

WRITTEN REASONS OF THE FAST TRACK TRIBUNAL



IN THE MATTER OF A (WRONGFUL DISMISSAL) CLAIM BROUGHT BY:

Camelon Juniors FC

on behalf of

Arnault Kasa

1. These are the written reasons for a Determination made by a Fast Track Tribunal which convened on the morning of Wednesday 6th October 2021 to deliberate this Claim.
2. In the East of Scotland Football League Premier Division fixture; Camelon Juniors FC v Jeanfield Swifts FC, played on Saturday 2nd October 2021, the player was sent off for A4: Denying the opposing team or opponent a goal or goal scoring opportunity.
3. The Claimants submitted a Claim of Wrongful Dismissal on behalf of the player. In support of this Claim, the club submitted video footage of the incident in question, a written submission and statements from the player, Club Secretary, and Club Manager.
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 had been sent off in error as the ball had hit his chest rather than his arm. They noted that the Referee had been in touch, post-match, having watched video footage of the game, to apologise for the Wrongful Dismissal of the player.
6. The Referee provided a statement explaining his reasoning for the dismissal as having thought that the ball had struck the player's arm. He noted that upon reflection he may have made the wrong decision.
7. The Fast Track Tribunal viewed video footage in real time where the incident leading to the dismissal occurred. They also carefully considered the written submissions from the Claimant.

Having considered all the evidence, the Fast Track Tribunal decided that the Claimants had successfully demonstrated that an Obvious Refereeing Error had occurred.

Having reviewed the video evidence the Fast Track Tribunal were given a clear view which verified that the ball struck the player on the chest rather than his arm/hand.

The Fast Track Tribunal were provided with video evidence which gave a clear view of the incident and indeed were provided with a written statement from the Referee noting he had made an error. The Fast Track Tribunal commended the Referee for contacting the club to apologise and to support this Claim for Wrongful Dismissal having recognised he made an error.

Based on this the Fast Track Tribunal were unanimous that the Claimant demonstrated in their submission that the Referee had made an Obvious Refereeing Error resulting in the Wrongful Dismissal of the player.

The Determination of the Fast Track Tribunal was therefore that the Claim be upheld and the sending off be rescinded on the player's records.

Arnault Kasa, Camelon Juniors FC

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