

Minutes of Special General Body Meeting of swimming federation of India held on 11 June 2022 at 11:30 AM (meeting was held virtually)

List of members attended the meeting at Annexure A

The President Shri. R N Jayaprakash welcomed the members who had joined online and mentioned at annexure A, and requested General Secretary to proceed with the agenda.

Shri. Monal Chokshi, General Secretary welcomed the members and briefed them on the reasons for calling this emergency meeting for additional amendments as required and arising out of discussion with the Ministry of Youth Affairs & Sports. He further informed the members that MYAS has held discussions with all NSF's for compliance of their constitution with the National Sports Code 2011. MYAS has identified clauses of SFI constitution that are required or in deviation to provisions of the NSDC 2011.

It was also informed that recognition of SFI by MYAS has been granted as provisional recognition subject to compliance of constitution with NSDC 2011 and therefore the amendments proposed are required to bring the SFI constitution in line with the sports code.

The amendments as follows were taken up for discussion

Amendment #1

Proposed Amendment

Affiliated (Member) Units of Union Territories shall exercise 2 votes instead of 1 vote under current provision. Amended Clause to comply with Annexure XXXVII to NSDC 2011

Existing Clause 19. VOTING:

- a. At all meetings of the General Council members shall vote in person, or through an accredited representative, who belongs to that member organization.
- b. The decision of the Managing Committee may be taken by circular in case of urgency when the meeting of the managing committee cannot be convened. Any decision arrived at by circulation shall have to be placed before the next meeting of the Managing committee for record
- c. At the Annual General Council meeting and Special General Council meeting of the federation, members shall be entitled to vote as under. However, no proxies are permitted.

Amended Clause 19. VOTING:

- i. All State Units affiliated to the federation as member - Two Votes Each
 - ii. All Union Territories units affiliated to Federation as member - One Vote Each
 - iii. FINA Bureau member (ex-officio) – One Vote
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 - b. The decision of the Managing Committee may be taken by circular in case of urgency when the meeting of the managing committee cannot be convened. Any decision arrived at by circulation shall have to be placed before the next meeting of the Managing committee for record
 - c. At the Annual General Council meeting and Special General Council meeting of the federation, members shall be entitled to vote as under. However, no proxies are permitted.
- i. All State Units affiliated to the federation as member - Two Votes Each
 - ii. All Union Territories units affiliated to Federation as member – Two Votes Each
 - iii. FINA Bureau member (ex-officio) – One Vote

Suitable amendments to be made in clause i.e. 4 (i) & (ii) of the election bye laws forming part of the constitution

The amendment was unanimously approved as proposed by Sh. Piyush Sharma & seconded by Sh. Ramakrishna

Amendment # 2

Proposed Amendment

Inclusion of sports persons as members on tenure basis with voting rights to comply with clause 3.20 Annexure II of NSDC 2011

Existing Clause

2. MEMBERSHIP: The membership (affiliation) of the federation shall be open to the under mentioned, subject to the approval of the affiliation by General Council of the federation on the recommendation of the Managing Committee and payment of such fees as decided by the General Council from time to time

- a. Registered entities promoting Swimming, Diving, Water polo, Synchronized Swimming, Open Water Swimming and Master's activities in any State and Union Territories of India
- b. Associate membership of the federation may be granted to the under mentioned subject to approval of Associate membership by General Council of the federation on the recommendation of the Managing Committee.

Amended Clause

i. Sports control Boards of all India nature or any other institution having Swimming, Diving, Water Polo, Synchronized Swimming, Open Water Swimming and master's activities.

ii. Any Organization carrying Research and Development activities in the field of Swimming, Diving, Water polo, Synchronized Swimming, Open Water Swimming and Master's Swimming

iii. Associate members will not be entitled to attend / vote at any meetings of the federation and may be permitted to enter their teams in the Senior National / Open competitions of the federation

2. MEMBERSHIP: The membership (affiliation) of the federation shall be open to the under mentioned, subject to the approval of the affiliation by General Council of the federation on the recommendation of the Managing Committee and payment of such fees as decided by the General Council from time to time

a. Registered entities promoting Swimming, Diving, Water polo, Synchronized Swimming, Open Water Swimming and Master's activities in any State and Union Territories of India. New application from Entities registered in state/UT and engaged in promoting aquatic activity to be granted Associate Membership for a period up to 3 years and such entities shall be considered for Affiliated Membership after review of activity conducted withing the state/UT by the General Body

b. Associate membership of the federation may be granted to the under mentioned subject to approval of Associate membership by General Council of the federation on the recommendation of the Managing Committee.

i. Sports control Boards of all India nature or any other institution having Swimming, Diving, Water Polo, Synchronized Swimming, Open Water Swimming and master's activities.

ii. Any Organization carrying Research and Development activities in the field of Swimming, Diving, Water polo, Synchronized Swimming, Open Water Swimming and Master's Swimming

iii. Associate members will not be entitled to attend / vote at any meetings of the federation and may be permitted to enter their teams in the Senior National / Open competitions of the federation

c. Sportspersons of national standing as invitee member by nomination on fixed tenure of 1 year after their retirement from active participation at competitive level for at least 2 years before date of invitation. Invitee members shall be entitled to attend & shall be entitled to vote (excluding election meeting). At no point total strength of invitee members shall exceed 1/4th of the voting strength of total member eligible to vote. Invitee member shall serve no more than one term. For the purpose of this clause sports person who have represented India at international level or medalist in National Championship in any of the aquatic disciplines shall be eligible for nomination as invitee member.

The amendment was unanimously approved as proposed by Sh. Rajkumar & seconded by Sh. Ravin Kapoor

In addition to the earlier directions, discussion between Dy Sec MYAS and SFI Gen. Sec on this subject was held on 8 June 2022. Views taken and orders passed by Hon Court in the case of III, TTFI, BFI were also discussed and under advice some additional amendments as mentioned herein below have also been proposed for the consideration of the SGM

Amendment # 3

Existing Clause 12 to read as follows. Sub Clause 12. (k) to be rescinded due recent view taken by the Hon High Court in the case of HI

12. OFFICE BEARERS: *The President, Hony' General Secretary and Hony' Treasurer shall be called (Executive Posts) Executive **Office Bearers** and Senior Vice President, Vice Presidents, Joint Secretaries, Associate Vice Presidents, Associate Joint Secretaries shall be called **Office Bearers. Members Managing Committee** alternatively and inter-changeably referred to as **Members Governing Committee***

a. The President - One

b. Senior Vice President - One

c. Vice Presidents - Five

d. Honorary General Secretary - One

e. Honorary Joint Secretaries - Four

f. Honorary Treasurer - One

g. The Office Bearers tenure will be in compliance with tenure and age provisions specified in National Sports Development Code 2011

h. Office Bearers of the federation may hold office as such for one or more terms of four years each on obtaining simple majority votes of the members present and voting in the election.

Members and Executive Office Bearers / Office Bearers shall be eligible for re-election on completion of their term provided that:

i. No member shall hold an Executive Office Bearers Post i.e., President, Hony' General Secretary, Hony' Treasurer upon attaining the Age of superannuation prescribed by FINA or if there is no Age prescribed by FINA, upon attaining the age of 70 years as per NSDC 2011

ii. No member shall hold one or more Executive Office Bearers Post for more than Five consecutive terms or 20 years, whichever is less excluding the "cooling off" period

iii. No member shall hold the Post of President for more than Three consecutive terms or 12 years, whichever is less

iv. No member shall hold the Post of Hony' General Secretary or Hony' Treasurer for more than Two consecutive terms or 8 years, whichever is less.

v. Two terms shall be treated as consecutive terms, if there is a gap of less than Three and a half years between them.

vi. A member after completing the maximum number of consecutive terms permissible in Article 13 (g) (ii) above shall be eligible for election to any Executive post only after completion of a "Cooling Off" period of not less than Three and half years.

vii. A member after completing the maximum number of consecutive terms permissible under the article 13(g)(iii) and 13(g)(iv) above, shall be eligible for election to the same Executive Posts only after completion of a "Cooling Off" period as per the provisions of the National Sports Development Code 2011

viii. No member shall hold the post of Hony' General Secretary or Hony' Treasurer for more than Two consecutive terms or 8 years, whichever is less, but can contest for the post of President after completion of Two terms without a "Cooling Off" period.

i. No Executive Office Bearer of a National Federation /Association shall be eligible to be the Executive Office Bearer simultaneously of any other National Federation/Association except Indian Olympic Association.

j. The President is authorized to nominate maximum 3 Associate Vice Presidents and 3 Associate Joint Secretaries without voting right in the Executive Committee and their office co-terminus with other office bearers.

k. The General council may elect outgoing / Past President as Honorary Life President without right to vote in any meetings of the federation.

l. No Government Servant shall be allowed to hold elective office on any Sports Association / Federation at National / State / District level for a term of more than Four years or for One Term, whichever is less. Government Servant associating with Sports Association / federation at National / State / District level required prior sanction from Government.

Amendment # 3 (cont'd)

Proposed amendment

To ensure compliance with Annexure XV & XVI of NSDC 2011

Existing Clause 3 Objects

Add Sub-Clause 3. (o)

Adopt measures to prevent age fraud to ensure fair competition in all age groups and to set up mechanism to investigate any complaints regarding age fraud from amongst the participating athletes in various age categories as decided from time to time

Add Sub-Clause 3. (p)

Adopt measures to ensure safety of women participating in the sport in any capacity. Actively spread awareness regarding safety of women and sensitise all concerned about what constitutes sexual harassment and preventing the same. Set up a mechanism to take cognisance of any complaints and investigate such complaints and take strict action as required under the law

The amendment was unanimously approved as proposed by Sh. Anil Vyas & seconded by Sh. Anil Khatri

There being no other business, the President thanked all the members for passing the amendments unanimously and their support.

Meeting was concluded with thanks to the General Secretary for the efforts undertaken to ensure SFI compliance to the sports code.

ANNEXURE 'A'

List of Members present in the Virtual Special General Body Meeting of Swimming Federation of India held on Saturday, 11th June 2022 at 11.30AM

1. A Mohan Venkat Ram	Andhra Pradesh
2. Bhaskar Das	Assam
3. Ramanuj Mukhopadhyay	Bengal
4. Atanu Ghosh	Bengal
5. Ram Bilash Pandey	Bihar
6. Rajkumar	Delhi
7. Digambar V Kamat	Goa
8. Sudesh Nagvenkar	Goa
9. Monal D Chokshi	Gujarat
10. Kamlesh Nanavati	Gujarat
11. Anil Khatri	Haryana
12. S K Tiwary	Jharkhand
13. M Satish Kumar	Karnataka
14. S Rajiv	Kerala
15. M Lokesh Singh	Manipur
16. Piyush Sharma	Madhya Pradesh
17. Nita Talavlikar	Maharashtra
18. Pradip Kumar Padhee	Odisha
19. Golapmani Mahanta	Odisha
20. Balraj Sharma	Punjab
21. Anil Vyas	Rajasthan
22. R N Jayaprakash	Tamiinadu
23. T Chandrasekhar	Tamilnadu
24. M Ramakrishna	Telangana
25. Ravin Kapoor	Uttar Pradesh
26. Virendra Nanavati	FINA Bureau Member
27. S Pradeep Kumar	National Coach