

**MINUTES OF THE GENERAL COUNCIL MEETING OF PAKISTAN OLYMPIC ASSOCIATION HELD ON  
04<sup>TH</sup> OCTOBER, 2015 AT LUXUS GRAND HOTEL, LAHORE.**

1. A meeting of the General Council of Pakistan Olympic Association (POA) was held on 04<sup>th</sup> October, 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>Status / Federation / Association / Organization Representing</b>	<b>NAME</b>
1	President, POA	Lt Gen (R) Syed Arif Hasan
2	Secretary General	Mr. Muhammad Khalid Mahmood
3	Archery	Mr. Wisal Muhammad
4		Mr. Imran Khan
5	Athletics	Mr. Salman Iqbal Butt
6		Mr. Bahr-e-Karam
7	Badminton	Syed Naqi Mohsin
8		Mr. Tayyab Sohail
9		Mrs. Mariam Manzoor
10	Baseball	Mr. Shaukat Javed
11		Syed Khawar Shah
12	Basketball	Brig (R) Rashid Ali Malik
13		Mr. Khalid Bashir
14	Bodybuilding	Mr. Tariq Pervez
15		Mr. Sheraz Muhammad
16	Boxing	Mr. Tariq Gujjar
17		Mr. Sharjeel Zia Butt
18		Syed Yousaf Ghaznavi
19	Cycling	Ch. Kamran Amin
20		Mr. Waqar Ali
21		Mrs. Farhat Malik
22	Football	Lt Col (R) Ahmed Yar Khan Lodhi
23		Sardar Naveed Haider
24	Golf	Maj Gen (Retd) Tariq Saleem Malik
25		Brig. (Retd) Nayyar Afzal

26	Gymnastics	Mr. Painsda A. Malik
27		Mr. Manzoor H. Jafary
28		Mrs. Nasreen Malik
29	Handball	Mr. Muhammad Shafiq
30		Engr. Khalid Rashid
31		Mrs. Saqlain Kausar
32	Ju-Jitsu	Mr. Khalil Ahmed Khan
33		Mrs. Shabeena Saeed
34	Kabaddi	Mr. Muhammad Sarwar
35		Mr. Akhtar Abbas
36	Karate	Mr. Muhammad Jahangir
37		Mr. Shahmim Hashmi
38	Rowing	Mr. Rizwan ul Haq
39		Mr. Shahid Nazir
40		Ms. Khadija Hussain
41	Shooting	Mr. Javaid S. Lodhi
42	Softball	Mr. Asif Azeem
43		Mr. Malik Farhan Rashid
44	Swimming	Major (R) Majid Waseem
45		Mr. Hafeez Bhatti
46		Miss Eesha Khan
47	Table Tennis	Mr. S. M. Sibtain
48		Mr. Kafayat Ullah Khan
49		Ms. Samina Naz
50	Taekwondo	Mr. Iftikhar Ahmed Tabassum
51		Mr. Murtaza Hassan Bangash
52		Ms. Ambreen Saad
53	Tennis	Mr. Muhammad Khalid Rehmani
54		Ms. Nudrat Abdal Majeed
55	Tug of War	Rana Muhammad Tauseef
56		Mr. Shahid Raza

57	Volleyball	Ch. Muhammad Yaqoob
58		Mr. Shahid Kamal
59		Ms. Fareeha Khan
60	Weightlifting	Hafiz Imran Butt
61		Amjid Amin Butt
62	Wrestling	Syed Aqil Shah
63		Chaudhry Muhammad Asghar
64		Mr. Muhammad Arshad Sattar
65	Wushu	Malik Iftikhar Ahmed
66		Mr. Muhammad Imran
67	Balochistan Olympic Association	Mr. Muhammad Afzal Awan
68	KP Olympic Association	Mr. Zulfiqar Ali Butt
69	Punjab Olympic Association	Mr. Idris Haider Khawaja
70	Sindh Olympic Association	Mr. Ahmed Ali Rajput
71	Army	Brig. Ghulam Jilani
72	PAF	Mr. Muhammad Asghar Awan
73	Navy	Lt Cdr. Husnain Safder
74	WAPDA	Lt Col (R) Raja Asif Mehdi
75	HEC	Mr. Farman Ullah Anjum
76	Individual Members	Mr. Jahangir Khan
77	Individual Members	Mr. Islahuddin Siddiqui
78	Individual Members	Mr. Naveed Alam
79	Individual Members	Mr. Syed Muhammad Abid Qadri
80	Individual Members	Mr. Ehtasham ul Haq
81	Individual Members	Mrs. Ambreen Malik
82	Lady Member	Mrs. Fatima Lakhani
83	Lady Member	Mrs. Veena Salman Masud
84	Lady Member	Ms. Nargis Rahimtoola
85	Lady Member	Mrs. Sumera Sattar
86	POA Athletes Commission	Mr. Wajid Ali Ch.
<b>BY SPECIAL INVITATION</b>		
87	Sr. Legal Adviser	Mr. Ali Raza

2. Mr. Muhammad Khalid Mahmood, Secretary General POA reported to the Chair that the quorum was complete. The proceedings thereafter started with recitation from Holy Quran by Syed Muhammad Abid Qadri Gillani Vice President POA. The President POA welcomed the participants. Before discussing the agenda points the house was requested to offer Fateha for the following:-

- Mother of Mr. Salim Saifullah Khan, President, Pakistan Tennis Federation.
- Mr. Mohammad Ameen Jutt, Former International Kabaddi Player (Kabaddi Legend)
- Sister of Syed Aqil Shah, Vice President POA / Chairman Pakistan Wrestling Federation
- Mr. Muhammad Sharif Butt, Former Olympian / International Athlete
- Mr. Muhammad Latif Butt, Former Secretary General POA
- Mr. Muhammad Yousaf Butt, President Punjab Boxing Association, Associate Secretary General Punjab Olympic Association and Joint Secretary Pakistan Boxing Federation.
- Shahzada Syed Agha Shahrukh, Former Olympian (Cycling and Hockey)

While commending the services of Mr. Muhammad Latif Butt for the Pakistan Olympic Association, all members of the Olympic Family expressed their deep sympathies for the bereaved families and prayed that Allah Almighty shower His countless blessings on the departed souls.

3. The house also congratulated the following on their election and new appointments for various positions in National and International sports organizations during the period from last General Council meeting of POA dated 25 November, 2014 till todate:-

- Brig (R) Rashid Ali Malik elected President, Sindh Olympic Association.
- Mr. Shaukat Javed (Former President PFB) elected Chairman Pakistan Federation Baseball.
- Syed Khawar Shah (Former Secretary General PFB) elected as President Pakistan Federation Baseball.
- Chaudhary Muhammad Yaqub re-elected as Chairman, Pakistan Volleyball Federation.
- Ch. Iftikhar Ahmed elected as President, Pakistan Volleyball Federation.
- Mr. Muhammad Shahid Kamal elected as Secretary General, Pakistan Volleyball Federation.
- Mr. Wajid Ali Chaudhry elected as Secretary General, Pakistan Badminton Federation.
- Air Marshal Saeed Ahmad Khan elected as President Ski Federation of Pakistan
- Air Commodore Qaswar Abbas Naqvi assumed as Secretary General, Ski Federation of Pakistan.
- Mr. Ahmad Ali Rajput, re-elected as President, Pakistan Gymnastics Federation with the following:-
  - Mr. Paimda A. Malik - Senior Vice President/Focal Person
  - Mr. Manzoor H. Jafary - Secretary General
- Recognition of Pakistan Basketball Federation with Brig Rashid Ali Malik as President and Mr. Khalid Bashir as Secretary General.
- Brig (R) Muhammad Khalid S. Khokhar SI(M), elected as President Pakistan Hockey Federation.
- Mr. Haider Khan Lehri elected as President with Mr. Asif Azeem, Secretary General Softball Federation of Pakistan.
- Mr. Muhammad Jahangir, President Pakistan Karate Federation/ Associate Secretary General POA as Executive Member, Asian Karate Federation.

4. The house also warmly congratulated Lt Gen (R) Syed Arif Hasan, President POA for being re-elected as Vice President of OCA for his consecutive third term, which is an honour for Pakistan.

**AGENDA ITEM NO. 1****Confirmation of the Minutes of the Last Elective General Council Meeting held On 25 November, 2014**

5. The house was informed that the Minutes of the last Elective General Council Meeting of POA held on 25 November, 2014 at Lahore were circulated to all the Members of General Council vide letter dated 30 November, 2014 with the request to send comments/observations, if any, regarding correctness of these Minutes within 10 days after the issuance of this letter otherwise it would be presumed that the Minutes were correctly recorded. As POA Secretariat received no comments/observations, the house was requested to confirm the Minutes of the last Elective General Council Meeting of POA held on 25 November, 2014.

**Decision:** The house unanimously approved Minutes of the last Elective General Council Meeting of POA held on 25 November 2014 at Lahore.

**AGENDA ITEM NO. 2****To consider and approve Audited Statement of Accounts of POA for the year 2013 and 2014-2015.**

6. The Audit Reports / Statement of Accounts of POA for the financial years 2013 and 2014-2015 prepared by M/s. Grant Thornton Anjum Rahman were placed before the house which was requested to consider and approve the same.

**Decision:** The house unanimously approved the audited statement of Accounts of POA for the year 2013 and 2014-2015:-

a)	<u>Financial Year 2013 – 2014</u>	
	• Opening Balance as on 01-07-2013	Rs. 54,514,559
	• Receipts during FY 2013-2014	Rs. 18,992,653
	• Payments made during FY 2013-2014	Rs. 43,215,285
	• Closing Balance as on 30-06-2014	Rs. 30,291,927
b)	<u>Financial Year 2014 – 2015</u>	
	• Opening Balance as on 01-07-2014	Rs. 30,291,927
	• Receipts during FY 2014-2015	Rs. 29,356,711
	• Payments made during FY 2014-2015	Rs. 46,781,564
	• Closing Balance as on 30-06-2015	Rs. 12,867,074

**AGENDA ITEM NO. 3****To consider and approve the Budget Estimates for the year 2015 - 2016**

7. The budget estimates of POA for the year 2015 – 2016 was placed before the house for their perusal and consideration. The house was requested to approve the proposed Budget Estimates if found in order.

**Decision:** The house unanimously approved the Budget Estimates of POA for the financial year 2015-2016 (**Annex A**).

**AGENDA ITEM NO. 4****To consider and approve the participation of Pakistan Contingent(s) in International Events****5<sup>th</sup> Commonwealth Youth Games at Apia, Samoa from 5-11 September, 2015**

8. The house was apprised that Pakistan participated in the 5<sup>th</sup> Commonwealth Youth Games at Apia, Samoa from 5-11 September, 2015 and the contingent comprised 10 athletes and 3 accompanying team officials. Pakistan's Weightlifters won two x silver medals. While the house was deliberating on the participation of Pakistan in the Commonwealth Youth Games – Samoa, Mr. Khalil Ahmed Khan President PJJF interrupted the proceedings and remarked that decisions of the General Council are not implemented by the POA Secretariat referring the participation of the Pakistan in the event of Kurash during the 4<sup>th</sup> Asian Beach Games, 2014 without the authority of the house. Responding to this observation Secretary General informed the house that formation and participation is always approved by the house and in this particular event Pakistan participated on special invitation from the International Kurash Federation (IKF) and Olympic Council of Asia (OCA) after approval of the President POA. He also informed the house that President POA was unanimously authorized by the house to take all decisions relating to the participation of Pakistan in international events. President POA taking strong exception of the statement made by Mr. Khalil Ahmad Khan informed the house that he has taken all the actions after due consent and support of the house thus condemns such misleading remarks.

**Decision**

- a. The house congratulated and appreciated the performance of Mr. Talha Talib and Mr. Abdul Rehman for securing medals for Pakistan. The efforts of Pakistan Weightlifting Federation were commended for promoting the game.
- b. The house endorsed the decisions of President POA regarding participation of Pakistan in 4<sup>th</sup> Asian Beach Games, Phuket Thailand.

**12<sup>th</sup> South Asian Games Guwahati and Shillong, India (10-20 Jan, 2016)**

9. The house was informed that POA is making all efforts to finalize the sports and the events for the South Asian Games scheduled from 10 – 20 January, 2016 at Guwahati and Shillong, India as per recommendations received from various Federations. At this point, the chair informed the house that the criterion for selection of a game is participation of at least four countries. It was also brought to the notice of house that the next Executive Meeting of the SAOC shall be held on 11<sup>th</sup> October, 2015 in Chennai, India to finalize the sports disciplines and allied issues. Mr. Shaukat Javed, Vice President POA and Secretary General POA shall attend the meeting. President POA advised the federations to ensure that the athletes are provided with best training facilities and keep close liaison with PSB authorities in this regard.

**Decision**

- a. The house decided that all concerned sports federations should continue their training plans/preparations anticipating their inclusion in South Asian Games and keep a close liaison with PSB for the purpose.
- b. The federations should coordinate with their counterparts in other countries of South Asian Games for inclusion of their sports.

### **2nd Winter Youth Olympic Games, Lillehammer, Norway (12-21 Feb, 2016)**

10. The house was informed that the Ski Federation of Pakistan in the first place provided Estimated Team Size for participation and quite lately declined that the Federation does not intend to represent at Lillehammer. There was no cogent reason given by the Federation. The Organizing Committee has since been informed of the decision of the Ski Federation of Pakistan.

### **XXXI Summer Olympics Games, Rio de Janeiro, Brazil (05-21 Aug, 2016)**

11. The house was apprised that the Hockey failed to qualify for these games whereas qualification competitions in individual sports are underway and the outcome will be known some times in April, 2016.

### **V Asian Beach Games Da Nang City, Vietnam (24 Sep – 3 Oct, 2016)**

12. The house was apprised that POA has received invitation to participate in the 5<sup>th</sup> Asian Beach Games that have been allotted to Da Nang City, Vietnam and shall be held between 24 Sep to 3 Oct, 2016

### **Decision**

- a. The house authorized the President POA to take all administrative and financial decisions for participation of the Pakistani delegates, contingents etc in the international events.
- b. The house also commended the performance of Pakistan in the Asian Powerlifting Championship 2015, Oman where female athletes have already secured 2 gold medals.

### **AGENDA ITEM NO. 5**

#### **To consider and approve Amendments to the Constitution of Pakistan Olympic Association**

13. The house was informed that in compliance of decision of the Executive Committee of POA in its Meeting held on 11 January, 2015, affiliated units of POA were requested on 16 January, 2015 to send their suggestion(s) for amendment(s) in the POA Constitution by 25 January, 2015.
14. The suggestions received from the affiliated units were considered and examined by POA Constitution & Affiliation Committee (POA C&AC) in its meeting held on 11 May, 2015 at Lahore. Marathon discussions were held on each and every proposal received from affiliates of POA and re-considered by the Committee in line with the existing provisions of the Constitution of POA. As an outcome of threadbare discussion proposed amendments were recorded in the minutes and circulated on 11 September, 2015. To comply with the constitutional requirement, the amendments proposed by POA C&AC referred above were circulated to all affiliates of POA on 12 September, 2015 i.e. 21 x days before the General Council Meeting.
15. The proposed amendments placed in the Working paper were read, discussed and deliberated one by one and the senior legal advisor assisted the house for better understanding of the amendments and after scrupulous considerations of all the proposed amendments one by one, the house unanimously decided to approve, defer and oppose the amendment as under:-

#### **15.1 Amendment 1**

##### **Article III – Interpretation of terms**

##### **Existing**

- 10) PUSB: Pakistan University Sports Board of HEC

Proposed

Deletion of Article III Clause 10

**Decision**

Since this entity was obsolete as HEC being an affiliate, was representing itself in house so this interpretation was no longer required and proposed to be deleted as such. **The house unanimously approved this amendment and the Clause 10 of Article III of POA Constitution is deleted.**

**15.2 Amendment 2****Article III – Interpretation of terms**Existing

12: NOC: National Olympic Committee

Proposed Addition

12: NOC National Olympic Committee **as defined in the Olympic Charter**

**Decision**

The house was informed that this proposal is being proposed to strengthen POA's stance before various quarters and in view of the ongoing litigations. **The house unanimously approved addition in the Clause 12 of Article III of POA Constitution.**

**15.3 Amendment 3****Article III – Interpretation of Terms**Existing

13: Constitution: Constitution of Pakistan Olympic Association

Proposed Addition

13: Constitution: Constitution of Pakistan Olympic Association **adopted by its General Council and duly approved by IOC**

**Decision**

The house was informed that this proposal is being proposed to strengthen POA's stance in view of the ongoing litigations and to strengthen the Constitutional autonomy of POA. **The house unanimously approved addition in the Clause 13 of Article III interpretation and the clause stands amended.**

**15.4 Amendment 4****Article III – Interpretation of Terms**Proposed addition as Clause 19 of Article III of POA Constitution

19: Olympic Movement: The concerted, organized, universal and permanent action, carried out under the supreme authority of the IOC, of all individuals and entities who are inspired by the values of Olympism. It covers the five continents. It reaches its peak with the bringing together of the world's athletes at the great sports festival, the Olympic Games. Its symbol is five interlaced rings.



**Decision**

The house was informed that this proposal is also being proposed to strengthen POA's stance in view of the ongoing litigations and to strengthen the Constitutional autonomy of POA. **The house unanimously approved addition of the term Olympic Movement as Clause 19 of Article III of POA Constitution.**

**15.5 Amendment 5****Article IV – Mission**Existing

The mission of the Pakistan Olympic Association is to develop and protect the Olympic Movement in Pakistan in accordance with the Olympic Charter. In order to fulfill its mission, the Pakistan Olympic Association may cooperate with governmental or non-governmental bodies. However, it will never associate itself with any activity which would be in contradiction with the Olympic Charter

Proposed Addition (Bold)

The mission of the Pakistan Olympic Association is to develop and protect the Olympic Movement in Pakistan in accordance with the Olympic Charter. In order to fulfill its mission, the Pakistan Olympic Association may cooperate with governmental or non-governmental bodies. However, ***to retain autonomy and recognition of IOC, POA shall*** never associate itself with any activity which would be in contradiction with the Olympic Charter ***and decisions of the IOC.***

**Decision**

The house was informed that this proposal is being proposed to strengthen POA's stance in view of the ongoing litigations to strengthen the Constitutional autonomy of POA and to uphold the authority of supreme entity of Olympic Movement that is IOC. **The house unanimously approved addition in the Mission.**

**15.6 Amendment 6****Article IV – Aims, Objects and Role**Existing

5) To hold or authorize and supervise the National Games on all Pakistan basis at least once in Two (2) Years or whenever necessary.

Proposed Addition (Bold)

5) "To hold or authorize the National Games, **Interprovincial Games and any other event** on all Pakistan basis at least once in Two (2) Years or whenever necessary **to exercise exclusive authority over and to protect the Olympic Properties in accordance to the Olympic Charter and decisions of the IOC.**

**Decision**

The house was informed that this proposal is being made to strengthen POA's authority to govern the organisation of national events under the auspice of POA and POA is obliged to protect the Olympic Properties in Pakistan. **The house unanimously approved addition in the clause 5 of Article IV of POA Constitution.**

## 15.7 Amendment 7

### Article VI – Membership

#### Existing

2. The representation to the General Council shall be as under:
- i Provincial Olympic Associations One (1) each
  - ii Other Associations One (1) each with voting weightage as 50% of the voting weightage of each of the Provincial Olympic Associations.

#### Proposed Increase in Representation:

2. The representation to the General Council shall be as under:
- i Provincial Olympic Associations **Two (2) each (one male & one female)**
  - ii Other Associations **One (1) each**

#### Decision

The house was informed that this proposal is being made to increase the representation of the Provincial Olympic Associations on the house as these Associations play an important role in the promotion of Olympic Movement in the provinces. However as the chair requested the house to defer this amendment till next year, the house deferred this amendment. **The house unanimously deferred this amendment.**

## 15.8 Amendment 8

### Article VI – Membership

#### Existing

- 5) The Government or others public authorities shall not designate any member to the POA. However, the POA may decide, at its discretion, to elect as member representatives of such authorities, which are affiliated with the POA.

#### Proposed Amendments (Bold)

The Government or other public authorities **cannot** designate any member to the POA. **However, the POA may decide, at its discretion, to elect as member representatives of such authorities, which are affiliated with the POA.**

#### Decision

Since existing clause serve the purpose, therefore, **the house did not approve this proposed amendment.**

## 15.9 Amendment 9

### Article VI – Membership

#### Existing

- 6)ia Each National Federation, except that of a sport requiring specific playing conditions shall have at least Three (3) properly constituted Provincial Associations and at least Three (3) POA Affiliated Services Organizations as its affiliated Member Units. The said conditions shall be relaxed by the General Council on the recommendation of President, POA in case of a National Federation of a sport such as Sailing, Ski, Equestrian etc. requiring special conditions for its sporting activities in terms of areas in the country, facilities and equipment etc. Each of the Provincial Associations affiliated with the National Federation shall fulfill the minimum

conditions in respect of its Structure from grass-root to Provincial levels and the sporting activities, as approved by POA General Council. The Provincial Sports Associations shall also be affiliated with their respective Provincial Olympic Associations. The National Federation and Provincial Olympic Association shall certify the bonafides of their affiliated Provincial Sports Association. In case of a dispute arising between the concerned National Federation of its sport and the concerned Provincial Olympic Association regarding bonafides of the Provincial Association of that sport, the dispute shall be referred to the President POA for resolution as per Article-XI of the Constitution of POA. A National Federation seeking Affiliation with POA shall have such Provincial Sports Association as its Affiliated Member Units, whose structures, activities and Constitutions are in line with the Constitution of POA, and the decisions of the General Council of POA.

#### Proposed Amendments (Bold)

Each National Federation, except that of a sport requiring specific playing conditions shall have at least **four (4)** properly constituted Provincial Associations and at least **two (2)** Services Organizations as its affiliated Member Units. The said conditions shall be relaxed by the General Council on the recommendation of President, POA in case of a National Federation of a sport such as Sailing, Ski, Equestrian etc. requiring special conditions for its sporting activities in terms of areas in the country, facilities and equipment etc. Each of the Provincial Associations affiliated with the National Federation shall fulfill the minimum conditions in respect of its Structure from grass-root to Provincial levels and the sporting activities, as approved by POA General Council. The Provincial Sports Associations shall also be affiliated with their respective Provincial Olympic Associations. The National Federation and Provincial Olympic Association shall certify the bonafides of their affiliated Provincial Sports Association. In case of a dispute arising between the concerned National Federation of its sport and the concerned Provincial Olympic Association regarding bonafides of the Provincial Association of that sport, the dispute shall be referred to the President POA for resolution as per Article-XI of the Constitution of POA. A National Federation seeking Affiliation with POA shall have such Provincial Sports Association as its Affiliated Member Units, whose structures, activities and Constitutions are in line with the Constitution of POA, and the decisions of the General Council of POA.

#### Decision

**The house deferred this proposed amendment.**

#### **15.10 Amendment 10**

##### **Article VI – Membership**

##### Existing

Clause 6 sub-clause v) Compliance

- a) The Constitution of National Federations, Associations, Other Associations and the Rules of Services Organizations shall not conflict with the Constitution of the Pakistan Olympic Association in any manner.
- b) All the Member Units and members of POA shall comply with the directions and the decisions of POA in letter and spirit. Failure to do so shall render them liable to actions as approved by the POA's General Council/Executive Committee/President.

#### Recommended Addition (Bold)

- a) The Constitution of National Federations, Associations, Other Associations and the Rules of Services Organizations shall not conflict with the Constitution of the Pakistan Olympic Association in any manner. **All member units shall submit their latest Constitutions to POA within 60 days of any amendments.**

b) **Any individual belonging to the Olympic Movement of Pakistan and all the affiliated units of POA and their members** shall comply with the **Olympic Charter, Constitution of POA and** directions and the decisions of **IOC and POA** in letter and spirit. Failure to do so shall render them liable to actions as approved by the POA's General Council/Executive Committee/President.

c) **To attain and retain affiliation or recognition of POA, compliance of the Olympic Charter and provisions of Constitution of POA is binding upon all the members of the General Council.**

### **Decision**

The house was informed that this proposal is being made to strengthen authority of IOC and POA to govern the Olympic Movement under the auspices of POA to protect the Olympic Properties in Pakistan. **The house unanimously approved addition in the Sub-Clause a and b of Clause 6 of Article VI of POA Constitution as well as addition of Clause C in the Article.**

### **15.11 Amendment 11**

#### **Article VI – Membership**

##### **Existing**

##### Article VI-2

2. The representation to the General Council shall be as under:

- |       |   |   |
|-------|---|---|
| i.    | Provincial Olympic Associations               | One (1) each  |
| ii.   | Other Associations                            | One (1) each with voting weightage as 50% of the voting weightage of each of the Provincial Olympic Associations.   |
| iii)  | a) National Federations of Olympic Sports     | Three (3) each; out of which One (1) will be a lady representative except in cases where there is no participation by women in that Game/Sport like Boxing, Weightlifting, Wrestling etc. |
|       | b) National Federations of Non-Olympic Sports | Two (2) each.   |
| iv)   | Army, Navy and Air Force                      | One (1) each  |
| v)    | Railway, WAPDA and Police                     | One (1) each  |
| vi)   | HEC / PUSB                                    | One (1)   |
| vii)  | Athletes Commission                           | Two (2)   |
| viii) | Lady Members                                  | The number including the lady representatives mentioned in Clause (iii)-a above, to be as per IOC directive   |
| ix)   | Individual Members                            | (As determined by General Council)  |

Proposed Amendment:

2. The representation to the General Council shall be as under:
- |       |   |   |
|-------|---|---|
| i.    | Provincial Olympic Associations               | <b><u>Two (2)</u></b> each <b><u>where one representative shall be a lady</u></b>   |
| ii.   | Other Associations                            | One (1) each with voting weightage as 50% of the voting weightage of each of the Provincial Olympic Associations.   |
| iii)  | a) National Federations of Olympic Sports     | Three (3) each; out of which One (1) will be a lady representative except in cases where there is no participation by women in that Game/Sport like Boxing, Weightlifting, Wrestling etc. |
|       | b) National Federations of Non-Olympic Sports | Two (2) each.   |
| iv)   | Army, Navy and Air Force                      | One (1) each No vote  |
| v)    | Railway, WAPDA and Police                     | One (1) each  |
| vi)   | HEC <del>/PUSB</del>                          | One (1)   |
| vii)  | Athletes Commission                           | Two (2)   |
| viii) | Lady Members                                  | The number including the lady representatives mentioned in Clause (iii)-a above, to be as per IOC directive   |
| ix)   | Individual Members                            | (As determined by General Council)  |

**Decision**

The house was informed that this proposal is being made to increase the representation of the Provincial Olympic Associations on the house as these Associations play an important role in the promotion of Olympic Movement in the provinces. However the chair requested the house to defer this amendment till next year. **The house unanimously deferred this amendment.**

**15.12 Amendment 12****Article VI – 6 (vi)**Existing

Subject to nomination proposed by the President and approval of the General Council, there shall be Individual Members on the General Council of POA, as per the Olympic Charter, who are likely to be helpful to strengthen the effectiveness of POA or who have rendered distinguished services to the cause of sports and Olympism.

Recommended (addition):

Subject to nomination proposed by the President and approval of the General Council, there shall be Individual Members on the General Council of POA, as per the Olympic Charter, who are likely to be helpful to strengthen the effectiveness of POA or who have rendered distinguished services to the cause of sports and Olympism. **The strength of such Individual members shall not exceed 20% of the aggregate voting strength of affiliated NSFs, Provincial Olympic Associations, Other Associations and Services Organisations.**

**Decision**

The house was explained that the strength of individual members has to be revisited to align it with the strength of house. It is capping of maximum strength of Individual Members not more than the present strength. **The house unanimously approved addition in the Sub Clause vi of Clause 6 of Article VI of POA Constitution reducing its maximum strength from 20% to 10%. This will also be deferred for implementation till after the elections.**

**15.13 Amendment 13****Article IX – Office Bearers**Existing

- 1) ii Ten Vice Presidents, out of which there shall be One Lady Vice President.

Proposed Amendment (Bold)

- 1) ii **Thirteen** Vice Presidents, out of which there shall be One Lady Vice President.

**Decision**

The amendment was proposed by the house but again, the President POA, in view of the forthcoming elections of POA. Recommended the deferment of this point. **The house unanimously deferred this amendment.**

**15.13 Amendment 13****Article IX – Office Bearers**Existing

2. All the Office Bearers, except the President and Secretary General shall be elected from amongst the persons eligible to attend the Elective Meeting of the General Council. The Office Bearers shall continue to hold office for a term of Four (4) years or till next election.

Proposed Deletion

2. All the Office Bearers, except the President and Secretary General shall be elected from amongst the persons eligible to attend the Elective Meeting of the General Council. The Office Bearers shall continue to hold office for a term of Four (4) years or till next election.

Proposed Additions

- 2(i). The Elective General Council shall only be attended by the Chairmen, Presidents, General Secretaries, Senior Vice Presidents, Chief Executive Officers, Advisors and / or Treasurers of the NSFs, Provincial Olympic Associations, Other Associations and nominees of Service Organisations. However for the representations of women, the nominations should be preferably made from the Executive Committees / bodies of the affiliated NSFs of Olympic Sports and Provincial Olympic Association.

- 2(ii). In any case, if the election process and / or the outcome of the election is challenged or compromised by any means, the Executive Committee elected in last elections shall continue to function till conduct of elections or resolution duly approved by the IOC.

**Decision**

The house unanimously agreed to these amendments anticipating and keeping in mind the efforts to disrupt the elections and legal complications. Moreover all the voting members who have been working for the promotion of the Olympic Movement will have significant chance to contest elections and also remain under obligation to abide by the Constitution of POA, instructions of IOC and OCA and foremost the Olympic Charter. This amendment was also remarked necessary as legal requisite of conducting future elections of POA in a transparent and democratic environment free from any external interference/pressure. **The house unanimously approved amendments in Article IX of POA Constitution. The house further approved that above referred amendments in ARTICLE IX-2 and proposed additions shall be part (ARTICLE IX-2 (i & ii) shall be made part of the Election Rules of Pakistan Olympic Association. However as already mentioned this will be deferred for implementation till after the next election.**

**15.14 Amendment 14****Article X-1-iii – Executive Committee**Existing

iii) Twenty (20) Representatives of the Member Units to be elected at an Elective Meeting of the General Council.

Proposed Amendment:

iii) **Seventeen (17)** Representatives of the Member Units to be elected at an Elective Meeting of the General Council.

**Decision**

The house was of the view that the change in the strength of the POA Executive Committee may be decided by the POA after the elections. **The house unanimously deferred the amendment.**

**15.15 Amendment 15**Existing

Nil

Proposed Addition**ARTICLE XI*****ADDITION***

*Advisory Board of Pakistan Olympic Association*

*The Advisory Board of POA shall consist of following*

- i) President POA*
- ii) IOC Member in Pakistan*
- iii) Vice Presidents*
- iv) Secretary General*
- v) Treasurer*
- vi) Associate Secretary General (One)*

*The Advisory Board shall decide issues of immediate and urgent nature to ensure smooth and swift working of POA. The meeting of the Advisory Board shall be convened on the directions of the President POA with a notice of three days and issued by the Secretary General. The quorum of the meeting shall be ½ of the strength.*

### **Decision**

The house again was of the view that the change in the POA Executive Committee may be decided by the POA after the elections. **The Proposed amendment was unanimously deferred.**

## **15.16 Amendment 16**

### **Article XI – Arbitration**

#### Existing

1. All disputes arising out of the working, functioning and performance of POA and/or of any of its Affiliated Member Units within itself or amongst each other shall be resolved through arbitration. No Affiliated Member Unit of POA nor any Member (person) associated in any manner with POA shall take their disputes of any nature relatable in any manner with the Unit or POA to any Court of Law, but to the arbitration to be conducted by the president concerned or by any other person nominated or constituted by him in this behalf to decide the dispute. The disputes, in the subordinate Units of a National Federation from lowest levels to the level of the Federation shall be referred to the President of the next higher level Organization who shall resolve the dispute through arbitration. Thus disputes at Tehsil level shall be referred to the President of the respective District Sport Organization and similarly dispute at District level to Divisional Sport Organization and so on and so forth to the National Federation level. The disputes in the National Federations shall be referred to the Pakistan Olympic Association for their resolution. The Executive Committee of the POA shall be the Court of Appeal for the resolution of disputes arising in the National Federations Affiliated with POA and its decision will be binding on all concerned.
2. Any decision made by the Executive Committee of Pakistan Olympic Association may be submitted exclusively by way of Appeal to the IOC Court of Arbitration for Sports in Lausanne, Switzerland, which will resolve dispute definitively in accordance with the Code of Sports-Related Arbitration. The time limit of Appeal is Twenty-one (21) days after receipt of the decision concerning the Appeal.

#### Proposed Amendment

### **1. ARTICLE XI (Arbitration)**

#### **Article XI-1**

*All disputes between the POA, any Affiliated Member Unit, affiliated member of any POA Affiliated Member Unit, person associated with, individual member or office bearer of any of them and arising out of or pertaining to the working, functioning and performance or any bye-law, regulation, rules or notification of POA, any of its Affiliated Member Units, members of the Affiliated Member Units or office bearer of any of them shall be resolved exclusively through arbitration as provided for under the Constitution and the “Rules of Arbitration of the POA” as framed and adopted by the General Council. The disputes referred to arbitration shall be decided by the Arbitral Panel nominated under the Rules of Arbitration of the POA and its decision will be binding on all concerned subject to the right to challenge an award before the Appellate Bench of the POA and to challenge a decision of the Appellate Bench of the POA before the Court of Arbitration for Sports in Lausanne, Switzerland.*



**Article XI-2**

Any proceedings instituted which are otherwise to be referred to arbitration under the Constitution shall be barred and represent a violation by the person or entity instituting the same of the Constitutional mandate of the POA and consequently be liable to penalty in terms of such person or entity's association or affiliation with the POA or any of its Affiliate Member Units or their affiliated members.

**ARTICLE XI-3 (RULES OF ARBITRATION)**

Adopted under Article XI of the POA Constitution

**RULES OF ARBITRATION****Article 1 : General**

- i. All disputes arising out of the working, functioning and performance of the Pakistan Olympic Association and/or of any of its Affiliated Member Units within itself or amongst each other shall be referred for Arbitration to the POA.
- ii. No Affiliated Member Unit of the Pakistan Olympic Association shall take their dispute to any Court of Law.
- iii. Any other organization or association which is an affiliated member of any of the Provincial Olympic Associations, National Federations or Provincial Associations in respect of a dispute with any National Federation, Provincial Association, Provincial Olympic Association or Pakistan Olympic Association shall also refer such dispute to the Pakistan Olympic Association for resolution through Arbitration under these Rules.
- iv. Arbitration shall be conducted by an Arbitral Committee nominated under these Rules.

**Article 2 : Definitions**

In these Rules:

- i. "POA" means the Pakistan Olympic Association;
- ii. "Affiliated Member Unit" means an Affiliated National Federation or other Organization or Association;
- iii. "National Federation" means a sports organization on national basis such as Athletics, Badminton, Basketball, Boxing, Cycling, Gymnastics, Kabaddi, Football, Hockey, Rifle Shooting, Rowing, Swimming, Volleyball, Weightlifting, Wrestling, or any other games or sports associations as may be recognized by the POA from time to time;
- iv. "Arbitral Committee" includes a tribunal of three arbitrators selected from the permanent POA Arbitration Panel in accordance with these Rules;
- v. "Claimant" includes one or more claimants;
- vi. "Respondent" includes one or more respondents;
- vii. "Award" includes, inter alia, an interim or final Award.

**Article 3 : The POA Panel of Arbitrators and Appellate Bench**

- 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.*
- vi. *The Chairman of the Appellate Bench shall regulate the conduct of the Appellate Bench and shall have the power to make any regulations for the functioning of the Appellate Bench if so deemed necessary and shall constitute the necessary Appellate Bench to hear each challenge referred to the Appellate Bench under these Rules.*
- vii. *The appointment to the Panel of Arbitrators and the Appellate Bench shall be for a period extending till either any member ceases to be a member on account of lack of pre qualification as provided for or resigns or is removed by the decision of the General Council of the POA.*
- viii. *Any vacancy occurring in the Panel of Arbitrators or the Appellate Bench shall be filled within 30 days in the manner as provided for the initial nominations herein.*

**Article 4 : Commencing The Arbitration - Request for Arbitration**

- i. *A party wishing to have recourse to arbitration under Article 11 of the POA Constitution and consequently under these Rules, shall submit its Request for Arbitration (the "Request") to the POA Secretary General (the "Secretary General") who shall notify the Claimant and Respondent of the receipt of the Request and the date of such receipt.*

*Provided that if the dispute relates to the Secretary General, the Request shall be referred to the senior most Associate Secretary General who shall be deemed the Secretary General for purposes of these Rules for handling an Arbitration Request.*
- ii. *The date on which the Secretary General receives the Request shall, for all purposes, be deemed to be the date of commencement of the Arbitral proceedings.*
- iii. *The Request shall, inter alia, contain the following information:*
  - a) *The name in full , description and address of each of the parties;*
  - b) *A description of the nature and circumstances of the dispute giving rise to the claim(s).*

**Article 5 : The POA Arbitral Committee – Composition and Procedure for Selection**

- i. *The POA Arbitral Committee comprising of three Arbitrators selected from the permanent POA Panel of Arbitrators shall decide the disputes.*
- ii. *Selection of the POA Arbitral Committee members shall be made on reference of the dispute to the POA Secretary General.*
- iii. *Upon submission of the Request for Arbitration, the POA Secretary General shall notify both parties within 7 days thereon to nominate one Arbitrator each.*
- iv. *Both parties shall nominate an Arbitrator within a period of 14 days from the receipt of notification by the POA Secretary General*
- 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 setout 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.*

**Article 6 : Statement of Claim and Reply**

- i. *The Claimant shall submit a Statement of Claim (detailed statement of the relief sought) and a complete set of documents relied upon annexed thereto, to the Secretary General within 10 days of the Claimant's receipt of notification of the formation of the Arbitral Committee.*
- ii. *The Statement of Claim as well as all documents annexed thereto shall be supplied by the Claimant in the number of copies sufficient to provide one copy for each party, plus one for each arbitrator and one for the Secretary General.*
- iii. *The Secretary General shall send a copy of the Statement of Claim and all the documents annexed thereto to the Respondent for its Answer/ Reply, once the Secretary General has received sufficient copies of the documentation.*
- iv. *Within 14 days from the receipt of the Statement of Claim, the Respondent shall file a Reply/ Answer with a complete set of documents relied upon annexed thereto to the Secretary General, which shall, inter alia contain the following information:*
  - a) *Its name in full, description and address;*
  - b) *Its comments as to the nature and circumstances of the dispute giving rise to the claim;*
  - c) *Its response to the relief sought.*
- v. *The Reply as well as all documents annexed thereto shall be supplied to the Secretary General in the number of copies sufficient to provide for the other party, arbitrators and the Secretary General.*

- vi. *A copy of the Reply and the documents annexed thereto shall be communicated by the Secretary General to the Claimant.*

**Article 7 : The Arbitral Proceedings - Transmission of the File to the Arbitral Committee**

*Upon completion of submission and communication of the Statement of Claim, Reply and all documents annexed thereto, the Secretary General shall transmit the File to the Arbitral Committee.*

**Article 8 : Hearings and Establishing the Facts of the Case**

- i. *The Arbitral Committee shall proceed to establish the facts of the case by all appropriate means.*
- ii. *Within 14 days of the transmission of the File to the Arbitral Committee, it shall fix the matter for hearing, having studied the written submissions of both parties and all documents relied upon.*
- iii. *When a hearing is to be held, the Arbitral Committee, giving reasonable notice of not less than 7 days, shall summon the parties to appear before it on the day and at the place fixed by it.*
- iv. *If any party, although duly summoned, fails to appear without valid reason in the opinion of the Arbitral Committee, the Arbitral Committee shall have the power to proceed with the hearing.*
- v. *The Arbitral Committee shall be exclusively and fully in charge of the hearings and shall regulate the procedure, agenda and process of the hearings, at which all the parties shall be entitled to be present. Save with the approval of the Arbitral Committee and the parties, persons not involved in the proceedings shall not be admitted.*
- vi. *The parties may appear in person or through duly authorized representatives. In addition they may be assisted by advisors.*
- vii. *On the date of hearing, both parties will be given the opportunity to produce any witnesses and thereafter address the Arbitral Committee, to make oral submissions and to produce any further documents that they wish to rely on, if it is so permitted by the Arbitral Committee.*
- viii. *At any time during the proceedings, the Arbitral Committee may summon any of the parties to provide additional evidence. A maximum period of 15 days will be granted for the production of such further evidence.*

**Article 9 : Close of the Proceedings**

- i. *When it is satisfied that the parties have had a reasonable opportunity to present their cases, the Arbitral Committee shall declare the proceedings closed. Thereafter, no further submission or argument may be made, or evidence produced, unless requested or authorized by the Arbitral Committee.*
- 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.*

**Article 10 : The Award - Time Limit and Making of the Award**

- i. *The time limit within which the Arbitral Committee must complete the draft award is 90 days. Such time limit shall start to run from the date of receipt of the File being transmitted by the Secretary General to the Arbitral Committee.*
- ii. *The Arbitral Committee shall issue the draft Award by a majority decision.*

- iii. *The draft Award shall state the reasons upon which it is based.*
- iv. *The draft Award shall be deemed to be made at the place of the Arbitration and on the date stated therein.*
- 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.*

**Article 11 : Award by Consent**

*If the parties reach a settlement after the file has been transmitted to the Arbitral Committee in accordance with Article 7, the settlement shall be recorded in the form of an Award made by consent of the parties if so requested by the parties and if the Arbitral Committee agrees to do so.*

**Article 12 : Approval of the draft Award by POA President**

- 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.*

**Article 13 : Issuance and Enforceability of the Final Award**

- i. *The Secretary General shall issue attested copies of the Final Award to both parties simultaneously within 7 days of receipt of the Final Award, provided always that the costs of the Arbitration have been fully paid by the parties.*
- ii. *The Arbitral Committee and the Secretary General shall assist the parties in complying with whatever further formalities may be necessary.*
- iii. *Every Award shall be binding on the parties. By submitting the dispute to Arbitration under these Rules, the parties undertake to carry out and execute an Award without delay and shall be deemed to have waived their right to any form of recourse, except as may be provided for under these Rules, insofar as such waiver can validly be made.*
- iv. *The Secretary General POA, the President POA, the Executive Committee of the POA and the General Body of the POA, as the case maybe, shall take such necessary actions as may be directed by way of the Final Award or are necessary in order to enforce and execute the Final Award, subject to the right of the parties to challenge the Final Award.*

**Article 14 : The Challenge - Challenge to the Final Award**

- i. *Any party to the Final Award shall have the right to challenge the Award within 30 days of receipt of the Final Award notwithstanding the Award having been executed during this period.*
- ii. *In the event a party to the Final Award raises a challenge to the Final Award, any action taken in execution of or in pursuance of directions contained in the Final Award, such challenge shall be heard and decided by the Appellate Bench of the POA.*
- iii. *The challenge shall to the Final Award shall be presented to the Secretary General of POA in writing detailing each ground of such challenge and all attaching all relevant documents relied upon.*
- iv. *The Secretary General shall within 7 days of receipt of such challenge notify, along with copies of the challenge as presented, all parties to the Final Award and the Chairman of the Appellate Bench of a challenge having been presented.*
- v. *All parties to the Final Award shall have the right to submit a written response to the challenge within 14 days of being notified by the Secretary General.*
- vi. *The Chairman of the Appellate Bench shall within 10 days of being notified of a challenge having been presented constitute in accordance with these Rules an Appellate Bench to hear and decide the challenge.*
- vii. *The Secretary General shall notify the parties of the constitution of the Appellate Bench and transmit the challenge and all replies submitted to the members of the Appellate Bench within 7 days of having received the notification from the Chairman of the Appellate Bench or all replies under Article 14(5), whichever is later in time.*
- viii. *The Appellate Bench shall within 10 days of receipt of the record of the challenge from the Secretary General issue notice to all parties of the date of hearing fixed by them, where such hearing shall not be no later than 30 days from receipt of the record of the challenge by the Bench.*
- ix. *The parties shall have the right to appear in person or through representatives at the hearing and present their oral submissions or any written documents or material, with the permission of the Appellate Bench, at the hearing. The hearing shall not be adjourned except for a valid reason in the opinion of the Appellate Bench subject to the final hearing of the challenge not being delayed beyond 30 days of the date of the first hearing as fixed by the Appellate Bench.*
- x. *Upon conclusion of the hearing, the Appellate Bench shall render its decision along with detailed reasons for either upholding, setting aside or modifying the Final Award and shall provide the decision signed by each member of the Appellate Tribunal to the Secretary General of the POA.*
- xi. *The Secretary General shall within 7 days of the final decision of the Appellate Bench being received provide certified copies of the decision to all the concerned parties and forward a copy to the President POA and each member of the Executive Committee.*
- xii. *The decision of the Appellate Bench shall be final and binding upon all the parties subject to the right to appeal as provided for under these Rules.*

**Article 15 : Appeal to Court of Arbitration for Sports**

- i. *Any party to a Final Award may challenge the decision of the Appellate Bench of the POA before the Court of Arbitration for Sports at Lausanne where such challenge shall be in the form and in accordance with the Rules of Arbitration of CAS.*

- ii. *A challenge to the decision of the Appellate Bench of the POA before the CAS shall be instituted within 30 days of the receipt of the certified copy of the decision and no later.*
- iii. *The Secretary General shall provide to any party making a request for certified copies of the entire record of the arbitration proceedings and challenge proceedings for purposes of submitting the same in a challenge before CAS where such copies shall be provided no later than 3 days of a request having been made by any party.*

**Article 16 : Interim Orders & Interim Awards**

- i. *The Arbitral Committee or the Appellate Bench of the POA may in its absolute discretion and upon the application of a party issued interim orders or an Interim Award as found necessary.*
- ii. *Any interim orders or Interim Award issued shall stand merged into the Final Award.*
- iii. *Any party may challenge an interim order or Interim Award of the Arbitral Committee before the Appellate Bench in the same manner as a Final Award is challenged before the Appellate Bench.*

**Article 17 : Fees**

- 1. *The parties to an arbitration proceeding shall be liable to pay the fee of arbitration as fixed by the Arbitral Fee Matrix approved and issued by the Executive Committee of the POA from time to time.*
- 2. *Nonpayment of fee by the party seeking arbitration shall render the Request for Arbitration to be adjourned sine die until such fee is paid. Whereas non-payment of fee by a responding party to the arbitration shall render such party liable to be proceeded ex-parte at the discretion of the Arbitral Committee or the Appellate Bench as the case may be and such party shall not be afforded the right to seek any interim orders or Interim Award.*
- 3. *The Arbitral Tribunal or the Appellate Bench may impose costs upon any party to the proceedings subject to such costs not exceeding the actual costs of the other party where such costs to include the fee paid under these Rules.*

**Article 18 : General Rule & Withdrawal of Pending Non-arbitral Proceedings**

- 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.*
- 2. *Any proceedings pending before any forum or court of law pertaining to disputes which otherwise fall within the purview of these Rules and Article XI of the POA Constitution at the time of promulgation of these Rules shall be referable to arbitration under these Rules.*
- 3. *Any interim injunctive or protective orders passed in any pending proceedings which are withdrawn and referred to arbitration under these Rules shall be deemed to continue as interim orders passed by the Arbitral Committee of the POA and shall be reviewed at the first hearing to be called by the nominated Arbitral Committee when seized of the arbitration file.*
- 4. *Any person or entity who has instituted such pending proceedings before any forum or court of law shall be required to withdraw the same and institute a Request for Arbitration under these Rules within 14 days of the promulgation of these Rules failing which such person shall be deemed to have violated the provisions of Article XI of the Constitution of POA.*

### **Decision**

The house was informed that during past, POA had to face a lot of litigation from the illegal and parallel bodies created to various NFs challenging the Constitutional Authority of NOC. This undermines the Constitutional Authority of POA and NFs to protect which Mr. Ali Raza, Legal Advisor POA was making proposals for the house. He explained the house in depth about the International Arbitration Framework in Sports and explained the house that it is now time that POA opts such a legal framework that amply suffice the needs and resources to resolve the disputes with affiliates and members of affiliates. This will certainly ensure protection of the autonomy of NFs and NOC. **The house unanimously approved the amendment and adopted this including with Rules of Arbitration and as such the house amends the Article XI.**

**All amendments approved by the house will be referred to the IOC after the next elections.**

### **AGENDA ITEM NO. 6**

#### **Any other matter with the permission of the chair**

##### **i. 1st National Beach Games – Karachi**

16. Secretary General Sindh Olympic Association (SOA) explained the progress of 1<sup>st</sup> National Beach Games 2015 Karachi to the house. He explained that SOA has done its utmost to organize these Games in a befitting manner. He requested the chair to guide and support SOA in framing the Rules of the Games being ever organized of its nature in Pakistan. Keeping in view his valuable experience of marketing Brig Rashid Ali Malik, President SOA, requested Syed Ali Raza, Senior Legal Advisor POA to please help Sindh Olympic Association in arranging sponsorship for the Games.

### **Decision**

The house unanimously decided as under:

- a. Beach Games shall be held in the 1<sup>st</sup> week of December, 2015. Exact dates shall be notified by SOA in consultation with Sindh / Local Government and President POA.
  - b. The discipline / sport for the Games shall be decided by the President SOA in consultation with President POA.
  - c. Syed Ali Raza, Senior Legal Advisor POA may please help Sindh Olympic Association in arranging sponsorship for the Games.
  - d. Secretary General POA shall provide comprehensive support to SOA for framing Rules of the Games and other matters.
- ii. Elections of FATA Olympic Association**
17. The house was apprised that the Elective meeting of Fata Olympic Association (FOA) was scheduled on 24 June, 2015 where two observers of POA were detailed, but the electoral roll (members gathered) was not in accordance with the FOA and POA Constitutions, thus the elections were not held. As such FOA has now become a defunct body.



**Decision**

It was unanimously decided as under:-

- a. The Election of FATA Olympic Association (FOA) shall be conducted by the POA strictly according to the constitutions of FOA and POA.
  - b. The bonafide Electoral College as provided in the constitutions of FOA/POA shall be determined by a committee to be constituted by the President POA.
- iii. **Pakistan Cycling Federation**
18. The house was informed about the recent developments in the affairs of Pakistan Cycling Federation (PCF) especially with reference to the disputed electoral process and cases filed in the honourable Lahore High Court Lahore.

**Decision**

It was unanimously decided as under:-

- a. The proposal of President Pakistan Olympic Association (POA) regarding constitution of Fact Finding Committee on the subject matter was appreciated and approved by the House. The house further authorized the President POA to take action on the recommendation of Fact Finding Committee as deemed appropriate.
  - b. The house decided that Election of Pakistan Cycling Federation (PCF) be held on the basis of valid Electoral College of Elective General Council Meeting of PCF dated 24-09-2011 and constitution of PCF operative on the same date.
  - c. The Pakistan Cycling Federation (PCF) headed by Mr. Idris Haider Khawaja shall operate as recognized Unit of POA till elections.
- iv. **Pakistan Judo Federation**
19. The status and affairs of Pakistan Judo Federation (PJF) were discussed by the house and it was informed that PJF was declared as a defunct body citing the irregularities and violations of the Constitution in the electoral process as explained and decided by General Council POA in its meeting held on 11-10-2014 the house was also informed that defunct PJF is planning to hold election in 2016.

**Decision**

The house unanimously decided that:-

- a. POA shall ensure monitoring of the electoral process and the conduct of elections of the Pakistan Judo Federation on the basis of Electoral College and constitution of PJF as on the date of last elective meeting as well as constitution of POA. To ensure transparency and impartiality President POA may approach Asian and International Judo Organizations for an observer to supervise these elections.
- b. Efforts be made by Senior legal advisor for early hearing of case filed by the Pakistan Judo Federation in Islamabad High Court, Islamabad challenging the authority for arbitration of POA.

v. **Pakistan Netball Federation**

20. The Secretary General, POA apprised the house that the membership of Pakistan Netball Federation (PNF) was suspended by General Council of Pakistan Olympic Association (POA) in its meeting dated 12.02.2013 and intimated to concerned quarters on 06.03.2013. The Federation was given the right of appeal but it has not been availed in spite of lapse of more than 30 x months. Further the Netball Federation did not deposit its annual affiliation fee as required to retain membership under article 6(1) of POA Constitution. It was also noted that Mr. Mudassar Arian created a parallel formation to Sind Olympic Association in violation of the POA constitution and his persistent association with the proceedings of the creation of an illegal and parallel body to POA yet another violation of the Olympic Charter and the Constitution of POA. The house further observed that Federation deliberately and knowingly disassociated itself from NOC Pakistan recognized by IOC and joined parallel body, violating all directions of IOC/OCA and constitution of POA. At this point Mr. Ahmed Ali Rajput also informed the House how through fraudulent means a very large sum from the funds of the Sindh Olympic Association were drawn by them (Mudassar Arian Body). He also informed the House that they matter was before the Ombudsman.

21. After considering the above facts and conduct of the Federation, it is imperative that affiliation of Pakistan Netball Federation with Pakistan Olympic Association/ NOC Pakistan be withdrawn with immediate effect. If the Pakistan Netball Federation has any objection to this decision, they may file their written objections with the office of the Pakistan Olympic Association at Lahore – Pakistan within 30 days and matter shall be heard and decided by General Council of POA in its next meeting.

**Decision**

It was unanimously decided as under:-

- a. The affiliation of Pakistan Netball Federation with NOC Pakistan stands withdrawn with immediate effect.
- b. Right of appeal has been provided to the Pakistan Netball Federation within the time limit of 30 days.

vi. **Status of Sindh Handball Association**

22. The house was informed about the issue and it was decided that the matter shall be resolved under guidance of the Chair.

vii. **Possession of Olympic House**

23. The house was informed that efforts are in progress to vacate the illegal possession of Olympic House and the matter is being handled delicately as POA shall not take the matter in hand like the illegal body who manhandled with POA staff and forced us out of there. It is highly expected that any action taken to reoccupy house without the support of governmental machinery may result in any unwarranted action including manhandling that will further deteriorate our efforts to stabilise the Olympic Movement for which multiple times POA has approached federal and provincial governments.

24. At this point Rizwan ul Haq spoke about the news of a meeting that was reportedly going to be held in Lausanne between IOC, OCA, POA and Mr. Akram Sahi so called President of illegal and parallel body created to POA was attending. He requested the chair to apprise the house in this context. It was also highlighted by the members that this news appeared in a daily Newspaper whose journalist has always published news that

propagate the version of Mr. Sahi and his cronies. Mr. Khalil Ahmed Khan opined Mr. Sahi and others from his group have been banned by the POA General Council and OCA and any such ban can only be lifted by the house hence any reconciliation must be approved and consented by the General Council. Mr. Painda A Malik lamented their actions of illegally occupying Olympic House and informed the house that efforts are also in hand to disrupt the next elections of POA by all possible means. Mr. Ahmed Ali Rajput reminded the house that they (illegal bodies) fraudulently withdrew and used funds to the tune PKR 13 million of Olympic Movement in Sindh. Mr. Idris Haider Khawaja also requested to keep in mind that they have also embezzled funds of about PKR 140 million for organizing an illegal game. Brig Rashid Ali Malik and other members endorsed the view point of Mr. Khalil Ahmed Khan and Mr. Ahmed Ali Rajput. They were of the opinion that reconciliation should not be considered unless Mr. Sahi and his cronies publically acknowledge the authority of IOC, OCA and POA by tendering a public apology, quash all there illegal actions including withdrawal of illegal cases against NOC Pakistan and its recognised federations, vacating of Olympic House and stop acting as impostor to the legitimate portfolios of federations and POA.

25. The chair informed the house that IOC and OCA are taking all possible measures to stabilize the Olympic Movement in Pakistan and the principal concerns remain to protect the autonomy of the Olympic Movement. The house should retain its confidence they have always given to the chair for dealing with such matters on behalf of house. However any action taken shall not undermine the authority and sanctity of the house.

### **Decision**

The house unanimously authorized the President POA to

- a. Take all appropriate measures to repossess the Olympic House
- b. Take all decisions to protect and develop the Olympic Movement of Pakistan under the guidance of the IOC and OCA.
- c. To reconcile with miscreants ensuring; all of them tender public apology to the house for compromising the authority of the Constitution of POA, flouting the directions of IOC/OCA/POA, violating the Olympic Charter, quash their all illegal actions, vacation of Olympic House and stop illegally using the portfolios of POA recognised federations and NOC Pakistan.

### viii. **Pakistan Football Federation**

26. The General Secretary of PFF informed the house about the recent developments and disputes arising out of elections of PFF. He informed that the Football House has been taken over by some individuals on the behest of the government and asked the house to pass a condemning resolution about this. The chair took note of it and informed the house that POA has taken all actions necessary for the protection of PFF.

### **Decision**

The house unanimously decided to protect the autonomy of Pakistan Football Federation as per the Olympic Charter and statutes of FIFA.

### ix. **Syed Shahid Ali**

27. The members of the house were distressed to note the absence of Mr. Syed Shahid Ali, IOC Member in Pakistan during the important General Council Meetings of POA. Few members in the house suggested that IOC Member may not be allowed to remain the member of the house that was not supported by the chair as the

Olympic Charter directs all NOCs to keep IOC member as a bonafide member. The house further proposed to take up the matter with IOC. The President POA assured the house that he will meet the IOC Member and request to attend the General Council and Executive Committee meetings of POA in the best interest of Olympic Movement in Pakistan.

x. **Elections of Khyber Pakhtunkhwa**

28. Syed Aqil Shah, President Khyber Pakhtunkhwa Olympic Association apprised the house the recent status of Khyber Pakhtunkhwa Olympic Association and plan for its elections in compliance of order of the Honourable Peshawar High Court.

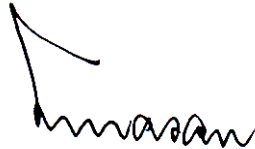
**Decision**

- a. The decision taken by the Executive Committee of POA in this context in its meeting held on 11-01-2015 was upheld by the house unanimously.
- b. The house decided that being an autonomous formation the KPKOA is competent to frame the Election Rules and constitute the Election Commission of KPKOA. The Election Rules of KPKOA shall be in accordance to the constitution of KPKOA and shall conform to the decisions and instructions of IOC/OCA and POA.
- c. The house decided that POA shall verify and issue the list of Presidents and General Secretaries of Provincial Associations confirmed by the National Sports Federations duly recognised by the POA and International Federations.

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