



## **OEFN SCHEDULE 18 – APPEALS**

Outer East Football Netball has adopted the AFL’s National Community Football Policy Handbook. The by laws listed below are aligned with or in addition to NCFPH rule 26.0. NCFPH 26.0 should be read first before considering the guidelines listed below.

### **28.3 APPEALS BOARD**

- 28.3.1** The Outer East Football Netball shall appoint an Appeals Board to be known as “the Appeals Board” to hear and determine any appeal from a decision of:
- (i) a decision made by OEFN under Section 23.3(c); or
  - (ii) a decision made by the Tribunal under Section 25; or
  - (iii) a decision made by OEFN under Section 4.1(d); or
  - (iv) a dispute referred in accordance with Section 3.5(d)(ii)(A) or 3.5(d)(ii)(B) in relation a Transfer refusal by a Source Club which cannot be resolved.
  - (v) Other such matters as deemed appropriate by the CEO from time to time.
- 28.3.2** The grounds for appeal shall follow those stated in NCFPH rule 26.1 (b) and be submitted to the CEO or their appointee stating such grounds of the appeal on the required E2601 form.
- 28.3.3** A person wishing to appeal must lodge the appeal with the CEO by 5.00pm on the first day following the decision of the determining body being made.
- 28.3.4** The appealing party must lodge with the CRO at the time of lodging the appeal an amount of \$1,000 by way of security to be dealt with as the Appeals Board directs.
- 28.3.5** An Appeal will not be considered officially lodged until both the notice of appeal form and the \$1,000 security payment has been received by the CEO.
- 28.3.6** Until the Appeals Board has heard the appeal, any decision of the determining body being appealed from shall apply and be performed and discharged.
- 28.3.7** Any party to the appeal may appear by a legal representative upon giving prior notice to the CEO of its intention to do so on the express understanding that the Chairperson of the Appeals Board may request a legal advisor sit with the Board in hearing the appeal (to advise in respect of any legal arguments put forward) and the party seeking legal representation on its behalf may be required to pay any costs incurred by the Appeals Board in obtaining legal representation in respect of the appeal.
- 28.3.8** The Appeals Board may deal with any appeal in such manner as it thinks fit and may impose whatever penalty it considers appropriate in the circumstances upon any party to the appeal or, in the appropriate circumstances and after an appropriate opportunity of being heard has been given, to any other party it considers it appropriate to impose a penalty upon.
- 28.3.9** Subject to the right of any Member under Rule 28.3 the decision of the Appeals Board shall be final and binding.
- 28.3.10** The Appeals Board shall notify the parties to the appeal of its decision at the conclusion of the Appeal.



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### Composition of the Appeals Board

- 28.3.11** The Appeals Board shall comprise of a minimum of two (2) Members and a maximum of three (3) members who shall be appointed from time to time by the CEO, one of whom shall be appointed as Chairperson.
- 28.3.12** The Appeals Board may cause to be published from time to time an outline of its procedures in respect of appeal hearings but has no obligation to do so.