British Wrestling GBR Appeals Policy

1.1. Appeals will only be heard for the following Competitions:
1.1.1. Continental Championships (FS and WW U15, U17, U20, U23 and Senior).
1.1.2. World Championships (FS and WW U17, U20, U23 and Senior)

1.2. An athlete who was eligible for selection but was not selected may appeal against the decision of the Selection Panel only on the grounds that:

1.2.1. There has been a failure to follow the applicable selection process. The Selection Appeals are on this limited ground only and must not be seen as an opportunity to dispute the opinion of the selection panel where they have followed the proper procedure. In reaching their decision the selection panel are acting as experts and athletes agree that in so doing, the panel will exercise judgment and discretion which are not in themselves capable of challenge.

1.2.2. There are no appeals allowed against the content of the published selection criteria and therefore against the actions of the selection panel, provided they follow the selection criteria.

1.3. An appeal must be made, in writing, by e-mail to the Chair of the Selection Appeals Panel (via admin@britishwrestling.org) within 24 hours of the selection being announced or communicated to the athlete, whichever is later. Any notice of appeal must state the grounds, from clause 11.2 of this policy, on which the appeal is being lodged together with any evidence that the athlete relies on.

1.4. The Chair of the Selection Panel will confirm receipt of the notice of appeal ordinarily within 48 hours of receipt.

1.5. If, in the reasonable view of the Chair of the Selection Panel, the appeal may affect an athlete other than the appellant (a Third Party), e.g., where it may involve the deselection of an athlete if the appealing athlete is selected in their place, then the Chair must provide the grounds of appeal to any such persons as soon as possible. The Third Party will be invited to make a written submission on the merits of the appeal, and (if the Third Party accepts that invitation) the Arbitrator will provide the Third Party with copies of all relevant documentation as soon as reasonably practicable and set a deadline for the Third Party’s written submissions (if any are to be filed). The Third Party will have the same right to be heard as the appellant before the Arbitrator, save that the deadlines imposed may be shorter if necessary in the circumstances. As the decision of the Arbitrator will determine the rights of any Third Party (not just the appellant), the Third Party is prohibited from raising again (by way of a separate or further appeal) matters that have already been decided on by the Arbitrator.

1.6. As soon as possible, and in any event no later than within 3 working days of receiving the appeal, the Chair of the Selection Panel will lodge the Appeal with Sport Resolutions (UK) (a trading name of The Sports Dispute Resolution Panel Ltd - Company No. 3351039). The Appeal shall be governed by the Arbitration Act 1996 and Sport Resolutions (UK)’s Appeal Arbitration Rules, which Rules are deemed to be incorporated by reference to this clause. Where there is contradiction
between Sport Resolutions (UK)'s Appeal Arbitration Rules and this Policy, this Policy will take precedence. The decision of the arbitrator shall be final and binding on all concerned. The arbitrator may not select or de-select an athlete and may only refer the matter back to the Selection Panel if an appeal is upheld.

1.7. Timeline: The Appellant, British Wrestling and any Third Party will submit any evidence for the appeal to the arbitrator by **5pm UK time on the fourth working day** after notification of the appeal to Sport Resolutions (UK) by the Chair of the Selection Panel. The arbitrator will communicate their decision by **5pm UK time on the third working day** after receiving evidence from all parties.

1.8. Appeals will ordinarily be conducted based on the written submissions of the appellant and the relevant first instance Selection Panel, and any Third Party (if any), without an oral hearing, the calling of witnesses or the giving of oral evidence. If the Arbitrator determines that the circumstances warrant the holding of an oral hearing, the parties will be invited by the Arbitrator to be heard by video or telephone conference (i.e., not in person) at a specified date and time.

1.9. An athlete seeking to appeal will be required to pay to British Wrestling a deposit of £200 towards the cost of using Sport Resolutions’ services, which must be paid at the same time as the grounds of appeal are provided. This sum will be reimbursed to the athlete in the event that the appeal succeeds but will otherwise be forfeited.