

**MINUTES OF THE MEETING OF THE COMMITTEE OF ADMINISTRATORS
HELD ON 11TH SEPTEMBER 2018 AT BCCI HEADQUARTERS, MUMBAI**

Mr. Vinod Rai – Chairman
Ms. Diana Edulji
Mr. Rahul Johri – BCCI CEO
Mr. Santosh Rangnekar – BCCI CFO
Mr. Ajit Singh – ACU Head
Ms. Prabhjyot Chhabra – BCCI Legal Advisor
Ms. Karina Kripalani – BCCI Legal Advisor
Mr. Indranil Deshmukh (Cyril Amarchand Mangaldas)
Mr. Adarsh Saxena (Cyril Amarchand Mangaldas)
Ms. Rachyeta Shah (Cyril Amarchand Mangaldas)

At the outset, the COA decided that it would first like to discuss certain matters not on the agenda.

ITEM 7: ANY OTHER MATTER

A. Proposed meeting with Ravi Shastri

1. It was discussed that the COA would like to have a meeting with the Head Coach, Mr. Ravi Shastri in relation to the performance of the team. It was discussed that the playing team is selected by the Captain, Vice-Captain and Head Coach. Reference was made to Rule 26(2)(A)(iv) of the BCCI Constitution and it was pointed out to the COA that the said rule provides that on an overseas tour, the Coach, Captain and Vice-Captain shall constitute the Selection Committee and the Administrative Manager is required to convene the meeting and keep a record of the proceedings.
2. The option of including a selector in the decision regarding the playing 11 for a particular match was discussed. The COA was informed that since the year 1932, a selector has never been made a part of the decision-making regarding the playing 11 for a particular match. The option of a selector remaining present as an observer during the meeting where the playing 11 for a particular match is being selected by the Coach, Captain and Vice-Captain was also discussed in order to ensure that there is transparency regarding what is being taken into account while selecting the playing 11 for a particular match was also discussed.
3. It was discussed that transparency is ensured by requiring the Administrative Manager to keep a record of the proceedings and the COA can call for the said record in the event it is desirous of knowing what was taken into account while selecting the playing 11 for a particular match.

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4. After some further discussion, the COA decided that the CEO should set up a meeting between the COA and the Coach, Captain and Vice-Captain of the Senior Men's Team.

B. Improper Broadcast of Matches during India's Tour of England

1. It was noted that there have been media reports relating to the broadcast of matches during India's tour of England with complaints being raised about Sony cutting off the feed at inappropriate times during the match.
2. It was discussed that the broadcast rights for India's tour of England have been sold to Sony by the England and Wales Cricket Board ("EWCB") and, therefore, BCCI is not in a position to take any action in the matter. It was pointed out to the COA that all broadcasters are required to comply with various guidelines issued by the Telecom Regulatory Authority of India ("TRAI") and any person aggrieved by improper broadcast by such broadcasters can take recourse under the relevant rules/ regulations/ guidelines issued by the TRAI.
3. The COA took note of the above.

At this juncture, the COA decided that it will take up the issue of the email sent by the Asian Cricket Council ("ACC") regarding exclusion of Virat Kohli from the Asia Cup 2018.

C. Communication from Asian Cricket Council regarding Exclusion of Virat Kohli from Asia Cup 2018

1. The COA was informed that the broadcaster for Asia Cup 2018 has addressed an email to the ACC claiming that the exclusion of Virat Kohli from the Indian squad for Asia Cup 2018 will adversely affect the revenue/ income of the broadcaster. The COA was also informed that the ACC has subsequently requested BCCI to discuss this matter.
2. It was discussed that the broadcaster may have addressed the email on the basis of a clause in its agreement with the ACC saying that ACC would ensure best team from each participating country plays each match but unless BCCI is either a party to the said agreement or has otherwise included a similar clause in its agreement with ACC, it cannot prevent the BCCI from sending such team as it considers appropriate.
3. It was discussed that irrespective of what any agreement may say, the selection of the team is the prerogative of the selection committee and that the broadcaster cannot interfere or have a say in this matter.

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4. After some further discussion, the COA decided that the CEO should respond to the ACC stating that the selection of the team for the Asia Cup 2018 is the prerogative of the selection committee of BCCI.

At this juncture, the COA decided to discuss what is happening in relation to the Hyderabad Cricket Association (“HCA”).

D. Matters Relating to Hyderabad Cricket Association

1. The COA enquired about the status of the application which has been filed by BCCI before the Hon’ble High Court at Hyderabad. The COA was informed that the application has been heard and the matter has been reserved for orders.
2. After some further discussion, the COA decided that it will await the order of the Hon’ble High Court at Hyderabad before deciding the next course of action.

ITEM 1: CONFIRMATION OF THE MINUTES OF THE MEETING OF THE COMMITTEE OF ADMINISTRATORS HELD ON 17TH JULY 2018 AND RELATED MATTERS

A. Confirmation of the Minutes of the COA Meeting held on 17th July 2018

1. The COA perused the draft minutes of the COA meeting held on 17th July 2018 and made certain corrections therein. The COA then asked the Legal Team to carry out the said corrections and decided that once the said corrections have been carried out, the Chairman shall sign the minutes after which the signed minutes should be put up on the BCCI website in the interests of transparency.

B. Follow Up on Discussions during COA Meeting held on 17th July 2018 – Order dated 7th May 2018 passed by the Hon’ble Supreme Court in Writ Petition (Civil) No. 1163 of 2017 filed by Mr. Atul Kumar & Anr. (Continued)

1. The COA was informed that a draft of the report to be filed by the COA pursuant to the order dated 7th May 2018 is being prepared and was given an outline of the manner in which the report is being structured.

2. The COA took note of the above.

C. Follow Up on Discussions during the COA Meeting held on 17th July 2018 – Appointment of ACU Head

1. The COA was informed that the detailed note/ chart/ matrix regarding the process for the appointment of the ACU Head including number of applications received, criteria applied for shortlisting, etc. is being prepared and will be circulated to the COA.

2. The COA took note of the above.

D. Follow Up on Discussions during the COA Meeting held on 20th August 2018 – Notice of Termination to Executive Assistants of Office Bearers

After some discussion, the COA decided that termination letters giving 3 months' notice should be issued to all employees/ persons attached to the office bearers.

E. Follow Up on Discussions during the COA Meeting held on 20th August 2018 – Directions dated 23rd August 2018 issued by the COA

1. It was suggested that the COA should send an email to all the IPL franchisees communicating that the IPL Governing Council has been dissolved and that the COA is discharging the functions of the IPL Governing Council.
2. It was pointed out to the COA that paragraph 1 of the directions dated 23rd August 2018 clearly states that any function to be performed by the Governing Council under the New BCCI Constitution shall be performed by the COA until a new Governing Council is elected. It was also pointed out that the said directions are available on the BCCI website. It was discussed that IPL franchisees may not be aware of the fact that such directions have been issued by the COA.
3. After some further discussion, the COA decided that it will address an email to all the IPL franchisees enclosing the directions dated 23rd August 2018 issued by the COA.

ITEM 2: IMPLEMENTATION OF REFORMS AND MATTERS RELATING THERETO:

A. Way Forward on Compliance by State Associations

1. It was discussed that once the State Associations have furnished compliance certificates as per the Hon'ble Supreme Court's judgment dated 9th August 2018 ("**Judgment**"), the COA is required to file a status report with reference to the compliance undertaken by the State Associations. It was discussed that the Judgment provides that in the event any State Association does not undertake compliance with the Judgment, the directions contained in the orders dated 7th October 2016 and 21st October 2016 shall revive. It was noted that the said orders restrain the BCCI from making any disbursement to State Associations.
2. It was discussed that withholding of funds is an insufficient deterrent for State Associations and the COA needs to ask for additional consequences for non-compliance. It was discussed that the COA should ask the Hon'ble Supreme Court to

direct that only compliant State Associations will be entitled to vote in BCCI elections.

3. It was discussed that since the Judgment puts the onus of compliance on the State Associations by requiring them to furnish a compliance certificate to the COA and requires the COA to file a status report with reference to the compliance undertaken by the State Associations, Senior Advocates had advised that the COA should not start issuing clarifications, etc. in relation to compliance by State Associations before compliance certificates have been furnished.
4. It was discussed that once the State Associations have furnished compliance certificates enclosing their respective amended constitutions, the COA will have to assess the same and, in order to file a status report with reference to the compliance undertaken by the State Associations (as required by the Judgment), the COA will need to scrutinize the amended constitutions enclosed along with the compliance certificates furnished by the State Associations.
5. After some further discussion, the COA decided that a decision on the approach to be taken in the status report to be filed by the COA with reference to the compliance undertaken by State Associations shall be taken at a subsequent meeting of the COA.

B. Email from Madhya Pradesh Cricket Association regarding Complimentary Tickets

1. The COA's attention was drawn to the email dated 8th September 2018 received from Madhya Pradesh Cricket Association ("MPCA") in relation to the distribution of tickets. The COA was informed that the MPCA as well as other State Associations are having an issue in complying with the stipulation which limits complimentary tickets to only 10% tickets of the entire seating capacity in each category.
2. Reference was made to Rule 37(8) of the BCCI Constitution and it was discussed that the 10% stipulation is mandatory and all other tickets are required to be made available for purchase by the general public. The issue of whether tickets to be given to sponsors in terms of their respective contracts should be included in the 10% limit was discussed. It was discussed that those State Associations which are facing difficulties in implementing this provision have the option of approaching the Supreme Court for directions and/ or modifications to the rule.
3. It was suggested that BCCI can address emails to all the State Associations asking them for a break-up of the category-wise seating capacity of their respective stadia in order to ensure compliance with the 10% rule. It was also suggested that, once this information is received, a decision can be taken on the way forward.
4. After some further discussion, the COA decided that it will address an email to all State Associations requesting for information relating to total seating capacity of the

stadia (category wise), price of each ticket, historical process followed for the sale of tickets.

C. Allegations made by Sanjeev Mishra against Bihar Cricket Association

1. The COA's attention was drawn to the email dated 7th September 2018 from Advocate Mr. Sanjeev Mishra making certain allegations against the Bihar Cricket Association ("BCA"). The COA noted that there are 2 sets of allegations made by Mr. Mishra viz. (i) conflict of interest and illegality in the appointment of the Ombudsman of the BCA; and (ii) illegality in the selection of players representing the BCA.
2. The COA noted that it appears that these matters have already been raised before the Ombudsman of the BCA. However, since the same matters have also been raised before the COA, it appears that the Ombudsman of the BCA has informed the complainant that he cannot raise the same matter simultaneously before 2 different authorities. It was discussed that such complaints are meant to be looked into by the Ombudsman of the BCA and, if the complainant is dissatisfied with the Ombudsman decision and/or the Ombudsman refuses to look into the matter, the complainant always has the option of approaching the courts for appropriate remedies.
3. After some further discussion, the COA decided that the allegations made by Sanjeev Mishra against the BCA will have to be looked at by the Ombudsman of the BCA only.

D. Directions on Process for Legal Approvals

1. The COA was informed that the process of seeking instructions and approvals which is currently being followed for all Court matters/ proceedings relating to the implementation of reforms is that the COA's specific approval is obtained on every affidavit/ application that is to be filed. However, there are also various other proceedings that are unrelated to the implementation of reforms and the COA's approval is being taken on every affidavit/ application that is to be filed in such matters as well.
2. The COA was informed that in respect of proceedings that are unrelated to the implementation of reforms, there are instances where urgent filings need to be done and/or urgent instructions issued to advocates either immediately prior to or even during hearings in Court and it is difficult to obtain specific approvals/ instructions from the COA on every such occasion. It was suggested that since the CEO has been authorized by the COA to sign all affidavits/ applications etc. on behalf of BCCI, the COA should also consider putting in place an alternate arrangement for obtaining approvals/ instructions on matters unrelated to implementation of reforms without having to approach the COA on each occasion.

3. It was discussed that the authorizing the CEO by giving him the administrative authority to sign affidavits/ applications etc. on behalf of BCCI and giving him the authority to decide what BCCI's stand in legal proceedings should be are two different things. Accordingly, while the CEO may sign on behalf of BCCI, decisions regarding the stand that should be taken by BCCI in any legal proceedings will necessarily have to be taken from the COA.
4. Reference was made to Rule 15(4)(d) of the New BCCI Constitution which provides that one of the powers and duties of the Apex Council is to institute or defend any action or proceedings for or against the BCCI. It was noted that as per paragraph 1 of the directions dated 23rd August 2018 issued by the COA, any function to be performed by the Apex Council under the New BCCI Constitution shall be performed by the COA until a new Apex Council is elected.
5. It was discussed that prior to the COA having been appointed, the power to institute or defend any action or proceedings for or against the BCCI was that of the Working Committee. The COA was informed that instructions used to be issued by the BCCI Legal Team after getting internal approval from the office bearers, who would, in turn, get their decisions ratified at the Working Committee meeting and also get the Working Committee to authorize them to take necessary decisions in relation to that matter in the interests of BCCI, where necessary.
6. It was suggested that just like the Working Committee used to authorize the office bearers to take necessary decisions in the interests of BCCI, the CEO may be authorised by the COA to issue necessary instructions in relation to matters that are unrelated to implementation of reforms. It was discussed that the CEO would be free to approach the COA for specific instructions, as and when he felt that a major decision is to be taken. It was suggested that the CFO can also be similarly authorized in respect of taxation matters.
7. It was discussed that while it is the COA's prerogative to delegate such authority to the CEO, it should not be a blanket authority which covers all legal proceedings unrelated to implementation of reforms but should be a specific delegation of authority for each matter which is done after the COA is briefed on what the matter is about. It was also discussed that in the event the COA is delegating authority as aforesaid, the CEO should be required to update the COA periodically regarding all matters in respect of which such authority has been delegated to him.
8. After some further discussion, the COA decided that:
 - (a) In respect of matters unrelated to implementation of reforms, the CEO may be authorized by the COA to issue necessary instructions to advocates for such specific matters as the COA considers appropriate after being apprised of the nature and particulars of the matter;



- (b) The CEO shall periodically update the COA regarding all matters in respect of which he may be authorized as aforesaid;
- (c) In respect of taxation related matters, the CFO is authorized by the COA to issue necessary instructions to advocates/ other professionals; and
- (d) The CFO shall periodically update the COA regarding all taxation related matters.

E. New Fund Disbursement Policy

- 1. The COA was informed that one of the points for implementation of the reforms is the formulation of a new fund disbursement policy. It was pointed out to the COA that while a fund disbursement policy had earlier been prepared by Deloitte and has been filed in the Hon'ble Supreme Court as part of the Fifth Status Report dated 15th August 2018, the same needs to be examined once again in light of the Judgment.
- 2. The COA was informed that a meeting with Deloitte is on the agenda for today's COA meeting and this matter can be discussed at that time. The COA agreed.

F. Affiliation Issues – Chandigarh and Uttarakhand

- 1. The COA was informed that pursuant to the discussions during the COA meeting held on 27th August 2018, a committee needs to be constituted to examine the documents submitted by each of the claimant associations and make recommendations to the COA regarding affiliation of an association from the State of Uttarakhand. It was pointed out to the COA that the COA had asked for a list of former members of the Affiliation Committee.
- 2. It was discussed that Prof. Ratnakar Shetty should be one of the members of this committee as he would have first-hand knowledge of the cricketing activities in Uttarakhand.
- 3. It was suggested that this committee should also be tasked with:
 - (a) visiting Chandigarh and meeting all the 3 associations who are seeking membership of BCCI; and
 - (b) visiting Port Blair and Lakshadweep to check the facilities and cricketing activities there as make a recommendation on the way forward.
- 4. After some further discussion, the COA decided that:

- (a) A common 2-member committee comprising of Prof. Ratnakar Shetty and one other person will be set up for the purpose of:
- (1) examining the documents submitted by each of the claimant associations and making recommendations to the COA regarding affiliation of an association from the State of Uttarakhand;
 - (2) visiting Chandigarh and meeting all the 3 associations who are seeking membership of BCCI; and
 - (3) visiting Port Blair and Lakshadweep to check the facilities and cricketing activities there as make a recommendation on the way forward.
- (b) Suggestions regarding the second member of this committee should be placed before the COA by the CEO after consulting Prof. Ratnakar Shetty.

G. List of BCCI Members/ Issue of Cricket Association of Pondicherry

1. Reference was made to the email dated 21st August 2018 addressed by the Cricket Association of Pondicherry (“CAP”) whereby the CAP had requested for a letter from COA/ BCCI confirming that the CAP is a member of BCCI and would be playing in the upcoming domestic season (including Ranji Trophy). Reference was also made to the email addressed by the COA in response to the aforesaid email confirming that, unless otherwise directed by the Hon’ble Supreme Court, BCCI would continue to deal with the CAP as if it is an Associate Member and that the CAP should continue with all preparations for participating in the upcoming domestic season (including Ranji Trophy).
2. The COA was informed that unlike the earlier constitution of BCCI which listed the names of each member, the New BCCI Constitution only states that the controlling body for cricket in each State shall be a Full Member and lists the names of the States (without mentioning the name of the recognized association from each State). Accordingly, it was suggested that a complete list of all Full Members and Associate Members of BCCI should be put up on the BCCI website.
3. After some further discussion, the COA decided that:
 - (a) A list of all Full Members and Associate Members of the BCCI should be prepared and put up on the BCCI website; and
 - (b) The Cricket Association of Pondicherry should be included in the list of Associate Members of the BCCI.

H. Cricket Players Association

1. After some discussion, the COA decided that it will address an email to the Steering Committee/ Working Group requesting it to proceed with registration of the CPA and such related steps as may be necessary.

ITEM 3: LEGAL MATTERS

A. Opinion on claim by Vidarbha Cricket Association regarding Umpires Academy at Nagpur

1. The COA was informed that the Vidarbha Cricket Association (“VCA”) has, vide its letter dated 30th May 2018, made a claim for Rs. 4.5 crores under the Specialist Academy Agreement dated 1st June 2010 executed between BCCI and VCA (“VCA Academy Agreement”). It was explained to the COA that the VCA Academy Agreement had been executed in terms of the Minutes of the 81st Annual General Meeting (“AGM”) of BCCI held on 29th September 2009 during which BCCI had decided to create specialised academies (including an academy for umpires in Nagpur). The COA was informed that under the VCA Academy Agreement, BCCI was to pay a sum of Rs. 1 crore annually to the VCA for the use of the premises for running the umpires academy. The COA was then informed that the Working Committee had, during its meeting dated 21st November 2012, decided to reduce this fee from Rs. 1 crore per annum to Rs. 25 lakhs per annum, which was followed by another Working Committee meeting held on 28th July 2013, during which it was noted that BCCI is paying an amount of Rs. 25 lakhs to each State Association which is hosting the specialist academies. It was explained to the COA that the VCA’s claim, however, proceeds on the basis that the sum of Rs. 1 crore per annum has not been reduced to Rs. 25 lakhs per annum.
2. The COA was informed that BCCI had sought the opinion of an Advocate on whether the sum of Rs. 4.5 crores claimed by VCA is payable. The said Advocate had opined that BCCI is only required to pay the amount of Rs. 25 lakhs annually as decided in the Working Committee meetings.
3. After some further discussion, the COA decided that notwithstanding what is stated in the VCA Academy Agreement, the BCCI should only pay the VCA such amount as was decided by the Working Committee in subsequent meetings.

B. PIL filed by Dewakar Sharma before the High Court of Srinagar

1. Reference was made to the decision taken during the COA meeting held on 25th April 2018 to the effect that BCCI should engage Mr. Lumba as a consultant and send him to assess the feasibility of the construction of a stadium on the designated land in Srinagar. The COA was informed that in terms of the said decision, Mr. Lumba was

appointed as a consultant and has visited the site. However, he has not yet completed his survey and is to visit the site again. The COA was also informed that the advocates representing BCCI in these proceedings had advised that BCCI should address a letter to the Jammu & Kashmir Cricket Association (“JKCA”) asking it to obtain some other land from the Government for the purposes of the construction of the stadium.

2. It was discussed that addressing a letter as advised by the advocates representing BCCI in these proceedings would effectively mean that BCCI has decided that the land on which the stadium is presently proposed to be constructed is not suitable. It was discussed that there is no material before the COA to arrive at this conclusion and a decision on this should be taken only after Mr. Lumba has completed his survey and provided his report to BCCI.
3. After some further discussion, the COA decided that COA will only take a decision after Mr. Lumba has completed his survey of the site and submitted his report.

C. Writ Petition filed by Sangam Cricket Club

1. The COA was briefed in relation to the prayers contained in the Writ Petition filed by Sangam Cricket Club, which include (i) a direction to the JKCA to amend its rules to bring it in conformity with the Judgment; (ii) a direction to the JKCA to conduct free and fair elections of the office bearers; (iii) direction to the Ombudsman of the JKCA to settle the dispute regarding 12 clubs in the JKCA.
2. It was discussed that the dispute regarding the 12 clubs is an internal matter of the JKCA with which the BCCI is not concerned. The stand to be taken by BCCI in the said proceedings was also discussed.
3. After some further discussion, the COA issued instructions in relation to the BCCI’s stand in these proceedings.

ITEM 5: FINANCE MATTERS

A. Medical Reimbursement of Late Ajit Wadekar

1. The COA was informed that as per the existing BCCI policy for Medical Benevolent Fund, BCCI reimburses medical expenses of retired cricketers to the extent of Rs. 5 lakhs. The COA was also informed that Mr. Wadekar’s son has, through the Mumbai Cricket Association (“MCA”), made a claim (received by BCCI on 16th August 2018) along with supporting documents for reimbursement of certain expenses.
2. After some discussion, the COA decided that:

- (a) The claim received from the late Mr. Wadekar's son through the MCA should be considered by the CFO as per the existing policy (i.e. Medical Benevolent Scheme);
- (b) Details in relation to the Medical Benevolent Scheme should be published on the BCCI website so that all retired cricketers can be aware and avail of the same;
- (c) The CEO should frame a policy regarding holding of condolence meetings for retired cricketers who pass away so that there is uniformity and consistency regarding when condolence meetings are held.

B. Undertaking from State Cricket Associations

1. Reference was made to the draft undertaking from State Associations for reimbursement of expenses. The COA was informed that previously, the State Associations were required to issue such an undertaking in relation to domestic tournaments as a pre-condition for BCCI releasing reimbursements to them. However, since BCCI now makes payments directly to vendors engaged by the State Associations, such an undertaking serves no purpose and needs to be changed to a different undertaking.
2. The COA was informed that payments are made only after scrutinizing the supporting documents like agreement, invoice, etc. It was discussed that since that is the case, then there is no need for the State Associations to give any undertaking in this regard since the purpose of the earlier undertaking was to ensure that reimbursements are in respect of payments which have been made by the State Associations to their vendors.
3. After some further discussion, the COA decided that for all payments made by BCCI directly to vendors engaged by State Associations, an acknowledgement should be obtained by BCCI from the State Associations in a format to be finalized by the CFO.

C. Revision in Support Staff Remuneration

1. The COA was informed that a list of the support staff along with their existing remuneration and recommendations of the Head Coach with respect to revision in their remuneration has been prepared and will be provided to the COA. It was discussed that the performance review and/or basis for the recommendations should also be provided to the COA.
2. After some further discussion, the COA decided that the a list of the support staff along with their existing remuneration and recommendations of the Head Coach with respect to revision in their remuneration along with the basis (i.e. performance review, etc.) on which the recommendation for revision in remuneration has been made.

D. Filing of Income Tax Returns for FY 2017-18 before 30th September 2018 based on Unaudited Financials

1. The COA was informed that BCCI is required to file its income tax returns for FY 2017-18 before 30th September 2018. However, since audit for the said financial year is not yet complete, the income tax returns to be filed will be based on the unaudited financial statements. However, these returns can be revised subsequently, if required, based on the audited financial statements.
2. The COA took note of the above.

E. Professional Fees for 2 Additional Selectors

1. The COA was informed that while the professional fees of the 3 selectors in each Selection Committee who have been functioning even after the directions issued by the Hon'ble Justice Lodha Committee in January 2017 were enhanced, this has not been done for the 2 additional selectors in each Selection Committee as they started functioning only after the COA reconstituted the Selection Committees in terms of the Judgment, by which time the decision on enhancement of the professional fees of selectors had already been taken.
2. After some discussion, the COA decided that with effect from the date on which the Selection Committees were reconstituted by the COA, the 2 additional selectors in each Selection Committee who started functioning pursuant to the reconstitution of the Selection Committees in terms of the Judgment should be paid the enhanced remuneration which the other selectors of the respective Selection Committees are being paid.

F. Amounts requested by State Associations

1. The COA was informed that some State Associations are asking for funds for the upcoming domestic tournaments.
2. It was pointed out that there are already various decisions of the COA on the issue of payments to State Associations starting from 12th April 2017 and including the decision on 27th September 2017. It was also pointed out that as per the Judgment, in the event a State Association doesn't undertake registration of its constitution on similar lines as the New BCCI Constitution, then the orders dated 7th October 2016 and 21st October 2016 shall revive, which means that there will once again be a restraint on BCCI from disbursing any money to State Associations.
3. After some further discussion, the COA decided that:

- (a) Payments to State Associations may continue to be processed until 20th September 2018 as per the existing decisions and directions of the COA which have been issued from time to time; and
- (b) After 20th September 2018, the COA will re-assess the position regarding payments to State Associations based on compliance with the Judgment.

G. Art work for Annual Report

1. The COA was informed that the various options for the art work for the Annual Report has been circulated to the COA. BCCI would have to start the process in order to ensure that the printing is completed in time.
2. After some further discussion, the COA decided that the process of printing the Annual Report should not be commenced at this time and will be discussed at a subsequent meeting of the COA.

At this juncture, the COA decided that the matter pertaining to Strengthening of the Anti-Corruption Unit be taken up for discussion.

Mr. Ajit Singh, Mr. Saba Karim and Mr. Tufan Ghosh joined the meeting.

ITEM 7: ANY OTHER MATTER (CONTINUED)

D. Strengthening of the Anti-Corruption Unit

1. Reference was made to the discussions during the COA meeting held on 27th August 2018 where the COA had approved the revised structure of the Anti-Corruption Unit (“ACU”) and asked that job descriptions for recruitment to the vacant posts should be prepared and circulated to the COA for approval. Accordingly, the said job descriptions were placed before the COA for approval.
2. The COA enquired about the current process for appointing Security Liaison Officers (“SLOs”). The COA was informed that BCCI currently gets SLOs through an agency on contract basis. The COA was also informed the COA that for domestic tournaments (i.e. excluding the IPL), the ACU trains local Anti-Corruption Liaison Officers (“ACLOs”) nominated by the State Associations and the State Associations are expected to use these persons. It was pointed out to the COA that the State Associations usually appoint only those persons whom they want. It was suggested that BCCI should retain the authority to switch these persons as per the requirement during the domestic season.

Mr. Hemang Amin joined the meeting.

3. The COA requested Mr. Amin to explain the reason for having Foreign Security Liaison Officers (“FSLOs”) for each team in the IPL. Mr. Amin explained that since 2008, there have always been both Indian SLOs as well as FSLOs in order to overcome the language barrier in relation to the foreign players who are part of each IPL team.
4. It was discussed that since the COA is considering increasing the manpower of the ACU, it may be difficult to justify having FSLOs for the IPL. It was discussed that the COA is also considering bring the anti-corruption activities relating to IPL under the ACU instead of using the Anti-Corruption Unit of the International Cricket Council (“ICC ACU”).
5. The COA was informed that the present practice is to have 2 SLOs for each IPL team, 1 Indian SLO and 1 FSLO. It was discussed that the change which the COA is considering may result in each IPL having more than 2 SLOs but all of them would be Indian SLOs.
6. It was discussed that the Anti-Corruption Code does not cover the various tournaments conducted by State Associations including club cricket, although the same are approved by BCCI. It was noted that BCCI has issued an advisory in July 2018 containing guidelines for State Associations when conducting T20 tournaments/ leagues and the said advisory requires the State Associations to ensure that the ACC or similar code is applicable to such tournaments. It was discussed that if the COA decides to expand the scope/ jurisdiction of the ACU, consequential amendments to the ACC will need to be made.
7. It was noted that the recommendations of the Hon’ble Justice Mudgal Committee as well as the recommendations of the Hon’ble Justice Lodha Committee require that the ICC ACU should not be used in relation to the anti-corruption activities of the IPL. It was discussed that this is an issue because the Anti-Corruption Officers (“ACOs”) who are part of the ICC ACU only report to the ICC and not to BCCI.
8. After some further discussion, the COA decided that:
 - (a) The anti-corruption activities in relation to the IPL will henceforth be carried out by the ACU instead of the ICC ACU;
 - (b) As far as possible, all SLOs assigned to IPL teams/ franchisees should be one Indian and one Foreign.

Mr. Hemang Amin, Mr. Saba Karim, Mr. Tufan Ghosh and Mr. Ajit Singh left the meeting. Mr. V. Balaji and team from Deloitte joined the meeting. Mr. Ramesh from Deloitte Team joined the meeting via video conference.

ITEM 6: MEETING WITH DELOITTE

1. The COA said that while Deloitte Team has previously prepared a handbook and manual for BCCI, the same would have to be revised in light of the Judgment.
2. The COA informed Deloitte Team that another concern for the COA is the utilization of funds by the State Associations. It was discussed that as per the earlier practice, once the amounts were disbursed to the State Associations, BCCI did not question the State Associations as to the manner of utilization of these funds. He explained this earlier practice now has to be changed and the State Associations must be made accountable for the funds disbursed to them by BCCI. Deloitte Team suggested that a certificate of utilization of funds can be issued by each State Association. The COA agreed and stated that it may be appropriate for BCCI to also verify the basis for the certificate itself. It was discussed that once the State Associations are required to provide audited statement of accounts, this information can be verified from the statement of accounts and further details/ documents may be requisitioned, if felt necessary. It was suggested that the New Fund Disbursement Policy should make a specific mention of this.
3. It was discussed that BCCI can consider providing guidelines to the State Associations for the utilisation of funds. It was discussed that amounts can be disbursed to the State Associations on the basis of a utilization plan to be submitted by each State Association prior to disbursement of funds. Deloitte Team enquired as to the period from which the COA would like to have the process of diligence into the utilization of funds by the State Associations carried out since the New BCCI constitution has come into force only in August 2018. Deloitte Team expressed the view that since the New Fund Disbursement Policy has not yet been finalised, the COA can introduce the requirement of diligence into the utilization of funds with prospective effect, i.e. in respect of funds from financial year 2019-2020. It was suggested that all sums disbursed after the New Fund Disbursement Policy is given effect to should be subject to the requirement. Deloitte Team pointed out that since audit takes place for each financial year and not part thereof, the requirement would need to commence with effect from either 1st April 2019 or 1st April 2018. It was discussed that since the New BCCI Constitution has come into force in financial year 2018-2019, the requirement can be introduced with effect from the beginning of the same financial year, i.e. from 1st April 2018. The COA said that Deloitte Team should prepare a template of procedures that need to be followed for audit of the funds disbursed to the State Associations.
4. After some further discussion, the COA decided that:
 - (a) Deloitte Team along with the CFO should undertake the exercise of revising the BCCI handbook and BCCI manual in light of the Judgment; and



- (b) Deloitte Team along with the CFO should review the New Fund Disbursement Policy and incorporate therein a mechanism for ensuring proper utilization of funds by State Associations with effect from 1st April 2018.

Deloitte Team left the meeting. At this juncture, the COA decided that the cricketing matters which require the presence of Mr. Tufan Ghosh and Mr. Saba Karim shall be taken up next.

ITEM 4: CRICKETING MATTERS

Mr. Tufan Ghosh and Mr. Saba Karim joined the meeting.

A. NCA – Fast Bowling Coach and Head Education

1. The COA was informed that the National Cricket Academy (“NCA”) requires the positions of Fast Bowling Coach and Head – Education to be filled. However, since the COA has taken a decision that no new positions should be recruited, this is likely to cause some problems at the NCA. It was pointed out that the COA had decided that recruitment may be done on temporary basis based on requirement.
2. It was discussed that if there is a genuine requirement, BCCI can consider recruiting for a period of up to 1 year. Regarding the specific positions mentioned (i.e. Fast Bowling Coach and Head – Education), it was discussed that since these relate to cricketing activities and if the process has already been commenced, recruitment may be completed.
3. It was discussed that the Head – Education can be hired for an initial temporary term of 6 months whereas the Fast Bowling Coach can be recruited for a term of 1 year.
4. After some further discussion, the COA decided that the recruitment process for Fast Bowling Coach at the NCA as well as Head – Education at the NCA should be completed.

B. Athlete Monitoring System and GPS-Enabled Devices for Under-19 Team

1. The COA was informed that the Head Coach of the India ‘A’ and India Under-19 Teams has requested for a system similar to the Athlete Monitoring System (“AMS”) & GPS-enabled devices for the under-19 team so that the same can be used for training and assessment. It was discussed that introducing such a system at a junior level would probably be a better way of introducing this system to other players as well. The COA was informed that once the AMS system is procured, it can be used for all and is only a question of adding users to the system’s database. The COA was also informed that BCCI is presently contemplating procuring 30 GPS-enabled devices which will be worn by the players and will feed data into the AMS. Once it is

procured, the senior team can see it being used and decide whether they would be comfortable using it.

2. The COA enquired as to whether the junior players have been educated as to the nature of these devices and their use. The COA was informed that as junior players are getting selected, they are being informed and educated of the system. Further, coaches are also on board for the procuring of the system. It was discussed that the consents of the junior players and their parents should be obtained in writing.
3. It was pointed out to the COA that when this matter was discussed during one of the earlier meetings of the COA, the COA had asked for a note on the pros and cons of obtaining the system from a lawyer. It was emphasized that the COA needs to take an informed decision after considering issues relating to data privacy and confidentiality of personal information of players. The COA was informed that BCCI has the said note from a reputed sports lawyer and would share it with the COA.
4. After some further discussion, the COA decided that the detailed note describing the features being incorporated to ensure accuracy of the data being gathered as well as ensuring that it is accessible only to authorized persons should be circulated to it in order for it to take an informed decision in the matter.

C. Uttarakhand – Fund Allocation for Preparation

1. The COA was informed that the Uttarakhand Cricket Consensus Committee (“UCCC”), which is currently conducting cricketing activities in the State of Uttarakhand, is seeking funds for preparation for the domestic tournaments, specifically for the payments to be made to coaches. For all other new states, these payments are being deducted from the relevant State Association’s share of amount due to association. However, in the case of Uttarakhand, there is no recognized State Association as of now.
2. It was suggested that since all the claimant associations from the State of Uttarakhand are represented on the UCCC, the UCCC may be informed that once the issue of affiliation is decided and a particular association is granted affiliation from the State of Uttarakhand, the amounts now disbursed to the UCCC will be deducted from the said association’s share of amount due to association.
3. Reference was made to Rule 3(b)(2) of the New BCCI Constitution which provides that in the event of a grant being denied to any Member, BCCI is required to directly spend the grant in respect of the concerned State in its capacity as *parens patriae*. It was discussed that this clearly indicates that BCCI is not only entitled but obligated to directly expend amounts (in this case through the UCCC) for cricketing activities in a State which is not represented by a recognized association.

4. After some further discussion, the COA decided that:

- (a) Such amounts as are necessary for preparing teams from Uttarakhand for participation in domestic tournaments may be released to the UCCC by following the same procedures/ protocols as are applicable to the other new States;
- (b) The amounts being released to the UCCC as aforesaid will be deducted from the share of amount due to association of the association from Uttarakhand which is ultimately granted affiliation to BCCI; and
- (c) The UCCC should be informed of the above arrangement/ decision and the same should be recorded in the minutes of the next UCCC meeting.

D. Women's Team from New Member Associations

- 1. The COA was informed that there is a possibility that some of the new States may not be in a position to field under-19 women's teams for the domestic tournaments. The COA was also informed that while BCCI has given these States an extension of time for forming the team, it seems unlikely that they will be able to do so.
- 2. After some further discussion, the COA decided that while every State Association should endeavour to field a team in each domestic tournament, in the event a particular State Association is unable to field a team in a tournament, the fixtures for the said tournament need not be made all over again and instead the State Association which is unable to field a team should be treated as having forfeited all the matches in the said tournament.

E. Fund Allocation – Deduction from Subsidy – New Member Associations

- 1. The COA was informed that BCCI has received certain proposals for fund allocation to assist the new States in their participation in the upcoming domestic tournaments.
- 2. It was discussed that a process similar to that set out in the COA decision of April 2017 regarding payments for cricket operations may be followed where the Cricket Operations team scrutinizes each request and confirms that the same is actually necessary for cricketing activities. It was suggested that the new States could be requested to prepare a budget for these expenses.
- 3. After some further discussion, the COA decided that such funds as are necessary for enabling new States to participate in the domestic tournaments may be released subject to BCCI being satisfied that same are actually necessary and being utilized for this purpose only.

Mr. Tufan Ghosh and Mr. Saba Karim left the meeting.

F. Vendors for Production-Related Services

Mr. Dev Shriyan joined the meeting.

1. The COA's attention was drawn to the list of vendors for production-related services with whom the value of the contract is over Rs. 25 lakhs. The recommendations of the Production Team for the same along with the reasons therefor were placed before the COA.
2. After some further discussion, the COA decided that BCCI may enter into the following contracts as recommended by the Production Team:
 - (a) A 3 year contract with Alston Elliot (AE) for providing broadcast graphics services at an estimated cost of approximately Rs. 24 crores plus an additional estimated cost of approximately Rs. 25 lakhs for international freight which will be paid at actuals;
 - (b) A contract with Spidercam only for the West Indies' tour of India at an estimated cost of approximately Rs. 1.77 crore (calculated at the exchange rate of 1 EUR to 85 INR) plus an additional estimated cost of approximately Rs. 93 lakhs for international freight which will be paid at actuals;
 - (c) A 2 year contract with Hawk Eye for providing ball tracking equipment/ services at an estimated cost of approximately Rs. 12 crores plus additional cost of approximately Rs. 1 crore for international freight which will be paid at actuals; and
 - (d) A 1 year contract with Zing International for providing LED stumps at an estimated cost of approximately Rs. 42 lakhs plus an additional cost of approximately Rs. 6 lakhs for international freight which will be paid at actuals.

G. Alleged Conflict of Interest of Members of the Uttarakhand Cricket Consensus Committee

1. The COA's attention was drawn to the disclosure made by Mr. Chandrakant Arya (one of the representatives of the Uttaranchal Cricket Association on the UCCC) stating that his son is participating in the trials for the Senior Men's team of Uttarakhand. Reference was made to the email received from Prof. Ratnakar Shetty (Convenor of the UCCC) enquiring as to whether this is a situation of conflict of interest which would require Mr. Arya to resign from the UCCC. The COA was

informed that Mr. Sanjay Gosain (representative of the United Cricket Association, Uttarakhand) is also in a similar position.

2. After some discussion, the COA decided that Mr. Chandrakant Arya and Mr. Sanjay Gosain may continue on the UCCC subject to them recusing themselves from all decisions in relation to appointment of the Senior Men's Selection Committee of Uttarakhand or any other matters related thereto.

ITEM 7: ANY OTHER MATTER (CONTINUED)

E. Hire of Dehradun Stadium

1. The COA was informed that the cricket stadium at Dehradun is currently being managed and run by IL&FS and they have asked for a sum of Rs. 10,000/- per day as the rent for the use of the stadium. Ms. Edulji enquired as to whether this rent amount is for the holding of matches or for practice as well. The CEO confirmed that this is the rent amount for practice.
2. After some further discussion, the COA decided that a rent amount of up to Rs. 10,000/- per day may be paid and deducted from Uttarakhand's share of amount due to association subject to the CEO attempting to reduce the rent amount by negotiating with IL&FS.

F. Recruitment of Left-Handed Bowling Trainer

1. The COA was informed that since there are a number of left-handed fast bowlers in the Pakistan team, the Senior Men's Team has requested for a left-handed bowling trainer. It was suggested that such a person may be recruited on a trial basis during the Asia Cup and, depending on the feedback received regarding his performance, BCCI can consider recruiting him full-time.
2. The COA enquired about the remuneration of the said left-handed bowling trainer and was informed that the proposed remuneration is Rs. 2,00,000/- per month, which will be paid pro rata for the 20-day trial period.
3. After some further discussion, the COA approved the appointment of a left-handed bowling trainer as aforesaid.

Meeting concluded.

