



Sydney Metropolitan Baseball League

JUDICIARY PROCEDURE

1. Where the referral to Sydney Metropolitan Judiciary arises from an incident occurring at a game sanctioned or organised by the League, the SMBL committee will notify the club / player of the charge reference number. The player may choose to accept the undefended penalty as listed on the SMBL Indicative Penalties or, if required, a panel hearing will be held as soon as possible.
2. Attempts shall be made to set the hearing for a time convenient to the person cited, however, if they are not available to appear in person, the judicial hearing shall be heard in their absence. The Management Committee MAY grant permission for a person referred to a Sydney Metropolitan Judiciary to participate in games before their hearing if that person is available for a hearing and the League is unable to arrange a judiciary hearing before the next game in which that person would normally participate.
3. The two Clubs, which were involved in the incident, are to be included on the Judiciary committee.
4. The Chairman of the committee shall have a deliberate vote as well as a casting vote.
5. Where possible the person cited will be given a copy of the report twenty four (24) hours before the Judiciary meeting.
6. An umpire will be requested to appear to support his/her report on an ejection. A travel allowance of up to \$10 will be paid in such cases
7. Procedure on set night:
 - (a) Legal representation is not allowed. Persons involved in a judicial hearing who are under eighteen years of age are to be accompanied by an adult.
 - (b) On invitation from the Chairman of the committee the person reported will enter the room and the report will be read.
 - (c) A hearing will continue on the night set if the person cited fails to appear and any penalty imposed will stand.
 - (d) If the person agrees with the report the committee shall consider what penalty, if any, should be imposed for the incident.
 - (e) If the person disagrees with the report, the Chairman will invite questions of those present to clarify the points of disagreement before the committee retires to consider the penalty, if any, to be imposed.
 - (f) A party involved in a dispute or any incident referred to the Judiciary may bring witnesses to appear before the committee. The Chairman of the committee shall rule on the relevance of such witnesses and shall direct and control the questioning of such witnesses.
8. Any penalty imposed will be binding on all members of Sydney Metropolitan League.
9. Any penalty imposed shall be stated in actual games or periods of time. No suspended sentences are to be imposed.
10. Following their deliberations, if a penalty is imposed, the Judiciary shall advise:
 - (a) The exact number of games from which the person is unable to participate, or, if the penalty is to be for a period of time, the start and end dates of such a disqualification.
 - (b) Right of appeal and notification that the deadline for lodgement of such an appeal is seven (7) days from notification of sentence.
 - (c) In the case of serious incidents the committee may recommend extension of the penalty to other competitions.
11. Where there is an appeal against the decision of the Judiciary the Appeal committee will comprise the Sydney Metropolitan League Management committee.
 - (a) An appeal will be heard as soon as practicable and within two (2) weeks of lodgement. If the appellant is not available to appear in person at the time set within the two (2) weeks period, the appeal shall be heard in their absence.
 - (b) The Appeal committee shall have the power to uphold or dismiss the appeal and the power to vary the terms of the penalty imposed.
 - (c) An appeal may only be lodged against the severity of sentence imposed by the judiciary where the sentence is more than one week.
 - (d) An appeal against the judgement of the Judiciary shall require the submission of new and substantial evidence not available to the original judiciary committee.
 - (e) A person found guilty by the original judiciary may NOT participate in games pending their appeal being heard.