

BOXING AUSTRALIA INCORPORATED
2008 COMMONWEALTH YOUTH GAMES TEAM

BOXER

NOMINATION CRITERIA

1. OBJECTIVE.

- 1.1 To identify and nominate to the Australian Commonwealth Games Association (ACGA), those Athletes who will achieve the best possible results at the 2008 Commonwealth Youth Games (CYG) Boxing Tournament anticipated to be held 12 – 18 October, 2008 in Pune, India.

2. NOMINATION CRITERIA DETERMINATION

- 2.1 These criteria may be amended or supplemented by Boxing Australia Incorporated (BAI). Any amendment or supplement to these criteria must be first approved by the ACGA. Any variation or amendment must be in writing by the Chief Executive Officer (CEO) on behalf of BAI. The CEO will endeavour to give as much notice as possible to all persons affected by any amendment or supplement to these criteria.
- 2.2 To be nominated boxers must be male and to have been born between 1st January, 1990, and 31st December, 1991, both days inclusive.

3. PROCESS OF NOMINATION AND SELECTION.

- 3.1 To be selected to compete in BAI's 2008 Commonwealth Youth Games Selection Trials (CYGST) athletes must be selected under their state or territory BAI Member Association Selection Criteria which must be fair, transparent and equitable.
- 3.2 Athletes must compete in the 2008 CYGST to be held during July, 2008 in Melbourne, Victoria in order to be eligible for nomination for selection to the 2008 Australian Commonwealth Youth Games Team.
- 3.3 Winners in BAI's 2008 CYGST in the weight categories to be contested at the 2008 CYG will be nominated by the BAI Board to the ACGA for inclusion in the Australian Team. The weight categories to be contested at the 2008 CYG will be 48kg, 51kg, 54kg, 57kg, 60kg, 64kg, 69kg, & 75kg
- 3.4 BAI reserves the right to withdraw any athlete nominated to the ACGA who does not attend all BAI approved compulsory training camps and competitions.
- 3.5 If in the opinion of the BAI Board the winner is not available to be nominated for any reason or is not able to compete at the 2008 CYG for any reason, any boxer defeated by the winner of a weight category at the CYGST will be eligible to compete in a box-off organised by BAI in that weight category and the winner of the box-off will be nominated.

4. BOX-OFFS

- 4.1 Any box-offs will be conducted under the following conditions:

- The athletes will compete on a date and at a venue in a neutral State or Territory determined by the BAI Board.
 - The Member Association of the neutral State or Territory will conduct the tournament in accordance with BAI's Competition Rules.
 - Athletes will be responsible for their expenses related to attendance at any box-off bouts determined by the BAI Board.
- 4.2 The winner of any weight category box-off will be nominated by BAI to the ACGA for inclusion in the 2008 ACYG Team.

5. PROTESTS

- 5.1 An athlete may protest against a decision in a bout at the 2008 CYGST according to the procedures in Clause 5.2.
- 5.2 The protest must be made in writing to the BAI CEO within 30 minutes after the completion of the session in which the boxer competed along with a \$330 fee (includes GST) that will only be refunded if the protest is successful.
- 5.3 The BAI CEO will forward all notices of protest to the Jury. The Jury will approve or reject the protest, after considering the circumstances of the protest.

6. APPEALS

- 6.1 The appeal process concerning non-selection is two tier, with the appeal being first heard by a BAI Appeal Panel with any subsequent appeal to be heard by the Court of Arbitration for Sport. In all cases the appeal will be at the expense of the appellant.
- 6.2 The sole grounds for any appeal are that this Nomination Criteria was not properly followed and/or implemented.
- 6.3 Any appeal by a boxer against non-selection must be made to a BAI Appeal Panel.

Any appeal must accord with the following procedure:

- (a) The appellant must give written notice of his appeal to the BAI's CEO within 48 hours of the announcement of the decision against which the appeal is made.
- (b) Within five (5) working days of submitting his written notice of appeal, the appellant must submit to BAI's CEO the grounds of that appeal accompanied by a non-refundable deposit of \$990 (including GST) payable to BAI.
- (c) A BAI Appeal Panel will comprise the following persons appointed by the BAI Board:
 - (i) a barrister or solicitor who will act as Chairman;
 - (ii) a person with a thorough knowledge of amateur boxing, and
 - (iii) one other person with experience and skills suitable to the function of a BAI Appeal Panel

No person is eligible to be appointed to a BAI Appeal Panel if he/she is a member of the BAI Board or by reason of his/her relationship with the appellant or any member of the BAI Board would be reasonably considered to be other than impartial.

- (d) A BAI Appeal Panel will convene a hearing as soon as possible after the submission of the grounds of appeal. The hearing may occur in such manner as the Chairman decides, including telephone or video conferencing. A BAI Appeal Panel is not bound by the rules of evidence but must observe the principles of procedural fairness.
 - (e) Prior to the hearing, the BAI Board will provide a BAI Appeal Panel and the appellant with a written statement as to the reasons for the decision against which the appeal is made.
 - (f) A BAI Appeal Panel will give its decision as soon as practicable after the hearing and will provide the BAI CEO and the appellant with a statement of the reasons for its decision.
- 6.4 Any appeal against a decision of a BAI Appeal Panel must be solely and exclusively resolved by the Court of Arbitration for Sport according to the Code of Sports-Related Arbitration. The decision of the said Court will be final and binding on the parties and it is agreed that neither party will institute or maintain proceedings in any court or tribunal other than the said Court.
- 6.5 A boxer wishing to appeal to the Court of Arbitration for Sport must give written notice of that fact to the Chief Executive Officer within 48 hours of the announcement of the decision against which the appeal is made. They must then file this statement of appeal with the Court of Arbitration for Sport within five (5) working days.
- 6.6 Failure to observe the above time limits will render any appeal a nullity provided that a boxer may apply to the body to hear the appeal in question for an extension of time in which to commence an appeal. The body to hear the appeal in question may grant such an extension of time only in extenuating circumstances outside the control of the boxer concerned.

Depending on the circumstances, an Appeal Panel may vary the time limits referred to in 6.3.

7. NOMINATION OF ATHLETES TO THE ACGA.

- 7.1 Athletes who win their weight category in the 2008 CYGST will be nominated by the BAI Board to the ACGA for selection as a member of the 2008 Australian Commonwealth Youth Games Team.
- 7.2 In the event of a withdrawal of a 2008 CYGST weight category winner the winner of a box-off in that weight category between those boxers defeated by the original winner of the weight category at the 2008 CYGST will be nominated by the BAI Board to the ACGA for selection as a member of the 2008 Commonwealth Youth Games Team.
- 7.3 The fact that an Athlete or Official is nominated to the ACGA does not ensure that the ACGA will select that person as a member of the 2008 Australian Commonwealth Youth Games Team. Selection to the Team for participation in events at the 2008 Commonwealth Youth Games is at the discretion of the ACGA.

7.4 The ACGA will determine the date when it will announce the selection of athletes and officials in the 2008 Australian Commonwealth Youth Games Team, and this date will be advised.

8. OFFICIALS

8.1 The number and type of Officials to be nominated by the ACGA as members of the 2008 Australian Commonwealth Youth Games Team will be subject to the ACGA's sole determination.

9. OFFICIALS HAVE NO RIGHT OF APPEAL

9.1 Officials have no right of appeal against nomination or non-nomination to the ACGA, or selection or non-selection by the ACGA.

10. JURY.

10.1 The Jury will consist of at least three (3) members appointed by the BAI Board to officiate in each session of the 2008 CYGST. The Jury must be present and observe all bouts.

10.2 Each member of the Jury shall be entitled to one vote only. All decisions shall be decided by a majority vote.

Dated: