

1 MAY 2023

NATIONAL LAW UNIVERSITY, JODHPUR

End Term Examination April-May – 2023

Semester: UG VIII Semester

Subject: Sports Law (Optional)

Time: Three Hours

Marks: 100

1. All questions carry equal marks. Attempt any five questions.
2. Brevity is appreciated.
3. Read the questions completely and carefully before answering.

Q.1.)

Each part of this question carries 10 Marks each. Answer all the parts.

Contract clauses have played a significant role in the sports industry and sports law at amateur, recreational, intercollegiate, and professional levels. These clauses have also seen a development in terms of the agency given to the sports persons.

In light of the above statement, briefly explain the same:

- a. Best Interests clause
- b. Morals Clause

(Marks 20)

Q.2)

Article 2 of the World Anti-Doping Code, 2021 lists down the Anti-Doping Rule Violations. Discuss these violations under Article 2 of the Code highlighting whether any person associated with the athlete can be held liable for these violations?

(Marks 20)

Q. 3)

Recently an oversight committee was constituted by Indian Olympic Association (IOA) after wrestlers Vinesh Phogat and Sakshi Malik on January 18, 2023 accused BJP MP and Wrestling Federation of India (WFI) president Brij Bhushan Sharan Singh of sexual harassment. Several other women athletes also joined the chorus, alleging that coaches often sexually harass women athletes and spoke out about an alleged culture of impunity within WFI. The wrestlers, who sat in an unprecedented protest at New Delhi's Jantar Mantar, had pointed to Singh's alleged "dictatorship" in running the federation, noting that mistreatment of wrestlers had been going on for years.

In light of this scenario, discuss the general state of administration of sports bodies in India in light of principles of good governance.

Substantiate your answer with relevant case law and examples.

(Marks 20)



Q.4)

"Gambling is an act or practice of putting monetary stakes on a game of pure chance, whereas betting, in sports, is an act of wagering upon an ultimate outcome of an event which involves, predominantly, an element of skill."

In light of this statement discuss the view of Indian judiciary on betting in sports.

(Marks 20)

Q.5).

In the world of sports, the role and position of agents and managers engaged by individual sportspersons has assumed great significance. they are the intermediaries who ensure that the supply and demand for labour within the sport is met. furthermore, the agents now play a pivotal role in contract negotiations.

In light of this statement discuss the nuances associated with a player agent contract. Substantiate your answer with relevant case law and examples.

(Marks 20)

Q.6)

Caster Semenya, a renowned athlete, in 2009 was asked to undergo gender verification testing by World Athletics. This was on the eve of the women's 800m World Championship final. Semenya was permitted to compete in the final and won gold but was subsequently stopped from competing for nearly a year. This issue put forward the nuances of gender testing in sports. Discuss the human rights issues that gender testing in sports creates in light of relevant case law.

(Marks 20)