



REFEREES TRIBUNAL KIT

This kit is designed to assist officials in the reporting, preparation, proceedings and follow up to actions at State/Territory/National League Disciplinary Tribunal Basketball Australia Disciplinary Tribunal hearing.

Acts of violence between opponents are generally the consequence of an escalation in the roughness of personal contact. These may begin with mere occasional touching or hand guarding, followed by more intentional forms of pushing or holding, with the illegal use of elbows, shoulders, hips or knees, finally culminating with rough holding or pushing or even hitting with the fist. All these contacts are illegal and should be promptly called and penalised by the Officials.

But the threshold of personal contact demanding an extreme penalty such as disqualification is not always easy to determine.

Player / team officials who are guilty of flagrant acts of aggression against opponents should be promptly disqualified for the rest of the game. The game officials are then required to report the incident to the body responsible for the competition.

TECHNICAL INFRACTIONS, *swearing, foul language, derogatory remarks, extremes of poor behaviour, gesturing, dissent (continually questioning decisions) etc. are not to be tolerated. There comes a point where technical fouls fail and disqualification becomes an option.*

Do not act in haste. Proceed with common sense and caution.

1. WHO CAN BE REPORTED

1.1 Any player, coach, official or person with any team or Organisation may be reported by an official participating in a Competition / League for actions which would bring the Competition / League or Basketball into disrepute.

1.2 The person (s) can be reported for incidents occurring in any game, after a game or at the venue including the venue and its surrounds. E.g. car park.

1.3 Reports are to be submitted irrespective of pending civic action.

1.4 Reports cannot be submitted for subsequent actions outside the control of the Basketball venue.

1.5 Team followers can be reported, however do not confuse a team follower with a spectator, Refer to Rulebook p 17, 87, 90 or team supporters.

1.6 Incidents involving spectators or team supporters are the concern of the competition organisers / managers. Stop the game, have the matter attended to and then proceed without penalty to either team.

1.7 Reports involving registered players who are spectators or team supporters at an event can be sent to TRIBUNAL.

1.8 Reports involving non registered team supporters or spectators are to be sent to the event management but are not subject to TRIBUNAL.

A game can be forfeited because of player, team, official or team follower actions.

1.10 A team cannot forfeit because of the action of team supporters / spectators.

The game may be called off if officials deem that they or the players are in danger but the decision in respect of forfeit is an administrative one.

2. REPORTING THE OFFENDER

2.1 If a player / official is dismissed from a game, a report is to be completed.

2.2 Complete the top half of the relevant Competition form – see attached example

2.3 **PRINT NEATLY**
Clearly state charges using the letters A and/ or B

A for offences by offenders towards players

And
B for offences towards officials
Use the number of the charges plus clearly state in words the charge, e.g. A7 – striking with clenched fist

Detail charge clearly, briefly

If charge sheet is not available, use back of scoresheet.

Fill out charge sheet (top section only) and hand to court Controller / Supervisor **WITHIN 2 HOURS** of the

conclusion of the game or before leaving the venue
Fill out charge sheet only in the presence of your partner

DO NOT personally attempt to serve the offender with the charge sheet within 48 hours of the said game

2.11 The Organisation will serve the offender with the charge sheet within 48 hours of the said game.

3. TRIBUNAL PROCEDURES

Pre Tribunal:

3.1 The Organisation will set date, venue and tribunal details and advise all parties.

3.2 Appropriate notice has to be given.

3.3 The Offender and Referee are free to bring witnesses

3.4 The reporting official should look to have a scoretable person and fellow referee attend as witnesses.

3.5 It is the duty, of the game officials to attend a tribunal. Game appointments are not to be given a priority.

3.6 If the reporting official is unable to attend the Tribunal, advise the Organisation immediately.

3.7 Prepare in point form, a detail of the events concerning the incident as soon as possible. Use this to refer to at the TRIBUNAL.

This detailed report should be made available to the TRIBUNAL if you cannot attend but will have limited value, as it cannot be cross-examined.

3.9 If the reporting official is under 18 years of age, please ensure that an adult represents the official. At the very

least, that person should be a senior referee or the Organisation Referee Secretary.

3.10 An official is entitled to have a legal representative or advocate at the TRIBUNAL.

The reporting official is responsible for advising his / her witness of the times, date and venue of the tribunal.

3.12 Obtain a copy of the State/Territory Tribunal Disciplinary By-Laws and be aware of the Tribunal Proceedings as outlined in Section 5.

4. DISCIPLINARY TRIBUNAL

4.1 The reporting official and his representative shall remain in the Tribunal while all evidence is presented.

4.2 The reporting official will present his/her evidence. Use your check sheet to assist.

4.3 The Reporting Official can be cross-examined by the offender and the Tribunal members, providing the questions are relevant to the matter at hand.

4.4 The reporting referee can cross-examine any witnesses presented

5. DISCIPLINARY TRIBUNAL FINDINGS AND APPEALS

- 5.1 Offenders have several grounds for appeal.**
- 5.2 Reporting officials ONLY have the right to appeal on the grounds of leniency. (Note: there is no appeal by officials on matters dealt with by an Administrative Tribunal.)**
- 5.3 These are no grounds for an appeal by the reporting official if the offender is found NOT GUILTY.**
- 5.4 TRIBUNALS have the power to alter the original charges to those of a lesser nature.**
- 5.5 Appeals must be lodged in writing within 14 days of the TRIBUNAL Hearing. Use Schedule sheet #4**
- 5.6 An appellant lodging an appeal against a Tribunal's finding must establish in Notice of Appeal that the offender has been treated leniently.**
- 5.7 If the relevant Tribunal decides to hear an appeal, all parties will be notified.**
- 5.8 There is no fee involved.**
- 5.9 Appeals are heard as follows-**
- 5.9.1 Organisation TRIBUNAL – appeal to their member**
- 5.9.2 Member TRIBUNAL – appeal to State/Territory**
- 5.9.3 Appeal to State/Territory TRIBUNAL – appeal to State/Territory Appeals Committee**

SPECIAL NOTES

- ❖ Coaches who are disqualified from the game for technical infractions e.g. Coach third bench technical foul are not to be reported.
- ❖ A coach who is disqualified for receiving two personal technical fouls or whose bench receives three technical fouls shall be reported.
- ❖ The offender who is the subject of a report shall be entitled to play, coach, score or officiate until the appropriate Tribunal has heard and determined the complaint.
- ❖ If an offender is suspended, he/ she cannot play, referee, coach, score for the period of the suspension. The suspended person may continue to act as an administrator.
- ❖ State/Territory recognises Tribunal actions of the state/territory. High Schools competitions. The schools likewise recognise State/Territory Tribunals.
- ❖ State/Territory Primary Schools do not recognise State/Territory tribunal hearings
- ❖ Tribunals make their decisions "on the Balance of Probability".
- ❖ Officials who fail to appear without reasonable cause shall be reported to their local Organisation.
- ❖ ONLY in the case of ABL, State League and Junior Leagues, where distance is a problem the Tribunal can be conducted by Teleconference.

**SCHEDULE 1
OFFICIAL REPORT FORM**

This form is to be used by the game official or Organisation Official when Tribunal Action should be taken against a player or team or any registered member. It does not remove the responsibility of Referees to note disqualification and reports on the scoresheet, and subsequent action as directed by the Competition/Organisation Rules.

DATE OF GAME: 26 / 10 / 80 VENUE: The Dome TIME: 8.00pm

TEAMS INVOLVED: Australia v USA MEN / WOMEN
NAME AND NUMBER OF REPORTED #23 M. Jordan

REGISTRATION NUMBER: 00001 EXPIRY DATE: 31/12/00

PERSON: N.Zanolin SUPPORTING OFFICIAL: L.Koteba

CHARGE: (refer to back of sheet): A8, A18

DETAILS OF CHARGE: #12 Australia personal foul #23 USA. #23 retaliated by punching #12 Green in the face and then head-butted #12. The green player fell to the floor and was unconscious

N.Zanolin (Signature of Reporting Official)

This form must be completed in duplicate and both copies given to the Supervisor/Secretary for distribution. The Supervisor/Secretary shall convene a Tribunal Panel comprising three independent representatives as soon as possible after receiving the report and where possible prior to the next scheduled match of the reported player/official. This Tribunal to be conducted in accordance with the Basketball Australia Disciplinary Tribunal BY-LAWS.

(please copy and provide the player/official in question with a copy)

**SCHEDULE 2
GENERAL REPORT CONFIRMATION FORM**

TO _____
(PLAYER)

(NUMBER) _____ **Basketball Team**

You have been charged with:

1Category _____ 4Category _____

2Category _____ 5Category _____

3Category _____

If one or all the charges against you are category A, and you are not a minor, you can elect to have an administrative tribunal determine the matter. The maximum penalties are listed on the back of this sheet.

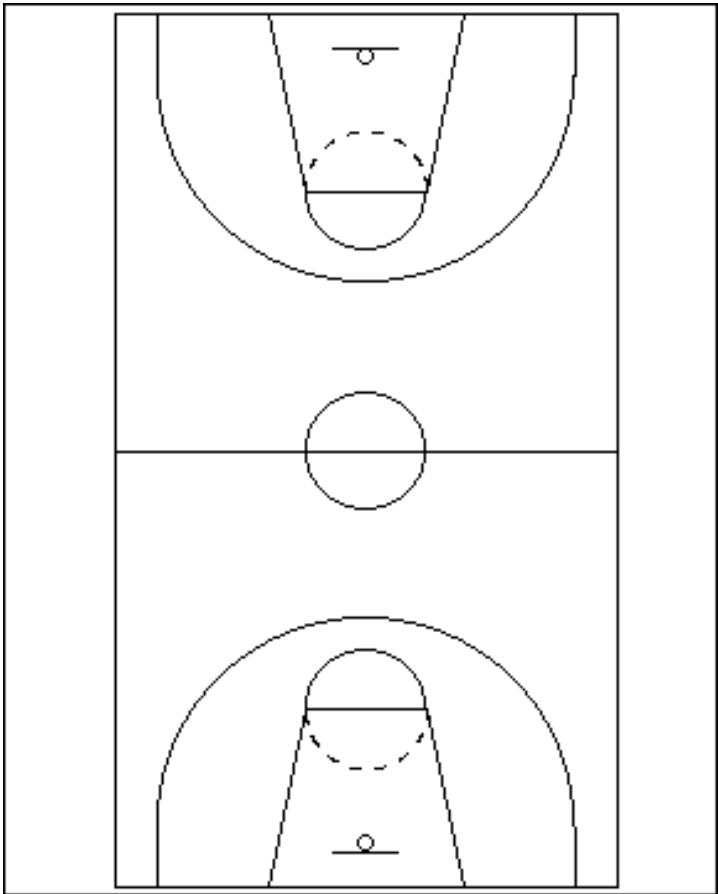
Should the charged person disagree with an administratively imposed penalty he/she may have the matter heard by a Disciplinary Tribunal, provided he/she within (five) days of notice of the administratively imposed penalty, submits in writing the grounds on which the tribunal is sought and the names of any proposed witness.

If Category B offences or if Charged person requests a tribunal hearing

Persons charged with an offence under category B must appear before a tribunal hearing and **are eligible to play** until such hearing is held. Maximum penalty schedule is on the back of this sheet.

The competition manager will arrange a time and date for the tribunal hearing (about 7 days hence) by discussing the matter with the tribunal chairman. Failure to attend this meeting will result in you being suspended from all basketball activities until you do appear before the tribunal. If you are under the age of 18 years you are entitled to be accompanied by an adult. Legal representation or advocates are permitted

Signature of competition delegate _____ Date: ___/___/___ Venue _____
Match concerned _____ v _____





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DATE OF GAME: ____/____/____ VENUE: _____ TIME: _____

TEAMS INVOLVED: _____ v _____ MEN / WOMEN

NAME AND NUMBER OF REPORTED PERSON: _____

GAME NUMBER: _____

TEAM: _____

OFFICIAL MAKING REPORT: _____

SUPPORTING OFFICIAL: _____

CHARGE (refer to back of sheet): _____

DETAILS OF CHARGE:

(Signature of Reporting Official)

This form must be completed in duplicate and both copies given to the Supervisor/Secretary for distribution. The forms will then be administered as set out in the Tribunal and Disciplinary By Laws.

Offences and Penalties

Notes

1. There are two groups of charges and penalties:
Group A – relate to charges against participants but not involving an official
Group B – relate to charges against participants involving officials

2. Administrative Tribunals
Are to be used for the summary dealing with Minor Offences i.e. offences with maximum penalties of less than ten (10) weeks.

3. Disciplinary Tribunals
Are to be used where the penalties for the offence are more than 10-weeks.
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1. Disputing decisions – a maximum of six (6) weeks
2. Unsportsmanlike behaviour – a maximum of six (6) weeks
3. Code of conduct breach relating to a player, referee or official – a maximum of six (6) weeks
4. Attempting to trip:
A – Maximum ten (10) weeks
B – Maximum twenty (20) weeks
5. Tripping
A – maximum ten (10) weeks
B – maximum fifty two (52) weeks
6. Obscene gestures
A – maximum of ten (10) weeks
B – maximum of twenty (20) weeks
7. Offensive language (which may include abusive, obscene or insulting language)
A – maximum ten (10) weeks
B – maximum of twenty (20) weeks
8. Attempting to strike
A – maximum ten (10) weeks
B – maximum fifty two (52) weeks
9. Striking (fist, hand, object, head)
A – maximum fifty two (52) weeks
B – life
10. Conduct which brings the game of Basketball into disrepute

A maximum of twenty (20) weeks

11. Failure to attend Tribunal without proper cause when notified
A maximum of twenty (20) weeks
12. Failure to co-operate in, or hindering an investigation or hearing under these by-laws.
A maximum of twenty (20) weeks
13. Attempting to elbow
A – maximum ten (10) weeks
B – maximum fifty two (52) weeks
14. Elbowing
A – maximum twenty (20) weeks
B – life
15. Fighting
A - More than two players involved, a maximum of twenty (20) weeks.
16. Attempting to kick
A – maximum ten (10) weeks
B – maximum fifty two (52) weeks
17. Kicking
A – maximum of twenty (20) weeks
B – life
18. Spitting
A - maximum of twenty (20) weeks
B – maximum of fifty two (52) weeks
19. Moving under an air borne player (tunnelling)
A - maximum of one hundred and four (104) weeks
20. Putting a person in fear of impending violence
A - maximum of fifty two (52) weeks
B – maximum of one hundred and four (104) weeks
21. Coaching, Refereeing, playing, scorebench duties while under suspension
A - minimum of two (2) weeks, maximum five (5) weeks per game plus the suspension period
22. Deliberately endangering the safety, health, of the players, spectators, officials (incidents involving blood/body fluids)
Maximum penalty life



OFFICIALS TRIBUNAL REPORT “CHECK LIST”

- ✓ Is there a question as to the identity of the Offender or persons involved in the report? Be aware of incorrect use of names on scoresheet by offenders.
- ✓ Have you reported the correct person with the correct number and team?
- ✓ Does each report involve ONLY one Offender? Submit a citing form for each offender.
- ✓ **BE POSITIVE & CONCISE!!**
 1. “I did hear the abuse”
 2. “It was directed to me”
 3. “It could not have and was not directed to anyone else”
 4. Do not use “I think”, “I thought”, “it looked like”, “it seemed” in parts of the report.
- ✓ **After Writing the Report**
 1. Ensure you are familiar with the contents of the report
 2. Check the correct charge and number (i.e. Striking with a clenched fist (A9) has been entered.
 3. Check the offender’s name, number and teams.
 4. Have you included the following in your report?
 - 4.1 Approx time of the incident (i.e. approx 4 mins before the end of the 1st half)
 - 4.2 Location on the court of the incident (use diagram to illustrate)
 - * Where on court were you at the time?
 - * How far away were you from the incident?
 - * Where was the other Official on the court?
 - 4.3 Did you have a clear view of the whole incident or was your view partially obstructed.
 - 4.4 Was your hearing impeded (i.e. surrounding noises)?
 - 4.5 Main points concerning the incident. (Brief bullet points)
 - * Any events leading up to the incident?
 - * A step-by-step account of the actual incident.
 - * What action did you take?
 - * Why was the above action taken?
 - * What was the result of your action by: -
 - The Offender
 - Other persons
 - The other Officials

- 4.6 What happened immediately after the incident?
 - 4.7 Did any further incidents occur from the reported incident?
 - 4.8 Did the Offender comply with your instructions (i.e. move away, leave the court)
 5. Did the game proceed without further incidents?
 6. In what spirit was the overall game played? (i.e. Rough, Noisy, Calls being questioned?)
 7. Read through again and again, and then revise if necessary before finalising and submitting.
 8. If there is insufficient space on the report form, use the back of the sheet.
 9. If a report form is unavailable, use the back of the scoresheet. Clearly mark front of sheet that there is a report.
 10. Advise the Court Supervisor that you are reporting the players. Ask that the player be advised immediately. In domestic competitions, the report must be completed as soon as possible.
 11. Do not leave the facility without completing all the reporting requirements.
- ✓ The above list is meant only as a guide to completing the Tribunal Report, any questions regarding the "Report Form" should be directed to the Court Manager who will advocate and assist in the completion of the form.