



Bendigo Baseball Association

Governing Document #8

Appeal Procedures

Contents

Sect#

- 1.0 Purpose of Bylaw
- 2.0 Appeal Against a Decision of the BBA Committee
- 3.0 Appealing a Decision made by Complaints Administration Panel (CAP)
- 4.0 Appeal Against Decision of the BBA Tribunal
- 5.0 Role of BBA Secretary
- 6.0 No Further Appeal

1.0 Purpose of Bylaw

1.1 To indicate to players, officials, and members of the public how the administration BBA Tribunal Appeal Process is conducted.

2.0 Appeal Against a Decision of the BBA Committee

2.1 Pursuant to Governing Document #1 - Administration of Baseball, Sections 5.6.4, 5.6.5, 5.6.6 a person has the right to appeal certain decisions made by the BBA Committee.

2.2 Such an appeal may be made to the BBA Tribunal or to the Complaints Administration Panel, dependent upon the nature of the offence and/or the penalty.

2.3 The Appellant is required to complete BBA Document #11 - BBA Appeal Form and lodge said form with the BBA Secretary within 48 hours of being informed of the details of the offence and the disciplinary action taken.

3.0 Appealing a Decision Made by Complaints Administration Panel

3.1 A respondent may appeal a decision of the CAP.

3.2 Such an appeal may be made to the BBA Tribunal via the BBA Secretary.

3.3 The Appellant is required to complete BBA Document #11 - BBA Appeal Form and lodge said form with the BBA Secretary within 48 hours of being informed of the details of the offence and the disciplinary action taken.

4.0 Appeal Against Decision of the BBA Tribunal

4.1 If a respondent(s) is not satisfied with the outcome of a Tribunal decision, he or she can lodge an appeal to the BBA Appeal Panel on one or more of the following grounds:

4.1.1 that a denial of natural justice has occurred;

4.1.2 that the disciplinary measure/s imposed is unjust and/or unreasonable;

4.1.3 that the decision was not supported by the information/evidence provided to the Tribunal Hearing.

4.2 The appeal is available to any member of the BBA against a decision of the BBA Tribunal which takes any disciplinary action against a member which involves suspension, disqualification, expulsion, or monetary penalty.

4.3 The Appellant is required to complete BBA Document #11 - BBA Appeal Form and lodge said form with the BBA Secretary within 48 hours of being informed of the details of the offence and the disciplinary action taken, together with a deposit of \$50 (which is refundable if the BBA Appeal Panel deems the appeal not to be "malicious" and/or "frivolous")

4.4 The BBA Appeal Panel will be conducted as per BBA Governing Document #7 - Tribunal Hearing Procedure.

5.0 Role of BBA Secretary

5.1 In the event of any appeal being made, the Secretary of the Bendigo Baseball Association will then follow the procedure, as outlined in the BBA Tribunal Hearing Procedure to bring together the BBA Tribunal to act as an Appeal Panel.

5.2 An Appeal Tribunal Panel will include members other than those who made the original determination.

6.0 No Further Appeal

6.1 There is no further course of appeal against a decision of the BBA Tribunal acting as an Appeal Panel.