

2010 AUSTRALIAN OLYMPIC WINTER TEAM

Ski & Snowboard Australia POLICY FOR ASSISTING & COUNSELLING ATHLETES SEEKING NOMINATION & SELECTION

1. Background

- 1.1 Clause 5.5 of the Australian Olympic Committee's (AOC's) Olympic Team Selection By-Law ("AOC Selection By-Law") requires that:

"Each National Federation (NF) must promptly develop and submit to the AOC for its approval its policy for assisting and counselling Athletes seeking nomination and selection and must not alter or amend this policy without the prior written approval of the AOC. The NF's policy in this regard must conform to best practice and, without limiting this in any way, must require the NF to:

- (1) regularly advise Athletes seeking nomination and selection as to their individual performances and progress against all applicable criteria;
- (2) counsel unsuccessful aspirants for nomination and selection; and
- (3) fully co-operate with and assist the Tribunal and the Court of Arbitration for Sport (CAS) in any appeal pursuant to clause 11."

- 1.2 In accordance with the AOC Selection By-Law, Ski & Snowboard Australia has adopted this policy for assisting and counselling Athletes seeking nomination to the AOC for selection to the 2010 Australian Olympic Winter Team.

2. Information on Nomination & Selection to Athletes

- 2.1 All Athletes chosen or recognised as members of the Shadow Team will be provided with the Guide to Selection, the AOC Selection Criteria and the Ski & Snowboard Australia Nomination Criteria.
- 2.2 Ski & Snowboard Australia will provide the documents listed at 2.1 by email and posted on the Ski & Snowboard Australia Website: www.skiandsnowboard.org.au

The AOC Selection By-Law and the FIS Qualification System are available on the AOC's website (www.olympics.com.au).

- 2.3 Any enquiries from Athletes or other interested parties are to be directed to Ski & Snowboard Australia CEO Michael Kennedy on (03) 9696 2344 or by email: mkennedy@skiandsnowboard.org.au

- 2.4 Athletes will be advised of any changes to the documents listed at 2.1 by Ryan Taylor from the Ski & Snowboard Australia office via email within 48 hours of such changes being effected. All changes will be posted on the Ski & Snowboard Australia website.

3. Ski & Snowboard Australia Selection Panel & Appeals Tribunal

- 3.1 Ski & Snowboard Australia will advise athletes of the following by no later than 20th November 2009 by email:

- (1) the names of its Selection Panel members, including the contact details of the Chairman; and
- (2) the names of its Appeals Tribunal members, including the contact details of the Chairman.

- 3.2 Should there be any changes of personnel on either the Selection Panel or the Appeals Tribunal, Ski & Snowboard Australia will advise Athletes by email within 48 hours of such a change being effected.

4. Olympic Appeals Consultant

- 4.1 The AOC has appointed Mr Bruce Collins QC of Sydney as the Olympic Appeals Consultant for the 2010 Australian Olympic Winter Team. The Olympic Appeals Consultants will be available to discuss with Athletes who may have appealed or may wish to appeal the reasons for their non-nomination by Ski & Snowboard Australia to the AOC or non-selection by the AOC, after the Athlete has discussed the reasons with those responsible for counselling referred to in paragraph 7 below.

- 4.2 Olympic Appeals Consultant will not provide legal advice to Athletes concerning the prospects of success of any appeal but will ensure that the Athlete fully understands the reasons for the decision in question and the process of any appeal and will facilitate a consultative process between the Athlete and Ski & Snowboard Australia or the AOC as the case may be. The AOC and Ski & Snowboard Australia will fully co-operate the Olympic Appeals Consultant.

- 4.3 Ski & Snowboard Australia will promptly advise any Athlete who may have appealed or may wish to appeal that the name and contact details for the Olympic Appeals Consultant are available on the AOC's website – www.olympics.com.au.

5. Information Regarding Progress through Nomination Process

- 5.1 Ski & Snowboard Australia acknowledges that it is important to keep Athletes seeking nomination advised at all times of the nomination requirements and of their progress against these requirements.

- 5.2 Ski & Snowboard Australia will keep athletes informed on at least a monthly basis of their progress through the nomination process, giving particular regard to the specific performance requirements listed in the Nomination Criteria. Athletes will be advised of their progress through the nomination process by their program coach/manager or by Michael Kennedy, CEO Ski & Snowboard Australia. The program coach/manager responsible for advising athletes of their progress are:

Mogul Skiing – Steve Desovich
Aerial Skiing – Ashley Merkur
Ski Cross – Matt Lyons
Snowboard – Ben Wordsworth
Cross Country – Finn Marsland

- 5.3 Athletes will be given the opportunity to enquire about their progress through the nomination process. Enquiries are to be directed to Michael Kennedy, CEO Ski & Snowboard Australia in person or via telephone, or email at the contact details provided in 2.3. An enquiry by an athlete will be addressed within 48 hours of the enquiry being received.
- 5.4 Ski & Snowboard Australia will require all Shadow Team members to provide up to date contact information on a regular basis so that Ski & Snowboard Australia can keep them informed about any developments in relation to nomination.

6. Advice to Athletes Regarding Nomination and Non-nomination

- 6.1 Athletes chosen by Ski & Snowboard Australia to be nominated to the AOC for selection to the 2010 Australian Olympic Winter Team will be notified by Michael Kennedy, CEO of Ski & Snowboard Australia by no later than 9am 20 January 2010 (Australian Eastern Standard Time, (AEST)). Notification will be in writing by email on 19 January 2010 (AEST) and then posted on the Ski & Snowboard Australia Website (www.skiandsnowboard.org.au). The website will be updated by 9am 20 January 2010 (AEST).
- 6.2 As soon as practicable, and before any public announcement of nominations, those members of the Shadow Team who are not chosen for nomination will be advised by Michael Kennedy, CEO of Ski & Snowboard Australia of their non-nomination. Notification will be in writing by email on 19 January 2010 (AEST) and then posted on the Ski & Snowboard Australia Website (www.skiandsnowboard.org.au). The website will be updated by 9am 20 January 2010 (AEST).
- 6.3 Immediately following notification to Athletes of their non-nomination, Ski & Snowboard Australia will provide, in writing, to the non-nominated Athlete:

- (1) the contact details for Michael Kennedy, CEO of SSA who is responsible for counselling athletes as to the reasons why they were not chosen for nomination;
- (2) information about the lodgement of appeals, as per the requirements of the AOC Selection By-Law; and
- (3) on request, the names and contact details of the Olympic Appeals Consultants.

7. **Post Nomination (& Non-nomination) Support Services**

- 7.1 Ski & Snowboard Australia acknowledges that it is important that Athletes who strive for Olympic selection benefit from this challenge and that this becomes a positive part of their life. This is important because:
- (1) the Athlete's sport experience should be an overall positive experience and influence on their life;
 - (2) the Athlete is more likely to produce their personal best and be successful over a longer period if their sport experience is positive; and
 - (3) Ski & Snowboard Australia values the contribution that the Athlete makes to their sport and would like them to continue their involvement as an Athlete, coach or official in the future.
- 7.2 Ski & Snowboard Australia will advise the national Athlete Career and Education (ACE) program as to which Athletes have been nominated for selection in the 2010 Australian Olympic Winter Team and the names of Shadow Team members that have not been nominated.
- 7.3 The national ACE program has an established network of counselling service providers to assist all Athletes managing the challenges of nomination, non-nomination, selection and non-selection. This service is coordinated through the network of State/Territory Institutes and Academies of Sport throughout Australia and the Australian Institute of Sport. Ski & Snowboard Australia will provide the contact details of the ACE personnel in each state and territory to Shadow Team members as soon as practicable after the determination of nominations.
- 7.4 Ski & Snowboard Australia acknowledges that consultation with ACE personnel is at the discretion of the individual Athlete, however, Ski & Snowboard Australia will encourage non-nominated Athletes to avail themselves of the counselling services provided.
- 7.5 Ski & Snowboard Australia will notify the national ACE program in each state and territory of the names of Shadow Team members who have not been chosen for nomination as soon as practicable after the determination of nominations.