



FOOTBALL
NSW

GPT NOTICE OF DETERMINATION.

Proceeding under section 8.5 of the
FNSW Grievance and Disciplinary Regulations

Proceeding Details:

Tribunal reference	MGPT 16-29
Date of hearing	14 th June 2016
Time of hearing	6:30pm
Venue of hearing	FNSW Board Room
Tribunal Member(s)	Marcelo Valerio
Respondent	X
Fixture	Open Women's F-League Futsal Competition, East Coast Heat v South Brisbane on 4 June 2016 at Valentine Sports Park

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
<p>1. The Respondent (X) used offensive, insulting or abusive language and/or gestures towards 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>1. <u><i>Plea:</i></u> Guilty. <u><i>Finding:</i></u> Guilty <u><i>Determination:</i></u> Suspension of 3-fixtures (MMS + 2 Fixtures).</p> <p>2. <u><i>Reasons:</i></u> The player has been charged with Using offensive, insulting or abusive language towards a Match Official. The allegation is that the player said "are you fucking kidding me" to the Referee Mr. Y . The Referee's report is very clear and the player states that whilst she cannot recollect saying the statement she cannot be certain that she did not. Accordingly, the Tribunal finds that the player did use those words towards the Match Official. The Tribunal finds that the words used lie towards the lower end of the scale for this type of breach and as such the player is suspended for the minimum period of MMS+2 fixtures.</p>

<p>2. The respondent's behavior was deemed to be Unsportsmanlike or unprofessional behavior and as in breach of section 15.4(d), Schedule 3, Table C, Number 7 of the FNSW Grievance and Disciplinary Regulations (Regulations).</p>	<p>1. <u>Plea</u>: Guilty. <u>Finding</u>: Guilty <u>Determination</u>: Suspension of 4 fixtures (MMS + 3 Fixtures).</p> <p>2. <u>Reasons</u>: The player is further charged with Unsportsmanlike or unprofessional behavior in relation to an incident which occurred after she was sent off. The player kicked the ball with low/medium force into the body of her opponent. The player has pleaded guilty but made representations that she had not kicked the ball at the body of the opponent but rather at the feet of the opponent. The Tribunal viewed video footage of the incident which supports the version provided by the player. This, however, whilst minimizing her actions somewhat does not take away from the seriousness of the breach. Of concern is that since October 2012 the player has received no less than 24 yellow cards for unsporting behaviour. The Tribunal notes in relation to both charges that the player has apologized for her actions which shows a level of remorse. In relation to Charge 2 the Player is suspended for 4 fixtures to commence at the expiry of the MMS+2 fixture suspension for charge 1.</p> <p>3. The reason the suspensions are wholly cumulative is to reflect the separate acts involved and the need for strong specific deterrence given this player's less than stellar record when it comes to unsporting behaviour.</p>
<p>Costs: The Tribunal determined that the costs of the Tribunal, as determined by FNSW, be met by the Respondent.</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.

15 June 2016
 Marcelo VALERIO
 Member
GENERAL PURPOSES TRIBUNAL