



**MEMORANDUM AND RULES AND REGULATIONS  
OF  
INDIAN OLYMPIC ASSOCIATION  
( AS AMMENDED UPTO 10<sup>TH</sup> AUGUST, 2018 )**

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**AND**

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**OF**

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**Memorandum of Association of  
The Indian Olympic Association  
(Registered under the Societies Registration Act XXI of 1860)**

- I. The name of the Society is “**Indian Olympic Association**” & “**Bharatiya Olympic Sangh**”.
- II. The Registered Office of the Society situated at B-29, Qutub Institutional Area, New Delhi 110016.
- III. The Indian Olympic Association is a non-governmental not-for-profit organization, of unlimited duration, which exercises its jurisdiction over the whole territory of India.
- IV. The **objects** for which the Society is registered are:-
  1. The Indian Olympic Association, being part of the Olympic movement, undertake to respect provisions of the Olympic Charter, the Olympic movement, the World Anti-Doping Code and to abide by the decisions of the International Olympic Committee.
    - a. At National Level to participate in events to promote peace and to promote women in sport.
    - b. To develop, promote and protect the Olympic movement in India in accordance with the Olympic charter.
    - c. To support and encourage the promotion of sports ethics, to fight against doping and to demonstrate a responsible concern to environmental issues.
  2. To promote and encourage the physical, moral and cultural education of the youth of the nation for the development of character, good health and good citizenship.
  3. To enforce all rules and regulations of the International Olympic Committee and the Indian Olympic Association and not to indulge in or associate with any activity which is in contradiction with the Olympic Charter.

To follow, observe and uphold the primacy and domination of the Olympic Charter in case of any contradiction between it and the rules, bye-laws and the constitution framed by the Indian Olympic Association.

4. To enforce and defend the exclusive right of the IOC and the Association to the use of the Olympic properties pursuant to the Olympic Charter.
5. To be the official organization in complete and sole charge of all Olympic matters in the country.
6. To educate the public of the country as to the value of sport.
7. In cooperation with National Sports Federations to guard and enforce the applicable rules.
8. To maintain the highest ideals of sport and to promote interest therein, particularly in connection with the Olympic Games and other Games under the patronage of the I.O.C. as well as the I.O.A.
9. To have full and complete jurisdiction over all matters pertaining to the participation of India in the Olympic Games and other Games under the patronage of the IOC as well as the IOA.

To participate in the Games of the Olympiad by sending athletes and to constitute, organize and lead its delegation at the Olympic Games and at the regional, continental or world multi-sports competitions patronized by the IOC. It shall also ensure that the members of the delegation shall conduct themselves in a responsible and dignified manner at all such meets.

10. To assist in cooperation with National Sports Federations the selection, training and coaching of the teams that will represent India in the Olympic /Asian /Commonwealth /South Asian Games and other international competitions and tournaments, under the patronage of the I.O.C. as well as I.O.A.

After selection of the teams by the National Sports Federation, IOA will supervise and control the participation of the team in the said competitions and tournaments.

11. To undertake with the assistance of National Sports Federations the financing, management, transportation, maintenance and welfare of teams from India taking part in the Olympic Games and other Games under the patronage of the I.O.C. as well as I.O.A.

12. To certify the eligibility of competitors from India for such international competitions as require such certification.
13. To stimulate the interest of the people of the country in the promotion of sports and games in the Olympic programme as well as form the State Olympic Association in newly-formed State/Union Territory.
14. To act as the channel of communication between National Sports Federations and the Government of India for financial or other assistance to the Federations.
15. To admit the membership of State Olympic Associations and National Sports Federations which shall be required to submit their annual reports and audited statement of accounts to the I.O.A. for information, failing which disciplinary action can be taken.
16. To take disciplinary action against any affiliated unit for misbehavior or any other undesirable activity bringing discredit to the country and sport.
17. To do all other things that may be necessary or expedient to promote the development of sports and games in the country and for the conduct of its business.
18. To resist in the realm of sports all pressures of any kind, whether of a political, legal, racial, religious or economic nature.
19. To collaborate with schools and university establishments in India to propagate the fundamental principles of Olympism at National level within the framework of sports activity and also take steps for the diffusion of Olympism in the teaching programmes of Physical Education.
20. To take steps for the creation of National Olympic Academies, Olympic Museums and other cultural institutes related to the Olympic movement.
21. To collaborate and help National Sports Federation, State Olympic Associations and other Sports bodies in the training of the sports administrators for the effective dissemination of sports information in India.

22. To resist and oppose any form of discrimination on grounds of race, religion, legal, politics, gender or otherwise and to resist violence in sport.
  23. To lay down guidelines to enforce the World Anti-Doping Code and to fight against the use of substance and procedures prohibited by the International Olympic Committee or the International Federations and to adopt and implement World Anti-Doping Agency Code thereby ensuring that the IOA's Anti-Doping policies and rules, membership and/or funding requirements and results, management procedures conform with the World Anti-Doping Code and respect all the rules and responsibilities for the National Olympic Committee that are listed within the World Anti-Doping Code.
  24. To have full and complete jurisdiction over all matters pertaining to the designation of the city which may apply to organize Olympic Games in India.
- V. The IOA shall constitute the following commission as per the Olympic Charter detailed as under:
- a. Athletes Commission                      Details at Annexure 'A'
  - b. Arbitration Commission                 Details at Annexure 'B'
  - c. Ethics Commission                         Details at Annexure 'C'
- VI. Units affiliated with the Indian Olympic Association at Annexure 'D'.

# **Rules and Regulations Of The Indian Olympic Association**

## **1. Definitions and Explanations**

Unless otherwise indicated by the context:

**1.1** The 'Association' means the "Indian Olympic Association" also known as the "I.O.A." and "Bharatiya Olympic Sangh."

**1.2** Member' means a Member of the Indian Olympic Association.

**1.3** The 'General Assembly' means and includes the Representatives deputed by the Members in accordance with the Rules hereinafter contained and the person(s) holding Indian citizenship and who is/are Member(s) of the International Olympic Committee.

**1.4** 'Constitution' means "The Constitutions of the Indian Olympic Association".

**1.5** 'The Executive Council' means the Executive Council of the Indian Olympic Association constituted under the Rules and Regulations hereinafter contained to whom the Management of the affairs of the Association is entrusted.

**1.6** 'Federation' means affiliated Units of the I.O.A., e.g., National Sports Federation/State Olympic Association/S.S.C.B., etc.

**1.7** The 'Associate Member' means a member of Indian Olympic Association who cannot stand in elections, cannot vote for any decision and also cannot vote in elections of Indian Olympic Association. They can be from NSF's, State Olympic Association or otherwise. The same rules will apply for Associate Member's membership, suspension and termination as they apply in case of other members

## **2. Association Year**

The Official year, including financial year, of the Indian Olympic Association shall be from 1st April to 31st March.

### **3. Membership**

The Membership of the Association shall be open to the under-mentioned, subject to approval by the General Assembly:

- 3.1** National Sports Federations affiliated to International Sports Federations whose sport is included in the programme of the summer and winter Olympic Games. The representatives of those federations must always constitute the voting majority of the Annual / Special General Meeting.
- 3.2** National Sports Federations affiliated to International Sports Federations whose sport is not included in the programme of the summer and winter Olympic Games but is included in the programme of all Asian and/or Commonwealth Games.
- 3.3** Indian citizens who are member/s of the International Olympic Committee. All IOC member/s in India, if any, shall have a right to vote in the General Assembly of the Indian Olympic Association. The IOC member/s in India would automatically be member/s of the Indian Olympic Association's Executive Council within which they shall have the right to vote.
- 3.4** Two (one male and one female) active athletes or retired athletes having taking part in the Olympic Games; subject to the condition that the retired athletes must retire from their post latest by the end of the third Olympiad after the last Olympic Games in which they took part. These two athlete representatives shall be elected by and from the IOA Athletes Commission established as per the IOC guidelines.
- 3.5** State Olympic Associations
- 3.6** Union Territories' Olympic Associations
- 3.7** Services Sports Control Board
- 3.8** The National Federation of the Indian game Kho Kho.

### **4. Application for membership**

To be accepted as new member, a legal entity eligible for membership shall submit a complete application to the Executive Council which shall review the application and present the case at the next (Annual or Special) General Meeting for decision by simple majority of the voting members present.



## **5. Termination of membership:**

A member shall cease to be a member for the following reasons:

### **5.1 With respect to a federation / legal entity:**

**5.1.1** Upon dissolution or declaration of insolvency;

**5.1.2** If the member does no longer fulfill the requirements of this Constitution;

**5.1.3** Upon expulsion in case of violation of this Constitution and/or the Olympic Charter and/or the IOC or IOA Code of Ethics, subject to a decision made by the General Meeting and after having given a reasonable opportunity to the member concerned to be heard. Such decision shall be made by a majority of at least 2/3 of the votes cast by the voting members present.

### **5.2 With respect to natural persons (applicable also to any representative of a legal entity member of the IOA):**

**5.2.1** Upon death, resignation or loss of capacity;

**5.2.2** On conviction of an offence which is of serious nature under the Indian Penal Code / Prevention of Corruption Act, the Executive Council Member / Office Bearer / member of IOA shall resign immediately and if not then they will be excluded and will not be allowed to contest in the elections of the Executive Council / Office Bearers of IOA till three years after completion of the sentence and the case will then be referred to the IOA Ethics Commission for further guidance.

**5.2.3** 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 the punishment of imprisonment of more than 2 years is prescribed then the Member / Office Bearer/ Member of the Executive Council of the IOA will resign immediately and if not then they will be provisionally suspended and will not be eligible to contest in the elections and the case will then be referred to the IOA Ethics Commission for further guidance

**5.2.4** Any member of IOA whose conduct / behavior compromised with IOC Ethics and the Olympic Charter shall be referred to the IOA Ethics Commission for further guidance.

5.2.5 Upon expulsion in case of violation of this Constitution and/or the Olympic Charter and/or the IOC or IOA Code of Ethics. The final decision shall be made by the General Meeting after having given a reasonable opportunity to the member concerned to be heard. Such decision shall be made by a majority of at least 2/3 of the votes cast by the voting members present.

## 6. Membership Fees (Admission Fee & Annual Renewal Fee)

6.1 The fee for Admission to Membership of the Association, as well as the Annual Renewal Fee payable to the Association, shall be as follows:

<b>Sport Organization</b>	<b>Fees for Admission to Membership</b>	<b>Annual Renewal Fee</b>
i. National Sports Federations Included in the Olympic/ Asian/ Commonwealth Games Programme	Rs 3,00,000/-	Rs 1000/-
ii. State Olympic Associations, Services Sports Control Board And National Federation of Indian Game Kho Kho	Rs 3,00,000/-	Rs 750/-
iii. Union Territories' Olympic Association	Rs 3,00,000/-	Rs 500/-
iv. Associate Member	Rs 2,50,000/-	Rs 0/-

6.2 The Membership Fee shall be paid on or before August 31 of every year. The Members whose membership fee remains unpaid would be termed as defaulters and shall not be entitled to attend the meetings of the General Assembly, Executive Council, other IOA Commissions; nor shall they be permitted to participate in the National Games. Defaulters will be served a Registered Acknowledgement Due notice by the IOA Treasurer for payment of the annual renewal fee, along with the penalty fee of Rs.100/- per month, of a year of default. Defaulters will be entitled for restoration of rights and privileges only on payment of the annual renewal fee along with the applicable penalty fee.

- 6.3** If even after the serving of a Registered Acknowledgement Due notice by the IOA Treasurer, a National Sports Federation/ State Olympic Association/Services Sports Control Board/National Federation of Indian Game Kho Kho does not pay the renewal fee along with the penalty as prescribed on or before the last day of September of the same financial year, the I.O.A. Executive Council will recommend to the General Assembly the disaffiliation of the member of the I.O.A. The decision of the I.O.A. General Assembly will be final in this respect.

## **7. Annual General Meeting**

### **7.1 Powers, functions and duties :**

- 7.1.1** To formulate and enforce the policy of the Association
- 7.1.2** To carry into effect the objects of the Association.
- 7.1.3** To hold election of office-bearers and the Executive Council at least once every four years, in accordance with the provisions of this Constitution.
- 7.1.4** To admit to membership any organization eligible under this Constitution or to terminate their membership as per this Constitution.
- 7.1.5** To hold and control the funds and other properties of the Association.
- 7.1.6** To consider and adopt the Annual Report of the Secretary General, audited statement of accounts for the previous financial year, Budget Estimates of the Association, and to appoint Auditors.
- 7.1.7** To appoint committees or sub-committees, as and when necessary.
- 7.1.8** To enforce bye laws, all rules and regulations of the International Olympic Committee.
- 7.1.9** To exercise any other power as the highest decision-making body of the IOA, not contrary to the Olympic Charter and this Constitution.
- 7.2** The Annual General Meeting (AGM, also known as Annual Meeting of the General Assembly) shall be held preferably in the last quarter of every year at a Place, Date and Time to be decided upon by the President and ratified by the Executive Council.
- 7.3** The normal Agenda of the Annual General meetings, amongst other things, shall

be (when applicable):

- 7.3.1 Confirmation of the Minutes of the last General meeting
- 7.3.2 Consideration and adoption of the Annual Report of the Secretary General.
- 7.3.3. Consideration and passing of audited Statement of Accounts for the previous financial year, and budget for the next year.
- 7.3.4 Appointment of Auditors and fixing their remuneration.
- 7.3.5 General Elections, if due.
- 7.3.6 Consideration of the Annual Sports Calendar of the IOA.
- 7.3.7 To discuss development of sports and welfare of Athletes.
- 7.3.8 Any other item included in the agenda by the Executive Council and/or submitted in written by any voting member of the IOA at least 7 clear days prior to the meeting.

## **8. Special General Meeting (SGM)**

- 8.1 Special General meeting may be summoned at any time by the President IOA and/or the Executive Council.

And/or

Shall be convened on a written requisition signed by Presidents and Secretaries of not less than 50% Member units within one month from the date of receipt by the President of the said requisition. If the President of IOA fails to convene a meeting, then the requisitionists can convene the meeting under arrangements made directly by them. In the requisitioned meeting only specified items of agenda announced will be considered for discussion.

- 8.2 To pass a resolution of no confidence, it will be a mandatory requirement that such resolution against the President, Secretary General, Treasurer and other Executive Council Members be passed at least by 2/3 members present and voting. A resolution of no-confidence not supported by 2/3 majority will be deemed to have fallen through and the motion will be treated as null and void. The quorum for such meeting will be  $\frac{3}{4}$  of the total strength of the representatives of the IOA entitled to vote.

## 9. Notices and Quorum for Meetings:

In convening meetings, the Notice period and quorum as given hereunder shall be observed:

Meeting	Notice	Quorum
i. Annual General Meeting (Annual Meeting of the General Assembly)	30 clear days	One third of the representatives entitled to vote
ii. Special General Meetings	15 clear days	-do-
iii. Meetings of the Executive Council	10 clear days	One third of the members of the Executive Council entitled to vote
iv. Emergency Meetings of the Executive Council	7 clear days	-do-

### Notes:

- 9.1** Notification for the meetings may be sent by letter or by e-mail/Speed Post/Courier as considered expedient and be also posted on the IOA website.
- 9.2** For adjourned meetings to be held on the same day or at a later date due to lack of quorum at the first meeting, no quorum is necessary.

## 10. Composition of the General Meeting and Voting

**10.1** At the Annual General Meetings and Special General Meetings of the I.O.A., the following members shall be entitled to cast their votes:-

National Sports Federations whose sport are included in the programme of the Olympic/Asian/Commonwealth Games and	Three (3) representatives each with one vote each for each representative.	
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National Federation of Indigenous Game Kho Kho.		
State Olympic Associations / Union Territories (with Legislative Assembly's) Olympic Associations / SSCB	Two (2) representatives each with one vote each for each representative.	
Member(s) of the IOC in India / Union Territories Olympic Association	One vote each.	
Two representatives of the Athletes' Commission	One vote each.	

- 10.2** Voting at any Annual or Special General Meeting shall be by show of hands unless any member demands otherwise. Elections of office-bearers and members of Executive Council will be held by secret ballot.
- 10.3** The voting units will forward to the IOA the names of their representative(s) entitled to attend and vote at the Elective General Meeting of the IOA at least 20 days prior to the holding of the General Meeting. The representatives nominated by each unit must be members of the executive bodies of such units. The nomination shall be signed by both President and Secretary-General (This can also come by 2 separate e-mails) of the concerned unit. The right of exercising the vote shall vest with the authorized representative of the voting member unit.

Representatives deputed by Member Units to attend Annual or Special General Assembly meetings shall be citizens of India and men of good standing, sound judgment and independent mind with a knowledge of and belief in Olympic principles. The President or, in his absence, the Chairman of the meeting shall approve the accreditation of all members before the commencement of the Annual or Special General Assembly meeting. In case of any doubt or dispute, the case shall be submitted to the General Meeting for final decision at the commencement of the meeting.

- 10.4** In any of the AGM/SGM the voting majority shall consist of the votes cast by National Federations affiliated to the International Federations governing sports included in the programme of the Olympic Games as laid down in the Olympic Charter, failing which the said meeting will be adjourned.
- 10.4.1** While dealing with the question in relation to the Olympic Games, only the votes cast by the members of the National Sports Federations affiliated to the International Federations governing the sport included in the Olympic Games programme will be taken into consideration.

- 10.5** Unless otherwise provided in this Constitution, the decisions at any meetings shall be taken by a simple majority of the voting members present when the quorum required is met.
- 10.6** In case of tie, the Chairman of the meeting shall have a casting vote (except for elections).
- 10.7** Voting by proxy is not allowed.

## **11. Executive Council**

### **11.1 Election, composition and voting:**

**11.1.1** Elections shall be held at least once every four years when due at an Annual or Special General Meeting to elect the Executive Council, Office Bearers and members as shown below, from amongst the eligible members /representatives present.

1. President
2. **Two (2)**Senior Vice President.
3. **Nine (9)** Vice-Presidents
4. Secretary General
5. Treasurer
6. **Six (6)** Joint Secretaries
7. **Ten (10)** Executive Council members
8. **One** representative elected out of the Athletes Commission

**11.1.2.** The IOC member(s) in India must be ex-officio member(s) of the Executive Council with a right to vote.

**11.1.3.** However it shall be a mandatory requirement for elections to the Posts of President and Secretary General that only those members, who had held the office and were elected members in any of the preceding five Executive Council of the IOA, shall be eligible to contest the elections.

**11.1.4.** The voting majority of the Executive Council shall consist of the votes cast by the National Federations affiliated to the International Federations governing sports included in the programme of the Olympic Games or their representatives in accordance with the Olympic Charter.

**11.1.5.** Any vacancy which occurs in Executive Council shall be filled by cooption from amongst the remaining office bearers, members of the executive council and member of the general assembly. Such decision taken by the executive council should

be ratified in the next meeting of the General Assembly for the remainder of the initial term.

**11.1.6.** The Executive Council shall be elected by the IOA General Meeting from among the eligible voting members/representatives.

**11.1.7.** General conditions: To be eligible as an office-bearer or member of the Executive Council, a member must:

**i)** Be a citizen of India;

**ii)** Be in full possession of his/her civil rights;

**iii)** On conviction of an offence which is of serious nature under the Indian Penal Code / Prevention of Corruption Act, the Executive Council Member / Office Bearer / member of IOA shall resign immediately and if not then they will be excluded and will not be allowed to contest in the elections of the Executive Council / Office Bearers of IOA till three years after completion of the sentence and the case will then be referred to the IOA Ethics Commission for further guidance.

**iv)** 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 the punishment of imprisonment of more than 2 years is prescribed then the Member / Office Bearer/ Member of the Executive Council of the IOA will resign immediately and if not then they will be provisionally suspended and will not be eligible to contest in the elections and the case will then be referred to the IOA Ethics Commission for further guidance.

**v)** Any member of IOA whose conduct / behavior compromised with IOC Ethics and the Olympic Charter shall be referred to the IOA Ethics Commission for further guidance.

**Note:-**

Any other allegation of unethical conduct shall be referred to the Ethics Commission within 2 weeks, who will forward its findings within 60 days to the Executive Council for a decision. In case the finding is against any Office Bearer or Member of the Executive Council, then he/she will need to recuse from that Executive Council meeting.

**a.** Both the genders shall be represented in the Executive Council.

**b.** The decisions at any meetings shall be taken by a simple majority of the voting members present when the quorum required is met.



- c. In case of tie, the Chairman of the meeting shall have a casting vote.
- d. Voting by proxy is not allowed.

## **11.2 Election Procedure**

The procedure for the election of the members of the Executive Council shall be as indicated in Bye-law 1 to the Rules and nominations forms along with notice of the meeting shall be sent to all voting members of the IOA not later than 30 days before the elections.

## **12. Powers, functions and duties of the Executive Council**

- 12.1** To conduct the business of the Association during the interval between meetings of the Annual / Special General Meetings and duly report all the decisions and the actions to the Annual / General Meetings to which the Executive Council is accountable.
- 12.2** To determine, in consultation with the National Sports Federations, the number of competitors, managers, coaches etc. to be selected by the IOA for any International Multi-Sports Competition under the aegis of IOA.
- 12.3** To be responsible for the proper supervision of the Indian teams for the Olympic Games, Commonwealth Games, Asian Games and other international multi-sport events/competitions during the period of the Games and their trip to and from the Games.
- 12.4** To initiate and recommend to the General Council schemes for the promotion and development of sports and games in the country.
- 12.5** To consider and, if feasible, recommend to the Annual / Special General Meetings schemes and proposals for the grant of financial assistance to State Olympic Associations and National Sports Federation for development of sports and games, with special reference to those that are not developed or in areas that are under-developed.

**12.6** To consider the Annual Report of the Secretary General and submit it to the Annual General Meeting with their recommendations.

**12.7** A one member Independent Election Commissioner will be nominated by the Executive Council who will also act as the Returning Officer in order to conduct, monitor and supervise the election process. The Election Commissioner (with the reserve/ Commissioner/ alternate Member in case the nominated members quits / unavailable) must be from amongst independent, impartial and unquestionable personalities, must not be candidates for any position and must have no interest in the election process. The name and a brief background of the proposed Election Commissioner (and of the reserve alternate Member/Commissioner) will be submitted to all the voting Members of the General Meeting for ratification within 7 days of intimation by more than 50 percent members of the General Council in its meeting or through an electronic ratification process. No reply received within 7 days will mean approval of the concerned Member for ratification of the Election Commissioner along with the reserve alternate member.

**12.8** To exercise any other duty or power within its jurisdiction and/or as delegated by the General Meeting, provided that it is not contrary to the Olympic Charter and this Constitution.

### **13. Life President**

At the General Assembly of the IOA, the House may nominate up to three persons who have rendered unique and distinguished service for the cause of the Olympic movement in the country as Life President. Such Life Presidents shall hold office during their lifetime. The Life President shall be invited to the General Assembly meeting of the IOA. The Life President shall have no right to cast his vote at the Annual General or Special General meetings of the IOA.

### **14. Office Bearers**

The posts of the President, Secretary General and Treasurer shall be called the Posts of the Office Bearers.

### **15. Tenure of Posts**

Office-bearers and Members of Executive Council of the Association shall be elected for a term not exceeding four (4) years as per the procedure for elections defined in Bye-law 1 to the Rules.

They may be eligible for re-election as below:

- 15.1** Office Bearers and Members of Executive Council shall be elected on obtaining simple majority votes of the members present and voting in the election.
- 15.2** 'Term' shall normally mean a period of 4 years.
- 15.3** 'Cooling Off Period' shall mean a period six months less than the Term.
- 15.4** No member shall hold a post of Office Bearer, as defined in Rule 14 upon attaining the age of superannuation as prescribed in the Statutes of the International Olympic Committee (IOC).
- 15.5** No member shall hold one or more Office Bearer Post for more than 5 consecutive terms or 20 years, whichever is less.
- 15.6** No Member shall hold the post of President for more than three consecutive terms or twelve years, whichever is less.
- 15.7** No Member shall hold the post of Secretary General or Treasurer for more than two consecutive terms or eight years, whichever is less, but can contest for the post of President after completion of two terms without a cooling off period.
- 15.8** Two terms shall be treated as consecutive with the gap between them is less than the cooling off period.
- 15.9** Members who have already completed 5 consecutive terms in any of the Office Bearer as defined in Rule 14 without a cooling off period will have to take a break of one cooling off period before being eligible to contest for any Office Bearer post.
- 15.10** A member after completing the maximum number of consecutive terms permissible as above in Rule 15 (e) shall be eligible for election to Office Bearer posts only after a cooling off period.
- 15.11** Secretary General or Treasurer will be eligible after a cooling off period to contest for their or each other's post after completing two terms.
- 15.12** Any other nominated Post given to any member in the IOA which has been assigned functions expected to be carried out by the President or Secretary General or the Treasurer will also be termed as an Office Bearer Post.

Provided that if the defined functions of an Office Bearer have been assigned to a Member temporarily for a duration of less than one year, the said member will not be treated as holding the Post of an Office Bearer.

Provided further, if a Member discharges any duties as a Member of any Committee/Sub Committee set up by the General Council / Executive Council for carrying out specific tasks for the Association, s/he will be not be treated as holding an Officer Bearer Post under the definition for the Post of Office Bearer.

## **16. Duties of Office-Bearers and Others**

### **16.1 PRESIDENT**

The President shall be the Head of the Indian Olympic Association and shall preside over all meetings of the Assembly and Executive Council. He shall guide the Indian Olympic Association in all its activities. He shall exercise superintendence over office-bearers and members of the Executive Council and other Commissions in the discharge of their duties. He shall have overall powers of supervision over the working of the Association and its efficient administration.

In particular, the President shall have the following powers/ responsibilities:-

- 16.1.1** To implement the objectives of the Association
- 16.1.2** In case of any emergency situation, the President is authorized to sanction expenditure in excess of Rs 2,00,000/- which has to be regularized by the Executive Council.
- 16.1.3** To deal with all disciplinary matter arising in the IOA or in relation to the National Sports Federations / Associations / State Olympic Associations, as per rules on the subject provided that any decision in relation to those matters shall be made by the Executive Council and/or the General Meeting.
- 16.1.4** The President of IOA may propose the formation of various IOA Commission / Committees and the Members of those Committees and Commission, subject to ratification by the Executive Council and/or the General Meeting.
- 16.1.5** The President of IOA may propose the nomination in Associate category of not exceeding 8 (Eight) Vice President, 8 (Eight) Joint Secretary and 10 (Ten)

Executive Member subject to ratification of the Executive Council. The appointments in Associate category may not necessarily be members of any National Sports Federations / Associations / State Olympic Association / Union Territory, they can be reputed Indian citizens who are known sports enthusiasts and have been associated with promotion and development of sports in the country. Individuals appointed as Vice President, Joint Secretary and Member in Associate category will have no voting right if invited to attend the IOA Executive Council / General Assembly Meetings.

**16.1.6** The President may perform any other tasks/functions as directed by the Executive Council or the General Meeting.

## **16.2 SENIOR VICE PRESIDENT/VICE PRESIDENT**

In the absence of the President, one of the Senior Vice Presidents approved by the Executive Council shall preside over the meetings. In the event of prolonged absence of the President, one of the Senior Vice Presidents approved by the Executive Council will take over the duties and responsibilities of the President during the period of absence. In the absence of both the Senior Vice President's, the Vice Presidents, by order of precedence, shall replace the Senior Vice President's.

The Senior Vice President's and the Vice Presidents may perform any other tasks/functions as directed by the President, the Executive Council or the General Meeting.

## **16.3 SECRETARY GENERAL**

The Secretary General shall be in charge of the day-to-day administration of the association and shall transact all office business in accordance with the decisions of the President, IOA, General Assembly and Executive Council. He shall be responsible for calling meetings of the IOA Annual General/Special General Assembly/Executive Council, as per rules and to implement their decisions. He shall be responsible for carrying on all correspondence in the name of the Association save as otherwise directed by the President. He shall keep and maintain the minutes of all meetings of the IOA General Assembly and Executive Council of the Association, the register of Members and all such records as may be necessary for the smooth and efficient working of the Association. He shall also be responsible for the maintenance of the properties (Movable and Immovable) of the Association. He shall prepare and submit

at the Annual General meetings of the Association his Annual Report. He shall convene meetings of the Association under the directive of the President. The financial powers of the Secretary General are restricted to sanctioning of Rs. 2,00,000/- for any one item as clarified in 18.1.7.

The Secretary General may perform any other tasks/functions as directed by the President, the Executive Council or the General Meeting.

#### **16.4 JOINT SECRETARIES**

They shall perform such duties may be assigned to them from time to time by the President and/or the Secretary General.

The Joint Secretaries may perform any other tasks/functions as directed by the President, the Secretary General, the Executive Council or the General Meeting.

#### **16.5 TREASURER**

**16.5.1** He shall be responsible for the management of the finances of the Association and ensure that the accounts of the Association have been maintained properly and audited regularly. He shall receive all moneys of the Association and shall pay all bills certified by the Finance Committee or Secretary General, unless the amount of a bill exceeds the limits of the sanctioning authority or the budgeted amount in which case, the amount must have sanction of the competent authority (before it is paid). He shall, in consultation with the Finance Committee, prepare and submit an Annual Income and Expenditure Account, together with a duly Audited Balance-Sheet. He shall also maintain an inventory of the Association's property and submit the same along with the accounts.

**16.5.2** He shall prepare and submit to the Secretary General the list of all National Sports Federations/ Associations/ State Olympic Associations who have defaulted on the payment of their affiliation fee and penalty dues, within the stipulated period of time.

**16.5.3** The Treasurer may perform any other tasks/functions as directed by the President, the Executive Council or the General Meeting.

#### **16.6 PAID DIRECTOR**

There shall be one or more paid Directors for the Association to look after the day-to-day administration of IOA Secretariat under the guidance and supervision of

the Secretary General and President. The financial powers of the paid Director will be restricted to the sanction of Rs. 5000/- for any one item.

## **17. Bank Account**

Accounts shall be maintained in such Scheduled or Nationalized Bank or Banks, as may be approved by the Executive Council in the name of the Association and shall be jointly operated by any two of the following three. The Treasurer, The President, and The Secretary General, and The signature of Treasurer being Mandatory.

## **18. Powers, Functions and Duties of the Commissions / Committees**

### **18.1. 5 Member Finance Committee: To advise the I.O.A. on:**

**18.1.1** Control of the finances and accounts of the Association.

**18.1.2** Transfer or accept transfer of any immovable or movable property on behalf of the Association with the concurrence of the I.O.A. Executive Council.

**18.1.3** Consideration of the accounts and scrutinize proposals for expenditure.

**18.1.4** Ways and means to raise funds for the Association.

**18.1.5** To review the internal audit and statutory audit reports and verify and confirm the Annual Accounts and financial estimates of income and expenditure of the Association prepared by the Treasurer.

**18.1.6** Budget for the total recurring and non-recurring expenditure for the year, based on the income resources of the Association and ensure that all procedures, processes, Statutory obligations and systems are followed and implemented properly.

**18.1.7** Approval of expenditure above Rs 2.00 Lacs will be required from minimum three members from amongst the Finance Commission and below Rs 2.00 lac by any two members of finance commission plus Secretary General.

### **18.2. Athletes' Committee:**

An Athletes' Commission / Committee shall be established as per the IOC guidelines.

### **18.3. Other Commissions/Committees**

All required Commissions/Committees will be formed by the President to be ratified by the Executive Council or by the Annual / Special General Meeting.

### **19. Eligibility Code**

To be eligible for participation in the Olympic Games and any other International Competition and Tournament:

#### **19.1 A competitor must:-**

Observe and abide by the rules of the International Olympic Committee and, in addition, the rules of his or her International Federation, as approved by the I.O.C. as well as Asian Games, Commonwealth Games and any other international competitions, recognized by the I.O.C., Commonwealth Games Federation and Olympic Council of Asia.

#### **19.2 A competitor must not:-**

**19.2.1** Use or be allowed to use any other logo sponsored other than as used approved by Indian Olympic Association during Olympic, Asian, Commonwealth, South Asian and National Games 15 days prior and after the Games.

**19.2.2** Carry advertising material on his person or clothing in the Olympic Games, World or Continental Championships and Games, under the patronage of IOC, Commonwealth Games Federation and the Olympic Council of Asia other than trademarks on technical equipment or clothing as agreed by the IOC/Commonwealth Games Federation/Olympic Council of Asia with the International Sports Federation.

### **20. Amendment of Rules and Regulations**

No amendment shall be made to these Rules and Regulations except at the Annual or Special meeting of the General Assembly and unless supported by two-thirds of the representatives present and voting. All proposed amendments must be presented to the Secretary General at the latest a week before the meeting, and forwarded by him to every Member.

### **21. General Disciplinary Regulations**

**21.1** Violation of the existing rules cannot be excused on grounds of ignorance of the said rules.

**21.2** Whoever incites a member Unit to commit an infraction or aids and abets the said Unit infraction shall be sanctioned in the same manner as the Unit which commits the



infraction.

**21.3** All Units of the Indian Olympic Association shall undertake to supply to the I.O.A., copy of their respective statutes, Constitution and Rules & Regulations, a list of their respective accredited Members Units and their office-bearers and Members, a copy of Annual Report, Annual Balance-sheet and Audited Statement of Accounts, and a report of their activities, duly approved by their general body, within six months of the closing of the financial year, along with a calendar of sports for the ensuing year. Failure to supply this information within the stipulated period will constitute a breach of this rule and may render the defaulting Unit to disciplinary action under these rules.

**21.4** The President, IOA shall have the power to call for explanation from its member units regarding the issue where a sports-person has been found guilty of violating World Anti-Doping Code or IOC prohibited substances but no action has been taken by the concerned member unit. The recommendations of the IOA President shall be placed before the Executive Council and/or the General body for appropriate disciplinary action as per the World Anti Doping Agency Code.

**21.5** Every National Sports Federation should make sure that it should not make any provision which would be in contradiction with rules and regulations of its respective International Federation to which it is affiliated.

**21.6** Every State Olympic Association should make sure that they should not make any provision which would be contradiction with rules and regulations of IOA.

## **22. Settlement of Disputes/Conflicts in the National Sports Federations/State Olympic Associations**

**22.1** All National Sports Federations (subject to regulations and directives of their respective International Federations)/State Olympic Associations/ Union Territory Olympic Associations/Services Sports Control Board/National Federation of Indian Sport Kho Kho affiliated to I.O.A. shall include in their Constitution a provision that the Federations/Associations would have all unresolved disputes settled by the Arbitration Commission of the IOA and their Members shall voluntarily surrender their right of seeking redress in any Court of Law.

**22.2** All unresolved disputes arising within the National Sports Federations (subject to regulations and directives of their respective International Federations)/ State Olympic Associations/ Union Territory Olympic Associations/Services Sports Control Board/National Federation of Indian Sport Kho Kho affiliated to the IOA, shall be referred by the Federations/Associations to the IOA for settlement for arbitration process by the Arbitration Commission of the IOA.

- 22.3** As a general rule, before any important resolution or a measure such as mentioned above affecting a National Sports Federation is taken by IOA, the IOA will first inform, consult and co-ordinate with the International Federation concerned. The IOA must respect the autonomy of the National Sports Federation as an independent legal entity.
- 22.4** Before taking any decision it will be imperative that IOA should consult the concerned International Federation in order to avoid any potential conflict with the International Federation concerned.
- 22.5** No decision can be taken except in consultation with the concerned International Federation. IOA must respect the autonomy of the National Sports Federation and the concerned National Sports Federation must abide by the regulation of its respective International Sports Federation to which it is affiliated.
- 22.6** All matters in relation to breach of ethics shall be referred to the Ethics Commission of the IOA as per the regulations of the Ethics Commission.

### **23. Disciplinary Sanctions**

In case of violation of this Constitution and/or the Olympic Charter and/or the IOA or IOC's Code of Ethics, the I.O.A. member units or their representatives and the members of the Executive Council are liable to the following disciplinary

sanctions:-

- 23.1** Caution (by the Executive Council)
- 23.2** Warning (by the Executive Council)
- 23.3** Suspension for a specified period of time (by the Executive Council or by the General Meeting)
- 23.4** On conviction of an offence which is of serious nature under the Indian Penal Code / Prevention of Corruption Act, the Executive Council Member / Office Bearer / member of IOA shall resign immediately and if not then they will be excluded and will not be allowed to contest in the elections of the Executive Council / Office Bearers of IOA till three years after completion of the sentence and the case will then be referred to the IOA Ethics Commission for further Guidance

**23.5** 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 the punishment of imprisonment of more than 2 years is prescribed then the Member / Office Bearer/ Member of the Executive Council of the IOA will resign immediately and if not then they will be provisionally suspended and will not be eligible to contest in the elections and the case will then be referred to the IOA Ethics Commission for further guidance

**23.6** Any member of IOA whose conduct / behavior compromised with IOC Ethics and the Olympic Charter shall be referred to the IOA Ethics Commission for further guidance.

**23.7** Expulsion from the I.O.A. (by the General Meeting)

The final decision for expulsion shall be made by the General Meeting and after having given a reasonable opportunity to the member concerned to be heard. Such decision shall be made by a majority of at least 2/3 of the votes cast by the voting members present.

**23.7.1** Any other allegation of unethical conduct shall be referred to the Ethics Commission within 2 weeks, who will forward its findings within 60 days to the Executive Council for a decision. In case the finding is against any Office Bearer or Member of the Executive Council, then he/she will need to recuse from that Executive Council meeting.

**Note :-**

- (i)** No penalty shall be imposed before the Unit at fault has been heard at the interrogation specially conducted for this purpose.
- (ii)** Should an affiliate Unit fail to present itself through its accredited office-bearer at the interrogation, it shall be considered as having been interrogated.
- (iii)** As a general rule, except in special circumstances duly appreciated, suspension shall be applied as a temporary measure.
- (iv)** Disciplinary sanction, such as suspension or expulsion, will not be taken unless supported by two-thirds of the General Assembly Members present and voting.

## **24. Appeal**

- 24.1** Any decision taken by IOA is subject to appeal before the Arbitration Commission of the IOA within 21 days after the receipt of decision.
- 24.2** All National Sports Federations (subject to regulations and directives of their respective International Federations) and State Olympic Associations affiliated to the I.O.A. shall commit themselves to refer their unresolved sports-related disputes for settlement through the process of arbitration with Arbitration Commission which would be the highest internal authority for the resolution of sports-related disputes in India.
- 24.3** Any appeal against a decision made by the Arbitration Commission may be submitted to the Court of Arbitration for Sport in Lausanne, Switzerland which will resolve the dispute definitively in accordance with the Code of Sport-related Arbitration. Such appeal shall be submitted to the CAS within 21 days after the receipt of the decision from the Arbitration Commission, failing which the decision given by the Arbitration Commission shall be final and binding. Under no circumstances, the time limit of 21 days shall be extended.

## **25. Unsportsman-like Behavior and Act of Violence:**

During the Olympics, Commonwealth Games, Asian Games, South Asian Games and National Games, or any other International competitions, any unsportsman like behavior on the part of a sportsman/sportswoman, official or coach, which includes insulting, making undesirable gestures, abusing the decision of the Judges/Referees and provoking the opponents or spectators, etc., in a word, committing any act not in keeping with the propriety of sports, shall be punished as follows:

- 25.1** Disqualification for the duration of the activity of that item of sports;
- 25.1.1** Disqualification for the entire duration of the competition;
- 25.1.2** Prohibition from participation in competitions for a fixed period of time.

## **26. Residual Powers**

- 26.1** In the event of disagreement concerning the above Disciplinary Rules, the interpretation of these regulations shall fall within the competence of the I.O.A. General Assembly, which shall be the final authority..

26.2 The Indian Olympic Association shall be governed in accordance with the IOA Constitution, the Olympic Charter and the law of the land.

26.3 Any matter not provided for in these rules shall be dealt with by the General Council.

**27. Disaffiliation/De Recognition/Suspension of National Sports Federations/ State Olympic Associations/Union Territories' Olympic Associations/Services Sports Control Board**

27.1 The I.O.A. General Assembly, either directly or through the I.O.A. Executive Council, is entitled to consider disaffiliation/de-recognition/suspension of the National Sports Federations/State Olympic Associations on one or more of the under mentioned grounds, after ensuring that a Show Cause Notice has been served and an explanation has been obtained and considered from the organization recommended for disaffiliation/de-recognition/ suspension.

27.1.1 Non-observance of directives issued by the Indian Olympic Association from time to time.

27.1.2 Not holding elections after the completion of the normal tenure for which the office bearers are elected.

27.1.3 Not submitting annual audited statement of accounts, annual report and list of current office-bearers within the stipulated time period.

27.1.4 Disaffiliation/De-Recognition by the International Federation of the Sport

27.2 Whatever the decision of the I.O.A. General Assembly, it must be supported by two-third majority votes of the Members present and voting.

27.3 As a general rule, before any important resolution or a measure such as mentioned above, affecting a National Sports Federation is taken by the IOA, the IOA will first inform, consult and co-ordinate with the International Federation concerned. IOA must respect the autonomy of the National Sports Federations as independent legal entity and these provisions are subject to the regulations of the International Sports Federations concerned.

27.4 Before taking any decision, it will be imperative that the IOA consult the concerned International Federation in order to avoid any potential conflict with the International Federation concerned.

27.5 No decision can be taken except in consultation with the concerned International Sports Federation. IOA must respect the autonomy of the National Sports Federation and the concerned National Sports Federation must abide by regulation of their respective International Sports Federation to which they are affiliated.

## 28. State Olympic Association

28.1 The State Olympic Associations should formulate their Constitution in consonance with the IOA Constitution. No provision of constitution of State Olympic Association should be in contradiction to the Constitution of the IOA.

28.2 The State Olympic Association will elect their office bearers who are residents of that state and only out of the State Sports Associations affiliated to the National Sports Federations as recognized by the IOA.

28.3 No office bearers of one Sports Association in a State will be a member of another State Sports Association.

28.4 The State Olympic Association will also have an Athletes' Commission. The General body of State Olympic Association should have 2 (two) members from the Athletes' Commission elected from amongst them and one member in the Executive Body of State Olympic Association.

28.5 It would be mandatory for State Sports Associations to have all their disputes resolved through the aegis of Arbitration Commission set up by the Indian Olympic Association. Under no circumstances any member of the State Olympic Association would resort to litigation in a court of law. In the Constitution it would be mandatory for State Olympic Association to include a provision that anyone going to the Court contrary to the provisions of State Olympic Association will entail sanction and disciplinary action.

28.6 The State Olympic Associations would be responsible for conduct of State Games every alternate year and National Games as and when allotted in the best possible manner without any interference.

28.7 The State Olympic Associations for the previous year should submit their annual accounts by 31 December of each year duly audited and approved by their General Assembly. They would also submit their list of members of their General Assembly and office bearers before and after election is held to the IOA.

28.8 The affiliated State Olympic Associations will abide by the Constitution of IOA.

## **29. National Sports Federations**

29.1 The National Sports Federation will have their autonomy. Their constitution should be in consonance with the constitution of their respective International Sports Federation. None of the provisions of constitution of State Sports Associations should be in contradiction to the constitution of International Sports Federations.

29.2 The National Sports Federations should submit their annual accounts by 31 December each year for the previous financial year duly audited and approved by their General Assembly. They would also submit the list of the members of General Assembly and office bearers immediately before after their elections are conducted.

## **30. Holding of Office**

No office-bearer of a National Sports Federation can be office bearer of any other National Sports Federation, affiliated to Indian Olympic Association.

## **31. Miscellaneous**

31.1 The I.O.A. will ensure that:

31.1.1 Each National Sports Federation in their particular field of specialization will appoint a National Coach for Senior and Junior and prepare and send their annual calendar of activities.

31.1.2 The National Sports Federation, in their respective field of specialization, must hold competitions annually each for specified age-groups for senior, junior and sub-junior levels.

31.1.3 The right to vote in any of the National Sports Federations is granted to those Associations that have only one Sports Association in one State for that sport. It implies, therefore, that in the field of Sports, it will be "One State, One Unit" and at the National level it will also be one unit (National Sports Federation) for one sport.

- 31.2** No National Sports Federation shall affiliate a sports Unit of any State/Department that has not been approved by a three member committee comprising of a representative each from IOA, State Olympic Association and the National Sports Federation concerned.
- 31.3** The Association may sue or be sued in the name of the Secretary General, IOA. A law suit can only be filed at New Delhi, the headquarters of the I.O.A.
- 31.4** The provisions of the Societies Registration Act of 1860 as applicable in NCT of Delhi will apply to the Association to the extent that they are not in contradiction with the Olympic Charter.
- 31.5** 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 General Assembly shall be final and binding on all concerned.
- 31.6** The General Assembly, upon recommendation being made by the Executive Council, may at its discretion, frame bye-laws not inconsistent with or contrary to this Constitution, for the proper and efficient administration of the Association and its Executive Council.
- 31.7** The I.O.A. shall be guided by the Statutes, Rules, Regulations bye- laws, directions and instructions issued from time to time by the International Olympic Committee.
- 31.8** In case of interpretation difficulties of the Articles mentioned in this Constitution or in the eventuality of a conflict with the Rules of the 'Olympic Charter" the Rules contained in the latter (Olympic Charter) shall prevail.
- 31.9** The IOA will affiliate and approve, with the exception of widely played Indian Games, only such National Sports Federations, the game of which is on the list of the I.O.C. for the Olympic Games, on the approved list of the Commonwealth Games Federation for the Commonwealth Games, and on the approved list of the Olympic Council of Asia for the Asian Games.
- 31.10** It shall be binding on all the National Sports Federations/State Olympic Associations/ Union Territory Olympic Associations/Services Sports Control Board/ National Federation of Indian Sport Kho Kho to forward their Annual report and Audited Statement of Account every year by 31 December. The affiliated units shall also conduct their elections as and when due. The non- compliance of these requirements may result in disaffiliation of the defaulting Units by the I.O.A. General Assembly on the recommendations of the Executive Council.



**31.11** All the National Sports Federations/State Olympic Associations/ Union Territory Olympic Association/ Service Sports Control Board/National Federation of Indian Sport Kho Kho will forward to the I.O.A. a copy of their updated Constitution.

**31.12** The Executive Council may frame guidelines to carry out the objectives contained in the Memorandum of Association and giving effect to the rules.

**31.13** The Terms of Reference, Rules and Regulations can be got approved electronically by the Executive Council which will then have to be ratified in the meeting of the Executive Council, before they are submitted to the General Meeting for consideration and adoption in accordance with Article 20 of this Constitution.

### **32. Audit**

The accounts of the IOA shall be audited once a year by an auditor appointed by the General Assembly.

### **33. Force of the Rules and Bye-Laws**

For all the purpose of the bye laws made under the rules of the Society as Provided for in this constitution shall have the same force as of the rules in the constitution.

### **34. Flag and Emblem**

The flag and emblem adopted by the IOA and the anthem for use in relation to its activities including the Olympic Games shall be subject to the approval of the IOC.

### **35. IOC Approval**

The Constitution as well as any subsequent change or modification to this Constitution must be submitted to the IOC for its approval.

### **36. Annual List of the Governing Body**

Once in every year a list of office bearers and members of the Executive Board shall be filed with the Registrar of Societies, Delhi as required under the Societies Registration Act 1860.

### **37. Essential Certificate**

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

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