

HONG KONG, CHINA ROWING ASSOCIATION

SELECTION APPEALS PROCEDURE

1. Any athlete adversely affected by a selection decision, or by the selection process, shall have the right to appeal subject to the terms and conditions set out below. A selection decision cannot be appealed simply because an athlete does not like or agree with it. There must be clear and sufficient grounds for the appeal. For example: -

1. Failure to follow agreed policies or procedures.
2. Decisions made on the basis of bias or lack of neutrality.
3. Exercise of discretion for an improper purpose.
4. Promotion of a decision that was grossly unfair.
5. Discrimination as defined by HKSAR Equal Opportunities legislation.

2. An athlete wishing to appeal a selection decision should, in the first instance, take the matter up with the Technical Director/Head Coach. Where the issue cannot be resolved, they may refer the matter in the form of a written appeal to the Association for further consideration. The Technical Director may also refer such issues to the Association for advice.

3. A written appeal from an athlete shall be accompanied by a deposit of HK\$500. This sum shall be refunded if the appeal is upheld. Appeals shall not be accepted from third parties such as parents, coaches, clubs or other organizations, except in the case of junior athletes, where the Association shall exercise its discretion on a case by case basis.

4. Where the Association accepts that there are sufficient grounds for an appeal, the Board will appoint a Selection Appeals Panel (the Panel) to consider the case. The Panel shall include a Chairperson and three other members, selected subject to no conflict of interest, their independence and their relevant expertise. The Panel may, where appropriate, include the Technical Director and/or HP coaches, provided they have not directly taken part in the decision being appealed. The Panel must include at least one Board member.

5. The appeal process shall be confidential and shall involve only those parties to which the appeal applies. The decision of the Panel shall be final and binding, and shall be provided in writing to the respective parties. A copy of the decision may also be provided to relevant HKSAR sports authorities, the Sports Federation and Olympic Committee of Hong Kong, China, and the Hong Kong Sports Institute if appropriate.