

GPT NOTICE OF DETERMINATION.

Proceeding under section 8.5 of the
FNSW Grievance and Disciplinary Regulations

Proceeding Details:

Tribunal reference	MGPT 16-86
Date of hearing	22 November 2016
Time of hearing	7:30pm
Venue of hearing	Football NSW
Tribunal Member(s)	Mendo CKLAMOVSKI
Respondent	Zohier BELKADI (FFA: 54684386)
Fixture	Futsal State League (FSL) Youth Men's match between Western Wolves FC and Central Coast Futsal Club on 12 November 2016 at Hawkesbury Indoor Stadium.

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 (Zohier Belkadi) used offensive, insulting or abusive behaviour 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 (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>Three (3) Fixture Suspension</p> <p><u><i>Reasons</i></u>: <i>The GPT was satisfied that there was sufficient evidence to show that the Respondent did use language that was directed at the Match Officials and can be deemed abusive, insulting or abusive and aggressive in nature.</i></p> <p><i>The evidence supplied by the Match Official was strong and the GPT is satisfied that the Respondent had in fact sworn. The Respondent while claiming he did not use the "F" word did acknowledge that he may have used the word "bullshit" and was clearly upset at being sent off.</i></p>

<p>2. The Respondent displayed unsportsmanlike or unprofessional behavior in breach of 15.4(d), Schedule 3, Table C, Number 7 of the Regulations.</p>	<p>2 <i>Plea: Guilty. Finding: Guilty</i></p> <p><u>Determination:</u></p> <p>Four (4) Fixture Suspension</p> <p><i>Reasons: The GPT accepted the evidence supplied by the Match Official as well as the acknowledgement by the Respondent that he is guilty of throwing his ID tag on the ground in frustration.</i></p> <p><i>The GPT finds that this action is both unsportsmanlike and unprofessional and not the behavior expected of a coach.</i></p>
<p>3. The Respondent entered the field of play after being sent off by a Match Official in breach of section 15.4(d), Schedule 3, Table C, Number 9 of the Regulations.</p>	<p>3 <i>Plea: Guilty. Finding: Guilty</i></p> <p><u>Determination.</u></p> <p>Two (2) Fixture Suspension</p> <p><i>Reasons: The GPT determined that there was sufficient evidence, based on the definition of Field of Play, to find the Respondent guilty of entering the Field of Play after having been sent off by the Match Official.</i></p> <p><i>The Club Representative could not rule out the Respondent coming on the Field of Play and the Match Official was very clear as to the course of events when questioned in detail. It is noted that the Respondent himself pleads guilty to this charge.</i></p> <p><i>The GPT, in determining the total sanction for the Respondent took into consideration the mitigating circumstances involved, i.e. the Match Official may have incorrectly sent off the Respondent, in making its determination. It does however find that despite this the Respondent's behavior cannot be excused.</i></p> <p><i>As all the charges are directly related to the sending off of the Respondent, the GPT determines that the three sanctions should be served concurrently.</i></p> <p><u>Therefore, the Respondent is to serve a combined suspension of four (4) fixtures.</u></p> <p><u>NB. The Respondent is to serve the suspension as a Team Official and in accordance with section 14.6 of the Regulations, in particular, sub-sections</u></p>

14.6(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.

For the avoidance of doubt, the Respondent is able to conduct training sessions and coach during pre-season trial and friendly matches. However, such matches will not count towards the serving of the suspension.

NB. Mr Kevin Wilson, Chairman of Central Coast Futsal Club, represented the Respondent at the Hearing. Permission was obtained from the Respondent via telephone before the Hearing took place.

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.

22 November 2016

Mendo Cklamovski

Member

GENERAL PURPOSES TRIBUNAL