



Affiliated to FIBA
Affiliated to Basketball Federation of India BFI

GOA BASKETBALL ASSOCIATION

*Registered No: 23/GOA/78
Date of Establishment: 03.07.1978*

GBA TRANSFER OF PLAYERS PROTOCOL

APPLICATION OF THESE REGULATIONS

01. All decisions related to transfer of Basketball Players within the state shall be done by GBA.
02. All decisions related to a special agreement according to the articles below shall be the exclusive competence of the GBA Honorary Secretary.

GENERAL PRINCIPLES

03. Any basketball player shall have the right to play basketball in any Taluka/District of the State of Goa within the limits established by the General Statutes and Internal Regulations of GBA and the eligibility regulations of the respective Clubs.
04. These regulations governing transfer apply in their entirety to all member clubs. However, in exceptional circumstances, GBA may reach a special agreement with a member club or its member Institutions.

LETTER OF CLEARANCE

05. A letter of clearance must be obtained from the club where a player was last registered, before he can play for a new club. A copy of each letter of clearance must be sent (also by email) to GBA. This document certifies that the player concerned is free to be licensed by another member Club.
06. A letter of clearance may not be issued to more than one club at any one time. Sanctions may be imposed on a club/Institution in the event of misleading practices and/or procedures.
07. The letter of clearance may not be limiting or conditional. If applicable, the letter of clearance must mention any sanctions applied under the auspices of the club that may be in force against the player. Such mention shall include the unexpired period of suspension from playing, the unpaid amount of a monetary fine which is part of the sanction applied by the club or the unexpired portion of any other sanction. GBA must be informed when a letter of clearance is issued where there is an outstanding sanction.

08. The Club requesting the letter of clearance must indicate the name, Address, and Registration Number of the GBA player involved in the transfer, where applicable. This obligation is also valid for the Club/institution receiving a request for a letter of clearance.
09. The only reason for which a club may refuse to grant the request of a letter of clearance is if the player is under contract to play for his club beyond the scheduled transfer date. A letter of clearance may not be delayed or refused because of a monetary dispute between a club or a player.
10. The club may charge a maximum administrative fee of ₹ 1000/- for the transfer of a player under its jurisdiction to another club.
11. All the provisions of these letter of Clearance Regulations apply to any player registered by the Club who wishes to apply for a transfer, irrespective of whether the player is from Goa, India/Foreign player.
12. Failure to comply with the above requirements may lead to sanctions.

AGE LIMIT/YOUNG PLAYERS

13. Club transfer is not permitted before a player's eighteenth (18) birthday, except in special cases as decided by the Secretary General after examination of the matter with the member clubs and, if necessary, with the clubs and the player concerned.

Young Players – Special Cases

14. If the proposed transfer is not linked to basketball, the transfer may be authorised.
15. If the proposed transfer is linked to basketball, the following criteria shall be taken into account when making the decision on the authorisation of the transfer:
 - a. The player's new club shall guarantee adequate academic and/or school and/or vocational training which prepares him/her for a career after his career as a professional player.
 - b. The new club shall provide appropriate basketball training in order to develop and/or further the player's career as a professional player.
 - c. The new club shall demonstrate that it conducts an appropriate training programme for young players of the club's locality.
 - d. The new club shall make a contribution to the solidarity fund established by GBA to support the development of young players.
 - e. The young player, his parents, the new club, and the Association shall declare in writing that, until his eighteenth (18) birthday, the player will make himself available for his home club team and, if necessary, for the preparation time as

well as for training camps provided that they do not interfere with school activities.

- f. The transfer does not disrupt the player's schooling.
16. Not more than five (5) outward transfers of players under the age of eighteen (18) can be approved in any one year from any one club; similarly, not more than ten (10) such transfers inward can be approved for any one club. These restriction relate only to transfers linked to basketball, apply separately to male and female players and shall be based on the order in which transfer requests were received by GBA. Clubs have the right to withdraw a transfer request for a young player before GBA issues a decision on the matter.
 17. Where the transfer has been approved the new club and the club of origin shall agree on a compensation for the development of the young player. In case they are unable to agree on such compensation the General Secretary shall fix a reasonable compensation. Such compensation shall be based primarily, but not solely on the investments made by the club(s) that have contributed to the development of the player and shall take into account the aspects as per article 15.
 18. At or after the player's eighteenth (18) birthday, the club of origin, i.e. the club or other institution for which he is licensed at this eighteenth (18) birthday (the "club of origin"), has the right to sign the first contract with the young player.
 19. Such contract shall be written form and respect the laws of the club and the Goa Basketball Association and of the Basketball Federation of India. It shall have a minimum duration of one (1) year and a maximum of four (4) years. A copy of such contract shall be submitted to the Secretary General who shall keep it on a confidential basis.
 20. Should the player refuse to sign such a contract and elect to move to a new club in another part of the state, the two clubs shall agree on a compensation sum to be paid and inform GBA.
 21. In the event that the clubs are unable to agree on the compensation within four (4) weeks of the date on which a letter of clearance for the player in question was first requested by the new club, either club has the right to request that the compensation be determined by GBA. Such request has to be made in writing within six (6) weeks of the date on which a letter of clearance for the player in question was first requested by the new club.
 22. The decisions shall be taken by the General Secretary who may hear the two clubs and/or institutions involved and/or the player if he deems it appropriate.
 23. The player shall not be allowed to play for his new club until the compensation agreed upon by the two clubs or determined by the General Secretary has been paid as per article 21. In the event that an appeal is filed against the decision of the General Secretary, the player shall be allowed to play for his new club as soon as the sum of

compensation determined by the General Secretary has been paid into the account of GBA where it will be held in escrow until the decision on the compensation is final.

24. The compensation sum shall be based primarily, but solely, on the investments made by the club(s) that have contributed to the development of the player. It shall be paid to the club of origin which will decide on how to re-distribute the compensation sum among the clubs that have contributed to the development of the player according to specific provisions that the club has officially adopted. Such provisions shall be drafted in a way to respect the principle of protection of clubs forming young players. GBA is to be informed of the compensation in all cases where compensation is agreed.
25. Upon expiration of the contract as per article 19 above, the player is free to move where he wishes without any compensation being due.
26. Unless provided otherwise, any decision related to 13 to 25 shall be the competence of the General Secretary.

LICENSE RESTRICTIONS

27. A Player may not be registered by more than one club at the same time.
28. A player may not have more than one Foreign Player registered at the same time. A GBA foreign Player license is issued for the duration of one season/year in which the player's club is currently participating, unless the player is transferred in accordance with these regulations prior to the completion of the competitions.
29. All licenses/registrations held by the player become automatically null and void when the license is revoked by the issuing authority.
30. GBA may set a deadline to apply during the club competition season after which time a license/registration will no longer be authorised.
31. In the event that GBA has imposed a sanction on a player and as long as the sanction is in place, the said player cannot be licensed with any club other than the one with which he is licensed at the time the ban is imposed.
32. In the event that GBA has imposed a sanction on a club and as long as the sanction is in place, players licensed with the said club at the time the ban is imposed cannot be transferred unless with explicit consideration of the GBA.

TRANSFER PROCEDURE – DUTIES OF MEMBER CLUBS

33. Whenever a club receives a request for a license of any player who was registered previously by another club, before granting such a license in accordance with its own regulations, it must obtain a letter of clearance on behalf of the player concerned. *(Exception: players from academic institutions, corporates, professional clubs)*

34. The club may not grant the license until it has obtained the letter of clearance from the Club where the player was last registered or from GBA in terms of article 38.

DEADLINE FOR RESPONSE

35. A request for a letter of clearance shall be sent by one of the following methods:
- a. Registered mail with recorded delivery;
 - b. Email;
 - c. Telefax (*with confirmation of receipt*);
 - d. Express Courier with recorded delivery; or
 - e. Delivery by hand (*with confirmation of receipt*)
36. The club receiving the request for a letter of clearance must reply within seven (7) days following receipt of the request. It shall either grant or refuse the letter of clearance, and shall indicate whether the player in question was in fact registered in the club receiving the request for the letter of clearance. It shall also indicate the name, address and the Registration number of the GBA player involved in the transfer, where applicable.
37. If the Club refuses the request for the letter of clearance in terms of article 9 above, this club shall notify the party requesting clearance and GBA immediately. The refusal shall be accompanied by a copy of the valid contract in question duly dated and signed by the parties involved. A certified English or Konkani Translation of the contract shall be attached.
38. If there is no response within the seven (7) day period, the requesting club shall immediately notify GBA. This communication must be accompanied by a copy of the first letter requesting clearance addressed to the club concerned and a copy of the passport of the player in question. GBA will authorise the granting of the registration without a letter of clearance, unless there are exceptional circumstances as approved by the General Secretary (*however, see articles 13 to 26 regarding the transfer of players under eighteen (18) years of age*).

PLAYERS' AVAILABILITY TO PLAY FOR A STATE TEAM

General Principles

39. Any club which signs a contract with a player is obliged to release that player when s/he is summoned by the GBA to play for its State Team in any age category in a main official competition of BFI and GBA.
40. Any player registered with a club is obliged to reply in the affirmative when summoned to play for the state team.
41. Upon a transfer, each club must guarantee to GBA its responsibility in ensuring that this provision is applied by the clubs.
42. Any special agreement reached by GBA in accordance with article 04 of the regulation governing transfer of Players shall remain unaffected.

PROCEDURE FOR CALLING A STATE TEAM PLAYER

43. A Player's availability must be requested by GBA in a communication to the club with which the player is registered at least one week before the first day of the game(s). The request must be sent by one of those methods listed in article 35.
44. The Player should be available at least for the duration of the competition or for each individual competition day, as well as for a preparation time of:
 - a. Seventy-two (72) hours for qualifying games;
 - b. Fourteen (14) days for a tournament in a main official Competition.
45. The GBA may agree on a shorter period of preparation. However, the player must under all circumstances arrive forty-eight (48) hours before the beginning of the first game and be released to return to his club within Seventy-two (72) hours of the end of the game(s).
46. If the national/state team competition is outside the club competition season, the above deadlines do not apply and shall be determined by GBA in a reasonable manner.
47. A player who claims when summoned that s/he has an injury or illness, and that s/he is unable to play must, if the GBA so wishes, undergo a medical examination by a doctor chosen by GBA.

Financial Considerations Involving Player Called for State/National Team Duty

48. A club having entered into an agreement with a player is obliged to release the player to the GBA without any financial indemnity for the period requested.
49. The GBA must assume the player's travel expenses.
50. The club to which the player is under contract is responsible for covering the player's insurance costs in the case of injury or illness whilst on release from the club and, particularly in the event of injury, during the game(s) to which he is summoned.

Sanctions

51. If a player licensed with the club is called to play on his State/National team for one of the main official competitions of BFI and this player refuses to play for his State/National Team for whatever reason (including injury or illness), s/he may not play for the club with which s/he is licensed for the entire duration of the training period and the competition. Restriction from playing for his club will be increased by thirty (30) days if the player's refusal to play is not manifestly due to illness or injury. If the period of application of the thirty (30) day sanction falls outside the National Championship season, it is carried over to the following season.
52. If a club refuses to release a player, the club is liable to:
 - a. A fine as stipulated by GBA; and/or

- b. A Suspension.
53. If a club allows a sanctioned player to play during the period, this club is liable to:
- a. A fine as stipulated by GBA; and/or
 - b. A suspension; and/or
 - c. A default of zero: twenty (0:20) for all games played with the player during the said period, unless the club loses by more than twenty (20), in which case the result stands.
54. The decisions as per articles 51, 52 and 53 above shall be taken by the General Secretary. The decisions shall be subject to appeal.
55. Should a club be sanctioned in accordance with articles 51 and/or 52 the GBA is responsible for enforcing those sanctions.
56. In the event that a club fails to settle its debts with the GBA, GBA shall be authorised to collect these debts from the affiliated Club.

DISPUTES

57. All disputes arising from a refusal to issue a letter of clearance shall be decided within seven (7) days of the point of time when the dispute has arisen by the then General Secretary of GBA with the possibility of appeal. The foregoing shall apply mutatis mutandis in the event of a dispute regarding the question to which a club player transfers.

ILLEGAL TRANSFERS

58. Any transfer having taken place without a letter of clearance is invalid and, in this event, a club issuing a license will be liable to a fine in accordance with the regulations of GBA.
59. Any transfer carried out in accordance with the procedures set out in these regulations, but having taken place after an illegal transfer, is null and void, other than in exceptional cases upon the decision of the secretary General.

Approved for GBA, January 2016

President

Secretary