

## WRITTEN REASONS OF THE FAST TRACK TRIBUNAL



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

**Bellshill Athletic FC**

**on behalf of**

**Duncan Wilson.**

1. These are the written reasons for a Determination made by a Fast Track Tribunal which convened on Tuesday 14 November 2023 to deliberate this Claim.
2. In the 55<sup>th</sup> minute of the West of Scotland Third Division fixture between Girvan FC and Bellshill Athletic FC on Saturday 11th November 2023, 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 layer. 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 opponent followed through having taken a shot, and aggressively pushed the player in his back to the ground. As the player tried to get back up, he was again aggressively shoved to the ground by his throat.
6. The Referee provided a statement explaining the act which he decided was A2 - Violent Conduct occurred when the player's hand came up round his opponent's head, and struck him on the side of the face/back of the head.
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 video evidence did not show the player striking the opponent.
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of the Fast Track Tribunal was that the Claim be upheld and the sending off offence and original sanction should be rescinded.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.