



AUSCYCLING

***SELECTION POLICY AND
APPEALS PROCESS***

FOR

***AUSCYCLING NATIONAL
CHAMPIONSHIP STATE /
TERRITORY TEAMS***



AUSCYCLING (AC)

SELECTION POLICY AND APPEALS PROCESS FOR AC NATIONAL CHAMPIONSHIPS

PREAMBLE

AusCycling (AC) is the national body responsible for the sport of cycling in Australia as recognised by the International Cycling Union (UCI), the Australian Government through the Australian Sports Commission (ASC), the Australian Olympic Committee (AOC), Commonwealth Games Australia (CGA) and Paralympics Australia (PA).

Regardless of the cycling discipline, the UCI recognises AC as the sole body responsible for Cycling in Australia. AC holds all rights and is responsible for all selections for State and Territory Teams at National Championships.

This Selection Policy applies to all athletes who are potentially eligible to be considered for selection in National Championships ('Championships') where State or Territory Teams (STT) are selected. Refer to the discipline specific criteria for specific criteria.

1. OBJECTIVES

The State or Territory Selection Panel (Panel) for each Championship will select athletes who they consider in their absolute discretion will have the best chance of meeting one or both of the following objectives, with the Panel having absolute discretion as to the weighting given to the three objectives:

- 1.1. athletes and/or combinations of athletes capable of achieving medal winning results at a Championships; and/or
- 1.2. athletes considered to be capable of supporting a team performance; and/or
- 1.3. Potential to support the rider achieving results into the future.

2. ELIGIBILITY AND SELECTION CRITERIA

2.1. General Eligibility Criteria

To be eligible for consideration for selection to a STT, athletes must:

- 2.1.1. Must meet the citizenship or residency requirements as outlined in the AusCycling Technical Regulations.
- 2.1.2. Have the appropriate current racing membership issued by AusCycling.
- 2.1.3. Have their primary club within the selected State or Territory and must have lived in that State or Territory for at least 2 months prior to selection (unless exempted by AusCycling for genuine reasons).
- 2.1.4. Their primary club must be within the selected State or Territory and must have lived in that State or Territory for at least 2 months prior to selection (unless exempted by AusCycling for genuine reasons).
- 2.1.5. Have read, signed and returned the execution page of the current STT Team Agreement.
- 2.1.6. In the case of Elite selections: Have read, signed and returned the AC No Doping Declaration and declared that their circumstances have not changed since submitting the declaration.
- 2.1.7. Agree to participate in and meet all competition, training and participation requirements as determined by the State/Territory Head Coach.
- 2.1.8. Not have breached the Anti-Doping Policies of UCI or AC nor have had a sanction imposed which has not been completed. For the purpose of considering eligibility for selection, a breach of an Anti-Doping Policy may include:
 - a. an athlete currently under investigation for an Anti-Doping Rule Violation (ADRV) where an infraction notice has been issued or the athlete has been stood down under UCI and/or AC Anti-Doping Policies; or
 - b. a failure to comply with an athlete's obligations under either UCI or AC Anti-Doping Policy, even if such a breach does not result in an ADRV.
- 2.1.9. Have completed SIA Anti-Doping Education: To be eligible to compete all athletes must be up to date and fully compliant with Sports Integrity Australia Anti-Doping Education. Specifically:
 - a. Junior 19 and Elite riders must complete the SIA Level 1 Anti-Doping module.
 - b. Junior 15 and 17 riders must complete the Clean Sport 101 module.
- 2.1.10. Not currently be suspended from the sport for any reason.
- 2.1.11. Not have served a period of suspension of two years or more for:
 - a. having been found guilty of an ADRV; or
 - b. any other rule breach.
- 2.1.12. Not currently be under investigation as a result of any indictable criminal charge (even where such charge has been heard summarily) having been brought against them, nor be currently serving a penalty issued by a Court as a result of an indictable criminal charge being proven, unless he/she is able to satisfy the AC Board (at its sole discretion) that exceptional circumstances (in the context of the charge and/or penalty) apply. Where the AC Board is satisfied that exceptional circumstances apply, the athlete may be considered for selection in accordance with these selection criteria. Any request for the Board to consider an athlete's particular circumstances must be submitted to the AusCycling CEO in writing at least 3 weeks prior to selection. The Board is not obliged to consider any request made under this clause.
- 2.1.13. Not have any outstanding invoices or racing suspensions with AusCycling.
- 2.1.14. Be willing to pay any levy that might be required as set by the State or Territory Office.

2.2. General Performance Selection Criteria

The Performance criteria that may be considered in considering athletes for selection includes:

- 2.2.1. Podium performance history in key events (UCI, National Championships and State/Territory Championship/Open races).
- 2.2.2. State or Territory Institute/Academy Coach (or delegated equivalent) assessment of the athlete's ambition and demonstrated commitment to their performance plan and objectives.
- 2.2.3. The athlete's potential to contribute to team performances at the Championships.
- 2.2.4. The athlete's performance trials and testing as directed by the Team Head Coach, in that discipline, or State or Territory Institute/Academy Head Coach.
- 2.2.5. The athlete's technical and tactical execution in training and competition.
- 2.2.6. The athlete's consistency in training and performance against agreed objectives and/or benchmarks.
- 2.2.7. The athlete's commitment to attendance, performance, attitude, conduct and performance behaviours in training or competition.
- 2.2.8. Priorities as set out in set by AusCycling.

These criteria are not listed in any order of priority or importance and none of them has any particular weighting. None of them need be considered.

2.3. Specific Discipline Performance Criteria.

- 2.3.1. An athlete may also be considered for selection to a STT against any specific performance criteria for their respective discipline.
- 2.3.2. If performance time periods apply these will be set out in any relevant specific discipline criteria.

2.4. Amendment to Selection Criteria

- 2.4.1. These selection criteria and any specific discipline criteria may be amended or supplemented, particularly where matters arise which have not been provided for in these criteria. All amendments must be approved by the AusCycling CEO and will be posted on the AusCycling website.

3. SELECTION PANEL (PANEL)

3.1. Panel members

- 3.1.1. The Panel for a STT will consist of four members that are determined by the State or Territory GM. The panel should include experts in coaching, development and performance. The panel must have a gender balance.

3.2. Role of the Panel

- 3.2.1. Each Panel is responsible for considering athletes for selection in accordance with these selection criteria including general eligibility criteria, general performance criteria and specific discipline criteria.
- 3.2.2. Each Panel member will consider and vote on athlete selection in good faith, without bias and otherwise in accordance with these selection criteria. If the Panel cannot agree, the Head Coach will have the final selection decision.
- 3.2.3. One individual on the panel shall perform the role of Chair of each Panel. The Chair shall be responsible for facilitating and monitoring procedures in accordance with these criteria and directing the administration of the processes of endorsement and advice to athletes.
- 3.2.4. Athletes may be added or deleted from a STT at the sole discretion of the Panel, subject to their performances and obligations in accordance with these criteria.

3.3. Size of STT

- 3.3.1. The maximum STT size is subject to AusCycling allocated quotas. Unless otherwise determined by the State/Territory GM, the Panel may exercise the right of AusCycling under this clause to not fill all quotas. Where athletes exceed qualified quotas, the Panel in its sole discretion will determine which athletes are to be selected.

3.4. Reserves

- 3.4.1. Reserves may be identified for any event. The Panel may reconvene at any time between selection and competition to replace a previously selected athlete for reasons which may include failure to maintain performance at the level which earned selection, or for non-compliance with the AusCycling Team Agreement.

4. EXTENUATING CIRCUMSTANCES

- 4.1. In considering athletes' performances under these criteria, the State/Territory GM may consider and approve "extenuating circumstances".
- 4.2. For the purposes of clause 4.1 above, extenuating circumstances means an inability to compete, attend training camps or perform at an optimum level arising from:
 - a. Injury or illness.
 - b. Travel delays.
 - c. Equipment failure.
 - d. Bereavement or personal misfortune.
 - e. Any other factors reasonably considered by the State/Territory GM to constitute extenuating circumstances.
- 4.3. Athletes unable to compete, attend training or perform at an optimum level must advise and seek approval from the team Head Coach. This should be done in writing, via the team manager, and outlining the reasons for the inability, with as much advance notice as possible (ideally at least seven days) prior to the commencement of the competition, training camp or other performance that may be required for consideration under these selection criteria.
- 4.4. A decision in each case of advised, possible extenuating circumstances may be made by the State/Territory GM on an individual basis. The State/Territory GM is not obliged to consider any notification by an athlete under this clause 4. There is no appeal against any decision made in respect of extenuating circumstances.

5. SCHEDULE FOR SELECTION PROCESS

- 5.1. The timeframe for the process for consideration for selection to a National Championships will be published in the discipline specific selection criteria.

6. COMMUNICATION

- 6.1. It is the responsibility of each athlete to indicate their desire to be selected for a STT. The point of communication for STT will be communicated via AusCycling in the discipline specific criteria.

7. APPEALS

An athlete may appeal against non-selection in a STT. The process for such appeal is as follows:

7.1. Grounds of Appeal

- 7.1.1 A non-selected athlete may appeal against a decision of the Panel under this policy on the sole ground that the Panel did not properly follow or implement the process in these selection criteria. There is no appeal on the merits of any particular selection decision.

7.2. Procedure for Appeal

- 7.2.1. Any appeal against a decision of a Panel must be made within 48 hours of the athlete being advised of their non-selection.
- 7.2.2. The appeal must be lodged in writing to the State/Territory GM and accompanied by the prescribed fee of \$250. If the matter does not proceed to a hearing or if the appeal is successful, the appeal fee will be refunded in full.
- 7.2.3.

7.2.4. All correspondence for appeals and proof of payment should be forwarded to:

Email – teams@auscycling.org.au

The prescribed fee is to be deposited by Electronic Funds Transfer:

AusCycling Ltd.
BSB 063-171
Account # 11 229 997

7.2.5. The appeal must set out:

- a. The decision in question; and
- b. The ground(s) on which the appeal is made; and
- c. The reasons or circumstances supporting the alleged ground of appeal.

7.2.6. Nothing in these criteria prevents the withdrawal of an appeal at any time in writing.

7.2.7. On receipt of a correct appeal under these criteria, the relevant State or Territory GM will consider the matter.

7.3. Authority of the GM in Selections

7.3.1. The State/Territory GM has no power of selection or re-selection. The GM may review the matter set out in the appeal and may (as appropriate) refer the matter back to the relevant Panel for consideration.

7.4. Consideration of the Appeal

7.4.1. The appellant will be requested to lodge a written statement outlining the reasons for its decision regarding non-selection of the appellant.

7.4.2. Any other athlete/s that may be affected by the outcome of an appeal shall also be notified and be:

- a. advised of the appeal and the ground(s) of appeal; and
- b. provided the opportunity to lodge a written submission or attend a hearing and provide evidence or be represented at the hearing by a nominated person/s (not being legally trained or qualified).

7.4.3. The GM may conduct a meeting convened under these criteria (or any adjournment thereof) in such manner as it sees fit, but shall endeavour to:

- a. give the appellant, affected athlete/s and the Panel every opportunity to be heard.
- b. give due consideration to any written statement by the appellant.
- c. allow all relevant parties to be present along with their adult representative (not being legally trained or qualified); and may, request or require such persons or any other witness to attend the meeting or provide such evidence as is available.
- d. allow any affected party to make a submission and attend the hearing and provide evidence as is available.
- e. consider all relevant and available information and shall arrive at a finding.
- f. The GM shall notify all affected parties within 24 hours of their decision.

7.4.4. If the GM considers the ground(s) alleged by the appellant to be satisfied, it shall refer the matter back to the relevant Panel for reconsideration. Each Panel member shall comply with any direction provided by the GM in any referral. Any further selection

decision of the Panel under the direction of the GM shall be final, and no further appeal shall be available to the aggrieved person in respect of that selection.