

**PRELIMINARY NOTICE OF DETERMINATION.**

**Reference is made to the following Tribunal:**

<b>1. Date of the Tribunal</b>	15th June 2017
<b>2. Tribunal that heard the case</b>	General Purpose Tribunal (GPT)
<b>3. Tribunal reference number</b>	17/05
<b>4. Tribunal Members</b>	Marcelo Valerio (Chair), Alex Brown Mendo CKLAMOVSKI
<b>5. Venue of Tribunal</b>	FNSW Committee Room
<b>6. Time of Tribunal</b>	6.30pm
<b>7. Respondent</b>	St George FA

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

Charges against the Respondent Club under section 9.2 and 16.4 of Football NSW Regulations (Regulations) for alleged breaches by the Respondent of sections 16.4(d) of the Football NSW Grievance and Disciplinary Regulations related to incidents during the National Premier League 3 (NPL3) 1st grade match between St George City FA and SD Raiders FC at Fraser Park on 18 March 2017.

## **Summation of the Tribunal:**

The Tribunal found that the evidence and admissions:  
Did support the Charge brought against the Respondent.

## **Determination of the Tribunal:**

The Respondent pleaded GUILTY to Charge 1.  
The Respondent pleaded NOT GUILTY to Charge 2.  
The Tribunal found the Respondent GUILTY of Charge 2.

## **Sanctions Imposed**

The Club pleaded guilty in relation to the first charge that players, team officials, and spectators participated in a melee.

The Club pleaded not guilty in relation to the second charge, namely that a spectator from St George City FA threw a water bottle which struck the head of a team official from SD Raiders. Written and oral representations were made on behalf of the Club which in effect conceded that a bottle was thrown but the Club sought to mitigate and minimise the behaviour involved in the offending by making certain submissions in relation to the incident. Given the evidence before the Tribunal that a bottle was thrown and that it was reasonable to conclude that it came from an area where there were St George supporters, the Tribunal was satisfied to the requisite burden of proof and, as such, finds the Club guilty of Charge 2.

In terms of penalties to be imposed, in relation to the first charge (melee) the Tribunal fines the Club \$500. In relation to the second charge (bottle) the Tribunal fines the Club a further \$1500 and imposes a loss of 3 Competition Points (12 Club Championship Points) which are to be suspended for the remainder of the 2017 Season.

If supporters of the Club are found to have committed similar offences (ie, throwing missiles including, but not limited to, on to the Field of Play or at other Spectators) during the remainder of the 2017 Season (including the Championship, if applicable) then, in addition to any sanction imposed in respect of the fresh offences, the suspended part of the sanction will be activated and the Club will incur a loss of 3 Competition Points (12 Club Championship Points).

The Tribunal was asked to consider the issue of the abandonment of the match by the Referee. The GPT asked the Referee to provide oral evidence at the hearing in relation to this issue. Submissions were also received from both SD Raiders and St George in relation to the abandonment of the match.

After reviewing all the evidence, the Tribunal was of the view that both teams were equally responsible for the abandonment of the match.

**Bonds Imposed**

Nil.

**Fines Imposed**

\$2,000 fine.

**Additional Matters and Fees as per the Notice of Costs:**

The Respondent is to pay the costs of the Tribunal process as assessed by Football NSW.

A full written Determination will **not** be produced.

Aggrieved parties to a determination of the FNSW General Purposes Tribunal may lodge an appeal to the FNSW Appeals Tribunal in accordance with sections 9.6 and 10 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](mailto:tribunal@footballnsw.com.au) with the relevant Application Fee within 7 days of the Final Determination of the GPT being sent to the Respondent.

Sincerely,

Marcelo Valerio  
Co-Vice Chair  
GENERAL PURPOSES TRIBUNAL

**Football NSW Limited**

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