

MEMBER PROTECTION

PART E – REPORTING FORMS

**Adopted by NSW Netball Association Ltd Board Meeting on
15th April 2008**

**Amended by NSW Netball Association Ltd Board Meeting on
20th April 2010**

TABLE OF CONTENTS

	<i>Page</i>
1. Overview	3
2. Attachment E1 – MPIO’s Record of Complaint	4
3. Attachment E2 – Confidential Record of Formal Complaint	6
4. Attachment E3 – Confidential Record of Child Abuse Allegation.....	9
5. Attachment E4 – Record of Mediation	11
6. Attachment E5 – Record of Tribunal Decision	12
7. Attachment E6 – Incident Report Form.....	14
8. Attachment E7 – Application to Appeal Form.....	16

1. OVERVIEW

To assist in consistency and accuracy in following procedures and reporting on the issues covered by Netball NSW's Member Protection Policy, the following documents are to be used:

ATTACHMENT E1	<i>MPIO's Record of Complaint</i> To be used by MPIO's or others who receive a complaint or allegation.
ATTACHMENT E2	<i>Confidential Record of Formal Complaint</i> To be used when a formal complaint is received by Netball NSW or a District/League Association.
ATTACHMENT E3	<i>Confidential Record of Child Abuse Allegation</i> To be used by MPIO's or others who receive complaints/allegations of child abuse.
ATTACHMENT E4	<i>Record of Mediation</i> To be used by those who conduct mediation.
ATTACHMENT E5	<i>Record of Tribunal Decision</i>
ATTACHMENT E6	<i>Incident Report Form</i>
ATTACHMENT E7	<i>Application to Appeal Form</i>

General principles to be followed when completing a report of a complaint:

- Treat all complaints seriously.
- Deal with complaints promptly, sensitively and confidentially.
- Maintain a calm attitude.
- Ask the Complainant if they will consent to you taking notes.
- Write the description of the complaint/problem using the Complainants own words (as much as is possible).
- Find out the nature of the relationship between the Complainant and the person complained about (for example, coach/competitor, team members, etc) and if there is any relevant history.
- Take a note of the facts and do not pre-judge the situation.
- Ask the Complainant whether they fear victimisation or other consequences.
- Find out what outcome the Complainant wants and if they need any support.
- Ask the Complainant how they want the complaint to be dealt with under the Policy.
- Keep the complaint confidential and do not disclose it to another person without the Complainant's consent except if disclosure is required by law (for example, a report to government authorities) or if disclosure is necessary to effectively deal with the complaint.

ATTACHMENT E1: MPIO's Record of Complaint

Name of MPIO:			Date: / /
Complainant's Name:	<input type="checkbox"/> Over 18 <input type="checkbox"/> Under 18		
Role/status in netball:	<input type="checkbox"/> Administrator (volunteer) <input type="checkbox"/> Parent <input type="checkbox"/> Athlete/player <input type="checkbox"/> Spectator <input type="checkbox"/> Coach/Assistant Coach <input type="checkbox"/> Support Personnel <input type="checkbox"/> Employee (paid) <input type="checkbox"/> Other <input type="checkbox"/> Official		
Location/event of alleged issue:			
Facts as stated by complainant:			
Nature of complaint: (category/basis/grounds) <i>Can tick more than one box</i>	<input type="checkbox"/> Harassment OR <input type="checkbox"/> Discrimination <input type="checkbox"/> Sexual/Sexist <input type="checkbox"/> Selection Dispute <input type="checkbox"/> Sexuality <input type="checkbox"/> Personality Clash <input type="checkbox"/> Race <input type="checkbox"/> Bullying <input type="checkbox"/> Religion <input type="checkbox"/> Verbal Abuse <input type="checkbox"/> Pregnancy <input type="checkbox"/> Physical Abuse <input type="checkbox"/> Disability <input type="checkbox"/> Victimisation <input type="checkbox"/> Child Abuse <input type="checkbox"/> Other		

Feelings expressed by complainant: (completing this may help to separate emotional content from facts)	
What they want to happen to fix the issue:	
What information is provided:	
What they are going to do now:	

This record and any notes must be kept in a confidential place – do not enter it on a computer system. If the issue becomes a formal complaint, this record is to be sent to the MPIO/relevant personnel of Netball NSW or District/League Association (whatever level the complaint was made).

ATTACHMENT E2: Confidential Record of Formal Complaint

Complainant's Name:	<input type="checkbox"/> Over 18 <input type="checkbox"/> Under 18	Date Formal Complaint Received: / /
Role/status in netball:	<input type="checkbox"/> Administrator (volunteer) <input type="checkbox"/> Parent <input type="checkbox"/> Athlete/player <input type="checkbox"/> Spectator <input type="checkbox"/> Coach/Assistant Coach <input type="checkbox"/> Support Personnel <input type="checkbox"/> Employee (paid) <input type="checkbox"/> Other <input type="checkbox"/> Official	
Name of Respondent:	_____	
Is the Respondent a financial member of Netball NSW?	<input type="checkbox"/> Over 18 <input type="checkbox"/> Under 18 <input type="checkbox"/> Yes <input type="checkbox"/> No	
Role/status in netball:	<input type="checkbox"/> Administrator (volunteer) <input type="checkbox"/> Parent <input type="checkbox"/> Athlete/player <input type="checkbox"/> Spectator <input type="checkbox"/> Coach/Assistant Coach <input type="checkbox"/> Support Personnel <input type="checkbox"/> Employee (paid) <input type="checkbox"/> Other <input type="checkbox"/> Official	
Location/event of alleged issue:		
Description of alleged issue:		
Nature of complaint: (basis/grounds/category) <i>Can tick more than one box</i>	<input type="checkbox"/> Harassment <input type="checkbox"/> Sexual/Sexist <input type="checkbox"/> Sexuality <input type="checkbox"/> Race <input type="checkbox"/> Religion <input type="checkbox"/> Pregnancy <input type="checkbox"/> Disability <input type="checkbox"/> Child Abuse <input type="checkbox"/> Other	OR <input type="checkbox"/> Discrimination <input type="checkbox"/> Selection Dispute <input type="checkbox"/> Personality Clash <input type="checkbox"/> Bullying <input type="checkbox"/> Verbal Abuse <input type="checkbox"/> Physical Abuse <input type="checkbox"/> Victimisation

Methods (if any) of attempted informal resolution:	
Support person (if any):	
Formal resolution procedures followed: (outline)	
If investigated: Finding -	
If went to hearing tribunal: Decision - Action recommended -	
If mediated: Date of mediation - Were both parties present - Terms of Agreement - Any other action taken -	
If went to appeals tribunal: Decision - Action recommended -	
Resolution:	<input type="checkbox"/> Less than 3 months to resolve <input type="checkbox"/> Between 3 – 8 months to resolve <input type="checkbox"/> More than 8 months to resolve
Completed by:	Name: Position in Netball NSW/District/League Association: Signature: / /

Signed by:	Complainant: Respondent:
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This record and any notes must be kept in a confidential place. If the complaint is of a serious nature, or is escalated to and/or dealt with at the next level, the original must be forwarded to the higher body (i.e. Netball NSW) and a copy kept at the Netball NSW or District/League Association level (whatever level the complaint was made).

Government agency contacted:	Who: When: Advice provided:
District/League President or Secretary or GM contacted:	Who: When:
Police and/or government agency investigation:	Finding:
Internal investigation: (if any)	Finding:
Action taken:	
Completed by:	Name: Position in Netball NSW/District/League Association: Signature: / /
Signed by:	Complainant: (if not a child)

This record and any notes must be kept in a confidential place and provided to the relevant authorities (police and government) should they require them.

ATTACHMENT E4: Record of Mediation

Present at Mediation:	
Date of mediation:	
Venue of mediation:	
Mediator:	
Summary of mediation: (minutes attached)	
Outcome of mediation:	
Follow-up to occur: (if required)	
Completed by: (signature)	
Signed by: Complainant: (signature) Respondent: (signature)	

This record and any notes must be kept in a confidential place. A copy should be retained by Netball NSW and/or District/League Association (whatever level the complaint was made).

ATTACHMENT E5: Record of Hearings Tribunal Decision

Complainant's Name:		Date Formal Complaint Received: / /
Role/status in netball:	<input type="checkbox"/> Administrator (volunteer) <input type="checkbox"/> Parent <input type="checkbox"/> Athlete/player <input type="checkbox"/> Spectator <input type="checkbox"/> Coach/Assistant Coach <input type="checkbox"/> Support Personnel <input type="checkbox"/> Employee (paid) <input type="checkbox"/> Other <input type="checkbox"/> Official	
Name of Respondent:		
Role/status in netball:	<input type="checkbox"/> Administrator (volunteer) <input type="checkbox"/> Parent <input type="checkbox"/> Athlete/player <input type="checkbox"/> Spectator <input type="checkbox"/> Coach/Assistant Coach <input type="checkbox"/> Support Personnel <input type="checkbox"/> Employee (paid) <input type="checkbox"/> Other <input type="checkbox"/> Official	
Location/event of alleged issue:		
Description of alleged issue:		
Nature of complaint: (basis/grounds/category) <i>Can tick more than 1 box.</i>	<input type="checkbox"/> Harassment OR <input type="checkbox"/> Discrimination <input type="checkbox"/> Sexual/Sexist <input type="checkbox"/> Selection Dispute <input type="checkbox"/> Sexuality <input type="checkbox"/> Personality Clash <input type="checkbox"/> Race <input type="checkbox"/> Bullying <input type="checkbox"/> Religion <input type="checkbox"/> Verbal Abuse <input type="checkbox"/> Pregnancy <input type="checkbox"/> Physical Abuse <input type="checkbox"/> Disability <input type="checkbox"/> Victimisation <input type="checkbox"/> Child Abuse <input type="checkbox"/> Other	

Methods (if any) of attempted informal resolution:	
Support person: (if any)	
Hearings Tribunal Members:	
Hearings Tribunal Date and venue:	
Hearings Tribunal Decision: (attach report)	
Action recommended and any follow up report required:	
Decision Appealed: Date of Appeal lodged:	
Appeal Hearing Date:	
Appeal Decision: (attach report)	
Action Recommended:	
Completed by:	Name: Position in Netball NSW/District/League Association: Signature: / /
Signed by:	Complainant: Respondent:

This record and any notes must be kept in a confidential place. A copy should be retained by Netball NSW and/or District/League Association (whatever level the complaint was made).

ATTACHMENT E6: Incident Report Form

This report sheet is to be completed on incidents occurring within a competition and must be lodged with the relevant official of Netball NSW or the District/League Association in accordance with the specified timeframes.

Date: _____ Competition: _____ Division: _____

Teams: _____ v _____

If the incident is regarding the conduct of a player, please complete the following:

Offending Players Team: _____

Offending Players Position: _____

Offending Players Name: _____

If the incident is regarding the conduct of any other person, please complete the following:

Persons Name: _____ Persons District: _____

CHARGE:

Please tick appropriate offence. If more than one offence, tick all appropriate boxes.

<input type="checkbox"/>	Fighting / striking with a clenched fist.	<input type="checkbox"/>	Using abusive, obscene and/or threatening language.
<input type="checkbox"/>	Striking with an open hand.	<input type="checkbox"/>	Striking with a ball or other object.
<input type="checkbox"/>	Kicking / attempting to kick.	<input type="checkbox"/>	Deliberately tripping an opponent.
<input type="checkbox"/>	Attempting to strike with a clenched fist.	<input type="checkbox"/>	Deliberately elbowing.
<input type="checkbox"/>	Racial / discriminatory abuse.	<input type="checkbox"/>	Undue rough play.
<input type="checkbox"/>	Unsporting conduct, including disputing decisions.	<input type="checkbox"/>	Repeated deliberate infringements.

Please answer the following:

1. Was a warning given to the player during the game? Yes No
2. Was the player suspended for a specified period during the game? Yes No
If yes for how long? (e.g. 3 centres, 1 interval) _____
3. Was the player ordered off (whole game)? Yes No
4. Was the player abusive towards the Official(s) after the game? Yes No
4. If the matter is referred to a Disciplinary Hearing, you may be required to appear and give evidence. Will this cause difficulty for you? Yes No

Please give specifics of the offence (include word for word verbals or swearing) and list any witness/witnesses.

Name: _____ Signature: _____

Contact Information: _____

Signature of Netball NSW and/or District/League Association Official: _____

Date: _____ Time: _____

Netball NSW and/or District/League Association Official Use:

ATTACHMENT E7: Application to Appeal Form

Appellant Information

Information contained in the Application to Appeal Form must be completed in BLOCK letters. Please complete ALL fields.

Contact Details

Association Name: _____

Contact Person: _____

Official Position: _____

Address: _____

Postal Address: _____

Telephone (b/h): _____

Telephone (a/h): _____

Mobile: _____

Fax: _____

Email: _____

1. The appellant appeals pursuant to (insert section and title of Constitution, By-Laws, Competition Rules, administrative decision etc under which appeal is brought):

2. From a (state whether a decision, order, refusal etc is appealed against):

3. By (insert name of person or committee appealed against):

4. On (insert date of decision etc appealed against):

5. Matters appealed against are (set out brief description of matters appealed, including whether the appeal is against the whole decision, or part of a decision, and if a part which part or parts of the decision):

6. Grounds of the appeal are (set out fully the grounds of appeal in numbered paragraphs – if insufficient space the grounds of appeal should be included as an attachment):

7. Names of witnesses and representatives (include contact telephone numbers of people who are to provide information on your behalf to the Appeals Committee):

8. The following documents are attached in support of the appeal (set out documents, including title and dates):

9. Outcome requested (set out the outcome sought or in which way it is claimed the matter appealed against should be varied):

Signature: _____

Capacity: _____