive Body

FORM 10

BALLOT PAPER

| Name of Post | Names of candidates | Mark vote here by placing tick (√) mark. |
|---------------------|---------------------|--|
| Vice-Presidents (2) | 1 | |
| | 2 | |
| | 3 | |
| | 4 | |
| | 5 | |
| | 6 | |
| | 7 | |
| | 8 | |
| | 9 | |
| | 10 | |
| | 11 | |
| | 12 | |
| | 13 | |
| | 14 | |

N.B. (1) For the purpose of filling two seats of Vice-Presidents, each voter can cast upto four votes by placing tick marks(√) for the above mentioned four seats of Vice President, out of which 2 votes in favour of Males and 2 Votes in favour of Females.

- (2) DO NOT place any other mark like (x), or word, etc. against the name of any candidate as that shall render your ballot paper liable to rejection.
- (3) Place tick mark (√) on the ballot paper only with the article specially provided for the purpose. Any ballot paper marked with any other pen, ball point pen, etc. shall render your ballot paper liable to rejection.

(Returning Officer)

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Name of the Federation

Election of Office Bearers and Members of Executive Body _____

FORM 11

BALLOT PAPER

| Name of Post | Names of candidates | Mark vote here by placing tick (√) mark. |
|-----------------------|---------------------|--|
| Joint Secretaries (2) | 1 | |
| | 2 | |
| | 3 | |
| | 4 | |
| | 5 | |
| | 6 | |
| | 7 | |
| | 8 | |
| | 9 | |
| | 10 | |
| | 11 | |
| | 12 | |
| | 13 | |
| | 14 | |

N.B. (1) For the purpose of filling two seats of Joint - Secretary, each voter can cast upto four votes by placing tick marks(√) for the above mentioned four seats of Joint Secretaries, out of which 2 votes in favour of Males and 2 votes in favour of Females.

- (2) DO NOT place any other mark like (x), or word, etc. against the name of any candidate as that shall render your ballot paper liable to rejection.
- (3) Place tick mark (√) on the ballot paper only with the article specially provided for the purpose. Any ballot paper marked with any other pen, ball point pen, etc. shall render your ballot paper liable to rejection.

(Returning Officer)

**PRELIMINARY EXPOSURE DRAFT FOR INVITING
COMMENTS AND SUGGESTIONS ON PROPOSED SPORTS
LEGISLATION**

Name of the Federation

Election of Office Bearers and Members of Managing Committee _____

FORM 12

RESULT OF COUNTING OF VOTES

| Name of Post | Total Votes Polled | Total Rejected Votes | Names of candidates | | Valid Votes Polled |
|---------------------|--------------------------|----------------------------|------------------------|------|--------------------------|
| President (1) | | | 1 | | |
| | | | 2 | | |
| | | | 3 | Etc, | |
| | | | TOTAL | | |
| Vice-Presidents (2) | | | Males | | |
| | | | 1 | | |
| | | | 2 | | |
| | | | 3 | Etc, | |
| | | | Female | | |
| | | | 1 | | |
| | | | 2 | | |
| | | | 3 | Etc. | |
| | | | TOTAL | | |
| | | | General Secretary (1) | | |
| 2 | | | | | |
| 3 | Etc, | | | | |
| TOTAL | | | | | |

**PRELIMINARY EXPOSURE DRAFT FOR INVITING
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LEGISLATION**

| | | | | | |
|-----------------------|--|--|---|--------|--|
| Joint Secretaries (2) | | | | Male | |
| | | | 1 | | |
| | | | 2 | | |
| | | | 3 | Etc, | |
| | | | | TOTAL | |
| | | | | Female | |
| | | | 1 | | |
| | | | 2 | | |
| | | | 3 | Etc, | |
| | | | | TOTAL | |
| Treasurer (1) | | | 1 | | |
| | | | 2 | Etc. | |
| | | | | TOTAL | |

Place:

Date:

(Returning Officer)

Observer

IOA Observer

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Name of the Federation

Election of Office Bearers and Members of Executive Board, 2010

FORM 13

DECLARATION OF RESULTS

I, the Returning Officer for the above elections, hereby declare, subject to the provisions of Rule(4)(a)(II) of the Rules and Regulations of Paralympic Committee of India, the following candidates as duly elected to the post(s) mentioned against their names :-

| Name of Post | Name(s) of Elected candidate(s) |
|-------------------------|---------------------------------|
| | |
| President (1) | |
| | |
| | |
| | |
| Sr. Vice President (1) | |
| | |
| | |
| | |
| Vice-Presidents (4) | |
| (Two Males Two Females) | |
| | |
| | |
| | |
| General Secretary (1) | |
| | |

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| | |
|-------------------------|--|
| | |
| | |
| Joint Secretaries (4) | |
| (Two Males Two Females) | |
| | |
| | |
| Treasurer (1) | |
| | |
| | |
| | |
| Executive Members (5) | |
| | |
| | |
| | |
| | |
| | |

Place: Date:

(Returning Officer)

Observer

IOA Observer

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**SIXTH SCHEDULE
[SECTION 18]**

NADA RULES NOTIFIED IN THE OFFICIAL GAZETTE

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**SEVENTH SCHEDULE
(SECTION 20)**

NATIONAL CODE ON PREVENTION OF AGE FRAUD

1. INTRODUCTION

1.1 With a view to eliminating age fraud in sport and ensuring fair play, it is imperative to put in place an effective regulatory mechanism so that suitable action is taken against athletes found guilty of committing age fraud. The Government has, therefore, decided that all National Sports Federations, SAI, Sports Control or Promotion Boards and other sports organisations should take appropriate measures to check age fraud, as this amounts to cheating, which is violative of the basic spirit of sport.

1.2 The National Code against age fraud in sports prescribes the following guidelines to prevent, detect and penalize such offences.

2. NATIONAL CODE AGAINST AGE FRAUD IN SPORTS

2.1 National Code Against Age Fraud in Sports (NCAAFS), like competition rules, will form part of sports rules governing the conditions under which sport is played. Athletes and athlete support personnel will have to accept these rules as a necessary prerequisite for participation in any sporting event. NCAAFS will not be subject to or limited by the requirements and legal standards applicable to criminal proceedings or employment matters. Compliance with the code will become part of the eligibility criteria for recognition of National Sports Federation under Scheme of Assistance to National Sports Federation and non-compliance with the code will attract their suspension/de-recognition .

3. FUNDAMENTAL RATIONALE FOR THE CODE

3.1 NCAAFS seeks to preserve the core values of sports, which are honesty, fair play and team spirit.

3.2 The Athletes who indulge in age fraud in sports not only violate these core values, but also put genuine athletes in a disadvantageous position. Moreover, it also results in sub-optimal level of performance of athletes committing such fraud, as they end up competing with their juniors and not their own age group.

4. SCOPE OF THE CODE

4.1 Primarily following agencies are involved in the promotion of sports in the country: -

1. Recognized National Sports Federations.

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2. SAI through various sports promotion schemes of SAI
3. Sports Control or Promotion Boards managed by Government Departments and Public Sector Undertakings

4.2 Recognized National Sports Federations

4.2.1 All recognized National Sports Federations (NSFs) shall accept this Code and incorporate it either directly or by reference to it in their governing documents, constitution and/or competition rules and thus adopt it as part of the rules governing sports and the rights and obligations of those participating in it.

4.2.2 As a pre-condition of receiving financial and/or other assistance from Government of India, National Sports Federations shall accept and abide by the letter and spirit of the Code, including imposition of penalties against the erring athletes.

4.3 SAI

4.3.1 The SAI shall implement this Code for its various Sports Promotional Schemes for various age groups and for holding the National Coaching Camps.

4.4 Sports Control Boards managed by Government and Public Sector Undertakings

4.4.1 The above bodies also are required to take suitable measures for adoption and implementation of the Code.

5. **IMPLEMENTATION OF THE CODE**

5.1 SAI, at the time of admitting an athlete into its Sports Promotion Schemes and National Sports Federations at the time of registering or allowing a new athlete to participate in an event, will get all the players in age level competitions medically examined and as per medical report will issue an Identity Card to the athletes as per **Annexure-I**.

5.2 All the existing athletes who are playing in age level competitions either with SAI or NSF, as the case may be, will also be subjected to medical examination and will also be issued Identity card. If any existing athletes is found over-age even after going through the appeal process (as per procedure indicated in para 7.3 below) be subjected to performance review before re-adjusting in the appropriate age-group as part of the normal weeding out process.

5.3 The Code is legally enforceable from the date of notification of this Act.

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6. POWERS CONFERRED UPON DIFFERENT AUTHORITIES:-

| Sl No. | Action | Authority in SAI | Authority in NSFs |
|---------------|--|---|---|
| 1. | Referring the case by SAI or NSF for for medical examination | Assistant Director of the Regional Office | Any person authorized by NSFs region wise. |
| 2. | Accepting the report of Medical Examination | -do- | -do- |
| 3 | Accepting the appeal of an athlete against medical examination as at Sl. No.2 and referring the matter to appellant medical authority. | Regional Director | A three member committee constituted by NSF |
| 4. | Accepting the report of appellant medical authority. | -do- | -do- |
| 6. | Issue of Identity Card | Assistant Director of SAI Training Centre/Special Area Games Centre | Any person authorized by NSFs region wise |

7. PROCEDURE FOR MEDICAL EXAMINATION

7.1 Medical and Scientific Testing Parameters

7.1.1 The medical and Scientific Testing parameters on which the medical examination is to be conducted is placed at **Annexure-II**.

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7.2 Authorities for medical examination

7.2.1 SAI shall notify a panel of doctors and hospitals, preferably government hospital, state/region-wise comprising of dental surgeon, radiologist and physician (male and female). The panel will be notified annually in the month of December. Physical examination of female athletes should be done by female doctors only. The list notified by SAI will be applicable to NSFs as well.

7.3 Authorities for medical examination on appeal

7.3.1 SAI shall also notify the list of appellate panels and hospitals, which shall necessarily be Government hospitals. The medical board should also have dental surgeon, radiologist and physician (a female doctor in case of female athlete) and any other medical personnel as deemed necessary by Civil Surgeon. The list of appellant panels and hospitals notified by SAI shall be applicable to NSFs and sports promotion boards.

7.4 Cost for medical examination

7.4.1 The cost for medical examinations conducted by SAI and NSFs shall be reimbursed by the Government.

8. Purpose/Usage and Validity of the Identity Card

8.1 Purpose/Usage of the Identity Card is exclusively to serve as proof of age for participation & training in age restricted events. The Identity Card will not serve as a proof of age for any other purpose.

8.2 The Identity Card issued once will be valid for entire sports career of the athlete. Issuance of duplicate card in the event of loss/ damage may be allowed on payment of nominal cost by the Athlete.

9. Management of I-Card Issued and medical examination

9.1 National Sports Federations/SAI/Sports Control Boards shall maintain an exhaustive and diligent record of age, along with proof of the age of athletes who have been issued Identity Cards. Half yearly report shall be submitted by SAI and NSFs on the number of athletes found overage.

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ANNEXURE-I

(para 5.1 refers)

FORMAT OF IDENTITY CARD

1.Name:

Photograph

2. Name of the father:

3. Name of the mother:

4. Place & State of birth:

5. Address for communication:

6. Telephone (with STD Code)

7. Identification marks:

a).

b).

8. Date of birth as per documents:

9. Medical age Range :

(As on)

10. Signature of the candidate:

.....

Date of issue:

(Signature of the Issuing Authority & Stamp)

Place of issue:

NOTE : This Identity Card is exclusively to serve as proof of age for participation & training in age restricted events. The Identity Card will not be serve as a proof of age for any other purpose.

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ANNEXURE-II

(para 7.1.1 refers)

Age Estimation Format

Space for colour
photograph

attested by
Gazetted officer

A. Informed consent

B.

I S/D/O or Guardian of voluntarily give my consent for complete medical examination for the purpose of age estimation. I understand that this examination may involve physical examination including genital examination, dental examination and radiography. The purpose, procedure and use of such examination have been explained to me in the language which I understand.

Signature of the candidate/ guardian:

Signature of the accompanying person/witness:

(Note:Consent by guardian is essential in respect of athletes below 12 years)

C. Preamble

1. Age category.....
2. Sports Discipline.....
3. Events to be participated
4. Case Serial No.....
5. Name.....
6. Age as stated (Any documentary evidence like birth certificate)
.....
7. Sex.....
8. Permanent Address.....

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-
-
- 9. Corresponding address.....
-
-
- 10. Name of school/college/Institute.....
- 11. Tel. No. & e-mail.....
- 12. Father’s name.....
- 13. Mother’s name.....
- 14. Name of the person accompanying.....
- 15. Date and Time of examination.....
- 16. Place of examination.....
- 17. Marks of identification (Scar/mole/deformity,etc.) :
 - 1.....
 - 2.....
- 16. Thumb impression (right in female and left in male)
- 17. Signature

D. General Physical Examination

- 1. Height (cm):
- 2. Weight (kg):
- 3. Chest girth at the level of nipples:
- 4. Abdominal girth at the level of naval:
- 5. For calculating Body development index (BDI) :
 - I. Biacromial breath(cm):
 - II. Biliospinale breath (cm):
 - III. Forearm circumference(cm) in males:
 - IV. Mid thigh circumference(cm) in females:
- 6. Voice (Hoarseness of voice):

E. Dental Examination

- i. Dental Data: (S) 8 7 6 5 4 3 2 1 1 2 3 4 5 6 7 8 (S)
(Rt.)..... (L t.)
(S) 8 7 6 5 4 3 2 1 1 2 3 4 5 6 7 8 (S)
- a. Temporary
- b. Permanent

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- c. Space for third molar(S)
- d. Partially erupted/completely erupted

- ii. Dental X- ray : Oral pantogram (OPG)
- iii. Dental X- ray findings :

F. Radiological Examination/MRI/CT Scan (as applicable)

Note : A single film of hand and wrist is sufficient for age below 13 years.
Wherever radiological examination is not indicated MRI/CT Scan may be done.

- 1. X-ray advised (as per requirements):
 - i. Shoulder joint : A.P view
 - ii. Elbow joint : A.P and lateral view
 - iii. Hand with wrist : A.P view
 - iv. Pelvis with hip joint : A.P view
- 2. Date of radiological examination:
- 3. Name of the radiographer :

Radiological findings:

| S.no. | X-ray advised | Findings | Age |
|-----------|---------------|----------|-----|
| inference | | | |

G. Age Certificate

After performing general physical, dental and radiological examination, we are of the considered opinion that the biological age of the person is about..... years which is consistent /not consistent with birth certificate/ age document.

Dated :

Signature:

Name:

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Designation:

(All the parameters should be considered for the age estimation)

H. Body development index method : Optional method(BDI method is valid upto 18 years)

$$\text{BDI} = \frac{\text{Middle breadth} \times 2 \text{ forearm circumference (corrected)}}{\text{Body height} \times 10}$$

$$\text{Middle breadth} = \frac{\text{Biacromial breadth} + \text{Biliospinale breadth}}{2}$$

Forearm circumference (corrected) = Forearm circumference given – Rohrar index (RI)

(Corrected)

$$\text{Rohrar index} = \frac{\text{Body weight (kg)}}{\text{Body height}^3 \times 10} = \frac{\text{Kg}}{\text{M}^3 \times 10}$$

Corrected Rohrar index = Corresponding corrected value to the calculated Rohrar index (Correlate with table 1 : Rohrar index – corrected value)

Biological age = Corresponding age to the BDI index value

(Correlate with table 2 : Mean value of body development index children, wutschrk, 1973)

Table-1: ROHRAR INDEX AND CORRECTED VALUE

| RI | Correction | RI | Correction | RI | Correction |
|------|------------|------|------------|------|------------|
| 0.90 | +3.7 | 1.13 | 0.0 | 1.36 | -3.7 |
| 0.91 | +3.5 | 1.14 | 0.2 | 1.37 | -3.8 |
| 0.92 | +3.4 | 1.15 | 0.3 | 1.38 | -4.0 |

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| | | | | | |
|------|------|------|-----|------|------|
| 0.93 | +3.2 | 1.16 | 0.5 | 1.39 | -4.2 |
| 0.94 | +3.1 | 1.17 | 0.6 | 1.40 | -4.3 |
| 0.95 | +2.9 | 1.18 | 0.8 | 1.41 | -4.5 |
| 0.96 | +2.7 | 1.19 | 1.0 | 1.42 | -4.7 |
| 0.97 | +2.6 | 1.20 | 1.1 | 1.43 | -4.8 |
| 0.98 | +2.4 | 1.21 | 1.3 | 1.44 | -5.0 |
| 0.99 | +2.3 | 1.22 | 1.5 | 1.45 | -5.1 |
| 1.00 | +2.1 | 1.23 | 1.6 | 1.46 | -5.3 |
| 1.01 | +1.0 | 1.24 | 1.8 | 1.47 | -5.5 |
| 1.02 | +1.8 | 1.25 | 1.9 | 1.48 | -5.6 |
| 1.03 | +1.6 | 1.26 | 2.1 | 1.49 | -5.8 |
| 1.04 | +1.5 | 1.27 | 2.3 | 1.50 | -5.9 |
| 1.05 | +1.3 | 1.28 | 2.4 | | |
| 1.06 | +1.1 | 1.29 | 2.6 | | |
| 1.07 | +1.0 | 1.30 | 2.7 | | |
| 1.08 | +0.8 | 1.31 | 2.9 | | |
| 1.09 | +0.6 | 1.32 | 3.1 | | |
| 1.10 | +0.5 | 1.33 | 3.2 | | |
| 1.11 | +0.3 | 1.34 | 3.4 | | |
| 1.12 | +0.2 | 1.35 | 3.5 | | |

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**Table-2 Mean Values of Body Development Index of GDR Children (WUTSCHRK,
1973)**

| Biological Age in Years | Boys | Girls |
|--------------------------------|-------------|--------------|
| 4 | 0.52 | 0.52 |
| 5 | 0.57 | 0.57 |
| 6 | 0.57 | 0.61 |
| 7 | 0.59 | 0.64 |
| 8 | 0.62 | 0.67 |
| 9 | 0.65 | 0.70 |
| 10 | 0.67 | 0.73 |
| 11 | 0.69 | 0.75 |
| 12 | 0.70 | 0.75 |
| 13 | 0.72 | 0.79 |
| 14 | 0.80 | 0.84 |
| 15 | 0.83 | 0.87 |
| 16 | 0.84 | 0.88 |
| 17 | 0.86 | 0.91 |
| 18 | 0.90 | 0.97 |
| Adult | <u>1.00</u> | 0.97 |

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**EIGHTH SCHEDULE
[SECTION 21]**

Guidelines for Prevention of Sexual Harassment of Women in Sport

With a view to addressing complaints concerning sexual harassment of women sports persons and to promote healthy environment in sports, a need has been felt to put in place, an effective redressal mechanism to deal-with the issue.

2. Hon'ble Supreme Court, in the case of Vishakha and Others vs. State of Rajasthan and Others (JT.1997 (7) SC 384), had laid down guidelines and norms to be observed to prevent sexual harassment of working women. It has been laid down in the judgement, that it is the duty of the employer or other responsible persons in work places or other institutions to prevent or deter the commission of acts of sexual "harassment and to provide the procedure for the resolution, settlement or prosecution of acts of sexual harassment by taking all steps required.

3. The Parliamentary Standing Committee attached to Ministry of Youth Affairs and Sports has also raised issues about the mechanism within various sports bodies and the Ministry to deal with cases of sexual harassment of women sportspersons.

4. The Government, after taking the above into account, has concluded that it shall be the responsibility of National Sports Federations and other sports Bodies to prevent sexual harassment of women in sports and to ensure their safety. All the National Sports Federations, including IOA, are therefore, directed to take appropriate measures, as per the Vishakha judgement issued by the Hon'ble Supreme court to prevent sexual harassment of women in sports sector. All institutional sports promotion boards are also requested to take action in this regard.

5. While following these guidelines, the NSFs should necessarily take the following steps:

- (a) Notify, publish and circulate in appropriate ways, express prohibition of sexual harassment.
- (b) Include rules/regulations prohibiting sexual harassment in their rules and regulations and provide for appropriate penalties in such rules against the offender.
- (c) Provide appropriate conditions in respect of work, leisure, health and hygiene to further ensure that there is no hostile environment towards women and no employee woman should have reasonable grounds to believe that she is disadvantaged in connection with her carrier.
- (d) Women should be allowed to raise issues of sexual harassment in appropriate

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forums and it should be affirmatively discussed.

- (e) Complaint Mechanism: The NSFs should set up a complaint mechanism for redressal of the complaint made by the victim. Such complaint mechanism should ensure time bound treatment of complaints.
 - (f) Disciplinary Action : Where such conduct amounts to misconduct, appropriate disciplinary action should be initiated in accordance with rules.
 - (g) Criminal Proceedings: Where such conduct amounts to a specific offence under the Indian Penal Code or under any other law, the NSFs shall initiate appropriate action in accordance with law by making a complaint with the appropriate authority. In particular, it should ensure that victims, or witnesses are not victimized or discriminated against while dealing with complaints of sexual harassment. The victims of sexual harassment should have the option to seek transfer of the perpetrator or their own transfer.
 - (h) Complaints Committee :The complaint mechanism, referred to in (g) above, should be adequate to provide, where necessary, Complaints Committee, a special counselor or other support service, including the maintenance of confidentiality. The Complaints Committee should be headed by a woman and not less than half of its member should be women. Further, to prevent the possibility of any undue pressure or influence from senior levels, such Complaints Committee should involve a third party, either NGO or other body who is familiar with the issue of sexual harassment.
 - (i) Awareness: Awareness of the rights of female employees in this regard should be created in particular by prominently notifying the guidelines in a suitable manner.
 - (j) Third Party Harassment: Where sexual harassment occurs as a result of an act or omission by any third party or outsider, the NSFs will take all steps necessary and reasonable to assist the affected person in terms of support and preventive action.
6. All NSFs are requested to take necessary action as per above guidelines latest by within one month from the date of notification of this Act.
7. The NSFs may also issue similar instructions to their State and District federations.

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**NINTH SCHEDULE
[SECTION 23]**

**The National Sports
Ombudsman Scheme
2011**



सत्यमेव जयते

**Ministry of Youth Affairs and Sports
Government of India**

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National Sports Ombudsman Scheme 2011

Notification

In exercise of powers conferred by Section--- of the National Sports Development Act, 2011 the Government hereby notifies the National Sports Ombudsman Scheme, 2011 and directs that the Indian Olympic Association and National Sports Federations shall comply with the Scheme. The Scheme shall come into force with immediate effect.

Joint Secretary to Government of India
Ministry of Youth Affairs and Sports
Department of Sports

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CHAPTER V

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16. Removal of Difficulties

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THE NATIONAL SPORTS OMBUDSMAN SCHEME, 2011

The Scheme is introduced with the object of enabling resolution of disputes to which a National Sport Federation and/or National Olympic Committee and/or other sport related body is a party. These may also relate to complaints or disputes relating to the functioning or management of any National Sports Federation and/or National Olympic Committee.

CHAPTER I

PRELIMINARY

1. SHORT TITLE, COMMENCEMENT, EXTENT AND APPLICATION

- (1) This Scheme may be called the National Sports Ombudsman Scheme, 2011.
- (2) It shall come into force on such date as the Government may specify.
- (3) It shall extend to the whole of India.
- (4) The Scheme shall apply to National Sports Federations as defined under the Act.

3. DEFINITIONS

- (1) “Act” means the National Sports Development Act, 2011
- (2) “Appellate Authority” means the panel comprising of a retired Supreme Court Judge or a retired Chief Justice of High Court as the President, a representative of the Government and an Eminent Athlete.
- (3) “Authorised Representative” means a person duly appointed and authorised by a complainant to act on his behalf and represent him in the proceedings under the Scheme before the National Sports Ombudsman for consideration of his complaint.
- (4) “Award” means an award passed by the National Sports Ombudsman or the Appellate Authority in accordance with the Scheme and shall be enforceable under the Arbitration and Conciliation Act, 1996 and shall be binding upon the parties.
- (4) “Complaint” means a representation in writing made to the Sports Ombudsman containing a grievance in which a National Sport Federation and/or National Olympic Committee and/or other sport related body is a party. The grievance may also relate to complaints alleging disputes in the functioning or management of any National Sports Federation and/or National Olympic Committee.

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(5) “Eminent Athlete” means a sportsperson who has been conferred with national or international sports awards and/ or padma awards for their outstanding contribution to national sports development in terms of medals won in international Athletic Competitions.

(5) “Government” means the Central Government in the Ministry of Youth Affairs and Sports

(6) “National Sports Federation” means an sports organisation, including paralympic or special Olympic sports organisation, which may also be dealing with the professional format of the sport, which is granted Recognition under section --- thereby authorizing it to select national Athlete(s) or national teams representing India in international sports competitions and which regulates the sport or acts as the apex body for the sport in India

(7) “Sports Ombudsman” means the person (s) appointed as National Sports Ombudsman under Clause 4 of the Scheme.

(8) “Scheme” means the National Sports Ombudsman Scheme, 2011.

(9) “Secretariat” means the office constituted as per sub-clause (1) of clause 6 of the Scheme.

CHAPTER II

ESTABLISHMENT OF OFFICE OF SPORTS OMBUDSMAN

4. APPOINTMENTS AND TENURE

(1) The Government may appoint one or more retired High Court Judge or Judges with recognized competence with regard to sports law, or international/national arbitration with a good knowledge of sports in general, as Sports Ombudsman to carry out the functions entrusted to him or her or them under the Scheme.

(2) The appointment of the Sports Ombudsman under subsection (1) may be made for a period not exceeding three years at a time.

5. LOCATION OF OFFICE, TEMPORARY HEADQUARTERS, LANGUAGE AND PROCEDURE

(1) The office of the Sports Ombudsman shall be located in New Delhi.

(2) In order to expedite disposal of complaints, the Sports Ombudsman may hold sittings at such places within India, as may be considered necessary and proper by him/her in

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respect of a Complaint or reference before him/her.

(3) Normally the Sports Ombudsman and the Appellate Authority shall conduct proceedings in English and may permit the use of any other language subject to their discretion.

(4) The Sports Ombudsman and the Appellate Authority may in a given case conduct a hearing by tele-conference or video conference or by means of any other affordable technological method, so as to avoid undue expenditure and for expeditious disposal of the Complaint or the appeal as the case may be.

(5) For the purpose of conducting proceedings under this scheme, the Sports Ombudsman shall follow a procedure which is summary in nature.

6. SECRETARIAT

(1) The Government shall depute such number of its officers or other staff, or engage new persons to assist the Office of the Sports Ombudsman as is considered necessary to function as the Secretariat of the Sports Ombudsman.

(2) The administrative expenditure of the Secretariat shall be borne from the Sports Development.

CHAPTER III

JURISDICTION, POWERS AND DUTIES OF SPORTS OMBUDSMAN

7. POWERS AND JURISDICTION

(1) The territorial jurisdiction of the Sports Ombudsman appointed under Clause 4 of the Scheme shall extend to the whole of India.

(2) The Sports Ombudsman shall receive and consider Complaint(s) and facilitate their resolution or Settlement by an Award in accordance with the Scheme.

(3) The Sports Ombudsman shall exercise general powers of superintendence and control over his Office and shall be responsible for the conduct of business there at.

(4) The Office of the Sports Ombudsman shall draw up an annual budget for itself in consultation with the Government and shall exercise the powers of expenditure within the approved budget on the lines of General Financial Rules, 2005.

(5) The Sports Ombudsman shall send to the Government, a report, as on 30th June every

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year, containing a general review of the activities of his Office during the preceding financial year and shall furnish such other information as the Government may request and the Government may, if it considers necessary in the public interest so to do, publish the report and the information received from the Sports Ombudsman in such consolidated form or otherwise as it deems fit.

CHAPTER IV

PROCEDURE FOR REDRESSAL OF GRIEVANCE

8. GROUNDS OF COMPLAINT

(1) Any person aggrieved with the acts of omission or commission by a National Sports Federation and/or National Olympic Committee and/or a related sports body may file a Complaint with the Sports Ombudsman, particularly with reference to discharge of its duties as laid down in the Olympic Charter or the Act.

(2) Further, in the event of conflicts or disputes within the management of a National Sports Federation and/or the National Olympic Committee, one or more of the disputing factions may approach the Sports Ombudsman for settlement.

9. PROCEDURE FOR FILING COMPLAINT

(1) Any person who has a grievance against a National Sports Federation and/or National Olympic Committee or a related sports body on any one or more of the grounds mentioned in Clause 8 of the Scheme may, himself or herself or through his or her authorised representative, make a Complaint to the Sports Ombudsman.

(2) (a) The Complaint shall be duly signed by the complainant or his or her authorised representative and shall be stating clearly:

- (i) the name and the address of the complainant,
- (ii) the facts giving rise to the Complaint,
- (iii) the nature and extent of the loss caused to the complainant, and
- (iv) the relief sought for.

(b) The complainant shall file along with the Complaint, copies of the documents, if any, which he or she proposes to rely upon and a declaration that the Complaint is maintainable under sub-clause (3) of this clause.

(d) The Sports Ombudsman shall also entertain Complaint(s) covered by this Scheme received by the Government and forwarded to him for disposal.

(3) No Complaint to the Sports Ombudsman shall lie unless: -

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- (a) the complainant had, before making a Complaint to the Sports Ombudsman, made a written representation to the concerned National Sports Federation highlighting his grievance and if the representation has not been disposed off (i) to the satisfaction of the complainant or (ii) within a period of ten days of his having made such representation, as the case may be;
- (b) the complainant had, before making a Complaint to the Sports Ombudsman, made a written representation to the National Olympic Committee highlighting the dispute and if the representation has not been disposed off (i) to the satisfaction of the complainant or (ii) within a period of fifteen days of it having made such representation, as the case may be;
- (c) the Complaint is made not later than one month from the end of the period prescribed for disposal of the representation/complaint as defined in subsection (a) or (b);
- (d) the Complaint is not in respect of the same cause of action which was settled or dealt with on merits by the Sports Ombudsman in any previous proceedings whether or not received from the same complainant or along with one or more complainants or one or more of the parties concerned with the same cause of action ; and
- (e) the Complaint does not pertain to the same cause of action, for which any proceedings before any court, tribunal or arbitrator or any other forum is pending or a decree or Award or order has been passed by any such court, tribunal, arbitrator or forum.

10. POWER TO CALL FOR INFORMATION

(1) For the purpose of carrying out their duties under this Scheme, the Sports Ombudsman may require the National Sports Federation against whom the Complaint is made or the National Olympic Committee or any other entity concerned with the Complaint to provide any information or furnish certified copies of any document relating to the complaint which is or is alleged to be in its possession. Provided that in the event of the failure of a National Sports Federation or the National Olympic Committee to comply with the requisition, the Sports Ombudsman may, if they deems fit, draw an adverse inference that the information if provided or copies if furnished would be unfavourable to the National Sports Federation or the National Olympic Committee.

(2) The Sports Ombudsman shall maintain confidentiality of any information or document that may come into their knowledge or possession in the course of discharging their duties and shall not disclose such information or document to any person except with the consent of the person furnishing such information or document.

Provided that nothing in this clause shall prevent the Sports Ombudsman from disclosing information or document furnished by a party in a Complaint to the other party or parties to the extent considered by them to be reasonably required to comply with any legal requirement or the principles of natural justice and fair play in the proceedings.

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12. AWARD BY THE NATIONAL SPORTS OMBUDSMAN

(1) The Sports Ombudsman shall take into account the documents and evidence placed before him or her by the parties, the principles of good governance, directions, instructions and guidelines issued by the international Olympic Committee or the Government from time to time and such other factors which in his or her opinion are relevant to the complaint.

(3) The Award shall state briefly the reasons therefore.

(4) The Sports Ombudsman shall dispose of the Complaint within a month of having received such complaint;

(5) A copy of the Award shall be sent to the complainant and the National Sports Federation and/or the National Olympic Committee or any other sport related body as the case may be;

(6) So far as on-field dispute or immediately forthcoming competition/tournament/league dispute are concerned relating to the eligibility/disqualification of a player, such a dispute shall be disposed off within the period of 48 hours from the receipt of the Complaint.

13. REJECTION OF THE COMPLAINT

The Sports Ombudsman may reject a complaint at any stage if it appears to him or her that the complaint made is: -

- (a) not on the grounds of complaint referred to in clause 8 or otherwise not in accordance with sub clause (3) of clause 9; or
- (b) without any sufficient cause; or
- (c) that it is not pursued by the complainant with reasonable diligence.

14. APPEAL BEFORE THE APPELLATE AUTHORITY:

(1) Any person aggrieved by an Award under clause 12 or rejection of a complaint for the reasons referred to in sub clauses (b) to (c) of clause 13, may within 30 days of the date of receipt of communication of Award or rejection of Complaint, prefer an appeal before the Appellate Authority;

Provided that the Appellate Authority may, if they are satisfied that the applicant had sufficient cause for not making the appeal within time, allow a further period not exceeding 15 days;

(2) The Appellate Authority shall, after giving the parties a reasonable opportunity of being heard dispose off the appeal within a period of thirty days from the filing of appeal.

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3) The order of the Appellate Authority shall have the same effect as the Award passed by Sports Ombudsman under clause 12 or the order rejecting the complaint under clause 13, as the case may be.

CHAPTER V

MISCELLANEOUS

16. REMOVAL OF DIFFICULTIES

If any difficulty arises in giving effect to the provisions of this Scheme, Government may make such provisions not inconsistent with the National Sports Development Act, 2011 or the Scheme, as it appears to it to be necessary or expedient for removing the difficulty.

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**TENTH SCHEDULE
[SECTION 24]**

The Indian Olympic Association, all National Sports Federations, all Sports Promotion Boards, NADA, NDTL and SAI shall fulfil their obligations of being a Public Authority, as per Section 4 of the Right to Information Act, 2005, like maintaining all their records duly catalogued and indexed in a manner so as to facilitate the right to information under this Act and *suo moto* disclosure/ publishing of information pertaining to the federation, including the following:

- i) the particulars of their organisation, functions and duties;
- ii) the powers and duties of their officers and employees;
- iii) the rules, regulations, instructions, manuals and records, held by them or under their control or used by their employees for discharging their functions;
- iv) the particulars of any arrangement that exists for consultation with, or representation by, the members of the public in relation to the formulation of their policy or implementation thereof;
- v) all relevant facts while formulating important policies or announcing the decisions which affect public;
- vi) a statement of the boards, councils, committees and other bodies consisting of two or more persons constituted as their part or for the purpose of advice, and as to whether meetings of those boards, councils, committees and other bodies are open to the public, or the minutes of such meetings are accessible for public;
- vii) a directory of their, officers and employees;
- viii) the monthly remuneration received by each of their officers and employees, including the system of compensation as provided in their regulations;
- ix) the budget allocation within the federation, indicating the particulars of all plans, proposed expenditures and reports on disbursements made.
- x) particulars of recipients of concessions, permits or authorisations granted by them;
- xi) the particulars of facilities available to citizens for obtaining information including the working hours of a library or reading room, if maintained for public use etc;
- xii) such other information as may be prescribed.

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And thereafter, update this information every year.

2. The details as outlined above shall be complied with immediate effect. Compliance to the above instructions is mandatory.
