

WRITTEN REASONS OF THE FAST TRACK TRIBUNAL



IN THE MATTER OF A WRONGFUL CAUTION CLAIM BROUGHT BY:

St Mirren FC (The Club)

on behalf of

Brad Lyons (the Player)

1. These are the written reasons for a Determination made by a Fast Track Tribunal which convened on 23 January 2019 to deliberate this Claim.
2. In the 28th minute of the Scottish Cup fixture between St Mirren FC and Alloa Athletic FC on 19th January 2019 the Player was cautioned by the referee for unsporting behaviour, namely, committing an act of simulation.
3. The Claimants submitted a Claim of Wrongful Caution 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 Caution 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 neither attempted to feign injury or pretended to have been fouled, the opposing player having made contact with the Claimant causing him to fall to the ground.
6. The Referee provided a statement explaining the act which he decided was unsporting behaviour, was evidenced by the Claimant committing an act of simulation by initiating contact with the Alloa Athletic FC player in an attempt to deceive the referee by pretending to be fouled.
7. The Fast Track Tribunal viewed the video footage of the incident and carefully considered the written submissions from the Claimants
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 Tribunal were unanimously of the view the Claimant had made no attempt to initiate contact with the Alloa Athletic FC player nor had he pretended to be fouled, the Alloa Athletic player having made contact with him and impeded him, thus committing a foul. It felt able to reach this decision having been assisted by the video evidence of the incident being from a different angle from that afforded to the referee.
9. The Determination of the Fast Track Tribunal was that the Claim be upheld and original sanction should be rescinded.
10. The Determination of the Fast Track Tribunal is final and binding on all Parties and is not subject to Appeal.