

## **DISCIPLINARY COMMISSION**

**In the Matter of**

**Basketball England**

**v**

**Arvis Terauds**

### **COMMISSION**

The Commission members appointed by Basketball England were:

**Chairman: Gerald Daish**

**Member: Martin Shaw**

**Member: Vicky Collins**

**Rachel Scase** acted as Secretary to the Commission.

The hearing took place online via Microsoft Teams on 08/12/2022 commencing at 2.30pm.

Mr Terauds was not present.

### **CHARGE**

Basketball England charged Mr Terauds on 30<sup>th</sup> November 2022 with a breach of Disciplinary Code 5.2 Inappropriate behaviour, falling below the standard expected.

### **RESPONSE**

Mr Terauds accepted the charge and requested that the matter be dealt with on correspondence only.

### **COMMISSION'S FINDINGS**

The Commission noted the four witness statements alleging that Mr Terauds had been intoxicated by alcohol on 13<sup>th</sup> October 2022 whilst refereeing at the AoC tournament in Newcastle.

The Commission noted also noted Mr Terauds' initial denial, by email, of the allegations followed by his acceptance of the charge.

The Commission had regard to Basketball England's Grading & Description of Offence for Match Officials which suggests a lifetime ban from all Basketball England sanctioned games/events for the offence of drunken or disorderly conduct.

Given that Mr Terauds' condition resulted in incompetent performance, rather than any aggressive behaviour, the Commission considered that a lifetime ban was not appropriate. The Commission wished to leave an opportunity open to Mr Terauds to return to basketball in the future, subject to him satisfying appropriate review and qualification.

### **SANCTION**

1. Mr Terauds is suspended from all basketball activity for a minimum of five years. After five years a review of the suspension can be requested. If the suspension is lifted, any necessary qualifications and licences must be in place before returning to refereeing or any other role.
2. There is no fine.

**RIGHT OF APPEAL**

There is a right of appeal against this decision under Regulation 13 of the Disciplinary Code.

**Chairman**      Gerald Daish

**Date**            08/12/2022