

MINUTES OF THE MEETING

EMERGENT MEETING OF THE APEX COUNCIL - CAU

Date: 14th June 2020

Emergent Meeting of the Apex Council was done Via Video Conferencing – All Apex council members present at the meeting were in favor of doing the meeting Via video conferencing keeping in mind the pandemic spread across the nation & worldwide

Attendees: (Apex Council Members)

- President CAU – Jot Singh Gunsola
- Honorary Secretary CAU – Mahim Verma
- Nominee of the AG Office of the state – Yogesh Agarwal
- Player's Association Representative (Male) – Gyanendra Pandey
- Player's Association Representative (Female) – Nishtha Pharasi
- Councilor – Deepak Mehra

Mr. Avneesh Verma (Hon. Jt. Secretary) had informed Hon. President & Hon. Secretary about his unavailability for the meeting and same was taken into consideration.

(Hon. Vice President and Hon. Treasurer were not present for the meeting)

Agenda 1

To discuss about the ongoing situation of COVID-19 pandemic and its impact on the cricket activities of the Association for the upcoming cricket season.

Apex Council discussed that as cricket season may start soon, the pre-season cricket activities will have to commence as soon as possible depending upon the decision that will be taken by the State Government or Local Administration. Once we are set to start the training camps the following measures are planned to be taken into glance to avoid the risk from Covid 19 (Once BCCI sends their guidelines, the same will be taken into consideration and followed as well) –

TRAINING FACILITIES GUIDELINES BY CAU FOR COVID - 19

- Hygiene Officer to be appointed
- Players to be put up in a safe premises/Environment and not be allowed to leave
- Adequate amount of alcohol-based gel sanitizers and at least two infrared thermometers to be made available at the facility.
- Hand sanitizers with alcohol content of at least 60% should be made readily available at entrance/exit points and net area.
- Players to change and shower at quarantine facility before & after the training.
- All the vehicles coming into the training facility to be disinfected.
- Players not be allowed to leave the premises for their personal matter.
- Players to maintain 1.5m - 2m distance from each other at all times.
- Only one-to-one coaching is permitted per session.
- Nets to be used on every other basis, leaving one net free between nets.
- Toilet facilities to be opened if the venue wishes, but particular care should be taken by those using and cleaning them. Venues must also ensure the adequate availability of hand wash and water.
- Providing disposable paper towels in handwashing facilities.
- Recommended usage of own equipment if possible.
- Wash hands before and after the use of facilities and to bring personal hand sanitizers at the practice.
- The housekeeping agency at the facility needs to ensure adequate availability of triple layer masks, gloves and head caps.

- The seating arrangement for any discussions to be made in such a way that the chairs are kept at a distance keeping in mind social distancing.
- The fluids like water or energy drinks and edibles to be sanitized before they are made available to the players.
- Practice nets to be sanitized before and after use.
- If bowling machines are used, please ensure they are cleaned thoroughly between uses with dry cleaning products and balls to be cleaned with disinfectant.
- No saliva/sweat to come in contact with the ball.
- Players to avoid public transport if they can.
- Establish a quarantined waiting area for the parents.
- Providing regular reminders and signage at the facility to maintain hygiene standards.

AGENDA 2

To discuss and consider the fresh appointments of resources like Head Coach, Assistant Coach, Physiotherapists, Trainer, Masseur, etc. for various teams of the Association.

The Apex Council discussed that keeping in mind the current Covid-19 pandemic and further anticipated relaxations to conduct sports training activities there seems to be a good possibility of practice or training camps to resume across the country. Considering this, CAU is required to appoint Coaches, Physiotherapists, Trainers, and other for various teams. As per the constitution of CAU, the Cricket Advisory Committee is to be appointed by the AGM which shall appoint such coaches, physios, etc. Since the AGM of CAU has not appointed the Cricket Advisory Committee till date and the AGM cannot be held till the COVID-19

pandemic outbreak situation comes to normalcy, in the interest of the game and its players it is imperative that such appointments are to be done at the earliest so that pre-season activities can start as soon as the State Government or Local Administration allows and also that most of the state Associations are already in the process of finalization of their coaches, physio's and trainers, if CAU doesn't act to appoint these resources now, the best of the resources would get engaged with other associations.

Therefore the Apex Council deliberated on this issue and resolved that, till the time the AGM/SGM of the CAU cannot be convened and Cricket Advisory Committee is not appointed and they further do not appoint such resources, the Apex Council in the interest of cricket and its players starts the appointment for the mentioned positions on an Ad-Hoc basis.

Position	Team
Head Coach	Mens Senior Team
Assistant Coach	Mens Senior Team
Physiotherapist	Mens U-23 Team
Trainer	Mens Senior Team
Masseur	Mens Senior Team
Head Coach	Women's Senior Team
Physiotherapist	Women's Senior Team
Trainer	Women's Senior Team
Masseur	Women's Senior Team

The above-mentioned positions can hereby be appointed on an Ad-Hoc basis and their terms and conditions for such appointment are to be finalized by the Hon. Secretary in consultation with the President and ICA Representatives - Miss Nishtha Pharasi & Gyanendra Pandey. In case any relevant appointment position arises in the coming future, the same can be finalized by the Hon. Secretary in consultation with the above-mentioned members of Apex Council

AGENDA 3

To discuss and consider the appointment of administrative staff, professional consultants or agencies for handling various administrative requirements of the Association for efficient and effective administrative working.

The Apex Council discussed that for the efficient and effective administrative working of the CAU, it is required to appoint administrative staff, professional consultants or agencies for handling various administrative requirements from time to time.

It is hereby resolved by the Apex Council that the Hon. Secretary as and when required shall –

- 1) Identify such required posts or position or requirements.
- 2) Formulate an eligibility criteria for such positions or requirements
- 3) Approach those eligible individuals or agencies
- 4) Negotiate the terms and conditions
- 5) In consultation with the President & CEO, appoint such individuals or agencies required with such negotiated terms & conditions.

AGENDA 4

To discuss about the retention of last season's Coaches/support staff for the coming season as well.

Apex council agreed on retaining certain coaches and support staff from last season based on their efficient work and performance of teams under different categories. Both ICA Members who were part of the meeting i.e. Miss Nishtha Pharasi and Mr. Gyanendra Pandey, who have been a part of the Indian cricket structure for a long period of time mentioned that it will be in the best interest of the game to retain few Coaches and support staff after reviewing their work and the performances of their teams.

After final reviewing and performance analysis the said Coaches & Support staff will be retained and their terms and conditions for retention are to be finalized by the Hon. Secretary in consultation with the President, Miss Nishtha Pharasi and Mr. Gyanendra Pandey. Any other retention or changes can be looked into as well by the above-mentioned Members of the Apex Council.

AGENDA 5

To discuss about clearing the pending payment towards Professional support staff & Managers, Outstanding payment of clothing vendor (SMG Impex), Salaries of CEO, GM and Rahil Walson.

The Hon'ble APEX Council by resuming/revoking its powers as conferred under the CAU constitution taken the serious cognizance of non-discharge of proper obligations of financial recurrence and delay in disbursement of payment in different heads, releasing of mandatory/Contractual payments payable to the Government, pending payments of the cricket professionals and vendors. While the C.A.U has received the fund / grant by B.C.C.I. In such a situation for proper

consumption of the grant received and non-proper distribution of the heads for which the grant has been received and unnecessary stoppage will attract punitive legal action against the post holders for willful default.

Moreover, during the period when the Nationwide Lockdown is in operation including the State of Uttarakhand on account of combat with the spread of pandemic of Corona Virus (COVID-19) the delay cause in disbursement of the payment causes grave financial crisis before the talented sportspersons and other concern personals which itself put a question mark on the standing credibility and reputation of the CAU also a financial irregularity.

The Hon'ble Members of Apex Council also discussed and taken cognizance of the notices, office orders and directions received from the statutory body also take note of the administrative guidelines issued from the competent authorities.

The members of the apex council hereby resolved that all payable liabilities are hereby approved by the Apex council and accordingly such payments should be processed & released at the earliest. The Apex council also hereby directs the Secretary and Treasurer to ensure that the above-mentioned payments are cleared within the next 15 working days.

With regards to some concerns raised by Hon. Treasurer questioning about some alleged discrepancies in appointment letters and signing of appointments by Jt. Secretary previously were clarified by the CEO of CAU earlier as explained below during the Apex Council meeting as well.

About Joint Secretary signing appointment letters previously

In 2019, Joint Secretary was the only person holding office as per BCCI Constitution- all other office bearers stood disqualified.

CAU adopted BCCI approved Constitution in Sept 2018 with these eligibility conditions of office bearers.

Same conditions are in the current CAU Constitution, registered in 2019

There is a Supreme Court order about eligibility of office bearers. According to this, it is clear that none of the earlier office bearers of CAU was in office in September 2019.

The BCCI interacted with CAU only through Joint Secretary, after granting affiliation in August 2019. Joint Secretary attended coordination meeting with BCCI in Mumbai in August 2019.

In the 2 SGMs of CAU for holding elections of Apex Council , there was no role of earlier ineligible CAU office bearers .Both elections were held by Mr Subhardhan , the independently appointed Election officer.
Conclusion: Joint Secretary signing appointment letters of support staff is in order.

Alleged discrepancies in appointment letters issued to support staff

These are at best, technical in nature.

Secondly, even if any appointment letter requires amendment, that does not bring into question the appointment itself. The Apex Council resolved that appointment letters need amendment; these can be done but payments should be made without further delay

Thirdly, the Treasurer's objection has been made as late as June 10 while the process of clearing payments has been going on for many weeks

Note: Apex Council approved all appointments of professionals / Administrative staff in October 2019. In the meeting, there was discussion about the appointments, why / how professionals were selected.

The cricket season has ended in March 2020, Professionals have rendered service and not been paid for almost 10 months. They are experiencing serious hardship

and have complained to BCCI who have in turn questioned CAU.

Conclusion: Payments should be released immediately in the interest of fairness and propriety. And in the overall interest of CAU credibility and image

AGENDA 6

To discuss any other matters.

- 1) Apex Council of CAU decided to donate Rupees 15 Lacs towards the CM Relief Fund in view of COVID – 19 Pandemic.
- 2) Discussion about changing the CAU Logo – The Hon'ble APEX Council agreed on changing the CAU Logo.
- 3) 10000 Rupees per month scholarship for Md. Farhan and Vansh Raj Chauhan to be released – The Hon'ble APEX Council resolved that Scholarship awarded to Md. Farhan & Vansh Raj Chauhan to be released on priority.
- 4) Pending appointments by the General Body as per the constitution.

The Hon. Secretary pointed out that as per constitution of CAU, many appointments are to be done by General Body, like Cricket Committees, Standing Committees, Auditors, Ombudsman & Ethics Officer, etc. Since, the General body has not done the appointments mentioned in the Constitution which are to be done by the general body itself, Decision needs to be taken if these appointments should be done in an AGM or can be done by an SGM. The Apex council hereby resolved that the hon secretary should take legal opinion in this regard and appropriately take steps as per given advise.

The apex council further authorizes hon secretary to decide the date and issue notices to the general body in this regard whenever required based on the legal advice.

- 5) Apex Council resolved that Hon. Secretary will take decision on the number of professional players to be included in the team as per the requirement, In consultation with President and ICA members in the Apex Council.
- 6) The Hon'ble APEX Council resolved that all the further communication regarding CAU with Media will be communicated only by the Hon. Secretary and no other Office bearer will engage or Communicate with media on behalf of CAU.
- 7) Apex Council members agreed for an increment in salary for Mr. Sunil & Utkarsh Chaudhary (CAU Administrative staff). Previously, salary of the above-mentioned employees had been reduced and had to be renewed / looked into at the Apex council meeting and the same was followed.
- 8) The Hon. President expressed his views about the pending audits of the accounts of the association and the apex Council resolved that needful actions should be taken on priority
- 9) Hon. President of CAU (Chairperson for the Emergent Apex Council Meeting) expressed that every person associated with CAU needs to follow the right channel / Hierarchy process in the CAU system, should restrain from any sort of undisciplined behavior and everyone should work towards the betterment of cricket in the State of Uttarakhand. Hon. President also mentioned that Apex Council Members not present for the Emergent meeting needs to follow & Abide by the decisions taken in the meeting.

- 10) Hon. President of CAU (Chairperson for the Emergent Apex Council Meeting) along with other Apex Council members present for the meeting agreed on having the CAU Foundation day on 13th August and honor all relevant players, staff, members etc. It was also discussed that the Foundation day event will be held on 13th August keeping in mind the decision that will be taken by the State Government or Local Administration with regards to such gathering and functions.
- 11) The Apex Council resolved that there will be an extension of contracts for all relevant administrative staff whose contracts are ending in June. The contracts will be either extended till September or will be made permanent as decided by the Hon. Secretary in consultation with President and CEO.