

Appeal Mechanism (For Selection)

Purpose

The Karate Federation of Hong Kong, China Ltd. (“KFHKCL”) provides an appeal channel for the athletes who disagreed the outcome of the selection to ensure fairness and justice during the selection.

Composition of the Appeals Panel

The Appeal Panel consists of three persons: NSA General Committee member, HK Referee Council member and Representative of HKSI Coaches who has not participated in the original selection and deliberation before. The Appeal Panel may overthrow the original selection result or resolve the result through re-selection.

Appeal Procedures

- 1.) If the athlete has any objection to the selection result, the athlete must lodge an appeal in written petition and submit to Federation via his/her dojo’s decision maker within 14 days after the result of the selection is announced.
- 2.) The appeal petition should be clearly stated the grounds. The member concerned may only appeal on the grounds that:
 - a) The finding or judgement was unreasonable.
 - b) There is evidence that could not reasonably have been considered when the judgement was made and could have materially affected the outcome of the decision.
 - c) There was a serious breach of the procedures set out in Memorandum and Articles of Federation which could have materially affected the outcome of the decision.
- 3.) After the petition is received by Federation, the Appeal Panel will be composed immediately and deliberate the appeal. The documents for the appeal should be given to the person(s) conducting the appeal as soon as practicable after they have been appointed to conduct the appeal hearing.
- 4.) The Appeal Panel first examines the grounds for appeal. If “Declined”, the appeal is overruled and the appellant will be notified by a memorandum.
- 5.) If the grounds for appeal are “Accepted”, the Appeals Panel members will convene the evaluation process formally.
- 6.) The Appeal Panel review all related documents, including selection procedures, selection results, selection agreements and athlete agreements. Any evidence that the member concerned wishes to submit in support of his or her appeal that they wish to be considered.
- 7.) Method of deliberation: by means of paper evaluation or hearing/video review.
- 8.) If the hearing is required, the appellant should be notified as soon as possible. The appellant must strictly obey the rules of the hearing (for example, the date and place, the hearing procedure and etc.).
- 9.) Method of verdict, by majority or consensus.
- 10.) The result of verdict will be endorsed by the General Committee of KFHKCL. It is the final decision.
- 11.) The final verdict will be notified the appellant and the respondent.
- 12.) From the date of the written petition and submission to final verdict will be no longer than 30 working days.

The person(s) conducting the appeal may consider:

- a) Whether the judgement of the selection was unreasonable having regard to all the evidence considered
- b) Whether the judgement or outcome could be unsafe due to procedural unfairness and prejudice to the member (although the person conducting the appeal must also take into account whether the unfairness or prejudice could have materially influenced the outcome).
- c) The appeals panel determining the appeal may confirm or reverse the decision appealed against.
- d) The appeal is not a repeat of the selection. It is to examine a particular part(s) of the appeal which is under question and which may affect the judgement or the outcome.

Remark:-

The Karate Federation of Hong Kong, China Ltd. has the final interpretation of the above mentioned and the right to amend the above procedures