

PRELIMINARY NOTICE OF DETERMINATION.
27th September 2017

Reference is made to the following Tribunal:

1. Date of the Tribunal	26th September 2017
2. Tribunal that heard the case	General Purpose Tribunal (GPT)
3. Tribunal reference number	17/36
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. Respondent	Isaac Walker

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

Charges against the Respondent under section 9.2 and 16.4 of the Football NSW Grievance and Disciplinary Regulations 2017 (the Regulations) for alleged breaches by the Respondent of sections 16.4(d) of the Regulations related to incidents during the Association Youth League (AYL) Under 13s match between Southern Districts SFA and Sutherland Shire FA at Sydney Ernie Smith Reserve on 30 July 2017.

Summation of the Tribunal:

The Tribunal found that the evidence and admissions:

In Part supported the Charge brought against the Respondent.

Determination of the Tribunal:

The Respondent pleaded NOT GUILTY to Charge 1.
During the Hearing the Respondent agreed that he had committed an offence however denied the use of the swear word set out in the Charge.

The Tribunal found the Respondent GUILTY of Charge 1 albeit that there was doubt as to the actual words used.

Sanctions Imposed

In relation to Charge 1, the Tribunal imposed sanctions on the Respondent under Schedule 3, Table C, Offence Code 03-01 - Other Offences by Members: *“Unsportsmanlike or unprofessional behaviour”*.

In relation to Charge 1, the Respondent is suspended for **one (1) month** from ALL Football Related Activities.

Football Related Activities are defined in Section 15.5(e) of the Regulations and includes playing or acting as a Match Official. The Tribunal orders that this Sanction is to be served in accordance with Section 15.5(c) of the Regulations. That section stipulates that:

If, in the case of a Time Suspension, some or all of the suspension coincides with any non-playing period(s), then such non-playing period(s) must not be counted towards the satisfaction of that suspension, unless the Executive or a Body determines otherwise.

These Sanctions commence immediately however, in accordance with section 15.5(c), as this is a non-playing period the Time Suspension commences on 1 April 2018. The Respondent may attend trial matches prior to 1 April 2018. From that date the Respondent may not play or officiate in any match and is suspended from ALL Football Related Activities for **one (1) month**.

Fines Imposed	NIL.
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Bonds Imposed	Nil.
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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 with the relevant Application Fee within 7 days of the Final Determination of the GPT being sent to the Respondent.



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