

## GPT NOTICE OF DETERMINATION.

Proceeding under section 8.5 of the  
FNSW Grievance and Disciplinary Regulations

### Proceeding Details:

<b>Tribunal reference</b>	MGPT 16-12
<b>Date of hearing</b>	5 May 2016
<b>Time of hearing</b>	7:30pm
<b>Venue of hearing</b>	FNSW Board Room
<b>Tribunal Member(s)</b>	Mendo CKLAMOVSKI
<b>Respondent</b>	Darren GEANY (FFA: 59733717)
<b>Fixture</b>	Under 15s NPL 2 Bankstown United v Granville Ryde Magic on 16 April 2016 at Magdala Oval, North Ryde.

*This Notice constitutes the General Purposes Tribunal's Determination resulting from the Tribunal hearing listed above.*

### Charge(s) and Determination(s):

<b>Charge(s)</b>	<b>Tribunal determination</b>
<p>1. The Respondent (Darren Geany) used offensive, insulting or abusive language and/or gestures towards or about a Match Official in breach of section 15.4(d), Schedule 3, Table B, Number 1 of the FNSW Grievance and Disciplinary Regulations (<b>Regulations</b>).</p>	<p>1. <u><i>Plea</i></u>: Not Guilty. <u><i>Finding</i></u>: Guilty</p> <p><u><i>Determination</i></u>: Four (4) match suspension (MMS + 3 Fixtures).</p> <p><u><i>Reasons</i></u>: <i>The GPT found that the Respondent was angry when approaching the Match Official and used language that it deemed to be offensive. The GPT would have shown leniency had there been a guilty plea and had the Respondent taken the opportunity to apologise for his behavior to the Match Official.</i></p> <p><u><i>NB. The Fixture Suspension is to apply to Coaching on Match Days and sitting on the bench in accordance with s 14.6(h) and (i) of the Regulations, noting in particular, regulation 14.6(i)(iv) which prohibits a coach from engaging or attempting to engage a third party to relay coaching instructions. The respondent is free to attend matches as a Spectator and coach training sessions on non-match days.</i></u></p>

<p>2. The Respondent (Darren Geany) was engaged in conduct which is:</p> <p>a) threatening or intimidating language or conduct towards a Match Official in breach of section 15.4(d) Schedule 3: Table B, Number 5</p> <p>b) Unsportsmanlike or unprofessional behavior in breach of 15.4(d) Schedule 3: Table C, Number 7 of the FNSW Grievance and Disciplinary Regulations (<b>Regulations</b>).</p>	<p>2. <u>Plea</u>: Not Guilty. <u>Finding</u>: Guilty.</p> <p><u>Determination</u>: Five (5) match suspension.</p> <p><u>Reasons</u>: <i>The GPT found that while the Respondent's conduct may not have been threatening it did make the Match official uncomfortable. The GPT determined that having the coach, along with two other adults, approaching a Match official following the match in an angry mood was unprofessional behaviour.</i></p> <p><u>The GPT decided that the suspensions can be served concurrently meaning that the Respondent it to serve a total suspension of five (5) matches.</u></p>
<p><b>Costs:</b></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.

**5 May 2016**  
Mendo Cklamovski  
Member  
**GENERAL PURPOSES TRIBUNAL**