



BASEBALL
WA

Reported Person & Tribunal Procedures

1 JULY 2026

BASEBALL WA TRIBUNAL PANEL

1.1 ESTABLISHMENT

- 1.1.1 These Tribunal Procedures are established to provide a transparent and consistent framework for addressing misconduct, disciplinary matters and complaints for the Baseball WA Tribunal.
- 1.1.2 They are intended to work in conjunction with the Baseball Australia National Integrity Framework of policies that are designed to protect the integrity of sport by upholding the standards and values of Baseball and ensuring the safety of all participants.
- 1.1.3 These procedures aim to promote accountability, respect and fair play across all levels of baseball in Western Australia by setting out clear processes for managing matters of concern and in doing so, they seek to maintain confidence in the governance of baseball, protect the reputation of the sport and foster a safe environment for all.

1.2 OBJECTIVES

- 1.2.1 Ensure all Clubs, Members, Players and Spectators observe the Rules of the Game, Baseball Australia's Policies, and Baseball WA's Policies, Regulations and By-laws;
- 1.2.2 Ensure that Baseball is played competitively and in the spirit of fair play and integrity within the Rules;
- 1.2.3 Provide an impartial, fair and effective system that sets out procedures for the administration and determination of Ejections and Reports from Gameday related incidents;
- 1.2.4 Ensure consistency and transparency on matters involving outcomes determined by the policy;
- 1.2.5 To impose penalties which are both appropriate yet designed to deter conduct which will be classified as an Offense under this document.

1.3 SCOPE

- 1.3.1 The decisions made by the Baseball WA Tribunal applies to, but is not limited to:
 - (a) All Players, Members, Volunteers and Officials that participate in Baseball WA Competitions;
 - (b) All Players, Members, Volunteers and Officials that participate in Competitions, Tournaments or Events that are Sanctioned or Regulated by Affiliated Associations;
 - (c) Clubs and Affiliated Associations
 - (d) Spectators that attend Baseball WA sanctioned games and events.

1.4 FUNCTIONS

- 1.4.1 The primary function of the Baseball WA Tribunal is to hear and determine any Reportable Offence referred to it by an Umpire, Club or Official where it is alleged to have committed an offence as outlined within this document. A matter will be referred to the Tribunal if:
- (a) An individual is charged with a 'Direct to Tribunal' Offence
 - (b) An individual has been offered an Early Guilty Plea but elects to contest the charge
- 1.4.2 The Baseball WA Tribunal may impose sanctions, supervisions and restriction of duties on an individual as well as financial penalties to clubs and associations.
- 1.4.3 The Baseball WA Tribunal may impose Provisional Action on an individual during an investigation into their conduct. This may be for any period as deemed necessary but limited until the completion of Tribunal proceedings (including appeal).
- 1.4.3 Aggravating and Mitigating factors should be considered in all outcomes.

1.5 NATIONAL INTEGRITY FRAMEWORK INTEGRATION

- 1.5.1 The Baseball WA Tribunal will refer on to Baseball WA's Integrity Manager any complaints or alleged breaches related to Prohibited Conduct covered under the Baseball Australia National Integrity Framework that is uncovered throughout the Tribunal Process.
- 1.5.2 The Baseball WA Tribunal may hear complaints or alleged breaches related to Prohibited Conduct that have been referred to it via Baseball WA's Integrity Manager and will be heard in conjunction with the National Integrity Framework policies.

The National Integrity Framework has been developed by Sport Integrity Australia and is made up of the following five policies:

- (a) Safeguarding Children and Young People Policy
- (b) Competition Manipulation and Sport Gambling Policy
- (c) Improper Use of Drugs and Medicine Policy
- (d) Member Protection Policy
- (e) Complaints, Disputes and Discipline Policy

BEHAVIOURAL MANAGEMENT

2.1 EXPECTED CONDUCT

- 2.1.1 As a condition of participation in baseball in Western Australia all applicable persons, clubs or associations agree to comply with the rules, regulations and policies of Baseball WA and must, at all times, refrain from:
- (a) Conduct which may harm a Club member or official
 - (b) Conduct that is unbecoming of a Club member or official
 - (c) Conduct that may bring the sport of baseball into disrepute

2.2 ZERO TOLERANCE – COMMUNITY ACCREDITED UMPIRES

- 2.2.1 Community Umpires, designated by wearing a Green Shirt, cannot be intimidated in any way.
- 2.2.2 It is expected that members, officials and spectators show support for their team but cannot take any action that directly or indirectly conveys dissent or negative connotation towards any action of a Community Umpire including;
- (a) arguing, commenting, gesticulating, or communicating in any manner that may convey to the umpire negativity in any form
 - (b) Comments or actions directed at their own team which may be overheard or witnessed by the umpire are indirect communication
- 2.2.3 The Community Umpire has the authority to immediately cease the game until the club of the offending person(s) take action to remove the offending person(s) from the vicinity of the playing and spectating area.
- 2.2.4 Baseball WA will enforce 'zero tolerance' to ensure that Coaches and Managers take a proactive role in eliminating Umpire abuse.

PENALTY: A mandatory 2 game penalty will apply for breach of this regulation.

2.3 UMPIRE ABUSE

- 2.3.1 If, in the umpire's opinion, a player or team official:
- (a) abuses an umpire
 - (b) displays dissent towards an umpire
 - (c) argues judgement decisions (e.g. balls/strikes, out/safe, fair/foul etc.); or
 - (d) otherwise shows disrespect towards any of the umpires

RECOMMENDATION: That individual should be ejected from the game.

2.4 JUNIOR AGE PLAYERS (AGED 16 & BELOW)

- 2.4.1 Umpires are encouraged to attempt to engage team coaches and officials to resolve behaviour issues as listed above (Umpire Abuse) prior to ejecting any player.
- 2.4.2 Umpires are mandated to enforce immediate ejection for the following severe offenses;
- (a) Fighting or Charging the Mound – Deliberate with intent to fight or engage in physicality.
 - (b) Malicious Contact – Initiating deliberate, flagrant physical contact.
 - (c) Targeting Batters – Intentionally throwing at a batter after warnings have been issued.
 - (d) Physical Abuse of Officials – Pushing, shoving, spitting, or using violent physical contact.
 - (e) Possession of Contraband – Bringing illegal substances or alcohol or tobacco onto the field or dugout.
 - (f) Using an Illegal Bat or Foreign Substances – Being caught using altered, corked, or non-compliant bats. No player may apply any foreign substances to a baseball, deface the ball or have foreign substances on their person. Exception: Rosin

RECOMMENDATION: Engage with team coaches and officials to resolve.

2.5 BENCH CLEARING / MELEE RULES

2.5.1 Players and coaches must not leave their position to engage in any physical altercation.

2.5.2 Definitions;

(a) Melee – A hand-to-hand fight or wrestling involving a handful of players

(b) Bench Clearing – An escalation where players, substitutes and coaches abandon their position to enter the playing area and engage

2.5.3 In order to reduce the likelihood of altercations escalating further into a melee a '**Third Player in Rule**' will apply;

(a) A third player must not get involved in a fight or altercation between two other players regardless of their intentions.

PENALTY: Third Player In – 2 Games.

2.5.4 If a melee occurs, the umpire-in-chief must report that occurrence to the Baseball WA Competitions Manager by 5pm the next business day after the game for referral to the Tribunal Chairperson.

2.5.5 If the Tribunal Chair finds that a team has been involved in a melee, then that team's Club:

CLUB PENALTY: \$1,000 Fine

2.5.6 Persons involved in a melee may still be reported for their individual action pursuant to Baseball WA Judiciary Procedures.

2.6 POWER TO PERMANENTLY REMOVE REGISTRATION OR MEMBERSHIP

- 2.6.1 Where the Tribunal is comfortably satisfied that a Relevant Person has committed a Serious Breach, or has engaged in repeated breaches over time, the Tribunal may impose a sanction of permanent removal from registration, membership, accreditation, appointment, participation, or any other involvement with Baseball WA.
- 2.6.2 For the purpose of this Policy, permanent removal may include, but is not limited to:
- (a) cancellation of the person's current Baseball WA registration or membership
 - (b) permanent ineligibility to register, play, coach, officiate, volunteer, administer, spectate in an official capacity, or otherwise participate in Baseball WA sanctioned competitions, programs, events or activities
 - (c) prohibition from holding any position, role, accreditation, appointment or authority within Baseball WA, an affiliated club, association, program or competition
 - (d) removal from any Baseball WA representative, pathway, committee, volunteer, coaching, umpiring, administrative or official role
 - (e) notification to the person's club, relevant affiliated bodies, Baseball Australia, Sport Integrity Australia, or other relevant sporting or regulatory bodies where permitted or required by law, policy or regulation

2.7 PERSISTENT OR SERIOUS OFFENDING

- 2.7.1 The Tribunal must consider permanent deregistration where:
- (a) the breach involves serious harm, abuse, neglect or risk to a child or young person
 - (b) the breach involves serious violence, sexual misconduct, serious harassment, serious intimidation, or serious discriminatory or vilifying conduct
 - (c) the person has breached a suspension, direction or other Tribunal order
 - (d) the person has previously been sanctioned for similar conduct and has reoffended
 - (e) the person has accumulated four or more substantiated breaches within a five-year period
 - (f) the Tribunal considers that no lesser sanction would adequately protect participants, officials, clubs, Baseball WA, or the reputation and integrity of the sport

RECOMMENDATION: Permanent Deregistration

- 2.7.2 For clarity, this clause does not require the Tribunal to impose permanent deregistration in every case. However, where one or more of the above factors are present, the Tribunal must expressly consider whether permanent deregistration is appropriate and record its reasons.

2.7 DEREGISTRATION WARNING

2.7.1 Baseball WA will use reasonable endeavours to notify the person and their club in writing that they face the risk of Deregistration should the following occur:

- (a) the person has accumulated three breaches within a five-year period
- (b) the person has served a total of ten (10) games of suspension within a five-year period

2.8 APPLICATION FOR REINSTATEMENT

2.8.1 A person who has been permanently removed may not apply for reinstatement unless:

- (a) at least five years have passed from the date of permanent removal
- (b) the person can demonstrate exceptional circumstances

2.8.2 Baseball WA may reject an application for reinstatement unless satisfied that:

- (a) the person has accepted responsibility for the conduct
- (b) the person has demonstrated genuine rehabilitation
- (c) the person has completed any education, counselling, behaviour management, safeguarding or other requirements imposed by Baseball WA
- (d) the person is unlikely to reoffend
- (e) the person does not pose an unacceptable risk to any participant, child, young person, official, volunteer, club or member of the baseball community
- (f) reinstatement would not undermine confidence in Baseball WA's disciplinary system or the reputation and integrity of the sport

2.8.3 Baseball WA may impose conditions on any reinstatement, including probation, education, supervision, role restrictions, no-contact conditions, exclusion from junior baseball, or any other condition considered appropriate.

TRIBUNAL PANEL PRE HEARING PROCEDURES

3.1 REPORTING PROCEDURES

- 3.1.1 Only League Officials, Umpire Officials or Club President's are permitted to lodge a Report on any player, club or club official who commits or engages in conduct which may result in a Reportable Offence as per the Rules of Baseball, Baseball WA By-Laws, Regulations or Policies.
- 3.1.2 Reports must be submitted to BWA Competitions Manager by 5pm the next business day following the game.
- 3.1.3 Club Reports submitted by a Club President or Committee Member must include the payment of a \$250 bond that will be refunded if the matter is upheld.
- 3.1.4 Reports should be submitted on the template provided in the appendix

3.2 THE COMPETITION MANAGER

- 3.2.1 The Baseball WA Competition Manager has administrative responsibility in the dispute resolution process and shall:
 - (a) abide by these procedures
 - (b) be the point of contact for all referrals or incident reports
 - (c) keep a register of decisions
 - (d) provide penalty offers based on reports to ejected players
 - (e) refer to judiciary substantiated reports that require direct to judiciary
 - (f) provide a copy of any information and documents to the Tribunal, Clubs, Reported Person and Complainant

3.3 PENALTY OFFER, REPRIMAND OR DISMISSAL

- 3.3.1 The Competitions Manager (or Tribunal Chairperson) shall consider the Report as prima facie evidence and will notify the reported person of the following:
 - (a) **DISMISSAL/REPRIMAND** – Dismiss the charge(s) when there is insufficient evidence in the Report to sustain a charge or provided a reprimand when no further action is required.
 - (b) **PENALTY OFFER** – Determine the severity of the charge(s) set forth by the Report and offer a penalty on the Reported Person based on the recommended penalties
 - (c) **JUDICIARY** – In the event that the Competitions Manager categorizes an offence for which the Recommended Table of Penalties list 'Judiciary' as the recommended penalty – or the charge is not listed on the Recommended Table of Penalties – the Competitions Manager (or Tribunal Chairperson) may refer such offences to the Tribunal for a hearing.

3.4 THE REPORTED PLAYER

- 3.4.1 The reported person must complete and submit a report form by 5pm the next day following an ejection.
- 3.4.2 If the reported person receives a Penalty Offer:
- (a) If the Reported Person fails to provide a response to a Penalty Offer by the stated deadline, then the Penalty Offer shall stand, however, the full penalty will be applied and shall be served immediately.
 - (b) If the Offer is Accepted, then the reduced suspension will be applied and shall be served immediately
 - (c) If the Offer is Rejected, then the matter will be referred to the Tribunal Panel for a Judiciary Hearing.
- 3.4.3 If reported person is unable to attend the judicial hearing, their club must notify the Tribunal Chairperson stating the reasons and the following may apply:
- (a) The hearing is rescheduled and a Temporary Sanction will apply until the matter is heard
 - (b) In the absence of a reasonable excuse, or if the reported person fails to attend the hearing, then the hearing will proceed in the reported persons absence and be determined based on written evidence.
- 3.4.4 The reported player must supply all written evidence and list of witnesses to the Competition Manager by 5pm the day before the judiciary hearing.

3.5 THE COMPLAINANT

- 3.5.1 The complainant is not required to but may attend the judiciary hearing.

3.6 ADVOCATES

- 3.6.1 The Reported Person or the Complainant (if they are under 18 years of age), may have an advocate speak on their behalf at the judiciary hearing. The advocate shall assume control of the Reported Person's defence and the Reported Person will not be permitted to speak unless to give evidence on their own behalf.
- 3.6.2 The Competition Manager must be notified by 5 pm the day before the judiciary hearing of any advocates.
- 3.6.3 Advocates are not Legal practitioners. Legal practitioners are not permitted to appear before or represent a party unless in their personal capacity as a Complainant or Reported Person or otherwise with the agreement of all parties to the dispute.

3.5 THE TRIBUNAL CHAIRPERSON

- 3.5.1 The Tribunal Chairperson (or Competitions Manager) shall form the Tribunal Panel and determine a date and time for the Judiciary Hearing.
- 3.5.2 The Judiciary Hearing is fixed and cannot be changed, except at the discretion of the Tribunal Chairperson.
- 3.5.3 If the Tribunal Chairperson is unable to attend a Tribunal hearing, one of the attending Tribunal members shall perform the role of Chairperson in accordance with these Tribunal Procedures.

JUDICIARY HEARING PROCEDURES

4.1 ORDER OF PROCEEDINGS

4.1.1 Unless otherwise determined by the Tribunal Chairperson, the order of proceedings shall be:

- (a) **INTRODUCTION** – The Tribunal Chairperson shall introduce the Tribunal Panel Members and inform all parties of the order of proceedings. All parties will then be asked to leave the Tribunal Hearing until called upon by the Tribunal Panel.
- (b) **COMPLAINANT** – The Complainant or their advocate, if they choose to attend, shall provide their evidence and may leave the judiciary hearing once their evidence is given unless otherwise requested by the panel.
- (c) **REPORTED PERSON / RESPONDENT** – The reported person or their advocate shall provide evidence. If the respondent agrees with the complaint, they can provide evidence to mitigate any disciplinary penalty.
- (d) **WITNESSES** – Witnesses shall be called to provide their evidence and may leave the judiciary hearing once their evidence is given. The Tribunal may limit the number of witnesses present to those who are providing new evidence
- (e) **CONSIDERATIONS** – The Tribunal Panel shall consider the evidence in private and determine that the complaint can be substantiated under balance of probabilities. **NOTE:** Unlike criminal courts that require proof beyond a reasonable doubt, sports tribunals determine guilt based on whether it is more likely than not that the infraction occurred.
- (f) **DELIBERATIONS** – The Tribunal Panel will consider any aggravating factors (such as previous suspensions or lack of remorse) and mitigating factors (such as acceptance of guilt) in determining a penalty if applicable.
- (g) **GRADING** – Using the Schedule of Penalties, offenses are graded to reflect the level of culpability or carelessness.
- (h) **JUDGMENT** – The Tribunal Chairperson shall either inform the Reported Person of the outcome or reserve its decision.

4.2 NOTICE OF OUTCOME

4.2.1 The Tribunal Chairperson shall complete the ***Notice of Decision Form*** and provide to the Competition Manager who will forward the decisions to the Reported Persons Club and the WA Baseball Umpires Association (WABUA).

4.2.2 The Tribunal does not provide reasons for its decisions.

APPEAL TRIBUNAL

5.1 JURISDICTION

- 5.1.1 No Tribunal Panel members who sat on the panel is eligible to sit on the Appeal Tribunal
- 5.1.2 The Appeal Tribunal only has jurisdiction to hear appeals from Clubs and Affiliated Associations when their regulations formally allows for them to refer the appeal to Baseball WA
- 5.1.3 The Appeal Tribunal has no jurisdiction to consider appeals from a Determination of Baseball WA's outcomes via the National Integrity Framework Processes.

5.2 GROUNDS OF APPEAL

- 5.2.1 An appeal to the Appeal Tribunal may only be made on one or more of the following grounds:
- (a) The respondent (Reported Person) was not afforded a reasonable opportunity to be heard.
 - (b) The determination was affected by bias or conflicts of interest
 - (c) The sanction imposed was manifestly excessive or lenient
- 5.2.2 An appeal may only be brought by:
- (a) The Club or Association that is directly affected by the decision being appealed
 - (b) The Club or Association where a Participant is the subject of the decision being appealed.
 - (c) The Participant who is subject of the decision being appealed
 - (d) Baseball WA
- 5.2.3 An appeal may not be lodged by a Person, Club or Association that is unfinancial with Baseball WA.
- 5.3.4 An appeal must be lodged within 7 days of receiving written notice of a decision on the ***Notice of Appeal Form*** to Baseball WA's Competition Manager accompanied by the specified Appeal fee as follows:

Appellant	Fee
Club or Association	\$660
Individual	\$330

- 5.3.5 The request for appeal must specify the grounds upon which the appeal is brought, including particulars relating to such ground(s) in accordance with 5.2.1.

5.3 APPEALS PANEL

- 5.3.1 The Appeals Panel shall consist of three (3) persons who must be independent of the original Tribunal Panel.
- 5.3.2 The Competition Manager shall forward the Notice of Appeal Form and all other supporting documents, including the outline of the grounds established by the Appellant in the Notice of Appeal Form to the members of the Appeals Panel.
- 5.3.3 The appeal is not a rehearing of the matter unless the Appeals Panel determines that a rehearing is necessary in the interest of fairness and will then refer the matter back to the Tribunal.
- 5.3.3 The Appeals Panel may:
- (a) Confirm the original determination
 - (b) Vary the sanction imposed
 - (c) Set aside the determination
 - (d) Refer the matter back to the Tribunal for rehearing
 - (e) Make any other order reasonably necessary to ensure a fair and proper outcome.
- 5.3.4 There shall be no Appeal of the Appeal Panel findings.

JUNIOR AGED PLAYERS (AGED 16 & BELOW)

6.1 JUVENILE PENALTIES

- 6.1.1 Baseball WA recognises that juvenile players are still developing physically, emotionally and socially, and that disciplinary outcomes for juvenile players should, where appropriate, focus on education, accountability, rehabilitation, and safe reintegration into baseball.
- 6.1.2 This section applies where a person charged with an offence under this Policy was aged 16 years or under at the time of the alleged conduct.
- 6.1.3 Juvenile penalties should be proportionate, educative and protective, with exclusion from baseball used only where necessary to protect participants, preserve competition integrity, or respond to serious or repeated misconduct.

6.2 GUIDING PRINCIPLES

- 6.2.1 When determining an allegation or penalty involving a juvenile respondent, the Tribunal must have regard to:
- (a) the age, maturity and developmental stage of the juvenile respondent
 - (b) the seriousness of the conduct and any actual or potential harm caused
 - (c) whether the conduct was intentional, reckless, impulsive, retaliatory or accidental
 - (d) whether the juvenile respondent understood the nature and consequences of their conduct
 - (e) any prior disciplinary history or pattern of behaviour
 - (f) any remorse, apology, acceptance of responsibility or willingness to undertake education
 - (g) the role of any adult, coach, official, parent, spectator or team environment in contributing to the incident
 - (h) the need to protect other players, officials, umpires, volunteers and spectators
 - (i) the best interests, safety and wellbeing of all children and young people involved
 - (j) the need to maintain public confidence in Baseball WA competitions and disciplinary processes

6.3 PENALTY APPROACH

- 6.3.1 The Tribunal should not automatically impose the same penalty on a juvenile respondent as would be imposed on an adult respondent for the same or similar conduct.
- 6.3.2 Where appropriate, the Tribunal may impose education-based, restorative or behaviour-focused outcomes, including but not limited to:
- (a) a formal warning or reprimand
 - (b) a written or verbal apology
 - (c) completion of an approved education program
 - (d) a behaviour agreement or return-to-play plan
 - (e) a suspended penalty
 - (f) a period of probation
 - (g) club-supervised mentoring or monitoring
 - (h) a suspension from matches or baseball activities
 - (i) conditions on participation, registration or attendance
 - (j) any other sanction considered appropriate in the circumstances

6.4 SERIOUS OR REPEATED MISCONDUCT

- 6.4.1 Nothing in this section prevents the Tribunal from imposing a significant suspension, deregistration, exclusion, or other protective sanction where the conduct:
- (a) involved serious violence, threats, intimidation or abuse
 - (b) caused or risked causing significant physical or psychological harm
 - (c) involved discriminatory, vilifying, bullying, harassing or sexually inappropriate behaviour
 - (d) involved repeated offending or a failure to comply with previous sanctions or behaviour agreements
 - (e) involved retaliation against a complainant, witness, umpire, official or participant
 - (f) created an unacceptable risk to the safety or wellbeing of others
- 6.4.2 In serious cases, the protection of participants and the integrity of baseball may outweigh the preference for education-based or rehabilitative outcomes.

6.5 HEARING PROCEDURES FOR JUVENILE RESPONDENTS

6.5.1 Where the respondent is aged 16 years or under:

- (a) Baseball WA must take reasonable steps to notify the juvenile respondent's parent or guardian
- (b) the juvenile respondent must be permitted to have a parent, guardian or approved support person present
- (c) the Tribunal should conduct the hearing in a manner that is appropriate to the age and maturity of the juvenile respondent
- (d) the allegations and possible consequences should be explained in plain language
- (e) questioning should be respectful, non-intimidating and, where appropriate, directed through the Tribunal Chair
- (f) the matter should be dealt with confidentially and with regard to the privacy of all children and young people involved
- (g) the Tribunal may modify the procedure where necessary to protect the welfare of a child or young person, provided procedural fairness is maintained

6.6 SAFEGUARDING AND REFERRAL

6.6.1 Where a matter involving a juvenile respondent raises child safeguarding concerns, including abuse, bullying, harassment, discrimination, sexualised conduct, grooming, intimidation, or risk of harm to a child or young person, Baseball WA may refer the matter to the appropriate safeguarding, integrity, law enforcement, child protection or regulatory authority.

6.6.2 The Tribunal may adjourn, suspend or modify its process where necessary to ensure that safeguarding obligations are met.

6.7 RECORD KEEPING AND CONFIDENTIALITY

6.7.1 Disciplinary records involving juvenile respondents must be managed confidentially and used only for legitimate disciplinary, safeguarding, competition management or legal purposes.

6.7.2 Baseball WA should not publicly identify a juvenile respondent unless required by law, necessary for safeguarding reasons, or otherwise determined by Baseball WA to be in the best interests of the safety and integrity of baseball.

TABLE OF PENALTIES / GRADING MATRIX

7.1 CLASS A – GENERAL MISCONDUCT

7.1.1 The following Recommended Table of Penalties sets forth recommended ranges which may be offered to reported person:

- (a) Reports are not restricted to an offence listed in the Table.
- (b) Offences towards Umpires should be graded higher than if made to another person
- (c) The conduct of Auditory Offences should be graded as follows:
 - i. Threatening – High/Extreme
 - ii. Abusive/Obscene – Medium
 - iii. Insulting - Low

7.1.2 Class A - Recommended Penalties Table.

STANDARD RANGE OF PENALTIES	
Auditory Offences – Using Abusive, Insulting, Threatening of Obscene Language towards another person or an Umpire	1-6 Games
Equipment Abuse – An act of aggression utilising playing equipment and/or directed at facilities that damages property	1-6 Games
Dissent – Any conduct that undermines the umpires ability to officiate and control a game including arguing judgment calls, disobeying and umpire’s direction and/or discourteous or disrespectful behaviour directed at an umpire.	1-6 Games
Touching an Umpire – Any intentional, unwanted physical contact with an umpire.	3-6 Games
Unsportsmanlike conduct – Any conduct not otherwise covered in this section that is not in the spirit of the game or is otherwise unbecoming of a person involved in baseball. May include breaches of code of conduct, or otherwise bringing the game into disrepute.	1-12 Games

7.2 CLASS B – DANGEROUS ACTS

7.2.1 The following Recommended Table of Penalties sets forth recommended ranges which may be offered to reported person:

- (a) Reports are not restricted to an offence listed in the Table.
- (b) Offences towards Umpires should be graded higher than if made to another person
- (c) The conduct should be graded as follows:
 - i. Intentional – High/Extreme
 - ii. Careless – Medium
 - iii. Attempting – Low
- (d) The Impact Guidelines are as follows:
 - i. Low – Minimal to no impact and person suffered no or minimal ongoing issues
 - ii. Medium – Some impact and person left the game for a period of time, some ongoing treatment required, and/or may miss games.
 - iii. High – Major impact and person was unable to continue in their capacity for the remainder of the game, major ongoing issues that require medical intervention and may miss games
 - iv. Extreme – Major impact with serious injury to the person, likely to miss a significant number of games.

7.2.2 Class B - Recommended Penalties Table.

STANDARD RANGE OF PENALTIES	
Spitting – Spitting on or at any individual	1-6 Games
Rough Conduct and/or Dangerous Play – a person engages in intentional or careless conduct that is likely to cause injury to an opposing player or official. Includes intentionally throwing at a batter, tripping, barging or sliding that is outside the rules of the game	3-12 Games
Striking – Intentionally striking another person in any way. May include attempting to strike where an intentional, but unsuccessful attempt to strike another person occurred.	8-12 Games
Participating in a Melee or Wrestling – An incident involving persons who are grappling or otherwise struggling with one another, and which is likely to bring the game of baseball into disrepute.	6-12 Games
Melee – ‘3rd Person In’ Rule - A third player must not get involved in a fight or altercation between two other players regardless of their intentions.	2 Games
Bench Clearing – An escalation where players, substitutes and coaches abandon their position to enter the playing area and engage	1-8 Games

7.3 SERIOUS BREACHES

- 7.3.1 Conduct which, in the opinion of the Baseball WA Competition Manager and/or Tribunal Chairperson, amounts to sufficiently serious will be referred directly to the Tribunal and no penalty offer provided.

7.4 GUIDELINES FOR PERMANENT DEREGISTRATION

- 7.4.1 To clarify the expected thresholds for Permanent Deregistration:
- (a) the Tribunal Outcomes results in the person receiving a single sanction of twelve (12) or more games that does not included suspended penalties
 - (b) the person has cumulative sanctions of sixteen (16) or more games that does not included suspended penalties within a five-year period
 - (c) the person has accumulated four or more substantiated breaches within a five-year period

7.5 BREACH OF JUDICIARY ORDER

- 7.5.1 Where a person or a club **knowingly** breaches an order previously given by the Tribunal Panel the following sanctions may apply:
- (a) **Reported Person** – Permanent Deregistration
 - (b) **Club** – minimum \$1,000 fine

APPENDIX

**BASEBALL WESTERN AUSTRALIA
TRIBUNAL - PENALTY OFFER**

Penalty Offer

Attn: John Doe
c/o- XYZ Baseball Club
By email: xyz.president@club.com

Report Notice

1. Baseball Western Australia (**Baseball WA**) Competitions Manager has received an **Ejection and/or Report Form** under its **Reported Person & Tribunal Policy** outline the circumstances surrounding your ejection during the game between **123 club and 456 club in xyz grade on xx/xx/xxxx**, as outlined below. A copy of the Reported Player & Tribunal Policy is available at <https://www.baseballwa.com.au/governance--policies.html>
2. As Competitions Manager under the Policy, I have a resolution for you under the Penalty Offer Process.

Allegations

3. The Ejection & Report Form was lodged by **Umpire Name** and received by Baseball WA on **27 April 2022**.
4. It is reported that you:
 - a. **Insert relevant information here.**
5. As a result of the above ejection, it is reported that you have consequently made the following offence:
 - a. Class A
 - b. Class B
 - c. Class C

Sanction

6. If an offence of the type outlined in the Ejection & Report Form was fully proven, Baseball WA would ordinarily impose the following sanction:
 - a. **A direction to attend counselling or training to address your behaviour;** and
 - b. A suspension from participating in Baseball WA events and activities (including but not limited games in any other Baseball WA league or affiliated league) for a period of **x games**
7. In accordance with the Policy, to resolve the Report using the Penalty Offer Process, if you accept the alleged breach occurred without a hearing, Baseball WA will offer you a sanction as follows:
 - a. **A direction to attend counselling or training to address your behaviour;** and
 - b. A suspension from participating in Baseball WA events and activities (including but not limited to games in any other Baseball WA league or affiliated league) for a period of **y games**

Decision

8. You are entitled to decide whether to accept your alleged offence occurred, and the proposed sanction that will be imposed by Baseball WA set out at paragraph 7, or alternatively to dispute the Offence and/or proposed sanction.
9. If you dispute the alleged offence and/or proposed sanction, the Penalty Offer will be referred to a hearings tribunal for determination under the Policy.

Notification

10. Please advise me of your decision within 3 days of the date of this letter, failing which you will be deemed to have accepted the breach occurred and the proposed sanction will automatically commence.
11. Unless you dispute the alleged offence and/or proposed sanction, the proposed sanction will commence at the earlier of the date you notify me of your acceptance, or the end of the date 4 days from the date of this letter.
12. If you have any questions in relation to this Penalty Offer, I can be contacted by telephone on **xxxx xxx xxx** or by email at **competitions@baseballwa.asn.au**

Yours faithfully

Insert name

Competitions Manager

===EMAIL TEMPLATE==

Dear **John Doe**,

I am writing to inform you that a report made in accordance with the Baseball WA Reported Person & Tribunal Policy has been received by Baseball WA.

In my role as Competitions Manager in respect of that ejection, I have determined that a Penalty Offer process should be pursued.

I therefore attach a Penalty Offer for your consideration.

If you dispute the alleged offence and/or proposed sanction, the Penalty Offer will be referred to a hearings tribunal for determination under the Policy.

Please confirm within 3 days whether you wish to accept or reject the proposed sanction set out in the attached letter.

BWA Ejection and/or Report Form

A report must be submitted to the Competitions Manager after any game which any participant has been ejected by 5 pm the next business day after the completion of the game. Please report only the facts of the incident and not your opinions and if additional space is needed please use blank paper.

Reporting person: _____	Role: _____	
Contact Email: _____	Number: _____	
Witnesses: _____	Role: _____	
Reported person: _____	Role: _____	
Grade: _____	Home Team: _____	Visiting Team: _____
		Favour of: _____
Date: _____	Score: _____	Time: _____
Innings: _____	Outs: _____	

Describe any situation that led up to the ejection and/or incident:

Describe any action taken and any unusual circumstances (be specific about language, gesture, contact):

Game Time delay:

Describe any relative events that took place after the incident:

In your opinion does this incident warrant further disciplinary action? _____

(Reporting Person's Signature)

BWA TRIBUNAL – NOTICE OF DECISION FORM

This form is to be used by the Tribunal to provide a summary of the proceedings and outcomes.

REPORTED PERSON: _____ COMPLAINANT: _____ UMPIRE: _____ DATE OF INCIDENT: _____	CLUB: _____ CLUB: _____ GRADE: _____ VENUE: _____
--	--

TRIBUNAL DATE: _____ CHAIRPERSON: _____ PANEL MEMBER: _____ PANEL MEMBER: _____ WITNESS: _____ WITNESS: _____	VENUE: _____ START / END: _____ ADVOCATE: _____ ADVOCATE: _____ WITNESS: _____ WITNESS: _____
--	--

CATEGORISATION: _____ IMPACT RATING: _____ PENALTIES: _____ _____ _____ _____	GRADING: _____ FINES: _____ _____ _____ _____
---	---

LIST OF REPORTS RECEIVED PRIOR TO HEARING:

PENALTY OFFER PROVIDED PRIOR TO HEARING:

CONSIDERATIONS:

ADDITIONAL EVIDENCE PROVIDED AT HEARING:

DELIBERATIONS:

MITIGATING CIRCUMSTANCES:

Is the player 16 years of age or younger? If yes, referred to Junior Aged Player Principles.

AGGRAVATING CIRCUMSTANCES:

Does the reported person have any sanctions within the last 5 seasons?

Number of suspensions:

Cumulative length of suspensions:

Any other aggravating factors:

GRADING:

JUDGEMENT: