2018 AUSTRALIAN OLYMPIC WINTER TEAM

Ski & Snowboard Australia

NOMINATION CRITERIA

SNOWBOARD SLOPESTYLE/BIG AIR

1. Shadow Team

1) Ski & Snowboard Australia will choose athletes from within its sport to be members of the Shadow Team. The AOC may also recognise other athletes from within this sport to be members of the Shadow Team.

2) (a) In order to be chosen by Ski & Snowboard Australia as a member of the Shadow Team each Athlete must have been selected by Ski & Snowboard Australia as a member of the 2017 World Championship Team in accordance with the World Championship criteria set out in the 2017 SSA World Cup/World Championship Selection Policy, a copy of which can be found on the SSA website.

   (b) Notwithstanding clause 1(2)(a) Ski & Snowboard Australia reserves the right, to be exercised in its absolute discretion, to add members to the Shadow Team who in its opinion are likely to be in contention for nomination to the 2018 Olympic Winter Games Team despite not being selected as a member of the 2017 World Championship Team.

3) In order to be recognised as a member of the Shadow Team, each athlete must have completed the Consent to Shadow Team Membership Form (Form 1, attached) and in the case of minors, the Parents/Guardians Acknowledgment for Minors Form (Form 2, attached) and provided the document/s to Ski & Snowboard Australia, Programs Manager at Level 2, 105 Pearl River Rd Docklands 3008 Victoria.

4) The Qualification System, Selection Criteria, Nomination Criteria and Olympic Team Selection By-Law will be made available on the AOC website.

5) Ski & Snowboard Australia will advise the AOC of the athletes that it has chosen as members of the Shadow Team as required by the AOC.

6) If an athlete breaches a clause of the Nomination Criteria, the Selection Criteria or the AOC Olympic Team Selection By-Law, Ski & Snowboard Australia or the AOC may suspend or terminate the athlete's membership of the Shadow Team.

Fitness, Injury and Illness Monitoring:

7) All members of the Shadow Team are required to inform the SSA Medical Officer of any injury or illness that could reasonably impact on the athlete's ability to perform at the level expected of the athlete if nominated and selected to participate in the 2018 Olympic Winter Games.

8) If a Shadow Team member or a nominated athlete is assessed as injured or ill to the extent that, in the opinion of the SSA Medical Officer, either of the following circumstances exist:
    i. The athlete will not be capable of performing in the 2018 Olympic Winter Games to the level at which the athlete would be expected to perform if not affected by the illness or injury in question; or
    ii. By competing with the injury or illness at the 2018 Olympic Winter Games, the athlete may suffer an unacceptable risk of significant short or long term medical complications.

    Then SSA may at its absolute discretion deem the athlete as ineligible for nomination.

9) All members of the Shadow Team or Nominated Athletes will consent to an assessment of the athlete's fitness pursuant to 8) above to be carried out by the SSA Medical Officer at a time and venue suitable to both the athlete and the SSA Medical Officer.

2. Nomination of Athletes

For the purposes of nomination to the AOC of Athletes for selection to the 2018 Australian Olympic Winter Team, SSA will nominate Athletes according to the criteria outlined in this clause 2:

Minimum Requirement under the Qualification System

(i) Only nominate athletes who have a minimum of 50.00 FIS points in Snowboard Slopestyle or Big Air on the FIS Points List published on 22 January 2018 and who have placed in the top 30 of a Snowboard Slopestyle or Big Air competition in a FIS World Cup event or the FIS Snowboard World Championships between 1 July 2016 – 21 January 2018.

Tier 1 Nomination

(1) Only nominate those Athletes who have placed in the **top three (3)** in a Snowboard Slopestyle/Big Air event at a FIS World Cup, FIS World Championship or have achieved an **800 point** or higher result on the World Snowboarding Points List (WSPL) during the period from 1 July 2016 to 21 January 2018.

(a) If more Athletes satisfy this criteria than quota places allocated to Australia, the Ski & Snowboard Australia Selection Panel will, in its discretion, nominate up to the maximum number of Athletes to fill the available quota places who in their opinion will achieve the best result at the 2018 Olympic Winter Games. Without in anyway limiting the discretion of the Ski & Snowboard Australia Selection Panel in forming its opinion, they will take into consideration the following factors:

(i) the level of competition at each FIS World Cup, FIS World Championship and/or WSPL event considered in clauses 2(1) above, the conditions experienced at the event(s) and any factors that may have adversely affected the final result in the event;

(ii) the athlete's experience at major events and proven performances under pressure;

(iii) any injury issues relating to the athlete (following consultation with the SSA program medical staff in consultation with the OWI Medical Director); and

(iv) any other factor that, in the opinion of the Ski & Snowboard Australia Selection Panel is relevant to achieving the objective of choosing the athlete/s who will achieve the best result at the 2018 Olympic Winter Games.

Tier 2 Nomination

(2) If additional quota places are available following the allocation of quota places under "Tier 1 Nomination" clause 2(1), the remaining quota places will be allocated to Athletes who have achieved a **top ten (10)** in a Snowboard Slopestyle/Big Air event at a FIS World Cup, FIS World Championship or a single **600 point** or higher WSPL result during the period 1 July 2016 to 21 January 2018, provided that:

(a) any such top 10 place achieved at a FIS World Cup or FIS World Championship or 600 point or higher WSPL result must be inside the top 60% of an Olympic Adjusted Field in order to be considered as a priority selection under "Tier 2"; and

(b) if more athletes achieve a top 10 placing at FIS World Cup, FIS World Championship or 600 point or higher WSPL result during the period 1 July 2016 to 21 January 2018 than there are available quota places available to Australia and remaining after the allocation of places under clause 2(1) above, the Ski & Snowboard Australia Selection Panel may, in its discretion, nominate up to the maximum number of Athletes to fill those available quota places who in their opinion will achieve the best result at the 2018 Olympic Winter Games. Without in anyway limiting the discretion of the Ski & Snowboard Australia Selection Panel in forming its opinion, they will take into consideration the factors outlined in clauses 2(1)(a)(i – iv).

Tier 3 Nomination

(3) if additional quota places are available following the allocation of quota places under Tier 1 and Tier 2 nomination clauses 2(1) and 2(2), the remaining quota places will be filled **in priority order of the highest ranked Athlete(s) according to the Olympic Quota Allocation List** as published by FIS on the FIS website on 22 January 2018;

Other Criteria

(4) only nominate athletes who are, or are recognised by the AOC as, members of the Shadow Team;

(5) only nominate athletes who have met all requirements of the Selection Criteria;

(6) not nominate more athletes (including reserves) than the maximum number permitted by the Qualification System; and

(7) not nominate athletes who have breached the AOC Anti-Doping By-Law, unless the athlete has been sanctioned for the breach and has completed the sanction imposed.

3. Extenuating Circumstances

1) In determining whether an athlete has met the requirements under clause 2, Ski & Snowboard Australia will not have regard to any extenuating circumstances such as injury or illness, equipment failure, travel delays, bereavement or disability arising from death or serious illness of an immediate family member, which means a spouse, de facto partner, child, parent, grandparent, grandchild or sibling.

4. Making of Nominations

1) The AOC must receive all nominations from Ski & Snowboard Australia by 5:00pm (Sydney time) on Wednesday, 24 January 2018.
2) Nominations made after this deadline will not be accepted unless:
    i. the National Federation is granted an extension of time in writing by the AOC; or
    ii. the nomination is made subject to the outcome of a non-nomination appeal to either the National Federation Appeal Tribunal or the Court of Arbitration for Sport and the appeal application or other equivalent originating process was lodged prior to 5:00pm (Sydney time) on Wednesday, 24 January 2018.
3) The deadline for receipt of nominations applies irrespective of any deadline prescribed under the Qualification System or other documentation.

5. Amendments to Nomination Criteria

This Nomination Criteria may be amended by Ski & Snowboard Australia with prior written approval from the AOC. Amended Nomination Criteria will be communicated to athletes by Ski & Snowboard Australia. Amendments will be posted on the Ski & Snowboard Australia website skiandsnowboard.org.au and the AOC website (olympics.com.au) and a copy of amendments will be provided to each member of the Shadow Team by email by SSA.

6. Interpretation

Headings are for convenience only and do not affect interpretation. The following rules apply unless the context requires otherwise.

1) Words used in this Nomination Criteria have the same meaning ascribed to them in the AOC's Olympic Team Selection By-Law unless a contrary meaning appears from the context.
2) In this Nomination Criteria the following words and phrases have the following meanings:

    (a) **Olympic Quota Allocation List** means the list referred to in the Qualification System;

    (b) **SSA or Ski & Snowboard Australia** means Ski & Snowboard Australia Ltd;

    (c) **Ski & Snowboard Australia Selection Panel** means the selection panel consisting of:

- the SSA Chief Executive Officer; and
- the SSA Program Manager
- The nominated Snowboard Slopestyle/Big air representative endorsed by the SSA Snowboard Committee

(d) **SSA Medical Officer** means the person appointed by SSA as its designated Chief Medical Officer or any person who is authorised by SSA to exercise a power of the Chief Medical Officer.

(e) **Qualification System** means the 2018 FIS Qualification System issued and approved by the IOC.

3) A reference to an agreement or document (including a reference to this agreement) is to the agreement or document as amended, supplemented, novated or replaced, except to the extent prohibited by this agreement or that other agreement or document, and includes the recitals and schedules to that agreement or document.
4) A reference to a party to this agreement or another agreement or document includes the party's successors, permitted substitutes and permitted assigns (and, where applicable, the party's legal personal representatives).
5) A reference to legislation or to a provision of legislation includes a modification or re-enactment of it, a legislative provision substituted for it and a regulation or statutory instrument issued under it.
6) A reference to an agreement includes any undertaking, deed, agreement and legally enforceable arrangement, whether or not in writing, and a reference to a document includes an agreement (as so defined) in writing and any certificate, notice, instrument and document of any kind.
7) A reference to conduct includes an omission, statement or undertaking, whether or not in writing.
8) A reference to time is to Sydney time, unless otherwise stated.
9) Mentioning anything after includes, including, for example or similar expressions does not limit what else might be included.

7. Law

This document is governed by the laws applicable in the State of New South Wales.

2018 AUSTRALIAN OLYMPIC WINTER TEAM

CONSENT TO SHADOW TEAM MEMBERSHIP

_____

Ski & Snowboard Australia

_____

[*insert name of Athlete*]

I consent to being a member of the Shadow Team for nomination by the above NF for selection to the 2018 Australian Olympic Winter Team. I make this acknowledgement honestly and fully and confirm that this acknowledgement is not false or misleading:

1 I have been provided with, or been given access to, and will be bound by and observe the terms of the AOC Olympic Team Selection By-Law, the AOC Selection Criteria applicable to my sport and my NF's Nomination Criteria in force and as amended from time to time. I acknowledge that all members of the Shadow Team will likewise be bound by and must observe the same terms.

2 The AOC's Olympic Team Selection By-Law and the Selection Criteria may be amended by the AOC from time to time. I will be bound by and observe the AOC's Olympic Team Selection By-Law and the Selection Criteria as amended, and acknowledge that any amendments to the AOC's Selection By-Law and Selection Criteria will be posted to the AOC's website (www.olympics.com.au) along with the Qualification System applicable to my event.

3 The AOC's Constitution and AOC By-Laws, including but not limited to the AOC Anti-Doping By-Law and AOC Ethical Behaviour By-Law may be amended by the AOC from time to time. To the extent to which they apply to me, I will comply with and be bound by all AOC By-Laws, and acknowledge that amendments to AOC By-Laws will be posted to the AOC's website (www.olympics.com.au).

4 The decision whether or not to nominate me to the AOC for selection in the 2018 Australian Olympic Winter Team is subject to the Nomination Criteria and is at the discretion of my NF.

5 In the event that my NF nominates me to the AOC for selection in the 2018 Australian Olympic Winter Team I am not guaranteed to be selected in the 2018 Australian Olympic Winter Team. The decision whether or not to select me as a member of the 2018 Australian Olympic Winter Team is subject to the AOC's Olympic Team Selection By-Law and Selection Criteria and is at the absolute discretion of the AOC.

6 (1) I have not at any time engaged in Prohibited Association as prescribed under Article 2.10 of the World Anti-Doping Authority (WADA) Code (in effect from 1 January 2015), meaning association in a professional or sport-related capacity with any Athlete Support Personnel who:

(a) is serving a period of Ineligibility; or

(b) has been convicted or found in a criminal, disciplinary or professional proceeding to have engaged in conduct which would have constituted a violation of anti-doping rules; or

(c) is serving as a front or intermediary for an individual described in (a) or (b) above.

(2) I have not at any time violated or breached any applicable anti-doping rule or policy, including the World Anti-Doping Code 2015, the Australian Olympic Committee's Anti-Doping By Law and the anti-doping rules and policies of applicable Anti-Doping Organisations, National Federations and International Federations. Or, if I have breached an applicable anti-doping rule or policy, I have completed the sanction imposed in respect of that breach.

(3) I have not at any time engaged in conduct (whether publicly known or not and whether before or after the date of my selection), which has brought, brings or would have the tendency to bring me or my sport into disrepute or censure, or which is or would have the tendency to be inconsistent with, contrary to or prejudicial to the best interests, image or values of the AOC or Team Sponsors, or as a result of which my membership would not be or would not likely be in the best interests of the 2018 Australian Olympic Winter Team or the Shadow Team;

(4) I have not at any time (whether before or after the date of my selection) been convicted of, or charged with, any offence involving violence, alcohol or drugs, or any sex offence, or any offence relating to any betting or gambling activities on sport, or any offence which is punishable by imprisonment;

(5) I have and will continue to honestly and fully disclose information to my NF and the AOC concerning any conduct that might be in breach of (1),(2) or (3) above or concerning any criminal offence of whatever nature, with which I have been charged, or of which the I have been convicted, and consent to my NF and the AOC making enquiries to relevant authorities for any details of my criminal record (if any), including details of any charges pending or any spent convictions disclosable by law, and consent to those authorities providing that information in answer to those enquiries;

(6) any matter arising under (1),(2),(3),(4) or (5) above is to be determined, or breach thereof excused, by the AOC in its sole and absolute discretion.

DISCLOSURE

(Please identify if there are any matters to be disclosed in respect of paragraph 7(1),(2),(3),(4) or (5) above ie identify any disreputable conduct, criminal convictions or criminal charges.)

_____

_____

_____

_____

_____

7 *My contact details are:*

Address: _____

_____

Email: _____

8 I will notify my NF in writing of any change in the above contact details. Any failure by me to advise my NF in writing of a change in my contact details may be to my detriment. Any announcement to be made or notice required to be sent pursuant to the AOC's Olympic Team Selection By-Law may be sent to one or more of the above contacts, or such other contact as notified in writing by me, and in the case of:

(1) post, the announcement or notice is deemed to have been received by me by properly addressing, prepaying and posting a letter containing the announcement or notice, and to have been received by me on the third business day after the date of its posting. Any announcement or notice sent by post to me overseas will be forwarded by air mail;

(2) email, the announcement or notice is deemed to have been received by me by properly addressing the email address and transmitting it to the address supplied by me and to have been received by me on the next business day after the date of transmission unless the AOC or NF is advised that the transmission failed to send to the addressee.

9 I acknowledge that Specialised Equipment means equipment acknowledged by the AOC as having a material effect on performance due to the specialised characteristics of the equipment, pursuant to Bye-Law 2.3 of Rules 27 and 28 of the Olympic Charter. If I wish to utilise Specialised Equipment at the Games, I will submit a request in writing to the AOC General Manager, Sport no later than 6 months prior to the Games. This request is subject to the approval of the AOC in accordance with the 2018 Australian Olympic Winter Team Membership Agreement – Athletes.

10 This consent is governed by the laws applicable in the State of New South Wales.

_____	_____
Signature of Athlete	Date
_____	_____
Witness Name	Witness Signature