

CENTRE FOR ALTERNATIVE DISPUTE RESOLUTION

RAJIV GANDHI NATIONAL UNIVERSITY OF LAW
PUNJAB

3RD RGNUL SPORTS & ENTERTAINMENT
LAW MEDIATION COMPETITION

PROBLEM
FINALS

ACADEMIC BLOCK



BACKGROUND INFORMATION:

Nashville Rugby Club is an English Rugby Club doing business in the name of Nashville RC, which has a rich heritage of producing some of the greatest talent in the world of Rugby. They have an academy at Wimbledon and have more than 50 years of coaching experience and nurturing young prodigies in the game of Rugby. Nashville RC competes in the British Rugby League and have produced consistent results year, most notable being six consecutive title victories during the 1990's. Nashville RC is managed by Mr. Alex

Friends Rugby Club is a Trust registered under the Indian Trust Act, 1882, headquartered at Hissar, Haryana. The trust has been created by a group of sports enthusiasts who have been actively involved in the promoting sports and seeking sponsors for creating academies. The members of Friends Club are ex-sportsmen of national repute in various discipline and have taken the pledge to improve the conditions of sports infrastructure at the grassroots level. The Club's members have appointed Mr. Siddharth Mohanty as their President.

DISPUTE FACTS

In August 2020, Mr. Alex and Mr. Siddharth meet at a sports conference in India and Mr. Siddharth pitched the idea of setting up India's first advanced Sports facility in the discipline of rugby. The academy shall be set up under the administration of Friends Rugby Club and Nashville RC shall sponsor the academy until its operation.

The sponsorship shall entail Nashville RC transfer funds to the tune of GBP 50,000 to Friends Rugby Club over a period of 2 years. These funds shall be utilized for construction of Academy at Hissar, Haryana and an annual audit shall be done for the funds received. The audit shall be conducted by Nashville RC under the supervision of Mr. Alex. In addition to construction of the academy, Nashville RC shall also provide the academy with equipment, kits and training gear for the development of youth. The development shall entail Nashville RC to provide personalized training schedule, diet program, exercise routines for all the youth enrolled into the program.

Friends Club shall be responsible for maintaining the academy and ensure that the operations run smoothly without any administrative difficulties. Once the academy has been set up, Nashville RC shall have the right to represent the athletes coming out of the academy in commercial contracts.

The foundation of academy was laid in November 2020 after receiving the first installment of sponsorship amount and the work started smoothly. By January 2021,

various parts of the academy skeleton had been constructed and the office was set up on the ground floor. However, Mr. Alex was unable to contact Mr. Siddharth for updates on the academy progress. After being unable to reach out to him for over a week, and patiently waiting to hear back from Mr. Siddharth, Mr. Alex asked one of his employees to fly to India to oversee the progress and report back to him.

When he arrived at the site of the academy, he found that there has been no construction going on and that there was no sign of Mr. Siddharth or Friends Club anywhere. In the meantime, Mr. Siddharth reached out to Mr. Alex explaining his reasons for not returning the call. Mr. Alex without paying heed to any of his reasons confronted him on the whereabouts of the academy. After several doggy answers he finally stated that the academy has been moved to Delhi, since they were unable to procure the land at the mutually agreed site.

Although Mr. Siddharth tried to convince Mr. Alex that the new site is in no way inferior to the previously agreed one, Mr. Alex was not entirely convinced that moving the academy out of Hissar was in the best interest of academy.

Aggrieved, by the situation, Mr. Alex consulted his lawyers for termination of the contract and was advised to settle the matter instead of resorting to litigation. Thereby Mr. Alex and Mr. Siddharth agreed to enter into mediation to find a way out of this situation.