

NOTICE OF DETERMINATION

Reference is made to the following Tribunal:

1. Date of the Tribunal.	28th April 2016
2. Tribunal that heard the case.	General Purpose Tribunal (GPT)
3. Tribunal reference number.	16/12
4. Tribunal Members.	David LEWIS (Chair), Ben JONES, Louis FAYD'HERBE,
5. Venue of Tribunal.	FNSW Committee Room
6. Time of Tribunal	6.30pm
7. Respondents	Luke NGUYEN

This document constitutes a Preliminary Notice of Determination resulting from the Tribunal listed above.

Charges against the Respondents under section 8.2 of Football NSW Regulations (Regulations) for alleged breaches by the Respondent of sections 15.4(b) and (d) of the Football NSW Grievance and Disciplinary Regulations and/or clauses 2.1 and 2.2(c), (d) and/or (f) of the FFA Code of Conduct and/or Section 7(g) of the FFA National Member protection Policy related to incidents during a mixed Division Futsal match between "V's N D's" and "It's Only Banter" at the Bankstown Basketball Stadium on 13 March 2016.

Summation of the Tribunal:

The Tribunal found that the evidence:

Supported the Charges brought against the Respondent.

Determination of the Tribunal:

The Respondent pleaded GUILTY to the both Charges related to the relevant incidents.

The Respondent refused to attend the Tribunal.

The Respondent admitted in his brief written submission that he swore at the Referee and then attacked the referee by punching him several times.

Video evidence was available confirming that the Respondent had to be physically restrained by other players to prevent the continued battery of the Referee. The Tribunal determined that this was a very serious offence and the maximum sanction must be imposed.

Sanctions Imposed

The Tribunal imposed the following sanction on the Respondent under Table B, item 1 - Offences by Participants against Match Officials: *"Using offensive, insulting or abusive language and/or gestures"* and Table B, item 10 *"Punching, kicking, elbowing or striking a Match Official"*.

The Respondent is suspended for **LIFE** for the offences under the Charges from all Football related activities, including spectating.

Fines Imposed

NIL

Bonds Imposed	Nil.
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Additional Matters and Fees as per the Notice of Costs:

The Respondent, or his Team/Club, is to pay the costs of the Tribunal process as assessed by Football NSW. The Tribunal recommends that the Respondent's suspension should be widely advertised by FNSW as a deterrent to such behaviour and in support of FNSW referees. His suspension should be noted on his record.

A full written Determination will be not be produced as the Respondent refused to attend the Tribunal.

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 of the FNSW Grievance and Disciplinary Regulations. Any appeal must be submitted on the Notice of Appeal form (Prescribed Form 12) to tribunal@footballnsw.com.au with the relevant Application Fee (\$750) within 7 days of this Determination of the GPT being sent to the Respondent.

Sincerely,



**David P. Lewis
Chairman
GENERAL PURPOSES TRIBUNAL**