

GPT NOTICE OF DETERMINATION.

Proceeding under section 9.2 of the
FNSW Grievance and Disciplinary Regulations

Proceeding Details:

Tribunal reference	MGPT 17-56
Date of hearing	27 June 2017
Time of hearing	6:30pm
Venue of hearing	FNSW
Tribunal Member(s)	Mendo CKLAMOVSKI
Respondent	Geoff STANMORE (FFA: 45077320)
Fixture	State League U12s match between Kemps Creek FC and Forestville FC at Bill Anderson Oval.

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. Geoff Stanmore (the Respondent) disputed a decision of a Match Official or showed dissent in breach of section 16.4(d), Schedule 3, Table B, Offence Code 02-01 of the FNSW Grievance and Disciplinary Regulations 2017 (Regulations).</p>	<p>1. <u><i>Plea</i></u>: Not Guilty. <u><i>Finding</i></u>: Guilty</p> <p><u><i>Determination</i></u>:</p> <p>Two (2) fixture suspension</p> <p><u><i>Reasons</i></u>: <i>The GPT, while accepting that the Respondent was concerned about the wellbeing of his players, found that it was clear that the Respondent continued with the discussion with the Match Official making 3 to 4 comments in a raised voice including telling the Match Official to "follow his own advice". The GPT felt that at the very least, Mr Stanmore was disputing the decision of the Match Official to not punish a tackle and did show dissent.</i></p> <p><i>The GPT gave a two (2) fixture suspension as it wasn't an isolated incident, the Respondent acknowledging in his statement that it was at least 3 occasions he spoke back to Match Official.</i></p>

<p>2. The Respondent failed to abide by or comply with a direction of a Match Official in breach of Section 16.4(d), Schedule 3, Table B, Offence Code 01-01 of the Regulations.</p>	<p>2. <u>Plea</u>: Not Guilty. <u>Finding</u>: Guilty</p> <p><u>Determination</u>:</p> <p>One (1) fixture suspension</p> <p><u>Reasons</u>: <i>The GPT found the evidence of the Match Official to be strong in that he clearly asked the Respondent to stop complaining prior to sending the Respondent off. While accepting the incident occurred in a short space of time, there is partial acknowledgement in the evidence provided that the Respondent did not comply with the initial direction from the Match Official.</i></p>
<p>3. The Respondent used threatening or intimidating language or conduct towards a Match Official in breach of Section 16.4(d), Schedule 3, Table B, Offence Code 09-01 of the Regulations.</p>	<p>3. <u>Plea</u>: Not Guilty. <u>Finding</u>: Not Guilty</p> <p><u>Determination</u>:</p> <p>No sanction</p> <p><u>Reasons</u>: <i>The GPT determined, on the evidence available, that it could not be satisfied that the Respondent used language towards the Match Official that could be deemed as threatening or intimidating. While the Respondent's comments were ill advised and inappropriate for a coach of his level, the GPT determined that there was no intent to deliberately harm or frighten the Match Official. The evidence of the Match Officials supported this finding in that both advised that the match didn't have any other incidents and neither felt their safety was at risk. Nor was the incident reported to any official on the day – both Match Officials continuing to officiate other matches throughout the day.</i></p>

Serving the Sanction

The sanctions in Charges 1 and 2 are to be served concurrently based on the fact that all the charges relate to the same incident and were within minutes of each other. The Respondent is therefore required to serve a total suspension of **Two (2) Fixtures**.

NB. The Respondent is to serve the suspension as a Team Official and in accordance with section 15.6 of the Regulations, in particular, sub-sections 15.6(h) and (i) which provide that, on the day of a Fixture, the Respondent must not:

- a. enter the field of play (or court), its surrounds, the technical area, players race, dressing rooms or any other place within a stadium, venue, ground or Centre where players and/or officials are likely to assemble to prepare for a match;

b. be seated in an area in a stadium, venue, ground or Centre normally reserved for players and/or officials; and

c. in the case of coach, must not engage or attempt to engage a third party to relay coaching instructions.

Costs:

The Tribunal determined that the costs of the Tribunal, as determined by FNSW, be met by the Respondent.

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.

28 June 2017

Mendo Cklamovski
Member

GENERAL PURPOSES TRIBUNAL