



*Fencing SA Inc.
PO Box 6224, Halifax Street SA 5000
or secretary@fencingsa.org.au*

Fencing South Australia Inc. Black Card and Black Card Appeals Policy

FSA Black Card Policy:

A fencer penalised by a Black Card for an offence (which, at an FIE competition, carries the penalty of exclusion from an event, suspension from the rest of the tournament and exclusion for the following two months of the current or following FIE season) at a State Level Competition held by Fencing SA (FSA) shall be excluded from entry to the next FSA State Level Competition at which they would otherwise have been eligible to compete. An "FSA State Level Competition" means all the events organised by FSA and held as part of the FSA calendar apart from AFF Fencing Circuit competitions.

The FSA recognises and will uphold the provisions of the Australian Fencing Federation (AFF) Black Card Policy and any Reciprocal State Black Card Policy as unanimously agreed and amended from time to time by the State Association members of the Australian Fencing Federation.

In the event that sanctions applied under this policy are suspended pending the outcome of an appeal any sanctions confirmed by the Appeals Panel will take effect from the date the appeal is determined.

FSA Black Card Appeals Policy:

Where a fencer is penalised by a Black Card at an FSA State Level Competition, the fencer will have seven days from 1700 hours on the final day of that competition to appeal in writing to the FSA Executive clearly stating the grounds under which the appeal is requested. No appeal is available against the referee's, or other official(s) empowered to award the Black Card, factual determination at the time, only of the interpretation of the rules in the circumstances or that the determination was affected by actual bias.

The FSA State Officiating Director (SOD) (or a person nominated by the FSA executive if the SOD is unavailable or conflicted) will establish an independent (i.e. persons who were not party to the original decision and have no relationship with the fencer that would constitute a conflict of interest) body of three people over the age of 18 years, one of whom must be a nationally accredited referee (the "Appeals Panel"), to conduct the appeal.

In the first instance the Appeals Panel will determine if the grounds under which the appeal is requested are available for appeal. If the Appeals Panel determines the grounds under which the appeal is requested are not available for appeal, it will dismiss the appeal and confirm the sanctions specified in the FSA Black Card Policy and advise the fencer and the FSA Management Committee in writing of its decision.

Cont.



*Fencing SA Inc.
PO Box 6224, Halifax Street SA 5000
or secretary@fencingsa.org.au*

If the Appeals Panel determines the grounds under which the appeal is requested are available for appeal, the fencer will be given an opportunity to put their case to the Appeals Panel, which may uphold or remove the Black Card and vary or confirm the sanction, advising the fencer and the FSA Executive in writing of its decision.

The Appeals Panel may consider any information, and/or hear testimony from any witnesses, it considers necessary to determine the appeal.

The decision of the Appeals Panel is final.

During the period between lodgement of the appeal, and the communication of the decision of the Appeals Panel, any sanction is suspended.

If the fencer is under the age of 18 years reference to “the fencer” should be read as a reference to the fencer’s legal guardian.

Appeals are to be given in writing to the FSA Secretary or sent to the FSA Secretary’s email address as published on the FSA website so that it is received within the time allowed for the appeal.