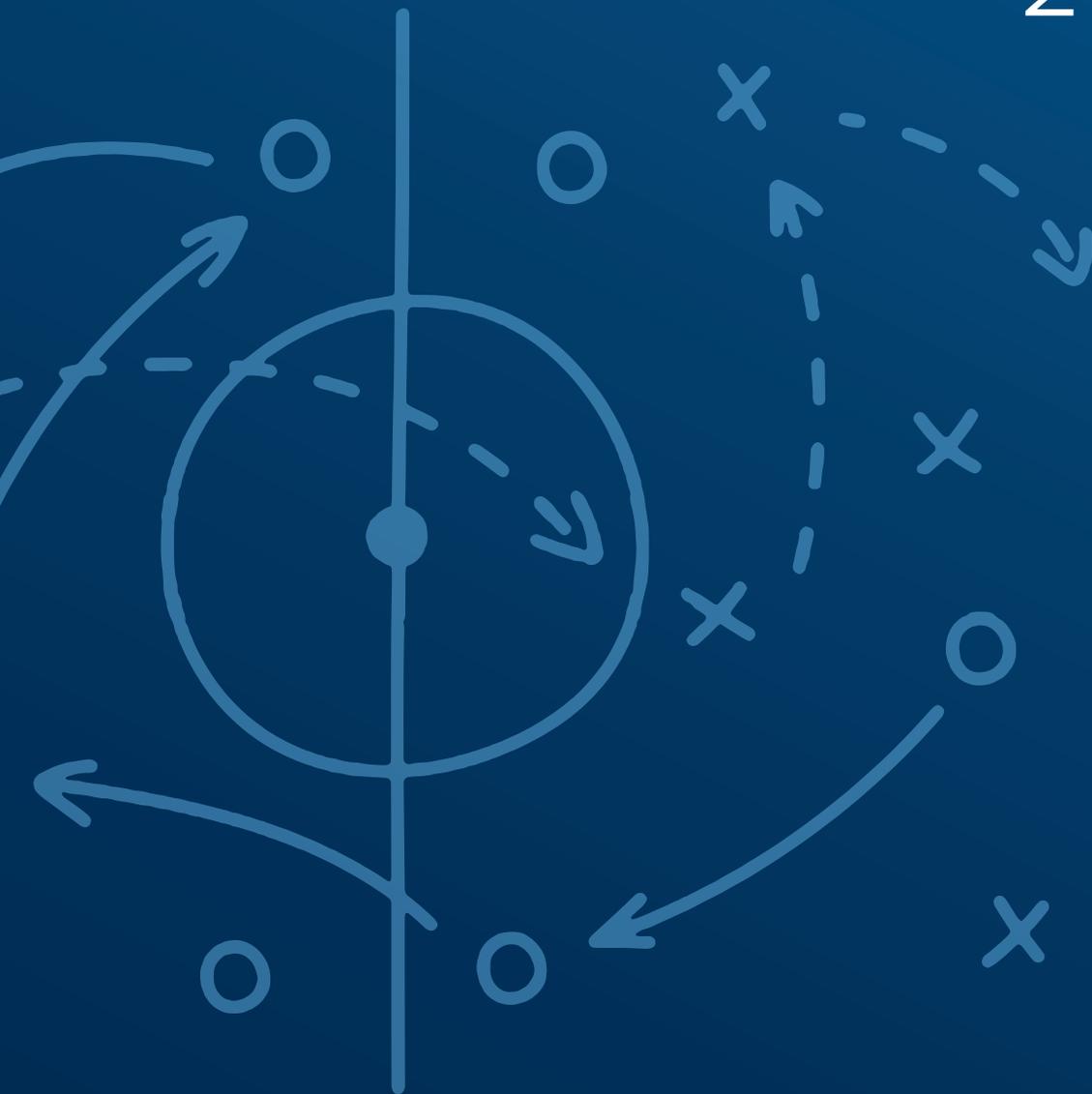


**SPORTS TRIBUNAL**  
of New Zealand

# RULES

OF THE SPORTS TRIBUNAL  
OF NEW ZEALAND

2024



At the date of printing, these Rules of the Sports Tribunal are the Rules as amended on 3 September 2024. Please check the Website of the Sports Tribunal ([www.sportstribunal.org.nz](http://www.sportstribunal.org.nz)) for any amendments since the date of printing.

As amended on 3 September 2024.

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# RULES OF THE SPORTS TRIBUNAL OF NEW ZEALAND

## Introduction

1. The Sports Tribunal of New Zealand was established in 2003 by the Board of Sport and Recreation New Zealand under section 8(i) of the Sport and Recreation New Zealand Act 2002 under the name of the Sports Disputes Tribunal of New Zealand. It was continued under its present name by section 29 of the Sports Anti-Doping Act 2006. The Tribunal's functions were extended by the introduction of the Integrity Sport and Recreation Act 2023, which amended and renamed the 2006 Act. The legislation providing for the continuance, membership, functions and procedure of the Tribunal is the Sports Tribunal Act 2006 (the Act).

## Jurisdiction of Tribunal

2. The Tribunal's functions are described in section 38 of the Act. Section 39 of the Act provides that:
  - (a) "Except as provided in the Act, the Tribunal may determine its own practices and procedures for performing the Tribunal's functions under section 38(a) to (f).
  - (b) However, in determining its own practices and procedures, the Tribunal must ensure that it complies with and implements the Doping Rules, to the extent that the Doping Rules are applicable."

The rules referred to in section 39 are the rules made by the Integrity Sport and Recreation Commission under the Integrity Sport and Recreation Act 2023 in accordance with Section 23 of the Act. As at 1 July 2024, the relevant rules are the Sports Anti-Doping Rules (2024) (the Doping Rules).

3. These Rules were adopted by a unanimous resolution of the members of the Tribunal dated 2 July 2007 and were amended by a unanimous resolution dated 17 April 2009 and have been further amended by unanimous resolutions dated 31 August 2009, 1 March 2011, 6 March 2012 and 3 September 2024. Subject to the transitional provisions referred to in rule 5 below, these amended Rules came into force on 3 September 2024. The Rules apply to all proceedings, appeals or matters over which the Tribunal has jurisdiction either under the provisions of section 38 of the Act or otherwise.

## Structure of these Rules

4. These Rules are divided into five parts, all of which provide for the following types of "Proceeding" before the Tribunal:
  - (a) Part A contains the general procedural provisions which apply to all matters brought before the Tribunal in accordance with Parts B, C, D and E.
  - (b) Part B applies to anti-doping violation matters and matters brought before the Tribunal in accordance with section 38(a) of the Act and the Doping Rules, and any replacement, additional or supplementary rules made in accordance with the provisions of section 23 of the Integrity Sport and Recreation Act or any statutory amendment to that section.
  - (c) Part C applies to appeals brought in accordance with the provisions of section 38(aa-ac) of the Act.
  - (d) Part D applies to appeals brought in accordance with the provisions of section 38(c) of the Act.
  - (e) Part E applies to sports-related disputes over which the Tribunal has jurisdiction either under the provisions of section 38(b) of the Act or otherwise.
5. Any proceeding commenced before the Tribunal before 3 September 2024 will be dealt with under the previous rules of the Tribunal as amended at 6 March 2012, unless all the parties to the Proceeding agree that these Rules shall apply.
6. These Rules may be amended from time to time by a unanimous resolution of the members of the Tribunal.

# PART A

## GENERAL PROVISIONS

### Interpretation

7. The provisions of Part A apply to all Proceedings instituted before the Tribunal, unless these Rules otherwise provide.
8. In these Rules, the words and phrases used shall have the following meanings:
  - "The Act" means the Sports Tribunal Act 2006.
  - "The Commission" means the Integrity Sport and Recreation Commission, a Crown entity established by the Integrity Sport and Recreation Act 2023.
  - "Court of Arbitration for Sport" means the court established by the International Olympic Committee to resolve sports related disputes which operates under the Code of Sports Related Arbitration.
  - "Disciplinary Panel" means a panel established by the Commission in accordance with section 41 of the Integrity Sport and Recreation Act 2023.
  - "The Doping Rules" means rules for the time being in force made by the Integrity Sport and Recreation Commission under section 23 of the Integrity Sport and Recreation Act 2023. At 3 September 2024, they are the Sports Anti-Doping Rules 2024 made by the previous anti-doping agency Drug Free Sport New Zealand.
  - "Integrity Code" means a code made under section 19 of the Integrity Sport and Recreation Act 2023.
  - "International Federation" means the governing body which represents a sport internationally.
  - "Interested Party" means a person added to a Proceeding under Rule 13.
  - "NSO" means a National Sports Organisation which is a body that represents members involved in a particular type of sporting event or activity in New Zealand and, if a national organisation does not exist for a sport, includes a local, regional, or other sporting organisation.
  - "NZOC" means the New Zealand Olympic Committee Incorporated.
  - "Person" means an individual or organisation.
  - "Proceeding" means any proceeding, whether an anti-doping violation application, an appeal, or a sports-related dispute brought under Parts B, C, D or E of the Rules.
  - "Rules" means these rules and "Rule" means one of the rules contained herein.
  - "Selection" includes the nomination and/or selection of a person to a team or squad and "Non-Selection" includes the failure to so nominate and/or select such person.
  - "Selection Criteria" means the criteria upon which persons are nominated and/or selected to teams or squads. "Sport New Zealand" means the crown entity established under the Sport and Recreation New Zealand Act 2002. This entity was formerly known as SPARC and Sport and Recreation New Zealand.
  - "Squad" means a group of athletes who have been identified for consideration for selection to a New Zealand representative sports team including reserves and others associated with a squad such as those athletes having accredited status for the purposes of entry to a sporting competition.

"Tribunal" means the Sports Tribunal of New Zealand and where appropriate will mean the panel appointed under Rule 10.

"The WADA Code" means the World Anti-Doping Code first adopted by WADA on 5 March 2003, and any subsequent amendments or replacements. As at 1 July 2024, the Code in force was the Code adopted by the WADA Agency Foundation Board which came into force on 1 January 2021

"World Anti-Doping Agency" or "WADA" means the body founded by the International Olympic Committee and constituted as a foundation in Lausanne by an instrument of foundation signed on 10 November 1999, and named in that instrument as the Agence Mondiale Antidopage, World Anti-Doping Agency.

## Disputes as to Jurisdiction

9. If there is a dispute between the parties as to whether the Tribunal has jurisdiction to hear and determine a matter, the Tribunal shall determine such dispute in such manner as it thinks fit. The panel determining a jurisdictional challenge may not necessarily be the panel which determines the substantive matter.

## Panels

10. The Chairperson or in his/her absence, a Deputy Chairperson, shall appoint a panel of Tribunal members to hear and determine all matters brought before the Tribunal. A panel will normally comprise three members but, at the discretion of the Chairperson, or a Deputy Chairperson, may comprise more or fewer than three members.

## Preliminary Matters and Pre-Hearing Conferences

11. (a) The Chairperson or a Deputy Chairperson may hear and determine any preliminary matter which might arise.
- (b) The Chairperson or a Deputy Chairperson or the panel will, where appropriate, hold a pre-hearing conference prior to the substantive hearing of any Proceeding. Such conference will usually be virtual and will give such directions as considered appropriate for the just, speedy and inexpensive determination of the Proceeding.

## Independent Experts and Counsel

12. (a) The Tribunal may, in any Proceeding, either on its own motion or on the application of any party, appoint a person who is independent of the parties with expertise in the subject matter of the dispute to assist and advise the Tribunal. Such independent expert shall be entitled to be present at the hearing and have such powers and duties as are specified in the order of appointment but shall not be present during any deliberation of the Tribunal.
- (b) The Tribunal may, if it deems it necessary, appoint counsel to assist the Tribunal in any Proceeding. Such counsel may be present at the hearing and at other times advise the Tribunal on matters of law, procedure or evidence in that Proceeding or matter. The counsel so appointed shall not be present during any deliberations of the Tribunal.
- (c) The Tribunal shall be responsible for any fees and expenses incurred by a person appointed under either of the above sub-rules unless it otherwise directs.

## Interested Party

13. The Tribunal may, on the application of the party or on its own motion or on the application of a person whom the Tribunal determines has a sufficient interest in the matter, add a further person or persons as parties to a Proceeding or allow a person or persons to make submissions or provide evidence in any Proceeding. If an Interested Party order is made, notice of the order will be given to such party (Form 7).
14. If a person whom the Tribunal has determined may become an interested person, elects to become an Interested Party, that person will, within seven days of receiving notice of the order (Form 7), give notice to the Tribunal (Form 8), and shall thereafter be bound by these Rules as if that person was a party to the Proceeding.

## Power to Inquire and Direct

15. (a) The Tribunal shall have the power to inquire into the subject-matter of any Proceeding in accordance with these Rules.
- (b) For the purposes of any inquiry, the Tribunal or any person authorised in writing by it may:
  - (i) inspect and examine any papers, documents, records or items;
  - (ii) require any party or person bound by these Rules, and request any other person, to produce for examination any papers, documents, records or things in that person's possession or under that person's control and to allow copies of or extracts from any such papers, documents or records to be made;
  - (iii) require any party or person bound by these Rules, and request any other person, to furnish, in a form approved by or acceptable to it, any information or particulars that may be required by it, and any copies of or extracts from any such papers, documents or records; and
  - (iv) in respect of any Proceeding, hear evidence either of its own motion or upon application by any party, whether or not such evidence is new to the dispute.
- (c) The Tribunal may, if it thinks fit, require that any written information or particulars or any copies or extracts furnished under these Rules be verified by affidavit, statutory declaration or otherwise as the Tribunal may require.
- (d) The Tribunal may make such inferences and draw such conclusions as it considers appropriate from the failure by any person or party to comply with any order made under Rule 15(b) or (c).

## Proof of Facts

16. Facts related to any Proceeding may be established by any reliable means, including admissions. In applications under Part B, the rules of proof set out in the Doping Rules shall apply.

## Natural Justice

17. The Tribunal shall in all matters observe the principles of natural justice.

## Time Rules

18. (a) Where these Rules fix a day within a time period for doing any act or taking any step in a Proceeding, then such act or step shall be taken by 5.00 pm (New Zealand time) on that day, unless determined otherwise by the Chairperson or a Deputy Chairperson before or after the time stipulated.
- (b) The Chairperson or a Deputy Chairperson, in the discretion of that person, may extend or, in urgent situations, abridge, the time period for doing any act or taking any Proceeding or any step in the Proceeding, on such terms (if any) as that person thinks just. This discretion may be exercised even if the application for an extension is made after the expiration of the time appointed or fixed.
- (c) The power to extend or abridge time limits shall not allow the Chairperson or Deputy Chairperson to alter a time period specified in the constitution or rules of an NSO or the NZOC, unless there is a provision in the constitution or rules permitting the Tribunal to grant such amendment or unless the parties agree to such an extension.

## Filing Fees

19. The Tribunal may, by resolution, set filing fees for any Proceeding, and may, at its discretion, waive all or part of any fee in cases of hardship or where it deems it is in the best interests of the applicant.

<b>PROCEEDING</b>	<b>FILING FEE (INCLUDES GST)</b>
Application for anti-doping rule violation proceedings	Nil
Application for provisional suspension (anti-doping)	Nil
Application to appeal a decision denying therapeutic use exemption (anti-doping)	Nil
Application to resolve dispute arising from application of an integrity code	\$250 per party
Application to appeal decisions of a disciplinary panel established by the Commission or disciplinary body of an organisation that has adopted an integrity code	\$500
Application to appeal decision of NSO or NZOC	\$500
Application to resolve sports-related dispute by agreement	\$250 per party

## Registry

20. (a) The registry (office) of the Tribunal shall be situated at the offices of Sport New Zealand or at such other place as determined from time to time.
- (b) All documents which are to be filed with the Tribunal shall be sent to the Registrar of the Tribunal (preference is by email) at the following:
- Phone: 0800 55 66 80  
Email: [info@sportstribunal.org.nz](mailto:info@sportstribunal.org.nz)  
Website: [www.sportstribunal.org.nz](http://www.sportstribunal.org.nz)  
The Registrar Sports Tribunal, PO Box 3338, Wellington

## Language

21. (a) Subject to Rule 21(b), the language of the Tribunal shall be English and every aspect of the Proceeding, including written and verbal communications, shall be in English.
- (b) (i) The Tribunal shall take into account the principles of the Treaty of Waitangi (Te Tiriti o Waitangi).
- (ii) Subject to rule 21(b)(iii), any person, including any party and any person giving evidence before the Tribunal, wishing to do so in any Proceeding before the Tribunal may speak or communicate in te reo Māori or New Zealand Sign Language.
- (iii) Any person wishing to speak or communicate in te reo Māori or New Zealand Sign Language in any Proceeding shall give not less than 48 hours written notice to the Tribunal of that fact, and must obtain a translator to provide a translation of te reo Māori or New Zealand Sign Language used in any such Proceeding. The cost of the translator shall usually be met by the Tribunal, subject to the Tribunal, in its discretion, determining in any case that the cost shall be met in whole or in part by the person requiring the translator or any other party to the Proceeding.
- (c) (i) On application in writing by any party, or any person giving evidence in any Proceeding before the Tribunal, who wishes to speak in a language other than English, te reo Māori or New Zealand Sign Language, the Tribunal may hear evidence from such party or person through a translator.
- Such application shall be made not less than 48 hours before the person is due to give evidence.
- (ii) If the Tribunal permits a translator under Rule 21(c)(i), the party on whose behalf the evidence is to be given in this manner, shall arrange and meet any costs associated with the translator, unless the Tribunal in its discretion orders otherwise.

## Service

22. (a) Every document which is filed with the Tribunal shall also be served on all other parties in the Proceeding (including Interested Parties) at the address for service notified by that party in its documents in the Proceedings. If an Interested Party has not notified such an address, service shall be at the known address of that party.
- (b) Documents to be filed with the Tribunal, or served on another party, shall be sent by post, courier, email or delivered in person: the Tribunal's preference is for filing to be by email.
- (c) Where a document is served on a party or person under these Rules, the document shall be deemed to have been served as follows:
- (i) if delivered in person between the hours of 9.00 am and 5.00 pm, then on that day, and if such delivery is outside of these hours, then on the next day;
  - (ii) if posted, then on the earlier of:
    - the 5th day after the day on which it was posted; or
    - the day on which it was received;
  - (iii) if transmitted by email, then on the day on which it was transmitted, unless such transmission commenced after 5.00 pm, in which case it shall be the next day.

## Representation

23. The parties, including any Interested Party, may be represented or assisted in the Proceeding by a person of their choice. The name, address, telephone and email address of the person representing a party shall be communicated to the Registrar in advance of any pre-hearing conference or hearing in which the representative is to act for the party.

## Minors

24. (a) A person who has not attained the age of 18 years, (referred to in these Rules as a "Minor") may be a party to, and shall be bound by a Proceeding before the Tribunal as if the Minor were a person of full age and capacity.
- (b) Where a Minor is a party to any Proceeding, the Tribunal may, if the Minor agrees and it considers it would be in the interests of the Minor to do so, at any time appoint a person to represent the Minor. The Minor shall be responsible for any costs incurred as a result of such representation.

## Privacy

25. (a) Proceedings in anti-doping violation applications under Part B are private and confidential, save where the parties agree otherwise or the Doping Rules otherwise provide. The decision will be reported in accordance with the provisions of the Doping Rules and, unless the Doping Rules provide otherwise will be published by way of the decision being placed on the Tribunal website and through a media release.
- (b) A proceeding brought under either Part C, D or E will usually be private and confidential. The Tribunal shall have an absolute discretion to hold a hearing in public either if it considers that there are exceptional circumstances to make a public hearing appropriate or, if the parties so agree. Unless the Tribunal in its discretion orders otherwise, the Tribunal's decision will be released in the first instance to counsel and the parties only, and shall not be further published for 24 hours after the release of a decision. Publication will include a media release unless the Tribunal, in its discretion, decides otherwise; and the decision will be placed on the Tribunal website.
- (c) Substantive hearings are generally recorded by the Tribunal. The recording is held by the Tribunal for one month after the appeal period has lapsed and is then destroyed (as per the archiving guidelines). The recording is made to provide a transcript to any party involved in the proceedings who wishes to appeal against the decision of the Tribunal and who applies to the Tribunal following the lodgment of the statement of appeal with the Court of Arbitration for Sport.

## Applicable Law

26. The Tribunal shall hear and determine all Proceedings according to the laws of New Zealand.

## Pre-Hearing conferences

27. The Chair at his or her discretion, will normally hold a pre-hearing conference for any proceeding before the Tribunal. The pre-hearing conference will be held to establish the issues the Tribunal must determine, the time tabling for any hearing for the proceedings, evidential issues and issues that either party may raise about the jurisdiction of the Tribunal to hear the matter or whether any party considers that the proceeding is time-barred. Pre-hearing conference rules for each type of case are specified in the relevant sections below; see rules 38, 44, 55 and 63.

## Decisions

28. (a) A decision of the Tribunal in any Proceeding shall be made by a majority decision of the panel members hearing the Proceeding.
- (b) The Tribunal may in its discretion give an oral decision but in every Proceeding the Tribunal will as soon as expedient issue a written decision with reasons.
- (c) In addition to its decision the Tribunal may make non-binding recommendations to an NSO or other relevant party arising out of any Proceeding.
- (d) Any decision of the Tribunal made under these Rules shall be enforceable, by any party to the Proceeding in which the order is made, in the courts of New Zealand under the law of contract.

## Appeals

29. (a) The decision of the Tribunal shall be final and binding and shall not be questioned in any Court of law otherwise than in accordance with sub-rule (b) hereof.
- (b) A party may appeal a decision of the Tribunal to the Court of Arbitration for Sport if the rules or policies of the relevant International Federation or NSO so provide.
- (c) An appeal to the Court of Arbitration for Sport must be made within the time specified in the relevant rules of the International Federation or NSO and if there is no such time limit within 15 days of the date of the written decision of the Tribunal.
- (d) An appeal will not operate as a stay of proceeding of the decision to which the appeal relates unless the Tribunal or the Court of Arbitration for Sport so orders.

## Costs

30. (a) The Tribunal may order any party to a Proceeding to pay to any other party and/or to the Tribunal such costs and expenses (including filing fees and witnesses' expenses) as the Tribunal thinks fit.
- (b) The parties are encouraged to resolve the issue of costs between themselves as the Tribunal's usual approach is that costs will lie where they fall. If a party wishes to bring a costs application to the Tribunal this must be made within 14 days of the release the final decision.
- (c) Unless the Tribunal directs otherwise any costs awarded shall be paid within 21 days of the Tribunal's decision as to costs. The party in whose favour the costs have been ordered, or the Tribunal (as the case may be) may enforce payment of the costs as a contractual debt in the District Court as provided in the Act.

## General

31. (a) Subject to these Rules and the provisions of the Act and the Doping Rules, the Tribunal may regulate its procedures in such a manner as it thinks fit and prescribe or approve forms for the purposes of any Proceeding.
- (b) These Rules shall be construed as to secure the just, speedy, and inexpensive determination of any Proceeding.
- (c) Where any matter is not otherwise provided for in these Rules, the Tribunal shall, in the interests of a just, speedy, and inexpensive disposition of the Proceeding, have jurisdiction to make any orders or give any directions.

## Mediation

32. (a) The Tribunal may, if so requested by the parties, or on its own volition, order that the substantive issue in a Proceeding or any sub-issue be mediated either before a Tribunal member or an independent person. If a Tribunal member is the mediator, that member may not sit on the panel which hears the substantive matter unless all parties so agree.
- (b) The Tribunal may order that the parties, or any of them, meet the cost of an independent mediator if the mediation proceeds with an independent mediator with the approval of all parties.

## Correction of Accidental Slip or Omission

33. (a) If any decision of the Tribunal contains a clerical mistake or an error arising from any accidental slip or omission, the decision may be corrected by the Tribunal.
- (b) The correction may be made by the Tribunal, as the case may be, of its own volition or as a result of an interlocutory application made for that purpose.

## Rehearing

34. (a) The Tribunal may order a rehearing if, in its opinion, there has been a miscarriage of justice that justifies a rehearing.
- (b) An order under sub clause (a) may be made on such terms as the Tribunal thinks fit.
- (c) Without limiting the circumstances in which the Tribunal may order a rehearing, the Tribunal may hold that there has been a miscarriage of justice if:
  - (i) the decision or portion of it has been obtained by any unfair or improper practice of the successful party to the prejudice of the opposite party; or
  - (ii) material evidence has been discovered since the hearing which could not reasonably have been foreseen or known before the hearing; or
  - (iii) any witness has been guilty of such misconduct as to affect the result of the hearing.
- (d) A rehearing may be ordered on any question in the proceeding, whatever be the grounds on which a rehearing is applied for, without interfering with the decision upon any other question.
- (e) An application for a rehearing shall be made by way of written application filed within 21 days from the date of delivery of the decision. The application shall state the circumstances alleged to have resulted in a miscarriage of justice and no other circumstances will be considered by the Tribunal. The application shall not operate as a stay of proceeding unless the Tribunal so orders.

# PART B

## ANTI-DOPING VIOLATION PROCEEDINGS

### Application of this Part

35. This Part of the Rules shall apply to the following Proceedings:
- (a) any Proceeding brought before the Tribunal pursuant to the Doping Rules;
  - (b) any other anti-doping violation brought before the Tribunal under the provisions of the Act by the Commission or an NSO in accordance with a valid anti-doping policy contained in its rules or constitution.

### Applicants

36. An application for an anti-doping violation Proceeding may be made to the Tribunal by either the Commission or an NSO or such other organisation as the Tribunal determines is entitled to bring such an application in accordance with the provisions of the Code or the Doping Rules.

### Procedure

37. (a) The applicant shall complete and file with the Tribunal, the Tribunal's prescribed application form (Form 1 or Form 10) and pay the prescribed filing fee (if any). See Rule 41 and Form 6 in relation to applications for provisional suspension.
- (b) In accordance with the provisions of Rule 22, the applicant shall personally serve a copy of the application on the respondent against whom the allegations are made and shall provide to the Tribunal written confirmation of both the service of the application on the respondent and the date of service.
- (c) If the applicant is unable to personally serve the respondent, the applicant may apply to the Tribunal for an order for substituted service, indicating in the application the proposed manner of substituted service which the applicant believes will bring notice of the application to the attention of the respondent.
- (d) The respondent, other than in an appeal against a decision denying a therapeutic use exemption, has the right to defend the application or to admit the violation but request the right to participate in the hearing to make submissions as to the appropriate sanction. If the respondent wishes to take either of these courses, he or she will file with the Tribunal, and serve on the applicant the Tribunal's current statement of defence or participation form (Form 2) within a period of seven days from the date of service of the notice of application. If a respondent does not file a notice of defence/participation within the seven day period, or such extended period as may be ordered by the Tribunal, the athlete will be deemed to have waived his or her right to participate in a hearing, although the Tribunal may, in its discretion, subsequently give the athlete leave to participate.
- (e) In the case of an athlete bringing an appeal against a decision denying a therapeutic use exemption (Form 10), the respondent shall have seven days to file its statement of defence (Form 11).
- (f) In an anti-doping violation application brought by the Commission, the NSO of the athlete will be joined as an Interested Party and the Commission will send to the head office of the NSO a copy of the application and all relevant documents.

## Pre-Hearing Conference

38. The Tribunal will normally convene a pre-hearing conference which will normally be held within five working days of the respondent filing the notice of defence/participation. The conference will normally be conducted virtually, during which the Tribunal will fix the date of hearing, determine the type of hearing (which, in appropriate cases, may be a virtual hearing), give any procedural or evidential directions that may be appropriate, and make such other orders as are necessary to facilitate the prompt and just expedition of the matter. At the discretion of the Tribunal and with the consent of the parties, a pre-hearing conference may become the hearing.

## Hearing

39. (a) At the hearing, both parties shall be entitled to legal representation at their own cost. The Tribunal may receive evidence in accordance with section 40 of the Act and the provisions of the Doping Rules and may order costs in accordance with section 47 of the Act. If the Doping Rules apply to the application, the appropriate provisions from those rules, relating to the burdens and standard of proof and the methods of establishing facts and presumptions will apply. If the applicant does not rely on the Doping Rules, the burdens and standards of proof and methods of establishing facts and presumptions will be as set out in the appropriate constitution, rules, regulations or anti-doping policy of the NSO to which the athlete belongs. If these matters are not covered in the appropriate documents of the NSO, the provisions of the Doping Rules will apply.
- (b) If the Tribunal determines that an anti-doping violation has been committed, the Tribunal may impose such sanctions as are permitted by the Doping Rules, unless the rules or constitution of the relevant NSO provide other sanctions, in which case the latter will be applied.

## Time of Proceeding

40. The Doping Rules provide that an anti-doping violation Proceeding must be completed in a timely manner and shall normally be completed within three months of the notification of the violation. The Tribunal will take all necessary steps to expedite the Proceeding, providing such expedition conforms to the principles of natural justice and will endeavour to make and issue its decision within seven days of the conclusion of a hearing.

## Provisional Suspensions

41. (a) When the Tribunal receives a reference under the Doping Rules on the question of whether to impose a Provisional Suspension, the Tribunal will consider such question urgently in accordance with the provisions of Rule 7.4 of the Doping Rules (or any subsequent amended or replacement Rule to the said Rule 7.4).
- (b) Applications to consider provisional suspensions by an NSO not brought under the provisions of the Doping Rules will be considered under the rules of the applicant NSO with the Tribunal determining the procedure to be followed to resolve the issue with all due expedition.
- (c) The application for consideration of Provisional Suspension will be made on Form 6. A copy of the application will be served on the Commission if it is not the applicant.

# PART C

## INTEGRITY CODE PROCEEDINGS

### Application of this Part

42. This Part C applies to:
- (a) Disputes arising from the application of an integrity code; and
  - (b) Appeals against a decision of a disciplinary panel under subpart 4 of Part 4 of the Integrity Sport and Recreation Act 2023; and
  - (c) Appeals against a decision of a disciplinary body established by an organisation that has adopted an integrity code.

### (a) Disputes arising from application of an Integrity Code

#### Procedure

43. An application under this Part shall be commenced by the parties filing on the Tribunal's current prescribed application form (Form 12) and incorporating in or attaching to that application form a signed agreement to refer the matter to the Tribunal. The parties will also pay such filing fee as the Tribunal may from time to time determine.

#### Pre-Hearing Conference

44. As soon as practicable after the filing of the application, the Tribunal will (if necessary) convene a pre-hearing conference at which all necessary directions will be given to bring the matter to a prompt hearing. Those directions will include:
- (a) directions as to the statements of position to be filed by the parties and the sequence and timing of such statements;
  - (b) the filing of statements of issues and the relief or directions sought;
  - (c) the manner in which evidence (if any) and documents are to be brought before the Tribunal;
  - (d) the date, manner and place of hearing; and
  - (e) such other directions as may be necessary to bring the matter to an expeditious hearing.

#### Determination

45. The Tribunal will determine the dispute arising from the application of an Integrity Code either with or without a hearing but in accordance with the principles of natural justice. It will issue its decision as soon as reasonably practicable and may in its discretion award costs to one or more parties.

## **(b) and (c) Appeals against decisions of a disciplinary panel established by the Commission or disciplinary body of an organisation that has adopted the Integrity Code**

### **Grounds of Appeal**

46. The grounds for an appeal shall be one or more of the following grounds:
- (a) natural justice was denied;
  - (b) the decision-maker or decision-making body acted outside of its powers and/or jurisdiction (i.e. acted ultra vires);
  - (c) the decision-maker or decision-making body made an error of law;
  - (d) the decision-maker or decision-making body based its decision on erroneous or irrelevant information that was material to the decision reached;
  - (e) substantial new evidence became available after the decision, which is being appealed, was made;
  - (f) in the case of a decision relating to misconduct, the sanction was either excessive or inappropriate.

### **Procedure**

47. (a) The appellant shall complete and file with the Tribunal, the Tribunal's notice of appeal (Form 13 for disciplinary panel of the Commission or Form 16 for disciplinary body of an organisation) and pay such filing fee prescribed by the Tribunal. Such notice of appeal shall be filed with the Tribunal within 28 days of the appellant being notified of the decision against which the appeal is made. A copy of the notice of appeal shall be served on the Commission or organisation (as the case may be) and the appellant will provide the Tribunal with proof of service.
- (b) The appellant may, in the notice of appeal, or by separate letter, apply to have the decision appealed against or part of it suspended pending the hearing of the appeal (the suspension application). The Tribunal will urgently consider the suspension application and may adopt such procedure as it considers appropriate, which may not necessarily include holding a hearing. The Tribunal shall have an unfettered discretion as to whether it allows the suspension appeal.
- (c) Within 10 days of filing the notice of appeal, the appellant will file and serve on the respondent, an appeal brief set out in Form 14 or 17 in the prescribed forms.
- (d) Within 14 days of receiving the appeal brief, the respondent shall file and serve on the appellant, a statement of defence in the prescribed form (Form 15 or 18). If the respondent fails to file such statement of defence within the prescribed time, or such extended time as given by the Tribunal, the Tribunal may proceed with the appeal and issue its decision.

## Pre-Hearing Conference

48. As soon as practicable after the filing of the statement of defence the Tribunal will convene a pre-hearing conference (see rule 27) to make all necessary and appropriate directions to bring the matter to an early hearing. There may be more than one pre-hearing conference.

## Hearing

49. Subject to the rules of natural justice, a hearing will be held as soon as practicable after the parties have filed the appropriate documents as provided for in these Rules. The Tribunal shall determine the procedure at the hearing. In appropriate cases and by agreement of the parties and the Tribunal, the appeal may be determined by the Tribunal by reference only to the documents filed, without hearing from the parties or others in person.

## Evidence

50. (a) The Tribunal shall have a discretion to admit new evidence and may re hear the matter. Unless directed otherwise, the parties will be required to place before the Tribunal, the transcript (if available) of the hearing at which the decision appealed from was made, copies of any witness statements produced to that hearing and all other relevant documents which were before the body which made the decision appealed from.
- (b) The provisions of section 40 of the Act relating to evidence shall apply to an appeal unless the rules of the respondent provide otherwise.
- (c) The onus of proof shall be upon the appellant.

## Tribunal Decision

51. The decision of the Tribunal shall be consistent with the relevant integrity code and the applicable constitution, rules or regulations of the Commission or organisation, if the latter are relevant. Unless such constitution, rules or regulations expressly or impliedly provide otherwise, the Tribunal may make any decision that the body appealed from was capable of making on the original application or may refer the matter back to that body for further consideration, with such directions (if any) which the Tribunal determines to give.

# PART D

## APPEAL PROCEEDINGS: SELECTION AND OTHER DISPUTES

### Application of this Part

52. This Part D applies to:
- (a) appeals brought against a decision of an NSO or the NZOC (section 38(c) of the Act), including selection appeals; and
  - (b) sports-related disputes brought within the provisions of section 38(b) of the Act, if the dispute is in substance an appeal from a decision of an NSO or the NZOC.

### Grounds of Appeal

53. The grounds for an appeal shall be those set out in the constitution, rules or regulations of the NSO or the NZOC (if the appeal is brought under section 38(c) of the Act) or as set out in the agreement between the parties (if the appeal is brought under the provisions of section 38(b) of the Act). In the absence of such grounds, the grounds shall only be one or more of the following grounds:
- (a) natural justice was denied;
  - (b) the decision-maker or decision-making body acted outside of its powers and/or jurisdiction (i.e. acted ultra vires);
  - (c) the decision-maker or decision-making body made an error of law;
  - (d) the decision-maker or decision-making body based its decision on erroneous or irrelevant information that was material to the decision reached;
  - (e) substantial new evidence became available after the decision, which is being appealed, was made;
  - (f) in the case of a decision relating to misconduct, the penalty was either excessive or inappropriate;
  - (g) in respect of a decision relating to the Selection or Non-Selection of the appellant as a New Zealand representative in a sport or to a New Zealand representative team or squad, the following additional grounds apply:
    - (i) the applicable Selection Criteria have not been properly followed and/or implemented;
    - (ii) the person seeking selection was not afforded a reasonable opportunity by the NSO to satisfy the applicable Selection Criteria;
    - (iii) the selection decision was affected by actual bias;
    - (iv) there was no material on which the selection decision could reasonably be based.

## Procedure

54. (a) The appellant shall complete and file with the Tribunal, the Tribunal's notice of appeal (Form 3) and pay such filing fee (if any) prescribed by the Tribunal. Such notice of appeal shall be filed with the Tribunal within the time limit set out in the applicable constitution, rules or regulations of the NSO or the NZOC and in the absence of such time limits, within 28 days of the appellant being notified of the decision against which the appeal is made. A copy of the notice of appeal shall be served on the NSO or the NZOC (as the case may be) and the appellant will provide the Tribunal with proof of service.
- (b) The appellant may, in the notice of appeal, or by separate letter, apply to have the decision appealed against or part of it suspended pending the hearing of the appeal (the suspension application).
- (c) The Tribunal will urgently consider the suspension application and may adopt such procedure as it considers appropriate, which may not necessarily include holding a hearing. The Tribunal shall have an unfettered discretion as to whether it allows the suspension appeal.
- (d) Within 10 days of filing the notice of appeal, the appellant will file and serve on the respondent, an appeal brief in the form set out in Form 4 in the prescribed forms.
- (e) Within 14 days of receiving the appeal brief, the respondent shall file and serve on the appellant, a statement of defence in the prescribed form (Form 5). If the respondent fails to file such statement of defence within the prescribed time, or such extended time as given by the Tribunal, the Tribunal may proceed with the appeal and issue its decision.

## Pre-Hearing Conference

55. As soon as practicable after the filing of the statement of defence the Tribunal will convene a pre-hearing conference (see rule 27) to make all necessary and appropriate directions to bring the matter to an early hearing. There may be more than one pre-hearing conference. Matters to be considered at the first pre-hearing conference will include:
- (a) whether an Interested Party is to be invited to join the appeal, and if so, the steps to be taken to give such Interested Party the right to join and the procedure to be followed thereafter;
- (b) whether there are any challenges to the jurisdiction of the Tribunal.

## Hearing

56. Subject to the rules of natural justice, a hearing will be held as soon as practicable after the parties have filed the appropriate documents as provided for in these Rules. The Tribunal shall determine the procedure at the hearing. In appropriate cases and by agreement of the parties and the Tribunal, the appeal may be determined by the Tribunal by reference only to the documents filed, without hearing from the parties or others in person.

## Evidence

57. (a) The Tribunal shall have a discretion to admit new evidence and may re hear the matter. Unless directed otherwise, the parties will be required to place before the Tribunal, the transcript (if available) of the hearing at which the decision appealed from was made, copies of any witness statements produced to that hearing and all other relevant documents which were before the body which made the decision appealed from.
- (b) The provisions of section 40 of the Act relating to evidence shall apply to an appeal unless the rules of the respondent provide otherwise.
- (c) The onus of proof shall be upon the appellant.

## Tribunal Decision

58. (a) The decision of the Tribunal shall be consistent with the applicable constitution, rules or regulations of the NSO or the NZOC, if the latter are relevant. Unless such constitution, rules or regulations expressly or impliedly provide otherwise, the Tribunal may make any decision that the body appealed from was capable of making on the original application or may refer the matter back to that body for further consideration, with such directions (if any) which the Tribunal determines to give.
- (b) If the appeal is allowed, the Tribunal in addition to making the orders provided by Rule 58(a) above, may make such orders as it considers appropriate to give effect to its decision, including imposing:
- (i) a reprimand or warning;
  - (ii) suspension from such activities of the NSO and/or the NZOC including events, competitions, tournaments, meetings, and functions on such terms and for such period as it thinks fit;
  - (iii) suspension of the person's membership of the NSO and/or its members;
  - (iv) such other penalty as the Tribunal considers commensurate with the breach; and/or
  - (v) such combination of any of the above penalties as the Tribunal thinks fit.

## Recommendation to Sport NZ

59. The Tribunal whether or not it allows or dismisses the appeal, may recommend to Sport and Recreation New Zealand (Sport NZ), and/or NZOC that funding and/or services made available to the appellant (or any person involved in the appeal other than merely as a witness) and/or the NSO be suspended or withdrawn, and/or recommend that changes be made to any applicable rule, policy, or procedure of the relevant NSO.

## Selection Appeal

60. Rule 58 shall not apply to an appeal against Selection or Non-Selection of a national team or squad. If the appellant succeeds on such an appeal, the Tribunal may:

- (a) as a matter of usual practice, but in the discretion of the Tribunal, refer the question of selection back to the NSO and/or the NZOC for determination in accordance with the relevant selection criteria;
- (b) allow the appeal and conclusively determine the issue of selection of the appellant if:
  - (i) it would be impracticable to refer the question of selection back to the NSO and/or the NZOC in the time available in which entries to the relevant event or competition are to be submitted; or
  - (ii) there has been such disregard of the selection criteria by or on behalf of the NSO and/or the NZOC that a reasonable person could reasonably conclude that it is unlikely that the selection criteria will be properly followed and/or implemented.

# PART E

## SPORTS-RELATED DISPUTES

### Application

61. This Part E applies to matters which come before the Tribunal in the manner referred to in section 38(b) of the Act.

### Procedure

62. An application under this Part shall be commenced by the parties filing on the Tribunal's current prescribed application form (Form 9) and incorporating in or attaching to that application form a signed agreement to refer the matter to the Tribunal. The parties will also pay such filing fee as the Tribunal may from time to time determine.

### Pre-Hearing Conference

63. As soon as practicable after the filing of the application, the Tribunal will (if necessary) convene a pre-hearing conference at which all necessary directions will be given to bring the matter to a prompt hearing. Those directions will include:
- (a) directions as to the statements of position to be filed by the parties and the sequence and timing of such statements;
  - (b) the filing of statements of issues and the relief or directions sought;
  - (c) the manner in which evidence (if any) and documents are to be brought before the Tribunal;
  - (d) the date and place of hearing; and
  - (e) such other directions as may be necessary to bring the matter to an expeditious hearing.

### Determination

64. The Tribunal will determine the sports related dispute either with or without a hearing but in accordance with the principles of natural justice. It will issue its decision as soon as reasonably practicable and may in its discretion award costs to one or more parties.

# FORMS

- Form 1. Application for Anti-Doping Rule Violation Proceedings
- Form 2. Notice of Defence in Anti-Doping Violation Proceeding or Notice of Wish to Participate on Sanctions
- Form 3. Notice of Appeal (Including Selection Appeals)
- Form 4. Appeal Brief
- Form 5. Statement of Defence to Appeal
- Form 6. Application for Provisional Suspension in Anti-Doping Rule Violation Matter
- Form 7. Notice to Interested Party
- Form 8. Notice from Interested Party
- Form 9. Application for Resolution of Sports-Related Dispute
- Form 10. Notice of Appeal from Decision Denying Therapeutic Use Exemption (TUE)
- Form 11. Statement of Defence to Appeal from Decision Denying Therapeutic Use Exemption (TUE)
- Form 12. Application for resolution of dispute arising from application of an Integrity Code
- Form 13. Notice of Appeal against decision of a disciplinary panel
- Form 14. Appeal Brief
- Form 15. Statement of Defence to Appeal
- Form 16. Notice of Appeal against a decision of a disciplinary body that has adopted an Integrity Code
- Form 17. Appeal Brief
- Form 18. Statement of Defence to Appeal against a decision of a disciplinary body

# FORM 1

## APPLICATION FOR ANTI-DOPING RULE VIOLATION PROCEEDINGS

---

### 1. Details of the Applicant

Name	Title	First Name	Surname
	<input type="text"/>	<input type="text"/>	<input type="text"/>
Postal Address	Street	Suburb	
	<input type="text"/>	<input type="text"/>	
	City	Postcode	
	<input type="text"/>	<input type="text"/>	
Contact person for this application			
Name	Title	First Name	Surname
	<input type="text"/>	<input type="text"/>	<input type="text"/>
Position	<input type="text"/>		
Telephone (Wk)	<input type="text"/>	Mobile	<input type="text"/>
Email	<input type="text"/>		

---

### 2. Details of the Athlete

Please provide the last known contact details of the person against whom you allege may have or has committed an Anti-Doping Rule Violation ("the Athlete").

Name	Title	First Name	Surname
	<input type="text"/>	<input type="text"/>	<input type="text"/>
Postal Address	Street	Suburb	
	<input type="text"/>	<input type="text"/>	
	City	Postcode	
	<input type="text"/>	<input type="text"/>	
Telephone (Wk)	<input type="text"/>	(Hm) <input type="text"/>	Mobile <input type="text"/>
Email	<input type="text"/>		

---

### 3. Details of Representative

Please insert the details of your legal representative or other person, if any, who will be representing the Applicant in these Proceedings.

Name of representative	<input type="text"/>		
Firm/company	<input type="text"/>		
Postal Address	Street	Suburb	
	<input type="text"/>	<input type="text"/>	
	City	Postcode	
	<input type="text"/>	<input type="text"/>	
Contact person for this application			
Name	Title	First Name	Surname
	<input type="text"/>	<input type="text"/>	<input type="text"/>
Position	<input type="text"/>		
Telephone (Wk)	<input type="text"/>	Mobile	<input type="text"/>
Email	<input type="text"/>		

---

#### 4. Jurisdiction

Give details of the basis of the Tribunal's jurisdiction.

---

#### 5. Alleged Anti-Doping Violation

(a) Give details of the alleged anti-doping violation.

(b) Give details of the article or rule in the WADA Code, Sports Anti-Doping Rules or other relevant constitutional or regulatory provision which the Athlete has allegedly infringed.

(c) Summarise the evidence which will be produced in support of the alleged violation (the summary will not preclude further evidence being brought in accordance with any direction given by the Tribunal). If the basis of the allegation is a positive test result provide a copy of the documents evidencing that result.

---

#### 6. Provisional Suspension

(a) Has the NSO (if the applicant is not the NSO) had its attention drawn to the provisional suspensions provisions of the Doping Rules?

Yes     No

(b) Is the Applicant applying for the Athlete to be provisionally suspended?

Yes     No

If answer to (b) above is yes and Applicant is applying for provisional suspension, please also complete and file Form 6 Application for Provisional Suspension in Anti-Doping Rule Violation Matter.

---

## 7. Result Sought

Please supply the outcome sought in accordance with the applicable doping rules/policies.

---

## 8. Information about Athlete's Sporting Activities

(a) Do you know if the athlete plays or otherwise participates in other sports, apart from the sport to which the alleged anti-doping violation applies?

Yes     No

If so please provide details of those sports below:

(b) If known, please provide details of the athlete's sporting commitments over the next 6 months below:

(c) Please provide any other information you think may be relevant about the athlete's sporting activities:

---

## Authority

Name      Title      First Name      Surname

--	--	--	--

by signing this application certifies that the signatory is authorised to sign this application on behalf of the Applicant.

Signed

--

Position

--

Date

--

## Filing and Service Instructions

1. This application should be signed and filed with the Registrar of the Sports Tribunal at the email address given below.
2. Where possible, a summary of the evidence to be brought in support of the allegations and a copy of documents evidencing a positive test return should be attached.
3. The Applicant is to personally serve a copy of this application and attachments on the athlete and on the national sporting organisation as soon as practical after the original has been filed with the Tribunal and will notify the Registrar of service either by email or by completing the Notice of Service form.

The Registrar  
Sports Tribunal of New Zealand  
PO Box 3338  
Wellington 6140

Phone: 0800 55 66 80  
Email: [info@sportstribunal.org.nz](mailto:info@sportstribunal.org.nz)  
Website: [www.sportstribunal.org.nz](http://www.sportstribunal.org.nz)

# NOTICE OF SERVICE

(TO BE ATTACHED TO FORM 1)

I, 

Title
-------

First Name
------------

Surname
---------

hereby certify that on the 

Day
-----

 day of 

Month
-------

 20 

Year
------

I personally served upon the Athlete named in the attached application a true copy of the Application and supporting documents.

Attached hereto is a copy of the Application and supporting documents which I served on the Athlete.

I have initialled each page of the Application form and supporting documents as evidence that these are true copies of the documents so served.

Dated the 

Day
-----

 day of 

Month
-------

 20 

Year
------

Signed

--

# NOTICE TO BE ENDORSED ON APPLICATION SERVED ON ATHLETE

To	<input type="text"/>	
Address	Street	Suburb
	<input type="text"/>	<input type="text"/>
	City	Postcode
	<input type="text"/>	<input type="text"/>

This is a copy of the application filed by the Applicant with the Sports Tribunal. The Tribunal has an obligation to promptly hear this application. Your rights are:

- (a) To defend the application.
- (b) To admit the violation but advise you wish to participate in a hearing to make submissions on any sanction which may be imposed; or
- (c) to admit the violation and advise you do not wish to participate in a hearing and understand that a sanction will be determined by the Tribunal based on the application. You must by 5.00 pm on a date not later than seven days from the service of this notice on you complete, sign and return the attached Form 2 if you wish either to defend the Application or to admit the violation but to participate in the hearing to consider the sanction. If you do not take such action the Tribunal has the right to hear and determine the application in your absence and impose a sanction on you.

If you need more time to complete and return the attached form, you should immediately apply to the Registrar for an extension of time.

A copy of the relevant Rules of the Tribunal is enclosed for your information. If you have questions regarding this matter, please contact the Registrar on 0800 55 66 80 or email on [info@sportstribunal.org.nz](mailto:info@sportstribunal.org.nz).

# FORM 2

## NOTICE OF DEFENCE IN ANTI-DOPING VIOLATION PROCEEDING/ OR NOTICE OF WISH TO PARTICIPATE ON SANCTIONS

I,  Title  First Name  Surname  (name of Defendant)

of  Street  Suburb  (address)

City  Postcode

Having received a copy of the application and supporting documents advise: (please tick the appropriate box)

- I wish to defend the Application.
- I admit the violation but wish to participate in the Proceeding by making submissions on any sanction or sanction which might be imposed.
- I admit the violation but do not wish to participate in the hearing and acknowledge that the Tribunal may impose a sanction on me without holding a hearing and that I will be notified of any such sanction at the above address for service.

---

### Grounds for Defence (to be completed if the first box above has been ticked)

The grounds upon which I intend to defend the application are: (summarise the grounds)

A summary of the evidence which I will submit in support of my defence is:

If there is a challenge to the jurisdiction of the Tribunal, please specify the grounds of the challenge:

---

**Participation to make Submissions on Sanction** (complete if second box ticked)

My submissions as to sanction are: (submissions can be elaborated on at hearing)

A summary of the evidence which I propose to adduce in support of my submissions is:

---

**Sporting Activities Information**

(a) Do you play or otherwise participate in other sports, apart from the sport to which the alleged anti-doping violation applies?

Yes     No

If so please provide details of those sports:

(b) Please provide details of the athlete's sporting commitments over the next 6 months:

(c) Please provide any other information you think may be relevant about your sporting activities:

Signed

Day / Month / Year

**Instructions for Filing Defence**

This form is to be completed, signed and returned to the Registrar by email on engagement of a lawyer or on direction from the Tribunal. A copy of the form is to be served on the Applicant within such time. Contact details are:

The Registrar  
Sports Tribunal  
PO Box 3338  
Wellington 6140

Phone:  
0800 55 66 80  
Email:  
info@sportstribunal.org.nz  
Website:  
www.sportstribunal.org.nz

# FORM 3

## NOTICE OF APPEAL (INCLUDING SELECTION APPEALS)

---

### 1. Details of the Person / Organisation Appealing ("the Appellant")

Name	Title	First Name	Surname
	<input type="text"/>	<input type="text"/>	<input type="text"/>
Contact Person (if Organisation)			
Name	Title	First Name	Surname
	<input type="text"/>	<input type="text"/>	<input type="text"/>
Position	<input type="text"/>		
Telephone (Wk)	<input type="text"/>	Mobile	<input type="text"/>
Email	<input type="text"/>		

---

### 2. Details of Respondent (either a National Sports Organisation or the NZ Olympic Committee)

Name	Title	First Name	Surname
	<input type="text"/>	<input type="text"/>	<input type="text"/>
Postal Address	Street	Suburb	
	<input type="text"/>	<input type="text"/>	
	City	Postcode	
	<input type="text"/>	<input type="text"/>	
Telephone (Wk)	<input type="text"/>	(Hm)	<input type="text"/>
		Mobile	<input type="text"/>
Email	<input type="text"/>		

---

### 3. Details of Representative

Please insert the details of your legal representative or other person, if any, who will be representing the Applicant in these Proceedings.

Name of representative	<input type="text"/>		
Firm/company	<input type="text"/>		
Postal Address	Street	Suburb	
	<input type="text"/>	<input type="text"/>	
	City	Postcode	
	<input type="text"/>	<input type="text"/>	
Contact person for this application			
Name	Title	First Name	Surname
	<input type="text"/>	<input type="text"/>	<input type="text"/>
Position	<input type="text"/>		
Telephone (Wk)	<input type="text"/>	Mobile	<input type="text"/>
Email	<input type="text"/>		

---

#### 4. Interested Parties

Are there any other persons or organisations who or which may be directly affected by, or who has a sufficiently close interest in, the outcome of these Proceedings? If so please insert their contact details. Continue on separate page if necessary.

Name	Title	First Name	Surname
	<input type="text"/>	<input type="text"/>	<input type="text"/>
Postal Address	Street	Suburb	
	<input type="text"/>	<input type="text"/>	
	City	Postcode	
	<input type="text"/>	<input type="text"/>	
Telephone (Wk)	<input type="text"/>	(Hm) <input type="text"/>	Mobile <input type="text"/>
Email	<input type="text"/>		

Reason person(s) may be affected or have a sufficiently close interest in outcome:

---

#### 5. Jurisdiction

Specify the basis on which the appellant has a right of appeal (i.e. give details of the constitution, rules, or regulations of the National Sporting Organisation or the New Zealand Olympic Committee which gives a right of appeal to this Tribunal. If there is some other jurisdictional basis for the right of appeal specify it).

---

#### 6. Urgency

Are there grounds for suggesting this appeal should be heard urgently?  Yes  No

If yes, please describe below the reasons why you consider there is urgency in hearing the appeal.

---

## 7. Decision being appealed

Please provide details of the decision which you are appealing against, including which committee or person within the Respondent made the decision, the date it was made, and the nature of the decision (e.g. selection, misconduct).

Please also attach a copy of the decision to this application.

---

## 8. Grounds of Appeal

Specify the grounds upon which the appeal is brought. These grounds must either be as set out in the relevant constitution, rules or regulations of the body appealed from or if there are no such grounds in such documents, then they must be in accordance with the Tribunal's own grounds of appeal as set out in Rule 53 of the Tribunal's Rules. Your submissions on these grounds of appeal are to be included in your appeal brief (Form 4).

---

## 9. Outcome Sought

Please specify the outcome or relief you are seeking from the appeal.

---

## 10. Suspension Application

(a) Are you applying to suspend all or part of the decision appealed from pending the hearing of the appeal:

- Yes - All  
 Yes - Part  
 No

(b) If the suspension application only applies to part of the decision, specify the applicable part:

(c) If there is urgency in deciding of the suspension application, give the reasons why you consider there is urgency in deciding the suspension application:

Signed

Day / Month / Year

### Filing and Service Instructions

1. This application should be signed and filed with the Registrar of the Sports Tribunal at the email address given below.
2. The application should be accompanied by the prescribed filing fee of \$500 (inclusive of GST) together with a copy of the applicable constitution, rules or policies which give the Applicant the basis for bringing the allegations.
3. The Appellant is to serve a copy of this Application and attachments on the Respondent as soon as practical after the original has been filed with the Tribunal and will notify the Registrar of service.

The Registrar  
Sports Tribunal of New Zealand  
PO Box 3338  
Wellington 6140

Phone: 0800 55 66 80  
Email: [info@sportstribunal.org.nz](mailto:info@sportstribunal.org.nz)  
Website: [www.sportstribunal.org.nz](http://www.sportstribunal.org.nz)

# NOTICE OF SERVICE

(TO BE ATTACHED TO FORM 3)

I,  Title  First Name  Surname

hereby certify that on the  Day  day of  Month 20  Year

I served upon the Respondent named in the attached Notice of Appeal a true copy of the Notice of Appeal and supporting documents.

Attached hereto is a copy of the Notice of Appeal and supporting documents which I served on the Respondent. I have initialled each page of the Notice of Appeal and supporting documents as evidence that these are true copies of the documents so served.

Dated the  Day  day of  Month 20  Year

Signed

# NOTICE TO BE ENDORSED ON APPLICATION SERVED ON RESPONDENT

To (Respondent)	<input type="text"/>		
Address	Street	Suburb	
	<input type="text"/>	<input type="text"/>	
	City	Postcode	
	<input type="text"/>	<input type="text"/>	

This is a copy of the Notice of Appeal filed by the Applicant with the Sports Tribunal. You need take no further action until a copy of the Appeal Brief (Form 4) is served upon you.

You will then have 14 days from the date the Appeal Brief is served on you to file a Statement of Defence (Form 5).

A copy of the relevant Rules of the Tribunal is enclosed for your information. If you have questions regarding this matter, please contact the Registrar on 0800 55 66 80 or email on [info@sportstribunal.org.nz](mailto:info@sportstribunal.org.nz).

# FORM 4

## APPEAL BRIEF

---

### 1. Parties

Name of Appellant	Title	First Name	Surname
	<input type="text"/>	<input type="text"/>	<input type="text"/>
Name of Respondent	Title	First Name	Surname
	<input type="text"/>	<input type="text"/>	<input type="text"/>

---

### 2. Appeal

As the Appellant I/we wish to appeal the decision of the Respondent

Dated  upon the grounds set out in my/our Notice of Appeal.

The facts supporting those grounds of appeal are as follows:

Please set out your version of events leading up to the decision of the Respondent and surrounding the decision itself. You must also attach to this application, copies of any statement of evidence from your witnesses and exhibits which you intend to reply upon in this appeal. Continue on separate pages if necessary.

---

### 3. Grounds of Appeal

By referring to the grounds of appeal specified in your Notice of Appeal, please make submissions on why and how you consider the decision of the Respondent was wrong or incorrect.

---

#### 4. Outcome

Please specify the outcome or relief you are seeking from the appeal.

---

#### 5. Signature of Appellant

An Appellant's representative may sign on behalf of the Appellant, and in so doing undertakes s/he has the authority to do so.

Signed

Position

Day / Month / Year

#### Filing and Service Instructions

1. This Appeal Brief should be signed and filed with the Registrar of the Sports Tribunal at the email address given below within ten days of the filing of the Notice of Appeal (Form 3).
2. The Appeal Brief should be accompanied by copies of all documents upon which the Appellant relies and which have not already been filed and served, including (where relevant) the briefs of evidence and other material considered at the hearing where the decision appealed from was made.
3. The Appellant is to serve a copy of this Appeal Brief and attachments on the Respondent within 10 days of the filing of the Notice of Appeal with the Tribunal and will inform the Registrar of service by email or using the Notice of Service form.

The Registrar  
Sports Tribunal of New Zealand  
PO Box 3338  
Wellington 6140

Phone: 0800 55 66 80  
Email: [info@sportstribunal.org.nz](mailto:info@sportstribunal.org.nz)  
Website: [www.sportstribunal.org.nz](http://www.sportstribunal.org.nz)

# NOTICE OF SERVICE

(TO BE ATTACHED TO FORM 4)

I, 

Title
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First Name
------------

Surname
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hereby certify that on the 

Day
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 day of 

Month
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 20 

Year
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I served upon the Respondent named in the attached Appeal Brief a true copy of the Notice of Appeal and supporting documents. Attached hereto is a copy of the Appeal Brief and supporting documents which I served on the Respondent. I have initialled each page of the Appeal Brief and supporting documents as evidence that these are true copies of the documents so served.

Dated the 

Day
-----

 day of 

Month
-------

 20 

Year
------

Signed

------------------

# FORM 5

## STATEMENT OF DEFENCE TO APPEAL

---

### 1. Parties

Name of Appellant	Title <input type="text"/>	First Name <input type="text"/>	Surname <input type="text"/>
Name of Respondent	Title <input type="text"/>	First Name <input type="text"/>	Surname <input type="text"/>

---

### 2. Response to Appeal

In response to the Appeal, the Respondent says that:

- (a) it does / does not (strike out as applicable) consider the Tribunal has jurisdiction to hear and determine this appeal, and if it does not, see its reasons specified below;
  - (b) its response to each of the grounds of appeal stated in the Notice of Appeal and Appeal Brief are set out below.
- 

### 3. Jurisdiction of Tribunal

The Respondent does not accept that the Tribunal has jurisdiction to hear and determine this appeal for the following reasons:  
(complete this section only if you object to the Tribunal's jurisdiction)

---

#### **4. Response to the Notice of Appeal**

In response to the Appellant, the Respondent says that:

Please set out in detail your response to the facts contained in the Notice of Appeal and Appeal Brief. Please note that if you have objected to the Tribunal's jurisdiction you will still need to complete this section. This will not be taken as acceptance of such jurisdiction. Continue on separate pages if necessary.

---

## 5. Response to Grounds of Appeal

Please set out in detail your response to the Appellant's statement of why and how she/he/it considers the decision being appealed was wrong or incorrect as contained in the Notice of Appeal and Appeal Brief.

---

## 5. Signature of Respondent

The Respondent's representative may sign on behalf of it, and in so doing undertakes she/he has the authority to do so.

Signed

Name

Position  Day / Month / Year

### Filing and Service Instructions

1. This Statement of Defence should be signed and filed with the Registrar of the Sports Tribunal at the email address given below within 14 days of the Respondent receiving the Appeal Brief.
2. The Statement of Defence should be accompanied by copies of all documents upon which the Appellant relies.
3. The Respondent must send copies of this Statement of Defence and documents upon which the Respondent relies to the Appellant at the address shown on the Notice of Appeal at the same time as they are filed with the Tribunal and inform the Registrar by email or on the Notice of Service form.

The Registrar  
Sports Tribunal of New Zealand  
PO Box 3338  
Wellington 6140

Phone: 0800 55 66 80  
Email: [info@sportstribunal.org.nz](mailto:info@sportstribunal.org.nz)  
Website: [www.sportstribunal.org.nz](http://www.sportstribunal.org.nz)

# NOTICE OF SERVICE

(TO BE ATTACHED TO FORM 5)

I,  Title  First Name  Surname

hereby certify that on the  Day  day of  Month 20  Year

I served upon the Appellant, a true copy of the Statement of Defence and supporting documents. Attached hereto is a copy of the Statement of Defence and supporting documents which I served on the

Appellant. I have initialled each page of the Statement of Defence and supporting documents as evidence that these are true copies of the documents so served.

Dated the  Day  day of  Month 20  Year

Signed

# FORM 6

## APPLICATION FOR PROVISIONAL SUSPENSION IN ANTI-DOPING RULE VIOLATION MATTER

---

### 1. Details of the Applicant

Name	Title	First Name	Surname
	<input type="text"/>	<input type="text"/>	<input type="text"/>
Postal Address	Street	Suburb	
	<input type="text"/>	<input type="text"/>	
	City	Postcode	
	<input type="text"/>	<input type="text"/>	
Telephone (Wk)	<input type="text"/>	(Hm) <input type="text"/>	Mobile <input type="text"/>
Email	<input type="text"/>		

---

### 2. Details of the Athlete

Please provide the last known contact details of the person against whom you allege may have or has committed an Anti-Doping Rule Violation ("the Athlete").

Name	Title	First Name	Surname
	<input type="text"/>	<input type="text"/>	<input type="text"/>
Postal Address	Street	Suburb	
	<input type="text"/>	<input type="text"/>	
	City	Postcode	
	<input type="text"/>	<input type="text"/>	
Telephone (Wk)	<input type="text"/>	(Hm) <input type="text"/>	Mobile <input type="text"/>
Email	<input type="text"/>		

---

### 3. Details of Representative

Please insert the details of your legal representative or other person, if any, who will be representing the Applicant in these Proceedings.

Name of representative	<input type="text"/>		
Firm/company	<input type="text"/>		
Postal Address	Street	Suburb	
	<input type="text"/>	<input type="text"/>	
	City	Postcode	
	<input type="text"/>	<input type="text"/>	
Contact person for this application			
Name	Title	First Name	Surname
	<input type="text"/>	<input type="text"/>	<input type="text"/>
Position	<input type="text"/>		
Telephone (Wk)	<input type="text"/>	Mobile	<input type="text"/>
Email	<input type="text"/>		

---

#### 4. Jurisdiction

Provide jurisdiction for provisional suspension.

---

#### 5. Alleged Anti-Doping Violation

(a) Give details of the alleged anti-doping violation.

(b) Give details of the article or rule in the WADA Code, Sports Anti-Doping Rules or other relevant constitutional or regulatory provision which the Athlete has allegedly infringed.

(c) Summarise the reasons which apply to provisional suspension.

---

#### 6. Notification of Adverse Analytical Finding attached

Please provide with this Application a copy of the Notification of the Adverse Analytical Finding. Please ensure all relevant documents received such as laboratory analysis results and doping control forms etc are included.

Is the Notification of the Adverse Analytical Finding attached?  Yes  No

---

#### 7. Known Sporting Activities

(a) Do you know if the athlete plays or otherwise participates in other sports, apart from the sport to which the alleged anti-doping violation applies?  Yes  No If so please provide details of those sports below:

(b) If known, please provide details of the athlete's sporting commitments over the next 6 months below:

(c) Please provide any other information you think may be relevant about the athlete's sporting activities:

---

### Authority

Name	Title	First Name	Surname
	<input type="text"/>	<input type="text"/>	<input type="text"/>

by signing this application certifies that the signatory is authorised to sign this application on behalf of the Applicant

Signed	Position
<input type="text"/>	<input type="text"/>
	Day / Month / Year
	<input type="text"/>

### Filing and Service Instructions

1. This application should be signed and filed with the Registrar of the Sports Tribunal at the email address given below.
2. The application should be accompanied by a copy of the applicable constitution, rules or policies which give the Applicant the basis for applying for provisional suspension.
3. A copy of this application and supporting documents is to be served on the NSO or on the Sport Integrity Commission (If the Commission is not the applicant).
4. The Applicant is to serve a copy of this application and attachments on the Athlete as soon as practical after the original has been filed with the Tribunal and will inform the Registrar by email or on the Notice of Service form.
5. The Tribunal has the right to hear such an application, notwithstanding that service has not been affected on the athlete.

The Registrar  
Sports Tribunal of New Zealand  
PO Box 3338  
Wellington 6140

Phone: 0800 55 66 80  
Email: [info@sportstribunal.org.nz](mailto:info@sportstribunal.org.nz)  
Website: [www.sportstribunal.org.nz](http://www.sportstribunal.org.nz)

# NOTICE OF SERVICE

(TO BE ATTACHED TO FORM 6)

I, 

Title
-------

First Name
------------

Surname
---------

hereby certify that on the 

Day
-----

 day of 

Month
-------

 20 

Year
------

I served upon the Athlete, a true copy of the Application for Provisional Suspension and supporting documents.

Attached hereto is a copy of the Application for Provisional Suspension and supporting documents which I served on the Athlete. I have initialled each page of the Application for Provisional Suspension and supporting documents as evidence that these are true copies of the documents so served.

A copy of all the aforesaid documents was forwarded to the Sport Integrity Commission (if the Commission is not the Applicant).

Dated the 

Day
-----

 day of 

Month
-------

 20 

Year
------

Signed

--

# FORM 7

## NOTICE TO INTERESTED PARTY

To	Title	First Name	Surname
	<input type="text"/>	<input type="text"/>	<input type="text"/>
of	Street	Suburb	
	<input type="text"/>	<input type="text"/>	
	City	Postcode	
	<input type="text"/>	<input type="text"/>	

TAKE NOTICE that on  an application was made to the Tribunal

by	Title	First Name	Surname
	<input type="text"/>	<input type="text"/>	<input type="text"/>

in which: (give details of Proceeding)

The Tribunal considers you may be affected by the outcome of the application/appeal (strike out as applicable) and invites you to participate in the Proceeding. Enclosed with this Notice are copies of the documents filed by the parties in the Proceedings so far, together with a copy of the applicable rules and/or policies. In addition a copy of any directions made by the Tribunal at a Pre-Hearing Conference on the matter is enclosed. If you wish to participate in the Proceeding, you must complete, sign and return Form 8 to the Registrar of the Tribunal within seven days of receiving this Notice to Interested Party (Form 7). Please note that participating in the Proceeding does not necessarily mean you will be required to attend a hearing. The Tribunal uses technological means as far as possible to enable all parties to participate in a hearing.

- If you do wish to participate in the Proceeding you will be regarded as a party to the Proceeding and have all the rights and obligations of a party under the Rules of the Tribunal, including the right to be represented by a person of your choice and the obligation to meet your own costs.
- If you do not wish to participate in the Proceeding you should contact the Registrar on 0800 55 66 80 or email on [info@sportstribunal.org.nz](mailto:info@sportstribunal.org.nz) and advise them of this fact.
- If you do nothing, the Tribunal will proceed with the hearing without any further reference to you.
- If you need more time to complete and return the Form, you must apply for an extension of time from the Tribunal (refer to Rule 18(b) of the Rules).
- You should read the Rules of the Tribunal which are enclosed carefully in order that you understand your rights and obligations.

If you have any questions regarding this matter please contact the Registrar on 0800 55 66 80 or email on [info@sportstribunal.org.nz](mailto:info@sportstribunal.org.nz)

Registrar  
Sports Tribunal

Date	Day / Month / Year
	<input type="text"/>

# FORM 8

## NOTICE FROM INTERESTED PARTY

I/we	Title	First Name	Surname	(name)
	<input type="text"/>	<input type="text"/>	<input type="text"/>	
of	Street	Suburb		
	<input type="text"/>	<input type="text"/>		
	City	Postcode		(address)
	<input type="text"/>	<input type="text"/>		

Acknowledge that I/we have received the Notice to Interested Party which refers to the: (complete details of application and accompanying documents filed with the Tribunal)

Title	First Name	Surname	(name of applicant)
<input type="text"/>	<input type="text"/>	<input type="text"/>	

I/we advise the Tribunal that: (please tick the appropriate box)

- I/we do wish to participate in the Proceeding.
- I/we do not wish to participate in the Proceeding and I/we acknowledge that the Tribunal may make a decision without further recourse to me/us.

Signed	Day / Month / Year
<input type="text"/>	<input type="text"/>

### Instructions for Filing Notice

This form must be completed, signed and returned to the Registrar by email within seven days of you receiving the Notice to Interested Party (Form 7).

Contact details are:

The Registrar  
Sports Tribunal of New Zealand  
PO Box 3338  
Wellington 6140

Phone: 0800 55 66 80  
Email: [info@sportstribunal.org.nz](mailto:info@sportstribunal.org.nz)  
Website: [www.sportstribunal.org.nz](http://www.sportstribunal.org.nz)

# FORM 9

## APPLICATION FOR RESOLUTION OF SPORTS-RELATED DISPUTE

---

### 1. Details of the Parties

Name	Title	First Name	Surname	(1st Party)
	<input type="text"/>	<input type="text"/>	<input type="text"/>	
	Title	First Name	Surname	(2nd Party)
	<input type="text"/>	<input type="text"/>	<input type="text"/>	
	Title	First Name	Surname	(any other parties)
	<input type="text"/>	<input type="text"/>	<input type="text"/>	

First Party (contact person for this application)

Name	Title	First Name	Surname
	<input type="text"/>	<input type="text"/>	<input type="text"/>
Position	<input type="text"/>		
Telephone (Wk)	<input type="text"/>	Mobile	<input type="text"/>
Email	<input type="text"/>		

Second Party (contact person for this application)

Name	Title	First Name	Surname
	<input type="text"/>	<input type="text"/>	<input type="text"/>
Position	<input type="text"/>		
Telephone (Wk)	<input type="text"/>	Mobile	<input type="text"/>
Email	<input type="text"/>		

---

### 2. Details of the Parties' Representatives

Please insert the details of your legal representative or other person, if any, who will be representing you or your organisation in these Proceedings.

Name of First Party's representative	<input type="text"/>
--------------------------------------	----------------------

Firm/company	<input type="text"/>
--------------	----------------------

Postal Address	Street	Suburb
	<input type="text"/>	<input type="text"/>
	City	Postcode
	<input type="text"/>	<input type="text"/>

Name of Second Party's representative	<input type="text"/>
---------------------------------------	----------------------

Firm/company	<input type="text"/>
--------------	----------------------

Postal Address	Street	Suburb
	<input type="text"/>	<input type="text"/>
	City	Postcode
	<input type="text"/>	<input type="text"/>

---

### 3. Jurisdiction for Tribunal to Hear the Matter

The jurisdiction for the Tribunal to determine this matter is:

Where the jurisdiction is based on an agreement between the parties, a copy of that agreement is attached.

---

### 4. Urgency

Are there grounds for suggesting these Proceedings should be heard on an urgent basis?  Yes  No

If yes, please describe below the reasons why you consider there is urgency in hearing the matter.

---

### 5. Nature of Dispute

Please briefly set out the nature of the dispute ie. What it is about. Please attach a copy of any applicable rules or policies of your sport which you consider apply to this dispute.

---

### 6. Summary of Parties' Position

Briefly summarise each Party's position.

First Party

Second Party

---

## 7. Information to be Provided by Parties

Each Party to provide copies of relevant documents in support of Party's Position. Briefly summarise relevance of documents.

First Party

Second Party

---

## 8. Outcome Sought

Please specify the outcome the parties seek from the Tribunal.

First Party

Second Party

---

## 9. Signature of Applicants

In signing this application on behalf of a Party, you undertake that you are duly authorised to commence this Proceeding. The Party's Representative may sign on behalf of the party and in so doing undertake s/he has the authority to do so.

First Party

Signed	<input type="text"/>	Day / Month / Year
		Date <input type="text"/>

Name	Title <input type="text"/>	First Name <input type="text"/>	Surname <input type="text"/>
------	----------------------------	---------------------------------	------------------------------

Position	<input type="text"/>
----------	----------------------

Second Party

Signed	<input type="text"/>	Day / Month / Year
		Date <input type="text"/>

Name	Title <input type="text"/>	First Name <input type="text"/>	Surname <input type="text"/>
------	----------------------------	---------------------------------	------------------------------

Position	<input type="text"/>
----------	----------------------

Additional Parties

Signed	<input type="text"/>	Day / Month / Year
		Date <input type="text"/>

Name	Title <input type="text"/>	First Name <input type="text"/>	Surname <input type="text"/>
------	----------------------------	---------------------------------	------------------------------

Position	<input type="text"/>
----------	----------------------

### Filing and Service Instructions

1. This application should be signed by both parties and filed with the Registrar of the Sports Tribunal at the email address given below.
2. The application should be accompanied by the prescribed filing fee together with a copy of a signed agreement between the parties to refer the matter to the Tribunal.
3. Where possible, a summary of the evidence to be brought in support of each party's position should accompany this Application. If a Party wishes to withhold this summary, the party should indicate that the Party is withholding the summary and request the matter be discussed at the first pre-hearing conference.

The Registrar  
Sports Tribunal of New Zealand  
PO Box 3338  
Wellington 6140

Phone: 0800 55 66 80  
Email: [info@sportstribunal.org.nz](mailto:info@sportstribunal.org.nz)  
Website: [www.sportstribunal.org.nz](http://www.sportstribunal.org.nz)

# FORM 10

## NOTICE OF APPEAL AGAINST DECISION DENYING THERAPEUTIC USE EXEMPTION (TUE)

---

### 1. Details of the Applicant (person appealing the decision denying TUE)

Name	Title	First Name	Surname
	<input type="text"/>	<input type="text"/>	<input type="text"/>
Postal Address	Street	Suburb	
	<input type="text"/>	<input type="text"/>	
	City	Postcode	
	<input type="text"/>	<input type="text"/>	

Contact Person for this application

Name	Title	First Name	Surname
	<input type="text"/>	<input type="text"/>	<input type="text"/>
Position	<input type="text"/>		
Telephone (Wk)	<input type="text"/>	Mobile	<input type="text"/>
Email	<input type="text"/>		

---

### 2. Details of Respondent (organisation whose decision to deny TUE is being appealed)

Note: the Respondent will usually be the Sport Integrity Commission

Name	Title	First Name	Surname
	<input type="text"/>	<input type="text"/>	<input type="text"/>
Postal Address	Street	Suburb	
	<input type="text"/>	<input type="text"/>	
	City	Postcode	
	<input type="text"/>	<input type="text"/>	
Telephone (Wk)	<input type="text"/>	(Hm)	<input type="text"/>
		Mobile	<input type="text"/>
Email	<input type="text"/>		

---

### 3. Details of Representative

Please insert the details of your legal representative or other person, if any, who will be representing the Applicant in these Proceedings.

Name of representative	<input type="text"/>		
Firm/company	<input type="text"/>		
Postal Address	Street	Suburb	
	<input type="text"/>	<input type="text"/>	
	City	Postcode	
	<input type="text"/>	<input type="text"/>	

Contact person for this application

Name	Title	First Name	Surname
	<input type="text"/>	<input type="text"/>	<input type="text"/>
Position	<input type="text"/>		
Telephone (Wk)	<input type="text"/>	Mobile	<input type="text"/>
Email	<input type="text"/>		

---

#### 4. Interested Parties

Are there any other persons or organisations who or which may be directly affected by, or who has a sufficiently close interest in, the outcome of these Proceedings? If so please insert their contact details. Continue on a separate page if necessary.

Name	Title	First Name	Surname
	<input type="text"/>	<input type="text"/>	<input type="text"/>
Postal Address	Street	Suburb	
	<input type="text"/>	<input type="text"/>	
	City	Postcode	
	<input type="text"/>	<input type="text"/>	

Contact person for this application

Name	Title	First Name	Surname
	<input type="text"/>	<input type="text"/>	<input type="text"/>
Position	<input type="text"/>		
Telephone (Wk)	<input type="text"/>	Mobile	<input type="text"/>
Email	<input type="text"/>		

Reason person(s) may be affected or have a sufficiently close interest in outcome:

---

#### 5. Jurisdiction

Specify the basis on which the appellant has a right to appeal the decision denying the TUE. (i.e. give details of the relevant rules or regulations which give a right of appeal to the Sports Tribunal. eg: Rule 15.4.1 of the Sports Anti-Doping Rules 2024. If there is some other jurisdictional basis for the right of appeal specify it).

---

#### 6. Urgency

Are there grounds for suggesting this appeal should be heard on an urgent basis?  Yes  No

If yes, please describe below the reasons why you consider there is urgency in hearing the appeal.

---

## 7. Decision being appealed

Please provide details of the decision which you are appealing against, including which committee or person within the Respondent made the decision, the date it was made, and the nature of the decision.

Please also attach a copy of the decision being appealed to this application.

---

## 8. Grounds of Appeal

Specify the grounds or reasons upon which you are appealing the decision denying the TUE and specify why or how you consider the decision of the Respondent was wrong or incorrect (continue on a separate page if necessary). Please also attach to this Notice of Appeal any statements of evidence from your witnesses (if any) and exhibits and documents which you intend to reply upon in this appeal.

---

## 9. Outcome Sought

Please specify the outcome you are seeking from the appeal.

Signed

Day / Month / Year

Date

### Filing and Service Instructions

1. This application should be signed and filed with the Registrar of the Sports Tribunal at the email address given below.
2. The application should be accompanied by a copy of the applicable rules and regulations which give the Appellant jurisdiction to bring the appeal to the Sports Tribunal as well as a copy of the decision of the respondent denying the TUE which is being appealed against. Copies of all supporting documents upon which the Appellant relies (including witness statements) should also be attached to this application.
3. The Appellant is to serve a copy of this Application and attachments on the Respondent as soon as practical after the original has been filed with the Tribunal. After serving the documents on the Respondent, the Appellant is to inform the Registrar of service by email or on the Notice of Service Form.

The Registrar  
Sports Tribunal of New Zealand  
PO Box 3338  
Wellington 6140

Phone: 0800 55 66 80  
Email: [info@sportstribunal.org.nz](mailto:info@sportstribunal.org.nz)  
Website: [www.sportstribunal.org.nz](http://www.sportstribunal.org.nz)

# NOTICE OF SERVICE

(TO BE ATTACHED TO FORM 10)

I, 

Title
-------

First Name
------------

Surname
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hereby certify that on the 

Day
-----

 day of 

Month
-------

 20 

Year
------

I served upon the Respondent named in the attached Notice of Appeal from Decision Denying Therapeutic Use Exemption (TUE) a true copy of the Notice of Appeal from Decision Denying Therapeutic Use Exemption (TUE) and supporting documents.

Attached hereto is a copy of the Notice of Appeal from Decision Denying Therapeutic Use Exemption (TUE) and supporting documents which I served on the Respondent. I have initialled each page of the Notice of Appeal from Decision Denying Therapeutic Use Exemption (TUE) and supporting documents as evidence that these are true copies of the documents so served.

Dated the 

Day
-----

 day of 

Month
-------

 20 

Year
------

Signed

--

# NOTICE TO BE ENDORSED ON NOTICE OF APPEAL AGAINST DECISION DENYING THERAPEUTIC USE EXEMPTION (TUE) SERVED ON RESPONDENT

To (Respondent)	<input type="text"/>		
Address	Street	Suburb	
	<input type="text"/>	<input type="text"/>	
	City	Postcode	
	<input type="text"/>	<input type="text"/>	

This is a copy of the Notice of Appeal from Decision Denying Therapeutic Use Exemption (TUE) filed by the Appellant with the Sports Tribunal.

You have seven days from the date the Notice of Appeal Against Decision Denying Therapeutic Use Exemption (TUE) is served on you to file a Statement of Defence To Appeal Against Decision Denying Therapeutic Use Exemption (TUE) (Form 11) with the Sports Tribunal.

If you have questions regarding this matter, please contact the Registrar of the Sports Tribunal on 0800 55 66 80 or email on [info@sportstribunal.org.nz](mailto:info@sportstribunal.org.nz).

# FORM 11

## STATEMENT OF DEFENCE TO APPEAL AGAINST DECISION DENYING THERAPEUTIC USE EXEMPTION (TUE)

---

### 1. Parties

Name of Appellant	Title	First Name	Surname
	<input type="text"/>	<input type="text"/>	<input type="text"/>
Name of Respondent	Title	First Name	Surname
	<input type="text"/>	<input type="text"/>	<input type="text"/>

---

### 2. Response to Appeal

In response to the Appeal, the Respondent says that:

- (a) it does / does not (strike out as applicable) consider the Tribunal has jurisdiction to hear and determine this appeal, and if it does not, see its reasons specified below;
  - (b) its response to the grounds of appeal stated in the Notice of Appeal from Decision Denying Therapeutic Use Exemption (TUE) are set out below.
- 

### 3. Jurisdiction of Tribunal

The Respondent does not accept that the Tribunal has jurisdiction to hear and determine this appeal for the following reasons:

(Complete this section only if you object to the Tribunal's jurisdiction)

---

#### **4. Response to the Grounds of Appeal set out in the Notice of Appeal from Decision Denying Therapeutic Use Exemption (TUE)**

In response to the Appellant, the Respondent says that:

Please set out in detail your response to the Appellant's statement of why and how the Appellant considers the decision being appealed was wrong or incorrect as contained in the Notice of Appeal from Decision Denying Therapeutic Use Exemption (TUE). Continue on a separate page if necessary.

Please note that if you have objected to the Tribunal's jurisdiction you will still need to complete this section. This will not be taken as acceptance of such jurisdiction.

---

## 5. Signature of Respondent

The Respondent's representative may sign on behalf of it, and in so doing undertakes s/he has the authority to do so.

Name of Appellant	Title <input type="text"/>	First Name <input type="text"/>	Surname <input type="text"/>
Name of Respondent	Title <input type="text"/>	First Name <input type="text"/>	Surname <input type="text"/>
Date	Day / Month / Year <input type="text"/>		

### Filing and Service Instructions

1. This Statement of Defence to Appeal against Decision Denying Therapeutic Use Exemption (TUE) should be signed and filed with the Registrar of the Sports Tribunal at the email address given below within seven days of the Respondent receiving the Notice of Appeal against Decision Denying Therapeutic Use Exemption (TUE).
2. The Statement of Defence to Appeal against Decision Denying Therapeutic Use Exemption (TUE) should be accompanied by copies of all documents upon which the Respondent relies.
3. The Respondent is to serve a copy of this Statement of Defence to Appeal against Decision Denying Therapeutic Use Exemption (TUE) and documents upon which the Respondent relies to the Appellant at the address shown on the Notice of Appeal at the same time as they are filed with the Tribunal. After serving the documents on the Appellant, the Respondent shall inform the Registrar of service by email or on the Notice of Service form to the Tribunal.

The Registrar  
Sports Tribunal of New Zealand  
PO Box 3338  
Wellington 6140

Phone: 0800 55 66 80  
Email: [info@sportstribunal.org.nz](mailto:info@sportstribunal.org.nz)  
Website: [www.sportstribunal.org.nz](http://www.sportstribunal.org.nz)

# NOTICE OF SERVICE

(TO BE ATTACHED TO FORM 11)

I, 

Title
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First Name
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Surname
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hereby certify that on the 

Day
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 day of 

Month
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 20 

Year
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I served upon the Appellant, a true copy of the Statement of Defence to Appeal from Decision Denying Therapeutic Use Exemption (TUE) and supporting documents.

Attached hereto is a copy of the Statement of Defence to Appeal from Decision Denying Therapeutic Use Exemption (TUE) and supporting documents which I served on the Appellant. I have initialled each page of the Statement of Defence to Appeal from Decision Denying Therapeutic Use Exemption (TUE) and supporting documents as evidence that these are true copies of the documents so served.

Dated the 

Day
-----

 day of 

Month
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 20 

Year
------

Signed

--

# FORM 12

## APPLICATION FOR RESOLUTION OF DISPUTE ARISING FROM THE APPLICATION OF AN INTEGRITY CODE

---

### 1. Details of the Parties

Name	Title	First Name	Surname	(1st Party)
	<input type="text"/>	<input type="text"/>	<input type="text"/>	
	Title	First Name	Surname	(2nd Party)
	<input type="text"/>	<input type="text"/>	<input type="text"/>	
	Title	First Name	Surname	(any other parties)
	<input type="text"/>	<input type="text"/>	<input type="text"/>	

First Party (contact person for this application)

Name	Title	First Name	Surname
	<input type="text"/>	<input type="text"/>	<input type="text"/>
Position	<input type="text"/>		
Telephone (Wk)	<input type="text"/>	Mobile	<input type="text"/>
Email	<input type="text"/>		

Second Party (contact person for this application)

Name	Title	First Name	Surname
	<input type="text"/>	<input type="text"/>	<input type="text"/>
Position	<input type="text"/>		
Telephone (Wk)	<input type="text"/>	Mobile	<input type="text"/>
Email	<input type="text"/>		

---

### 2. Details of the Parties' Representatives

Please insert the details of your legal representative or other person, if any, who will be representing you or your organisation in these Proceedings.

Name of First Party's representative

Firm/company

Postal Address

Street	Suburb
<input type="text"/>	<input type="text"/>
City	Postcode
<input type="text"/>	<input type="text"/>

Name of Second Party's representative

Firm/company

Postal Address

Street	Suburb
<input type="text"/>	<input type="text"/>
City	Postcode
<input type="text"/>	<input type="text"/>

---

### 3. Jurisdiction for Tribunal to Hear the Matter

The jurisdiction for the Tribunal to determine this matter is:

Where the jurisdiction is based on an agreement between the parties, a copy of that agreement is attached.

---

### 4. Urgency

Are there grounds for suggesting these Proceedings should be heard on an urgent basis?  Yes  No

If yes, please describe below the reasons why you consider there is urgency in hearing the matter.

---

### 5. Nature of Dispute

Please briefly set out the nature of the dispute ie. What it is about. Please attach a copy of any applicable rules or policies of your sport or an integrity code which you consider apply to this dispute.

---

### 6. Summary of Parties' Position

Briefly summarise each Party's position.

First Party

Second Party

---

## 7. Information to be Provided by Parties

Each Party to provide copies of relevant documents in support of Party's Position. Briefly summarise relevance of documents.

First Party

Second Party

---

## 8. Outcome Sought

Please specify the outcome the parties seek from the Tribunal.

First Party

Second Party

---

## 9. Signature of Applicants

In signing this application on behalf of a Party, you undertake that you are duly authorised to commence this Proceeding. The Party's Representative may sign on behalf of the party and in so doing undertake s/he has the authority to do so.

First Party

Signed	<input type="text"/>	Day / Month / Year
		Date <input type="text"/>

Name	Title <input type="text"/>	First Name <input type="text"/>	Surname <input type="text"/>
	Position <input type="text"/>		

Second Party

Signed	<input type="text"/>	Day / Month / Year
		Date <input type="text"/>

Name	Title <input type="text"/>	First Name <input type="text"/>	Surname <input type="text"/>
	Position <input type="text"/>		

Additional Parties

Signed	<input type="text"/>	Day / Month / Year
		Date <input type="text"/>

Name	Title <input type="text"/>	First Name <input type="text"/>	Surname <input type="text"/>
	Position <input type="text"/>		

### Filing and Service Instructions

1. This application should be signed by both parties and filed with the Registrar of the Sports Tribunal at the email address given below.
2. The application should be accompanied by the prescribed filing fee together with a copy of a signed agreement between the parties to refer the matter to the Tribunal.
3. Where possible, a summary of the evidence to be brought in support of each party's position should accompany this Application. If a Party wishes to withhold this summary, the party should indicate that the Party is withholding the summary and request the matter be discussed at the first pre-hearing conference.

The Registrar  
Sports Tribunal of New Zealand  
PO Box 3338  
Wellington 6140

Phone: 0800 55 66 80  
Email: [info@sportstribunal.org.nz](mailto:info@sportstribunal.org.nz)  
Website: [www.sportstribunal.org.nz](http://www.sportstribunal.org.nz)

# FORM 13

## NOTICE OF APPEAL AGAINST DECISION OF A DISCIPLINARY PANEL OF THE COMMISSION

---

### 1. Details of the Person / Organisation Appealing ("the Appellant")

Name	Title	First Name	Surname
	<input type="text"/>	<input type="text"/>	<input type="text"/>
Contact Person (if Organisation)			
Name	Title	First Name	Surname
	<input type="text"/>	<input type="text"/>	<input type="text"/>
Position	<input type="text"/>		
Telephone (Wk)	<input type="text"/>	Mobile	<input type="text"/>
Email	<input type="text"/>		

---

### 2. Details of the Disciplinary Panel ("the Respondent")

Name	Title	First Name	Surname
	<input type="text"/>	<input type="text"/>	<input type="text"/>
Postal Address	Street	Suburb	
	<input type="text"/>	<input type="text"/>	
	City	Postcode	
	<input type="text"/>	<input type="text"/>	
Telephone (Wk)	<input type="text"/>	(Hm)	<input type="text"/>
			Mobile <input type="text"/>
Email	<input type="text"/>		

---

### 3. Details of Representative

Please insert the details of your legal representative or other person, if any, who will be representing the Applicant in these Proceedings.

Name of representative	<input type="text"/>		
Firm/company	<input type="text"/>		
Postal Address	Street	Suburb	
	<input type="text"/>	<input type="text"/>	
	City	Postcode	
	<input type="text"/>	<input type="text"/>	
Contact person for this application			
Name	Title	First Name	Surname
	<input type="text"/>	<input type="text"/>	<input type="text"/>
Position	<input type="text"/>		
Telephone (Wk)	<input type="text"/>	Mobile	<input type="text"/>
Email	<input type="text"/>		

---

#### 4. Interested Parties

Are there any other persons or organisations who or which may be directly affected by, or who has a sufficiently close interest in, the outcome of these Proceedings? If so please insert their contact details. Continue on separate page if necessary.

Name	Title	First Name	Surname
	<input type="text"/>	<input type="text"/>	<input type="text"/>
Postal Address	Street	Suburb	
	<input type="text"/>	<input type="text"/>	
	City	Postcode	
	<input type="text"/>	<input type="text"/>	
Telephone (Wk)	<input type="text"/>	(Hm) <input type="text"/>	Mobile <input type="text"/>
Email	<input type="text"/>		

Reason person(s) may be affected or have a sufficiently close interest in outcome:

---

#### 5. Jurisdiction

Specify the basis on which the appellant has a right of appeal (i.e. give details of the constitution, rules, or regulations of the Sport Integrity Commission or Disciplinary Panel which gives a right of appeal to this Tribunal. If there is some other jurisdictional basis for the right of appeal specify it).

---

#### 6. Urgency

Are there grounds for suggesting this appeal should be heard on an urgent basis?  Yes  No

If yes, please describe below the reasons why you consider there is urgency in hearing the appeal.

---

## 7. Decision being appealed

Please provide details of the decision which you are appealing against, including which committee or person within the Respondent made the decision, the date it was made, and the nature of the decision.

Please also attach a copy of the decision to this application.

---

## 8. Grounds of Appeal

Specify the grounds upon which the appeal is brought. These grounds must either be as set out in the relevant constitution, rules or regulations of the body appealed from or if there are no such grounds in such documents, then they must be in accordance with the Tribunal's own grounds of appeal as set out in Rule 46 of the Tribunal's Rules. Your submissions on these grounds of appeal are to be included in your appeal brief (Form 14).

---

## 9. Outcome Sought

Please specify the outcome or relief you are seeking from the appeal.

---

## 10. Suspension Application

(a) Are you applying to suspend all or part of the decision appealed from pending the hearing of the appeal:

- Yes - All  
 Yes - Part  
 No

(b) If the suspension application only applies to part of the decision, specify the applicable part:

(c) If there is urgency in deciding of the suspension application, give the reasons why you consider there is urgency in deciding the suspension application:

Signed

Day / Month / Year

### Filing and Service Instructions

1. This application should be signed and filed with the Registrar of the Sports Tribunal at the email address given below.
2. The application should be accompanied by the prescribed filing fee of \$500 (inclusive of GST) together with a copy of the applicable constitution, rules or policies which give the Applicant the basis for bringing the allegations.
3. The Appellant is to serve a copy of this Application and attachments on the Respondent as soon as practical after the original has been filed with the Tribunal and will notify the Registrar of service.

The Registrar  
Sports Tribunal of New Zealand  
PO Box 3338  
Wellington 6140

Phone: 0800 55 66 80  
Email: [info@sportstribunal.org.nz](mailto:info@sportstribunal.org.nz)  
Website: [www.sportstribunal.org.nz](http://www.sportstribunal.org.nz)

# FORM 14

## APPEAL BRIEF

---

### 1. Parties

Name of Appellant	Title	First Name	Surname
	<input type="text"/>	<input type="text"/>	<input type="text"/>
Name of Respondent	Title	First Name	Surname
	<input type="text"/>	<input type="text"/>	<input type="text"/>

---

### 2. Appeal

As the Appellant I/we wish to appeal the decision of the Respondent

Dated  Day / Month / Year upon the grounds set out in my/our Notice of Appeal.

The facts supporting those grounds of appeal are as follows:

Please set out your version of events leading up to the decision of the Respondent and surrounding the decision itself. You must also attach to this application, copies of any statement of evidence from your witnesses and exhibits which you intend to rely upon in this appeal. Continue on separate pages if necessary.

---

### 3. Grounds of Appeal

By referring to the grounds of appeal specified in your Notice of Appeal, please make submissions on why and how you consider the decision of the Respondent was wrong or incorrect.

---

#### 4. Outcome

Please specify the outcome or relief you are seeking from the appeal.

---

#### 5. Signature of Appellant

An Appellant's representative may sign on behalf of the Appellant, and in so doing undertakes s/he has the authority to do so.

Signed

Position

Day / Month / Year

#### Filing and Service Instructions

1. This Appeal Brief should be signed and filed with the Registrar of the Sports Tribunal at the email address given below within ten days of the filing of the Notice of Appeal (Form 13).
2. The Appeal Brief should be accompanied by copies of all documents upon which the Appellant relies and which have not already been filed and served, including (where relevant) the briefs of evidence and other material considered at the hearing where the decision appealed from was made.
3. The Appellant is to serve a copy of this Appeal Brief and attachments on the Respondent within 10 days of the filing of the Notice of Appeal with the Tribunal and will inform the Registrar of service by email or using the Notice of Service form.

The Registrar  
Sports Tribunal of New Zealand  
PO Box 3338  
Wellington 6140

Phone: 0800 55 66 80  
Email: [info@sportstribunal.org.nz](mailto:info@sportstribunal.org.nz)  
Website: [www.sportstribunal.org.nz](http://www.sportstribunal.org.nz)

# NOTICE OF SERVICE

(TO BE ATTACHED TO FORM 14)

I, 

Title
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First Name
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Surname
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hereby certify that on the 

Day
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 day of 

Month
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 20 

Year
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I served upon the Respondent named in the attached Appeal Brief a true copy of the Notice of Appeal and supporting documents. Attached hereto is a copy of the Appeal Brief and supporting documents which I served on the Respondent. I have initialled each page of the Appeal Brief and supporting documents as evidence that these are true copies of the documents so served.

Dated the 

Day
-----

 day of 

Month
-------

 20 

Year
------

Signed

--

# FORM 15

## STATEMENT OF DEFENCE TO APPEAL

---

### 1. Parties

	Title	First Name	Surname
Name of Appellant	<input type="text"/>	<input type="text"/>	<input type="text"/>

	Title	First Name	Surname
Name of Respondent	<input type="text"/>	<input type="text"/>	<input type="text"/>

---

### 2. Response to Appeal

In response to the Appeal, the Respondent says that:

- (a) it does / does not (strike out as applicable) consider the Tribunal has jurisdiction to hear and determine this appeal, and if it does not, see its reasons specified below;
- (b) its response to each of the grounds of appeal stated in the Notice of Appeal and Appeal Brief are set out below.

---

### 3. Jurisdiction of Tribunal

The Respondent does not accept that the Tribunal has jurisdiction to hear and determine this appeal for the following reasons:

(Complete this section only if you object to the Tribunal's jurisdiction)

---

#### **4. Response to Grounds of Appeal**

Please set out in detail your response to the Appellant's statement of why and how she/he/it considers the decision being appealed was wrong or incorrect as contained in the Notice of Appeal and Appeal Brief.

---

## 5. Signature of Respondent

The Respondent's representative may sign on behalf of it, and in so doing undertakes s/he has the authority to do so.

Name	Title	First Name	Surname
	<input type="text"/>	<input type="text"/>	<input type="text"/>
Signed	Position		
<input type="text"/>	<input type="text"/>		
	Day / Month / Year		
	<input type="text"/>		

### Filing and Service Instructions

1. This Statement of Defence should be signed and filed with the Registrar of the Sports Tribunal at the email address given below within 14 days of the Respondent receiving the Appeal Brief.
2. The Statement of Defence should be accompanied by copies of all documents upon which the Respondent relies.
3. The Respondent must send copies of this Statement of Defence and documents upon which the Respondent relies to the Appellant at the address shown on the Notice of Appeal at the same time as they are filed with the Tribunal and give notice of service to the Tribunal by email or on the Notice of Service form.

The Registrar  
Sports Tribunal of New Zealand  
PO Box 3338  
Wellington 6140

Phone: 0800 55 66 80  
Email: [info@sportstribunal.org.nz](mailto:info@sportstribunal.org.nz)  
Website: [www.sportstribunal.org.nz](http://www.sportstribunal.org.nz)

# FORM 16

## NOTICE OF APPEAL AGAINST DECISION OF A DISCIPLINARY BODY THAT HAS ADOPTED AN INTEGRITY CODE

---

### 1. Details of the Person / Organisation Appealing ("the Appellant")

Name	Title	First Name	Surname
	<input type="text"/>	<input type="text"/>	<input type="text"/>
Contact Person (if Organisation)			
Name	Title	First Name	Surname
	<input type="text"/>	<input type="text"/>	<input type="text"/>
Position	<input type="text"/>		
Telephone (Wk)	<input type="text"/>	Mobile	<input type="text"/>
Email	<input type="text"/>		

---

### 2. Details of Respondent (name of disciplinary body and organisation that established it)

Body/ Organisation	<input type="text"/>		
Postal Address	Street	Suburb	
	<input type="text"/>	<input type="text"/>	
	City	Postcode	
	<input type="text"/>	<input type="text"/>	
Telephone (Wk)	<input type="text"/>	(Hm)	<input type="text"/>
		Mobile	<input type="text"/>
Email	<input type="text"/>		

---

### 3. Details of Representative

Please insert the details of your legal representative or other person, if any, who will be representing the Applicant in these Proceedings.

Name of representative	<input type="text"/>		
Firm/company	<input type="text"/>		
Postal Address	Street	Suburb	
	<input type="text"/>	<input type="text"/>	
	City	Postcode	
	<input type="text"/>	<input type="text"/>	
Contact person for this application			
Name	Title	First Name	Surname
	<input type="text"/>	<input type="text"/>	<input type="text"/>
Position	<input type="text"/>		
Telephone (Wk)	<input type="text"/>	Mobile	<input type="text"/>
Email	<input type="text"/>		

---

#### 4. Interested Parties

Are there any other persons or organisations who or which may be directly affected by, or who has a sufficiently close interest in, the outcome of these Proceedings? If so please insert their contact details. Continue on separate page if necessary.

Name	Title	First Name	Surname
	<input type="text"/>	<input type="text"/>	<input type="text"/>
Postal Address	Street	Suburb	
	<input type="text"/>	<input type="text"/>	
	City	Postcode	
	<input type="text"/>	<input type="text"/>	
Telephone (Wk)	<input type="text"/>	(Hm) <input type="text"/>	Mobile <input type="text"/>
Email	<input type="text"/>		

Reason person(s) may be affected or have a sufficiently close interest in outcome:

---

#### 5. Jurisdiction

Specify the basis on which the appellant has a right of appeal (i.e. give details of the organisation's adoption of an integrity code).

---

#### 6. Urgency

Are there grounds for suggesting this appeal should be heard on an urgent basis?  Yes  No

If yes, please describe below the reasons why you consider there is urgency in hearing the appeal.

---

## 7. Decision being appealed

Please provide details of the decision which you are appealing against, including which committee or person within the Respondent made the decision, the date it was made, and the nature of the decision.

Please also attach a copy of the decision to this application.

---

## 8. Grounds of Appeal

Specify the grounds upon which the appeal is brought. These grounds must either be as set out in the relevant constitution, rules or regulations of the body appealed from or if there are no such grounds in such documents, then they must be in accordance with the Tribunal's own grounds of appeal as set out in Rule 46 of the Tribunal's Rules. Your submissions on these grounds of appeal are to be included in your appeal brief (Form 17).

---

## 9. Outcome Sought

Please specify the outcome or relief you are seeking from the appeal.

---

## 10. Suspension Application

(a) Are you applying to suspend all or part of the decision appealed from pending the hearing of the appeal:

- Yes - All  
 Yes - Part  
 No

(b) If the suspension application only applies to part of the decision, specify the applicable part:

(c) If there is urgency in deciding of the suspension application, give the reasons why you consider there is urgency in deciding the suspension application:

Signed

Day / Month / Year

### Filing and Service Instructions

1. This application should be signed and filed with the Registrar of the Sports Tribunal at the email address given below.
2. The application should be accompanied by the prescribed filing fee of \$500 (inclusive of GST) together with a copy of the applicable constitution, rules or policies which give the Applicant the basis for bringing the allegations.
3. The Appellant is to serve a copy of this Application and attachments on the Respondent as soon as practical after the original has been filed with the Tribunal and will inform the Tribunal of service by email or by the Notice of Service form.

The Registrar  
Sports Tribunal of New Zealand  
PO Box 3338  
Wellington 6140

Phone: 0800 55 66 80  
Email: [info@sportstribunal.org.nz](mailto:info@sportstribunal.org.nz)  
Website: [www.sportstribunal.org.nz](http://www.sportstribunal.org.nz)

# FORM 17

## APPEAL BRIEF

---

### 1. Parties

Name of Appellant	Title	First Name	Surname
	<input type="text"/>	<input type="text"/>	<input type="text"/>
Name of Respondent	Title	First Name	Surname
	<input type="text"/>	<input type="text"/>	<input type="text"/>

---

### 2. Appeal

As the Appellant I/we wish to appeal the decision of the Respondent

Dated  Day / Month / Year upon the grounds set out in my/our Notice of Appeal.

The facts supporting those grounds of appeal are as follows:

Please set out your version of events leading up to the decision of the Respondent and surrounding the decision itself. You must also attach to this application, copies of any statement of evidence from your witnesses and exhibits which you intend to rely upon in this appeal. Continue on separate pages if necessary.

---

### 3. Grounds of Appeal

By referring to the grounds of appeal specified in your Notice of Appeal, please make submissions on why and how you consider the decision of the Respondent was wrong or incorrect?

---

#### 4. Outcome

Please specify the outcome or relief you are seeking from the appeal.

---

#### 5. Signature of Appellant

An Appellant's representative may sign on behalf of the Appellant, and in so doing undertakes s/he has the authority to do so.

Signed

Position

Day / Month / Year

#### Filing and Service Instructions

1. This Appeal Brief should be signed and filed with the Registrar of the Sports Tribunal at the email address given below within ten days of the filing of the Notice of Appeal (Form 16).
2. The Appeal Brief should be accompanied by copies of all documents upon which the Appellant relies and which have not already been filed and served, including (where relevant) the briefs of evidence and other material considered at the hearing where the decision appealed from was made.
3. The Appellant is to serve a copy of this Appeal Brief and attachments on the Respondent within ten days of the filing of the Notice of Appeal with the Tribunal and will inform the Tribunal of service by email.

The Registrar  
Sports Tribunal of New Zealand  
PO Box 3338  
Wellington 6140

Phone: 0800 55 66 80  
Email: [info@sportstribunal.org.nz](mailto:info@sportstribunal.org.nz)  
Website: [www.sportstribunal.org.nz](http://www.sportstribunal.org.nz)

# FORM 18

## STATEMENT OF DEFENCE TO APPEAL AGAINST DECISION OF DISCIPLINARY BODY

---

### 1. Parties

	Title	First Name	Surname
Name of Appellant	<input type="text"/>	<input type="text"/>	<input type="text"/>

	Title	First Name	Surname
Name of Respondent	<input type="text"/>	<input type="text"/>	<input type="text"/>

---

### 2. Response to Appeal

In response to the Appeal, the Respondent says that:

- (a) it does / does not (strike out as applicable) consider the Tribunal has jurisdiction to hear and determine this appeal, and if it does not, see its reasons specified below;
  - (b) its response to each of the grounds of appeal stated in the Notice of Appeal and Appeal Brief are set out below.
- 

### 3. Jurisdiction of Tribunal

The Respondent does not accept that the Tribunal has jurisdiction to hear and determine this appeal for the following reasons: (complete this section only if you object to the Tribunal's jurisdiction)

---

#### **4. Response to the Notice of Appeal**

In response to the Appellant, the Respondent says that:

Please set out in detail your response to the facts contained in the Notice of Appeal and Appeal Brief. Please note that if you have objected to the Tribunal's jurisdiction you will still need to complete this section. This will not be taken as acceptance of such jurisdiction. Continue on separate pages if necessary.

---

## 5. Response to Grounds of Appeal

Please set out in detail your response to the Appellant's statement of why and how she/he/it considers the decision being appealed was wrong or incorrect as contained in the Notice of Appeal and Appeal Brief.

---

## 5. Signature of Respondent

The Respondent's representative may sign on behalf of it, and in so doing undertakes s/he has the authority to do so.

Name	Title	First Name	Surname
	<input type="text"/>	<input type="text"/>	<input type="text"/>
Signed	Position		
<input type="text"/>	<input type="text"/>		
	Day / Month / Year		
	<input type="text"/>		

### Filing and Service Instructions

1. This Statement of Defence should be signed and filed with the Registrar of the Sports Tribunal at the email address given below within 14 days of the Respondent receiving the Appeal Brief.
2. The Statement of Defence should be accompanied by copies of all documents upon which the Respondent relies.
3. The Respondent must send copies of this Statement of Defence and documents upon which the Respondent relies to the Appellant at the address shown on the Notice of Appeal at the same time as they are filed with the Tribunal and give notice to the Tribunal by email or on the Notice of Service form.

The Registrar  
Sports Tribunal of New Zealand  
PO Box 3338  
Wellington 6140

Phone: 0800 55 66 80  
Email: [info@sportstribunal.org.nz](mailto:info@sportstribunal.org.nz)  
Website: [www.sportstribunal.org.nz](http://www.sportstribunal.org.nz)

# NOTICE OF SERVICE

(TO BE ATTACHED TO FORM 18)

I, 

Title
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First Name
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Surname
---------

hereby certify that on the 

Day
-----

 day of 

Month
-------

 20 

Year
------

I served upon the Appellant, a true copy of the Statement of Defence and supporting documents. Attached hereto is a copy of the Statement of Defence and supporting documents which I served on the Appellant. I have initialled each page of the Statement of Defence and supporting documents as evidence that these are true copies of the documents so served.

Dated the 

Day
-----

 day of 

Month
-------

 20 

Year
------

Signed

--

# CONTACT INFORMATION

The Sports Tribunal's office is in Wellington.

Enquiries should be directed to the Registrar of the Sports Tribunal.

Documents for filing should be directed to the Registrar of the Sports Tribunal.

The Sports Tribunal's preference is for filing to be by email.

## Contact details

Registrar

Sports Tribunal of New Zealand

Phone: 0800 55 66 80

Email: [info@sportstribunal.org.nz](mailto:info@sportstribunal.org.nz)

Website: [www.sportstribunal.org.nz](http://www.sportstribunal.org.nz)

## Postal address for filing documents

Registrar

Sports Tribunal of New Zealand

PO Box 3338

Wellington 6140

## Physical address for filing documents by courier

Registrar

Sports Tribunal of New Zealand

Level 1, Harbour City Centre

29 Brandon Street

Wellington 6011