

WRITTEN REASONS OF THE FAST TRACK TRIBUNAL



IN THE MATTER OF A WRONGFUL DISMISSAL CLAIM BROUGHT BY:

Name of Club (the Club) Johnstone Burgh FC

on behalf of

Name of Player (the Player) Malcolm McDonald

1. These are the written reasons for a Determination made by a Fast Track Tribunal, which convened on 3 December 2023 to deliberate this Claim.
2. In the 86th minute of the West of Scotland Premier League fixture between Largs Thistle FC and Johnstone Burgh FC on 29 November 2023 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 did not commit the offence stated and that he went for the ball and passed it out to the left wing and the defender then kicked his foot
6. The Referee provided a statement explaining the act which he decided was Serious Foul Play occurred when the Player lunged into the tackle at speed leading with his studs with a straight leg and with excessive force and made contact with the Opponent endangering his safety.
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 been unsuccessful in demonstrating that an Obvious Refereeing Error had occurred, the Player having lunged into the tackle with his foot high, leg straight and studs showing and making contact with the Opponent.
9. The Determination of the Fast Track Tribunal was that the Claim be Dismissed and the sending off offence and original sanction reimposed.
10. The Determination of the Fast Track Tribunal is final and binding on all Parties and is not subject to Appeal.