

1. PHILOSOPHY

- (a) The objective of the SRA Selection Policy (**Policy**) is to achieve the best possible Australian representative water ski racing team. The Policy applies to athletes, coaches, team officials, national selectors and other SRA officials (**Participants**). It is SRA Policy that no SRA member will be excluded from selection in the Australian Team by virtue of having competed in a non-sanctioned event.
- (b) All Participants wishing to be considered for selection in the SRA Team must complete and sign the application form in **Annexure 1** and return it to SRA (via email) prior to the first selection race. Where the Participant has not completed the first two selection races, but still wishes to be considered by the National Selectors, the nominator must return the form prior to the third selection race by providing the application form via email or in person to the SRA. SRA may accept a completed form after this time at his/her absolute discretion.
- (c) Only Participants who have signed and returned Annexure 1 in accordance with clause 1(b) above will be considered by the National Selectors for selection in accordance with this Policy.
- (d) This policy remains in force unless otherwise determined by the SRA Board, save that it cannot be amended, varied or replaced during any one (1) selection period.

2. INTERPRETATION

Unless the context otherwise requires, the terms used in this Policy shall have the same meaning as in SRA's Rules.

3. SELECTION

- (a) **National Selectors**
 - (1) SRA shall seek nominations from suitably qualified persons to act as National Selectors on the basis of previous national or international experience or involvement in water skiing competitions and appoint, in its sole discretion, five (5) National Selectors.
 - (2) Where any of the National Selectors becomes, or is unable to meet, his or her responsibilities under this policy SRA will seek nominations and appoint a further Selector.
 - (3) No Director of SRA, or any nominated World Championship Selection Race competitor, shall be eligible to act as a National Selector.
 - (4) The National Selectors shall select one (1) of their number to act as Chairman of Selectors. The National Selectors are required to advise to SRA Board with the name of the Selector who will act as Chairman of the Selectors. This is to be notified within 7 days of either their first meeting (via telephone conference) or following the first selection race.
 - (5) The CEO of Ski Racing Australia shall act as the Administrator for the National Selectors.
 - (6) National Selectors are required to advise the SRA CEO as part of their nomination of any potential for a conflict of interest. In the case of a tied selection result, any National Selector who has a potential conflict of interest is to be wholly excluded from taking part in the decision making process regarding that selection.

(b) Selection System

The selection system (**Selection System**) is set out in Annexure 2.

(c) Notification to Participant

This Policy shall be made available on the SRA website for all Members of SRA.

(d) Selection Procedure

- (1) The National Selectors shall select such squads, teams, individuals or officials as required, in accordance with such national or international time or other constraints or requirements as are required or appropriate.
- (2) Subject to this Policy, the decision of the National Selectors shall be final.
- (3) The National Selectors may select a boat and/or crew who are not otherwise under consideration. This may occur in circumstances such as illness, newly obtained citizenship or where there is no option to select from a boat and/or crew who is under consideration, for example, where a change of boat / crew for mechanical reasons is required.

(e) Notification to Relevant Parties

- (1) As soon as reasonably possible following the finalisation of the final selection race in the series, the National Selectors will notify, either verbally or in writing at the sole discretion of the Chairman of Selectors, in consultation with the team officials and the SRA the names of the Participants selected in the Australian SRA Team (**Selected Parties**) in accordance with the criteria set out in the Selection System attached at Annexure 2.
- (2) Notification of the Selected Parties shall also be given to relevant parties within SRA, notification shall be made in accordance with the SRA Rules. Following notification of the Selected Parties to SRA, SRA shall make a public announcement of the relevant Selected Parties.

(f) Nomination Fee

The Team Management may impose a Nomination Fee on members of the Team to assist in meeting team expenses. Team Members must agree to pay any such fee within such period reasonably required.

Each individual team member (Driver, Observer, Skier) is to provide a non-refundable Nomination Fee of \$ 200.00 AUD to the nominated Ski Racing Australia Team Fund bank account and understand that their nomination for selection will not be valid until such payment is confirmed.

(g) Removal from a selected squad or team

- (1) Any Participant who:
 - breaches or fails to observe this Policy, the SRA Rules or the SRA Code of Conduct;
 - by reason of illness or injury is unable to perform to the required standard in the opinion of the National Selectors or an SRA appointed medical practitioner;
 - breaches or fails to fulfil a requirement of the ASADA Anti-Doping Policy or the SRA Illicit Drugs Policy; or
 - breaches or fails to comply, fulfil and observe the requirements in the National Team Agreement.is ineligible for selection to or continued membership of the national team as the case may be.

(2) Any Participant may be removed from the national team by the National Selectors in consultation with the team captain, team medical adviser and SRA as the circumstances may require. This may include situations where the Participant has failed to sustain his or her performance and attitude to a satisfactory level, provided that the required performance levels and attitude have first been discussed with the Participant and the Participant had been given the opportunity to attain those performance levels within a reasonable time.

4. APPEAL

(a) No merits Appeal

An aggrieved Participant (**Aggrieved Participant**) may only appeal against a failure of the National Selectors to comply with the procedures set down in this Policy. For the avoidance of doubt, there is no right of appeal against the merits of a selection decision.

(b) Procedure for Appeal

- (1) Any appeal against the non-selection of an Aggrieved Participant must be made in writing within 7 days of notification to that particular Aggrieved Participant in accordance with the procedures under **clause 3(e)(2)**.
- (2) The appeal must be lodged in writing with the SRA CEO setting out:
 - (A) the decision of the National Selectors that is in question;
 - (B) the grounds on which the appeal is made; and
 - (C) the reasons or circumstances supporting the alleged ground of appeal.
- (3) Nothing in this Policy prevents the Aggrieved Participant withdrawing an appeal at any time in writing to the SRA CEO.

(c) Constitution of Selection Review Panel

- (1) On receipt of an appeal of a decision of the National Selectors in accordance with this Policy, the SRA CEO must:
 - (A) appoint a Selection Review Panel which shall be constituted by any three persons available to hear the appeal, and will include:
 - (i) a member of the SRA Board;
 - (ii) SRA Chairperson (or their delegate); and
 - (iii) a person being legally qualified, chosen by the other two, who will act as Chairperson of the Selection Review Panel.
 - (B) immediately forward the appeal documents to all members of the Selection Review Panel and all National Selectors;
- (2) No member of the Selection Review Panel appointed pursuant to this clause may be a current National Selector or a party to or directly interested in the matter under consideration by the Selection Review Panel.

(d) Functions of the Selection Review Panel

The Selection Review Panel has the power of selection or re-selection and has review powers and can recommend a course of action. The Selection Review Panel can review the matter set out in the appeal and can, as appropriate, refer the matter back to the National Selectors in its sole discretion.

(e) Procedures for the Selection Review Panel

- (1) The Selection Review Panel shall, as soon as practical after receiving a notice under **clause 4(c)(1)(B)**, investigate and consider the matter and shall within 5 business days of the date of such notice, determine whether:
 - (A) the matter should be dismissed, because in its determination, the matter is trifling in nature or has no merit; or
 - (B) the appeal warrants further review and determination in accordance with this Policy.
- (2) If the Selection Review Panel determines the matter warrants further review under clause 4(e)(1), it shall as soon as practicable, having regard to the timing of selection and proximity of relevant events, serve a notice in writing on the National Selectors and the Aggrieved Participant:
 - (A) stating that the Aggrieved Participant may address the Selection Review Panel at a meeting to be held as soon as practicable, being not earlier than four days from the date of the notice;
 - (B) stating the date, place and time of that meeting; and
 - (C) informing the aggrieved person that he or she may do any one or more of the following:
 - (i) attend that meeting in the prescribed format (personally or by his or her representative, not being legally trained or qualified); or
 - (ii) give the Selection Review Panel, no later than 24 hours before the time of that meeting, a further written statement setting out relevant information surrounding the appeal.
 - (D) The Selection Review Panel may conduct a meeting convened in accordance with **clause 4(e)(2)A** (or any adjournment thereof) in such manner as it sees fit, but shall:
 - (i) give to the Aggrieved Participant and the National Selectors every opportunity to be heard;
 - (ii) give due consideration to any written statement by the Aggrieved Participant;
 - (iii) allow the Aggrieved Participant to be present, and where the Aggrieved Participant is under 18 years of age, along with his or her adult representative (not being legally trained or qualified); and
 - (iv) may request or require the aggrieved person or any other witness to attend the meeting or provide such evidence as is available.

- (E) Following consideration of all relevant and available information, the Selection Review Panel shall arrive at a finding, and shall notify the SRA Board, the Chairman of Selectors and the Aggrieved Participant of its finding, within 7 days of the date of such Selection Review Panel meeting. A decision of the Selection Review Panel may be by a majority decision.
- (F) If the Selection Review Panel considers the ground alleged by the Aggrieved Participant to be satisfied, it may recommend that the National Selectors re-consider the selection of the relevant squad, team, individual or official as it sees fit and in accordance with clause 4(d). The National Selectors shall comply with any direction of the Selection Review Panel.
- (G) The determination of the Selection Review Panel will be notified to the aggrieved Participant, SRA Board and the Chairman of Selectors, verbally within 24 hours and followed up in writing to all those mentioned herein, within 7 days of the date of determination.
- (H) Subject to clause 4(d) of this policy, any further selection decision of the National Selectors under the direction of the Selection Review Panel shall be final, and no further SRA avenues of appeal are available to the Aggrieved Participant in respect of that selection.

5. COURT OF ARBITRATION FOR SPORT

(a) Right of Appeal to the Court of Arbitration for Sport

An Aggrieved Participant who wishes to appeal against a further selection decision of the National Selectors under the direction of the Selection Review Panel may appeal to the Court of Arbitration for Sport ("CAS"). The decision of the CAS will be final and binding on the parties and it is agreed that neither party will institute or maintain proceedings in any court or tribunal other than the CAS.

(b) Time in which appeal to Court can be lodged

Any Aggrieved Participant intending to appeal to the CAS must give written notice of that fact to the SRA Chairperson and the National Office within 48 hours of the announcement of the decision against which the appeal is made. The Aggrieved Participant must then file his or her statement of appeal with the CAS and immediately forward the appeal documents to the Selection Review Panel within a further 48 hours of the date of notifying the National Office and the SRA Chairperson.

(c) Failure to observe time limits

Failure to observe the above time limits will render any appeal a nullity. However, the Aggrieved Party may apply to the SRA CEO for an extension of time in which to commence the appeal. The Selection Review Panel may, at its absolute discretion, grant such an extension for extenuating circumstances outside the control of the Aggrieved Participant and will notify the Aggrieved Participant and SRA CEO.

(d) Costs

The Appellant to a CAS appeal shall be liable for all CAS Court Office fees, and CAS filing fees, but otherwise each party shall pay their own legal fees. The CAS Appeal Panel may award costs.



Annexure 1 - Application for Selection

I,
(insert name)

apply for selection in the SRA 2017 Australian Team as a:

Skier Driver Observer

in the following class:

Open Men Open Women Junior Girls Junior Boys
F2 Men F2 Women

(Tick boxes as appropriate .eg. For drivers competing in numerous classes, please tick each relevant box)

using the following crew members (if known at this stage)::

Skier:
Boat :
Driver:
Observer:

At the time of signing this form I acknowledge that:

- 1. I have been provided with a copy of the 2016/17 SRA Selection Policy, which I have read and understood.
2. I agree to abide by the terms and conditions of the:
a) 2016/2017 SRA Selection Policy;
b) SRA Rules; and
c) SRA National Team Agreement.
(Copies of the above listed documents are available on the SRA website at www.skiracing.com.au.)
3. I specifically agree that in the case of any appeal I will follow the appeals procedure in the Policy and will not pursue any action in the civil courts in relation to selection.

Signed:
(Participant)

Signed:
(by parent/legal guardian where Participant under 18 years of age)

Dated:

This document must be returned via email to Ski Racing Australia Admin – admin@skiracing.com.au>

A. Skiers

1. The Selection System for skiers shall be based on a points system, including points for placing in each of the selection series races.
2. The selection series will be conducted over 7 races with dates and locations to be notified.
3. To avoid any confusion, any “back to back” races count as 2 races (one on each day).

Race Points

4. The Race Points system will involve the allocation of Race Points to a skier for each selection series race as follows:

Place	Points
1 st	12
2 nd	8
3 rd	6
4 th	4
5 th	2
6 th	1

5. There will be no Race Points awarded:
 - (a) below 6th place, or
 - (b) if a competitor does not:
 - (1) start a race; or
 - (2) finish a race.
6. Only 5 races are to be included in the Race Points Overall Total. The National Selectors will drop a skier's lowest 2 Race Point scoring races for the calculation of a skier's Race Points Overall Total.

Final Selection

7. The National Selectors must select in the Australian Team, the 4 Skiers with the highest Total Overall Points in descending order.

In the event that two or more Skiers have the same Total Overall Points, the National Selectors must conduct a review to determine the Skiers that will receive priority of selection. In conducting this review, the National Selectors may only refer to the comparison in the placing received by each skier tied for points when those skiers completed the same race. The comparison is to be over all seven (7) selection races provided each skier tied for points completed the race.