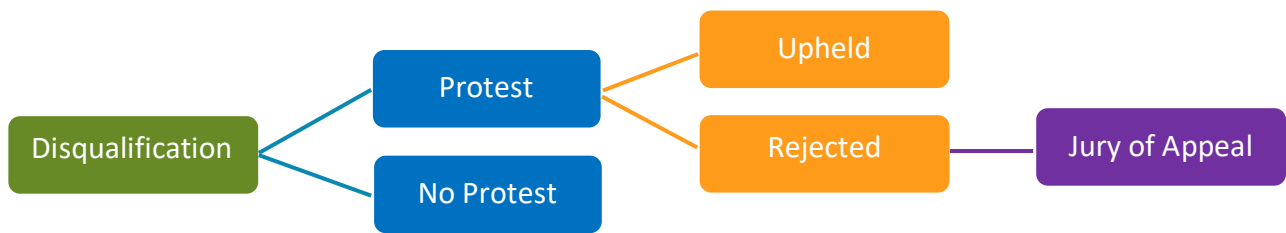


SNZ PROTEST PROCEDURE



PROTESTS

Protests are possible

- a. if the rules and regulations for the conduct of the competition are not observed,
- b. if other conditions endanger the competition and/or the competitors, or
- c. against decisions of the Referee; however, no protest shall be allowed against decisions of fact.

Protests must be submitted

- a. to the Referee,
- b. in writing on the SNZ Protest Form,
- c. by the responsible team leader,
- d. together with a deposit of NZD \$100.00, and
- e. within 30 minutes of the conclusion of the event in question (at NZ Championship meets this is 30 minutes from the announcement of the disqualification).

* If conditions causing a potential protest are noted prior to an event, a protest must be lodged on those conditions before the signal to start is given.

If the protest is rejected, the deposit will be forfeited to the management body of the competition.

If the protest is upheld the deposit will be returned.

WHAT DO YOU DO IF YOU RECEIVE A PROTEST?

If, as the Referee of a session you receive a protest, the following actions shall be taken:

1. Advise the Control Room of the protest.
2. * Arrange for an announcement that the race/event will be swum under protest, if the protest relates to conditions noted prior to the event.
3. Hand control of the meet over to the other Referee.
4. Review the details of the protest and the disqualification, where applicable, including consulting with the relevant official/s if necessary.
5. Having fully considered the protest, advise your decision in writing to the protestor, being explicit about the reason for your decision.
 - a. If the protest is upheld, refund the deposit.

- b. If the protest is rejected, advise the protestor of their right to have your decision considered by a Jury of Appeal.
6. If the protestor elects to take the matter to the Jury of Appeal, advise the Control Room accordingly, including any requirement to make an announcement that the result is under protest, or to hold publication of results pending resolution the matter.

JURY OF APPEAL

The Jury of Appeal is appointed by the Technical Director of the Meet who will also chair the Jury. It shall consist of 2 other people with in depth knowledge of the rules, preferably nationally qualified Referees not involved in the matter at hand.

JURY OF APPEAL PROCESS

1. The Chairman of the Jury is advised by the Referee of the protest, and is provided with all the relevant paperwork, including a copy of each of the DQ form, the Protest document and the Referee's response.
2. The Jury assembles in private to consider the documents to determine whether there are any grounds for the protest.
3. If there are no grounds, the Jury will dismiss the protest and advise the protestor accordingly, giving a written explanation.
4. If there are grounds, and the Jury requires more information, they may call the competitor, the team manager and/or the relevant officials who were involved in the Referee's decision.
 - a. The official who reported the infraction may be asked to explain the infringement as they observed it.
 - b. If required the Referee can explain the reasons for the dismissal of the protest in the first instance.
5. The Jury will then make their decision, and the Chairman will notify the protestor of the outcome, giving a written explanation.
6. The Referee will also be advised of the decision and notify the Control Room so that any necessary action can be taken on the results.
7. **The decision of the Jury of Appeal is final.**

Note: The Jury cannot reset the incident and charge another competitor with a breach of the rules and thereby disqualify them.