

**MINUTES OF THE EXECUTIVE COMMITTEE MEETING OF PAKISTAN OLYMPIC ASSOCIATION HELD ON  
30TH DECEMBER, 2015 AT LUXUS GRAND HOTEL, LAHORE.**

A Meeting of the Executive Committee of Pakistan Olympic Association (POA) was held on 30<sup>th</sup> December, 2015 at Luxus Grand Hotel, Lahore, under the chairmanship of its President Lt Gen (Retd) Syed Arif Hasan HI(M). The following attended the meeting:-

<b>Sr.#</b>	<b>Name</b>	<b>Status</b>
1.	Lt Gen(R ) Syed Arif Hasan HI(M)	President, POA
2.	Mr. Muhammad Khalid Mahmood	Secretary General, POA
3.	Syed Aqil Shah	Vice President, POA
4.	Ch. Muhammad Yaqub	Vice President, POA
5.	Mr. Shaukat Javed	Vice President, POA
6.	Mr. Iftikhar Ahmad Tabassum	Vice President, POA
7.	Saiyid Mohammad Sibtain	Vice President, POA
8.	Syed Muhammad Abid Qadri	Vice President, POA
9.	Mrs. Fatima Lakhari	Vice President, POA
10.	Mr. Muhammad Shafiq	Treasurer
11.	Mr. Muhammad Jahangir	Associate Secretary General
12.	Mr. Zulfiqar Ali Butt	Associate Secretary General
13.	Hafiz Imran Butt	Associate Secretary General
14.	Mr. Ahmad Ali Rajput	Associate Secretary General
15.	Mr. Idris Haider Khawaja	Associate Secretary General
16.	Mr. Haider Khan Lehri	Associate Secretary General
17.	Mrs. Veena Salman Masud	Lady Associate Secretary General
18.	Mr. Pervaiz Shah Kahwar	Executive Member
19.	Mr. Painsa A. Malik	Executive Member
20.	Mr. Iqbal Hussain	Executive Member
21.	Ms. Rubina Irfan	Executive Member
22.	Mr. Rizwan Ul Haq Razi	Executive Member
23.	Mr. Shahid Nazir	Executive Member
24.	Mr. Fawzi Khawaja	Executive Member

25.	Mr. Arif Saeed	Executive Member
26.	Chaudhry Muhammad Asghar	Executive Member
27.	Mr. Iftikhar Ahmed Awan	Executive Member
28.	Lt Col (R) Waseem Ahmed	Executive Member
29.	Maj (R) Majid Wasim	Executive Member
30.	Syed Naqi Mohsin	Executive Member
31.	Cdr. Shakil Haider PN	Executive Member
32.	Hafiz Salman Butt	Individual Member
33.	Mr. Ehtasham ul Haq	Individual Member
34.	Ms. Andleeb Sandhu	Individual Member
35.	Begum Ishrat Ashrat	Individual Member
36.	Ms. Ambreen Malik	Individual Member
37.	Ms. Nargis Rahimtoola	Lady Membe
38.	Ms. Saba Shamim Akhtar	Lady Membe
<b>BY SPECIAL INVITATION</b>		
1.	Mr. Ali Raza	Sr. Legal Adviser

Mr. Muhammad Khalid Mahmood, Secretary General POA reported to the Chair that the quorum was complete and requested the President for his permission to start the proceedings. The Meeting started with recitation from the Holy Quran by Syed Muhammad Abid Qadri Gillani Vice President POA.

Lt Gen (Retd) Syed Arif Hasan HI(M), President POA welcomed all the Members to the Meeting. Thereafter the Agenda Items were taken up as under:

**AGENDA ITEM NO.1**

**CONFIRMATION OF THE MINUTES OF THE LAST EXECUTIVE COMMITTEE MEETING HELD ON 11 JANUARY, 2015**

Minutes of the last Executive Committee Meeting of POA held on 11 January, 2015 at Hotel Crown Plaza, Lahore were circulated to all the members of the Executive Committee vide POA Letter No. POA-046/ECM/1141 dated 10 February, 2015 with the request to send comments /observations if any, regarding correctness of the Minutes within 10 days of the issuance of this letter, otherwise it would be presumed that the Minutes were correctly recorded. No comments/observations received from any member of the house

**DECISION:**

The House unanimously confirmed Minutes of the last Executive Committee of POA held on 11 January, 2015.

**AGENDA ITEM NO.2****PARTICIPATION IN the 12<sup>TH</sup> SOUTH ASIAN GAMES, GUWAHATI & SHILLONG, INDIA – 6 – 16 FEBRUARY, 2016**

As per latest status of 12<sup>th</sup> South Asian Games, these are scheduled at two cities of Guwahati and Shillong – India from 6 -16 February, 2016. Pakistan Olympic Association has decided to participate in 21 sports out of 23 sports on the schedule of the games. Necessary intimation has already been sent to PSB for the air travel, accommodation expense, DA for athletes and officials Uniform expenses etc. and Entry by Number process has also been completed by the due date of 10 December, 2015. PSB and the National Sports Federations have been requested to start training camps in collaboration with each other.

In view of the current political climate and sentiments of the ruling party against Pakistan, the participation is subject to permission of the Government. He further informed the house regarding Pakistan's participation in the Games and related issues as under:-

- a. Entry by Number has been sent to the Organizing Committee in the 19 x disciplines viz Archery, Athletics, Badminton, Basketball, Boxing, Cycling, Handball, Kabaddi, Shooting, Squash, Swimming, Table Tennis, Taekwondo, Tennis, Volleyball, Weightlifting, Wushu (17 x Men & Women Disciplines), Hockey & Wrestling (2 x Men Disciplines).
- b. Entry by Number of Kho Kho of both men & women teams (Not affiliated with NOC Pakistan) has also been sent keeping in with the hope of winning medals in this sports. Expenditure of Kho Kho contingent shall be entire responsibility of Kho Kho Federation. However Uniform/ Playing Kit etc. shall be provided by the PSB likewise players and officials of other disciplines.
- c. Training Camp of Basketball Teams (men & women) and Volleyball (women) has yet not started by the PSB. This issue will be resolved in the meeting of PSB/POA/ NSFs concerned scheduled on 31 December, 2016 at Lahore.
- d. Entry by Number of Football has not been sent being not forwarded by the Pakistan Football Federation.
- e. Entry by Number of Judo has also not been sent being defunct Federation.
- e. Triathlon Sports is not included in the Pakistan Contingent as the concerned Federation is neither affiliated with POA nor approached to participate at their own expenses.
- f. Traveling Plan of the contingent shall be finalized by the PSB keeping in view the strength of contingent and resources available. Efforts shall be made to make it comfortable for the players.

- g. Entry by Name in the disciplines of Athletics and Cycling is yet to be decided due to non-recognition of Athletics and Cycling Federation (affiliated with NOC Pakistan) by International Federation concerned.
- h. Entry by Name is due by 5<sup>th</sup> of January, 2016 whereas Process of Accreditation is required to be completed by 10 January, 2016.

**Decision:**

The house unanimously decided that:-

- i. Participation of Pakistan Contingent in 12<sup>th</sup> South Asian Games, Guwahai & Shilong, India was approved as presented/ explained.
- ii. National Sports Federation concerned should keep close liaison/ coordination with POA and PSB regarding Training Camps, preparation of Uniform/ Playing Kit and particularly submission of documents pertaining to the Accreditation and By Name entries well in time.
- iii. Authorized the President POA to take necessary measures/actions as deemed appropriate in consultation with Pakistan Sports Board and other concerned quarters with an aim to win maximum medals and defend our runner-up position of Pakistan in the South Asian Games.

**AGENDA ITEM No.3**  
**POA ELECTIONS 2016**

The house was informed that the notice of the Elective General Council Meeting of the Pakistan Olympic Association has been issued on 22<sup>nd</sup> Dec, 2015 for the quadrennial elections of the office bearers of the Pakistan Olympic Association on 23<sup>rd</sup> Jan, 2016 at Luxus Grand Hotel, Lahore. A detailed PowerPoint presentation was given to the house regarding Elections Rules, composition of the Election Commission and Electoral Roll

**Election Rules of Pakistan Olympic Association**

The house was informed that the Election Rules of POA were discussed in the General Council Meeting of Pakistan Olympic Association in its meeting held on 11<sup>th</sup> Oct, 2014 and with the unanimous approval of the house these were notified vide No. POA-180/GCM/1140 on 24<sup>th</sup> Oct, 2014. These Election Rules have been reviewed in depth by the IOC and following amendments have been recommended for the consideration and the approval of the General Council of POA. At this point Mr. Arif Saeed observed that it would have been appreciated if hard copy of recommendations of IOC alongwith Working Paper could be made available to the house as already requested vide email. The Chair explained that relevant para are being presented on PowerPoint and also directed the staff to provide relevant documents to Mr. Arif Saeed and others Members of the house.

The relevant paragraphs proposed for the amendments were presented to the house and stand recommended with the unanimous approval of the house as under

Existing Para 1.

*“The Elections shall be conducted by the Election Commission consisting of five members appointed by the President of Pakistan Olympic Association, subject to Rule 2, for the purpose of Election to each or any of the offices provided for under the provisions of the Constitution of the Pakistan Olympic Association.”*

IOC Recommendations

*“To guarantee the full independence and “legitimacy” of the Election Commission and avoid any potential “conflict of interest”, or perception of a “conflict of interest”, in particular if the outgoing NOC President is a candidate for re-election, the members of the Election Commission should not be appointed by the NOC President but might be proposed by the NOC President subject to ratification / approval by the General Assembly.”*

**Decision**

The house unanimously recommended that para-1 may be amended by the General Council of POA as under:-

The election shall be conducted by the election commission consisting of four members proposed by the President Pakistan Olympic Association and ratified by General Council of POA subject to Rule-2 for the purpose of election to each or any of the offices provided for under the provision of the Constitution of the Pakistan Olympic Association.

Existing Para 3

*“The members of the Election Commission shall have tenure of four years and shall be available during this period for any interim elections if required in pursuance of the Constitution of the POA and the decision of the General Council. In case any member of the Election Commission of POA resigns prior to completion of tenure, the President POA in consultation with the Executive Committee shall nominate a person to fill the vacancy within 90 days of such vacancy having been created. The vacancy filled as such shall carry a tenure ending at the same time as the original tenure of the member due to whom the vacancy was caused.”*

IOC Recommendations

*“For the same reasons as mentioned above, the appointment of any replacement at any time within the Election Commission should also be subject to ratification / approval by the General Assembly.”*

**Decision**

The house unanimously recommended that para-3 may be amended by the General Council of POA as under:-

The members of the Election Commission shall have tenure of four years and shall be available during this period for any interim elections if required in pursuance of the Constitution of the POA and the decision of the General Council. In case any member of the Election Commission of POA resigns prior to completion of tenure, the President POA shall nominate a person to fill the vacancy within 90 days of such vacancy having been created, subject to ratification by the General Council. The vacancy filled

as such shall carry a tenure ending at the same time as the original tenure of the member due to whom the vacancy was caused.

#### Existing Para 7

*“The Secretary to the Election Commission shall be appointed by the President Pakistan Olympic Association. The Secretary to the Election Commission shall maintain the entire record of the Election Commission and retain the same during the tenure of the Election Commission and handing over the same to the Secretary General of the Pakistan Olympic Association upon completion of such tenure of the Election Commission. Provided other than the Secretary to the Election Commission all members of the Commission shall act without receiving any benefit, fee or any other consideration on account of holding the office of member of the Election Commission other than being provided an air ticket and accommodation to attend the elective meeting of the General Council if so required.”*

#### IOC Recommendations

*“For the same reasons, the appointment of the Secretary of the Election Commission (who plays a quite important role) should also be subject to ratification / approval by the General Assembly.”*

#### Decision

The house unanimously recommended that para-7 may be amended by the General Council of POA as under:-

The Secretary to the Election Commission shall be proposed by the President Pakistan Olympic Association and ratified by the General Council. The Secretary to the Election Commission shall maintain the entire record of the Election Commission and retain the same during the tenure of the Election Commission and handing over the same to the Secretary General of the Pakistan Olympic Association upon completion of such tenure of the Election Commission. Provided other than the Secretary to the Election Commission all members of the Commission shall act without receiving any benefit, fee or any other consideration on account of holding the office of member of the Election Commission other than being provided an air ticket and accommodation to attend the elective meeting of the General Council if so required.

#### Existing Paras 14 & 15

*“Any Affiliated Member Unit of the POA or a representative of any member unit nominated to attend and vote at the elections, shall not be eligible to participate in the Elective Meeting of the POA if any disciplinary action or measures have been taken against him/her by the General Council of POA, IOC, OCA or the relevant International Federation.” (Para 14)*

*“A candidate shall not have been conclusively found in violation of any provision of the Constitution of Pakistan Olympic Association at any time or in violation of any provision of the Olympic Charter as well as directions of IOC, OCA or the relevant International Federation. Moreover the candidate or the Affiliated Member Unit, which the candidate is nominated by, shall not be in default of any dues of the Pakistan Olympic Association or the membership be restricted on account of any decision or penalty imposed under the Constitution of the POA.” (Para 15)*

IOC Recommendations

*We fully understand the reasons and history behind these provisions, however their interpretation / implementation should be as flexible as possible (in particular for the Olympic sports federations duly affiliated to their IFs, which, in principle, are “obligatory” members of the NOCs, in accordance with Rule 28.1.2 of the Olympic Charter: [http://www.olympic.org/Documents/olympic\\_charter\\_en.pdf](http://www.olympic.org/Documents/olympic_charter_en.pdf)) if we want the upcoming POA elections to be as inclusive as possible and be an opportunity to resolve, smoothly and peacefully, the remaining issues.*

**Decision**

The house unanimously recommended that para-7 may be amended by the General Council of POA as under:-

Any affiliated Member Unit of the POA or a representative of any member unit nominated to attend and vote at the elections, shall not be eligible to participate in the Elective meeting of the POA if any disciplinary action or measures have been taken against him/ her by the General Council of POA, IOC, OCA or the relevant International Federation. However, General Council is empowered to review/relax implementation on such action/decision on receipt of appeal from the Individual/ Member Unit concerned. (Para 14)

15. A candidate shall not have been conclusively found in violation of any provision of the Constitution of Pakistan Olympic Association at any time or in violation of any provision of the Olympic Charter as well as directions of IOC, OCA or the relevant International Federation. Moreover the candidate or the Affiliated Member Unit, which the candidate is nominated by, shall not be in default of any dues of the Pakistan Olympic Association or the membership be restricted on account of any decision or penalty imposed under the Constitution of the POA. However, General Council is empowered to review/relax implementation on such action/decision on receipt of appeal from the Individual/ Member Unit concerned. (Para 15)

Existing Para 21

*“Any applicant whose Nomination Papers are rejected shall have the right to appeal the decision of the Scrutiny Committee of the Election Commission before the Appellate Bench of the Election Commission consisting of the Chairman of the Election Commission and the member of the Election Commission who is not a member of the Scrutiny Committee, within two days of being notified of such decision and the right to a personal hearing on the same day. The Appellate Bench shall issue the decision on appeal within 24 hours of such Appeal having been preferred upon hearing the applicant. The decision of the Appellate Bench shall be final and binding.”*

IOC Recommendations

*“We may suggest that any decision made by the “Appellate Bench” on the list of candidates be also subject to a final appeal (if any) and final decision by the General Assembly before the elections start, if this is deemed appropriate and feasible by your General Assembly.”*

The advice of IOC was discussed in depth and the house was of the opinion that if the decisions of the Appellate Bench would be allowed to appeal and remain pending till the Elective General Meeting, it would create certain administrative and technical complications that shall prevent the Election

Commission from notifying the final list of candidates and printing of ballot papers as per proceedings till the day of elections.

### **Decision**

In consideration of above noted facts and to avoid any complications it was unanimously recommended to keep the Para 21 intact.

### **Election Commission of Pakistan Olympic Association**

The house was informed that after a detailed discussion in the General Council Meeting held on 11<sup>th</sup> Oct, 2014 the Election Commission of POA was constituted with the unanimous approval of the General Council of Pakistan Olympic Association and notified on 29<sup>th</sup> Oct, 2014 with the following composition:-

- |  |   |           |
|--|---|-----------|
| • Mr. Ehsan Mani<br>(Former President ICC)   | - | Chairman  |
| • Mr. Saeed Iqbal Khan<br>(Former Vice President Pakistan Railways Sports Board)       | - | Member    |
| • Lt Col (R) Khalid Hussain, TI(M)<br>(Former Secretary (G-I) Army Sports Directorate) | - | Member    |
| • Mr. Manzoor Ul Hassan, Senior<br>(Former Olympian Hockey)                            | - | Member    |
| • Senior Legal Advisor POA<br>(Ex-officio as per Rule 2 of Election Rules of POA)      | - | Member    |
| • Mr. Parvaiz Ahmad<br>(Former Director General, HR& Admn WAPDA)                       | - | Secretary |

The President POA requested the house to reconsider the composition of this already constituted Election Commission of Pakistan Olympic Association if deemed appropriate. Mr. Ali Raza, Senior Legal Advisor of POA has voluntarily resigned from the Election Commission to protect and ensure the transparency of elections. Some members were of the opinion that resignation of Mr. Ali Raza may be accepted and this position may be filled by a suitable person as provided in the Elections Rules. Another view point was that induction at this stage may not be made and strength of Election Commission be adjusted accordingly.

### **DECISION**

The house unanimously recommended that:-

- a. Accept the resignation of Mr. Ali Raza, Senior Legal Advisor POA
- b. The composition of Election Commission of POA as under:-
 

• Mr. Ehsan Mani	-	Chairman
• Mr. Saeed Iqbal Khan	-	Member
• Lt Col (R) Khalid Hussain, TI(M)	-	Member



- Mr. Manzoor Ul Hassan, Senior - Member
- Mr. Parvaiz Ahmad - Secretary

### **Electoral Roll for the Elections of Pakistan Olympic Association – 23<sup>rd</sup> Jan, 2016**

The present status of each component of the members of the General Council of Pakistan Olympic Association was presented before the house. Kind attention of the members was invited to the following disputes:-

- i. Invitation to National Sports Federations of Athletics, Cycling and Judo recognised by concerned International Federation in pursuance of the directions of the IOC/OCA that are being presented to the house in next agenda item.
- ii. Disaffiliation of Pakistan Netball Federation (PNF)
- iii. Elections Provincial Olympic Associations of Baluchistan and Sindh
- iv. Elections of FATA Olympic Associations

Kind attention of the members was invited towards the correspondence with Mr. Mudassar Razak Arian of Pakistan Netball Federation copied to the house and requested to decide whether the house recommend the decision of disaffiliation of Pakistan Netball Federation in light of these letters or otherwise.

The house was unanimous that there is no valid and legal points/reason to reconsider disaffiliation of Pakistan Netball Federation.

### **Decision**

1. The house unanimously recommended for the approval of the General Council that the Electoral Roll of the Elective General Council shall be as stipulated in Article VI of the Constitution of POA and directions of the General Council of the POA and IOC/OCA, as under:-

- |   |                                     |
|---|-------------------------------------|
| a. President, NOC Pakistan  | Article VI - 1 (i)                  |
| b. Secretary General, NOC Pakistan  | Article VI - 1 (i)                  |
| c. IOC Member, Pakistan   | Article VI - 1 (ii)                 |
| d. National Federations of Olympic Sports affiliated with POA<br>(Recognised by International Federations and verified by IOC)    | Article VI - 1 (iii) & VI 2 (iii-a) |
| e. National Federation of Non-Olympic Sports affiliated with POA<br>(Recognised by International Federations and verified by IOC) | Article VI - 1 (iii) & VI 2 (iii-b) |
| f. Athletes Commission of Pakistan Olympic Association  | Article VI - 1 (iv) & VI 2 (vii)    |
| g. Four (4) Provincial Olympic Associations   | Article VI - 1 (iii) & VI 2 (i)     |
| h. Other Associations   | Article VI - 1 (iii) & VI 2 (ii)    |
| i. Army, Navy and Air Force   | Article VI - 1 (iii) & VI 2 (iv)    |
| j. Railway, WAPDA and Police  | Article VI - 1 (iii) & VI 2 (v)     |
| k. HEC / PUSB   | Article VI - 1 (iii) & VI 2 (vi)    |
| l. Five (5) Lady Members inducted by the General Council  | Article VI - 1 (v) & VI 2 (viii)    |
| m. Individual Members inducted by the General Council   | Article VI - 1 (v) & VI 2 (ix)      |

**Note:**

The provincial Olympic Association of Baluchistan, Khyber Pakhtunkhwa, Sindh and FATA Olympic Association shall be eligible to be part of the Elective General Council Meeting of the NOC Pakistan subject to complete the process of their due elections before 15 January, 2016, duly recognized by NOC Pakistan.

2. The house unanimously endorsed that the decision of the disaffiliation of Pakistan Netball Federation taken in General Council Meeting on 4th October, 2015 may be confirmed by the General Council.

**AGENDA ITEM NO.4****SITUATION OF OLYMPIC MOVEMENT IN PAKISTAN**

This point was deferred for discussion in Emergent General Council Meeting also scheduled today on 30 December, 2015.

**AGENDA ITEM NO.5****ANY OTHER MATTER****RULES OF ARBITRATION OF PAKISTAN OLYMPIC ASSOCIATION**

The house was informed that the Rules of Arbitration of POA were discussed in the General Council Meeting of Pakistan Olympic Association in its meeting held on 04 Oct, 2015 and with the unanimous approval of the house these were notified and promulgated on 04<sup>th</sup> December, 2015 vide No. POA-515/GCM/1140 dated 04<sup>th</sup> December, 2015. The IOC has reviewed these Rules in depth and following amendments have been recommended for the consideration and the approval of the General Council of POA. The relevant paragraphs proposed for the amendments were presented to the house and stand amended with the unanimous approval of the house as under:-

**Existing Article 3 – subparagraphs (i); (ii); (iii); (iv); (v)**

- i. *The Executive Committee, subject to the approval of the POA President, shall nominate a permanent Panel of Arbitrators comprising of;*
  - a) *Five (5) Associate Secretary Generals of the POA at the time.*
  - b) *Five (5) members of the POA or Presidents of affiliated members of the POA.*
  - c) *Five (5) independent jurists (who may include lawyers or retired honourable judges)*
- ii. *These nominations may be reconsidered and updated by the POA President annually on the basis of performance*
- iii. *In nominating and confirming the permanent panel of Arbitrators, the POA President shall consider the prospective Arbitrator's availability and ability to conduct the arbitration in accordance with these rules with particular importance and preference given to a sound legal and sports background.*
- iv. *The function of the permanent Panel of Arbitrators is to provide for the settlement by arbitration of disputes in accordance with these Rules if empowered by the POA President to do so.*
- v. *The Executive Committee, subject to the approval of the POA President, shall nominate permanent members of the Appellate Bench of the POA comprising of;*

- a) *Five Vice Presidents of the POA at the time.*
- b) *Five independent jurists (who may include lawyers or retired honourable judges)*
- c) *Chairman of the Appellate Bench who shall be an eminent jurist.*

### IOC Recommendations

*“To guarantee the neutrality and full “legitimacy” / “recognition” of the Panel of Arbitrators and Appellate Bench by the members of the POA - and avoid also any potential “conflict of interest”, or perception of a “conflict of interest” – we are of the opinion that the Panel of Arbitrators and Appellate Bench should not be nominated by the Executive Committee / POA President, however could be proposed by the POA Executive Committee to the General Assembly for ratification or approval. We feel that the necessary adjustments should be made in these provisions and, as far as subparagraph (iv) is concerned, that the wording “if empowered by the POA President to do so” should be deleted.”*

### Decision

With the unanimous approval of the house, Article 3 – subparagraphs (i); (ii); (iii); (iv); (v): of the Arbitration Rules were recommend to be amended by the General Council of POA as under:-

- (i) The following panel of Arbitrator shall be proposed by the Executive Committee to the General Council for ratification/ approval:-
  - a. *Five (5) Associate Secretary Generals of the POA at the time.*
  - b. *Five (5) members of the POA or Presidents of affiliated members of the POA.*
  - c. *Five (5) independent jurists (who may include lawyers or retired honourable judges)*
- (ii) These Arbitrators may be reconsidered and updated following the same procedure as in (i) above.
- (iii) If found feasible the permanent panel of Arbitrators may be considered base on the availability and ability conduct the Arbitration in accordance with these Rules giving preference and importance to their sound legal and sports background with the approval of General Council of POA.
- (iv) The function of the permanent Panel of Arbitrators is to provide for the settlement by arbitration of disputes in accordance with these Rules.
- (v) *The executive Committee of POA shall propose permanent member of the Appellate Bench of POA for the ratification/ approval of General Council of POA comprising of:-*
  - a. *Five Vice Presidents of the POA at the time.*
  - b. *Five independent jurists (who may include lawyers or retired honourable judges)*
  - c. *Chairman of the Appellate Bench who shall be an eminent jurist.*

### Existing Article 5 – subparagraphs (v); (vi); (vii)

- v. *Within 7 days of the POA Secretary General having received both nominations, the POA President will nominate the third Arbitrator who will act as the Chairman of the POA Arbitral Committee subject to the Chairman nominated shall be from amongst the jurist members of*

*the POA Panel of Arbitrators in the event neither of the arbitrators nominated by the parties is from amongst the jurist members of the POA Panel of Arbitrators.*

- vi. Provided that if the POA President is a party to the dispute as set out in the Request the two senior most Vice Presidents, who are not members of the POA Panel of Arbitrators, shall perform and exercise the duties, obligations and powers of the POA President as provided for and in pursuance of these Rules. Such eventuality shall not affect the powers and duties of the POA President as otherwise provided for under the Constitution of the POA.*
- vii. The POA Secretary General shall then notify both parties as well as the POA Arbitral Committee of its formation within 3 days of receipt of the final nomination made by the POA President.*

#### IOC Recommendations

*“As per the usual practice in the arbitration procedures, the Third Arbitrator (acting as the Chairman of the Arbitral Committee) should not be appointed by the POA President (for the reasons mentioned above) but should be appointed by mutual consent of each Arbitrator designated by each party. These provisions should therefore be adjusted accordingly. As far as subparagraph (vi) is concerned, we feel that it should be simply deleted.”*

#### Decision

With the unanimous approval of the house, Article 5 – subparagraphs (v); (vi); (vii) of the Arbitration Rules were recommend to be amended by the General Council of POA as under:-

- v. Within 7 days of the POA Secretary General having received both nominations, the third Arbitrator acting as the Chairman of Arbitrator committee shall be appointed by the mutual consent of the each Arbitrator designated by each party. The Chairman of the Arbitrator Committee shall be from amongst the jurist members of the POA Panel of Arbitrators in the event neither of the arbitrators nominated by the parties is from amongst the jurist members of the POA Panel of Arbitrators.*
- vi. Provided that if the POA President is a party to the dispute as set out in the Request the two senior most Vice Presidents, who are not members of the POA Panel of Arbitrators, shall perform and exercise the duties, obligations and powers of the POA President as provided for and in pursuance of these Rules. Such eventuality shall not affect the powers and duties of the POA President as otherwise provided for under the Constitution of the POA.*
- vii. The POA Secretary General shall then notify both parties as well as the POA Arbitral Committee of its formation within 3 days after the finalization of Chairman.*

#### Existing Article 9 – subparagraph (ii)

*“When the Arbitral Committee has declared the proceedings closed, it shall indicate to the Secretary General an approximate date by which the draft Award will be submitted to the POA President for approval pursuant to Article 12.”*

IOC Recommendations

*“For the reasons mentioned previously, the draft Award should not be submitted to the POA President for approval and we feel that this provision should be simply deleted.”*

**DECISION**

With the unanimous approval of the house, Article 9 – subparagraph (ii) of the Arbitration Rules were recommend to be amended by the General Council of POA as under:-

- ii. When the Arbitral Committee has declared the proceedings closed, it shall indicate to the Secretary General an approximate date by which the draft Award will be submitted.*

Existing Article 10 – subparagraph (v)

*“The draft Award shall be signed by the Chairman of the Committee and will be forwarded to the Secretary General for approval by the POA President.”*

IOC Recommendations

As a consequence of the above, the wording *“for approval by the POA President”* should be deleted.

**DECISION**

With the unanimous approval of the house, Article 10 – subparagraph (v) of the Arbitration Rules were recommend to be amended by the General Council of POA as under:-

- v. The draft Award shall be signed by the Chairman of the Committee and will be forwarded to the Secretary General POA.*

Existing Article 12

- i. Upon receipt of the draft Award from the Arbitral Committee, the Secretary General shall forward it to the POA President for his approval.*
- ii. The POA President may within 10 days of receipt of the draft Award for the purposes of final assent, and without affecting the Arbitral Committee’s liberty of decisions, draw its attention to points of substance and raise queries in respect of that Award.*
- iii. The Arbitral Committee shall submit a reply in relation to such queries if raised by the POA President within 14 days of receipt of the queries.*
- iv. The queries made by the POA President, if any, and their replies submitted by the Arbitral Committee shall form part of the Record along with the Award.*
- v. Upon consideration of the queries raised by the POA President, if any, the Arbitral Committee may amend or retain the original draft Award and shall forward along with its reply under Article 12(3) the Final Award to the Secretary General duly signed by each member of the Arbitral Committee including any dissenting note representing the minority view.*

IOC Recommendations

*"As mentioned previously, we feel that this entire article 12 should be deleted."*

**DECISION**

With the unanimous approval of the house, Article 12 of the Arbitration Rules were recommend to be amended by the General Council of POA as under:-

Existing Article 18.1:

*"In all matters not expressly provided for in these Rules, the POA President and the Arbitral Committee shall act in the spirit of these Rules and shall make every effort to make sure that the Award is enforceable at law."*

IOC Recommendations

*"The beginning of this provision should also be slightly modified as follows: "In all matters not expressly provided for in these Rules, the POA and the Arbitral Committee shall [...]."*

**Decision**

With the unanimous approval of the house, Article 18.1 of the Arbitration Rules were recommend to be amended by the General Council of POA as under:-

*1. In all matters not expressly provided for in these Rules, the POA and the Arbitral Committee shall act in the spirit of these Rules and shall make every effort to make sure that the Award is enforceable at law.*

The meeting ended with a vote of thanks to the Chair.

**Muhammad Khalid Mahmood**  
Secretary General  
Pakistan Olympic Association

**APPROVED**

**Lt Gen (R) Syed Arif Hasan**  
President  
Pakistan Olympic Association