



Bowls New South Wales Ltd

Member Protection Policy

Attachment C7

Appeals Procedure

1. If a complainant or a respondent(s) is not satisfied with the outcome of a mediation process or a Tribunal decision, they can lodge an appeal to BNSW on one or more of the following grounds:
 - that there was a substantial departure from the hearing process
 - that the disciplinary measure/s imposed is unjust and/or unreasonable
 - that the decision was not supported by the information/evidence provided at the mediation or to the Tribunal hearing.
2. A person wanting to appeal must lodge a letter setting out the basis for their appeal to the BNSW CEO within 14 days of the decision being made. An appeal fee of \$500 shall be included with the letter of intention to appeal.
3. If the letter of appeal is not received by the BNSW CEO within this time, the right of appeal will lapse. If the letter of appeal is received but the appeal fee is not received within this time, the appeal will lapse.
4. The letter of appeal and the notice of the Tribunal's decision will be forwarded to the BNSW CEO to review and to decide whether there are sufficient grounds for the appeal to proceed. The BNSW CEO may invite any witnesses to the meeting that he or she believes are required to make an informed decision.
5. If the appellant has not shown sufficient grounds for an appeal, then the appeal will be rejected. The appellant will be notified in writing, including the reasons for the decision. The appeal fee will be forfeited.
6. If the appeal is accepted, an Appeal Tribunal with new panel members will be convened to rehear the complaint, and the appeal fee will be refunded.
7. The Tribunal hearing procedure shall be followed for the Appeal Tribunal.
8. The decision of the Appeal Tribunal will be final.