

GPT NOTICE OF DETERMINATION.

Proceeding under section 8.5 of the
FNSW Grievance and Disciplinary Regulations

Proceeding Details:

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| Tribunal reference | MGPT 16-51 |
| Date of hearing | 17 August 2016 |
| Time of hearing | 7:30pm |
| Venue of hearing | FNSW Judiciary Room |
| Tribunal Member(s) | Tyrone Dutt |
| Respondent | Reece Iredale (FFA: 54056163) |
| Fixture | <i>MSL1 Prospect United v Camden Tigers</i> on 30 July 2016 at William Lawson Reserve |

This Notice constitutes the General Purposes Tribunal's Determination resulting from the Tribunal hearing listed above.

Charge(s) and Determination(s):

| Charge(s) | Tribunal determination |
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| <p>1. The Respondent used offensive, insulting or abusive language and/or gestures towards or about a Match Official in breach of section 15.4(d), Schedule 3, Table B, Number 1 of the FNSW Grievance and Disciplinary Regulations (Regulations).</p> | <p><u><i>Plea:</i></u> Not Guilty. <u><i>Finding:</i></u> Not Guilty. <u><i>Determination:</i></u> NA</p> <p><u><i>Reasons:</i></u> The Assistant Referee did not see the player when the alleged language was used as the Assistant Referee had his back to the player. The Tribunal isn't satisfied that the Assistant Referee can be certain the alleged comment was:-</p> <ul style="list-style-type: none"> - Said by the Respondent; and - Directed at the Assistant Referee specifically if said by the player. <p>The Referee did not hear or witness the alleged incident.</p> <p>The Tribunal heard evidence from the Respondent that the word "Cunt" was being used by a number of other players from both teams during the match, and that spectators were also using the word whilst shouting commentary on the game. The Tribunal does not accept that the Respondent said the word "Cunt" to the Assistant Referee or at all.</p> |

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| <p>2. The Respondent failed to follow a reasonable direction of an Official or Football NSW employee or representative in relation to conduct and/or behaviour at a Match in breach of section 15.4(d), Schedule 3, Table C, Number 8 of the FNSW Grievance and Disciplinary Regulations (Regulations).</p> | <p><u>Plea</u>: Not Guilty. <u>Finding</u>: Not Guilty. <u>Determination</u>: NA <u>Reasons</u>:</p> <ol style="list-style-type: none"> 1. "Official" is defined in the Regulations as "<i>means a Team Official, Club Official Match Official or Association Member Official</i>" 2. Evidence was lead and adduced that the Referee requested the Respondent to return to the field. 3. No evidence was brought before the Tribunal that the Respondent failed to follow any direction from an "Official" as defined in the Regulations or Football NSW employee or representative in relation to conduct and/or behaviour at the match. |
| <p>Costs: The Tribunal determined that the costs of the Tribunal, be met by FNSW.</p> | |

Aggrieved parties to a determination of the FNSW General Purposes Tribunal may lodge an appeal to the FNSW Appeals Tribunal in accordance with sections 8.8 and 9.2 of the FNSW Grievance and Disciplinary Regulations. Any appeal must be submitted by completing the online Notice of Appeal form (Prescribed Form 12 – available on the FNSW website or by clicking [here](#)) and lodging the relevant Application Fee (\$750) within 7 working days of this determination being issued.

19 August 2016
Tyrone Dutt
Member
GENERAL PURPOSES TRIBUNAL