

WRITTEN REASONS OF THE FAST TRACK TRIBUNAL



IN THE MATTER OF A WRONGFUL DISMISSAL CLAIM BROUGHT BY:

Broxburn Athletic F C

on behalf of

Shaun Harrison

1. These are the written reasons for a Determination made by a Fast Track Tribunal which convened on Wednesday 19th October 2022 to deliberate this Claim.
2. In the 17th minute of the SFA South Region Challenge Cup fixture between Whitburn Juniors FC and Broxburn Athletic FC on Saturday 15th October 2022, the player was dismissed from the field of play by the Referee for A2 Violent Conduct.
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 pushed the opponent away from him as he was in his face and there was no aggression in the action, and it was not violent conduct. He stated that he was surprised when the opponent fell to the ground.
6. The Referee provided a statement explaining the act which he decided was violent conduct. He stated that the player pushed his opponent using excessive force, making contact with his neck/lower face area which he deemed violent conduct.
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 A2 Violent Conduct.
8. Having considered all the evidence, the Fast Track Tribunal decided that the Claimants had successfully demonstrated that an Obvious Refereeing Error had occurred. The Fast Track Tribunal were of the unanimous opinion that the player pushed his opponent away, lightly in the chest, and the opponent surprisingly fell to the ground and that there was no violence involved in the act.
9. The Determination of the Fast Track Tribunal was that the Claim be upheld and the sending off offence and original sanction should be rescinded.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.