



FOOTBALL
NSW

GPT NOTICE OF DETERMINATION.

Proceeding under section 8.5 of the
FNSW Grievance and Disciplinary Regulations

Proceeding Details:

Tribunal reference	MGPT 16-40
Date of hearing	6 June 2016
Time of hearing	8:30pm
Venue of hearing	FNSW Board Room
Tribunal Member(s)	Tyrone Dutt
Respondent	Mirjan Pavlovic (FFA: 76046291)
Fixture	1st Grade NPL 2 Marconi Stallions v St George FC on 26 June 2016 at Marconi Stadium, Bossley Park

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. The Respondent used discriminatory, homophobic, racist, religious, ethnic or sexist language and/or gestures in breach of section 15.4(d), Schedule 3, Table B, Number 4 of the FNSW Grievance and Disciplinary Regulations (Regulations).</p>	<p>1. <u><i>Plea</i></u>: Not Guilty. <u><i>Finding</i></u>: Not Guilty. <u><i>Determination</i></u>: N/A. <u><i>Reasons</i></u>: <i>The Tribunal accepted the Respondent's version of events and that he would have no reason to use the language alleged towards the Match Official, considering he was on the winning team.</i></p> <p>It is not rejected by the Tribunal that the words were said to the Match Official. However, the Tribunal is of the view that given the Respondent was amongst a crowd of players which included St George players, and the tension and other incidents that occurred after the game, it is likely that another player other than the Respondent used the language towards the Match Official.</p>
<p>Costs: The Tribunal determined that the costs of the Tribunal, as determined by FNSW, be met 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.

08 July 2016

Tyrone Dutt

Member

GENERAL PURPOSES TRIBUNAL