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SIND ORDINANCE NO.VIII OF 1980

THE SIND SPORTS BOARD ORDINANCE, 1980

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THE SIND SPORTS BOARD ORDINANCE, 1980

[4th June, 1980]

An Ordinance *to provide for the establishment of a Sports Board in Sind.*

WHEREAS it is expedient to provide for the establishment of a Sports Board in Sind; **Preamble.**

NOW, THEREFORE, in pursuance of the Proclamation of the fifth day of July, 1977, and the Laws (Continuance in Force) Order, 1977, the Governor of Sind is pleased to make and promulgate the following Ordinance: -

CHAPTER I

PRELIMINARY

1. (1) This Ordinance may be called the Sind Sports Board Ordinance, 1980. **Short title and commencement.**

(2) It shall come into force at once.

2. In this Ordinance, unless there is anything repugnant in the subject or context— **Definitions.**

(a) "association" means a provincial association of any sport or game registered under section 11;

(b) "Board" means the Sind Sports Board established under section 3;

(c) "bye-laws" means the bye-laws of an association;

(d) "Chairman" means the Chairman of the Board;

(e) "District Committee" means the District Committee of the Board;

(f) "Divisional Committee" means the Divisional Committee of the Board;

(g) "Executive Committee" means the Executive Committee of the Board;

(h) "Fund" means the fund of the Board;

(i) "Government" means the Government of Sind;

(j) "meeting" means meeting of the Board;

(k) "member" means a member of the Board;

(l) "regulations" means the regulations made by the Board under this Ordinance;

(m) "rules" means the rules made under this Ordinance;

(n) "Secretary" means the Secretary of the Board;

(o) "Treasurer" means the Treasurer of the Board.

CHAPTER II

THE BOARD

Board.

3. (1) As soon as may be there shall be established a Board to be known as the Sind Sports Board.

(2) The Board shall be a body corporate having perpetual succession and common seal with powers, subject to the provisions of this Ordinance, to acquire and hold property both movable and immovable, and may by the said name sue and be sued.

(3) The headquarters of the Board shall be at Karachi or such other place as Government may fix by notification.

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4. (1) The Board shall consist of the following: **Composition of the Board.**

(i)	Governor of Sind, or his nominee. …	Chairman
[1][(ii)	Minister for Education and Sports.	Vice-Chairman
[2][(ii-a)	Secretary to Government of Sindh, Culture Department.]]	Members.
[3][(ii-b)	Secretary to Government of Sindh, Housing, Town Planning, Rural Development and Local Government Department. …	Member.
(ii-c)	Mayor, Karachi Metropolitan Corporation . …	Member.
(ii-d)	Mayor, Hyderabad Municipal Corporation . …	Member.
(ii-e)	Mayor, Sukkur Municipal Corporation.] …	Member.
(iii)	Commissioners of the Divisions. …	Members.
(iv)	Director of Sports, Sind. …	Members.
(v)	Directors of School Education, Karachi and Hyderabad. …	Members.
(vi)	Directors of College Education, Karachi and Hyderabad.	Members.
(vii)	Director of Technical Education, Sind. …	Members.

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1 Section 4(1)(ii) substituted by Sindh Ordinanace No.XI I of 1982 (17-08-1982).

2 Clause (ii-a) of Sub-section (1) of Section 4 inserted by Sindh Act No. VII of 1994 (07-03-1994).

3 Sub-clauses (ii-b) to (ii-e) of Sub-section (1) of Section 4 inserted by Sindh Act No. XXX of 1984 (15-10-1984).

(viii) Ten eminent persons actively interested in sports and games to be nominated by Government.	…	Members.
(ix) Four representatives of associations nominated by Government.	…	

[1][(2) The Secretary Culture Department and Director of Sports shall also be the Secretary and Joint Secretary of the Board, respectivly.]

[2][(2-A) Governor may, by notification amend the composition of the Board by appointing any person as official or non-official member.]

(3) An official member appointed by virtue of his office shall cease to be member on vacating such office.

(4) A non-official member shall, unless he resigns by addressing a letter to Government or is removed earlier, hold office for a period of two years and shall be eligible for re-appointment.

(5) If the seat of a non-official member becomes vacant during the term of his office, the vacancy may be filled in accordance with the provisions of sub-section (1), and the member so appointed shall hold office for the residue of such term.

(6) No proceedings of the Board or any of its Committees shall be invalid merely for want of any vacancy on the Board of the Committee as the case may be.

Removal of a member.

5. Government may, by order in writing, remove a non-official member, if he—

(a) refuses of fails to discharge or becomes incapable of discharging his duties under this Ordinance;

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1 Sub-section (2) of Section 4 substituted by Sindh Act No. VII of 1994 (07-03-1994).

2 Sub-section 2-A of Section 4 inserted by Sindh Act No. XXX of 1984 (15-10-1984).

(b) has in the opinion of Government abused his position as member;

(c) has absented himself from three consecutive meetings of the Board;

(d) has been convicted of an offence involving moral turpitude;

Functions of the Board.

6. The following shall be the functions of the Board, namely: —

(i) to promote and develop sports, games and physical education in the Province, and lay down the general policy therefore;

(ii) to foster love and enthusiasm for sports and games among all sections the public;

(iii) to promote the formation and efficient functioning of the associations;

(iv) to Co-ordinate encourage and patronize the activities directed towards the sports and games in the province;

(v) to [1][affiliate] associations;

(vi) to receive any moneys, financial grants, donations or subscriptions from any person, body or organization;

(vii) to give grants in aid to the associations for promotion and development of sports and games;

(viii) to ensure that grants given are utilized for the purpose and in accordance with the objects for which they are given;

(ix) to do generally all such acts and things as it may think to be necessary and conducive to achieve its aims and objects.

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[1] Word "register" substituted by Sindh Act No. I of 1982 (30-01-1982).

Powers of the Board.

7. Subject to the other provisions of this Ordinance, the Board shall have full powers—

(a) to acquire and dispose of property and generally to enter into contracts, in conformity with the provisions of this Ordinance;

(b) to appoint and determine the terms and conditions of service of the Treasurer and other officers and servants of the Board;

(c) to formulate the budget of the Board for approval of Government;

(d) to set up an Executive, Divisional, District or other Committees for carrying out the purposes of this Ordinance;

(e) to delegate powers to the Committees, Secretary or other officers and servants of the Board;

(f) to associate any person interested in any sport or game, or any member of any association whose assistance or advice is desired and to prescribe by regulations terms and conditions therefore; and

(g) to frame, subject to the approval of Government, regulations for carrying out the purposes of this Ordinance.

Executive authority of the Board.

8. The Executive authority of the Board shall vest in the Chairman.

CHAPTER III

THE COMMITTEES AND ASSOCIATIONS

Executive Committee.

9. (1) The Executive Committee shall consist of the Vice-Chairman, Secretary, Treasurer and three non-official members of whom at least one shall be a representative of an association.

(2) The Executive Committee shall—

(a) ensure that the provisions of this Ordinance, rules, regulations and bye-laws are complied with in all respect;

(b) make efforts towards the settlement of disputes between the associations

(c) act as appellate authority against the orders of a Divisional Committee or District Committee;

(d) enquire into the complaints of gross mismanagement of the administrative and financial affairs of the association and take such action as it deems necessary.

Divisional and District Committees.

10. (1) The Divisional Committees and District Committees shall consist of such persons as the Board may appoint.

(2) Subject to the general control and supervision of the Board the Divisional Committees and the District Committees shall within their respective jurisdiction—

(a) act in furtherance of games and sports in the divisions and district;

(b) [1][affiliate] and supervise the activities of the Divisional and District level associations;

(c) have all the powers of Board under section 16 in respect of Divisional and District level associations; and

(d) perform such other functions as may be assigned to them by the Board or the Executive Committee.

(3) The business of the Executive Committee, the Divisional Committees and District Committees shall be performed and meetings thereof be held in such manner as

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[1] Word "register" substituted by Sindh Act No. I of 1982 (30-01-1982).

may be prescribed by the regulations.

Associations.

11. (1) Any seven or more persons may associate to form an association for any particular game or sport by subscribing their names to a memorandum of association and filling the same in duplicate with the Secretary with such fee as may be fixed by the Board.

(2) The memorandum of association shall be accompanied by a copy of the bye-laws shall state—

(a) the name of the association;

(b) the objects of the association;

(c) the names, address and occupations of the office bearers of the association;

(d) the sources from which the association is run.

(3) The Secretary shall issue a registration certificate along with the duplicate copy of the memorandum of association and bye-laws of the association duly authenticated and sealed with the seal of the Board.

(4) No amendment in the bye-laws made by the general body of the association shall be valid unless it has been approved by the Secretary for which purpose a copy of the amendment shall be submitted to the Secretary.

(5) If the Secretary is satisfied that the amendment is not inconsistent with any of the provisions of this Ordinance or the rules and regulations or the memorandum of association, he may approve the amendment and furnish to the association a copy of the amendment certified by it.

Supervisions of the activities of the associations.

12. (1) Notwithstanding anything contained in the memorandum of association or bye-laws, if, after making such enquiry as may be necessary, the Board is of the opinion that the managing body of such association—

(a) is unable to discharge or persistently fails in discharging its duties; or

(b) is unable to administer its affairs or meet its financial obligations; or

(c) indulges in financial or administrative mismanagement of its affairs;

(d) is persistently failing in complying with any direction issued by the Board or Executive Committee;

(e) generally acts in a manner contrary to public interest or the interests of such association.

the Board may order that the managing body shall be superseded for a period not exceeding one year as may be specified in such order.

(2) No action under this section shall be taken without affording opportunity of being heard to the managing body.

(3) Where the managing body of an association is dissolved the management of the association shall, until the new managing body is constituted in accordance with the bye-laws, be carried on by such body or Administrator as may be appointed by the Board.

(4) Where any member of an association is found responsible for mis-appropriation of funds or mis-management of the affairs of the association, the Board may, besides any action to which such member be liable under other law for the time being in force, remove such member from such association and disqualify him from becoming a member for such period as may be specified by it.

CHAPTER IV

FUND, ACCOUNTS AND AUDIT

Board Fund.

13. (1) There shall be a fund known as the Sind Sports Board Fund.

(2) The fund shall consist of—

(a) the grants made by Government;

(b) donations made by any person, institution or organization;

(c) the income accruing from any property of the Board or investment of the moneys of the fund;

(d) loans raised or obtained by the Board; and

(e) all other sums receivable by the Board.

(3) The moneys in the fund may be invested in such manner and kept in such bank as may be approved by the Board.

(4) The fund shall be utilized for encouragement and furtherance of the games, sports and physical education and any other purpose incidental or ancillary to the purposes of this Ordinance.

(5) The Board may fix the limit upto which the Secretary shall have power to draw from the fund, to hold in his custody and to spend the fund.

Accounts and audit.

14. (1) The accounts of the fund shall be maintained by the Treasurer in such manner as may be prescribed by the regulations.

(2) The accounts of the fund shall be audited once in every financial year by the Accountant-General, Sind, or his nominee.

(3) The audit report shall be submitted to the Board and with the comments of the Board to Government, and the Board shall comply with any directions issued by Government for rectification of an audit objection.

CHAPTER V

GENERAL PROVISIONS

Powers of Government.

15. Government may give such directions to the Board or require it to furnish to Government any document, return, statement or any other information regarding any matter under the control of the Board, and the Board shall comply with such

direction or requisition.

Powers of Secretary and Treasurer.

16. The Secretary and the Treasurer shall exercise such powers and perform such functions as may be prescribed by the regulations.

Rules.

17. Government may make rules for the purposes of carrying into effect the provisions of this Ordinance.

Regulations.

18. (1) The Board may, subject to the approval of Government, frame regulations not inconsistent with the provisions of this Ordinance and the rules, to manage and run the affairs of the Board and to carry out the purposes of this Ordinance.

(2) In particular and without prejudice to the generality of the forgoing power, such regulations may provide for——

(a) the frequency of meetings of the Board and the procedure that shall be followed at such meetings;

(b) the notice on which a meeting may be convened;

(c) the time and place at which meetings of the Board may be held;

(d) the manner in which the minutes shall be circulated and confirmed;

(e) the recruitment, tenure of office, terms and conditions of service of the Treasurer and other officers and servants appointed by the Board;

(f) the manner in which and the time at which the Budget shall be submitted to Government for approval;

(g) any other matter required under any of the

provisions of this Ordinance to be prescribed.

19. No court shall have jurisdiction to entertain any proceedings or make any other in relation to anything done or purported to be done under this Ordinance. **Jurisdiction of courts barred.**

20. No suit or legal proceedings shall lie against Government, the Board or any of its Committee or officers and servants in respect of anything done or purported to be done under this Ordinance. **Indemnity.**