

BEFORE THE DISCIPLINARY COMMITTEE OF BCCI

In the matter of disciplinary
proceedings against Mr.Lalit K.Modi

STATEMENT OF MR.GILES CLARKE


I, Giles Clarke, son of Charles Clarke, aged about 57 years, having office at Lord's Cricket Gound,London NW8 do hereby solemnly affirm and sincerely state as follows:

1. I am the Chairman of the England and Wales Cricket Board (hereinafter ECB). The ECB is the governing body of cricket in England and Wales and it comprises as its members English Counties and the MCC. There is also an internal categorization of the first-class counties as Cat 'A', Cat 'B' and Cat 'C' grounds, based on certain criteria fixed by the ECB. I further submit that each of these counties have their independent heads and office bearers.
2. I submit that on 2 May 2010 I received from Mr. Stewart Regan, who was at that time the Chief Executive of Yorkshire County Cricket Club, an e-mail dated 31.03.2010, titled 'Meeting – Lalit Modi 31st March – Highly Confidential'.
3. The email of 31 March was addressed to office bearers of various counties of the ECB and described a meeting that had taken place in India between Mr. Lalit K. Modi, representatives of International Management Group Limited ("IMG") and representatives from three English Cricket Counties, including Mr Regan.

4. I had no reason to believe Mr Regan's email to be untrue and indeed on 15 June 2010, Mr Regan signed a declaration confirming that his email represented a true and accurate record of the meeting.
5. In light of what I read in Mr Regan's email, I sent a copy of it to the President, BCCI, marking copy to the Hon. Secretary of the BCCI, on 02.05.2010. Mr Modi has since issued Court proceedings against me in the High Court, Queens Bench Division, in the United Kingdom accusing me of defaming his character in my email to Mr Manohar. I am defending those proceedings.
6. I further submit that I was informed by BCCI office bearers that disciplinary action has been initiated against Mr. Modi, on various breaches committed by him. It is on the request of the BCCI that I have come forward to place the above facts relating to the e-mails dated 31.03.2010 and 02.05.2010 on record.

STATEMENT OF TRUTH

I confirm that the facts stated in this witness statement are true.


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GILES CLARKE

7 September 2010