

## GPT NOTICE OF DETERMINATION.

Proceeding under section 8.5 of the  
FNSW Grievance and Disciplinary Regulations

### Proceeding Details:

<b>Tribunal reference</b>	MGPT 16-53
<b>Date of hearing</b>	Determined on the papers
<b>Time of hearing</b>	n/a
<b>Venue of hearing</b>	n/a
<b>Tribunal Member(s)</b>	Louis FAYD'HERBE
<b>Respondent</b>	Shane DUFFY (FFA: 55244669)
<b>Fixture</b>	Reserve Grade match in the Women's National Premier League 1 (WNPL1) Marconi Stallions FC V Illawarra Stingrays on 28 July 2016 at JJ Kelly Park.

***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 (Shane Duffy) 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> Guilty. <u><i>Finding:</i></u> Guilty</p> <p><u><i>Determination:</i></u> Six (6) fixtures suspension</p> <p><u><i>Reasons:</i></u> <i>The GPT concluded that there was sufficient evidence to show that the Respondent Shane Duffy “during the Match despite twice being warned by the referee to stop his aggressive comments of the AR Mr. Duffy ignored the referee’s requests. In his report, the referee stated “The Coach continued to rant about the decision and the AR...only available decision ...was to ask the Coach to leave the Technical Area”.</i></p> <p><i>The decision is made on the evidence from the match officials through the submitted reports.</i></p> <p><i>The Respondent is suspended for eight (8) Fixtures for the offence under Charge 1 from all Football related activities including coaching, training and spectating.</i></p> <p><i>The MGPT applied a discount of two (2) fixtures due to the Respondent’s early guilty plea and apology.</i></p>

	<p><i>The respondent in his Notice of Response has indicated that he has already been stood down by his Club for two fixtures. Those two fixtures are to count towards the serving of his suspension in this matter, subject to the respondent's Club providing evidence to FNSW's satisfaction that he was stood down.</i></p> <p><i>The Tribunal understands that the respondent was suspended for similar offences in June 2015.</i></p> <p><i>As a result of the above considerations, the Respondent is to serve four (4) further fixtures suspension from all football activities including coaching, training and spectating.</i></p>
<p><b>Costs:</b> The Respondent is to pay the costs of the Tribunal processes as assessed by FNSW.</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.

**11 August 2016**  
 Louis Fayd'herbe  
 Member  
**GENERAL PURPOSES TRIBUNAL**