

MATCH FIXING POLICY

WA EIGHT BALL FEDERATION

99 CENTRE STREET, QUEENS PARK DATE CREATED 7/12/2018

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1. Introduction

- 1.1 The West Australian Eight Ball Federation (WAEBF) recognises that betting is a legitimate pursuit, however illegal or fraudulent betting is not. Fraudulent betting on sport and the associated Match-fixing is an emerging and critical issue globally, for sport, the betting industry and governments alike.
- 1.2 West Australian Eight Ball Federation and its Member Organisations have a major obligation to address the threat of Match-fixing and the corruption that flows from that.
- 1.3 West Australian Eight Ball Federation and its Member Organisations have a zero tolerance for illegal gambling and Match-fixing.
- 1.4 West Australian Eight Ball Federation will engage the necessary technical expertise to administer, monitor and enforce this Policy.
- 1.5 The purpose of the National Policy on Match-fixing is to:
 - Protect and maintain the integrity of Eight Ball
 - Protect against any efforts to impact improperly the result of any match or event
 - Establish a uniform rule and consistent scheme of enforcement and penalties
 - Educate Participants, associations and venues about the potential risks associated with gambling and match-fixing;
 - Ensure Participants, association and venues are aware of their responsibilities with regard to safeguarding the integrity of Eight Ball; and
- 1.6 The conduct prohibited under this Policy may also be a criminal offence and/or a breach of other applicable laws or regulations.

This Policy is intended to supplement such laws and regulations. It is not intended, and should not be interpreted, construed or applied, to prejudice or undermine in any way the application of such laws and regulations. Relevant Persons must comply with all applicable laws and regulations at all times

2. Application

- 2.1 This Policy is made by the West Australian Eight Ball Federation Board and is binding on all Relevant Persons. It may be amended from time to time by the Board.
- 2.2 The Board may, in its sole discretion, delegate any or all of its powers under this Policy, including but not limited to the power to adopt, apply, monitor and enforce this Policy.
- 2.3 By virtue of their ongoing membership, employment or other contractual relationship with West Australian Eight Ball Federation, Relevant Persons are automatically bound by this Policy and required to comply with all of its provisions.
- 2.4 Who this policy applies to?
 - This Policy applies to any Relevant Person as defined from time to time by the Board. For clarity this includes, but is not limited to:
 - Members: Any person competing in any West Australian Eight Ball Federation accredited tournament/event
 - Athletes: State Team representatives and National Teams
 - Coaches & Officials: All registered West Australian Eight Ball Federation and Team Managers
 - Persons who hold governance positions West Australian Eight Ball Federation or its Member Organisations
 - Team Selectors: State and National teams

- All Relevant Persons are automatically bound by and required to comply with all of the provisions of this Policy. Accordingly, all Relevant Persons shall be deemed to accept all terms set out herein and have agreed.

3. Education

3.1 All Relevant Persons must complete appropriate education and training programs as directed by West Australian Eight Ball Federation from time to time.

3.2 All persons who become Relevant Persons after the commencement of this Policy must undertake the online education program as part of their induction:

3.3 Prior to competing in any State Event or Competition, or

3.4 Within two months of commencing employment on the West Australian Eight Ball Federation Board (whether paid or voluntary).

The online education program available at: <http://elearning.sport.gov.au/>

4. Prohibited Conduct

A Relevant Person to whom this Policy applies must not directly or indirectly, alone or in conjunction with another or others breach this Policy of the Sport's code of conduct by:

- A. Betting, gambling or entering into any other form of financial speculation on any Competition or on any Event connected with West Australian Eight Ball Federation, or
- B. Participating (whether by act or omission) in Match-fixing by:
 - i. Deliberately underperforming or 'tanking' as part of an arrangement relating to betting on the outcome of any contingency within a Competition or Event.
 - ii. Deliberately fixing, or exerting any undue influence on, any occurrence within any Competition or Event as part of an arrangement relating to betting on the outcome of any contingency within a Competition or Event.
 - iii. Inducing or encouraging any Relevant Person to deliberately underperform as part of an arrangement relating to betting on the outcome of any Competition or Event.
 - iv. Providing Inside Information that is considered to be information not publicly known such as Team or its members configuration (including, without limitation, the Team's actual or likely composition, the form of individual athlete or tactics) other than in connection with bona fide media interviews and commitment.
 - v. Ensuring that a particular incident, that is the subject of a bet, occurs.
 - vi. Providing or receiving any gift, payment or benefit that might reasonably be expected to bring the Relevant Person or West Australian Eight Ball Federation into disrepute.
 - vii. Engaging in conduct that relates directly or indirectly to any of the conduct described in clauses A, B(ii) to B(vi) above and is prejudicial to the interests West Australian Eight Ball Federation or which bring a Relevant Person or West Australian Eight Ball Federation into disrepute.

- 4.1 Any attempt or any agreement to act in a manner that would culminate in Prohibited Conduct shall be treated as if the relevant Prohibited Conduct had occurred, whether or not the Prohibited Conduct actually occurred as a result of the attempt or agreement to act.
- 4.2 If a Relevant Person knowingly assists or is a party to 'covering up' Prohibited Conduct, that Relevant Person will be treated as having engaged in the Prohibited Conduct personally.
- 4.3 Nothing in this section 4 prevents the Board from enforcing any other Rules and Regulations or referring any Prohibited Conduct to a relevant law enforcement agency. For the relevant criminal legislation in each state and territory, visit:

http://www.regional.gov.au/sport/national_integrity/index.aspx

5. Reporting Process

- 5.1 A Relevant Person to whom this policy applies must promptly notify the President if he or she;
 - i. is interviewed as a suspect, charged, or arrested by police in respect of conduct that would amount to an allegation of Prohibited Conduct under this Policy
 - ii. is approached by another person to engage in conduct that is Prohibited Conduct
 - iii. knows or reasonably suspects that another person has engaged in conduct, or been approached to engage in conduct that is Prohibited Conduct
 - iv. has received, or is aware or reasonably suspects that another person has received, actual or implied threats of any nature in relation to past or proposed conduct that is

Prohibited Conduct.

- 5.2 If a Relevant Person wishes to report the President for involvement in conduct that is Prohibited Conduct under this Policy then the Relevant Person to which this section 5 applies may report the conduct to another director on the West Australian Eight Ball Federation Board.

- 5.3 Notification by a Relevant Person under this section 5 can be made verbally or in writing in the discretion of the Relevant Person and may be made confidentially if there is a genuine concern of reprisal. However, the Chief Executive Officer (or the Chair of the Board as the case may be) must record the fact of the reporting of Prohibited Conduct and particulars of the alleged

Prohibited Conduct in writing within 48 hours of the report from the Relevant Person for presentation to the Board.

- 5.4 Any report by a Relevant Person under this section 5 will be dealt with confidentially by West Australian Eight Ball Federation unless disclosure is otherwise required or permitted under this Policy, by law, or if the allegation of the Prohibited Conduct is already in the public domain.
- 5.5 A Relevant Person has a continuing obligation to report any new knowledge or suspicion regarding any conduct that may amount to Prohibited Conduct under this Policy, even if the Relevant Person's prior knowledge or suspicion has already been reported.

6. Investigations

- 6.1 Allegations of Prohibited conduct

- i. If the Board or President receives a report or information that a Relevant Person has allegedly breached this Policy including by engaging in actual or suspected Prohibited Conduct, the Board must, as soon as reasonably practicable refer that report or information and any documentary or other evidence that is available to it in relation to the alleged Prohibited Conduct by the Alleged Offender to the Tribunal Hearing Panel.
- ii. If the Board or President has referred to the Hearing Panel a report or information that an Alleged Offender has allegedly breached this Policy including by engaging in actual or suspected Prohibited Conduct, the Board may, in its discretion and pending determination by the Hearing Panel suspend the Alleged Offender from any Event or activities accredited by West Australian Eight Ball Federation or a Member Organisation.
- iii. Nothing in this section 6 prevents the Board or President from enforcing any other Rules and Regulations or referring any Prohibited Conduct to a relevant law enforcement agency.5.2. Investigation process

6.2 Investigation Process

If an investigation needs to be conducted to gather more information the following steps will be followed:

We will provide a written brief to the investigator clarifying terms of engagement and roles and responsibilities. The investigator will:

- iv. Interview any person/s implicated in allegations and record the interview/s in writing.
- v. Convey full details of the allegations to the respondent(s) so that they can respond.
- vi. Interview the respondent to allow them to answer the allegations, and record the interview in writing.
- vii. Obtain statements from witnesses and other relevant evidence to assist in a determination, if there is a dispute over the facts
- viii. Make a finding as to whether the allegations are:
 - Substantiated (there is sufficient evidence to support the allegations);
 - Inconclusive (there is insufficient evidence either way);
 - Unsubstantiated (there is sufficient evidence to show that the evidence is unfounded); and/or
 - Mischievous, vexatious or knowingly untrue.
- ix. Provide a report to the state association documenting the allegations, investigation process, evidence finding and, if requested, recommendations.
- x. We will provide a report to the complainant and the respondent(s) documenting the allegations, the investigation process and summarising key points that are substantiated, inconclusive, unsubstantiated and/or mischievous
- xi. The complainant and the respondent(s) will be entitled to support throughout this process from their chosen support person/adviser (e.g. MPIO).
- xii. The complainant and the respondent(s) may have the right to appeal against any decision based on the investigation.

6.3 Confidentiality and Reporting

- i. To maintain the confidentiality of the process, no parties will publically announce, comment on or confirm any of its investigative or subsequent hearings or appeals activities. Notwithstanding this provision, however, a general description of a process that may be instigated under this policy is permissible.
- ii. West Australian Eight Ball Federation must not disclose any specific facts of an allegation of Prohibited Conduct or breach of this Policy.
- iii. The identity of a Relevant Person against whom a finding of Prohibited Conduct is made may only be publicly disclosed after the Hearing Panel has notified the Relevant Person, West Australian Eight Ball Federation and any other interested party of its decision. Such disclosure will be by way of an official release by West Australian Eight Ball Federation.
- iv. Where any public announcement may be considered detrimental to the wellbeing of a Relevant Person, the Board will determine the most appropriate course of action in its sole discretion based on the circumstances of the Relevant Person.
- v. All parties must maintain all information received in the course of any report, notice, hearing or appeal (other than a notice of decision by the Hearing Panel or an appeal tribunal) in relation to an allegation of conduct that is Prohibited Conduct as strictly confidential.
- vi. Clauses 5i to 5v do not apply if the disclosure is required by law or West Australian Eight Ball Federation determines to refer information to a law enforcement agency.

6.4 Criminal Offences

Any alleged Prohibited Conduct by an Alleged Offender which is considered by the Board or President as a prima facie unlawful offence will be reported to the police force in the jurisdiction the offence is alleged to have occurred and/or the Australian Federal Police.

6.5 Privilege

- i. Notwithstanding anything else in this Policy, a Relevant Person who is interviewed under suspicion, charged or arrested by a law enforcement agency in respect of a criminal offence that is, or may be considered to be conduct that is Prohibited Conduct under this Policy shall not be required to produce any information, give any evidence or make any statement to the Board if they establish that to do so would breach any privilege against self-incrimination, or legal professional privilege.
- ii. Clause 6.5i does not limit the Board from enforcing any other Rules and Regulations.

7. Disciplinary Process

The following will be followed by hearings tribunals established by West Australian Eight Ball Federation and its affiliated associations to hear complaints that have been referred to it by the President or Board.

7.1 Preparation for Tribunal Hearing

- i. A Tribunal Panel will be constituted following the rules outlined in West Australian Eight Ball Federation By Laws to hear a complaint that has been referred to it by the President or affiliated association. The number of Tribunal members required to be present throughout the hearing will be a minimum number of 3 members.
- ii. The Tribunal members will be provided with a copy of all the relevant correspondence, reports or information received and sent by the affiliated association relating to the complaint/allegations.
- iii. The Tribunal will be scheduled as soon as practicable, but must allow adequate time for the person being complained about (respondent(s)) to prepare their case for the hearing.
- iv. The Tribunal will not include any person who has any actual or perceived conflict of interest, or bias regarding the matter.
- v. The affiliated association will inform the respondent(s) in writing that a tribunal hearing will take place. The notice will outline:
 - That the person has a right to appear at the tribunal hearing to defend the complaint/allegation;
 - Details of the complaint, and details of all allegations and the clause of any policy or rule allegedly breached;
 - The date, time and venue of the tribunal hearing;
 - That they can make either verbal or written submissions to the Tribunal;
 - That they may arrange for witnesses to attend the Tribunal in support of their position (statutory declarations of witnesses not available or from character witnesses may also be provided to the Tribunal);
 - An outline of any possible penalties that may be imposed if the complaint is found to be true; and
 - That legal representation will not be allowed. If the respondent is a minor, they should have a parent or guardian present.

A copy of any information / documents that have been given to the Tribunal (e.g. investigation report findings) will also be provided to the respondent.

The respondent(s) will be allowed to participate in all West Australian Eight Ball Federation and affiliated associations activities and events, pending the decision of the Tribunal, including any available appeal process, unless the affiliated association believes it is necessary to exclude the respondent(s) from all or some West Australian Eight Ball Federation and affiliated associations activities and events, after considering the nature of the complaint.

- vi. The affiliated association will notify the complainant in writing that a tribunal hearing will take place. The notice will outline:
 - That the person has a right to appear at the tribunal hearing to support their complaint;
 - Details of the complaint, including any relevant rules or regulations the respondent is accused of breaching
 - The date, time and venue of the tribunal hearing;
 - That they can make either verbal or written submissions to the Tribunal;
 - That they may arrange for witnesses to attend the Tribunal in support of their position (or provide statutory declarations from witnesses unable to attend);

- and
- That legal representation will not be allowed. [If complainant is a minor, they should have a parent or guardian present.]

A copy of any information / documents that have been given to the Tribunal (e.g. investigation report findings) will also be provided to the complainant.

- vii. If the complainant believes the details of the complaint are incorrect or insufficient they should inform the affiliated state association as soon as possible so that the respondent and the Tribunal Panel members can be properly informed of the complaint.
- viii. It is preferable that the Tribunal include at least one person with knowledge or experience of the relevant laws/rules (e.g. Discrimination).

7.2 Tribunal Hearing Procedure

- i. The following people will be allowed to attend the Tribunal Hearing:
 - The Tribunal members;
 - The respondent(s);
 - The complainant;
 - Any witnesses called by the respondent;
 - Any witnesses called by the complainant;
 - Any parent / guardian or support person required to support the respondent or
 - The complainant.
- ii. If the respondent(s) is not present at the set hearing time and the Tribunal Chairperson considers that no valid reason has been presented for their absence, the Tribunal hearing will continue subject to the Tribunal Chairperson being satisfied that all Tribunal notification requirements have been met.
- iii. If the Tribunal Chairperson considers that a valid reason for the non-attendance of the respondent(s) has been presented, or the Tribunal Chairperson does not believe the Tribunal notification requirements have been met, then the Tribunal will be rescheduled to a later date.
- iv. The Tribunal Chairperson will inform the affiliated association of the need to reschedule, and the affiliated association will organise for the Tribunal to be reconvened.
- v. The Tribunal Chairperson will read out the complaint, ask the respondent(s) if they understand the complaint and if they agree or disagree with the complaint.
- vi. If the respondent agrees with the complaint, he or she will be asked to provide any evidence or witnesses that should be considered by the Tribunal Panel when determining any disciplinary measures (penalty).
- vii. If the respondent disagrees with the complaint, the complainant will be asked to describe the circumstances that lead to the complaint being made.
 - Reference may be made to brief notes.
 - The complainant may call witnesses.
 - The respondent(s) may question the complainant and witnesses.

- viii. The respondent(s) will then be asked to respond to the complaint.
- Reference may be made to brief notes.
 - The respondent may call witnesses.
 - The complainant may ask questions of the respondent and witnesses.
- ix. Both the complainant(s) and respondent(s) may be present when evidence is presented to the Tribunal. Witnesses may be asked to wait outside the hearing until required.
- x. The Tribunal may:
- Consider any evidence, and in any form, that it deems relevant.
 - Question any person giving evidence.
 - Limit the number of witnesses presented to those who provide any new evidence.
 - Require (to the extent it has the power to do so) the attendance of any witness it deems relevant;
 - Act in an inquisitorial manner in order to establish the truth of the issue/case before it.
- xi. Video evidence, if available, may be presented. The arrangements must be made entirely by the person/s wishing to offer this type of evidence.
- xii. If the Tribunal considers that at any time during the Tribunal Hearing that there is any unreasonable or intimidate behaviour from anyone the Chairperson may deny further involvement of the person in the hearing.
- xiii. After all of the evidence has been presented the Tribunal will make its decision in private. The Tribunal must decide whether the complaint has been substantiated on the balance of probabilities (i.e. more probable than not). As the seriousness of the allegation increases, so too must the level of satisfaction of the Tribunal that the complaint has been substantiated. The respondent will be given an opportunity to address the Tribunal on disciplinary measures which might be imposed. Disciplinary measures imposed must be reasonable in the circumstances.
- xiv. All Tribunal decisions will be by majority vote.
- xv. The Tribunal Chairperson will announce the decision in the presence of all those involved in the hearing and will declare the hearing closed, or may advise those present that the decision is reserved and will be handed down in written form at a later time.
- xvi. Within 48 hours, the Tribunal Chairperson will:
- Forward to the affiliated association a notice of the Tribunal decision including any disciplinary measures imposed.
 - Forward a letter to the respondent(s) reconfirming the Tribunal decision and any disciplinary measures imposed. The letter should also outline, if allowed, the process and grounds for an appeal. Where the matter is of unusual complexity or importance, the Tribunal Chairperson may inform the parties in writing within 48 hours that the decision will be delayed for a further 48 hours.

- xvii. The Tribunal does not need to provide written reasons for its decision.

7.2 Appeals Procedure

- i. A complainant or a respondent(s) who is not satisfied with the decision of a Complaints Manager, the outcome of mediation or a Tribunal decision can lodge one appeal to TBA or its affiliated associations on one or more of the following bases:
 - That a denial of natural justice has occurred; or
 - That the disciplinary measure(s) imposed is unjust and/or unreasonable.
 - That the decision was not supported by the information/evidence provided to the Complaints Manager/Mediator/Tribunal;
- ii. A person wanting to appeal in accordance with Clause 7.2i must lodge a letter setting out the basis for their appeal with the national MPIO within [14] days of the relevant decision. An appeal fee of \$100 shall be included with the letter of intention to appeal.
- iii. If the letter of appeal is not received by the national MPIO within the time period the right of appeal lapses. If the letter of appeal is received but the appeal fee is not received by the relevant time, the appeal lapses.
- iv. The letter of appeal and notice of tribunal decision will be forwarded to the President or affiliated association for review and decide whether there are sufficient grounds for the appeal to proceed. The President or affiliated association may invite any witnesses to the meeting it believes are required to make an informed decision.
- v. If the appellant has not shown sufficient grounds for appeal in accordance with Clause 7.2i then the appeal will be rejected. The appellant will be notified with reasons. The appeal fee will be forfeited. If the appeal is accepted an Appeal Tribunal with a new panel will be convened to rehear the complaint, and the appeal fee will be refunded.
- vi. The Tribunal Procedure shall be followed for the appeal.
- vii. The decision of an Appeal Tribunal will be final.

8. Penalties

8.1 Disciplinary Measures

If an individual or organisation to which this policy applies breaches this policy, one or more forms of discipline may be imposed. Any disciplinary measure imposed under this policy must:

- Be applied consistent with any contractual and employment rules and requirements;
- Be fair and reasonable;
- Be based on the evidence and information presented and the seriousness of the breach; and
- Be determined in accordance with our Constitution, By Laws, this policy and/or Rules of the sport.

8.2 Individual

Subject to contractual and employment requirements, if a finding is made by a Tribunal that an individual has breached this policy, one or more of the following forms of discipline may be imposed:

- i. A direction that the individual make a verbal and/or written apology;
- ii. A written warning;
- iii. A direction that the individual attend counselling to address their behaviour;
- iv. A withdrawal of any awards, scholarships, placings, records, achievements bestowed in any tournaments, activities or events held or accredited by West Australian Eight Ball Federation;
- v. A demotion or transfer of the individual to another location, role or activity;
- vi. A suspension of the individual's membership or participation or engagement in a role or activity;
- vii. Termination of the individual's membership, appointment or engagement;
- viii. A recommendation that West Australian Eight Ball Federation terminate the individual's membership, appointment or engagement;
- ix. In the case of a coach or official, a direction that the relevant organisation de-register the accreditation of the coach or official for a period of time or permanently;
- x. A fine;
- xi. Any other form of discipline that the state association considers appropriate.

8.3 Organisation

If a finding is made that an affiliated local or state association has breached its own or this Member Protection Policy, one or more of the following forms of discipline may be imposed by the President or state associations;

- i. A written warning;
- ii. A fine;
- iii. A direction that any rights, privileges and benefits provided to that organisation by West Australian Eight Ball Federation be suspended for a specified period;
- iv. A direction that any funding granted or given to it by West Australian Eight Ball Federation or peak association/s cease from a specified date;
- v. A direction that West Australian Eight Ball Federation cease to accredit events held by or under the auspices of that organisation;
- vi. A recommendation to West Australian Eight Ball Federation that its membership/affiliation to the national body be suspended or terminated in accordance with the relevant constitution or rules; and/or

- vii. Any other form of discipline that West Australian Eight Ball Federation or its affiliated associations considers to be reasonable and appropriate.

8.4 Factors to Consider

The form of discipline to be imposed on an individual or organisation will depend on factors such as:

- Nature and seriousness of the breach;
- If the person knew or should have known that the behaviour was a breach;
- Level of contrition;
- The effect of the proposed disciplinary measures on the person including any personal, professional or financial consequences;
- If there have been relevant prior warnings or disciplinary action;
- Ability to enforce discipline if the person is a parent or spectator (even if they are bound by the policy); and/or
- Any other mitigating circumstances.

9. Information Sharing

West Australian Eight Ball Federation may share personal information of relevant persons with betting operators, law enforcement agencies, government agencies and or other sporting organisations to prevent Match-Fixing incidents whilst endeavouring to comply with its legal obligations under the Privacy Act 1988 (Cth).

9.1 Monitoring by Betting Operators

- i. Relevant Persons to whom this Policy applies must disclose information to West Australian Eight Ball Federation of all their business interests, and connections with Betting Operators.
- ii. West Australian Eight Ball Federation will work with Betting Operators to help ensure the ongoing integrity of the Competitions and Events played under the auspices of West Australian Eight Ball Federation and Authorised Providers.
- iii. Betting Operators will monitor and conduct regular audits of its databases and records to monitor the incidents of suspicious betting transactions (including single or multiple betting transactions or market fluctuations) that may indicate or tend to indicate that Relevant Persons have engaged in conduct that is Prohibited Conduct under this Policy.
- iv. In order to enable the Betting Operator to conduct such audits, West Australian Eight Ball Federation may, from time to time and subject to any terms and conditions imposed by West Australian Eight Ball Federation (including in relation to confidentiality and privacy), provide to Betting Operators details of Relevant Persons who are precluded by virtue of this Policy from engaging in Prohibited Conduct.
- v. Betting Operators must provide the Board with regular written reports on incidents of suspicious betting transactions (including single or multiple betting transactions or market

fluctuations) that may indicate or tend to indicate that Relevant Persons have engaged in conduct that is Prohibited Conduct under this Policy.

- vi. All requests for information or provision of information by West Australian Eight Ball Federation or a Betting Operator shall be kept strictly confidential and shall not be divulged to any third party or otherwise made use of except where required by law or where information already in the public domain other than as a result of a breach of this Policy.

9.2 Sponsorship

- i. West Australian Eight Ball acknowledges that betting is a legal activity, and recognises that Betting Operators may wish to enter Commercial Partnerships to promote their business.
- ii. West Australian Eight Ball may enter Commercial Partnerships with Betting Operators from time to time, subject to any applicable legislative requirements.
- iii. A Member Organisation or any Team may enter into a Commercial Partnership with a Betting Operator with the written consent of West Australian Eight Ball Federation. Such consent may be withheld at the discretion of West Australian Eight Ball Federation and specifically where the proposed Commercial Partnership:
 - iv. Conflicts with an existing Commercial Partnership held between West Australian Eight Ball Federation and a Betting Operator(s), and/or is with a Betting Operator with whom West Australian Eight Ball Federation has not entered into an integrity agreement as required under the National Policy on Match-fixing in Sport and recognised by the applicable state gambling regulator.
- v. Subject to Clause 9.2iii above, a Relevant Person shall not be permitted to: enter into any form of
 - Commercial Partnership with a Betting Operator, or
 - Promote a Betting Operator, or
 - Have any form of commercial relationship with a Betting Operator

10. Interpretations and Definitions

10.1 Interpretation

- i. Headings used in this Policy are for convenience only and shall not be deemed part of the substance of this Policy or to affect in any way the language of the provisions to which they refer.

- ii. Words in the singular include the plural and vice versa.
- iii. References to 'including' and similar words are not words of limitation.
- iv. Words importing a gender include any other gender.
- v. A reference to a clause is a reference to a clause or subclause of this Policy.
- vi. Where a word or phrase is given a particular meaning, other parts of speech and grammatical forms of that word or phrase have corresponding meanings.
- vii. In the event any provision of this Policy is determined invalid or unenforceable, the remaining provisions shall not be affected. This Policy shall not fail because any part of this Policy is held invalid.
- viii. Except as otherwise stated herein, failure to exercise or enforce any right conferred by this Policy shall not be deemed to be a waiver of any such right nor operate so as to bar the exercise or enforcement thereof or of any other right on any other occasion.

10.2 Definitions

In this Policy unless the context requires otherwise these words mean:

- a) **Alleged Offender** means a person accused of engaging in Prohibited Conduct under this Policy, prior to a determination by the Hearing Panel.
- b) **Athlete** means any person identified within West Australian Eight Ball Federation athlete pathway as amended and updated from time to time.
- c) **Authorised Providers** means West Australian Eight Ball Federation's Member Organisations, Affiliates, or other organisations from time to time that conduct Events (for example the Cue Power or a private event management company operating an Event on behalf of West Australian Eight Ball Federation).
- d) **Betting Operator** means any company or other undertaking that promotes, brokers, arranges or conducts any form of Betting activity in relation to Tenpin Bowling Australia Limited.
- e) **Complainant** means a person making a complaint.
- f) **Coaches** means any person described in West Australian Eight Ball Federation coach pathway as amended and updated from time to time. Tiers include Instructor, Level 1 and Level 2.
- g) **Competition** means a West Australian Eight Ball Federation accredited competition, event or activity measuring performance against an opponent, oneself or the environment either once off or as part of a series.

- h) **Eight Ball** is a sport for all, with no age, size, speed or strength limitations. It is scored objectively and is adaptable to any schedule or number of participants. Requiring mental and physical precision, stamina and skill, bowling is a safe, inclusive, family/community oriented LIFETIME sport.
- i) **Event** means a one off Competition, or series of individual Competitions conducted by West Australian Eight Ball Federation.
- j) **Hearing Panel** means the Panel appointed by the Board to hear and determine allegations of Prohibited Conduct.
- k) **Inside Information** means any information relating to any Competition or Event that a Relevant Person possesses by virtue of his or position within West Australian Eight Ball Federation. Competitors in the Competition or Event, tactical considerations or any other aspect of the Competition or Event but does not include such information that is already published or a matter of public record, readily acquired by an interested member of the public, or disclosed according to the rules and regulations governing the relevant Competition or Event.
- l) **Member** means a current financial registered player of West Australian Eight Ball Federation.
- m) **Member Organisations** means those entities recognised by West Australian Eight Ball Federation's constitution as its member organisations.
- n) **National Policy on Match-fixing** in Sport means the Policy endorsed, on 10 June 2011, by all Australian sports ministers on behalf of their governments, with the aim of protecting the integrity of Australian sport.
- o) **Official** means any person identified within West Australian Eight Ball Federation Officials Accreditation as amended and updated from time to time.
- p) **Policy** means the Sport's National Policy on Match-Fixing as amended from time to time.
- q) **Prohibited Conduct** means conduct in breach of clause 4 of this policy.
- r) **Relevant Person** means any of the persons identified in clause 3, or any other person involved in the organisation administration or promotion of Eight Ball, whose involvement in Gambling would bring Eight Ball into disrepute.
- s) **Respondent** means the person who is being complained about.
- t) **Team** means a collection of Athletes and includes a national representative team, National, State or Territory or members organisation team that competes in Competitions or events
- u) **West Australian Eight Ball Federation** is the State Sporting Association as recognised by the Department of Sport and Recreation and the Australian Eight Ball Federation.

