



Swiss Cricket Association

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NEWSLETTER

December 2011

Dear SCA Associates and Affiliates,

To ensure that all SCA members are updated on current major issues on the agenda of the Swiss Cricket Association (SCA), the SCA Executive Committee periodically will send to you by email a Newsletter. The Newsletters are intended to complement the information that is available on the SCA website and vice-versa.

You are all most welcome to enquire about any points that are not clear or could be elaborated in more detail.

Council Meeting November 2011

During and after the SCA Council meeting on 19 November 2011 a number of questions were asked about the legal proceedings against the SCV. The Council meeting minutes contain responses given to questions that were raised at the time. In order that all SCA clubs are kept informed of developments with this important issue, the following additional information and comments are sent to you for your information and for your club members. The current consultation of all SCA clubs on a unification proposal will be reported to all SCA clubs separately.

Please bear in mind that legal proceedings are not always straightforward and that the SCA needs to be resolute and patient as the case proceeds.

Friedensrichter (Justice of Peace) report.

The Friedensrichter has not made a formal report as such to the SCA. The SCA has received a letter, a copy of which accompanies the Newsletter. The main points made in the letter relate to:

1. Use of the name SCA
2. Use of the logo
3. Copying the website
4. Blocking of funds (CHF23K)
5. Claim for compensation
6. The existing SCA claims to be the only international body representing Swiss cricket.

The SCV disagrees with the SCA claims; all negotiations failed so the SCA received permission to take the matter to court.

Cost estimate of legal proceedings and implications.

The cost estimate is expressed as a maximum of CHF 5,000 approximately CHF 2,500 costs being incurred so far. The SCA expects to win its case and if so it will claim the costs from the SCV. In the event that the proceedings are not successful it could be assumed that the costs will be borne equally between the two parties.

This is an investment into the future of Swiss cricket being managed in a harmonious and progressive manner such as has been achieved during the 2010 and 2011 SCA seasons.

Swiss Cricket Association Executive Committee:

A. Mackay (President), D. Milne (Vice-President), K.J.S McKeown (Hon Secretary), N. Gandhi (Hon Treasurer), A. Koshy (Competitions Chairman), P. Maclaverty (International Match Manager), P. Henderson (Youth Development Officer), P. Vijayadas (Sponsorship & Publicity)



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The Executive Committee will consider further the issue of SCA finances during the period of the court case. One possibility is that with the goodwill of several SCA clubs the funds needed by the SCA to manage the court actions can be raised and repaid over an agreed period, so as not to jeopardise the overall financial position of the SCA. This would be done subject to the agreement of the SCA clubs and in conformity with the SCA rules and decisions.

The lawyer's opinion on the current proceedings, duration of the case and likely outcome.

The lawyer engaged by the SCA does not speculate in writing on uncertain outcomes. She has however informed orally her opinion that the prospect of a judgement being handed down that the SCV cannot purport to represent or imitate the SCA remains good. Depending on a range of factors, the duration could be from three months to two years; somewhere in the middle of this period is more likely. Had the original case continued a judgement might have been expected by now.

The SCA will seek a priority hearing due to Swiss cricket being harmed by SCV.

Other issues.

Awards

The Council noted the desire of clubs to increase recognition of individual and team performance and agreed to consider new awards in categories in addition to those which the SCA now gives its recognition.

Upgrading of pitches

There is also a desire to upgrade pitches generally and more specifically with a view to there being a minimum number of 'international' grounds/pitches such that tournaments may be held. The question of costs naturally must be considered but the availability of grounds that meet 'international' criteria also needs to be taken into account.

International Cricket Council (ICC) Membership

The fact that there is no sole recognised governing body for Swiss cricket under ICC criteria means that Switzerland's ICC membership entitlements are currently suspended. The ICC has made it clear that if compliance with ICC criteria is not achieved by the time of the 2012 Annual Council Meeting (June 2012) the Affiliate membership of Switzerland will be removed. SCA would need to make a new application to become a member of the IOC.

The Executive Committee will in any case maintain its dialogue with the ICC to ensure that the ICC is well aware of the actual situation in Switzerland vis a vis cricket.

Other news and information

For additional news and information please visit the SCA website <http://www.swisscricket.ch>.

On behalf of the Executive Committee,

Ken McKeown

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