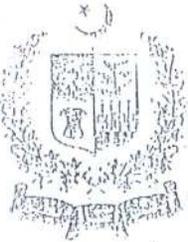


*Memoirandum of Association*

# The Gazette of Pakistan



EXTRAORDINARY

PUBLISHED BY AUTHORITY

KARACHI, THURSDAY, MARCH 16, 1995

## PART II

Statutory Notifications containing Rules and Orders issued by all Ministries and Divisions of the Government of Pakistan and their Attached and Subordinate Offices and the Supreme Court of Pakistan

GOVERNMENT OF PAKISTAN

MINISTRY OF CULTURE, SPORTS AND TOURISM

(Culture, Sports &amp; Tourism Division)

NOTIFICATION

Islamabad, the 22nd February, 1995

S. R. O. 55 (KE)95 :

In exercise of the powers conferred by sub-clause (1) of section 3 and section 4 of the Sports (Development and Control) Ordinance, 1962 (XVI of 1962), the Federal Government is pleased to constitute a board for the promotion, development and regulating the game of cricket in Pakistan and to make the following provisions for the name, constitution, power and functions of the said board, namely :—

## PART I—GENERAL

1. Short title and commencement.—(1) This Constitution shall be called the Constitution of the Pakistan Cricket Board.

(2) It shall come into force at once.

2. Definitions.—In this Constitution, unless the context otherwise requires, (a) "Active Club" means a cricket club which-

(i) has not less than sixteen playing members registered with the regional association to which it is affiliated ;

(ii) has formulated rules for regulating business and the conduct of its members ;

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## PART II THE GAME OF PAKISTAN

## PART III THE GAME OF PAKISTAN

(iii) participates in every calendar year in at least one tournament organized by the regional association to which it is affiliated;

(iv) does not belong to any service organization or Federal Institution which is a member of the Board; and

(v) has the use of a pitch where net practice is regularly held

Explanation.—For the purpose of this clause, not more than three cricket clubs may use the same pitch;

(b) "Board" means the Pakistan Cricket Board;

(c) "Chairman" means the Chairman of the Board;

(d) "Council" means the Council of the Board constituted under Article 25;

(e) "Chief Executive" means the Chief Executive of the Board;

(f) "Federal Institution" includes University Grants Commission, and Pakistan Inter Board Sports Committee;

(g) "General Body" means the General Body of the Board constituted under Article 12;

(h) "Patron" means the President of the Islamic Republic of Pakistan;

(i) "Prescribed" means prescribed by rules made under Article 45;

(j) "Service Organization" means a body established by the Federal Government or a Provincial Government or a statutory corporation or a company established under the Companies Ordinance, 1984 (XLVII of 1984); and

(k) "Treasurer" means the Treasurer of the Board.

## PART II.—BOARD

3. Board.—There shall be a board to be known as the Pakistan Cricket Board consisting of:

(a) General Body; and

(b) Council.

4. Objects and functions of the Board.—The objects and functions of the Board shall be to:

(a) promote and develop the game of cricket in Pakistan;

(b) maintain general control of the game of cricket and make rules and regulations for that purpose;

(c) promote the formation of affiliated organizations;

(d) provide for the maintenance of discipline amongst its constituent members and all cricket bodies and persons under the control of such constituent members;

(e) regulate affiliation of constituent members to fix fees and other conditions for the grant of such affiliation and to exercise a supervisory jurisdiction over the functioning of such members;

(f) seek and gain affiliation to international bodies concerned with the advancement and control of cricket;

(g) coordinate activities in respect of the game of cricket in all manners and ways, including the formulation of the laws of the game, the holding and organizing of tournaments, national and international matches by its constituent members and other subordinate bodies within the country or abroad;

(h) collect funds and utilize them in such manner as may be considered desirable for achieving its objectives;

(i) ensure proper application of funds collected by constituent members and the bodies affiliated thereto;

(j) undertake selection and composition of cricket teams to represent in cricket contests both within and outside Pakistan;

(k) the control and financing of all touring teams;

(l) make appointment of managers, coaches and other officials of the national teams;

(m) regulate visits abroad by member associations and clubs and visits of foreign teams to Pakistan;

(n) acquire construct, develop and maintain stadium, playing grounds and other properties;

(o) standardize and control umpiring in cricket and ensure its maintenance at a high level throughout Pakistan; and

(p) do all such other acts and things as may appear to it convenient and conducive for carrying out its objects and functions.

5. Chairman.—(1) The Chairman shall be appointed by the Patron:

Provided that the Patron may authorise the General Body to appoint the Chairman.

(2) The Chairman shall, subject to the pleasure of the Patron, hold office for a term of three years and shall be eligible for re-appointment for a further term or terms of one year each and shall perform such functions and exercise such powers as may be prescribed.

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6. Chief Executive.—(1) The Chief Executive shall be appointed by the Patron and shall, subject to the pleasure of the Patron, hold office for a term of three years.

(2) The Chief Executive shall be the chief executive of the Board and shall be responsible for implementing the policies of the Board and shall perform such functions as may be prescribed.

7. Treasurer.—(1) The Treasurer shall be appointed by the Patron and shall, subject to the pleasure of the Patron, hold office for a term of three years.

Provided that whenever the Patron deems fit, he may direct the General Body to elect the Treasurer.

(2) The Treasurer shall perform such duties and functions as may be prescribed.

8. Full members.—The full membership of the Board shall be open to—

- (a) Divisional Cricket Association, which has—  
  - (i) not less than ~~seventeen~~ <sup>Assembly (House)</sup> Active Clubs affiliated to it; or
  - (ii) amongst its constituent members at least two District Associations having not less than ~~seven~~ <sup>Eighteen</sup> Active Clubs affiliated to each of them;

Provided that in computing numbers Active Clubs, a club which is affiliated to a City Cricket Association, Service Organization, Federal Institution or which uses a pitch for net practice situated outside the Divisional boundaries shall be excluded:

- (b) a City Cricket Association which has not less than ~~sixty-five~~ <sup>Eighty Five</sup> Active Clubs affiliated to it;

Provided that in computing the numbers of Active Clubs, a club which is affiliated to a Divisional Cricket Association, Service Organization or a Federal Institution or which uses a pitch for net practice situated outside the municipal limits of the City shall be excluded; and:

- (c) a Service Organization and Federal Institution which has raised ~~five~~ <sup>Sixty</sup> or more cricket teams;

Provided that, after three months from the commencement of this Constitution, a Divisional or City Cricket Association, Service Organization or Federal Institution shall not be eligible to become a full member unless it has not less than ~~two~~ <sup>two</sup> cricket grounds in its use or in the use of Association or Active Clubs affiliated to it.

9. Co-opted members.—The Pakistan Sports Board and Provincial Boards shall be the co-opted members.

10. Associate members.—(1) A Divisional Cricket Association or Service Organization which is not eligible or qualified to become a full member may be admitted to as an associate member of the Board by the General Body.

(2) An Associate member may, with the permission of the Board, nominate a representative to attend a meeting of the General Body but such representative shall not be entitled to vote at the meeting or be eligible for election to the Council.

(3) An associate member shall be bound by the same undertakings which a full member is required to abide under Article 8 and shall participate only in those tournaments conducted by the Board to which it is specifically by the Board.

11. Honorary Membership.—(1) Upon the recommendation of the Council, the General Body may confer honorary membership of the Board upon:

- (i) a former cricket player who has represented Pakistan in not less than ten Test Matches;
- (ii) a distinguished person, business firm, companies who contributes ~~five~~ <sup>Eighty</sup> hundred thousand rupees or more to the funds of the Board for the promotion of cricket in Pakistan; and
- (iii) a person who has rendered meritorious service for the promotion of cricket.

(2) All former Chairmen of the Board and Chairmen of ad hoc Committees shall be the Honorary Members of the Board.

PART III.—GENERAL BODY

12. General Body.—(1) There shall be a General Body of the Board consisting of—

- (a) the Patron;
- (b) Chairman;
- (c) Chief Executive; <sup>Members</sup> <sup>Advisory</sup> <sup>Board of Council</sup>
- (d) Treasurer;
- (e) Co-opted Members; and
- (f) one representative each of all full members;

Provided that a Divisional Cricket Association or a City Cricket Association which has more than sixty-five Active Clubs affiliated to it shall be entitled to have two representatives and an additional representative for every additional group of sixty-five

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Active Clubs beyond one hundred and fifty Active Clubs affiliated to it.

(2) The Patron may, if he so desires, preside over a meeting of the General Body or the Council and in his absence, the Chairman shall preside over such meetings.

13. Undertaking by the members of the General Body.—Every full member of the Board shall undertake to—

- (a). achieve the objects and purposes of the Board;
- (b) abide by the directions of the Board and meet all its obligations, including those with regard to the payments of registration fees, annual subscription and match guarantee money, as may be fixed or settled by the Board from time to time;
- (c) abide by the regulations made by the Council and, if necessary, to amend its constitution in order to give effect to the regulations made by the Board; and
- (d) participate in all tournaments or matches as may be organized by the Board and hold not less than two cricket tournaments in every calendar year for the association or Active Clubs affiliated to it.

14. Functions of the General Body.—(1) The control, management and supervision of the Board shall vest in the General Body.

(2) In particular and without prejudice to the generality of the foregoing provision the General Body shall:

- (a) admit to full membership of the Board a Divisional Cricket Association, a City Cricket Association, a Service Organisation or a Federal Institution which is eligible under this Constitution for such membership;
- (b) grant associate membership of the Board to an association or honorary membership to a person;
- (c) co-opt Pakistan Sports Board and the Provincial Sports Boards as members of the General Body;
- (d) consider and adopt the annual report submitted by the Council and to approve the future programmes of the Board;
- (e) appoint auditors from amongst Chartered Accountants and to fix their remunerations;
- (f) approve the audited statements of the fund, estimates and budget

(g) exercise appellate and supervisory jurisdiction over the decisions of the Council and other affiliated bodies.

15. Annual meeting.—(1) An annual meeting of the General Body shall be held every year in the months of September.

(2) The time, place and date of the annual general meetings shall be fixed by the Chairman and the notice for the meeting together with the agenda therefor shall be issued by the Chief Executive to all persons entitled to attend the meeting at least fifteen days before the date of the meeting.

16. Business to be transacted at the annual general meeting.—At the annual general meeting amongst other matters, the General Body shall:

- (i) consider and adopt the annual report;
- (ii) pass audited statement of accounts and budget estimates;
- (iii) appoint auditors; and
- (iv) elect members to the Council whenever necessary.

17. Other meetings.—The Chairman may, at any time, convene a meeting of the General Body after giving due notice to the members.

Provided that the Chairman shall call a meeting of the General Body if the Council by a resolution makes a request to him in his behalf.

18. Meeting by requisition.—(1) Not less than one-third of the total number of persons entitled to vote at a meeting of the General Body may, in writing, make a request to the Chairman to convene a special meeting of the General Body specifying the purpose and the matter requiring attention of the General Body in the said meeting.

(2) The Chairman shall convene a meeting of the General Body within twenty days of the receipt of the request.

19. Quorum.—(1) One-third of the members of the General Body shall constitute quorum of its meeting.

(2) If at a meeting, the quorum is not present, the meeting shall be adjourned to a day not earlier than ten days therefrom.

Provided that members who were not present at the first meeting shall be given notice of the adjourned meeting.

20. Defaulters not to vote.—The representatives of a member of the General Body which has not paid its dues shall not be entitled to vote in its meeting.

21. Decisions by majority.—All decisions at a meeting shall be taken by the majority of the members of General Body present and voting.

22. Place of meeting.—Unless the Chairman otherwise directs, all meetings of the General Body shall be held at the headquarters of the Board.

23. Procedure.—The General Body may make rules to regulate its procedure and conduct of business.

24. Committee.—(1) The General Body may constitute one or more committees to assist it in the performance of its functions.

(2) The Chief Executive shall act as Secretary of such committees.

#### PART IV.—COUNCIL OF THE BOARD

25. Council.—(1) There shall be a Council consisting of:

- (i) Chairman;
- (ii) Chief Executive;
- (iii) Treasurer;
- (iv) six members to be elected in accordance with clause (2) for a period of two years by the representatives of the Divisional Cricket Associations and City Cricket Associations in the General Body having full membership; and
- (v) six members to be elected for a period of two years by the representatives of the Service Organizations and Federal Institutions in the General Body having full membership.

(2) The members to represent Divisional Cricket Associations and City Cricket Associations in the Council shall be elected and nominated in the following manner, namely:

- (i) one member, to be elected by the representatives in the General Body of the Karachi City Cricket Association;
- (ii) one member to be elected by the representatives in the General Body of the Lahore City Cricket Association;
- (iii) one member, to be elected by the representatives in the General Body of the Divisional Cricket Associations and City Cricket Associations from the North West Frontier Province and the Province of Baluchistan in rotation, so that if the elected member is the representative of an Association from one Province for one term then for the following term, member of the Council shall be elected by the representative of an Association from other Province;
- (iv) two members, to be elected by the representatives in the General Body of Divisional Cricket Associations and City Cricket Associations from the Province of the Punjab, other than the representative of the Lahore City Cricket Association; and

(v) one member, to be elected by the representatives in the General Body from the Divisional Cricket Associations and City Cricket Associations from the Province of Sind, other than the representatives of Karachi City Cricket Association.

(3) The Chairman shall, whenever deems necessary, lay down the procedure and procedure for elections of the members of the Council and for removal of any difficulty that may arise in holding the elections.

(4) A person shall cease to be a member of the General Body or the Council or both if for any reason, he no longer represents the full member or if the full member whom he represents on the General Body withdraws that status or disqualifies him from representing the full member on the General Body.

26. Casual vacancy.—Any casual vacancy in the Council arising through death, resignation, removal, withdrawal, disability or disqualification of a member may be filled in by the Chairman by nomination from the same class of membership and the member so nominated shall hold office for the unexpired term of the member whose vacancy he fills.

27. Functions and responsibilities of the Council.—(1) The functions of the Council shall be to:

- (a) provisionally admit a Divisional Cricket Association or Service Organization to associate membership till the next meeting of the General Body;
- (b) make recommendations to the General Body for the grant of honorary membership upon eligible person;
- (c) appoint committees, including standing committees, as may be necessary for carrying out its functions and to make rules or bye-laws for the conduct of their affairs;
- (d) sanction and control expenditure in accordance with the budget approved by the General Body;
- (e) make recommendations to the General Body for amendment or variation of the laws of the game;

(f) control and manage the affairs of the stadium, sports complexes, gymnasia and playing grounds owned or placed under its charge; directly or through management committees or officials;

(g) consider and decide matters not covered by the bye-laws, rules and regulations of the Board; and

(h) take such other steps as may be necessary and expedient to carry out the aims and objects of the Board.

(2) The Council shall be responsible for conducting the affairs of the Board and shall ensure that the general provisions of this Constitution and the rules, regulations and bye-laws made by the Board are complied with in all respects by all members and the associations and clubs affiliated with them.

(3) The Council shall ensure that the programmes formulated and resolutions passed by the General Body are fully implemented.

(4) The Council shall regularly submit report to the General Body in respect of its activities for its consideration.

(5) The Council shall, for a period of three years, appoint a selection committee consisting of three members, including its Chairman.

(6) The Council shall appoint the captain and managers of the teams selected under clause (5).

28. Meetings of the Council.—The Council shall meet not less than four times in a calendar year.

29. Chairman to convene the meeting.—The Chairman shall appoint the day, time and place of the meeting of the Council and notice thereof together with the Agenda of the meeting shall be given by the Chief Executive to each member of the Council not less than ten days before the day appointed therefor.

Provided that for consideration of an urgent matter, the Chairman may convene a meeting on a shorter notice.

30. Special meeting by requisition.—(1) Not less than one-third of the total number of persons entitled to vote at a meeting of the Council may, in writing and signed by such persons, make a request to the Chairman to convene a special meeting of the Council specifying the matter or matters proposed to be discussed at such meeting.

(2) The Chairman shall convene a meeting of the Council within fifteen days of the receipt of the request under clause (1).

31. Quorum.—(1) At a meeting of the Council, one-third members of the Council shall constitute the quorum of the meeting of the Council.

(2) If at a meeting, the quorum is not present, the meeting shall be adjourned to a day not earlier than seven days thereafter.

(3) No quorum shall be necessary for an adjourned meeting. Provided that members who were not present at the first meeting shall be given notice of the adjourned meeting.

32. Scrutiny of accounts.—(1) The Council may appoint a Finance Committee or a Chartered Accountant to audit the accounts of a Divisional Cricket Association or a City Cricket Association and the concerned association shall afford full opportunity and facilities to the Committee or Accountant for verification of its accounts and supply all information as they or he may require for the performance of their or his assignment.

as the case may be, the Chartered Accountant appointed under clause (1) shall regularly make report to the Council about the state of accounts of the concerned Cricket Association.

23. Procedure.—(1) The Council may make rules to regulate its procedure and conduct of business.

(2) The Council may establish one or more committees to assist it in the performance of its functions.

(3) The Chief Executive shall act as Secretary of the committees established under clause (2).

34. Decisions of majority.—All decisions at a meeting of the Council shall be taken by the majority of members of the Council present and voting.

PART V.—FUND OF THE BOARD

35. Funds of the Board.—(1) There shall be one or more funds of the Board as may be determined by the Council to which shall be credited all donations, subscriptions, fees and all other monies payable to, or receivable by the Board.

(2) The Council shall specify the financial powers of the Chairman, Chief Executive and Treasurer and prescriptive procedure for operation of the accounts of the Board.

36. Rates of fees and subscriptions, etc.—(1) The General Body may, from time to time, determine registration fees, tournament fees, annual subscriptions and other charges payable to the Board.

(2) Subject to the provisions of clause (1), every full member and every associate member shall pay to the Board an annual subscription of ten thousand and five thousand rupees respectively.

PART VI.—DISCIPLINARY PROCEEDINGS

37. Suspension of membership.—If, at any time, the Council is of the opinion that the affairs of a full member or associate member are not being carried out in accordance with this Constitution, or its conduct is derogatory to, or detrimental to, the aims and objects of the Board, or it no longer fulfils the qualifications for membership, or has failed to abide by the undertakings given by it under Article 13, or has failed to meet its financial obligations to the Board, it may suspend its membership.

58. Appointment of ad hoc committees.—Whenever the membership of a full member or associate member is suspended under Article 57, the Council may appoint an ad hoc committee consisting of a Chairman and as many members as it considers fit for performance of the functions and for carrying out the affairs of a suspended member.

59. Appeal against suspension.—(1) A member who has been suspended by the Council may prefer an appeal against the decision of the Council to the General Body.

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(2) The decision of the General Body on the appeal filed by the suspended member shall be final.

40. Restoration of membership.—The Council may restore the membership of a suspended member on such terms and conditions as it may consider appropriate.

PART VII.—SUPERSESSION OF THE BOARD

41. Supersession of the Board.—(1) The Patron may, if satisfied that the Board is unable to perform its functions for any reason, by order supersede the management of the Board and appoint an *ad hoc* committee consisting of a Chairman and as many members as he may consider appropriate for performance of the functions of the Board.

(2) Upon an order of supersession being made under clause (1), the General Body and the Council shall stand dissolved and the Chairman, Treasurer and the Chief Executive shall vacate their respective offices.

(3) The *ad hoc* committee appointed under clause (1) shall assume all the functions of the Board and references to the General Body, Council and the various functionaries in the Constitution shall mean reference to the *ad hoc* committee.

(4) The Patron may, at any time, revoke the order of supersession made under clause (1) and cause the appointment of new General Body and Council under this Constitution.

(5) Upon revocation of order of supersession the *ad hoc* Committee shall vacate its office and the new General Body, Council and other functionaries appointed under clause (4) shall assume their functions under this Constitution.

(6) All acts done, proceedings taken and contracts entered into by an *ad hoc* committee shall be deemed to have been done taken and entered into lawfully and validly and shall be binding upon the Board.

42. Removal of a member.—(1) Notwithstanding anything contained in this constitution, the Patron may, without assigning any reason, order that a person representing a full member on the General Body, or who is a member of the Council, shall stand removed as such member.

(2) No notice shall be required to be given to the member concerned before the issuance of the order under clause (1).

(3) A person who is removed under clause (1) shall, unless otherwise provided, not be eligible to be nominated or selected to the General Body or the Council of the Board for a period of two years from the date of such removal and shall also stand removed from the committees of the Board.

43. Ad hoc Committee.—The *Ad hoc* Committee in existence on the commencement of this Constitution, shall be deemed to be an *ad hoc* committee appointed under Article 41 and shall perform all the functions of an *ad hoc* committee under that Article.

44. Power of making of regulations, etc.—(1) The Council may make regulations for:

(a) regulation and appointment by the Divisional Cricket Association and City Cricket Association amongst its constituent members of its share of proceeds of a cricket match organized by it or by one of its constituent members against the team of a foreign country or of the grants made by the Board, the Federal Government or Provincial Governments;

(b) holding of elections by the Divisional Cricket Association and City Cricket Association and for constitution of their supreme bodies;

(c) conduct of holders of offices in a Divisional Cricket Association, City Cricket Association, Services Organization, their constituent member and player selected to represent Pakistan in any international tournament;

(d) demarcation of zones for organizational purposes in the case of City Cricket Association; and

(e) any other matters it may consider necessary for achieving uniformity and coordination in the rules for, or conduct of, tournaments organized by the various Cricket Associations or for the purpose of improving the standards of the game.

(2) The General Body may annual alter or amend any regulation made by the Council.

45. Power to make rules.—The General Body may make rules for the efficient conduct of the functions of the Board.

46. Arbitration.—(1) Disputes among the clubs of member associations may be referred to Arbitrator by the next higher Association.

(2) The Arbitrator may be appointed in consultation with the parties involved in the dispute.

(3) The award of the Arbitrator shall final.

Explanation.—(1) A dispute at the district or club level shall be referred to Divisional Cricket Association or City Cricket Association respectively and such association may appoint the Arbitrator, receive the award and communicate it to the parties concerned for implementation.

(2) A dispute at the Divisional level will be dealt with in the same manner by the Board.

to direct that the following amendment shall be made in its Notification No. S.R.O. 1078(I)94, dated the 2nd October, 1994, namely:—

In the aforesaid Notification, for serial No. 7 and the entries relating thereto the following shall be substituted, namely:—

- 7. Mr. Muhammad Suleman, Chief (Customs), Central Board of Revenue, Islamabad.....Member.

ZAHTEER AHMED,  
Joint Secretary.

[No. F. 2(6)94-M. III.]

47. Bar against more than one office, etc. No person shall hold office in two or more associations and no member or employee of a Service Organization Cricket Association or City Cricket Association.

48. Repeal and saving.—(1) The Ministry of Culture, Sports and Tourism's Notification No. SRO 843(F)79, dated the 18th September, 1979, and Notification No. 7180-S-III, dated the 22nd April, 1982, are hereby repealed.

(2) Notwithstanding anything contained in clause (1), all employees of the Board appointed under the Notification referred to in that clause or any rules, regulation, bye-laws or contract of service shall, unless removed in accordance with the terms and conditions of their employment, continue to be the employees of the Board under this Constitution.

(File No. 4-58/93-Sports-II.)

ABDUL REHMAN TALPUR,  
Section Officer (Admin.)

MINISTRY OF INDUSTRIES & PRODUCTION

(Industries Wing)

NOTIFICATION

Islamabad, the 29th January, 1995

S. R. O. 56 (KE)95.

In exercise of the powers conferred by section 6 of the Export Processing Zones Authority Ordinance, 1980 (IV of 1980) the Federal Government is pleased:—

- (a) to relieve Mr. Masood Aziz Chief (Customs), Central Board of Revenue, Islamabad, from the membership of the Board of Directors of the Export Processing Zones Authority;
- (b) to appoint Mr. Muhammad Suleman, Chief (Customs), Central Board of Revenue, Islamabad, as a member of the said Board.