

CHAPTER 166

SOLOMON ISLANDS NATIONAL SPORTS COUNCIL

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CHAPTER 166

SOLOMON ISLANDS NATIONAL SPORTS COUNCIL

AN ACT TO ESTABLISH A NATIONAL SPORTS COUNCIL IN SOLOMON ISLANDS AND CONFER
POWERS UPON SUCH COUNCIL, AND FOR MATTERS CONNECTED THEREWITH OR
INCIDENTAL THERETO

14 of 1988
14 of 1992

[1st October 1988]

1. This Act may be cited as the Solomon Islands National Sports Council Act.

Short title

2. In this Act, unless the context otherwise requires-

Interpretation

"Chairman" means the person appointed by the Minister to be Chairman of the Council pursuant to the provisions of this Act;

"Council" means the Solomon Islands National Sports Council established pursuant to the provisions of section 3(1);

"National Association of Sports" means any organisation, federation or body which is the controlling or governing body of a sport or group of sports at provincial or national level;

14 of 1992, s. 2

"Vice-Chairman" means the person appointed by the Minister to be Vice-Chairman of the Council pursuant to the provisions of this Act.

3.-(1) There shall be established for the purposes of this Act a Council to be called the Solomon Islands National Sports Council which shall be a body corporate to which the provisions of Part VII of the Interpretation and General Provisions Act shall apply.

Establishment of the Council
Cap. 85

(2) The provisions of the Schedule shall have effect as to the constitution of the Council and otherwise in relation thereto.

4. The functions of the Council shall be-

Functions of the Council

(a) to foster and promote the development of sport and recreation in Solomon Islands;

(b) to carry out itself, or encourage and support other persons or bodies in carrying out the practice of sport and physical recreation in the interest of social welfare;

(c) to foster, support or undertake the providing of facilities for sports and physical recreation;

(d) to carry out itself, or to encourage and support other persons, bodies or organisations in carrying out, research and studies in connection with sport and physical recreation, and to disseminate knowledge and advice on matters relating thereto;

(e) to collaborate with foreign or international bodies in furtherance of the foregoing, and to secure benefits from the facilities, training and expertise offered by such overseas bodies;

(f) to advise, co-operate with, or assist the Minister or any sporting body, organisation, government department, provincial body or authority on any matters connected with sports and recreation; and

(g) to carry on any other activity related to sports or recreation for the benefit of the public.

5. The powers of the Council shall be-

Powers of the Council

(a) to make grants or loans upon such conditions as it thinks fit to any person or organisation engaged in the execution or promotion of any sporting or recreational activity;

(b) to examine and consider any existing or proposed policies or practices, or other matters, relating to sport and recreation and the utilisation of land for recreational purposes, and with the approval of the Minister to make recommendations thereon to any appropriate person or authority;

(c) with the approval of the Minister to develop any land or other property and to erect and maintain buildings or other structures;

(d) with the approval of the Minister to enter into any agreements with any provincial or local authority, corporation, society, body or person for the management and maintenance of any land or buildings for the purposes of this Act;

(e) to charge such fees for admission in respect of any sporting activity promoted or sponsored by the Council;

(f) to charge or levy subscriptions from bodies or other sporting organisations in Solomon Islands;

(g) with the approval of the Minister responsible for finance to borrow or raise money and give security therefor in such manner as the Council thinks fit;

(h) to establish or act as trustees of any charity, the objects of which are in accordance with the objects of the Council;

(i) to employ a Director, Administrative Officers and such other officers on such

remuneration and terms and conditions as the Council thinks fit;

(j) with the approval of the Minister make provisions for the establishment and maintenance of pensions or other welfare schemes for its employees; and

(k) generally to do whatever it considers necessary in order to promote the growth and spread of sporting and recreational activity in Solomon Islands.

6.-(1) Any National Association of Sports in existence on 30th December 1992, shall within three months of such date apply for registration in the manner prescribed.

Registration of National
Associations of Sports
14 of 1992, s. 3

(2) Any National Association of Sports which is formed after 30th December 1992, shall within three months of its formation, apply for registration in the manner prescribed.

(3) The Council may, with the approval of the Minister make regulations prescribing the procedure for registration of a National Association of Sports.

7.-(1) The Council shall have power to inquire into and investigate the activities of any National Association of Sports.

Council may conduct
inquiry or investigation
14 of 1992, s. 3

(2) For the purposes of conducting any inquiry or investigation, the Council shall have power to-

(a) summon before it any person or office-bearer associated with such National Association of Sports; and

(b) direct such National Association of Sports to furnish in such form as the Council may require, returns, accounts and other information in respect of its property and activities.

(3) Upon such direction being made by the Council under subsection (2), any such National Association of Sports shall afford all such facilities and furnish all such information, as may be necessary to carry out such inquiry or investigation.

(4) Any office-bearer of a National Association of Sports or any employee or other person acting on behalf of such Association who-

(a) refuses to furnish any document, statement of accounts or other information as required under subsection (3); or

(b) obstructs or hinders any person in the exercise of any right under subsection (3),

shall be guilty of an offence and liable on conviction to a fine not exceeding one hundred dollars or to imprisonment not exceeding one month or to both such fine and imprisonment.

8.-(1) On completion of any inquiry or investigation commenced pursuant to section 7, the Council may-

Right to make
representations
14 of 1992, s. 3

(a) require such National Association of Sports to remedy any malpractices, misconduct or irregularities;

(b) cancel the registration of such National Association of Sports;

(c) order such National Association of Sports to dissolve and wind up its affairs;
or

(d) take such other measures as the circumstances may require.

(2) If the Council is of the view that any of the measures provided for in subsection (1) should be taken against a National Association that has been the subject of inquiry or investigation, the Council shall in writing state the reasons for the action being considered and afford such National Association of Sports reasonable time to make representations.

9.-(1) Where any national facilities to be used in connection with sporting activities are provided to Solomon Islands by way of grant, aid or otherwise by any foreign government, international organisation or other source, the ownership of such facilities shall without further assurance vest in the Council and the Council shall have all the powers necessary to deal with such facilities.

Vesting of national
facilities in Council
14 of 1992, s. 3

(2) On the vesting of such national facilities in the Council, the Council shall endeavour to ensure that sports in Solomon Islands receive the greatest benefit obtainable from the proper use of such facilities.

(3) In this section "national facilities" include buildings, fixtures and fittings.

10. The Council shall in the exercise of its functions and powers, have regard to statements or directions that may be made or issued by the Minister from time to time in regard to Government policy.

Policy directions and
guidelines

11. The funds of the Council shall comprise of-

Finances

(a) all moneys paid to the Council by way of grant or loan from the Consolidated Fund for the purposes of the Council;

(b) all moneys collected by way of contributions, subscriptions or fees;

(c) all moneys received by way of fees, rent or otherwise in respect of any land or property vested in or under the control of the Council or in respect of the performance or exercise of any of the functions and powers of the Council; and

(d) all moneys received by the Council from the sale or disposal of any property.

12. All moneys of the Council not required for immediate use shall be invested in securities authorised under the provisions of any Act relating to trustees for the time being in force.

Investment of funds

13. The Council shall keep proper accounts and other records in respect of its operations and shall cause to be prepared a statement of accounts in respect of each financial year.

Accounts

14. The accounts of the Council shall be audited annually by the Auditor-General or by such other person on such terms and conditions the Auditor-General may impose.

Audit

15.-(1) As soon as practicable after the end of each financial year, the Council shall transmit to the Minister-

Accounts to be laid before Parliament

(a) a copy of its statement of accounts for such year;

(b) a copy of the report made thereon by the Auditor-General or such other person as may be appointed under the provisions of section 14; and

(c) a report on the activities of the Council during such year.

(2) The Minister shall cause copies of the accounts and reports of the Council to be

laid before the National Parliament.

16.-(1) Neither the Council nor any member or employee of the Council shall be personally liable for any act or omission of the Council, any committee or panel done or omitted to be done in good faith in the course of operations of the Council, any committee or panel, as the case may be.

Non-liability of members and employees

(2) In this section the words "committee" and "panel" means respectively a committee or panel established under the provisions of paragraph 8 of the Schedule.

17. The Minister may make regulations generally for the purposes of carrying out the provisions of this Act and in particular in respect of any matter which he considers necessary or desirable for the furtherance of the functions of the Council.

Regulations

SCHEDULE

(Section 3)

1. (1) The Council shall consist of nine members appointed as follows-

Constitution of the Council
14 of 1992, s. 4

- (a) the Chairman and Vice-Chairman appointed by the Minister;
- (b) the President of the Solomon Islands Sports Association National Olympic Committee and one other executive member nominated by the Olympic Committee;
- (c) three members appointed by the Minister from persons appearing to him to represent the private sector;
- (d) the Under Secretary to the Ministry of Finance and Economic Planning; and
- (e) a representative nominated by the Ministry for the time being charged with responsibility for Planning and Projects.

(2) The Chairman, the Vice-Chairman and other members (excluding the two nominated members) shall be appointed by the Minister, and the terms of their appointments shall be as determined by him.

2. (1) Every member of the Council shall subject to the provisions of this Schedule hold office in accordance with the terms of his appointment.

Terms of office

(2) The Chairman shall be appointed for such term, not exceeding five years.

(3) The Vice-Chairman shall be appointed for a term of not more than three years.

(4) No member shall be appointed for a term of more than three years unless such member is the Chairman of the Council.

(5) The Chairman, Vice-Chairman and all other members shall be eligible for re-appointment.

(6) A member may at any time by notice in writing to the Minister resign his office.

3. Notwithstanding the provisions of paragraph 2 or the terms of his appointment, any member may at any time by notice in writing given under the hand of the Minister be deprived of his membership of the Council-

Revocation of
appointment

(a) if he is declared an undischarged bankrupt; or

(b) if in the opinion of the Minister he is guilty of an offence of a fraudulent character; or

(c) if he has conducted himself in such a way which in the opinion of the Minister renders him unfit to remain in office.

4. Save as is provided in this Schedule, the Council shall not make to any of its members any payment by way of remuneration for his services as a member, but may reimburse to any such member expenses reasonably incurred by him in the performance of such services.

Reimbursement of
members

5. The Council shall, if the Minister so directs, make to its Chairman and the Vice-Chairman such remuneration whether by way of honorarium, salary or fees and such allowances as the Minister may determine.

Remuneration

6. (1) The Council may act notwithstanding a vacancy among its members and the validity of any proceedings of the Council shall not be affected by any defect in the appointment of a member.

Proceedings and quorum

(2) The quorum of the Council shall be five members personally present, or such greater number as the Council may from time to time determine.

7. Subject to the provisions of this Schedule, the Council may regulate its own procedure.

Procedure

8. (1) The Council may appoint committees or panels to exercise, or advise it on the exercise of, any of its functions, and may-

Appointment of
committees etc

(a) appoint to any such committee or panel persons who are not members of the Council;

and

(b) at any time revoke the appointment of any member of any such committee or panel.

(2) The Council may appoint as Chairman of any such committee or panel any member, who is a member of the Council.

9. The Council may regulate the procedure of any committee or panel appointed pursuant to paragraph 8. Procedure of committees etc

10. Any public officer appointed by the Minister under the provisions of this Schedule to be a member to the Council, or to any committee or panel, shall be entitled to attend any meeting of the Council, committee or panel, as the case may be. Attendance of meetings by public officer

11. The Council may with the approval of the Minister, delegate the performance or supervision of any of its functions to any approved regional sports council. Delegation

CHAPTER 166

SOLOMON ISLANDS NATIONAL SPORTS COUNCIL

Subsidiary Legislation

THE SOLOMON ISLANDS NATIONAL SPORTS COUNCIL REGULATIONS

LN 65/1993

(Section 3)

[2nd April 1993]

1. These Regulations may be cited as the Solomon Islands National Sports Council Regulations.

2.-(1) On application to the Council for registration, a National Association of Sports shall fill in the prescribed form as specified in Form 1, and submit the application to the said Council with a registration fee of one hundred dollars.

(2) National Association of Sports, when used in these Regulations excludes professional sports associations.

(3) An application under this regulation shall be accompanied by a National Association of Sports development plan and a copy of its Constitution.

3.-(1) A National Association of Sports shall annually submit to the Council the following-

(a) reports of its activities and audited financial statements;

(b) copy of the minutes of the Annual General Meeting and such details of its current office-bearers and other working committees;

(c) a report on the use of any grant, technical assistance or sponsorship that it may have received during the year; and

(d) a copy of any amendment to its Constitution.

4.-(1) A National Association of Sports shall comply with the provisions of the Act and its own Constitution and the requirements of any relevant international governing body.

(2) Where the Council is satisfied that a National Association of Sports has not complied with the provisions of these Regulations or the Act, the name of such National Association of Sports shall be struck off from the register.

5. Having due regard to the objects of this Act, a National Association of Sports should periodically revise and update its development plan and submit such plan to the Council.

SOLOMON ISLANDS NATIONAL SPORTS COUNCIL

APPLICATION FOR REGISTRATION

(Pursuant to Section 6(8) of the Solomon Islands National Sports Council Act)

Date:

Name of National Association of Sports:

Registered Address:

	Name	Address
Current Office-bearers:	President	
	Vice-President	
	Secretary	
	Treasurer	
	Executive Committee Members:	
		:
	:	
	:	
	:	
Other Committee Chairman:		

Bankers:

Auditors:

International Governing body

Note: Please attach a copy of your Association's constitution and all amendments thereto. This must be accompanied by a brief Development Plan outlining the status of the organisation of your sport in Solomon Islands, names and addresses of affiliated members, targets and goals in a 1-3 year action plan and financial and technical assistance you are seeking to promote your code.

For office use only

Date received:

Constitution - checked

- registered:

- filed :

Development Plan - filed :

Registration fee - :

received by cash/cheque

receipt no.
