

## WRITTEN REASONS OF THE FAST TRACK TRIBUNAL



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

**Buckie Thistle F.C. (the Club)**

**on behalf of**

**Hamish Munro (the Player)**

1. These are the written reasons for a Determination made by a Fast Track Tribunal which convened on 4 December 2024 to deliberate this Claim.
2. In the 38 minute of the Scottish Gas Men's Scottish Cup 2024/2025 fixture between Clydebank F.C. v Buckie Thistle F.C. on 1 December 2024 the Player was dismissed from the field of play by the Referee for Serious foul play.
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 challenged in a fair and controlled manner. The Player's approach to the ball demonstrated clear intent to play it safely and avoid unnecessary risk to the opponent.
6. The Referee provided a statement explaining the act which he decided was Serious Foul Play occurred when the Player attempted to challenge an opponent, and did so at speed, leaving the ground by a distance and leading with the upper foot in a lunging motion with the studs showing. The motion came down in a forceful manner, clearly endangering the safety of the opponent. The contact with the player was just above the ankle.
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 Serious Foul Play
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 footage from behind showed that the Player did not actually make contact with the opponent above the ankle.
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of the Fast Track Tribunal was that the Claim be UPHeld and the sending off offence and original sanction should be RESCINDED with the LESSER SANCTION of a Caution for offence B 1 c) Recklessly tackles or challenges and opponent.
10. The Determination of the Fast Track Tribunal is final and binding on all Parties and is not subject to Appeal.