

**Constitution of the Madhya Pradesh Badminton
Association
(As amended on 30.01.2000)
(Rules)**

1. NAME

- (a) The name of the Association shall be 'Madhya Pradesh Badminton Association' and it shall hereinafter be referred to as the 'Association'.

The jurisdiction of the Association shall be the territory constituting Madhya Pradesh under the State Reorganization Act and such other territories outside Madhya Pradesh as may be willing to join the Association subject to the sanction of Badminton Association of India.

- (b) The Registered Office and Headquarter of the Association shall be the place where the Honorary Secretary ordinarily resides.

2. AIMS AND OBJECT

- i. To encourage, control, promote and develop the game of Badminton in Madhya Pradesh (M.P.) especially by organising coaching camps, tournament and exhibition games amongst schools, Colleges, Universities through and by affiliated organisations for adults and juniors.
- ii. To act as an Accredited Representative of all the affiliated organisations in all matters of common interest as their State Organisation.
- iii. To coordinate Inter-District activities in respect of Badminton in all ways including holding of Inter-District Tournaments, organising or recognising State Championships, Tournaments or Matches.
- iv. To receive grants-in-aid and funds for the purposes of the Association and employ the same in such a manner as may be considered desirable by the Association.
- v. To select teams to represent M.P. and to promote, control and finance visits, if necessary, to other States in India and to foreign countries by such teams.

- vi Generally, to do all such other acts and things as may seem conducive and necessary to the aims and objects of the Association.

3. LANGUAGE

The official language of the Association shall be English. However, Hindi shall be progressively used for activities within the State of M.P.

4. INTERPRETATION

- i. Every reference in these rules to the masculine gender includes the feminine gender and also any reference to the singular includes the plural as well.
- ii. M.P.B.A. shall mean the Madhya Pradesh Badminton Association.
- iii. B.A.I. shall mean the Badminton Association of India.
- iv. 'Badminton' shall mean the game played with racket and shuttlecocks.
- v. 'Organisation' shall mean an Association affiliated to MPBA
- vi. 'Rules' shall mean the Rules, Regulations and Bye-laws of the Association in force from time to time.

5. MEMBERSHIP

- (a) Membership of the Association shall be open to the District Badminton Associations.
- (b) Membership shall also be open to Departmental/Commercial Sports Boards of State level and shall be termed as Category II Membership.

6. ANNUAL SUBSCRIPTION

- (a) The annual subscription to be paid by each Member Organisation is as follows:-
 - i. Affiliation fee from Distt. Associations 750.00
 - ii. Affiliation fee from Category II members 10,000.00
- (b) Annual Registration fee for each player shall be Rs. 10/- per player of which Rs. 4/- shall be retained by the Organisation and Rs. 6/- shall be sent to MPBA subject to a minimum of Rs.

300/-. The list of registered player's alongwith the registration fee must be sent by every member organisation latest by 30th October every year failing which the arrears clause would be applied.

- (c) All annual subscriptions shall become due on the first day of April in each year and shall be remitted to the Hony. Treasurer on or before 31st May.
- (d) The official year of the Association shall be from 1st April to 31st March of the following year.
- (e) If the annual subscription remains unpaid for more than three months, the Council may, at its discretion, strike off the name of the defaulting member from the list of members after giving a registered notice, with one month's time from the date of posting, for payment of arrears. No member being in arrears shall be allowed to vote at any meeting of the Association, or of a committee or sub-committee thereof.

7. COUNCIL

- (a) The Supreme Authority of the Association shall rest in a Constitutional Council (The General Body) consisting of the President, Senior Vice-President, five Vice-Presidents, Honorary Secretary, Honorary Treasurer, not more than six Hony. Jt. Secretaries, Advisor of the Association, and two representatives from each affiliated Distt. Association and also from those Category II members who have held State Championships once in the last five years before voting, and only one representative from other Category II members.
- (b) The delegates from each organisation shall represent it at every meeting of the Council. Such delegates shall either be the office bearers or members of the Executive Committees of the respective organisations. The name of each delegate shall be sent or given in writing, by the Secretary of the Organisation he is to represent, to the Hony. Secretary of the Association before the General meeting of the Council of MPBA.
- (c) All the office bearers and delegates from the Distt. Associations shall be Members of the Council.

8. POWERS AND DUTIES OF THE COUNCIL

- i. To admit, to membership of the Association, Organisations applying for membership in accordance with the Rules.
- ii. To elect the office bearers of the Association.
- iii. To elect the Executive Committee for managing the affairs of the Association.
- iv. To appoint adhoc committees as and when it is deemed necessary.
- v. To appoint an Auditor who shall invariably be a Chartered Accountant and to fix his remuneration.
- vi. To adopt the Annual Report submitted by the Executive Committee.
- vii. To pass the Audited Statement of Accounts and Budget Estimates presented by the Executive Committee.
- viii. To hold, control and administer the property and funds of the Association.
- ix. To have control, through the respective member organisations, over persons within the territorial jurisdiction of a member, and any player playing badminton under the aegis of a member and/or submitting to the jurisdiction of a member shall be deemed ipso-facto to submit to the jurisdiction of the Association.
- x. To make and amend Rules of the Association as and when considered necessary.
- xi. To consider and decide matters not covered by the Rules.
- xii. To take such other steps as may be necessary or expedient to carry into effect the objects of the Association.
- xiii. To affiliate the Association to the BAI and having become its members to abide by its Rules, Regulations, Laws of Badminton and Rules for Players, etc. which shall be automatically applicable to the Association.
- xiv. To consider and deal with all questions as to the right of representation at Council meetings.
- xv. Whenever there is any dispute in a Distt. Association concerning the constitution of its General Body/Executive Committee, the Council will examine the whole issue and if necessary shall appoint an Observer to conduct fresh elections

to the Executive Committee. The TA/DA of the Observer shall be paid by the Distt. Association and such an Observer of the MPBA shall have the authority to decide the election procedure and all matters connected with the elections.

- xvi. To suspend, expel or disaffiliate any organisation, patron or individual directly or indirectly connected with the Association or take any other legal action recommended by the Executive Committee.

Note : The Executive Committee shall hereinafter be referred to as the Committee.

9. OFFICE BEARERS

- (a) The following shall be the office bearers of the Association :
- i. President; ii. Senior Vice-President; iii, Five Vice-President;
 - iv. Honorary Secretary; v. Honorary Treasurer; vi. Not more than six Honorary Jt. Secretaries; vii. Advisor
- (b) The term of the office-bearers and members of the Committee shall be four years unless they resign office before the expiry of their term. Any member who ceases to satisfy clause 7(b) shall automatically cease to be a member of the Committee immediately. This will not apply to the office bearers who are exempted from clause 7(b).
- (c) The office bearers and members of the Committee can seek elections for further terms.

10. POWERS AND DUTIES OF THE OFFICE-BEARERS

- (a) **President** : The President shall be elected by the Council not necessarily from among its members. He shall convene and preside over all meetings of the Council and of any committee of which he is a member. In case of equality of votes he shall have a casting vote. If in the opinion of the President, an emergency has arisen which requires that immediate action should be taken, he shall take such action as he deems necessary and shall report the same at the next meeting of the Council or the Committee, whichever in the ordinary course would have dealt with the matter.

- (b) **Senior Vice-President and Vice-Presidents** : These shall be elected from among the members of the Council. In the absence of the President, the Senior Vice-President or one of the Vice-Presidents shall be elected to the chair and shall exercise all the powers of the President.
- (c) **Hony. Secretary** : The Hony. Secretary shall be elected by the Council not necessarily from among its members. He shall be the Secretary of the Council and the Committee. He shall carry on correspondence on behalf of the Association and give effect to the resolutions of the Council and the Committee. He shall be responsible for the maintenance of other records or registers as well as the custody of the papers of the Association and for carrying out other duties that may be entrusted to him. He shall cause Minutes of the General Body (Council) and the Committee Meetings of the Association to be correctly recorded, confirmed and kept including the reports of all Sub-Committees; shall convene the Council and Committee meetings whenever desired by the President, or at least eight members of the Committee for calling a meeting of the Committee with a notice of 14 days; shall prepare and submit the Annual Report on the activities of the Association to the Council through the Committee; and shall represent the Association in any suit by or against it.
- (d) **Hony. Treasurer** : The Hony. Treasurer shall be elected by the Council from among its members. He shall exercise general supervision over the funds of the Association and advise the Committee as regards its financial policy. He shall collect all subscriptions due and donations payable to the Association and keep a regular disbursement. He shall be responsible for the money disbursed and received by the Association from whatever source derived and shall issue receipts for the same on the official form. He shall also submit to the Committee a statements of the receipts and expenditure, the balance sheet as audited and the financial estimates. He shall pay all bills certified by the Hony. Secretary.

- (e) **Hony. Jt. Secretaries** : These shall be elected by the Council from among its members. They shall assist the Hony. Secretary in the discharge of his duties and perform such other duties as may be entrusted to them from time to time by the Committee.
- (f) **Advisor** : He shall be elected by the Council not necessarily from among its members. He shall be a person of long administrative experience in the game. He shall act as Advisor to the Association in all matters.
- (g) **Bank Account** : An account, in the name of the Association, shall be maintained in a Scheduled Bank as approved by the Committee and shall be operated jointly by the Hony. Treasurer and either the President or the Hony. Secretary.

11. (A) ANNUAL GENERAL MEETING (A.G.M.)

The A.G.M. of the Council shall be held, as far as possible, every year but not later than 31st March of the following year. The Secretary shall give not less than 14 days' notice of the meeting to all members and shall circulate with the notice a copy of the Agenda and relevant documents. The business transacted at the meeting shall include:

- (i) Confirmation of the Minutes of the previous A.G.M. and of any Special General Meeting of the Council, if held.
- (ii) Adoption of the Annual Report.
- (iii) Passing of the Audited Statements of Accounts and the Budget Estimates presented by the Committee.
- (iv) Election of office bearers and members of the Committee.
Note : This item shall be included in the Agenda of every quadrennial General Meeting and not every A.G.M.
- (v) Appointment of a Chartered Accountant as an Auditor.
- (vi) Consideration of any resolution, amendment or alteration in any Rule, as passed and approved by the Committee or received from a member of the Council.

(B) SPECIAL GENERAL MEETING (S.G.M.)

- (i) A S.G.M. may be called at any time by a resolution of the Committee, or on a requisition addressed to the President with

a copy to the Secretary in writing by at least one-fourth of the members of the Council, or at the discretion of the President to consider such matters as may be mentioned in the Resolution or Requisition or as may be indicated by the President. The Secretary shall give not less than 14 days' notice of such a meeting to all members shall also circulate with the notice a copy of the agenda. No other business shall be transacted at such a meeting. Such a meeting should be called within 6 weeks of the receipt of the Requisition.

- (ii) In case of an emergency, the President in his discretion may convene a S.G.M. at a shorter notice.

12. CONDUCT OF COUNCIL MEETINGS

- (a) **Votes** : Votes may be taken either by show of hands or by ballot as may be decided by the Council. Elections will, however, be held by ballot and not by show of hands. All matters shall be decided by simple majority, provided that no amendment to the Constitution shall be made unless it is carried by at least two-thirds majority of the members present and voting.
- (b) **Minutes**: The Minutes of all Council meetings shall be recorded by the Hony. Secretary and, after the approval of the President, shall be circulated to the members within two months of the date of the meeting.
- (c) **Quorum** : At a meeting of the Council, one-fourth of the members of the Council shall form a quorum. If at any meeting there is no quorum, the meeting shall stand adjourned to the next day at the same place and at the same time. The President is, however, authorised to hold an adjourned meeting earlier with the consent of the members present. No quorum shall be necessary at the adjourned meeting.
- (d) **Adjournment**: Except for want of quorum, no meeting of the Council once held shall be adjourned unless two-thirds of the members present ask for such adjournment.

13. EXECUTIVE COMMITTEE

- (a) The Executive Committee (i.e. the Committee) shall consist of the following :-
 - (i) Not more than 13 office bearers; (ii) Not more than 11 members elected by the Council from among its members; and (iii) Not more than 4 members nominated by the Committee not necessarily from among the members of the Council. The nominated members shall have the same status as the elected members.
- (b) The Committee shall exercise the following powers :-
 - (i) All the affairs of the Association shall be managed by it and it shall be the duty of the Committee to see that the rules of the Constitution are complied with in all respects.
 - (ii) It shall prepare and present the Budget to the Council for approval. Accordingly, it shall sanction and control expenditure. It shall generally supervise and conduct the business of the Association.
 - (iii) It shall hear and decide all questions submitted to it. All its decisions shall be complied forthwith, but an appeal may be filed with the Council by any member who is dissatisfied with the decision of the Committee within 21 days from the date of the communication of the decision.
 - (iv) It shall appoint such Sub-Committees it may deem necessary.
 - (v) It shall frame Bye - laws in accordance with and not repugnant to the Rules of the Association.
 - (vi) It shall print, publish and circulate rules and any Periodicals or leaflets for the promotion of the Objects of the Association.
 - (vii) It shall impose and enforce penalties for any violation of the Rules by individuals or organizations.
 - (viii) It shall declare any player, on evidence, as a professional and shall reinstate any player as an amateur with the approval of B.A.I.
 - (ix) It shall sanction Open Tournaments and shall prohibit holding of unauthorized championships or open tournaments in the State.

- (x) It shall appoint any two of its members to act on the Tournament Committee of management of any open Tournament or Championship held in the State.
- (xi) It shall delegate all or any of its power to its duly appointed Sub-Committees.
- (c) The Committee is authorized to employ such staff including a paid Assistant Secretary, as it may deem fit for the smooth working of the Association and to fix their remuneration and terms of service.
- (d) The Committee is authorized to fill in any vacancy that may occurs in the Committee during its tenure.
- (e) The Committee can conduct an enquiry on any organization, patron/life member or individual directly or indirectly and call for all papers connected with the enquiry.
- (f) The Committee shall take steps to standardize the constitutions of the affiliated organizations.
- (g) (i) The Committee shall ordinarily meet twice a year and often if necessary.
- (ii) Members of the Committee not attending two of its meetings consecutively, without leave of absence, will cease to be members of the Committee unless their absence is condoned by the Committee.
- (iii) The first meeting of the Committee shall each year be held in the first two weeks of March. The Agenda for the first meeting shall inter-alia include the following :-
 - (1) Confirmation of the minutes of the last meeting;
 - (2) Consideration of Budget Estimates, for the next financial year;
 - (3) Consideration of Sports Calendar for the next financial year;
 - (4) Appointment of Sub-Committees;
 - (5) Other matters with the permission of the Chair.
- (iv) The second meeting shall be held on the same date or the next date after the A.G.M. The date, place and time of this meeting will be announced at the A.G.M. and this will be deemed as adequate notice. The agenda for the meeting shall be circulated a week earlier.

- (v) The time, place and date for any subsequent meeting shall be fixed by the Hon. Secretary in consultation with the President, and if this is not possible, then by the Committee.
- (vi) Except in the case of the second meeting, the Hon. Secretary shall issue a notice at least 7 days before the date fixed for a meeting of the committee. The agenda for a meeting shall be circulated along with the notice.
- (vii) The quorum for a meeting of the Committee shall be seven. If at any meeting there is no quorum, the meeting shall be adjourned for half an hour. No quorum shall be necessary for the adjourned meeting.
- (viii) No member will be entitled to claim any TA/DA for attending any meeting of the Committee.
- (ix) Copies of the proceedings of each meeting of the Committee shall be sent to the members of the Committee and affiliated organizations within one month of the date of the meeting.
- (h) In the interval between two meetings of the Committee, action might be taken if the President or Hon. Secretary so desires after consulting the members by telephone/telegraph or by post, and in every such case the notes so taken shall be recorded by the Hon. Secretary and will have the same force as the decisions taken at a regular meeting.
- (i) **Agenda** : Any member of the Committee desirous of raising any matter at a forthcoming meeting of the Committee shall give notice of proposal to the Hon. Secretary prior to the meeting, and the subject and general details of such motion and the name of the proposer shall appear on the agenda of the meeting.

14. TA/DA of Delegates of MPBA attending meetings of B.A.I. Council/Committee.

The delegates of MPBA shall be paid TA/DA as per rules of B.A.I.

15. FORCE OF RULES

- (a) Every organisation shall be bound to conform to the Rules of the Association as may, from time to time, be in force.
- (b) Any alteration/amendment/addition in the Rules carried by a two-thirds majority of the members present, in a Council Meeting, shall take effect immediately unless the Meeting decides otherwise. Proposals for any change in the Rules must reach the Hony. Secretary at least 15 days before the Council meeting at which these are to be considered.
- (c) Any doubtful or disputed point arising in connection with the Rules shall be decided by the Committee whose decision shall be binding on all members.

16. INDIVIDUAL MEMBERS

- (a) **Honorary Member:** The Committee may elect any distinguished visitor or any other person of distinction, who has taken interest in the game and has rendered signal service to the Association, as an Hon. Member of the Association. He shall be entitled to attend the meetings of the Council but shall not have any voting rights.
- (b) **Patron:** The Committee shall have power to invite such a person as it thinks fit to become a Patron of the Association, provided that he donates not less than Rs. 5000/- to the Association. This amount is to be paid once in life time. A Patron shall have the right to attend meetings of the Council but shall not have any voting rights.
The Committee shall, however, have the power to invite any distinguished person to become Patron – in - Chief or Chief Patron of the Association without it being incumbent on him to donate any amount to the Association.
- (c) **Life Member:** A person desirous of being admitted as a life Member of the Association shall pay a sum of Rs. 10,000/- alongwith his application. This amount is to be paid once in life time. A Life Member shall have the right to attend meetings of the Council but shall not have any voting rights.

17. AFFILIATION

- (a) District Associations/Departmental or Commercial Sports Boards shall apply to the Hony. Secretary for affiliation to M.P.B.A. and shall send the amount of admission fee and affiliation fee along with a copy of the constitution, a list of office bearers and a list of badminton clubs affiliated to it. The application should be in the Form given in the Bye-laws. The acceptance or rejection of such applications shall rest with the Committee but an organisation, whose application is rejected, may appeal to the Council for reconsideration of the application. If the application is rejected, the amount of admission and affiliation fees shall be refunded.
- (b) The admission fee of new organisation, desirous of affiliating themselves with the M.P.B.A, shall be as follows:-
- (i) District Associations Rs. 1000/-
 - (ii) Departmental/Commercial Sport Boards Rs. 15000/-
- (c) An affiliated organisation shall send every year a copy of the Annual Report, Minutes of the Annual General Meeting and Audited Statement of accounts. It shall also send any other documents when demanded.
- (d) An affiliated organisation shall immediately report to the Hony. Secretary any change in the name or address of its Secretary and other office bearers.

18. RESIGNATION

An organisation desirous of resigning from the Association may give written intimation thereof to the Hony. Secretary on or before the 31st December and the Committee shall accept the resignation provided no amount is then due to the Association by such organisation and provided that such an organisation does not come under the purview of Rule 18.

19. EXPULSION OR SUSPENSION

If an Organisation, an individual member or a person directly or indirectly connected with the Association refuses or neglects to comply with any provision of the Rules, or is guilty of such misconduct as the Committee considers likely to affect the

character or stability or interest of the Association, such person or organisation shall be liable to expulsion or suspension for such periods as the Council may fix by a resolution provided that not less than two-thirds of the members of the Council present at the meeting shall have voted in favour of the same and provided also that at least 14 days before the meeting, at which such a resolution is passed, he/it shall have had notice thereof and of the intended resolution for his/its expulsion or suspension and that he/it shall at such meeting and before the passing of such resolution, have had an opportunity of giving orally or in writing any explanation or defense he/it may think fit. Refusal to accept the service of notice shall be regarded as service of that notice. On the adoption of such a resolution, the person or organisation shall not have any claim against the Association.

In respect of players, the Committee shall be competent to take action by a simple majority of the members present after calling for an explanation. Pending enquiry, action can be taken by the President/Secretary. Also when the punishment proposed is for less than two years in respect of an individual, directly or indirectly concerned, the Committee is to take action, by two-thirds majority of the members present, on the basis of explanation available.

20. RE-ADMISSION

- (a) An organisation removed from the list of members under Rule 6 (e) may be re-admitted by the Committee if the subscription due be paid.
- (b) If expelled under Rule 19, a person or organisation may be readmitted by the Council by a two-thirds majority of the members present at the meeting on due notice. Such a re-admission shall not taken effect for a period of six months from the date of expulsion.

21. REGISTRATION OF PLAYERS

No player shall be entitled to play in any Open Tournament/Sate Championship unless his name is registered

with the Association, or units affiliated to it, or competitions recognised by it. The application for registration shall be made in the proforma given in the Bye-laws.

22. PROHIBITION

- (a) No organisation shall amend its constitution without the prior approval of M.P.B.A.
- (b) An organisation defying Rule 13 (b) (iii), 13 (b) (vii) and Rule 21 (a) shall automatically cease to be an affiliate of the M.P.B.A.
- (c) No player or official can criticise the Association or its affiliated units through public media.

23. COLOURS

The colours of the Association are Dark Blue, Dark Red, White and Gold and the badge consisting of a stag in Golden colour in the center with dark blue background. The binding of the tie shall be :

Dark Blue : 1 1/2 inch; Red : 1/4 inch; White : 1/10 inch; Gold : 1/4 inch.

The colours, the tie and badge of the Association shall be worn by a player who has won an event in the State Championships, or who has represented or may represent the Association as a player or an official in any match or competition. The Association tie and/or other ornamental articles in the Association Colours may only be worn by a person who is directly connected with the M.P.B.A. as an office bearer or as a member of the Council. The Association tie and/or other ornamental articles in the Association Colour may be presented by the Committee to an Organiser of State Championships, or to a player/officer from other States or India or a foreign country.

The Colours will be obtainable from the Hony. Secretary, if available in stock, on payment of such prices as are fixed from time to time by the Committee.

24. DISSOLUTION

- (a) The Association shall not be dissolved unless decided upon by a resolution passed in the General Body (Council) Meeting convened particularly for the purpose by a majority of 4/5th (Four-fifths) of the members present and entitled to vote. At least 30 days' clear notice shall be given for such a meeting with a copy of the Resolution pertaining thereto.
- (b) In the event of dissolution, any assets and property that may remain after satisfying all debts and liabilities shall be divided equally amongst the member organizations.

25. DISPUTES

The M.P.B.A. can sue and can be sued through the Hony. Secretary of M.P.B.A. However all the cases shall be filed only at the Headquarters of the Association.

26. OPEN TOURNAMENTS/INTER DISTRICT CHAMPIONSHIPS/ STATE CHAMPIONSHIP

- (a) Inter-District and State Championship shall be held, under the direct control of M.P.B.A., in conjunction with an affiliated organisation which will act as Host. In case, it is not possible for any affiliated organisation to hold these Championships, The Association itself shall conduct these Championships.
- (b) An Open Tournament (i.e. not restricted to the players of an affiliated unit) can only be held in the State with the prior sanction of the Committee and it shall be under the direct control of the organising unit.
- (c) The places and dates of the open Tournaments/Inter-Distt. and State Championship shall be decided by the Committee. Affiliated units interested in holding these Tournaments should apply to the Hony. Secretary before the first meeting of the Committee.
- (d) Ordinarily the Inter-District Championships and State Championships (Seniors and Veterans) shall be run simultaneously.

- (e) Permission to accept entries from players from foreign countries to participate in Open Tournaments shall be obtained from B.A.I., through the Association, which may at its discretion grant or refuse permission.
 - (f) For the purpose of this Rule, a competition or tournament is any game of badminton other than a game or tournament on a private ground in respect of which no advertisement whatever is issued or published and to which the public have no access either on payment or otherwise and at which no charge for admission or monetary payment is made in any form whatever.
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