

Complaints, Protests, Appeals, and Jury

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8 October 2016

Present Rules

- Out of Date and not in line with current international practice
- Ambiguous as to who is responsible
 - Organiser or Controller?
- Not clear on the process for complaints

Proposed Rule 12.1 Complaints

- R12.1.1 Any competitor or official may lodge a complaint with regards to any competitor or any aspect of the organisation or course planning thought to have materially contravened the Rules or other instructions issued by the Organiser.
- R12.1.2 A complaint shall be made to the Organiser either orally or by way of the IOA Complaint/ Protest form. The Complainant shall be informed about the decision immediately
- R12.1.3 The Organiser is the adjudicator of a complaint. The Organiser may need to consult other members of the organising team as to the circumstances of the complaint before reaching a decision.
- R12.1.4 No fee shall be charged for making a complaint.
- R12.1.5 The Organiser may set a time limit for making complaints.

Proposed Rule 12.2 Protests

- R12.2.1 A protest may be made against the Organiser's decision about a complaint, or if the Organiser fails to address the complaint in a timely manner.
- R12.2.2 A protest may be made by any competitor or official.
- R12.2.3 A protest shall be made to the Controller using the IOA Complaint/Protest form.
- R12.2.4 Any protest shall be made as soon as possible after the decision is communicated to the complainant. The Organiser may set a time limit for protests. However if the protest concerns a matter arising from the publication of the final results, a written protest may be made within 7 days of the results being published

Proposed Rule 12.2 Protests (Contd)

- R12.2.5 On receipt of the protest, the Controller shall notify the Organiser. If they agree with the protest, they shall take the appropriate remedial action. If the Controller or Organiser do not agree with the protest, they shall convene the Jury. In the case of a written protest received after the event, the Controller shall notify the Jury members of the protest together with any relevant information.
- R12.2.6 The jury shall deal with any protest referred to them in the appropriate manner.
- R12.2.7 The Jury shall meet as soon as possible after the receipt of the protest. They shall notify the Organiser of their decision.
- R12.2.8 No fee shall be charged for making a protest.

Proposed Rule 13 Jury

- R13.1 A Jury consisting of 3 voting members shall be appointed to rule on protests.
- R13.2 The Jury for a C1 (International) competition shall be appointed as required by the IOF Rules.
- R13.3 The Jury for a C2 level (Championship) competitions shall be appointed by the Organiser. The Jury shall consist of three IOA Certified Event Controllers, or BOF Grade A or B registered Controllers who are members of an NIOA affiliated club. The Jury members shall not be members of the organising club.
- R13.4 One of the Jury members will chair the Jury.
- R13.45 The Organiser and Controller of the event may attend any Jury meeting but they may not vote.
- R13.6 The Organiser shall appoint and announce the Jury for C1 and C2 level competitions at least 7 days before the event.
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Proposed Rule 13 Jury (Contd)

- R13.7 For C3 level (League) competitions, a Jury need only be appointed if and when a protest is made.
- R13.8 For C4 (Club) events no Jury need be appointed. Any protest shall be resolved by an IOA Certified Event Controller from the organising club but who is not directly involved in the organisation of the event.
- R13.9 In the case of C1, C2, and C3 competitions, the Organiser shall act according to the Jury's decision and will notify the affected competitor or official.
- R13.10 The Jury shall meet as soon as possible after the receipt of the protest. The Jury Chairperson shall notify the Organiser of their findings within 7 days of receiving the protest.

Proposed Rule 14 Appeals

- R14.1 An appeal can be made against the Jury's decision with regard to a protest.
- R14.2 An appeal shall be made within 7 days of the decision of the Jury being announced or communicated to the person making the protest.
- R14.3 For C1, C2, and C3 level events, an appeal shall be made to the IOA Executive Committee.
- R14.4 For C4 level events, an appeal shall be made to the executive committee of the club that registered the event.
- R14.5 The appeal shall be heard and decided by the appeal body at the earliest opportunity
- R14.6 The decision of the appeal body shall be final.
- R14.7 No fee shall be charged for making an appeal.

Proposed Guideline 9

Complaints, Protests, Jury, and Appeals

- G9.1 The Jury
- G9.1.1 Meeting Procedure
 - G9.1.1.1 Jurors should be asked to meet at a specific time and place.
 - G9.1.1.2 The Organiser shall supply the Jury with a copy of the Rules, Appendices, and Guidelines.
 - G9.1.1.3 The Organiser shall supply the Jury with a copy of the Complaint/Protest form.
 - G9.1.1.4 The Jury shall appoint a Chairman who shall be responsible for keeping a record of all relevant information.
 - G9.1.1.5 If it is not possible for the Jury to consider a protest on the day, of the event then they should make arrangements to hold a meeting at a later time.
 - G9.1.1.6 If an unanimous verdict cannot be reached, a majority verdict from the Jury is acceptable.

Proposed Guideline 9

Complaints, Protests, Jury, and Appeals (Contd)

- G9.1.1.7 The Chairman shall prepare a written report, a copy of which should be sent to the Organiser, and one to the IOA Executive Committee.
- G9.1.1.8 Any expenses incurred by the Jury shall be reimbursed by the Organiser.

Proposed Guideline 9

Complaints, Protests, Jury, and Appeals (Contd)

- G9.1.2 Consideration of Protests
- G9.1.2.1 A single protest shall be given as much consideration as if all the affected competitors had made a protest.
- G9.1.2.2 No precedence should be given to previous recommendations made by any Jury.
- G9.1.2.3 The Jury has to decide whether the problem has significantly affected the competition. If they agree then a recommendation to the Organiser that the course be voided, or the results adjusted, should be given.
- G9.1.2.4 In the case of a problem affecting an individual competitor the Jury has to decide whether it has only affected that individual but not the overall competition. If they agree then they have to make a recommendation to the Organiser for the outcome of the individual's protest e.g. disqualify or reinstate.
- G9.1.2.5 No estimated time adjustments shall be made.