



FOOTBALL
NSW

GPT NOTICE OF DETERMINATION.

Proceeding under section 8.2 of the
FNSW Grievance and Disciplinary Regulations

Proceeding Details:

Tribunal reference	GPT 16-08
Date of hearing	9 May 2016
Time of hearing	6:30pm
Venue of hearing	FNSW Board Room
Tribunal Member(s)	Ben Jones (Chair), Alex Brown and Marcelo Valerio
Respondent	Eddy Bosnar
Fixture	1 st Grade NPL 1 Sydney United 58 FC v Blacktown City FC on 13 March 2016 at Lily's Football Centre

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 spat towards/at the Match Official in breach of section 15.4(d), Schedule 3, Table B, Number 11 of the FNSW Grievance and Disciplinary Regulations (Regulations).</p>	<p>1. <u><i>Plea:</i></u> Not Guilty. <u><i>Finding:</i></u> Not Guilty. <u><i>Determination:</i></u> N/A. <u><i>Reasons:</i></u> The GPT determined that the available evidence was not, on the balance of probabilities, sufficient to establish that the Respondent spat.</p>
<p>2. The Respondent used offensive, insulting and abusive language towards the Match Official, in breach of:</p> <p>(a) section 15.4(d), Schedule 3, Table B, Number 1 and/or 5 of the Regulations (Regulations);</p> <p>(b) section 15.4(b) of the Regulations, namely the FFA Code of Conduct (FFA CoC); and</p> <p>(c) sections 2.1 and 2.2(c) and/or (f) of the FFA Code of Conduct.</p>	<p><u><i>Plea:</i></u></p> <p>(a) Guilty to breaching: sections 15.4(d), Schedule 3, Table B, Number 1 and 15.4(b) of the Regulations, and sections 2.1 and 2.2(c) of the FFA CoC.</p> <p>(b) Not guilty to breaching: sections 15.4(d), Schedule 3, Table B, Number 5 of the Regulations, and section 2.2(f) of the FFA CoC.</p> <p><u><i>Finding:</i></u></p> <p>(a) Guilty to breaching: sections 15.4(d), Schedule 3, Table B, Number 1 and 15.4(b) of the Regulations, and sections 2.1 and 2.2(c) of the FFA CoC.</p> <p>(b) Not guilty to breaching: sections 15.4(d), Schedule 3, Table B, Number 5 of the Regulations, and section 2.2(f) of the FFA CoC.</p>

	<p><u>Determination:</u> The GPT imposes a Fixture Suspension of four (4) fixtures on the Respondent for the breach of section 15.4(d) and a Time Suspension of one (1) month for the breach of sections 2.1 and 2.2(c) of the FFA CoC. These suspensions are to be served concurrently given the Charges stemmed from one set of actions.</p> <p>The GPT noted that the Respondent's breach of section 15.3(b) of Regulations results directly from their breach of sections 2.1 and 2.2(c) of the CoC, and as such imposes no sanction in respect to the breach of section 15.4(b).</p> <p>The GPT noted that the Respondent was issued with a Notice of Interim Suspension on 16 March 2016 and have been advised by FNSW that the Respondent has already served a suspension of approximately 11 Fixtures and approximately eight (8) weeks.</p> <p>Taking account of the Fixture and time already served the Respondent does not have to serve any further Suspension.</p>
<p>3. The Respondent used offensive, insulting and abusive language towards the Match Officials, in breach of:</p> <p>(a) section 15.4(d), Schedule 3, Table B, Number 1 and/or 5 of the Regulations;</p> <p>(b) section 15.4(b) of the Regulations, namely the FFA Code of Conduct; and</p> <p>(c) section 2.1 and 2.2(c) and/or (f) of the FFA Code of Conduct.</p>	<p><u>Plea:</u></p> <p>(a) Guilty to breaching: sections 15.4(d), Schedule 3, Table B, Number 1 and 15.4(b) of the Regulations, and sections 2.1 and 2.2(c) of the FFA CoC.</p> <p>(b) Not guilty to breaching: sections 15.4(d), Schedule 3, Table B, Number 5 of the Regulations, and section 2.2(f) of the FFA CoC.</p> <p><u>Finding:</u></p> <p>(a) Guilty to breaching: sections 15.4(d), Schedule 3, Table B, Number 1 and 15.4(b) of the Regulations, and sections 2.1 and 2.2(c) of the FFA CoC.</p> <p>(b) Not guilty to breaching: sections 15.4(d), Schedule 3, Table B, Number 5 of the Regulations, and section 2.2(f) of the FFA CoC.</p> <p><u>Determination:</u> The GPT imposes a Fixture Suspension of six (6) fixtures on the Respondent for the breach of section 15.4(d) and a Time Suspension of one (1) month for the breach of sections 2.1 and 2.2(c) of the FFA CoC. These suspensions are to be served concurrently given the Charges stemmed from one set of actions.</p> <p>The GPT noted that the Respondent's breach of section 15.3(b) of Regulations results directly from their breach of sections 2.1 and 2.2(c) of the CoC, and as such imposes no sanction in respect to the breach of section 15.4(b).</p>

	<p>The GPT noted that the Respondent was issued with a Notice of Interim Suspension on 16 March 2016 and have been advised by FNSW that the Respondent has already served a suspension of approximately 11 Fixtures and approximately eight (8) weeks.</p> <p>Taking account of the Fixtures and time already served the Respondent does not have to serve any further Suspension.</p>
<p>Costs:</p> <p>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.

10 May 2016
Ben Jones
Vice Chairman
GENERAL PURPOSES TRIBUNAL