



PCB<sup>®</sup>

Pakistan Cricket Board

**MODEL CONSTITUTION  
FOR  
CRICKET ASSOCIATIONS**

## **MODEL CONSTITUTION FOR CRICKET ASSOCIATIONS**

*In exercise of the powers conferred under the Constitution of Pakistan Cricket Board 2019 (the “PCB Constitution”), the Board of Governors PCB, on this 22<sup>nd</sup> day of November 2019, is pleased to approve this Model Constitution for regulating the affairs of Cricket Associations established pursuant to Clause 16 of the PCB Constitution which shall be adopted by the First Board of the Cricket Association notified pursuant to Clause 16(6) of the PCB Constitution and caused to be adopted as the constitution of the Cricket Association upon its registration pursuant to Clause 16(5) of the PCB Constitution.*

### **Preamble**

**WHEREAS** it is expedient to provide for the establishment, formation, operation and regulation of the affairs of Cricket Associations as established pursuant to Clause 16 of the PCB Constitution, therefore, this Constitution hereby provides as follows:

### **PART I**

1. **Title and Commencement**

This Constitution shall be called the “***Constitution of [Name] Cricket Association***” and shall come into force immediately upon promulgation.

2. **Definitions**

2.1 For the purpose of this Constitution, unless the context otherwise requires:

- a) “**Board**” or “**PCB**” where used means Pakistan Cricket Board;
- b) “**Chairman**” means the Chairman of the Pakistan Cricket Board;
- c) “**Chief Executive Officer**” or “**CEO**” means any person appointed as the chief executive officer of the Cricket Association in the prescribed manner by the Management Committee;
- d) “**Chief Financial Officer**” means the chief financial officer of the Cricket Association appointed in the prescribed manner by the Management Committee;
- e) “**City President**” means the elected President of a City Cricket Association;
- f) “**Club Cricket**” means cricket played by Clubs and being other than First Class Cricket and list A Cricket;
- g) “**Dues**” includes annual subscription, registration fee, guarantee money of match (es), tournament fees or any other levy or charge or any fine imposed by the PCB;

- h) **“Elective Meeting”** means the meeting of the General Body called for holding the elections of the members of the Management Committee;
- i) **“Election Commission”** means the office of the Election Commission of the Pakistan Cricket Board represented by either the Election Commissioner PCB or a Deputy Election Commissioner PCB as may be directed by the PCB from time to time;
- j) **“Financial Year”** means a year commencing on the first day of July;
- k) **“First Class Cricket”** means level of cricket and its conditions as may be prescribed by the PCB from time to time and authorized to be played by the Cricket Associations affiliated with the PCB;
- l) **“Format of Cricket”** means a 4 day, 3 day, 2 day, One day and T20 cricket match or any other format as may be recognized and notified by the PCB from time to time;
- m) **“General Body”** shall have the meaning ascribed to it under this Constitution;
- n) **“List A Cricket”** means level of cricket not being First Class Cricket or Club Cricket and its conditions as may be prescribed by the PCB from time to time;
- o) **“Management Committee”** means the Management Committee of the Cricket Association consisting of persons as prescribed under this Constitution;
- p) **“Office Bearer”** means the President, Vice President, Secretary, of a Cricket Association as the context may require;
- q) **“Officers”** means the Chief Executive Officer, Chief Financial Officer and all other management employees of the Cricket Association;
- r) **“Participation Category”** means Senior, Under 19, Under 16, Under 13 or any other category as may be prescribed by the PCB from time to time;
- s) **“President”** means any person elected, in accordance with Article 9.3 as President of the Cricket Association for a period of three years and as notified by the Election Commission;
- t) **“Principal Sponsor”** means the principal sponsor of a Cricket Association as appointed by the Management Committee;
- u) **“Scrutiny Committee”** means a Committee constituted by PCB from time to time for the purpose of carrying out scrutiny of the City Cricket Associations affiliated with the Cricket Association or clubs affiliated with the City Cricket Associations;
- v) **“Secretariat”** means the Head Office of the Cricket Association;

- w) **“Secretary”** means any person elected, in accordance with the provisions hereunder and as per rules and regulations issued by the PCB from time to time, as Secretary of the Cricket Association for a period of three years and as notified by Election Commission;
- x) **“Undertaking”** means the undertaking given by the Office Bearer(s) of the I Cricket Association and the City Cricket Association in the format provided by the Board from time to time;
- y) **“Vice President”** means any person elected, in accordance with the provisions hereunder and as per rules and regulations issued by the PCB from time to time, as Vice President of the Cricket Association for a period of three years and as notified by Election Commission;

2.2 All terms herein, unless specified otherwise, which have been defined or referred to under the PCB Constitution shall carry the same meanings as ascribed to them under the PCB Constitution.

### **3. Cricket Association**

3.1 The Cricket Association shall comprise of a:

- i) General Body;
- ii) Management Committee; and
- iii) Office Bearers

3.2 A Cricket Association shall be a body corporate having been incorporated and registered as society under the Societies Act.

### **4. Objects and Functions of the Cricket Association:**

4.1 The objects and functions of the Cricket Association shall be to:

- a) promote, control, manage, regulate and develop the game of cricket within its jurisdiction as notified by the PCB from time to time;
- b) organize, assemble, train and maintain cricket teams, for men and women, to represent the Cricket Association in all the First Class Cricket tournaments organized or notified by the PCB;
- c) organize and hold list A Cricket tournaments, including the mandatory tournaments in terms of Format of Cricket and/or Participation Category as prescribed by the PCB, within its jurisdiction to be participated in by its affiliated City Cricket

Associations and also maintain all relevant record, i.e. including but not limited to draws, score-books, Match Officials record, player's performance data and registered players record;

- d) to supervise cricket activities as well as functioning of its member(s);
- e) ensure that the Rules, and/or Regulations including Rules of Cricket as notified by the Board are implemented in letter and spirit in their jurisdiction;
- f) coordinate cricket activities within their jurisdiction including but not limited to holding and organizing the tournaments, and endeavor to also organize or assist in organization of tournaments for clubs and schools;
- g) generate funds, donations and subscriptions and utilize them in the manner as deemed expedient for achieving objectives and to maintain record of the same;
- h) ensure proper utilization of funds collected by it and maintain record of the same for the preparation of accounts;
- i) undertake selection and formation of cricket team(s) to represent the Cricket Association in tournaments in accordance of the Board's policies;
- j) appoint captains, vice captains, managers and other team officials for its cricket teams;
- k) acquire, construct, develop and maintain stadium, playing grounds and other properties in consultation with the Board;
- l) educate and ensure implementation of the Code of Conduct, Anti-Corruption and other codes, policies, and rules/regulations to its members/office bearers/officials Match Officials and players, as devised by the Board and/or ICC from time to time;
- m) manage and maintain their Secretariat and recruit and employ necessary staff on terms and conditions to be determined;
- n) manage and operate the bank accounts on behalf of the Cricket Association;
- o) to formulate rules and regulations, scales, pays and other emoluments for the staff of the Cricket Association;
- p) ensure elimination of any and all forms of corruption in their jurisdiction and amongst their affiliated members, the clubs, Match Officials and players registered with the Cricket Association and to report any form of corruption or suspected corruption to the Board immediately;

- q) to have the accounts of the Cricket Association audited on an annual basis by a renowned audit firm approved by the PCB and provide to the Board update/reports on any other financial matter(s) as may be required by the Board at any time;
- r) provide copies of accounts and records to the Board when required by it;
- s) resolve disputes arising within their jurisdiction, including but not limited to matters forwarded by the City Cricket Association and Clubs under this Constitution under intimation to the Board;
- t) distribute the funds received on account of prize money, grants, donations etc. received from PCB or any other source(s) to all concerned players, team officials or any other person, as the case may be, within 10 days of receipt thereof; and
- u) submit an annual report to the Board relating to its performance and functions every year by 31<sup>st</sup> May including by way of filing the prescribed proforma provided by the Board from time to time and to immediately remove any violations or shortcomings on part of an Cricket Association as may be identified by the Board.

## **5. Members – City Cricket Associations**

- 5.1 The Members of the Cricket Association shall be the City Cricket Associations duly constituted, organized, operating and affiliated with the Cricket Association pursuant to the Affiliation Regulations as notified under this Constitution pursuant to prior approval of the Board.
- 5.2 A Member of the Cricket Association shall pay the subscription and Dues as prescribed by regulations from time to time and ensure that it shall comply with all requirements to maintain its membership as valid and in good standing.
- 5.3 Each City Cricket Association shall adopt the model constitution for City Cricket Associations as prescribed by the Board and shall comply with any directives or policies of the Board as may be issued from time to time and not act in conflict with any provision of the PCB Constitution, this Constitution or any applicable law of Pakistan.
- 5.4 The City President, being the elected President of the City Cricket Association, shall represent the Member on the General Body of the Cricket Association.
- 5.5 Each Member City Cricket Association shall be required to participate in each cricket tournament organized by the Cricket Association subject to the category in which such City Cricket Association is placed at such time.
- 5.6 The Cricket Association shall on the basis of performance in the previous year categorize annually its Member City Cricket Associations.

- 5.7 Each Member City Cricket Association shall have as its members, the duly organized, constituted and operating cricket clubs in its jurisdiction subject to each having passed the scrutiny of the Board.
- 5.8 Each Member City Cricket Association shall organize and hold Club Cricket tournaments annually including the tournaments in respect of the Format of Cricket and in respect of Participation Category as may be prescribed by the Cricket Association or the Board. Each City Cricket Association shall provide its annual Club calendar to the Cricket Association and the Board four (04) months in advance.
- 5.9 The Management Committee shall upon due scrutiny and being satisfied that an applicant association fulfills the criteria applicable to a Member City Cricket Association shall grant the status of a Temporary Member to such applicant City Cricket Association for a period of one year and such Temporary Member shall be permitted to participate in Grade Cricket tournaments subject to the General Body upon completion of one year either granting the Temporary Member affiliation and the status of a full Member or extending the period of temporary membership for another one year.

## **6. General Body**

6.1 There shall be a General Body of the Cricket Association consisting of;

- a) President;
- b) Vice President;
- c) Secretary; and
- d) City President of each Member City Cricket Association

6.2 A person shall remain a member of the General Body until such time as they hold the office by virtue of which they are notified as members of the General Body.

6.3 The Election Commission shall duly notify to the Secretary of the Cricket Association the name of the person elected as City President of a member City Cricket Association within 7 days of such election having been duly notified.

## **7. Functions of the General Body**

- a) To consider and adopt the Annual Report furnished by the Management Committee and to recommend amendment(s) therein, if required;
- b) To appoint a registered chartered accountancy firm recommended by the Management Committee, subject to Article 4(q), to audit the accounts of Cricket Association;
- c) To consider and approve the audit reports of the Auditors;

- d) To approve any amendment to the Constitution subject to prior approval of proposed amendments by the PCB;
- e) To approve the development plans submitted by the Management Committee;
- f) To elect the Office Bearers of the Cricket Association on the completion of the three year terms; and
- g) To ensure that the Cricket Association and its Management Committee and Office Bearers at all times comply with the provisions of this Constitution and the PCB Constitution and any and all rules, regulations, directives and policies as may be issued from time to time by the Board.

## **8. Annual General Meeting (AGM)**

- 8.1 The Cricket Association shall hold its first Annual General Meeting within 30 days from issuance of Notification under Clause 16(6) of the PCB Constitution and thereafter, once every year within 90 days of commencement of each Financial Year. A failure to hold an AGM pursuant to this Article 8.1 shall be deemed to be a failure for the purposes of Article 34.1.
- 8.2 The AGM shall be ordinarily convened at the Secretariat of the Cricket Association or at such other place and on such date and time, subject to sub Article 8.1, as determined by the President. The President of the Cricket Association shall preside the meeting as its chairman. In case, the President is unable to preside the meeting due to his absence or any other reason, the Vice President shall preside the meeting.
- 8.3 The Secretary shall issue a notice of the AGM to each member of the General Body or any other person entitled to attend at least 15 days prior to the date of meeting. The notice shall clearly mention the date, time and venue of the AGM, and shall contain the agenda thereof.
- 8.4 The Cricket Association shall submit to the Board, the copy of approved minutes of the Annual General Meeting to the Board within 30 days of the meeting.
- 8.5 Fifty-one percent of the validly existing total members of the General Body shall constitute quorum for the AGM.
- 8.6 No proxy votes shall be permitted at an AGM.
- 8.7 If at any AGM the quorum is not met the meeting shall be adjourned by the chairman of the meeting to a day not earlier than ten days and no later than twenty one days at the same venue.

Provided that the all members shall be given notice of the adjourned meeting seven days prior to the date of the adjourned meeting.



- 8.8 Any member of the General Body or the City Association he represents, who has not paid its dues shall not be entitled to attend any meeting(s).
- 8.9 All decisions at any AGM shall be taken by simple majority of the members of the General Body present and voting. The President shall have a second or casting vote in the event of a tie.
- 8.10 The President may himself, or shall on a written request of not less than 51% of the total membership of the General Body, call an Extraordinary General Meeting (EGM) of the General Body for which notice to the members shall be issued at least 72 hours prior to the meeting. The notice shall be in writing accompanied with agenda of the meeting and sent through courier or hand delivered.

Provided all other provisions of this Article 8 as are applicable to an AGM shall apply to an EGM.

## 9. **Management Committee**

- 9.1 The Management Committee of the Cricket Association shall consist of the following nine (09) persons;
- a) three (03) members elected by the General Body;
  - b) three (03) Independent Members nominated by the Nominations Committee constituted by the PCB and fulfilling the criteria pursuant to regulations of the Board;
  - c) two (02) representatives of the Principal Sponsor of the Cricket Association; and
  - d) the President.
- 9.2 Each member of the Management Committee shall have a tenure of three years.
- 9.3 The President of the Cricket Association shall be elected by the members of the Management Committee provided for under Articles 9.1(a), (b) and (c) from amongst a maximum of three nominees.
- 9.3.1 The Board, the Principal Sponsor and the Member City Cricket Associations shall each be entitled to nominate one person for the office of President. The election of the President shall be held on the same date and immediately prior to the election of the Vice President and Secretary.

Provided the Board and the Principal Sponsor shall jointly nominate the nominee for the first President of the Association.

- 9.3.2 The nominee for the position of President shall be an independent person having no current relationship, directly or indirectly, with the Board, Cricket Association, City Cricket

Association, Club or any sponsor or entity with financial or commercial dealings with any of the Board, Cricket Association, City Cricket Association or Club. The nominee shall further be a person with a minimum of ten (10) years of experience in corporate governance.

Provided the provisions of this Clause 9.3.2 shall be applicable and enforced after the completion of the term of the first President appointed after promulgation of this Constitution.

9.4 The members of the Management Committee shall at the first meeting elect from amongst themselves a Vice President and a Secretary.

9.5 The election of the Office Bearers shall be conducted by the Election Commission PCB in a manner similar to the conduct of elections provided under Article 13.

9.6 The Management Committee shall meet as often as deemed necessary, but at least once every two months. The minutes of the meeting shall be recorded and maintained by the Secretary and final minutes of each meeting shall be submitted to the Board within ten days of the holding of the meeting.

9.7 The President shall determine the date and place of the meeting of the Management Committee and notice thereof shall be issued in writing by the Secretary to each member of the Management Committee at least ten days prior to the scheduled meeting.

9.8 Not less than fifty percent members of the Management Committee may in writing, make a request to the President to convene a special meeting of the Management Committee, specifying the agenda proposed to be discussed at such meeting. The President shall convene a meeting of the Management Committee within seven days of the receipt of such request.

9.9 The quorum of any meeting of the Management Committee shall be five subject to eight members of the Management Committee validly existing or alternatively 2/3<sup>rd</sup> of the total number of members validly existing at the time of the meeting.

Provided if, at any meeting, the quorum is not complete as prescribed above, the meeting shall be adjourned to a day not earlier than seven days therefrom and all the members shall be given reasonable written notice, not being less than forty eight hours, of such adjourned meeting

9.10 Each member of the Management Committee shall have one vote and all decisions shall be taken by a majority vote with the President having an additional or casting vote in the event of a tie. In case of a deadlock, the matter shall be referred to the Chairman PCB whose decision shall be final.

9.11 The Chief Executive Officer and the Chief Financial Officer shall attend the meetings of the Management Committee however, shall not have a vote at such meetings.

## **10. Powers and Functions of the Management Committee**

10.1 The Management Committee shall exercise the following powers to:

- i. Appoint sub-committees as may be necessary for carrying out specific functions. The Management Committee shall designate an officer of the Cricket Association as secretary of each sub-committee;
- ii. Make regulations or procedures to conduct day to day affairs and for the purposes of this Constitution and for the exercise of powers vesting in the Management Committee;
- iii. Sanction and control the expenditure in accordance with the budget approved by it;
- iv. Control and/or manage the affairs of the stadium, sports complex(es), gymnasia and playing grounds owned or supervised by it;
- v. Formulate policies for development of cricket in its jurisdiction at all levels in line with the overall policies of the Board;
- vi. Take all administrative decisions with regard to the its teams, officials and employees;
- vii. Manage the affairs of the Cricket Association and ensure that the provisions of this Constitution, Rules, Regulations and Bye-laws of the PCB are duly adhered to;
- viii. Exercise general supervision of the finances / funds of the Cricket Association and advise in the formulation of its financial policy;
- ix. Receive all subscription(s), donation(s), grant(s) and income from various sources, and credit them to the bank account(s) of the Cricket Association and maintain a regular account of receipts and disposal thereof. The bank accounts shall be audited at the end of each Financial Year by a registered Chartered Accountancy firm.
- x. Prepare, in consultation with PCB and the Principal Sponsor, budget for the upcoming Financial Year and submit for approval to the General Body;
- xi. incur expenditure in accordance with the approved budget;
- xii. Maintain proper books of accounts including expenditures along with vouchers etc.;
- xiii. Sign negotiable instruments on behalf of the Cricket Association. Any negotiable instrument of the Cricket Association, shall bear signatures of the Chief Financial Officer jointly with either President or Chief Executive Officer;
- xiv. Submit complete audited and management accounts as well as quarterly financial statements of the Cricket Association in the prescribed manner to the PCB;
- xv. Enter into contracts in furtherance of the objects of the Cricket Association including but not limited to contracts creating obligations, contracts for sale of property owned by the Cricket Association or purchase of property, contracts of guarantee, indemnity, financing, mortgage, construction, employment, services, sponsorship etc., in consultation with the PCB. For clarification, if it is expressly provided that the Association shall be solely responsible and liable for any and all obligations etc. that accrue because of such contract, guarantees or any other liabilities and the PCB shall neither be responsible nor liable in any manner whatsoever;
- xvi. Conducting the affairs of the Cricket Association and to ensure that the same are complied with by all members and the programs formulated are fully implemented;

- xvii. prepare and lay before the General Body meeting, a profit and loss account, audited balance sheet and budget etc.;
  - xviii. appoint the Chief Executive Officer, Chief Financial Officer and other officers of the Cricket Associations;
  - xix. appoint amongst others consultants, technical experts, legal advisor for the Cricket Association;
  - xx. assign and delegate such duties and powers it deems appropriate to the President, Chief Executive Officer, Chief Financial Officer or Secretary of the Cricket Association; and
  - xxi. Take such other steps as may be necessary and expedient to carry out the aims and objects of the Cricket Association.
- 10.2 Any regulations or procedure promulgated by the Management Committee which are in conflict with this Constitution, the PCB Constitution, rules, regulations or any policy of the Board or if the Board has otherwise any objection to the same, such regulation or procedure shall be deemed to be void.

## **11. Sub-Committee(s)**

- 11.1 The Management Committee may constitute one or more sub-committees to assist it in performance of its functions and for carrying out the purposes described herein.
- 11.2 The sub-committees shall submit regular reports on its functions to the Management Committee and shall be accountable to the Management Committee.
- 11.3 The Management Committee shall formulate the terms of reference of each sub-committee to regulate its operations.

## **12. Qualification**

- 12.1 Any person who is a member of the General Body or the Management Committee of the Cricket Association shall fulfill the following qualification criteria:-
- a. Is a Pakistani citizen and of sound mind;
  - b. Is permanent resident within the jurisdiction of the Cricket Association. This qualification criterion as specified in this Article 12.1(b) shall not apply in case of nominations made by the Principal Sponsor and the PCB on the Management Committee;
  - c. Has not been convicted of any criminal offence or an offence of corruption or moral turpitude or has entered into a plea bargain with any competent authority in respect of an offence pertaining to financial corruption;
  - d. Is not an incumbent office bearer of any political party, elected representative, Minister, Senator, MNA, MPA, MLA, Nazim, Naib Nazim, Councilor, a person who has contested general and/or local body elections in the last three years or draws financial or material

support from any political, Religious, Ethnic or Sectarian party. In case any member of the General Body or the Management Committee violates the provisions of this article during his tenure, he will stand disqualified or shall be de-notified forthwith; and

- e. Is not a Government servant, public servant, civil servant nor an employee of any Federal or Provincial Corporation, or an employee of the PCB, or any autonomous body or department or companies affiliated with the Board. This qualification criterion as specified in this Article 12.1(e) shall not apply in case of nominations made by the Principal Sponsor on the Management Committee.

12.2 Any person who seeks election to the Management Committee pursuant to Article 9.1(a) shall in addition to the qualifications prescribed under Article 12.1 fulfill the following criteria:

- a. Is a member of a City Cricket Association or Club recognized by the Cricket Association and is actively associated with the game of cricket;
- b. Is not a Match Official undertaking any assignment on behalf of PCB; and
- c. Has not in the past been removed from an office in a cricket organization in Pakistan.

12.3 No Office Bearer, Member of the Management Committee or General Body of the Cricket Association shall be permitted to play in domestic cricket tournaments except at club level.

### **13. Elections & Nominations**

13.1 The Election Commission of the PCB shall conduct elections of the members of the Management Committee pursuant to Article 9.1(a) and the election of the following Office Bearers strictly in accordance with PCB's election rules or procedures:

- i) President;
- ii) Vice President; and
- iii) Secretary

13.2 Any person seeking to be elected as member of the Management Committee pursuant to Article 9.1(a) shall be required to be nominated and seconded respectively by a full member City Cricket Association.

13.3 The Election Commission of PCB shall, sixty days before the completion of the tenure of the members of the Management Committee elected pursuant to Article 9.1(a), issue a notice to the Secretary of the Cricket Association notifying the date of election which shall be at least fifteen days prior to date on which the tenure ends.

13.4 The Secretary shall upon receipt of the notice from the Election Commission of PCB call for, by way of notices to all members, the Elective Meeting of the General Body on the date notified.

- 13.5 The existing President, Vice President and Secretary of the Cricket Association shall not attend or cast vote in the Elective Meeting of the General Body. There shall be no voting through proxy at any material time.
- 13.6 The tenure of Office Bearers and Members of the Management Committee shall be for a period of three years. Provided that a person may only be elected or nominated for two consecutive tenures, and thereafter shall not be eligible for re-election or nomination until a lapse of one term of three years from the expiry of the second tenure. Provided further that the tenures of Office Bearers and Members of the Management Committee of the Cricket Association shall be calculated from the date that the election is notified by the Election Commission of PCB or notified under this Constitution.
- 13.7 The duly notified members of the Management Committee shall cast one vote each in the election of the Office Bearers. There shall be no proxy vote.
- 13.8 The Nominations Committee of the PCB shall at least thirty days prior to the completion of the tenure of any Member of the Management Committee nominated pursuant to Article 9.1(b) provide to the Secretary the nominations before the Elective Meeting or before the Special Meeting of the General Body if the Elective Meeting is not notified to be held within forty five days subsequent to the completion of the relevant members tenure.
- 13.9 The Election Commission of the PCB shall notify a date for the elections of the Office Bearers provided the date is within fifteen days of the notification of the new Management Committee and upon completion of the tenure of the previous Management Committee. The Secretary shall call by notice to all members of the Management Committee the meeting of the Management Committee on the date notified by the Election Commission of the PCB.
- 13.10 The Election Commission of PCB shall conduct the elections pursuant to Article 9.1(a) and the election of the Office Bearers pursuant to regulations framed by the Board for holding of elections.
- 13.11 The Election Commissioner or Deputy Election Commissioner PCB, as the case may be, shall chair the Elective Meeting and the meeting of the Management Committee for purposes of electing the Office Bearers.
- 13.12 The Secretary of the Cricket Association shall continue to act as the Secretary of the Cricket Association notwithstanding completion of his tenure in the event there is any delay in holding of elections of the Office Bearers and shall act solely on the instructions of the Election Commission of the PCB during such period.
- 13.13 In the event of any delay in the election of the members of the Management Committee, upon completion of the tenure of the Management Committee, the Board shall immediately appoint a Provisional Committee for day to day management of the Cricket Association for a period not exceeding ninety days. If elections cannot be held for any reason whatsoever within ninety days, the said Provisional Committee shall continue functioning as aforesaid till the time elections are held or as may be notified by the Board.

- 13.14 A vote of “no confidence” against any Office Bearer or elected Member of the Management Committee shall not be initiated prior to expiry of 12 months from the date of notification of elected Office Bearers or Member of the Management Committee. The vote on a no confidence shall be conducted by the Election Commission of PCB on a date notified by the Election Commission where voting shall take place in the prescribed manner. A no confidence motion shall require 3/4<sup>th</sup> majority of all validly existing members to be carried. In case of failure of “no confidence” motion, the same shall not be re-initiated prior to the expiry of 12 months therefrom.
- 13.15 An elected Office Bearer or Member of the Management Committee of the Cricket Association shall only be removed through no confidence motion by adopting the following procedure:
- i. A resolution for a no confidence motion shall only be moved if signed by at least 50% of the relevant electoral college.
  - ii. Detailed reasons for removal of the elected Office Bearer or Member of the Management Committee shall be given in the resolution.
  - iii. Seven days’ prior notice of the special meeting being held for the purpose along with a copy of the resolution to this effect shall be served to the Office Bearer or Member of the Management Committee against whom such resolution has been moved.
  - iv. The seat vacant as a result of a successful no confidence motion shall be filled for the remaining tenure through election within 30 days.
- 13.16 Polling for all elections of the Cricket Association shall be held at the Secretariat of the Cricket Association.
- 13.17 Upon issuance of election schedule of the Cricket Association, the resignation of any office bearer or member of the Management Committee or member of the General Body shall not be tendered or if tendered shall be invalid.
- 13.18 If any seat of any Office Bearer or the General Body of the Cricket Association becomes vacant after the Election Commission has notified the election date, such seat shall be filled after the elections and such vacancy will not affect the election process.

#### **14. Postponement**

- 14.1 The Election Commission shall have discretion to postpone the elections on following grounds and the Election Commission shall exercise its discretion in the following circumstances:-
- a) Death of a candidate;
  - b) Non-availability of Election Commission or genuine pre-occupation of Election Commission or its staff on the said date;

- c) Under unavoidable circumstances i.e. riots, earthquake, natural calamities, court order, law and order situation, curfew, violent protest on such dates. In case of court order, certified copy of the order shall be accepted; and/or
- d) Conditions described in the doctrine of force majeure.

**15. Casual Vacancy**

- 15.1 Any casual vacancy in the office of an Office Bearer or member of the Management Committee arising through death, no confidence, resignation, removal, withdrawal, disability or disqualification, shall be filled for the remaining term through election of the concerned vacant post to be conducted by the Election Commission of the Board in the same manner as prescribed under this Constitution.

**16. Powers and Functions of the President of the Cricket Association:**

- 16.1 The powers and functions of the President, subject to delegation by the Management Committee where any of the following powers also vest in the Management Committee, shall be to;
- a) ensure implementation of the rules, regulations, policies, directions issued by the Board from time to time;
  - b) ensure fulfillment of objects of the Cricket Association provided under this Constitution;
  - c) preside meetings of the General Body and the Management Committee. In case of his/her absence due to any reason, the Vice President shall preside the meeting;
  - d) call meetings of the General Body and the Management Committee, except the Elective Meeting and meetings to be notified by the Election Commission of PCB, and determine the day, time and venue for the same;
  - e) have casting vote in the meeting(s) of the General Body and/or Management Committee;
  - f) appoint, suspend and/or remove the secretarial staff, officers and employees of the Cricket Association in consultation with the Chief Executive Officer and as per the guidelines prescribed by the Management Committee;
  - g) appoint, in consultation with the Chief Executive Officer, Consultants, Technical persons, Legal Advisor etc. as the case may be pursuant to approval of the Management Committee;



h) perform such other functions as the Management Committee may delegate to him or the Board may require him to carry out; and

i) carry out all correspondence with the Board on behalf of the Cricket Association;

16.2 In the absence of the President including being unavailable for a period of more than fifteen days, the Vice President shall be vested with the powers of the President until the return of the President.

## **17. Secretary**

17.1 The Secretary shall be responsible for ensuring compliance of all decisions of the Management Committee and perform such functions as provided for in this Constitution and as may be prescribed or assigned by the Management Committee; and

17.2 The Secretary shall be the custodian of all the minutes and record of the General Body, Management Committee, AGM, and any sub committees.

## **18. Chief Executive Officer**

18.1 The Management Committee shall appoint a Chief Executive Officer pursuant to a merit based transparent selection process. Provided that the member of the Management Committee nominated pursuant to Article 9.1(c) shall have a veto vote in respect of the appointment of a Chief Executive Officer.

Provided that the veto vote shall not be exercised more than twice in respect of the appointment process against a vacancy.

18.2 The Chief Executive Officer shall be responsible for the day-to-day management of the Cricket Association and shall perform such functions as may be determined by the Management Committee or as may be assigned or delegated by the President to him from time to time.

18.3 The Chief Executive Officer shall report to the Management Committee or the President in matters so specified by the Management Committee or Regulations framed pursuant to this Constitution.

18.4 The terms and conditions of service of the Chief Executive Officer, such as qualification, experience, tenure, compensation package etc., shall be determined by the Management Committee.

18.5 The Chief Executive Officer may delegate any of his functions to any other officer of the Cricket Association with the approval of the President.

- 18.6 In case the post of the Chief Executive Officer is vacant or the Chief Executive Officer is unable to perform his functions for more than a period of thirty days the Management Committee may assign his functions to any officer of the Cricket Association. A vacancy for the post of Chief Executive Officer shall be filled within a period of ninety days or any extended period, not exceeding a further ninety days, as may be approved by the Management Committee.
- 18.7 The Chief Executive Officer shall exercise administrative control over the personnel of the Cricket Association subject to guidelines and policies framed by the Management Committee.
- 18.8 The Chief Executive Officer shall, in consultation with the Management Committee, approve the Cricket Teams of the Cricket Association, both men and women, recommended by the Selection Committee.
- 18.9 The Chief Executive Officer shall perform any other functions or exercise any other powers as may be assigned by the Management Committee.

## **19. Chief Financial Officer**

- 19.1 The Management Committee shall appoint a Chief Financial Officer pursuant to a merit-based, transparent selection process. Provided that the member of the Management Committee nominated pursuant to Article 9.1(c) shall have a veto vote in respect of the appointment of a Chief Financial Officer.

Provided that the veto vote shall not be exercised more than twice in respect of the appointment process against a vacancy.

- 19.2 The Chief Financial Officer shall perform such functions as may be prescribed or directed by the Management Committee or the Chief Executive Officer.
- 19.3 The terms and conditions of service of the Chief Financial Officer, such as qualification, experience, tenure, compensation package etc., shall be as per the Regulations of the Management Committee.
- 19.4 In case the post of the Chief Financial Officer is vacant or the Chief Financial Officer is unable to perform his functions for more than a period of thirty days the Management Committee may assign his functions to any officer of the Cricket Association subject to a vacancy being filled within ninety days or any extended period, not exceeding a further ninety days, as may be approved by the Management Committee.

## **20. Internal Auditor**

20.1 The Management Committee on the recommendation of the Audit Committee shall appoint an Internal Auditor or outsource the internal audit function, having such qualifications and experience as stipulated by the Audit Committee. The terms and conditions of service of the Internal Auditor, including the compensation package etc., shall be as per the Regulations of the Management Committee.

Provided that in the initial three years of operations of the Cricket Association, the internal audit function shall be outsourced.

20.2 The Internal Auditor shall functionally report to the Audit Committee and administratively to the Chief Executive Officer.

Subject to the recommendation of the Audit Committee and approval of the Management Committee, internal audit functions may be outsourced to a suitable firm of chartered accountants if so deemed prudent by the Audit Committee on such terms and conditions as recommended by the Audit Committee.

20.3 The reports of the Internal Auditor and/or the outsourced firm shall be submitted to the Audit Committee and thereafter shared with the Management Committee.

## 21. **Selection Committee**

21.1 There shall be Selection Committee, appointed by the Management Committee on recommendation of the Chief Executive Officer, to make recommendations pertaining to the composition of the Men and Women Cricket Teams of the Cricket Association and the appointment of its Captains and Vice-Captains of the respective Teams.

21.2 The recommendations of the Selection Committee shall be reviewed and approved by the Chief Executive Officer after consultation with the Management Committee.

## 22. **Audit Committee**

22.1 There shall be an Audit Committee constituted by the Management Committee comprising three members nominated by the Management Committee consisting of one member from each of the members nominated or elected pursuant to Articles 9.1 (b) and (c) and the Vice President of the Association. A person from amongst its members shall be nominated as the chairman of the Audit Committee.

Provided that at least one member of the Audit Committee shall be either a member of a recognized body of professional accountants or has a post graduate degree in finance from an institution recognized by the HEC.

Provided further where necessary an additional member may be co-opted as a member of the Audit Committee if no existing members are member of a recognized body of professional accountants or have a post-graduate degree in finance from an institution recognized by the HEC.

The Internal Auditor or any other officer of the Board as directed by the President shall act as the secretary of the Audit Committee.

- 22.2 The tenure of the Audit Committee shall be three years and on such further terms and conditions as the Management Committee may determine.
- 22.3 The Terms of Reference of the Audit Committee shall be as stipulated under Clause 28(3) of the Listed Companies (Code of Corporate Governance) Regulations 2017 issued by the Securities and Exchange Commission of Pakistan.
- 22.4 The Audit Committee shall submit audit reports at least bi-annually to the Management Committee; whereas copies of internal audit reports should be sent to PCB and the Principal Sponsor.
- 22.5 The Audit Committee shall meet at least once every quarter of each financial year or in addition thereto upon the request by the chairman of the Audit Committee, external auditors of the Association or the Internal Auditor.
- (a) The Internal Auditor and the representative of the external auditor of the Association may attend any meeting of the Audit Committee at which issues relating to accounts and audit are to be discussed.
- (b) The Audit Committee shall in addition at least once a year meet with the Auditor of the Association and the Internal Auditor individually and without the presence of the Chief Financial Officer in such meeting.
- 22.6 The secretary of the Audit Committee shall circulate minutes of the meetings of the Audit Committee to all members of the Audit Committee, the President, Management Committee, Internal Auditor, Chief Executive Officer and where directed by the Audit Committee to the Chief Financial Officer. The quorum of Audit Committee meetings shall be two members.

## **23. Cricket Tournaments**

- 23.1 The Cricket Association shall devise a plan containing necessary detail of the Annual Program including but not limited to tournaments, venues, draws, fixtures etc. required for the holding of Grade Cricket Tournaments annually as prescribed by the Board to be participated in by its member City Cricket Association. The annual program shall be sent to the Board for approval before 30<sup>th</sup> June of each year.

- 23.2 If a City Cricket Association does not participate in the notified cricket tournament for reasons other than *force majeure*, the Management Committee shall impose a monetary penalty and the non-participating City Cricket Association shall be at the least suspended for one (01) year along with any further penalty as may be imposed by the Management Committee.
- 23.3 The Cricket Association shall send copies of the score sheets of all matches of any Cricket Tournament/Championship organized by it or its affiliated members to the Board in the manner prescribed by the Board.
- 23.4 Records, scorebooks, draws, fixtures, summaries of expenditure in respect of the tournament etc. shall be maintained by the Cricket Association. Additionally, they shall also maintain the record of performance of players in statistical terms (average / percentage wise) in respect of batting, bowling etc. so that they are readily available, when required by the Board, for selection of teams or any other reason.
- 23.5 A Tournament Committee comprising at least three members shall be constituted by the Management Committee on the recommendation of the Chief Executive Officer. The Tournament Committee shall report to the Chief Executive Officer and shall oversee and supervise each tournament. The Tournament Committee shall ensure that all participating teams and players comply with the requirements as prescribed by regulations applicable to tournaments.

#### **24. Principal Sponsor**

- 24.1 The Management Committee pursuant to a transparent bidding process shall appoint a Principal Sponsor of the Cricket Association on a three to five year basis.
- 24.2 The Principal Sponsor shall be granted naming, branding and other sponsorship rights pertaining to the Cricket Association, which do not conflict with the PCB's commercial obligations, as approved by the Management Committee but in accordance with the guidelines provided by the Board. It shall be the responsibility of the Management Committee to make itself aware of the Board's guidelines in this regard.
- Provided that the first sponsorship contracts, as may be executed by the Board for the benefit of the Cricket Association, shall be deemed to be contracts between the Cricket Association and the Principal Sponsor upon the registration and formation of the Cricket Association.
- 24.3 The Cricket Association shall have the right to grant rights to other sub sponsors in addition to the Principal Sponsor subject to no competitive sponsor to the Principal Sponsor being granted rights.
- 24.4 All sponsorship commercial agreements shall be approved by the Management Committee in consultation with the Board.

- 24.5 The media rights for production and broadcast of tournaments and events of the Cricket Association shall not be granted to the Principal Sponsor, however, shall be granted in consultation with the Principal Sponsor.
- 24.6 The Principal Sponsor shall have the principal naming rights to the teams and tournaments of the Cricket Association.
- 24.7 The Cricket Association shall not appoint any Principal Sponsor which creates a conflict with sponsorship and commercial agreements of the Board.

**25. Adherence to the PCB Constitution etc.**

- 25.1 The Cricket Association shall follow this Constitution and the PCB Constitution and any other rules, regulations, bye laws, instructions or directives issued by the Board, from time to time. Provided always that in case of conflict between this Constitution and the PCB Constitution, the provisions of the Constitution of the Board shall prevail. Provided further that the Board shall be the sole judge for issuing any clarification or interpreting any provision of this Constitution, rules, regulations, bye laws or instruction or direction, when required.

**26. Bar against the employees of the Board.**

- 26.1 No employee of the Cricket Association shall be eligible to contest any election of the Cricket Association.
- 26.2 No employee of the Cricket Association shall be nominated on the Management Committee unless specifically provided for under the Constitution.

**27. Undertaking by the Office Bearers**

- 27.1 In addition to the undertaking required under Clause 19 of the PCB Constitution every Office Bearer shall give an undertaking to the Board and the General Body prior to his notification by the competent authority, to the effect that:
- a) they shall strive to achieve the objectives and purpose of the Board;
  - b) they shall abide by this Constitution, Rules, Regulations and any directives formulated or issued, from time to time, by the Board;
  - c) they shall not criticize the Pakistan Cricket Board or any of its functionaries or Member(s), players and officials in/on any media platform.

- d) they shall not hold any press conference, meeting, protest or participate in any procession, display any placard etc. against the Board and its officials at any private or public venue, individually or collectively;
- e) they shall abide by the directions of the Board;
- f) they shall upon expiry of tenure or removal from office hand over all relevant documents including but not limited to accounts, records, CIDP etc. to the newly elected Office Bearers and/or a Provisional Committee as the case may be;
- g) they confirm that any and all information provided by them is and will be correct and accurate; and
- h) they shall as a condition precedent avail remedies available in this Constitution or the PCB Constitution for redressal of grievances, if any.

27.2 The Board may seek a modification of the contents of the above undertaking from time to time and the Office Bearer shall be required to issue the modified undertaking within 3 days and failing which the Office Bearer shall be de notified by the Board.

27.3 If in the opinion of the Board, any Office Bearer is in violation of the undertaking given by them, the Board may take *suo motu* notice or on application/complaint of any aggrieved individual, person or body. Upon initiation of action hereunder, the Board shall issue a Show Cause Notice to such Office Bearer. For the sake of clarification, it is expressly provided that the proceedings against any Office Bearer shall be in person unless the Board specifically issues notice to the Cricket Association. The Office Bearer to whom notice is issued shall respond to the same within a period of seven days in writing. If the reply to notice is not found satisfactory, the Board shall appoint an officer to conduct an inquiry in the matter who shall also give an opportunity of personal hearing to the Office Bearer, and submit the report along with findings to the Election Commission. The Election Commission shall carry out the findings by passing an order within 30 days of receipt of the findings. Any person aggrieved of the decision of the Election Commission may prefer an appeal as per Clause 35 of the PCB Constitution.

## **28. Dispute Resolution**

28.1 Any dispute(s) arising out of this Constitution shall be referred to the Chairman of the Board in writing, who shall form a Grievance Committee to adjudicate the dispute in accordance with the principles of natural justice, and shall give a reasoned order in writing after providing an opportunity of hearing to concerned parties. Any person(s) aggrieved of the decision of the Board may seek redressal of their grievance in accordance with Clause 37 of the PCB Constitution.

## **29. Funds of the Cricket Association**

29.1 The funds of the Cricket Association may comprise of the grants, donations, sponsorships, subscription fees and all other monies/funds payable to, or receivable by the Cricket Association. The funds shall be maintained in the bank account(s) as determined by the Management Committee on the recommendation of the Chief Financial Officer.

### **30. Amendment in Constitution**

30.1 The General Body may, on the recommendation of the Management Committee and with the prior approval of the Board, amend, alter, or modify this Constitution from time to time and the Cricket Association shall be bound to act pursuant to such instructions on an immediate basis.

30.2 The Board shall also have the right to amend, alter, or modify this Constitution from time to time and the Cricket Association shall be bound to act pursuant to such instructions on an immediate basis.

### **31. Penalties**

31.1 Whosoever violates this Constitution or any rules or instructions issued by the Board shall be deemed to be immediately disqualified/removed/disaffiliated/suspended, as the case may be, and shall cease to be an Office Bearer, member of the Management Committee or Member of the Association.

31.2 In addition the person found in violation under Article 31.1 may be barred from contesting elections or becoming an Office Bearer etc. of any Cricket Association, City Cricket Association, Club or Organization which is managed, monitored, controlled by or affiliated to the Board.

### **32. Disciplinary Committee**

32.1 The Management Committee shall appoint a Disciplinary Committee to probe into any disciplinary matter. The Disciplinary Committee shall follow the procedure as prescribed by the regulations ensuring a right of hearing to the person to whom a show cause notice is issued.

32.2 A recommendation and finding of the Disciplinary Committee shall be placed before the Management Committee for approval.

### **33. Secretariat**

33.1 The Cricket Association shall maintain a Secretariat at its own cost and expense, to run its day to day affairs.



33.2 The Secretariat of the Cricket Association shall be established at its headquarter.

#### **34. Supersession of the Cricket Association**

34.1 The Board, if satisfied that the Cricket Association is unable to perform its functions, may, for reasons to be recorded, supersede the management of the Cricket Association and appoint an Interim Management Committee consisting of as many members as deemed appropriate to carry out the operations of the Cricket Association.

34.2 Upon an order of supersession being passed, the Management Committee shall stand dissolved and the Office Bearers shall vacate their respective offices with immediate effect. The General Body shall during the period of suppression act on the instructions of the Board.

34.3 The Interim Management Committee so appointed by the Board shall assume functions of the Cricket Association.

Provided further that an order of appointment of an Interim Committee shall, unless extended by the Board for reasons to be recorded in writing, cease to operate upon the expiry of a period of three months.

34.4 The Board may, at any time, revoke the order of supersession and cause the appointment of new General Body and Management Committee through process provided under this Constitution.

34.5 Upon revocation of order of supersession, the Interim Management Committee, unless notified otherwise by PCB, shall dissolve *ipso facto* and the duly appointed Management Committee shall take charge.

34.6 All acts done, proceedings taken and contracts entered into by the Interim Management Committee shall be deemed to have been done, taken and entered into lawfully and validly and shall be binding upon the Cricket Association.

34.7 The Order of supersession of the Board may be appealed, by any aggrieved party being a member of the General Body or Management Committee, under Article 35 of the PCB Constitution.

#### **35. Power to make regulations.**

35.1 Without prejudice to general power of the Management Committee to make Regulations, the Management Committee shall by Regulations, in particular, provide for the following, namely:-

- (a) conduct of holders of offices in the Cricket Association, City Cricket Associations or any of any of their affiliated members and of the players selected to represent the Cricket Association and City Cricket Associations;
- (b) code of conduct and discipline, code of governance and management, financial, operational, service or human resource or any other regulations;
- (c) eligibility and registration with the Cricket Association of players by the City Cricket Associations and Clubs;
- (d) any other matters it may consider necessary for achieving uniformity and coordination among the affiliated Members, or conduct of tournaments organized by its affiliated members and the Cricket Association itself; and
- (e) such other matters, steps and measures relating to or connected with the objects and functions of the Board as may be necessary and expedient including ancillary and incidental matters.

### **36. Removal of difficulties or doubts**

- 36.1 If any difficulty or doubt arises in giving effect to any provisions of this Constitution, the General Body may, subject to the express prior approval of the Board, make such order to be necessary or expedient for the purpose of removing any such difficulty or doubt as the case may be.