

MEMORANDUM and
RULES & REGULATIONS
Of
SOFTBALL ASSOCIATION OF INDIA

(Amended and Effective
from 27/12/2022)

MEMORANDUM OF ASSOCIATION

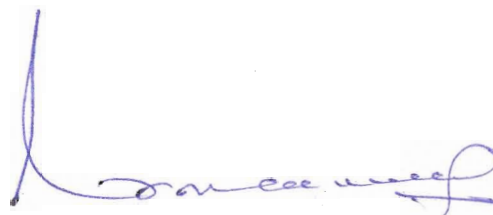
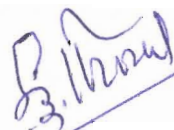
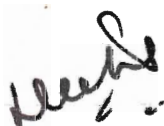
As amended on 27.12.2022

- I. NAME:** The name of the society shall be 'SOFTBALL ASSOCIATION OF INDIA' (SBAI).
- JURISDICTION:** The jurisdiction of the society shall be extending over the Union of India.
- HEAD QUARTERS:** The headquarters of the society shall be at such place within India as decided by the Executive Council of the society from time to time. For the Current term, the following address is to be considered as the HQ office Address of SBAI: 26, Sikh Mohalla, M.G. Road, Indore-7, M.P India, 452007
- IV. FINANCIAL YEAR:** The financial year of the society shall be from 1st April to 31st March.

V. AIMS & OBJECTS:

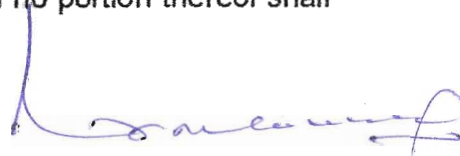
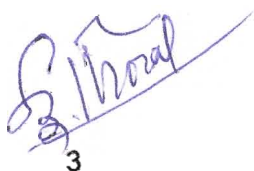
The Softball Association of India (hereinafter referred as "this Association or SBAI") shall be the governing body of the game of Softball /Baseball 5 in India and its objects shall be to safeguard the interest of the game and those of the particularly-

- a. To promote the sport of Softball/Baseball 5 by organizing Regional / National/International or other Championships/leagues from time to time.
- b. To educate every player, management, technical officials, coaches, organizers, referees, softball/ sporting entities and to encourage, assist, advise them by organizing teaching classes on Softball/ Baseball 5 game to promote Physical Education.
- c. To educate Softball/ Baseball 5 Instructors & other Officials by arranging classes and by conducting Examinations at National, Asian, International level etc.
- d. To foster, develop, promote, and regulate concerned sporting domain through Softball/ Baseball 5 Game in the spirit of Amateur Game.
- e. To provide for Softball/ Baseball 5 Game events with proper safeguards in accordance with the true spirit of Sportsmanship
- f. To encourage the union of all eligible teams, associations, organizations, Sport Control Boards etc. into such separate State Associations with active



member, membership and representation in the association as may be, from time to time, deemed best to be adopted to advance Physical Education through Softball/ Baseball 5 Game.

- g. To establish and maintain by allied membership, partnerships, alliances with associations, institutions, clubs etc. devoted wholly or partly for the promotion of Softball/ Baseball 5 Game.
- h. To participate in the Asian & International Championships and in such other meets recognized by the **Softball Asia** and the **World Baseball Softball Confederation**.
- i. To seek affiliation from the **Softball Asia, World Baseball Softball Confederation, Indian Olympic Association** and **All India Council of Sports, Ministry of Youth Affairs and Sports, India** and to maintain it.
- j. To purchase or obtain on rent any land which may be necessary for its objects and to construct, demolish, alter, or rent any building or other constructions as may be necessary for its objects.
- k. To purchase, import, hire or otherwise acquire such equipment and apparatus as may be necessary for its objects.
- l. To raise funds for this Association by **organizing** events/ pro-leagues/ championships/ educational schemes / training camps/ workshops / conferences/ conclaves etc. or by any other legal means and to receive donations and subscriptions and to raise loans and deposit at interest or otherwise to create funds from any person or persons, local authority or Government or to deposit any such money of this Association for the time being in such securities or otherwise as this Association may deem - expedient.
- m. To purchase, hire exchange or otherwise acquire any movable or immovable property, which this Association may think it desirable to acquire by way of investment for achieving its objects.
- n. To acquire and or to execute any trust or trusts.
- o. To invest and deal with the funds of this Association not immediately required in such manner as may from time to time be determined.
- p. To make, accept, endorse, and execute promissory notes Bills of exchange and other negotiable instruments.
- q. To permit any of the building and property acquired by this Association to be used upon such terms as it may deem fit for any purpose expedient for the achievement of its' objects.
- r. To combine and/or co-operate with, take over, amalgamate with or absorb any other association Society or Institution having objects similar to this association.
- s. To do all other lawful / commercial activities including but not limited to pro-leagues, professional championship/ conferences/ conclaves / sports meets/ training camps/ educational programs/ training workshops etc. or any/all such activities which is conducive to the attainment of or in pursuance of the above objects or any of them.
- t. The income and property of this association shall be applied solely towards the promotion of the objects of this Association as set forth and no portion thereof shall



be paid or transferred directly or indirectly by way of dividends, bonus or otherwise by way of profit to the members of the Association, provided that nothing herein shall prevent the payment in good faith of remuneration to any official or servant of this Association or to any member thereof or other person in return for any service actually rendered to this Association.

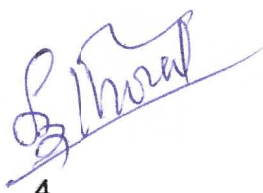
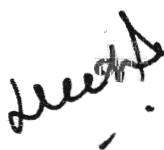
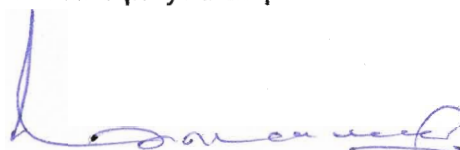
RULES AND REGULATIONS

The Softball Association of India hereinafter referred to as the "Society"/ "SBAI" shall be governed by its Memorandum of Association and these Rules and Regulations.

1. INTERPRETATIONS/ DEFINITIONS

The following terms shall, unless the context requires otherwise, have the meanings and definitions as prescribed below:

- 1.1. 'Academy'/ 'Club' shall mean a centre having license of the SBAI to provide training of Softball. The licensing of Academies/ Clubs shall be governed by the SBAI Bye-laws for Licensing of Academies/ Clubs, as amended from time to time.
- 1.2. 'Associate Unit'/ 'Unit' shall mean a Board/ Institution granted membership and affiliation as per the provisions of these Rules and Regulations. Associate Unit has no rights to participate in the General Council, will have no voting rights, and will not be eligible to contest in the SBAI elections.
- 1.3. 'Athlete'/ 'Player' shall mean a sportsperson registered with the SBAI, who practices or plays the game of Softball/Baseball⁵ and participates in official competitions of the SBAI or/ and its Permanent Members/ Units. The registration of Athlete/Players shall be governed by the SBAI Bye-laws for Registration, as amended from time to time.
- 1.4. 'Bye-laws' shall mean Bye-laws and directions made in accordance with these Rules and Regulations.
- 1.5. 'Committees' and 'Commissions' shall mean different Committees and Commissions established as per these Rules and Regulations.
- 1.6. 'Constitution' shall mean the Memorandum of Association, and Rules and Regulations of the Softball Association of India, as is amended from time to time.
- 1.7. 'Executive Committee'/ 'EC' shall mean the Executive Committee of Softball Association of India as defined in these Rules and Regulations.
- 1.8. 'SBAI'/ 'Society' shall mean the Softball Association of India.
- 1.9. 'SA' shall mean the Softball Asia.
- 1.10. 'Softball/ Baseball 5' shall mean the sport of Softball/ Baseball 5 played as per


4

the Rules and Regulations of the WBSC.

- 1.11. 'WBSC' means the World Baseball Softball Confederation.
- 1.12. 'General Council' shall mean the General Council of the Softball Association of India as defined in these Rules and Regulations.
- 1.13. 'IOA' shall mean the Indian Olympic Association.
- 1.14. 'Office-bearers' shall mean the officials as specified in these Rules and Regulations.
- 1.15. 'Permanent Member' shall mean the State/ Union Territory Associations granted membership and affiliation as per the provisions of these Rules and Regulations.
- 1.16. Representative of Permanent Member shall mean a person who is a duly elected office bearer/member of Executive Committee, of the Permanent Member and who has been nominated as representative by the Permanent Member. Representative of Permanent Member has rights to participate in the General Council, rights to vote in the General Council and shall be eligible to contest in the SBAI elections.
- 1.17. 'Rules of the Sport' shall mean the rules of Softball/ Baseball 5 framed and adopted by WBSC from time to time.
- 1.18. 'State / Union Territory Associations' shall mean the State Softball/ Baseball 5 Associations and / or the Union Territory Softball/ Baseball 5 Associations, as may be applicable.
- 1.19. 'NSDC' 2011 means National Sports Development Code 2011.

2. MEMBERSHIP

- 2.1. **Eligibility** – The membership of SBAI shall be open to the under-mentioned, *subject to the approval of the General Council.*

- 2.1.1. **Permanent Member:** Permanent Member shall mean an Association having jurisdiction throughout a State/ Union Territory, formed to conduct, control and promote Softball and Baseball 5, having its Rules and Regulations, registered under a State Societies Registration Act or Society Registration Act 1860 or any equivalent legislation recognized and gazetted *including but not limited to Companies Act to bring in existence anybody - corporate, where office-bearers are elected on a periodic basis and have affiliates. The geographical boundaries of a State/ Union Territory shall be the same as recognized by the Constitution of India. A Permanent Member of the SBAI must ensure to have at least 50% of the Districts in its State/ Union Territory affiliated as its affiliate-members, who are*

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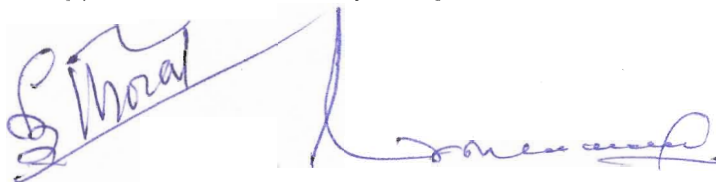
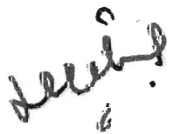
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registered bodies where office-bearers are elected on a periodical basis and are actively working to promote Softball and Baseball 5. Complying with NSDC 2011, there shall be only one member representing a particular State/Union Territory. The member affiliate must ensure that its constitution is in consonance with the constitution of SBAI. There shall be no separate member entities for Softball and Baseball 5 in a particular State/ Union Territory for the purpose of membership/ Affiliation with SBAI. Every member unit shall look into the affairs of both Softball and Baseball 5 within their respective jurisdiction.

- 2.1.2. **Associate Unit:** Any Board or Institution of all India character in the public or private sector working for the development of Softball/ Baseball 5 where office-bearers are elected on a periodic basis or as provided in their Constitution. Such membership does not confer on Associate Unit the "right to participate" in the governance of SBAI. Associate Unit has no rights to participate in the General Council, will have no voting rights, and will not be eligible to contest in the SBAI elections.
- 2.1.3. **Representatives of the Athletes Committee:** Chairperson or a representative elected from among the Athletes Committee shall be a member of the General Council with voting rights.
- 2.1.4. **Academies/ Clubs:** Academies/ Clubs licensed by the SBAI shall not be members of the General Council.
- 2.1.5. **Athletes/ Players:** Athletes/ Players registered with the SBAI shall not be members of the General Council.

2.2. Grant of Membership –

- 2.2.1. All applications of membership by State/Union Territory Associations or Board/ Institution must be in writing containing information required by the Executive Committee from time to time. The Executive Committee or a sub-committee appointed by the Executive Committee shall be responsible for receiving applications from the applicants and scrutinizing it.
- 2.2.2. The Executive Committee shall recommend the applicant, if found bona-fide, to the forthcoming General Council meeting for membership. On approval of the General Council, the State/ Union Territory Association or Board/ Institution attains membership and affiliation.
- 2.2.3. In the instance an applicant meets the essential criteria but is not compliant with all the conditions for membership and affiliation, the Executive Committee may recommend the applicant for provisional approval of membership, subject to the



applicant meeting all the conditions within a specified timeframe. If provisional approval of membership is granted to a State/ Union Territory Association, they will have the right to participate in the General Council Meeting without any voting rights and/or any right to contest in the Elections.

- 2.2.4. In the event of the application being fully accepted, the affiliated Permanent Member/ Unit shall be bound by and subject to the Constitution of the SBAI then in force and as is amended from time to time. In case of any dispute, the Constitution of the SBAI will prevail and supersede over the Constitution of the Permanent Member/ Unit and the Permanent Member/ Unit will have to amend its Constitution in line with the Constitution of the Softball Association of India within a specified timeframe as directed by the executive council to retain its membership.
- 2.2.5. While granting membership to a State/ Union Territory Association, the SBAI shall take into consideration the representative character of the State/ Union Territory Association, to ensure that only a true representative body of Softball and Baseball 5 is granted membership and only one State/ Union Territory Association from each State/ Union Territory is granted affiliation of SBAI.

2.3. Membership and Renewal Fee –

- 2.3.1. Every applicant Permanent Member/ Unit seeking membership of the SBAI shall pay an admission fee and an annual renewal fee as decided by the General Council from time to time.
- 2.3.2. The renewal fee shall be valid only for the particular financial year for which it has been paid and should be paid before 30 June of every financial year.

2.4. Defaulters and Disaffiliation/Suspension/ Termination –

Any Permanent Member/ Unit will be considered as a defaulter and shall be liable for disaffiliation/ suspension/ termination in case it is:

- 2.4.1. Not depositing the requisite affiliation/ membership or renewal fee, in time.
- 2.4.2. Working against the aims and objects of the Softball Association of India and/or causing harm to the sport of Softball/Baseball 5.
- 2.4.3. Encouraging doping or not having checks and controls on doping in their territory or supporting any other violation of ethical conduct causing harm to the sport of Softball/ Baseball 5.

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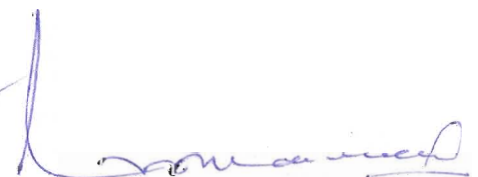
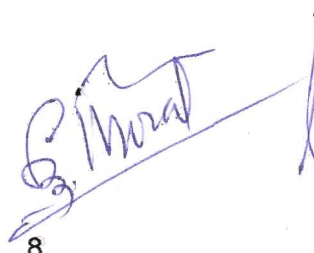
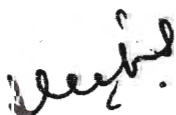
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- 2.4.4. Having mismanagement and lack of co-ordination amongst the office-bearers and member-affiliates of the Permanent Member/ Unit and thereby causing harm to the sport of Softball/ Baseball 5 in the concerned State/ UT/ Unit.
- 2.4.5. Failing to submit the Annual Report and list of office bearers to the SBAI in time.
- 2.4.6. In breach or non-compliance with the Constitution of SBAI.
- 2.4.7. Not conducting the State/ Union Territory Championships for which they owned responsibility.
- 2.4.8. Failing to arrange for participation of teams at least in minimum two (2) age categories in the National Championships, consecutively for two (2) years.
- 2.4.9. Not conducting their elections after a term of four years.
- 2.4.10. Not informing SBAI about their elections in advance or is conducting election without the presence of a SBAI Observer.
- 2.4.11. If the member unit undertakes any commercial activity including but not limited National camps/ Leagues/ Championships etc. without prior written consent of the SBAI.
- 2.4.12. For any reasons deemed appropriate by the Executive Committee.
- 2.4.13. The SBAI General Council either directly or through the Executive Committee, is entitled to consider disaffiliation/suspension/termination of the member/unit on one or more of the above-mentioned grounds, after ensuring that a Show Cause Notice has been served and an explanation has been obtained and considered by the General Council. Whatever the decision of the General Council, it must be supported two-third majority of the members present and voting.

2.5. Interim Ad-Hoc Committee

Upon disaffiliation/ suspension/termination, the SBAI is authorized to appoint an Ad-Hoc Committee/Interim Management Committee as an interim measure for overseeing the administration of Softball/ Baseball 5 in the concerned State/ Union Territory and re-establishing the governance within a specified timeframe. The discretion and decision pertaining to the appointment, functions, tenure, and composition rests with the Executive Committee. The Executive Committee under the provisions of this clause can also appoint any Committee in addition to the existing state member unit for any special purpose as deemed appropriate by the Executive Committee.

2.6. Re-Affiliation –



8

- 2.6.1. Any Permanent Member/ Unit disaffiliated may apply for re-affiliation to the Executive Committee.
- 2.6.2. The process of re-affiliation will be the same as for grant of membership. The action may include fine to be paid by the State/ Union Territory Association or Board/ Institution, as the Executive Committee deems it appropriate.

3. GENERAL COUNCIL

The General Council shall consist of representatives of eligible Permanent Members and one representative of the Athletes Committee. A State/ Union Territory Association duly affiliated as a Permanent Member, as provided in these Rules and Regulations, be represented by two officials, and the authority given by the President of the Association concerned shall prevail in the case of any dispute. To avoid any doubt, it is clarified that in case, the President or Secretary of State/UT Association desires to be the representative, their individual authorities shall be accepted. State/ Union Territory Associations shall not depute an individual as an official representative unless he/she is an elected member of the Executive Committee of State/UT Association. No bona-fide representative will be entitled to represent more than one Permanent Member. No proxy representation is allowed under any circumstances.

4. MANAGEMENT – EXECUTIVE COMMITTEE

The management of the administration of SBAI and enforcement of its Rules and Regulations and Byelaws shall be vested in the Executive Committee.

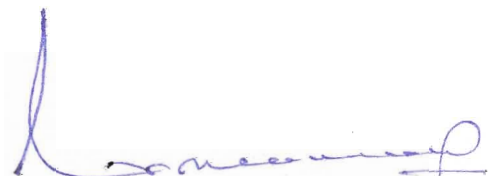
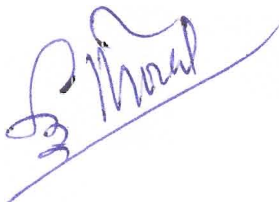
4.1. Executive Committee –

Executive Committee shall comprise of a Managing Committee including Executive Members headed by the President. The Managing Committee shall consist of 15 Office Bearers (in addition to 5 Executive Members)

- 4.1.1. President – One (1)
- 4.1.2. Vice-Presidents – Six (6)
- 4.1.3. Secretary-General – One (1)
- 4.1.4. Joint Secretaries – Six (6)
- 4.1.5. Treasurer – One (1)
- 4.1.6. Executive Member/ EC Members – Five (5)

4.2. Office-bearers (Three) –

- 4.2.1. President – One (1)
- 4.2.2. Secretary-General – One (1)
- 4.2.3. Treasurer – One (1)



The three office-bearers of the SBAI, specified above, shall not be eligible to hold similar posts simultaneously of any other National Sports Federation except in the case of National Olympic Committee (i.e.: IOA) and/or any other multi-sports organizations.

4.3. Representation of Women –

SBAI shall encourage the representation of women in the governance of the sport. To ensure such representation, a minimum of 20% of positions in the Executive Committee shall be reserved for women; a minimum of one woman Vice President, a minimum of one woman Joint Secretary and a minimum of two women Executive members.

4.4. Inclusion of sportspersons in the Executive Committee –

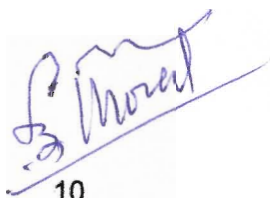
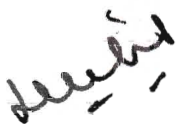
SBAI shall encourage the participation of sportspersons in its governance and ensure that a minimum of 25% of the Executive Committee are **Prominent Sportspersons**. Only those athletes who have achieved medal(s) in any of the official international event of Softball or have participated as players of Softball in Asian Championship/ Asian Games/ World Championship/ Olympic shall fall within the definition and ambit of **Prominent Sportsperson**

4.5. Election –

- 4.5.1. Election shall be held once in four years at the Annual General Council Meeting to elect the Executive Committee including office-bearers from amongst the representatives of the Permanent Members.
- 4.5.2. Election can also be held before the due date in a Special General Council Meeting convened for it.
- 4.5.3. The election procedures shall be governed by the SBAI Byelaws for Election in compliance with, as amended from time to time.
- 4.5.4. *The Election Bye-Laws shall be in complete compliance with the Model Election Guidelines for NSFs stated in National Sports Development Code 2011.*

4.6. Term and Tenure –

- 4.6.1. Elected officials of the Executive Committee shall hold the office for a term of four years. If any vacancies are caused due to any reason, the same will be filled only for the remaining duration of the term.
- 4.6.2. The President can hold office for a maximum period of twelve (12) years, with or without break.


10

- 4.6.3. The Secretary-General and Treasurer can hold the office for a maximum of two successive terms of four (4) years each after which a minimum cooling off period of four (4) years can apply to seek fresh election to either post. In either case, Secretary General and/or Treasurer will not be eligible to contest again after being in position for three terms.
- 4.6.4. The office-bearers must retire from their post on attaining the age of 70 years.
- 4.6.5. A Government Servant may be allowed to hold elective office in any body, whether incorporated or not, for period of two terms or for a period of 5 years, whichever is earlier, for which prior sanction would be required when a government servant contests an election in such body, as per existing rules.

4.7. Vacancies –

- 4.7.1. The office of an official of the Executive Committee (including that of an office-bearer) shall fall vacant/ be removed from office –
- 4.7.1.1. If he/she is absent in three consecutive meetings of the Executive Committee, without a just cause or without the leave of absence of the Executive Committee.
- 4.7.1.2. If he/ she resigns from their office by a notice in writing and his/ her resignation is accepted by the President. In case the President is resigning, the resignation shall be addressed to the Secretary- General.
- 4.7.1.3. If the person is sanctioned for a disciplinary offence;
- 4.7.1.4. If he/she is of an unsound mind and/or is declared so by the court.
- 4.7.1.5. If he/she is involved in any criminal activity, where the charges have been framed by any Court in India, in respect of an offence which is of serious nature under the Indian Penal Code/ Prevention of Corruption Act, in which there is a punishment of imprisonment of more than 02 (two) years; or
- 4.7.1.6. If resolution of no confidence is passed for him/her.
- 4.7.1.7 By death.
- 4.7.2. In case of the vacancy of an office-bearer, the Executive Committee shall have the power to fill up the vacancy by co-option from among representatives to the Executive Committee.

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- 4.7.3. If not for the choice of co-option, a Special General Council meeting may be convened to conduct an election only to fill that vacancy.

5. POWER, FUNCTIONS AND DUTIES

5.1. **General Council** – The General Council shall always be the supreme body of the association. All power of this association shall vest in the General Council.

- 5.1.1. To carry into effect the objects of the society.
- 5.1.2. To formulate, consider and adopt Policies of the SBAI.
- 5.1.3. To have powers to frame Byelaws and Rules/ Procedures, which are not inconsistent with these Rules and Regulations.
- 5.1.4. To elect the office-bearers and members of the Executive Committee from the eligible members of the General Council and to discuss/ pass the no confidence motion for any officer bearer and/or member of the Executive Committee.
- 5.1.5. To admit membership to any Association/ Board/ Institution eligible under the Constitution, on recommendation of the Executive Committee.
- 5.1.6. To take decision regarding continuing/ discontinuing its affiliation with any organization.
- 5.1.7. To enforce the penalty or disciplinary action for any violation of the Rules and Regulations or other good governance policies of the SBAI.
- 5.1.8. To raise funds adopting all lawful means and to hold the same and control and administer the properties of SBAI.
- 5.1.9. To appoint Auditor to audit the book of accounts of SBAI.
- 5.1.10. To adopt the Annual Report, Statement of Accounts and sanction the budget estimates.
- 5.1.11. To consider and ratify all the decisions taken by the Executive Committee.
- 5.1.12. To explain and interpret the Rules and Regulations of SBAI and to take decision of any point if not covered under the constitution.
- 5.1.13. To consider and to approve the amendments of the Constitution as and when considered necessary.
- 5.1.14. To exercise such other powers and to perform such other duties as are incidental and expedient to carry out the aims and

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objects of SBAI.

5.2. Executive Committee –

- 5.2.1. To conduct the general management and direction of the General Council during the interval between the meetings of the General Council and report all the decisions and actions.
- 5.2.2. To consider and approve the Annual Report, Statement of Accounts and sanction the budget estimates before presenting the same to the General Council.
- 5.2.3. To initiate and recommend to the General Council different schemes for the promotion and development of Softball.
- 5.2.4. To fill in vacancy/ vacancies in the Executive Committee.
- 5.2.5. To appoint Committees and Commissions with specific tasks assigned to them. The Executive Committee shall also be empowered to frame the necessary terms of reference for such Committees and Commissions.
- 5.2.6. To approve the appointment of office staffs/ specialists or experts as per requirement as well as their dismissal or suspension.
- 5.2.7. To approve/ ratify the approval of teams, officials, coaches, entourage, etc. participating in international competitions/ tours.
- 5.2.8. To collect, procure, accept, and receive subscriptions, donations, sports goods or assistance in kind, gifts and endowments.
- 5.2.9. To approve the quantum of affiliation fee, renewal fee, registration fee, competition fee, license fee, etc.
- 5.2.10. To manage, supervise, and administer the funds of SBAI.
- 5.2.11. To invest the funds of SBAI in such manner as delegated by the General Council.
- 5.2.12. To decide on TA/ DA or/ and other allowances that is not provided by the Ministry of Youth Affairs and Sports, Government of India.
- 5.2.13. To depute the Secretary-General or any other person to act on its behalf with full authority to sign any deed or documents or to give valid and effective discharge of duties.

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- 5.2.14. To enter into, vary, carry out and cancel contracts on behalf of SBAI.
- 5.2.15. To purchase, administer, transfer or sell movable or immovable properties for and on behalf of SBAI.
- 5.2.16. To decide on cases of indiscipline, misconduct or breach of regulation, by an affiliated Permanent Member/ Unit or individual, and impose suitable penalty, including suspension of affiliation, subject to his/ her/ their right to appeal the same.
- 5.2.17. To implement the penalty or sanctions directed by the Commissions/ Committees for violation of the Constitution or other good governance policies of the SBAI.
- 5.2.18. To suspend any member or athlete from participating in National/ International competitions for such period as shall be stated in the decision.
- 5.2.19. To make Byelaws, Policies, and Rules/ Procedures generally for the management of the affairs of SBAI. Such Byelaws, Policies, and Rules/ Procedures shall be published and ratified in the next immediate General Council Meeting
- 5.2.20. To authorize the President and Secretary-General/ Treasurer, to raise loans for SBAI with approval of the Executive Committee from Banks/ other sources from time to time, as and when required and repay the same back to the Bank/other sources from the funds of SBAI.
- 5.2.21. To delegate any of its powers to any (special purpose) Committee/ Commission.
- 5.2.22. To do all such acts and things as are incidental and conducive to the doing of the forgoing acts or any of them.

5.3. The President –

- 5.3.1. Subject to general control of the General Council, The President, shall be the head of the SBAI for the execution/ implementation of the Rules and Regulations, Byelaws, Policies and Rules/ Procedures to achieve its aims and objects.
- 5.3.2. Shall exercise superintendence and oversee the functioning of the General Council and the Executive Committee and guide SBAI in all activities.
- 5.3.3. Shall preside over all the meetings of the Executive Committee and General Council and other meetings of the SBAI.
- 5.3.4. President and Secretary- General shall appoint and/or

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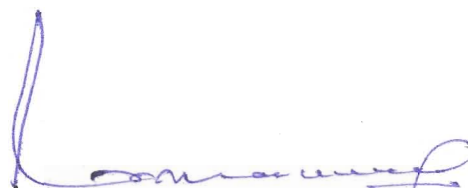

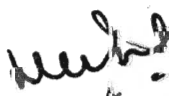
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nominate any person and/or group of individuals from the representative(s) of Permanent Member/Unit or member(s) of any Committee/Commissions of SBAI, to represent SBAI for any matter before any forum including but not limited to MYAS and/or IOA and/or WSBC and/or Softball Asia and/or any such national/International Forum. In the event of disagreement between the President and Secretary General, the decision of General Council will prevail.

- 5.3.5. Shall have a decisive vote in case of a tie in addition to the mandatory vote.
- 5.3.6. The President, in consent with the Secretary General and the Treasurer shall be authorized to determine the dates, venue and time of the meetings of the Executive Committee and General Council and any other meetings, deemed fit to fulfil the aims and objectives of SBAI. If there is any disagreement among the above-mentioned office-bearers then the decision will be taken by them through the majority among them.
- 5.3.7. The president shall be duty bound to preside all the meetings of SBAI. For any reason if the president is not able to attend the meeting, the reasons for the absence shall be recorded in writing by the president and addressed to the Secretary-General for any such absence as stated.
- 5.3.8. Shall be authorized to sanction expenditure up to any limit for any item not included in the budget. The Executive Committee shall ratify the expenditure such taken.
- 5.3.9. Shall ensure that the financial position of SBAI is sound and no unauthorized expenses have taken place.
- 5.3.10. The President in consultation with The Secretary General may form various Committees/Commissions and nominate the member(s) of those Committees/Commissions, subject to ratification by the Executive Committee/ General Council.
- 5.3.11. To sanction appointments, promotions, and dismissals of the staff, subject to ratification by the Executive Committee/ General Council.
- 5.3.12. To appoint Chairman/ Advisor/ CEO and to sanction their remuneration, subject to ratification by the Executive Committee/ General Council.
- 5.3.13. Is duly bound to be an Ex- officio Chairman for all the Committee/ Commission under the ambit of SBAI.

5.4. The Vice-President(s) –



In the absence of the President, one of the Vice-Presidents nominated by the President/General Council shall perform the duties assigned to him/her.

5.5. The Secretary-General –

- 5.5.1. Subject to general control of the General Council, and the Executive Committee, the Secretary-General shall be responsible for carrying out the decisions of the General Council, Executive Committee and various Committees/ Commissions and enforcing the Rules and Regulations, Byelaws, Policies and Rules/ Procedures of SBAI.
- 5.5.2. Shall convene all meetings of the General Council and Executive Committee and keep minutes of all proceedings and resolutions, of all such meeting correctly recorded in a book/ file, specially provided for the purpose.
- 5.5.3. Shall transact all official work and day-to-day affairs of SBAI.
- 5.5.4. Shall be responsible for carrying out all correspondences in the name of SBAI or otherwise correspond as directed by the President. Take penal steps if others resort to misinformation/ wrongful official correspondences.
- 5.5.5. Shall be in-charge of all records and documents (including the register of members, players, officials, etc.) as may be necessary for the smooth and efficient working of SBAI.
- 5.5.6. Shall have custody and maintain in proper order and condition, all documents, trophies, souvenirs and seals, equipment, uniforms, and insignia of SBAI and documents of all moveable and immoveable properties of SBAI and have annual stock taking made of all such properties.
- 5.5.7. Shall exercise general supervision on all staff and specialists/ experts employed by SBAI.
- 5.5.8. Shall collect or cause to be collected all subscriptions and fees and get in with due diligence all other monies and dues payable to SBAI.
- 5.5.9. Shall ensure that accounts of SBAI have been properly maintained by the Treasurer and are regularly audited.
- 5.5.10. Shall be entitled to incur any legitimate expenditure on behalf of the SBAI not exceeding INR 50,000/- (Rupees Fifty Thousand only) that shall be confirmed by the Executive Committee at its next meeting. Any expenditure exceeding the said amount shall require prior sanction of the Executive Committee.

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- 5.5.11. Shall oversee the functioning and progress of various Committees and Commissions.
- 5.5.12. Shall be empowered to call for any papers and information from the Permanent Members/ Units, or athletes, or coaches, or officials, or licensed academies/ clubs, or anyone associated with the sport, which is necessary for the disposal of any matter and to perform such other duties as authorized in the Constitution.
- 5.5.13. Shall prepare every year the Annual Report on the working of SBAI and place the same before the General Council after getting it duly approved by the Executive Committee.
- 5.5.14. Shall perform such duties as may be specially assigned to him/ her by the President or the General Council or the Executive Committee.

5.6. The Joint Secretary(s) –

In the absence of the Secretary-General, one of the Joint Secretaries nominated by The General Council shall perform the duties assigned to him/her.

5.7. The Treasurer –

- 5.7.1. Shall oversee all the funds, finance and accounts of SBAI.
- 5.7.2. Shall ensure to maintain and keep proper books and accounts in respect of all sums of money received and expended by SBAI and its assets and liabilities. He/ she shall also maintain an inventory of the property and stock (including equipment and uniform) of SBAI and submit the same along with the accounts.
- 5.7.3. Shall receive moneys on-line due to SBAI and maintain proper accounts of the same and issue appropriate receipts.
- 5.7.4. Shall deposit all moneys as and when received with SBAI in the approved Bank(s) without delay.
- 5.7.5. Shall make all payments of SBAI after the connected bills and vouchers have been duly checked by him/ her and passed for payment by the Secretary-General.
- 5.7.6. Shall prepare and place the budget before the General Council and the Executive Committee.
- 5.7.7. Shall help the auditor(s) in the auditing of the accounts and to explain to him/ her such items and entries, which he/ she may be called for.

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- 5.7.8. Shall prepare and present the Statement of Accounts of the income and expenditure of SBAI duly audited by a Chartered Accountant in the meeting of the Executive Committee and General Council for approval.
- 5.7.9. May be allowed to keep an imp rest cash not exceeding INR 20,000/- (Rupees Twenty Thousand Only) for defraying urgent expenses. No other expenditure shall be made by the Treasurer, without the sanction of the President/Secretary-General.
- 5.7.10. Shall perform such duties as may be specially assigned to him/ hereby the General Council or the Executive Committee.

5.8. Affiliated Permanent Members/ Units –

- 5.8.1. All Permanent Members/ Units shall abide by the Rules and Regulations, Byelaws, Policies, and Rules/ Procedures of SBAI.
- 5.8.2. Permanent Members/ Units shall be responsible for conducting State/Union Territory Championships or Selection Trials and sending teams to the National Championships.
- 5.8.3. Permanent Members/ Units shall be held responsible for the conduct of their representatives at the National Championships.
- 5.8.4. Disciplinary action whenever taken against affiliates/ athletes/ officials/ coaches in its jurisdiction shall be reported to the Secretary- General of SBAI within ten days of the action having been taken.
- 5.8.5. Any penalty imposed by SBAI or any of its Permanent Members/ Units for any infraction of the principles set forth in its Rules and Regulations, Byelaws, Policies, and Rules/ Procedures shall be honored by other affiliated Permanent Members/ Units.
- 5.8.6. Any Permanent Member/ Unit or any of the affiliate of the Permanent Member/ Unit intending to host Regional/ National/ International event or Championship should seek prior written permission of SBAI.
- 5.8.7. Notice of any motion to be brought forward before the Annual General Council Meeting of SBAI by a Permanent Member shall be sent in writing to the Secretary-General at least 14 days before the date of meeting. Such motion shall be considered in the agenda of the meeting with recommendations thereon, if any.
- 5.8.8. All the State/ Union Territory Associations shall include in their

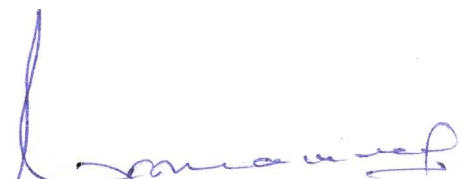
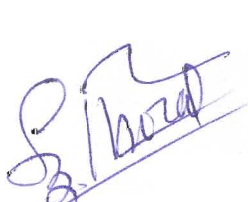
Constitution, a provision that they would resolve their disputes in accordance with the provisions of SBAI, before approaching the court of law. Legal remedy if required, after exhausting all the procedures prescribed above, shall be sought in a court of law at New Delhi only.

- 5.8.9. In the event of an unresolved dispute within an affiliated Permanent Member/ Unit of the SBAI, and which affects normal working of the Permanent Member/ Unit or prevents preparation and training of athletes under the charge of the Permanent Member/ Unit, the Executive Committee may constitute an Ad-Hoc Committee as necessary, until the dispute within it, is resolved.
- 5.8.10. To avoid disputes in the State/ Union Territory Associations, the presence of an Observer from SBAI will be mandatory during the election meeting of State/ Union Territory Associations. The election of a State/ Union Territory Association should be informed a minimum fifteen (15) days in advance, along with the list of voters and other relevant information, as deemed necessary prior to the election meeting. Proceedings of election meeting of a State/ Union Territory Association without the presence of the Observer will not be accepted.
- 5.8.11. Permanent Members/ Units shall submit to the SBAI a digital copy or/ and upload on the SBAI web-platform, their Constitution, Rules, Byelaws and Policies. Any changes in the above-mentioned documents should be updated on the platform within fifteen days of adopting it.
- 5.8.12. Permanent Members/ Units shall submit to the SBAI a digital copy or/ and upload on the SBAI web-platform their Annual Report and list of office bearers every year.

6. MEETINGS

6.1. Annual General Council Meeting –

The President shall preside over all meetings of the General Council and Executive Committee. If absent, the members present shall elect one among themselves, as the presiding officer for the meeting. The Annual Meeting of the General Council/ Annual General Council Meeting shall be held every year at a place, date and time to be decided upon by The President, The Secretary-General and The Treasurer. Minutes, Annual Report, the Statement of Accounts and all relevant papers on the subjects mentioned in the agenda shall be circulated to all the eligible persons present in the meeting. The Agenda of the Annual General Council Meeting shall include:



- 6.1.1. Confirmation of the minutes of the previous Annual General Council Meeting and of the Special General Council Meeting, if any.
- 6.1.2. Consideration and adoption of the Secretary-General's Annual Report on the working of SBAI.
- 6.1.3. Consideration and passing of the Audited Statement of Accounts of the year and the budget for the next year to be submitted by the Treasurer.
- 6.1.4. Appointment of Auditors and fixing their remuneration.
- 6.1.5. Election of the Executive Committee (if due).
- 6.1.6. Consideration of the Annual Calendar of competition and events.
- 6.1.7. Approval of the decisions of the Executive Committee.
- 6.1.8. Amendment(s) of the Constitution, Byelaws, Policies and Rules/ Procedures (if any).
- 6.1.9. Ratification of the membership granted/ suspended/ terminated by the Executive Committee, if any.
- 6.1.10. Prescribe and fix fees for different matters, as necessary.
- 6.1.11. Any matter for which due notice has been given or other matters with the permission of the Chair.
- 6.1.12. Any matter affecting the welfare of SBAI, which the President and Secretary-General may bring or allow to be brought before it. This shall also include discussions about development activities, analysis of programs, and assessment on implementation of Byelaws/ Policies/ Rules/ Procedures of SBAI.

6.2. Special General Council Meeting –

Special General Council Meetings may be summoned at any time by the Secretary-General with permission of the President and can cover all the items of Annual General Council Meeting except the clauses 6.1.3 and 6.1.4. The agenda should be mentioned in the notice of the Meeting and no person shall discuss any subject other than that of which the Meeting is convened.

6.3. Requisition Meeting –

- 6.3.1. Shall be convened on a written requisition signed by the President and the Secretaries of not less than 50% member units entitled to vote, within thirty (30) days from the date of the receipt by the Secretary General SBAI of the said requisition. If

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the Secretary General fails to convene a meeting within a stipulated time, then the requisitionists can convene the meeting under arrangements made directly by them. In the requisitioned meeting, only the items enumerated/specified in the original requisitioned request, shall be considered for the discussion. The decisions of the requisition meeting should be approved by two-third of the voting members.

- 6.3.2. To pass a resolution of no confidence, it will be a mandatory requirement that such resolution against any or all of the office bearers be passed by at least by two-third of the members present and voting. A resolution of no confidence not supported by the two-third majority will be deemed to have fallen through and the motion will be treated as null and void. The quorum of such meetings will be three-fourth of the total strength of the members of the SBAI, entitled to vote.

6.4. Executive Committee Meetings –

- 6.4.1. Executive Committee Meetings shall be held at least a minimum of twice a year.
- 6.4.2. Executive Committee Meetings may be called by the President/ Secretary-General with the approval of the President when needed in short-notice and it will be called as Emergency Executive Committee Meeting.

6.5. Notice and Quorum for Meetings –

- 6.5.1. In convening meetings, the notice period and the quorum as given hereunder shall be observed:

S. No.	Meeting	Notice Period (Minimum)	Quorum m
(a)	Annual General Council Meeting (AGM)	16 clear days	One third of the eligible people entitled to vote
(b)	Special General Council Meeting (SGM)	10 clear days	One third of the eligible people entitled to vote
(c)	Executive Committee Meeting (ECM)	5 clear days	7 People
(d)	Emergency Executive Committee Meeting	3 clear days	5 People

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(e)	Committee Meetings	2 clear days	3 People
(f)	Extraordinary Emergency Meetings	As notified by the president/ secretary	3 People

6.5.2. Notice of the meetings may be sent by E-mail, as considered expedient by the President/ Secretary-General.

6.5.3. For Emergency Executive Committee Meetings, notification may even be given by E-mail/ Tele-App by the President/Secretary-General.

6.6. Virtual meetings and online approvals –

6.6.1. Annual General Council Meeting (AGM), Special General Council Meeting (SGM) and other important meetings can be organized through video conferencing/remote mode, when it is impossible to be held in person.

6.6.2. On any issue of very urgent nature and under special circumstances when a meeting of the Executive Committee cannot be convened, the Secretary-General with the permission of the President may obtain the approval of the members of the Executive Committee (as the case may be) by circulation and act accordingly, provided the majority favor the proposal so circulated. But such cases must be placed in the next meeting of the Executive Committee and General Council for formal ratification and record.

6.7. Voting –

6.7.1. Permanent Member State/ Union Territory Associations shall have two votes through its accredited representative(s) in the General Council Meeting.

6.7.2. Representatives elected from among the Athletes Committee shall be a member of the General Council with voting rights except for voting in the election.

6.7.3. Voting at any Annual and Special General Meeting shall be by show of hand unless any member demands otherwise. Election of office bearers and members of Executive Council will be held by a secret ballot.

6.7.4. Unless otherwise provided in this memorandum and rules & regulations, the decisions at any meeting shall be taken by a

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simple majority of the voting members present, when the quorum required is met.

6.7.5. In case of a tie, the Chairman of the meeting shall have a casting vote, except for elections.

6.7.6. Voting by proxy is not allowed.

6.8. Minutes of the Meeting –

The correct minutes shall be signed by The Secretary-General, The Treasurer and The Chair of the meeting, and when signed by any two of them shall be conclusive evidence of the correctness of the entry.

7. FINANCIALS

7.1. Sources of Income –

7.1.1. Affiliation Fee

7.1.2. Registration Fee

7.1.3. License/ Royalty Fee

7.1.4. Competition Fee

7.1.5. Donations

7.1.6. Aid/ Grants from Government, Public Institutions or Departments

7.1.7. Aid/ Grants from National and International Organizations

7.1.8. Sponsorship

7.1.9. Franchise Fee

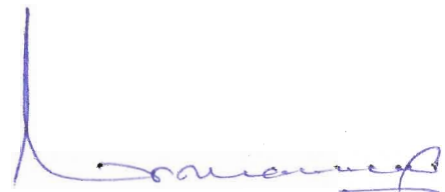
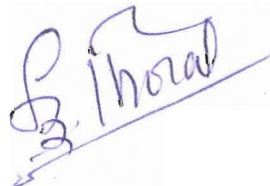
7.1.10. Rights Fee over Events Affiliated/ owned/ conducted by SBAI

7.1.11. Loan from Bank(s)/ other approved sources

7.1.12. Interest from Bank(s) or other properties

7.2. Commercial Rights and Intellectual Property –

7.2.1. SBAI is the absolute legal and beneficial owner of all the commercial rights including the title and logos (institutional and commercial) of SBAI, SBAI competitions and events, and other commercial assets/rights pertaining to the functioning of SBAI, as listed below including without limitation, on a worldwide basis:



7.2.1.1. Data and Information of SBAI;

7.2.1.2. Sponsorship and Advertising SBAI;

7.2.1.3. Merchandising, Licensing, Ticketing and Hospitality of SBAI;

7.2.1.4. Media (content including digital) Broadcast and Digital rights of SBAI; and

7.2.1.5. Any other commercial assets/ rights that come into existence.

7.2.2. SBAI reserves the right to assign the rights or grant licenses of any of the above-mentioned commercial assets/ rights to eligible third parties, with the approval of the General Council.

7.2.3. SBAI is the absolute legal and beneficial owner of all the intellectual property rights including the title and logos of SBAI, SBAI competitions and events, data and information related to SBAI competitions and events, media and digital content of SBAI, and other properties and rights pertaining to the governance of Softball in India. No individual/ member or entity shall exploit these rights and properties without prior permission of SBAI.

7.3. Bank Account –

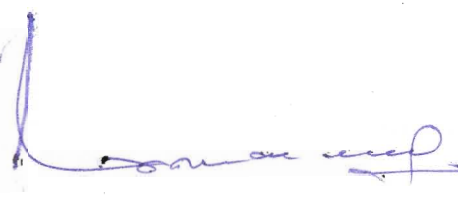
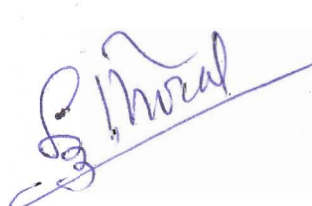
7.3.1. SBAI shall have bank account(s) in nationalized or scheduled bank or other banks as approved by the Executive Committee.

7.3.2. The bank account(s) of SBAI shall be operated jointly by any two amongst the President, The Secretary-General and The Treasurer as decided by the General Council.

7.4. Audit –

The book of accounts of SBAI shall be audited at least once a year by an Auditor (licensed Chartered Accountant) appointed by the General Council upon recommendation by Managing Committee.

8. COMMITTEES AND COMMISSIONS



7.1. The chairman, conveners and members of the following committees/ commissions shall be appointed/ nominated by the President in consultation with the secretary with the aim to enhance its administration and functioning:

8.1.1. Athletes Committee

8.1.2. Arbitration Commission

8.1.3. Disciplinary Commission (including matters pertaining to Age Fraud & Anti-Doping Norms)

8.1.4. Safe Sport Commission

8.1.5. Finance Commission

8.1.6. Sexual Harassment Complaints Committee

8.1.7. Development Committee

8.1.8. Selection and High-Performance Committee

8.1.9. Technical Committee

8.1.10. Medical Committee

8.1.11. Tender and Purchase Committee

8.1.12. Development & Marketing

8.1.13. Press and Media

8.1.14. Screening (Age)

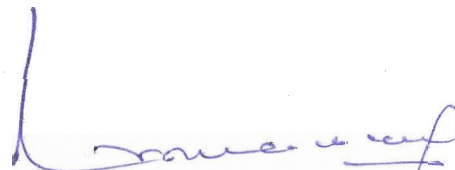
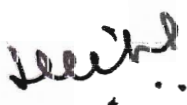
8.1.15. Umpire Committee

9. SECRECY

Every elected official of the Executive Committee, employees, coaches, staff or any other person involved in the working of SBAI shall, before entering upon his/her duties, be deemed to have pledged himself/herself to observe a secrecy respecting crucial matters of SBAI among themselves, with the members of SBAI, the public and the press and, thereby pledge himself/ herself not to reveal any of the matters that may come to his/ her knowledge in the discharge of his/her duties except when required to do so by the President/ Secretary-General/ Executive Committee.

10. AMENDMENT OF MEMORANDUM AND RULES AND REGULATIONS

10.1. Whenever it shall deem fit for the Executive Committee that it is advisable to



alter, extend, abridge or amend the Rules and Regulations, it may submit the proposition to all Members in writing and may convene a Special General Council Meeting for the consideration thereof according to these Rules and Regulations. All such propositions shall be carried into effect only when it is passed by a majority of two-third of the representatives present and voting.

- 10.2. If a change in the WSBC Statutes/ directives necessitates amendment of the SBAI Constitution, the SBAI shall abide by it, if the same are not inconsistent with the Indian laws.

11. FORCE OF THE BYELAWS, POLICIES, AND RULES/ PROCEDURES

The Byelaws, Policies, and Rules/ Procedures made under the rules of the society as provided for in the Constitution shall have the same force as of the Constitution.

12. WORLD ANTI-DOPING CODE AND NATIONAL ANTI-DOPING CODE

SBAI undertakes to abide by the World Anti-Doping Code, National Anti-Doping Code and Anti-doping regulations of the Organizing Committees of the Olympic Games and Asian Games that are based on the World Anti-Doping Code.

13. LEGAL PROCEEDINGS

- 13.1. Any dispute between the members of the SBAI shall be referred to the Arbitration Commission and the decision of the Arbitration Commission shall be final and binding.
- 13.2. Any dispute which any member may have against SBAI shall be referred to the Arbitration Commission and the decision of the Arbitration Commission shall be final and binding.
- 13.3. SBAI shall sue/be sued through the Secretary General and/or President. The territorial jurisdiction shall lie within the place where the headquarter of the SBAI has been placed at the time, or it will be within the capital of India, Delhi.
- 13.4. The Legal Representation on behalf of SBAI shall be through the consent and approval of the Executive Committee.

14. SOCIETIES ACT

The provisions of the Societies Registration Act, 1860 will apply mutatis mutandis to the society and its members.

15. COMPLIANCE OF SOCIETIES REGISTRATION

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Once in every year the list of office-bearers and officials of the Executive Committee shall be submitted with the Registrar of Societies,

16. COMPLIANCE OF RTI

SBAI shall appoint a public Information Officer (PIO) for compliance of the RTI applications adhering to the provisions of RTI Act.

17. INTERPRETATION/ APPLICATION

- 17.1. In all matters relating to the interpretation and application of the Constitution, as well as in matters not specifically provided for herein, the decision of the Executive Committee/ General Council shall be final and binding on all concerned.
- 17.2. Violation of the existing rules cannot be excused on the grounds of ignorance of the said rules.

18. DISSOLUTION

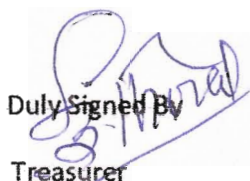
- 18.1. The society may be dissolved at a Special General Council Meeting, specially called for the purpose or upon requisition of $\frac{3}{5}$ th number of Permanent Members, provided that 80% majority of representatives present, votes for the same.
- 18.2. If upon the dissolution of the society, there shall remain after the satisfaction of all its debts and liabilities and property whatsoever, the same shall not be paid to or distributed amongst the Permanent Members of the society or any of them, but shall be given to some other society on such terms and conditions to be determined by votes of not less than 80% of representatives present personally or in default thereof, as the appropriate Court of the Union Government may determine in that behalf.

19. CERTIFICATION

It is certified that this is a correct copy of the Rules and Regulations of the society.

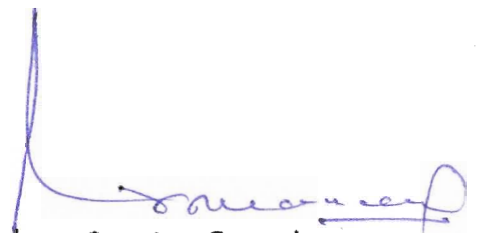


President
Softball Association of India



Duly Signed By
Treasurer

Softball Association of India



Secretary General
Softball Association of India.