



Frequently asked questions re: Red City Roar Tribunal Processes

RedCity Roar wants to develop a safe and welcoming environment for members to enjoy our game. To this end the club has established a system to deal with breaches that threaten our culture. RedCity Roar has established a set of values within our [strategic plan](#) to guide us in our decision making. RedCity Roar has adopted Basketball Queensland's "[Code of Behavior](#)" guidelines as our expectations for all participants. RedCity Roar has adopted the [model tribunal by-laws](#) recommended by Basketball Australia, and enlisted the support of the community leaders for its panel of tribunal members.

1. What qualifies a matter to be referred to / heard by the Red City Roar Tribunal Team?

- a. Any incident that occurs on a Red City Roar Basketball associated venue. Any incident involving associated club games, the behaviors of all officials, coaching staff, spectators and other persons present at these venues, during a RCR sanctioned event.
- b. Of note, any similar incidents that occur during a designated Representative Game (all rep age groups up to NBL1) are referred to Basketball Queensland. BQ do have the option of referring minor matters back to the local tribunal to deal with.

2. How are incidents / complaints reported?

- a. RedCity Roar officials, referees, court controllers, referee supervisors or score bench officials have access to a JotForm to send a Judicial Report to deal with behaviors they believe breaches the Code of Conduct and/or offences laid out in the tribunal-by-laws. Once an official fills out the form it is automatically sent to the Tribunal Chair who will then decide how to progress this incident.
- b. General members can also make reports. These reports are made via the '**Member incident report form**' available on the RCR Website. This is a different to the "tribunal report form" but can be dealt with in the same way if the incident is deemed to be significant. The "member incident report" form can be used by members to alert management to any risk or to lodge a complaint.

3. What is the process after a complaint is received?

- a. All matters are collated internally by RCR and referred directly to the Tribunal team. The tribunal team are overviewed by the RCR Management Team via a liaison official. Tribunal members review each individual matter and generally make one of the following determinations:
 1. Education or intervention – Support given to the reported member; member may receive support by a third party provider
 2. Administrative Tribunal (Max penalty is under 10 x weeks)– A penalty determined by the Tribunal Administration (does not require a hearing), member has a right to appeal and have a hearing. To exercise the right of appeal, the appellant should contact the "Appeals Officer" gm@redcityroar.com.au
 3. Tribunal Hearing (Penalty exceeds 10 x weeks suspension) – the case is heard by an independent panel, both member and Association has a right of appeal through Basketball Queensland (cost involved for appeal)
 4. A formal warning regarding the persons / teams' actions



5. Take no further action / Noting only

4. Who is notified of a complaint?

- a. RCR will notify the person/s or team that they are subject to a complaint / investigation and will explain this via written correspondence. This correspondence will address the incident in question, the allegation/s, the possible offences, possible consequences of these actions and seek feedback from that person on the incident. This correspondence is, in the case of an associated club, it is addressed to the Club President for their awareness with instructions to forward on to the relevant member. In the case of a non-club associated team, the correspondence will be sent to the point of contact (POC) for that team with similar instructions. This is for transparency and the commitment to creating a safe environment is the responsibility of all members.

5. What are the timeframes involved?

- a. In accordance with BQ rules, a matter needs to be reported to the tribunal team within five (5) days of the incident occurring, or else the Tribunal Team are unable to proceed with an investigation on the matter. The Tribunal team will commence investigations into each complaint within 24hrs of receiving it. These investigations include, but are not limited to:
 1. Hudl Camera footage
 2. Witness versions
 3. CCTV footage
 4. Mobile phone footage
 5. Any other inquiries that have a probative value to the incident
- b. Correspondence will also be sent out to the Club President or team POC for the nominated person, this correspondence will outline the incident and allegations and seek a written response within a set timeframe (generally 5 x business days).
- c. If the matter proceeds to, or is designated for a Tribunal Hearing, the earliest possible opportunity is taken for a Tribunal Hearing.

6. Immediate Suspensions. Section 2.20 TECHNICAL FOULS & PENALTY, Under the RedCity Roar Basketball Association Rules and Regulations as of August 2023, as outlined on page 19 states:

- a. A player shall be disqualified for the remainder of the game when they are charged with 2 technical fouls, or 2 unsportsmanlike fouls, or with 1 unsportsmanlike foul and 1 technical foul.
- b. A head coach shall be disqualified for the remainder of the game when:
 - They are charged with 2 technical fouls ('Coach') as a result of their personal unsportsmanlike behaviour.
 - They are charged with 3 technical fouls, either all of them ('Bench') or one of them ('Coach'), as a result of the unsportsmanlike behaviour of other persons permitted to sit on the team bench.

*** Anyone who receives 2 technical fouls during 1 game will be suspended from all basketball related activities for 2 weeks.**



****This suspension is automatic and does not act as a penalty for any other offences identified during the alleged incident. These actions / behaviors will also be investigated by the RCR Tribunal Team and further sanctions may be imposed.**

6. What happens if a matter does proceed to a tribunal hearing?

1. If a matter progresses to a Tribunal Hearing, RCR will inform the Club President (or team POC) of this progression via written correspondence. It is the responsibility of the club president (or team POC) to forward this notification on to their respective member. All relevant details for a Tribunal Hearing will be contained within the written correspondence.
2. Tribunal Hearings are done via MS Teams to improve accessibility for all relevant stakeholders, and in accordance with BQ Tribunal formats.
3. The Reported persons **must attend** Tribunals after proper notification is received. The Tribunal has the right to penalise for non-attendance. A Junior Player (Under 18) must have a Parent, Guardian or Club Official to guide him / her.
4. Only relevant stakeholders will be invited to attend a Tribunal Hearing. There are no spectators or similar allowed.
5. All relevant materials will be provided to the reported person prior to the Tribunal Hearing for transparency purposes. Some items may have minor private information redacted for privacy reasons.
6. For evidentiary thresholds, the Tribunal acts on the Balance of Probabilities to make their determinations - In legal terms, "*balance of probabilities*" refers to the standard of proof used in civil cases. It means that a fact is considered proven if it is more likely than not to have occurred. Essentially, the evidence presented must suggest that something is more probable than not, even if it's not proven with absolute certainty.
7. All stakeholders will be afforded the opportunity to speak during a tribunal. At the conclusion of all of the evidence and submissions the chairperson shall ask the charged person, the reporting official and all other persons present to leave the hearing room while the Tribunal considers its findings.
8. A final determination will be made at the end of a tribunal and the results will be communicated to all stakeholders.
9. If the Tribunal is not satisfied that a particular charge has been proven but is satisfied that a lesser charge has been established, then the Tribunal may find such lesser charge established and shall apply a penalty applicable to the lesser charge.
10. There is a right of appeal for Tribunal findings - To exercise the right of appeal, the appellant should contact the "Appeals Officer" gm@redcityroar.com.au
11. The appellant has 14 x days to appeal a tribunal finding and the lodgment cost is \$110. Minors are exempt from this cost.