



FOOTBALL  
NSW

## NOTICE OF DETERMINATION.

Proceeding under section 9.2 of the  
FNSW Grievance and Disciplinary Regulations

### Proceeding Details:

<b>Tribunal reference</b>	GPT 22-27
<b>Date of hearing</b>	N/A
<b>Time of hearing</b>	N/A
<b>Venue of hearing</b>	N/A
<b>Tribunal Member(s)</b>	N/A
<b>Respondent</b>	Zoran Petkovic
<b>Fixture</b>	Football NSW Waratah Cup Semi-Final match between Bonnyrigg White Eagles FC ( <b>BWEFC</b> ) and Sydney United 58 FC ( <b>SU58FC</b> ) on 6 July 2022 at Valentine Sports Park ( <b>VSP</b> ) No. 2 ( <b>Match</b> ).

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

<b>Charge(s)</b>	<b>Tribunal determination</b>
<p>1. In or around the 22<sup>nd</sup> minute of the Match, the Respondent made a hand gesture with both hands (i.e. the “three-finger salute” or the “the Serbian salute”) in the direction of one of more SU58FC Club Officials in breach of section 16.4(d), Schedule 3, Table C, Offence Code 06-01 of the 2022 Football NSW Grievance and Disciplinary Regulations (<b>Regulations</b>).</p>	<p>1. <u>Plea</u>: Guilty. <u>Finding</u>: Guilty <u>Determination</u>: <b>Time Suspension of one (1) month.</b></p>
<p>2. In or around the 48<sup>th</sup> minute of the Match, the Participant made a hand gesture with both hands (i.e. the “three-finger salute” or the “the Serbian salute”) in the direction of one of more SU58FC Club Officials in breach of section 16.4 (d), Schedule 3, Table C, Offence Code 06-01 of the Regulations.</p>	<p>2. <u>Plea</u>: Guilty. <u>Finding</u>: Guilty <u>Determination</u>: <b>Time Suspension of two (2) months.</b></p>

**Serving of Suspension:**

Football NSW has determined that these suspensions are to be served wholly concurrently, such that the Respondent is to serve a total Time Suspension of **two (2) months**.

A Time Suspension effects a Participant's participation in both eleven-a-side football and futsal, regardless of whether the infringement was committed in an eleven-a-side football Match or in a futsal Match.

A suspension from all Football Related Activities is to be served in accordance with section 15.5 of the Regulations, in particular 15.5(a), 15.5(c), 15.5(d) and 15.5(e). The Term "Football Related Activity" has the meaning given to it in section 15.5(e) of the Regulations and includes:

- i. taking to the Field of Play (or court) as a Player or Match Official in any Match or Competition sanctioned or administered by Football NSW, Clubs, Centres, Association Members, Branches, Regional Associations or their clubs;
- ii. taking a position or acting as a coach, Team Official or Club Official in any match or competition sanctioned or administered by Football NSW Clubs, Centres, Association Members, Branches, Regional Associations or their clubs (in the case of a coach, this includes providing or attempting to provide coaching instructions or engaging or attempting to engage a third party to relay coaching instructions);
- iii. entering the Field of Play (or court), its surrounds, the Technical Area, players race, dressing rooms or any other place within a venue on a match day where players coaches of Officials are likely to assemble to prepare for a match;
- iv. taking part as a player, coach, Team Official or Club Official in any training session conducted by or for a team or club participating in any matches or competitions sanctioned or administered by Football NSW, Clubs, Centres, Association Members, Branches, Regional Associations or their clubs;
- v. acting in any way as a Team Official, Club Official or Association Member Official, including, but not limited to, participating in or carrying on any function as a member of a committee, sub-committee or board of directors (whether paid, voluntary or honorary) at any level (to the extent such a restraint is permissible by law);
- vi. having any contact with the Host Broadcaster or any other media where the purpose of such contact is for it to be electronically broadcast to the public, including (but not limited to) participating in any post-match press conference and participating in television or radio interviews;
- vii. attending any function or even coordinated, conducted or sanctioned by Football NSW; and/or
- viii. Entering a stadium, venue, ground or Centre during any match, competition or training session sanctioned or administered by Football NSW, Clubs, Centres, Association Members, Branches, Regional Associations or their clubs.

As some or all of the Time Suspension coincides with a non-playing period, that non-playing period must not be counted towards the satisfaction of the Time Suspension and the Time

Suspension must otherwise be served in accordance with clauses 12.7 to 12.13 of the National Disciplinary Regulations (**NDRs**) (see section 15.5(c) of the Regulations).

The Time Suspension is to commence on 19 September 2022.

Given the 2022 season has already finished for the Respondent's Club, the non-playing period has already commenced. With the 2023 Football NSW Men's Competitions due to commence on 4 February 2023, the non-playing period will end on that date. As per section 15.5(c) of the Regulations, that non-playing period must **not** be counted towards the satisfaction of the Respondent's Time Suspension.

Accordingly, allowing for this non-playing period, the Respondent's Time Suspension will end two months after the start of the 2023 Football NSW Men's Competitions, that is, on 3 April 2023.

For the avoidance of doubt, the Time Suspension is to commence on 19 September 2022 and expire on 3 April 2023.

***If the Respondent disagrees with the way section 15.5(c) of the Regulations and the relevant sections of the NDRs have been applied, the Respondent is invited to write to Football NSW setting out how he believes the Time Suspension is to be served and the reasons why.***

**Costs:**

N/A

The Respondent has accepted the determination in lieu of proceeding to a hearing and, in so doing, has waived any right of appeal.

Date Issued: 19 September 2022