

**NOTICE AND STATEMENT
OF APPEAL FORM**

SPORT DISPUTE SOLUTIONS IRELAND
ATHLETE NOMINATION AND SELECTION
APPEAL, TOKYO 2021

CHECKLIST OF INFORMATION TO BE INCLUDED WITH THE NOTICE & STATEMENT OF APPEAL

- Name and contact details of person/organisation initiating the appeal (the Initiating Party)
- Name and contact details of person/organisation representing the Initiating Party
- Name and contact details of person/organisation who are the other Party to the Appeal (the Other Party)
- Have you included details of other parties potentially affected by this appeal?
- Have you appended to this form a document that provides for the appeal to be heard under the SDSI Arbitration Rules?
- Have you included details of the dispute?
- Have you included details of any witness or expert statements?
- Have you copied the Notice and Statement of Appeal to the Other Party?
- Cheque for filing fee (€250) or evidence of electronic funds transfer

The below supplementary procedures should be used in conjunction with the SDSI rules, however, please note that the below detail supersedes any original rules as they relate to administration, process, and timelines.

- Combined form to be completed by the appealing party and filed with SDSI secretariat and respondent body at the same time along with all supporting documentation as it relates to the appeal of an athlete nomination.
- Reply form to be issued by secretariat and timeline for return set out (min 24hrs) depending on urgent need.
- All parties must provide one contact email address for all correspondence relating to the appeal and note that all correspondence will be through that nominated address.
- Reply form to be returned to secretariat and copied to appellant.
- All nomination appeals will be heard by a sole arbitrator to be appointed by the secretariat based on availability from panel (subject to any conflicts of interest being clarified at point of appointment).
- Date/time of appeal arbitration to be confirmed in collaboration with all parties.
- Appeal arbitrations will take place on Zoom and will be managed by secretariat.
- All hearings will be heard within a maximum of 5 days from notice filed.
- All timelines are at the discretion of the secretariat.
- Arbitrator to issue verbal ruling on the day of hearing.
- Arbitrator to issue written ruling to secretariat within 24 hours of hearing.

1. NAME AND ADDRESS OF INITIATING PARTY

Name of Initiating Party (Individual or Organisation filing the appeal):

Contact details of the Initiating Party (address, phone, fax, email):

Details of Barrister/Solicitor or other Representative of the Initiating Party:

Should all correspondence be sent to **Initiating Party** or **Representative** ?

If the Initiating Party is under eighteen, please include contact details of parents/guardians:

Parent or legal guardian's signature:

If the appeal is being filed by more than one Initiating Party, please set out the details of the other Initiating Party(s) on a separate page, which shall be appended to this form.

2. NAME AND ADDRESS OF OTHER PARTY(S)

Name of **Other Party(s)**: (Individual or Organisation who is the other Party to the appeal):

Contact details of the Other Party (address, phone, fax, email):

If the Initiating Party wishes to name additional parties as Other Parties to this appeal, please set out the contact details of such additional parties on a separate page, which shall be appended to this form.

3. AFFECTED PARTIES

Are there any other affected Parties, if so please include their details below:

If the Initiating Party wishes to identify additional parties as affected parties, please set out the contact details of such additional parties on a separate page, which shall be appended to this

form. Please note that identifying an individual or organisation as a potentially affected party will not automatically involve that individual or organisation as a party to the appeal.

4. JURISDICTION OF SDSI TO HEAR THE APPEAL

Have you appended to this form, a copy of the statutes, regulations, contract, or other document that provides for the present appeal to be heard under the SDSI Arbitration Rules.

Yes or No ?

5. DETAILS OF THE DISPUTE FOR APPEAL

Please include below details of the dispute being submitted for appeal including dates of decision and organisation(s)/person(s) involved (use a separate page if necessary):

6. DETAILS OF RELIEF SOUGHT

Please include an outline of what relief you are seeking (use a separate page if necessary):

7. STATEMENT OF FACTS AND ARGUMENTS

Please set out below a statement of facts and arguments giving rise to the present appeal and upon which you are relying (continue on separate sheet if required):

8. DOCUMENTS AND OTHER INFORMATION YOU WILL BE BASING YOUR CASE UPON

The Initiating Party should include all relevant documentation and witnesses you will be relying on in the box below:

9. STATEMENTS OF WITNESSES AND EXPERTS

The Initiating Party should append to this form copies of all statements from all witnesses and experts upon whose evidence you are relying. ***Please list below all witnesses or experts whose statements you have appended to this form:***

10. URGENT APPEAL TIMELINE

All appeals as part of the athlete nomination and selection process for Tokyo 2021 will be heard in an urgent manner within 5 days from notice of appeal.

11. PRODUCTION OF DOCUMENTS

Do you request that the Panel order the Other Party to make a document or other property under its control available for inspection by you or by the Panel, pursuant to Arbitration Rule 26.1(vii)? **Yes** **No**

If so, please identify the documents/property in question and describe their relevance to the appeal proceedings. If necessary, please continue on a separate page, which shall be appended to this form.

12. ARBITRATOR

All appeals as part of the athlete nomination process for Tokyo 2021 will be heard by one arbitrator appointed on the basis of availability.

13. COMMUNICATION

The SDSI Secretariat is responsible for the administration of the SDSI dispute resolution service. All correspondence or queries relating to SDSI should be addressed to the SDSI Secretariat at the following email address:

Telephone: +353 (0) 1 6251155
E-mail: registrar@sportdisputesolutions.ie

Please note that all communications sent in connection with the present appeal should be sent via email only.

14. FILING FEE

The SDSI filing fee of **two hundred and fifty euro (€250), which is non-refundable**, shall be paid directly into the SDSI bank account. Proof of payment of the filing fee shall be appended to this form when the Notice and Statement of Appeal is filed with SDSI.

The SDSI Bank Account details are as follows:

Account name: Just Sport Ireland
Bank branch: Bank of Ireland, College Green, Dublin 2, Ireland.
Account number: 72124483
Sort Code: 90-00-17
IBAN: IE 52BOFI 9000 17 7212 4483
BIC/Swift Code: BOFT IE 2D

Have you appended proof of payment of the filing fee to this form? Yes No

15. SERVICE OF NOTICE AND STATEMENT OF APPEAL

A Party filing a submission or sending correspondence to SDSI or the Panel shall **ensure that a copy of such submission or correspondence is, at the same time, served on the other Parties to the appeal via email.**

SIGNATURE

Name of Signatory:

If someone other than the Initiating Party signs this Notice and Statement of Appeal, please indicate the nature of the signatory's relationship with the Initiating Party /Organisation:

Date:

Signature:

IMPORTANT NOTICE TO THE INITIATING PARTY AND OTHER PARTY

Please read the SDSI Rules and supplementary procedures (available at www.sportdisputesolutions.ie) for details of the timelines involved in submission of Statement of Appeal and Reply.