

## WRITTEN REASONS OF THE FAST TRACK TRIBUNAL



### IN THE MATTER OF A WRONGFUL DISMISSAL CLAIM BROUGHT BY:

**Johnstone Burgh FC**

**on behalf of**

**David Fiado.**

1. These are the written reasons for a Determination made by a Fast Track Tribunal which convened on Thursday 4th May 2023 to deliberate this Claim.
2. In the 38th minute of the Lowland U20 Development League Knock-Out Cup fixture between Lanark United FC and Johnstone Burgh FC on Friday 28th April 2023, the player was dismissed from the field of play by the Referee for A4 - Denying the opposing team or an opponent a goal or an obvious goal scoring opportunity as defined by Law 12.
3. The Claimants submitted a Claim of Wrongful Dismissal on behalf of the player. In support of this Claim, the club submitted video footage showing the incident in question and written submissions.
4. In order for a Claim of Wrongful Dismissal to be upheld, the Fast Track Tribunal must be satisfied, by way of evidence submitted and upon the balance of probabilities, that the Referee made an Obvious Refereeing Error in dismissing the player.
5. In summary, the Claimant's submission was that the player did not deny an obvious goal scoring opportunity as the opponent's first touch took the ball towards the touchline, and in any event there was a covering defender who was in a position to make an intercepting tackle on the opponent.
6. The Referee provided a statement explaining the act which he decided was A4 - Denying the opposing team or an opponent a goal or an obvious goal scoring opportunity as defined by Law 12, was committed when the player tackled the opponent, and he was satisfied that in doing so the player denied the opponent a clear opportunity for an attempt on goal.
7. The Fast Track Tribunal viewed the video footage of the incident and carefully considered the written submissions from the Claimants. It also considered the definition from Laws of the Game in relation to A4 - Denying the opposing team or an opponent a goal or an obvious goal scoring opportunity as defined by Law 12.
8. Having considered all the evidence, the Fast Track Tribunal decided that the Claimants had successfully demonstrated that an Obvious Refereeing Error had occurred, in that the video evidence showed that the opponent had taken the ball towards the touchline, and there was a covering defender placed close enough to make a challenge on the opponent.
9. The Determination of the Fast Track Tribunal was that the Claim be Partially Upheld, and the sending off offence and original sanction should be rescinded, and a lesser sanction of a caution for Offence B1g – Commits an offence which interferes with or stops a promising attack outwith the penalty area, be imposed.

David Fiado, Johnstone Burgh FC

10. The Determination of the Fast Track Tribunal is final and binding on all Parties and is not subject to Appeal.