

## **Amendments to the Constitution as on April 29, 2016**

### **AGM AT VARANASI ON 11 AND 12 APRIL 2015**

### **ARBITRATION COMMISSION OF ATHLETICS FEDERATION OF INDIA "AFI"**

#### **CONSTITUTION:**

1. One Retired High Court/District Court Judge (Names to be suggested by President/Executive Council)
2. One representative of AFI (4 names to be decided by President/Executive Council of AFI)
3. One eminent lawyer (to be nominated by President/Secretary AFI)

#### **PLACE OF ARBITRATION:**

Place of Arbitration proceedings shall be AFI Headquarters at New Delhi or any other place at Delhi as decided by the Arbitration Panel.

#### **COST OF THE PROCEEDINGS:**

The Cost of the arbitration proceedings shall be borne equally by the parties to the Arbitration.

The entire cost of the proceedings can be imposed on either party to the Arbitration if the Panel so decides.

- i. All State Associations shall include in their Constitution a provision that the Associations would have all unresolved disputes settled by the Arbitration Commission of the AFI and the Associations and its Members shall voluntarily surrender their right of seeking redress in any Court of Law.
- ii. All unresolved disputes arising within the state associations, shall be referred by the Associations to the AFI for settlement for arbitration process by the Arbitration Commission of the AFI.

The dispute has to be communicated to Secretary AFI in writing by any party and thereafter the Secretary AFI in consultation with the President will constitute Arbitration Panel for the adjudication of the dispute.

The following Disputes may be referred to the Arbitration Commission of AFI:

1. Disputes between AFI members/affiliates
2. Dispute within a state associations affiliated to AFI
3. Dispute relating to affiliation with the AFI
4. Age fraud appeal against the decision of the AFI age fraud committee.
5. Dispute between AFI and its vendors/suppliers/sponsors/affiliates
6. Selection disputes
7. Election disputes
8. Affiliation disputes of district associations within a state association
9. Affiliation disputes of a state association

#### **Article – XI-(x). to be added**

##### **Complaint Redressal Committee**

The Complaint Redressal Committee will be headed by one of the Executive Council Member of AFI. The AFI President will nominate the Chairman, Convener and three other members of this committee in consultation with Executive Council. Any complaint/grievance will be lodged with the AFI's Hony. Secretary, who will place the same before the committee for a final decision within four weeks of receipt of the complain.

Detailed guidelines/mechanism will be circulated to the members.

Prevention of sexual harassment of women in sports

With a view to addressing complaints concerning sexual harassment of women sportspersons and to promote healthy environment in sports, there is an urgent need to install an effective redressal mechanism in place.

#### **XI-(xi) To be added**

##### **Committee against Sexual Harassment**

1. The Committee against Sexual Harassment will be headed by one of the Executive Council Member of AFI. The Chairman, Women's Committee, will be the Convenor of this Committee, and four other members including Chairman will be nominated by the AFI President, in consultation with the Executive Council. Out of the four, one will be an eminent women athlete or eminent women athletics coach.

2. Any complaint/grievance will be lodged with the AFI's Hony. Secretary, who will place the same before the committee for a final decision within four weeks of receipt of the complaint.

3. The committee shall address complaints in a time bound manner and take appropriate disciplinary action in case of misconduct and where conduct in the complaint amounts to a specific offence under Indian Penal Code or any other law, the Federation will take steps to initiate appropriate legal proceedings.

**Detailed guidelines/mechanism for functioning of the committee and addressing complaints shall be circulated to all members/association national coaching camps etc.**

### **ELECTIONS**

This was the clarification discussed in the House and it was approved to add this clarification in the Constitution:

Clause XIV:

4. Nomination for the post of President and Secretary should be proposed by at least 3 member units (to be replaced by 3 authorised representative of 3 different member units) and also seconded by 3 member units (to be replaced by 3 authorised representatives of 3 different member units).

To be added

5. For all other posts, one proposer and one seconder from authorised representative of member unit will be required.

**Rule XVI – Note to be read as:**

“Clear means from the date of posting. The Notice can be sent either by post or by E-mail. In case of urgency it may be communicated by Telephone.”

**Rule XXIII-(i) To be read as:**

“All affiliated/associate members of the Federation shall adopt all the rules and regulations concerning athletics activities in their Constitution. They shall be responsible for conducting athletics competitions as defined under article XXX & complete activities every year as defined in article VII-C-4.

After article XXXIII – Control of Drug Abuse Rule No. 1 to Rule No. 7 be deleted and shall be read as:

**“Article – XXXIV – Anti Doping Regulations**

Athletics Federation of India is absolutely against the use of forbidden substances/techniques to improve performance. The IAAF Anti-Doping Regulations will be enforced, which may be changed from time to time. The IAAF Anti – Doping Regulations is annexed with the Competition Manual and also placed on the Website of the Athletics Federation of India.

**Code of Conduct to be read as “Article – XXXV – Code of Conduct”**

**AGM – MEERUT APRIL 12-13, 2014**

**Agenda Item No. 12            To discuss about the amendments proposed for transparent working of the Federation.**

It was mentioned that Athletics Federation of India is working in transparent manner following its Constitution (Rules & Regulations) and Administrative and Financial guidelines. Now, it was felt that to make it more transparent some issues like Complaint Redressal Mechanism and Rules against “Sexual harassment”, activation of affiliated units, enforcement of Doping Regulations may be endorsed. It was required to add some new clauses, so that the issues related to the above subject may be dealt in a firm and transparent way. These proposals were placed and strongly recommended by the Executive Council in the Meeting held on December 22-23, 2013. Therefore, following amendments in the “Constitution” are proposed:

**Proposed amendments**

III – 8.of Memorandum of Association to be read as:

“To guard and enforce the rules and conduct the activities as defined in Article VII - C (4) in co-operation with State Athletics Associations and coordinate with Indian Olympic Association with regard to Athletics activities”.

**Article- VII – C – Defunct Unit.**

1. All the affiliated State Athletics Associations are supposed to conduct activities as mentioned in Rule VII-C-4. Failure of State Athletics Associations in conducting

the activities will result in the relegation of the Unit, from Permanent Member to Associate Member. Such Associate Member will lose its position in general body as well as in Executive Council as the case may be.

2. All the affiliated Member Units (other than the State Athletics Associations) have to conduct their Unit Championships in line with the Calendar of AFI. Failure in conducting the activities as mentioned will result in the relegation of that Unit from Permanent Member to Associate Member. That Associate Member will lose its position in general body as well as in Executive Council as the case may be, if the House decides so. The Associate member will have no voting right in any of the meeting.
3. Such unit/ units relegated to Associate Member shall be eligible for regular membership only after conducting the mandatory Events as mentioned in sub rule 1& 4 of article VII-C, for three consecutive years under the supervision of an official nominated by AFI.
4. **Activities** shall be defined as follows:
  - A. All the District Athletics Associations affiliated have to conduct District Athletics Championships and send their teams to participate in National Inter-District Junior Athletics Meet (NID-JAM).
  - B. All the State Athletics Associations must conduct championship in their States for Seniors, Juniors including the State Cross Country Championships as per the slot given by the Federation.
  - C. To nominate the Selection Committee, Chief Coach with panel of Coaches for their State and send their details to Federation.
  - D. To conduct Annual General Body Meeting and send the Minutes of the meeting along with the Audited Statement of Account and Activity Report to Federation every year.
  - E. To organize coaching camps in State to prepare the athlete for National Championships
  - F. Prepare the Annual Athletics Calendar for their State in line with National Athletics Calendar.
  - G. To follow the guidelines given in Competition Manual of the Federation during organisation of National Championships.
  - H. To take steps to restrict overage participation and use of forbidden substances by the athletes.
  - I. Elections of the office bearers of State Athletics Association as per the timeframe provided in their Constitution.
  - J. Use of E mail id provided by the Federation
  - K. To send the entries online 10 days or the period as fixed by AFI prior to Competitions

- L. To appoint Coordinaor at state and district level implant Kids programme as per AFI directions.
- M. To make efforts to stop use of forbidden substance use by the Athletes to enhance their performance.

**Article – XI-(x).** To be added

**Complaint Redressal Committee.**

The Complaint Redressal Committee will be headed by one of the Executive Council Member of AFI. President, AFI, will nominate three other members of this committee in consultation with Executive council. Any complaint /grievance will be lodged to Hony. Secretary, AFI, who will place the same before the committee for final decision within four weeks of receipt of the complain .

***Detailed guidelines/mechanism will be circulated to the members.***

**Prevention of sexual harassmt of women in sports**

With a view to addressing complaints concerning sexual harassmt of women sportspersons and to promote healthy environment in sports, need has been felt to put an effective Redressal Mechanism in place.

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3. The Committee shall address complaints in a time bound manner and will take appropriate disciplinary action in case of misconduct and where conduct in the complaint amounts to a specific offence under Indian Penal Code or any other law, the Federation will take steps to initiate appropriate legal proceedings.

***Detailed guidelines/mechanism for functioning of the committee and addressing complaints shall be circulated to all members/ ssociations/ national coaching camps etc.***

**Rule XVI – Note to be read as**

“ Clear means from the date of posting. The Notice can be sent either by post or by E-mail. In case of urgency it may be communicated Telephonically.”

**Rule XXIII-(i) To be read as:**

**“All affiliated/associate members of the Federation shall adopt all the Rules and regulations concerning Athletics activities in their Constitution. They shall be responsible for conducting athletics competitions as defined under article XXX & complete activities every year as defined in article VII-C-4.**

**After article XXXIII** - Control of Drug Abuse Rule no-1 to Rule no.- 7 be deleted and Shall be read as

**“Article- XXXIV – Anti Doping Regulations**

Athletics Federation of India is completely against the use of forbidden substances/techniques to improve the performance. The IAAF Anti-Doping Regulations will be enforced, which may be changed time to time. The IAAF Anti-Doping Regulations is annexed with Competition Manual and also placed on the Website of Athletics Federation of India”

**Code of Conduct to be read as “Article- XXXV – Code of Conduct”**

**The amendments proposed as above were adopted and approved by the House unanimously.**

## AGM - VARANASI APRIL 11-12, 2015

### SUPPLEMENTARY AGENDA OF AGM

1. All the affiliated Departmental Boards/Institutions are required to conduct one AFI National Meet in every three years failing which they will be liable for disaffiliation. (Included in XXIII (X)).
2. All the State Units/District Units are responsible for maintaining bank account in the name of the Regd. Society and they need to send audited statement of accounts every year to AFI by 30<sup>th</sup> September. No assistance will be provided by AFI to those units who are not maintaining their account regularly and sending the audited statement to AFI. (Included in XXIII (IX)).
3. To re-define the word "**ACTIVITY**" in AFI Constitution (which is enclosed).
4. Those state units/board who fail to do the activities as per the definition explained in the above clause, will be removed from the regular memberships of AFI and there will be the arrangement of making the Associate Member without voting right. So, those members who were not performing the activities will be made the associate members in the AGM and for three years their perform will be monitored. It will be only after three years that they will be eligible to become regular affiliated member with the voting rights if they are found that they are



doing their activities as per the ACTIVITY defined in the clause. **(Last para of XXIII – (xi)**

5. To check the over age participation, it is proposed to impose a fine of Rs. 50,000/- (Rupees Fifty Thousand only) on the state unit from where more than 5 Athletes were found over age in one calendar year. This fine has to be deposited by the defaulter unit within three months failing which; the unit will not be allowed to take part in the National Athletics Calendar for a period of one year. **(Included in XXX-M)**

### RE-DEFINITION OF THE WORD “ACTIVITY”

#### EXISTING

#### AMENDED

Activities shall be defined as follows:

A. All the District Athletics Associations have to conduct District Athletics Championships.

B. All the State Athletics Associations must conduct championships in their State for Seniors and Juniors, including the State Cross Country Championships as per the slot given by the Federation.

C. To nominate the Selection Committee, Chief Coach with panel of Coaches for their State and send their details to the Federation.

D. To conduct Annual General Body Meeting and send the Minutes of the meeting along with the Audited Statement of Accounts and Activity Report to the Federation every year.

E. To organize coaching camps in the State to prepare athletes for National Championships.

F. Prepare the State's Annual Athletics Calendar in line with National Athletics Calendar.

G. To follow the guidelines provided in the Competition Manual of the Federation during organization of National Championships.

H. To take steps to restrict overage participation and use of forbidden substances by the athletes.

I. Elections of the office bearers of State Athletics Associations as per the bye-laws provided in

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A. All the District Athletics Associations have to conduct District Athletics Championships.

B. All the State Athletics Associations must conduct championships in their State for Seniors and Juniors, including the State Cross Country Championships as per the slot given by the Federation **& send their team for participation in National Competitions.**

**All Departmental Sports Boards / institutions affiliated to AFI must conduct their Championships annually as per the time slot allotted by AFI. All these units are required to send their teams for participation in various competitions organized by AFI.**

C. To nominate the Selection Committee, Chief Coach with panel of Coaches for their State and send their details to the Federation.

D. To conduct Annual General Body Meeting and send the Minutes of the meeting along with the Audited Statement of Accounts and Activity Report to the Federation every year.

E. To organize coaching camps in the State to prepare athletes for National Championships.

F. Prepare the State's Annual Athletics Calendar in line with National Athletics Calendar.

## RE-DEFINITION OF THE WORD “ACTIVITY”

### EXISTING

III-8 of Memorandum of Association to be read as:

“To guard and enforce the rules and conduct the activities as defined in Article VII – C (4) in co-operation with State Athletics Associations and coordinate with Indian Olympic Association with regard to Athletics activities”.

#### NEW INCORPORATION

Article – VII-C-Defunct Unit

1. All the affiliated State Athletics Associations are supposed to conduct activities as mentioned in Rule VII-C-4. Failure of State Athletics Associations in conducting the activities will result in the relegation of the Unit from Permanent Member to Associate Member status. The Associate Member will lose its position in the general body as well as in Executive Council.

2. All the affiliated Member Units (other than State Athletics Associations) have to conduct their Unit Championships in line with the Calendar of AFI. Failure to conduct the activities as mentioned will result in the relegation of that Unit from Permanent Member to Associate Member. That Associate Member will lose its position in the general body as well as in Executive Council.

3. Such Unit/Units relegated to Associate Member shall be eligible for regular membership only after conducting the mandatory events as mentioned in sub rule 1 & 4 of article VII-C, for three consecutive years under supervision of an

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1. All the affiliated State Athletics Associations are supposed to conduct activities as mentioned in Rule VII-C-4. Failure of State Athletics Associations in conducting the activities will result in the relegation of the Unit from Permanent Member to Associate Member status. The Associate Member will lose its **elected** position in the general body as well as in Executive Council. **The Associate Member will have no voting right.**

2. All the affiliated Member Units (other than State Athletics Associations) have to conduct their Unit Championships in line with the Calendar of AFI. Failure to conduct the activities as mentioned will result in the relegation of that Unit from Permanent Member to Associate Member. That Associate Member will lose its position in the general body as well as in Executive Council.

3. Such Unit/Units relegated to Associate Member shall be eligible for regular membership only after conducting the mandatory events as

## **AGM - DELHI APRIL 15-16, 2016**

### **SUPPLEMENTARY AGENDA**

It was propose to include this clause under Article XIX under the heading **VACANCIES TO BE INCLUDED** in case of any post in AFI either the Office Bearer or the Executive Committee Member can be filled:

- (C) “In case if any vacancy falls vacant for any other reason whatsoever, can be filled by the Executive Committee/Annual General Body Meeting whichever is earlier, and if required/ the President/Hony. Secretary so decides, the election can be held in the House itself for the vacant post. The President/Hony. Secretary can invite nomination(s) in the house, and if required, election can be conducted by secret ballot under the supervision of President or the House may decide the name of Returning Officer”.

