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## 2007 Australian Rowing Team 2008 Australian Olympic Team – Rowing Section

### Information and Nomination Pack

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This document provides relevant information and documentation for athletes and coaches seeking nomination and selection to the:

- 2007 Australia Rowing Team (Senior A and Under 23); and
- 2008 Australian Olympic Team – Rowing Section.

Further relevant information and documentation will be provided in due course. This includes but is not limited to the AOC Selection Criteria which will be provided as soon as it becomes available from the AOC.

Please note that Section 2 of this document contains AOC documents which, while they are current today, may be updated and amended by the AOC in the future.

The RA Olympic Nomination Criteria in Section 2 of this document is in draft form and is subject to final review by the AOC.

#### **BACKGROUND**

- The Olympic Shadow Team is a team of athletes and coaches identified by RA as competitors suitable and eligible for nomination to the AOC and who are recognised by the AOC as *potential* members of the Australian Olympic Team.
- In February 2007 RA will apply Section 1 (Olympic Shadow Team) of the RA Olympic Nomination Criteria to identify athletes and coaches for the Olympic Shadow Team.
- Prior to 10:00am on 4 July 2008, RA will nominate to the AOC athletes and coaches from the Olympic Shadow Team for selection to the 2008

Australian Olympic Team – Rowing Section. You should refer to Section 2 (Making of Nominations) and Section 3 (Nomination of Athletes) of the RA Olympic Nomination Criteria in relation to this process.

- The AOC is required to recognise each athlete nominated by RA as a member of the Olympic Shadow Team provided that the athlete meets the requirements of the AOC Olympic Team Selection By-Law.
- The RA Olympic Nomination Criteria are at all times subject to the AOC Selection Criteria and the Participation Criteria of the IOC and FISA.
- The AOC may also recognise an athlete or coach as a member of the Olympic Shadow Team even if that athlete or coach has not been nominated as such by RA.
- To nominate for the 2007 Australia Rowing Team, athletes and coaches must complete and submit the RA 2007 Nomination Form.
- To nominate for the 2008 Australian Olympic Team – Rowing Section, athletes and coaches must complete and submit the RA 2007 Nomination Form *and* the AOC Consent to Consideration for Nomination.
- All interested athletes, coxes and coaches should familiarise themselves with the RA Olympic Nomination Criteria including the requirements of the RA Selection Policy, the RA 2006-2007 Event Supplement, and the AOC Olympic Team Selection By-Law. Athletes, coxes and coaches should also familiarise themselves with the requirements of the RA 2007-2008 Event Supplement and the AOC Selection Criteria as soon as they become available.

In summary, there are a number of stages and steps on the path to selection as a competitor at the 2008 Olympic Games, Beijing:

**1. RA 2006-2007 Event Supplement – Performance and Availability Requirements**

Athletes and coaches must first nominate for the 2007 Australia Rowing Team by submitting the RA 2007 Nomination Form.

Athletes and coaches must also nominate for the 2008 Australian Olympic Team – Rowing Section by submitting the AOC Consent to Consideration for Nomination Form.

Athletes and coaches must then meet the requirements of the RA 2006-2007 Event Supplement for an international event and make themselves available for selection to compete at that international event. This is subject to paragraph 2.6 (Extenuating Circumstances) of the RA

Selection Policy. Athletes and coaches should refer to the definition of “Extenuating Circumstances” in the RA Selection Policy.

**2. The Olympic Shadow Team**

RA will announce the members of the Olympic Shadow Team on 2 February 2007. Athletes and coaches still have several opportunities after this date to push for inclusion in the Olympic Shadow Team. Nominees for selection in the 2008 Australian Olympic Team – Rowing Section will be drawn by RA from the Olympic Shadow Team. Your recognition by the AOC as a member of the Olympic Shadow Team at the request of RA or on the determination of the AOC will be based on Section 1 of the RA Olympic Nomination Criteria – see Note 8 to the RA 2006-2007 Event Supplement and the RA Olympic Nomination Criteria for further information.

**3. 2008 Australian National Team**

Athletes and coaches must nominate for the 2008 Australia Rowing Team by submitting the RA 2008 Nomination Form, which will be made available by RA in late 2007.

The RA 2007-2008 Event Supplement will be provided to athletes and coaches following approval from the AOC.

In or around April 2008, RA will select the athletes and coaches from the Olympic Shadow Team for inclusion in the 2008 Australian National Team. Subject to any Extenuating Circumstances, any athlete or coach who is not selected in the 2008 Australian National Team in respect of an Olympic boat category will not be considered by RA for nomination to the AOC for inclusion in the 2008 Australian Olympic Team – Rowing Section.

Performances of athletes, crews and squads at the 2008 World Cup races may also be taken into account by RA to determine the boats that qualify for the 2008 Olympic Games, allocation to crews and also the athletes to be nominated by RA to the AOC for inclusion in the 2008 Australian Olympic Team – Rowing Section.

Selection from the Olympic Shadow Team to the 2008 Australian National Team will be based on the RA Selection Policy 2005-2008 and the RA 2007-2008 Event Supplement.

**4. Selection to the 2008 Australian Olympic Team – Rowing Section.**

After the Lucerne World Cup in June 2008, RA will nominate athletes and coaches from the Olympic Shadow Team to the AOC by no later

than 10:00am on 4 July 2008 for selection by the AOC to the 2008 Australian Olympic Team – Rowing Section. This nomination by RA will be based on sections 2 (Making of Nominations) and 3 (Nomination of Athletes) of the RA Olympic Nomination Criteria, which includes meeting the requirements of the RA 2006-2007 Event Supplement and the RA 2007-2008 Event Supplement.

Selection by the AOC to the 2008 Australia Olympic Team – Rowing Section from the RA nominees will be based on the AOC Selection Criteria, which will be made available to athletes and coaches following settlement of the RA Olympic Nomination Criteria – refer clause 4.1 of the AOC Olympic Team Selection By-law. The AOC's selection will be made from the athletes and coaches nominated by RA to the AOC for selection in the 2008 Australian Olympic Team – Rowing Section. The AOC Selection Criteria are subject to any applicable Participation Criteria determined by the IOC and FISA for Rowing.

Inclusion in the Olympic Shadow Team or participation in a boat at the 2007 World Championships or a World Cup that results in the boat being qualified for the 2008 Olympic Games Beijing, does not entitle an athlete to be nominated by RA to the AOC for inclusion in the 2008 Australian Olympic Team – Rowing Section.

RA will apply the RA Olympic Nomination Criteria when making its nomination of athletes and coaches to the AOC, and any such nomination will be to the 2008 Australian Olympic Team – Rowing Section and may not be to any particular boat or crew at the time of nomination.

***To assist with the process of nomination, athletes and coaches should use the following checklists.***

# **Section 1:**

## **2007 Australian Rowing Team**

*Ensure you have read and understood the following:*

<b>Check</b>	<b>Document</b>	<b>Document Location</b>
<input type="checkbox"/>	Rowing Australia Selection Policy – “Informative Summary.”	Enclosed Here
<input type="checkbox"/>	Rowing Australia Selection Policy (2005 – 2008)	Found at <a href="http://www.rowingaustralia.com.au">www.rowingaustralia.com.au</a>
<input type="checkbox"/>	RA 2006-2007 Event Supplement for the Senior A and U23 World Championships	Found at <a href="http://www.rowingaustralia.com.au">www.rowingaustralia.com.au</a>
<input type="checkbox"/>	Rowing Australia Medical Management Policy	Found at <a href="http://www.rowingaustralia.com.au">www.rowingaustralia.com.au</a>
<input type="checkbox"/>	Rowing Australia Anti-Doping Policy	Found at <a href="http://www.rowingaustralia.com.au">www.rowingaustralia.com.au</a>
<input type="checkbox"/>	Rowing Australia Member Protection Policy	Found at <a href="http://www.rowingaustralia.com.au">www.rowingaustralia.com.au</a>
<input type="checkbox"/>	RA 2007 Nomination Form	Enclosed Here

*Ensure you have legibly completed the following:*

<input type="checkbox"/>	RA 2007 Nomination Form
<p><b>PLEASE HAND THE FORM TO THE HEAD COACH OF YOUR ACADEMY OR INSTITUTE OF SPORT BY CLOSE OF BUSINESS MONDAY the 22<sup>nd</sup> of January 2007.</b></p> <p><b>HEAD COACHES WILL SEND VIA MAIL TO ROWING AUSTRALIA.</b></p>	

## **Section 2:**

### **2008 Australian Olympic Team – Rowing Section**

*Ensure you have read and understood the following:*

<b>Check</b>	<b>Document</b>	<b>Document Location</b>
<input type="checkbox"/>	AOC Informative Précis: Olympic Team Selection By-Law (Full By-Law provided on request)	Enclosed Here
<input type="checkbox"/>	2008 Australian Olympic Team – Rowing Australia Nomination Criteria (“RA 2008 Nomination Criteria”)	Enclosed Here
<input type="checkbox"/>	2008 Australian Olympic Team – “Consent to Consideration for Nomination.”	Enclosed here

*Ensure you have legibly completed the following:*

<input type="checkbox"/>	2008 Australian Olympic Team – “Consent to Consideration for Nomination.”
	OR
<input type="checkbox"/>	Where applicable – 2008 Australian Olympic team – “Consent to Consideration for Nomination – Parents / Guardians Acknowledgement for Minors.”
<p><b>PLEASE HAND THE FORM TO THE HEAD COACH OF YOUR ACADEMY OR INSTITUTE OF SPORT BY CLOSE OF BUSINESS, MONDAY the 22<sup>nd</sup> of January 2007.</b></p> <p><b>HEAD COACHES WILL SEND VIA MAIL TO ROWING AUSTRALIA.</b></p>	

***If there are any questions please contact:***

***Noel Donaldson  
High Performance Director***

Direct – 02 6256 5907

Mobile – 0418357750

Email – [hpd@rowingaustralia.com.au](mailto:hpd@rowingaustralia.com.au)

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Elite Program Manager***

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Mobile – 0407942181

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## **Section 1**



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**Rowing Australia Inc**

**2007 Australian Rowing Team  
Senior A and Under 23**

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# ROWING AUSTRALIA SELECTION POLICY

## INFORMATIVE SUMMARY: SELECTION POLICY and EVENT SUPPLEMENT

This summary provides an overview of the Selection Policy of Rowing Australia. It does not provide a substitution for the Policy. Where there is any inconsistency between the Selection Policy (including the Event Supplement) and this informative summary you are to have regard to the Selection Policy as it is the superior document. This summary has been produced for information purposes only and should not be relied upon for interpretation of the Selection Policy.

### OBJECTIVE

The objective of the Rowing Australia Selection Policy is to select the best possible team(s) to represent Australia with the best chance of winning medals at international events, including the Olympic and Paralympic Games, the World Championships, the Under 23 World Championships and the World Junior and University Championships.

### DOCUMENTATION

The National Selection Policy is documented in the following manner:

#### 1. The Selection Policy

A generic Selection Policy is published from time to time by Rowing Australia, and the latest version at any point in time will be available on the RA website. It applies across all the international events and includes the undertakings by participants to comply with the policies of RA, the Event Supplement relating to the international event(s) in which you wish to compete and the policies and by-laws of the event governing body (such as the International Olympic Committee, FISA). It also underscores the adherence of RA and all participants to the requirements of the World Anti-Doping Agency and the Australian Sports Drug Agency. The Selection Policy includes:

- a selection overview;
- the powers, functions and authorities of the Selectors; and
- the criteria that must be met to be both eligible for consideration (nomination) and ultimate selection to a National Team.

The Selection Policy also establishes the RA Appeals Tribunal, and the grounds on which appeals can be made in relation to selection and also exclusion or suspension from a National Team.



## **2. The Event Supplement for International Events**

Rowing Australia will issue an Event Supplement for international regattas or events for which you may nominate for selection. The Event Supplement will contain critical information specifically relating to selection for each international event. It will include, for example the events and trials that must be attended by athletes, and may also specify the manner in which athletes are invited or selected to progress to the next stage of trialling. Two or more Events may be covered in the one document. If you wish to be considered for selection to compete at more than one international event, you will need to confirm your choices on the Nomination Form.

## **3. Nomination Form**

Rowing Australia will publish on the RA website the Nomination Form for each year or season, and a participant will only be considered for selection to a National Team for an international event if he or she has signed and accepted the requirements of the Nomination Form and noted the international event or events in respect of which he or she seeks selection. The Nomination Form for a particular season may allow a participant to seek consideration for selection to more than one international event.

## **4. Rowing Australia Policies**

Each participant, by signing the Nomination Form agrees to abide by the terms of the Selection Policy and the other Rowing Australia policies including the Codes of Conduct, Rowing Australia Medical Management Policy and the Anti-Doping Policy. In addition, you agree to meet the requirements of the specific Event Supplement for the event for which you have nominated. The governing body or bodies that manage the event will also have policies and by-laws and the athlete agrees to abide by those, such as those laid down by the Australian Olympic Committee and the International Olympic Committee in Olympic years.

The Rowing Australia policies, including the Anti-Doping and Selection Policies and the Event Supplement are amended from time to time by Rowing Australia. It is critical that participants visit the RA website regularly, to obtain information on any changes to the policies and also notifications made by Rowing Australia under the Selection Policy. The changes take effect upon publication on the RA website.



## **NOMINATION AND ELIGIBILITY REQUIREMENTS AND OTHER MANDATORY CRITERIA**

Before being eligible for consideration for selection to a National Team, each participant must meet and then continue to satisfy the nomination criteria and requirements in respect of the international event(s) for which the participant nominates. If you fail to meet or continue to meet the eligibility and nomination criteria, then Rowing Australia can remove you from consideration for selection to the relevant National Team or from the National Team itself.

The nomination and eligibility criteria will always include the following mandatory requirements:

- adherence to the Rowing Australia policies, including the Anti-Doping Policy, Rowing Australia Medical Management Policy and Codes of Conduct;
- completion and acceptance of all necessary documentation as required by Rowing Australia, the Selection Policy or Event Supplement;
- the other eligibility requirements specified from time to time in the relevant Event Supplement or supplements, such as participation in the required mandatory trialling or events of a national plan;
- compliance with any mandatory requirements of the governing body of the international event or events, such as the International Olympic Committee, Australian Olympic Committee and FISA.

In addition, Rowing Australia may also specify performance or availability prerequisites for certain international events. For instance, to be considered for selection to an Olympic Team, participants may be required to meet the selection requirements for competing at an approved international event in the previous season.

## **SELECTION ELIGIBILITY AND CRITERIA**

Participants whose nomination has been accepted are required to attend and meet the Event Supplement requirements for the international event or events for which they have nominated. This will include mandatory trialling, testing, camps and regattas.

On occasions, progression through the requirements of an Event Supplement will be subject to invitation by the Selectors to the next stage of the activity plan within the Supplement. The Event Supplement may specify the manner in which progression and invitation is determined. Subject to any specific directions or requirements, the Selectors will consider the selection criteria set out in the Selection Policy and use their discretion in inviting participants to progress to the next stage.

Rowing Australia reserves the right to request individual sports science medicine testing and the like to assist in considering any of the selection criteria or the requirements of the Event Supplement as well as the participant's condition. Further testing can be



requested from time to time in addition to those listed in the Event Supplement, to measure performance against any of the selection criteria.

On occasion, the Selectors may be given the option to select a National Squad from which members of a team or a crew or crews may be selected. The National Squad is simply one form of progression, and Rowing Australia through its selectors reserve the right to remove or add participants to or from a National Squad or National Team. The grounds on which Selectors can remove a participant from a National Team are set out in Part 3 of the Selection Policy.

Rowing Australia and the Selectors also have the ability to name a priority boat or boats for an international event or events, and also give priority to one international event over another. Where a participant meets the nomination and selection criteria for a priority boat or boats, but fails to gain selection in that boat, that participant can make himself or herself available for a non-priority boat or another international event and the Selectors at their discretion can waive the prerequisites and criteria to that point for that boat or event.

## **THE SELECTORS DISCRETION**

The Selectors' task is defined by the objective of the Rowing Australia Selection Policy *"...to select the best possible team(s) to represent Australia with the best chance of winning medals at international events..."*.

The Selectors do so within the range of the various selection criteria which they are obliged to consider, and these criteria are set out in Part 4 of the Selection Policy. The Selectors have discretion in selection to or removal of athletes from a National Team having regard to any one or more of the selection criteria.

The discretion is necessarily wide, but the Selectors understand that it must be carefully exercised within the umbrella of the criteria. The Selectors may apply a standard which calls for a value judgment and overall assessment of the relevant criteria. In the exercise of their discretion, the Selectors are expected to bring to account those matters within the criteria that they consider to be relevant to the determination, in achieving the overall objective of the Selection Policy, namely to select the best possible team(s) with the best chance of winning medals. In other words, the exercise of their discretion must be rational, logical and accountable, and importantly, fair to all athletes. For the Selectors to exercise their discretion prudently, judiciously and with sound judgment they are required to:

- act reasonably and justly;
- act in good faith and for proper purposes;
- consider the selection criteria; and
- consider the relevant materials and disregard irrelevant considerations.

The discretion is necessary as rowing is a uniquely team effort where a crew combination plays a significant role, as do extraneous factors such as weather



conditions. The crew will be greater than the individual and the Selectors, when seized with a whole raft of data and facts, are required to consider what factors will make the best combination or crew for the particular event. It is the relevance of each of the criteria and the weight attributable to them that is the predominant function at the Selectors' discretion, when comparing athletes' performances.

## **EXTENUATING CIRCUMSTANCES**

Any participant that is unable to complete at an event, trial, training camp or satisfy other attendances or matters required under the Selection Policy or the Event Supplement must advise the High Performance Director of this fact in writing, including all relevant reasons. The written advice must where practicable be given before commencement of the event, trial, training camp or other attendance and in all other cases within a reasonable time of becoming aware of the failure to meet the particular requirement.

Where any participant seeks consideration of Extenuating Circumstances, a decision in each case will be made by the Selectors in their sole discretion on an individual basis.

## **RA APPEALS PROCESS**

You can appeal against decisions made by the Selectors under the following provisions of the Selection Policy:

- Paragraph 3.1.2 – selection to National Team;
- Paragraph 3.1.4 – removal from National Team;
- Paragraph 3.1.12 – selection for progression pursuant to an Event Supplement;
- Paragraph 3.1.15 – suspension; and
- Paragraph 4.2 – failure to meet Nomination Criteria.

Disputes will be dealt with in accordance with Part 6 of the Selection Policy. In particular, if you wish to make an appeal then the process in paragraph 6.4 must be followed, including (amongst other things) a requirement that you must give written notice of the appeal to the CEO of RA. You have only one right of appeal, and written notice of any appeal must be given **within 48 hours** of the first announcement of any omission from selection or progression, or any removal or suspension from the National Team.

**ROWING AUSTRALIA INC**  
**2007 Australia Rowing Team**  
**NOMINATION FORM**

**Participant Name:** \_\_\_\_\_

I, the above participant (athlete, coxswain, coach) nominate for consideration by Rowing Australia for selection to the National Team for the Event or Events listed and approved by me in the Schedule. I acknowledge and agree that:

1. I have access to and will be bound by and observe the terms of the Selection Policy, the applicable Event Supplement(s) and the RA Policies.
2. I will also be bound by and observe the terms of the policies and requirements of the Event Governing Body for the Event(s) for which I seek selection.
3. The Selection Policy and the RA Policies may be amended by Rowing Australia from time to time. I will observe those policies as amended, and acknowledge that any amendments to those policies will be posted to RA's website ([www.rowingaustralia.com.au](http://www.rowingaustralia.com.au)) along with any other policies and requirements applicable to the Event(s) for which I seek selection.
4. The decision whether or not to accept my nomination, and if accepted to select me in the National Team for an Event(s) in which I seek to compete is subject to the eligibility, nomination and selection criteria set out in the Selection Policy, including the Event Supplement and is at the discretion of Rowing Australia and the Selectors under the terms of that policy and supplement. I acknowledge that I have satisfied and will continue to satisfy the nomination criteria, and agree to inform RA in the event that I no longer satisfy any of the nomination criteria.
5. For seasons 2007 and following, Rowing Australia can require me to sign an Athletes Agreement as a prerequisite to nomination and/or selection.
6. My contact details are **legibly** set out in the Schedule.
7. I will notify Rowing Australia in writing of any change in the contact details set out in the Schedule. Any failure by me to advise Rowing Australia in writing of a change in my contact details may be to my detriment. Any announcement to be made or notice required to be sent pursuant to the Selection Policy and/or Event Supplement may be sent to one or more of the contacts listed in the Schedule, or such other contact as notified in writing by me, and in the case of:
  - (a) post, the announcement or notice is deemed to have been received by me by properly addressing, prepaying and posting a letter containing the announcement or notice, and to have been received on the second business day after the date of its posting;
  - (b) facsimile transmission, the announcement or notice is deemed to have been received by me by properly addressing the facsimile transmission and transmitting it to the number supplied by me and to have been received by me the next business day after the date of its transmission;

- (c) e-mail, the announcement or notice is deemed to have been received by me by properly addressing the e-mail address and transmitting it to the address supplied by me and to have been received by me on the next business day after the date of transmission unless Rowing Australia is advised that the transmission failed to send to the addressee; and
  - (d) RA website, the announcement or notice made under or pursuant to the Selection Policy or an Event Supplement as published on the RA website is deemed to have been received by me the next day following publication on the RA website.
8. I acknowledge that I should check the RA website on a daily basis during the process of selection for inclusion in a National Team to check for announcements and notifications, in addition to those sent to me by mail, facsimile or e-mail.
  9. I have read and accept the requirements of the attached Rowing Australia Medical Management Policy including, without limitation the requirements in relation to any illness, injury or other exceptional event that hinders or prevents my training/competing in any trial, test, event or camp required under the Selection Policy and/or the Event Supplement. Required notifications must be given in writing prior to the Trial, Test, Event or Competition and I will complete this notification on the form provided by RA.
  10. By signing this form, I give my consent for disclosure of Medical and Personal information on the terms of the Rowing Australia Medical Management Policy and Athlete Consent for Disclosure of Medical and Personal Information.
  11. I acknowledge the following:
    - (a) The Selectors have the power to engage experts, including medical or health professionals to provide reports or conduct examinations of the Participants, with further authority to provide such reports and information to RA solely for the purpose of considering selection to or removal from a National Team, National Squad, or named crew or boat, and for that purpose, for monitoring the performance and attitude of any such member or Participant.
    - (b) When selecting members of the National Team from the Participants, the Selectors can take into account the results and reports recorded from collated data and information including ergometer results, past race results, sports science or medical tests or considerations, training camp, ability to maintain required training loads, ability to make and maintain weight (Lightweight).
  12. I agree to compete in whatever boat I am selected in respect of the Event(s) for which I seek selection and further agree to train in the designated training location and travel to required international competitions for the required durations as directed by RA.
  13. Expressions used in this Nomination Form where defined in the Selection Policy shall have the meaning given to the expressions in the Selection Policy.

Signed: \_\_\_\_\_ Date: \_\_\_\_\_

Print Name: \_\_\_\_\_

RA 2007 NOMINATION FORM (Continued)  
(Please Use Block Letters)

Surname Name: \_\_\_\_\_ Christian Name: \_\_\_\_\_

House/ Unit: \_\_\_\_\_ Street/Rd: \_\_\_\_\_

Suburb: \_\_\_\_\_ State: \_\_\_\_\_ Code: \_\_\_\_\_

Telephone ( ) (h) (m) ( ) (w)

Facsimile: ( ) E-mail \_\_\_\_\_

Date of Birth: / /

Next of Kin: \_\_\_\_\_ (TEL) \_\_\_\_\_

Rowing Club / Institute \_\_\_\_\_

Coaching Qualifications: (coaches only): \_\_\_\_\_

Best Ergo Scores: (rowers only) 6km: \_\_\_\_\_ 2km: \_\_\_\_\_

Height: \_\_\_\_\_ (cm) Weight: \_\_\_\_\_ (kg)

Lightweights only; Likely nominated weight for 2<sup>nd</sup> Sel. Regatta: \_\_\_\_\_ (kg)

Event(s) for which the Participant is nominating for selection (please tick)

Select which team you are nominating for - If eligible for both teams, please select both.

**2007 World Rowing Championships, Munich, Germany**

- Heavyweight Rower                       Coxswain                       Coach  
 Lightweight Rower

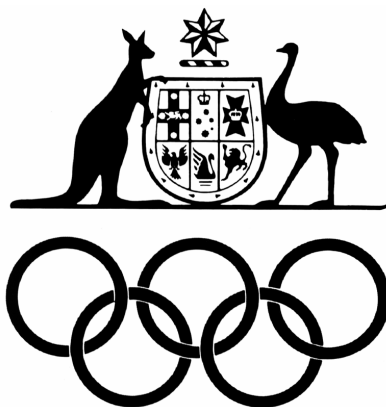
**2007 World Under 23 Championships, Strathclyde, UK**

- Heavyweight Rower                       Coxswain                       Coach  
 Lightweight Rower

Please complete and return to your State Head Coach by  
COB on the 22<sup>nd</sup> January 2007.

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## Section 2



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**Australian Olympic Committee**

**2008 Australian Olympic Team – Rowing Section**

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**AUSTRALIAN OLYMPIC COMMITTEE**  
(ABN 33 052 258 241)  
(Registered Number A0004778J)



## **INFORMATIVE PRECIS**

### **Olympic Team Selection By-Law**

#### Introduction

This informative précis provides an overview of the Olympic Team Selection By-Law (“the By-Law”). It does not provide a substitution for it and where there is any inconsistency between the By-Law and this informative précis you are to have regard to the By-Law as the By-Law is the superior document. This informative précis has been produced for information purposes only and should not be relied upon for the purposes of interpretation of the By-Law.

#### Application of By-Law

The By-Law applies to Athletes, their relevant National Federations, officials and the AOC. Under clause 3, each National Federation advises the AOC of the Athletes that that National Federation recognises as competitors suitable for nomination to the AOC for the selection in an Australian Olympic Team or an Australian Olympic Winter Team.

#### Shadow Team

The AOC may then recognise the Athlete as a potential member of a particular Australian Olympic Team or Australian Olympic Winter Team.

In order for the Athlete to be recognised by the AOC as potential members of a particular Olympic Games Team or an Olympic Winter Games Team each Athlete must:

1. be eligible to participate in a particular Games as an Australian competitor;
2. not have engaged at any time in conduct which:
  - a. is publicly known and in the absolute discretion of the President of the AOC (or, during the period of any Games, in the absolute discretion of the Chef de Mission of the Team for those Games) has brought or would be likely to bring the athlete, the athlete's sport, the AOC or the Team into disrepute or censure, or
  - b. is not publicly known and in the absolute discretion of the President of the AOC (or, during the period of any Games, in the absolute discretion of the Chef de Mission of the Team for those Games) would be likely to bring the athlete, the athlete's sport, the AOC or the Team into disrepute or censure were the conduct to be publicly known;



3. having complied strictly with the AOC Anti-Doping By-Law unless the Athlete has already been sanctioned under the AOC Anti-Doping By-Law and that sanction has been satisfied in full.

#### Selection Criteria and Participation Criteria

The AOC will adopt a Selection Criteria and provide a copy of that Selection Criteria to the National Federation. A Participation Criteria is also adopted by the International Olympic Committee and the International Federation responsible for the particular sport. The Selection Criteria is at all times subject to the relevant Participation Criteria.

The National Federation will, subject to the Participation Criteria and the Selection Criteria, adopt a Nomination Criteria which is the criteria used by the National Federation to choose Athletes to be nominated to the AOC for selection in a particular Team.

#### Nomination by National Federation

A National Federation will only be eligible to nominate athletes if it has adopted an anti-doping policy that conforms with the World Anti Doping Code. Eligible National Federations will only nominate those Athletes who have:

1. demonstrated they are not suffering from any physical or mental impairment which, in the opinion of the National Federation, would prevent them from competing in the relevant Games;
2. complied with the relevant Participation Criteria unless the AOC has waived this requirement for a particular Athlete;
3. in the case of team events, the team having qualified under the relevant Participation Criteria and individual members having complied with the relevant Nomination Criteria;
4. in the case of individual Athletes, having complied with the Nomination Criteria; and
5. signed an Athlete Nomination Form, which will be issued from time to time by the AOC.

#### Selection by AOC

Once an Athlete has been accepted for nomination by the AOC, the AOC then selects the Athletes for a particular Team according to the Selection Criteria provided by the AOC. Selection of each Athlete will be conditional upon that Athlete;

1. signing the relevant Team Membership Agreement;
2. continuing to satisfy the Participation Criteria;
3. not have engaged at any time in conduct which:
  - a. is publicly known and in the absolute discretion of the President of the AOC (or, during the period of any Games, in the absolute discretion of the Chef de Mission of the Team for those Games) has brought or would be likely to bring the athlete, the athlete's sport, the AOC or the Team into disrepute or censure, or



- b. is not publicly known and in the absolute discretion of the President of the AOC (or, during the period of any Games, in the absolute discretion of the Chef de Mission of the Team for those Games) would be likely to bring the athlete, the athlete's sport, the AOC or the Team into disrepute or censure were the conduct to be publicly known;
4. having complied strictly with the AOC Anti-Doping By-Law unless the Athlete has already been sanctioned under the AOC Anti-Doping By-Law and that sanction has been satisfied in full

### Appeals

In the event that an Athlete is dissatisfied with the procedure involving the nomination by their National Federation to the AOC they have the right of appeal to an Appeal Tribunal established by their National Federation and in the event of dissatisfaction with that decision then a further appeal can be made by the Athlete to the Appeals Arbitration Division of the Court of Arbitration for Sport. Athletes cannot appeal to any other Court.

If the Appeals Tribunal or the Court of Arbitration for Sport is of the view that the outcome of an appeal may affect the interests of any person in addition to the appellant, it will, if practicable, notify that person and permit that person to participate in the hearing of the appeal as an affected party, to make submissions and to be bound by the decision of the Appeals Tribunal or the Court of Arbitration for Sport.

In the event that a person, after having been notified by the Appeals Tribunal or the Court of Arbitration for Sport, elects not to participate in a hearing as an affected party and be bound by the decision, then that person will forfeit their right of appeal unless that person has already appealed his or her nomination, non-nomination, selection or non-selection as the case may be.

The grounds on which an appeal can be made to the NF Appeal Tribunal are:

1. the relevant Nomination Criteria has not been properly followed and/or implemented;
2. that the Athlete was not given a reasonable opportunity to satisfy the Nomination Criteria;
3. the nomination decision was affected by actual bias;
4. there was no material on which the nomination decision could reasonably have been based;

or any combination of the above.

Written notice of the appeal must be given within 48 hours of the announcement of the decision and within 5 working days of the submission of the written Notice of Appeal the Athlete must submit to their National Federation the grounds of the appeal and pay a non-refundable deposit of \$100.

### Court of Arbitration for Sport

The sole grounds for appeal to the Court of Arbitration for Sport are the grounds for the appeals to the Appeals Tribunal together with the following:



1. a breach of the rules of natural justice by the Appeals Tribunal; or
2. there has been an error on a question of law.

An appeal to the Court of Arbitration for Sport must be notified to the Athlete's National Federation within 48 hours of the announcement of the decision which is being appealed and then within 5 working days the Statement of Appeal must be filed with the Court of Arbitration for Sport.

Successful appeals will normally be referred back to the Athlete's National Federation for determination. In certain limited circumstances, the Court of Arbitration for Sport may however conclusively determine the issue of nomination or selection of Athletes.

#### Costs and Expenses of Appeal to Court of Arbitration for Sport

If a person appeals to the Court of Arbitration for Sport, under Rule 64.5 of the Code of Sports-related Arbitration, the Court of Arbitration for Sport will determine which party will bear the costs of the appeal and in which proportion.

A successful party to an appeal will be entitled to recover:

1. his or her or its reasonable out of pocket expenses necessarily incurred in respect of the appeal such as the filing fee, witness expenses and interpreter's expenses; and
2. a contribution towards his or her or its reasonable legal costs up to a maximum of \$10,000.

In determining whether to make any, and if so what, contribution towards legal costs the Court of Arbitration for Sport will take into account:

1. whether and to what extent the athlete concerned has utilized an Olympic Appeals Consultant before commencing his or her appeal;
2. nature and extent to which the National Federation concerned has co-operated with and assisted any Olympic Appeals Consultant utilized by the athlete concerned;
3. the nature and extent that the successful party's relevant factual and legal position had been disclosed to the other party or parties prior to the commencement of the appeal;
4. the failure of any party to fully disclose his, her or its relevant factual and legal position to the other party before or at the commencement of the appeal;
5. the matters referred to in Rule 65.4 of the Code of Sports-related Arbitration, being the outcome of the proceedings, the conduct of the parties and the financial resources of the parties; and
6. such other matters as the Court of Arbitration for Sport deems relevant.



**2008 AUSTRALIAN OLYMPIC TEAM  
Rowing Australia  
NOMINATION CRITERIA**

**1 Olympic Shadow Team**

- (1) Rowing Australia (“RA”) will choose athletes and coaches from within its sport to be members of the AOC’s Olympic Shadow Team. The AOC, on its determination or at the request of RA, may recognise other athletes and coaches from within this sport to also be members of the Olympic Shadow Team.
- (2) RA may only nominate members of the Olympic Shadow Team to the AOC for selection in the 2008 Australian Olympic Team – Rowing Section.
- (3) RA will announce the Olympic Shadow Team on 2 February 2007. RA may add to the Olympic Shadow Team after this date based on subsequent performances of athletes and coaches provided that they meet the performance and availability requirements of the RA 2006-2007 Event Supplement (subject to Extenuating Circumstances).
- (4) No athlete is eligible to be chosen or recognised as a member of the Olympic Shadow Team unless the athlete has signed the Consent to Consideration for Nomination (See Attachment 1 for form of Consent to Consideration for Nomination and Attachment 2 for Parents/Guardians Acknowledgment for Minors). The form or forms should be provided to RA by Monday 18 December 2006, unless agreed otherwise with RA, through the following process:

Head Coaches of each State Academy or State Institute will collect completed forms from athletes and coaches in their state by close of business on the 22 January 2007 and forward to:

Elite Program Manager  
Rowing Australia  
PO Box 245  
Belconnen, ACT, 2617

- (5) In order to be chosen by RA as a member of the Olympic Shadow Team each athlete must (subject to Extenuating Circumstances) satisfy the requirements of the RA Selection Policy 2005-2008, which includes without limitation, satisfaction of the:
  - (a) performance and availability requirements of the RA 2006-2007 Event Supplement for the 2007 World Championships; and
  - (b) requirements contained in the RA 2007 Nomination Form and the AOC Consent to Consideration for Nomination.
- (6) RA will provide all athletes and coaches chosen or recognised as members of the Olympic Shadow Team with an informative précis of the AOC Selection By-Law, a copy of the AOC Selection Criteria and this RA Olympic Nomination Criteria, and on the request of any such athlete or coach, a copy of the AOC Olympic Team Selection By-Law and/or a copy of the Participation Criteria.

**2 Making of Nominations**

RA will not make any nominations for selection to the 2008 Australian Olympic Team – Rowing Section to the AOC unless it has adopted and implemented an anti-doping policy that conforms with the World Anti-Doping Code. Nominations will not be made to the AOC after 10:00am on 4 July 2008. Any nominations made after this deadline will be invalid unless made pursuant to a direction or award in respect of an appeal against nomination or non-nomination to the RA Appeal Tribunal or the Court of Arbitration for Sport pursuant to the AOC’s Selection By-Law and which appeal had been commenced prior to 10:00am on 4 July 2008.



The 10:00am on 4 July 2008 deadline for the making of nominations by RA is absolute and mandatory and applies irrespective of any deadline prescribed under the Participation Criteria or by the Organising Committee for the 2008 Olympic Games, Beijing.

### 3 **Nomination of Athletes**

For the purposes of nomination to the AOC of individual athletes for selection to the 2008 Australian Olympic Team – Rowing Section, RA will:

- (1) only nominate athletes who are, or are recognised by the AOC as, members of the Olympic Shadow Team;
- (2) only nominate those athletes it honestly believes have met the requirements described in the AOC Selection Criteria;
- (3) only nominate those athletes who have signed the athlete nomination form issued by the AOC from time to time;
- (4) not nominate more athletes than the maximum number permitted under the Participation Criteria;
- (5) not nominate athletes who have breached the AOC Anti-Doping By-Law and have had a sanction imposed which has not been completed;
- (6) only nominate athletes from those athletes selected under the RA Selection Policy 2005-2008 (including the RA 2007-2008 Event Supplement) for the 2008 Australia National Team in a crew or squad for an Olympic boat category or categories.

### 4 **Extenuating Circumstances**

This clause will only apply in determining whether an athlete or coach has met the criteria imposed by RA pursuant to clauses 1(5) or 3(6).

In considering application of these criteria, RA and its selection panel may in their discretion give weight to Extenuating Circumstances in the manner set out in clause 2.6 of the RA Selection Policy 2005-2008.



## 5 Reserves

RA will apply this RA Olympic Nomination Criteria to determine reserves. Reserves will not however be recognised by the AOC as members of the 2008 Australian Olympic Team – Rowing Section.

## 6 Amendments to RA Olympic Nomination Criteria

The RA Olympic Nomination Criteria may be amended by RA with the approval of the AOC. Any change or addition to the RA Olympic Nomination Criteria will be notified to athletes by posting on the RA website ([www.rowingaustralia.com.au](http://www.rowingaustralia.com.au)) and the AOC website ([www.olympics.com.au](http://www.olympics.com.au)). RA will:

- (a) e-mail the amended criteria to all Olympic Shadow Team members to the email address supplied to RA on the RA 2007 Nomination Form; and
- (b) SMS text an alert to all Olympic Shadow Team members to the mobile telephone number supplied to RA on the RA 2007 Nomination Form.

RA will mail a copy of the amended criteria to any athlete or coach on request of that athlete or coach.

## 7 Interpretation

- (1) Words used in this RA Olympic Nomination Criteria have the same meaning ascribed to them in the AOC Olympic Team Selection By-Law unless a contrary meaning appears from the context.





- (3) email, the announcement or notice is deemed to have been received by me by properly addressing the email address and transmitting it to the address supplied by me and to have been received by me on the next business day after the date of transmission unless the AOC or NF is advised that the transmission failed to send to the addressee.

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Signature of Athlete

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Date

---

Witness Name

---

Witness Signature

Attachment 2

2008 AUSTRALIAN OLYMPIC TEAM  
CONSENT TO CONSIDERATION FOR NOMINATION  
Parents/Guardians Acknowledgement for Minors

ROWING AUSTRALIA

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[insert name of athlete]

I/we, the undersigned parents/guardians of the athlete agree (and if more than one, then jointly and severally agree) as follows:

1. the athlete is under the age of 18 years as at the date of signing the agreement;
2. I/we have read and understood the AOC Selection By-Law, the AOC Selection Criteria applicable to the sport of Rowing (“the agreements”) and have fully explained to the athlete the terms and effects of the agreements. To this end I/we have obtained independent legal advice as to the terms and effects of the agreements in order to clarify any doubts or concerns I/we may have had in this regard;
3. the athlete has read the agreements and, together with the benefit of our full explanation, understands its terms and effects;
4. the agreements are for the benefit of the athlete; and
5. the athlete's eligibility for being considered for nomination by the above NF for selection to the 2008 Australian Olympic Team, (“Team”), may be terminated in the event of any breach of these agreements.

Dated:

Signed by the Parent/Guardian )

In the presence of: )

.....  
(Parent/Guardian’s signature)

.....  
(Witness’ signature)

.....  
(Name of Witness)

.....  
(Name of Parent/Guardian)

.....  
(Address of Witness)

.....  
(Address of Parent/Guardian)