



AUS CODE OF BEHAVIOUR

Section 4 of Disciplinary & Disputes Events Policy

This is an extract of section 4 of the AUS Disciplinary & Disputes Events Policy. To review the full policy document please see the AUS website – http://www.unisport.com.au/unisport/web/national_policies/07_aus_disciplinary_disputes_events_policy.pdf

1 What is the Code of Behaviour?

- 1.1 This Code sets out the types of behavior that will not be acceptable during an AUS endorsed event and the consequences for such behaviour occurring.
- 1.2 This Code is established to ensure that the highest possible standard of intervarsity competition occurs during the event.
- 1.3 This Code supports *AUS's* desire to encourage and promote excellent sportsmanship and appropriate standards of behaviour, including fair play on and off the field.
- 1.4 This Code is not intended to restrict or hinder *person's* having fun and participating in a competitive manner in the event.
- 1.5 It is important to note that this Code may apply in addition to any Code or other disciplinary requirements of the *person's* University, sport governing body and will be referred to the police where appropriate.

2 Who does the Code Apply to?

- 2.1 This Code applies to:
 - (a) all persons competing in the event
 - (b) spectators at the event;
 - (c) all persons officially appointed to any team or individual competing in the event, such as coaches, managers and health professionals
 - (d) all officials appointed by *AUS, ASE, the Hosts* who are involved in the event, including umpires, referees
 - (e) all employees or agents of *ASE, AUS, and the Hosts,*collectively referred to as *persons* in this Code.

3 When does this Code Apply?

- 3.1 The Code applies from the time of the commencement of the event on day 1 to the conclusion of organised activities on the last day including:
 - (a) during games and competitions in the event
 - (b) all official and unofficial social functions of, or associated with, the *event*.

4 What Behaviour is in Breach of this Code?

- 4.1 Any *person* who does, or is involved in, any of the following types of behaviour shall be in breach of the Code:
 - (a) consuming alcohol unless in an approved area, in line with relevant liquor licensing regulations.
 - (b) being *unduly intoxicated* at any event *Venue* or official and unofficial social functions of, or associated with, the event.
 - (c) breaching the *AUS's* Doping Policy
 - (d) using any illegal drug during the event
 - (e) failing to comply with a reasonable direction of an event *Official*
 - (f) harassing any other person
 - (g) acting in an unlawful manner



- (h) acting in any other manner which brings the event, *AUS*, *ASE*, and/or the *Hosts* (including any employee, official or agent of such organisations) into disrepute

5 What Happens if this Code is Breached?

5.1 If the *ASE*, *AUS* or the *Hosts* receives information which any of them consider may be in breach of this Code, *AUS* shall:

- (a) investigate the alleged breach, and if satisfied that a breach may have occurred, refer the matter to a hearing, under clause 6.
- (b) The hearing will be conducted by the AUS Disciplinary Committee.

6 How are Hearings Conducted?

6.1 Upon the steps in clause 5.1 being satisfied, *AUS* will:

- (a) give written notice to the *person* stating:
 - (i) the nature and details of the alleged breach
 - (ii) the date, time and place for a hearing
 - (iii) the *person's* right to representation
 - (iv) the composition of the *Disciplinary Committee*
 - (v) providing a copy of this Code
- (b) give written notice to the *person's* University stating the details in (a) above
- (c) appoint a *Disciplinary Committee* to determine the matter within 24 hours of giving the notice in (a).

6.2 In addition to the steps in clause 6.1, if the *AUS Chief Executive Officer* or *AUS President* considers the alleged breach serious, it may suspend or ban the *person* from further participation in the event, until the determination of the matter by the *Disciplinary Committee*.

6.3 At the hearing, the *Disciplinary Committee* will determine:

- (a) whether the *person* has breached this Code, as alleged in the notice (sent in clause 6.1(a)); and
- (b) if so, what sanction, if any, shall apply

6.4 The *Disciplinary Committee* may determine the hearing at it considers fit, and with as little formality and technicality and as quickly as proper consideration of the matter permits.

6.5 The onus is on the *AUS* to prove that the alleged breach of this Code occurred.

6.6 The *Disciplinary Committee* shall give its decision as soon as possible after the completion of the hearing. It is not required to give reasons or record its decision in writing.

7 What Penalties Can be Imposed?

7.1 If the *Disciplinary Committee* is satisfied the *person* did breach the Code it may impose any one or more of the following penalties:

- (a) suspend the *person* from the next game or fixture in the event in which s/he is due to compete
- (b) suspend the *person* from competing in the *event* for one or more days of the *event*
- (c) suspend the *person* from competing in the event for the balance of the entire *event*
- (d) Suspend the *person* from future AUS events
- (e) withdraw any or all awards, placings and records obtained by that *person* or that *person's* team, during the event
- (f) ban the *person* from being involved in the event in any form whatsoever including being present at *event Venues*, and official functions of the *event*
- (g) fine the *person*
- (h) impose a Good Faith Fee penalty (penalties described in AUS Good Faith Fee Policy)



- (i) reprimand the *person*
- (j) recommend to the *person's* University and / or sport governing body that a penalty or additional penalties be imposed by it
- (k) any other penalty the *Disciplinary Committee* thinks appropriate in all the circumstances.

7.2 In addition the *person* may be disciplined by the University, which they represent, and/or be prosecuted by the Police.

8 How can a person Appeal a Decision?

8.1 Subject to Rule 11.5, the Defendant, any other party to the Proceedings, or the Board may, within 14 days of the decision of the Disciplinary Committee, appeal a decision of the Disciplinary Committee by submitting it to arbitration before the National Sports Disputes Centre, and by giving written notice of such appeal to the Disciplinary Committee, the Board and the other party.

8.2 The arbitrator appointed by the National Sports Disputes Centre shall determine the procedure for the appeal as s/he considers fit.

8.3 The decision of the arbitrator shall be final and binding.

9 What do Words in the Code Mean?

The words used in the Code mean the following:

"**ASE**" means the Australian Sports Events Pty Ltd, which is the company granted the rights by *AUS* to organise and manage the *Games*

"**AUS**" means the Australian University Sports Inc

"**Disciplinary Committee**" means the committee appointed by *AUS* to hear and determine alleged breaches of this Code.

"**Doping Policy**" means the doping policy of *AUS* which prohibits the use of prohibited substances and prohibited methods.

"**Event**" means any event sanctioned and endorsed by *AUS* and includes the sport and social programs relating to that event..

"**Event Official**" means a person appointed by *AUS*, *ASE* or the *Hosts* to assist it in staging the event, and includes security officials

"**Hosts**" means the hosts of the event

"**Chief Executive Officer**" means *AUS* CEO

"**person**" means a person to whom this Code applies as specified in clause 2

"**President**" Means President of *AUS*

"**registers**" means the process of registration of participants for the event

"**unduly intoxicated**" means definition that is applied in relevant state liquor legislation in which games are being conducted.

"**Venue**" means any venue on which games, events and competition is being or was played during the event