

ODISHA SPORTS AUTHORITIES ACT, 1994

The Orissa a. G az e tt e EXTRAORDINARY PUBLISHED BY AUTHORITY ORISSA ACT 14 OF 1994 *THE ORISSA SPORTS AUTHORITIES ACT, 1994 [Received the assent of the Governor on the 1st September 1994, first published in an extraordinary issue of the Orissa Gazette, dated the 9th September, 1994. | AN Acr TO coNsnuB SPORTS FOR PROMOTION op AND SPORTS AND yorrrg ACTIVITIES IN THE STATE AND FOR MATTERS CONNECTED THEREWITH OR INCIDENTAL TSeRBro B E it enacted by tha Legislature of the Stale of Orissa in the Forty-fifth Year of the Republic of India as follows :— Shoe title, extent and mente Definidons. 1

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CHAPTER 1 PRELIMINARY (1) This Act may be called the Orissa Sports Authorities Act, 1994 (2) It extends to the whole of the State of Orissa. (3) It shall come into force on such date as the State Government may, by notification, appoint. rn this Act, unless the context otherwise requires,— (a) "District Authority means the District Sports Authority under section 11 ; (b) " Government 'P means State Government of Orissa ; constituted (a) " Managing Director means the Managing Director of the Sports Authority ; (d) Member " means a Member of the Sports Authority or the District Authority, as the case *may be (e) " Prescribed •mæ.ns prescribed by rules ; (f) G' rule " means rules made by the Government under this Act ; (g) " Sports Authority " means Ehe Sports Authority of Orica constituted under section 3 (h) " Ywr " means the financial year ; (i) Youth activities " means actiütijef relating to youth, adventure sports, activities for the welfare and promotion of physical fitness of the young persons including building up of character, esprit-d-corps and pairiotiBm through games and sports ; (j) words and expressions used but not defined in this Act shall have the meanings, if any, assigned to them in the relevant Acts. • Fot the Bill See Ori.ssa Guette, E.xtcaotdinaryt dated the 22nd July 1994 (ND. 818) 67

CHAPTER 11 THE STATE SPORTS AUTHORITY Cmst.litalion 3. (1) The Government shall, by notification, constitute an ' Authority called Of the Sports-;Authority of Orissa which Shall be a body corporate having perpe• tual succession and a common seal with power, subject to the provisions of Authority. this Act and the rules, to acquire, take over, hold and dispose of property and ehall, by the. said name, sue and be sued. (2) The Sports Authority shaki consist of the following members, namely (a) a Chairman to be appointed by the Government ; (b) the Secretary to Government in the Sports and Youth Services Depart' ment, who shall be the Vice-Chairman ; (c) the Managing Director ; (d) two members of the Orissa Legislative Assembly having sports back- ground, to be elected by the Assembly from a.mongst its in the prscribed manner : Provided that whenever vacancies a.ciGå in omces in sub<laue (d) of the above clause due to dissolution of Orissa LegiBlative Assembly, • the State Government may fill up the said vacancies by nominating two persons who shad, unless sooner removed. hold omco till the date on which the names of tho members elected under the said clause by the Assembly after its reconstitution are published in the Gazette and the term of cfice of the members so el#ted shall be co-terminous with the term -of omce of the emembers nominated under sub-clause (d) ; (e) an omcers beloÅgin.g to the Orissa Finance Service ae may be nomin• ated by the Government, who shall be the Member , Finance ; (D the Director, Higher Education. Orissa ; (g) the Director, Secondary Education, Orissa ; (h) the Director, Elementary Education, Orissa ; (i) _the Directot General and Inspector-General of Police, Orissa (j) Deputy Director General, National Cadet Origa.i (k) eight other members, of whom two shall be women, one Scheduled Caste and one *heduled Tribe member to be appointd by the Govern.ment . from among— (i) the outstanding sports persons who pa.rticpated at least at the national level in any discipline of sports and gam% ; (ii) persons who have rendered valuable service for promotion of sports and games in the State ; and (iig) office bearers of tho State Sports Associations

4. The Sports Authority shall be the principal policy formulating' body Powers and functions of relating to sports and gam:e and youth activities and shall have the fol.lowing sport, powers and functions, namely Autoriij• (a) approve the Sports Calendar of the State ; 68 (b) 'accord administrative and financial sanctions for corstruction and mainte- nance of Stadia, Indoor Stadia, Swimming Pools, Play Fields and other sports infrastructure and the like in the State; (c) approve the proposals received from the District Authority for construction of sports infrastructure and the like in the district and the same to 'the State Goierment, Government of India and Sports Authority of India, as the case may be, for sanction of

grants under relevant schemes; (d) implement the sports programmes of the Government of India, Sports Authority of India and the Netaji Subhas National Institute of Sports, Patiala and the State Government; (e) accord administrative and financial sanctions for the creation of posts in the Sports Authority and the District Authority; (f) approve budget estimates of the Sports Authority; (g) promote youth activities and other sports related and incidental thereto draw up and implement plans in keeping with the policy of sports, games and youth activities, Youth Welfare Policy of Government of Orissa and Government of India; (h) raise finances by leasing out the property owned by or vested in it in the manner prescribed; (i) augment the income of the Sports Authority by conducting tournaments, matches and other sports events and adventure activities and arranging sale of tickets, receipt of donations, etc. in connection therewith; (j) accept endowments bequests, donations, trophies, grants and transfer of any movable and immovable properties made over to the Sports Authority; (k) take steps for the welfare of the Sports persons, sports officials and the like and to run benevolent schemes for active, veteran and retired sports persons and officials; (l) co-ordinate and supervise all games, sports, physical education and youth activities implemented by the State Level and District Level bodies and disciplinewise State Level Sports Association affiliated to the All India bodies like Orissa Olympic Association, Orissa Cricket Association, Orissa Football Association, Orissa Amateur Athletic Association and Orissa Lawn Tennis Association and to ensure that the funds allotted to these institutions for promotion of sports, games, physical education and youth activities are properly utilised; (m) provide for education, training and coaching in various games, sports and youth activities and, for that purpose, establish, manage and administer institution wholly or partly; (n) approve and present the audited accounts and utilisation certificates of the Sports Authority to the Government; (o) approve the audited statement of accounts of all District Authorities and submit the same to the Government, together with utilisation certificates; (p) audit the accounts of District and State Level Associations and institutions receiving grants from the Government and submit report to the Government regarding their activities and proper utilisation of funds; (q) take over all or any sports infrastructure for which land has been allotted or funds have been provided by the Government wholly or partly; (r) exercise such other power and perform such other functions as may be conferred on it by the Government from time to time. 5. (1) The Chairman of the Sports Authority shall be entitled to such salary, allowances and other emoluments as may be prescribed and other conditions of service. (2) Other members of the Sports Authority shall be entitled to such allowances as may be prescribed from time to time. 6. (1) There shall be a Managing Director of the Sports Authority to be nominated and appointed by the Government from among the officers belonging to the State Government or the Central Government or the Defence Services, who are eligible to be functions. appointed as an Additional Secretary or Joint Secretary to the Government. (2) The Managing Director shall be the Chief Executive of the Sports Authority and shall exercise the following powers and perform the following functions, namely:— (i) implement the programmes of the Sports Authority; (ii) exercise general supervision and control over the Sports Officers, once Staff, Field Staff, Coach, Superintendents of Sports Hostels of any other employee of the State Authority and District Authorities; (iii) exercise administrative control over all the Sports Hostels and other institutions of games, sports, youth activities; (iv) deal with all the administrative matters pertaining to appointment postings, transfers, promotion and disciplinary actions of the staff of the Sports Authority and District Authorities; (v) run the day-to-day administration of the Sports Authority and conduct all its financial and administrative transactions; (vi) be the custodian of the finances of the Sports Authority; (vii) prepare and present the audited statement of accounts, utilisation certificates to the Sports Authority for its approval; (viii) recommend administrative and financial sanctions for the creation of the Posts of officers and other employees for the performance of the functions of the Sports Authority and District Authorities.

1. The Sports Authority shall review, in its meeting, at least once year, the Progress and performance of the Authority and give such policy directions to the Managing Director and the District Authorities, as it may deem fit.

(1) The Chairman or, in his absence, the Vice-Chairman shall preside over the general body meetings of the Sports Authority. (2) The Chairman shall be the appellate authority in respect of orders passed by the Managing Director and shall have powers to call for any information, document and data pertaining to the Sports Authority. (3) The Chairman shall be competent to appoint any Committee to enquire into, and report on, the affairs of the Sports Authority and all State Level Associations who receive grants from Government, proper maintenance and upkeep of infrastructure.

partly or wholly funded by the Government. and to pass such orders as he may consider proper. (4) Chairman may direct convening of the meeting of the Sports Authority for any purpose

9. The Chairman may, in writing, delegate such of his powers as he may consider necessary, to the Vice-chairman. 70 IO. In addition to the powers delegated by the Chairman and other powers conferred on him under this Act, the Vice-Chairman shall exercise the following powers, namely:— Constitution of District Sports Authority. S. 11. (i) preside over all meetings of the Selection Committee to be constituted for appointment, whether by promotion or selection, two posts of Junior Coaches, junior Sports Managers. Junior Physical Education Teachers and other posts of the Sports Authority as may be decided by the Authority; (ii) co-ordinate the work of the Sports Authority in relation to the Department of the Government

CHAPTER DISTRICT SPORTS AUTHORITY 11. (1) The Government shall, by notification, constitute an Authority for each district to be called the District Sports Authority. (2) The District Authority shall consist of the following members, namely : — (a) Collector of the district, who shall be the Chairman, ex-officio; (b) Superintendent of Police of the district, who shall be the Vice-Chairman, (c) Inspector of Physical Education of Education Circle of the district, Member ex-officio; (d) Executive Engineer, Roads and Buildings or Executive Engineer, Rural Development to be nominated by the Chairman of the District Authority, Member ex-officio; (e) the District Sports Officer appointed under section 12, who shall be the Member-Secretary; (f) a teacher to be nominated by the Government from among the Physical Education Teachers in the district; (g) four other Members, of whom, one shall be appointed by the Sports Authority from among the outstanding sports persons who participated in the national competitions. One who have rendered valuable service for the promotion of sports and games in the district and reigning champions at the national level tournaments, and the remaining three including one woman shall be nominated by the Government

12. There shall be a District Sports Officer of every District Authority who shall be appointed by the Sports Authority in the manner prescribed

13. The District Authority shall perform the following functions, namely:—(i) approve the Sports Calendar of the District; (ii) approve the proposal for construction of Stadium, Indoor Stadium, Swimming Pools, Play Fields and the Sike in the district and to obtain the administrative and financial sanctions from the Sports Authority; (iii) approve the budget estimates and the revised of the District Authority; (iv) raise by leasing out the properties owned by, or vested in, it in the manner prescribed; (v) augment the income of the District Authority by conducting tournaments, matches and other sports events and arranging the sale or ticket in connection therewith; (vi) accept endowments, bequests, donations, trophies, grants and transfer of any movable and immovable properties made over to the District Authority; (vii) promote and organise indigenous sports, women sports, rural sports, tribal sports, children's sports, adventure sports and the like at the district level; (viii) promote and organise major games and sports which have National and International importance at the district level and arrange to send the district teams for State Level events to be conducted by the Sports Authority; (ix) implement the various sports programmes of the Sports Authority of India, Netaji Subhas National Institute of Sports, Patiala and the like which are allotted to the district; (x) approve and present the audited statements of accounts and utilisation certificates to the Sports Authority; (xi) co-ordinate all games, sports and physical education activities in all educational institutions and District Level Associations whether or not they are receiving grants from Government and ensure that the funds allotted to these institutions and associations for the promotion of games, sports and physical education are properly utilised; (xii) exercise such other powers and perform such other functions as may be conferred upon, or entrusted to, it by or under this Act

14. The Member-Secretary shall be the Chief Executive of the District Sports Authority and he shall exercise the following powers and perform the following functions, namely : Secretary of District Authority shall (i) implement all the programmes of the District Authority; (ii) exercise general supervision and administrative control over the District Sports Officer, Coaches, field and other staff working under the administrative control of the District Authority, subject to general supervision of the Chairman of the District Authority and the Managing Director of the Sports Authority; (iii) run the day-to-day administration of the District Authority and conduct all its financial and administrative transactions; (iv) Work under the general supervision and administrative control of the Chairman of the

District Authority and Managing Director of the Sports Authority; prepare and present the audited statements of accounts and utilisation certificates to the District Authority for its approval; (v) convene the meetings of the District Authority from time to time as may be decided by the Chairman of the District Authority

CHAPTER IV MISCELLANEOUS. (1) The term of office of the State Sports Authority and the District Sports Authority shall be four years from the date of publication of their name in the Gazette. and (2) When any vacancy occurs in the office of a member, due to death, resignation or otherwise, such vacancy shall be, filled up by fresh nominations, election or appointment as the case may be and the person so nominated, elected or appointed shall continue for the unexpired portion of the term of the member in whose place, he is so nominated, elected or appointed. (3) The procedure to be followed at the meetings of the State Sports Authority and District Sports Authority shall be such as may be prescribed. 16. The Government may, at any time after the commencement of this Act, transfer to the Sports Authority the properties and functions of the existing State Sports Council, the powers and functions of the Directorate of Sports and Youth Services along with the staff, as it may proper: . Provided that in the event of the Government transferring the staff as aforesaid, the conditions of service of such staff as on the date immediately preceding the date of such transfer shall not be varied to their disadvantage. 17. All the orders and decisions of the Sports Authority and the District Sports Authority of orders etc. Sports Authority to function under the general supervision of Government. Funds of the Sports Authority. Powers of Authority shall respectively be authenticated by the signature of the Managing Director and the Member-Secretary, respectively

18. The Sports Authority shall function under the general supervision of the Government and the Government shall have powers to give such directions as it may deem fit from time to time and shall also review the action of the Sports Authority

19. The Sports Authority and the District Authority each shall have ' its own funds consisting of—(a) the grants made by the State Government and the Central Government; (b) all money received by or on its behalf under the provisions of this Act or any other law for the time being in force or under any other contract ; (c) all proceeds of the disposals of property by or on its behalf; (d) all rents accruing from any of its properties; (e) all moneys received by or on its behalf from any local authority, public corporation, public or private companies, public and philanthropists or persons by way of gifts, endowments, trusts, gifts or deposits or in any form ; (f) all interests and profits arising from any investment or transaction in connection with any money belonging to it ; (g) proceeds from tournaments conducted by it and collection of fees for coaching in various sports activities

20. The Sports Authority may from time to time, with the previous sanction of the Government and subject to the provisions of this Act and to such conditions as may be prescribed, borrow any sum required for the purposes of this Act

21. The Government may guarantee in such manner as they think fit the repayment of loans, and audit, payment of the principal and interest of any loan proposed to be raised by the Sports Authority or any District Authority. 22. (1) Every Authority under this Act shall cause proper accounts and other records in relation thereto to be kept, including the proper system of internal check, and prepare an annual statement of accounts, including the income and expenditure account and the balance sheet, in such form as may be prescribed by regulations. (2) The accounts of every Authority under this Act shall be audited by such persons as may be appointed by the Government and any expenditure incurred in connection with such audit shall be payable by the concerned Authority to the Government. 23. (1) The Government shall have the right to cause an inspection to be made by such persons as they may direct to the affairs and properties of the Sports Authority or any District Authority, its building, stadium, indoor stadium, swimming pools, play-fields and the site and also to cause an enquiry to be made into the matters connected with the said Authorities. In every case of such inspection or enquiry, the Government shall give notice to the concerned Authority of their intention to cause such inspection or enquiry to be made and the concerned Authority shall be entitled to be represented thereat

24. Save as otherwise provided in this Act, the recruitment and conditions of recruitment of officers and of service of the officers and the employees of the Sports Authority and District employees

Authority shall be such as may be and their conditions of service.Power to make Power to make regula- Power to remove doubts and dtffa.dtiæ

25. The Government may, by notification, make for carrying out all or any of the purposos of this Act

26. The Sports Authority may.With the previous approval of the. Government, make regulations not inconsistent with the provisions of this Act. and the provide for all or amy of the following matters, namely:— (a) the administration of the funds and other properties of the' Authorities under this Act and the maintenance of their accounts; (b) the duties of oßcets and employees of the Authorities ; (c) the procedure to be followed by the Authorities in inviting, considering and accepting tenders; (d) supervision and guidance of the activities of all Sports Associations, Spons Councils and other Sports Bodiee within the State so as to ensute excellence in sports and games in . conformity with the National Sports Policy and the State Sports Policy and guidelines relating thereto ; and (e) any other matter arising out of the functions of the Authorities under this Act, in which it is necessary or expedient to make regulations

27. If any doubt or difficulty arises in giving effect to the provisions of thia Act, the Government may, occasi0D may require, by order, do anything not inconsistent with the provisions of this.Act or the rules, which appærø to tbem neægary for the purpose of removing the doubt or dificolty: Provided that no order shad be issued under this section after the expiry ofa period of two Yeats from tbe date of commencement of this Act.

