

Policy on Match-fixing

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Policy on Match-fixing

1. Introduction

- a. GASA 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.
- b. GASA and its affiliates have an obligation to address the threat of Match-fixing and the corruption that flows from that.
- c. GASA and its affiliates have a zero tolerance for illegal gambling and Match-fixing.
- d. GASA will engage the necessary technical expertise to administer, monitor and enforce this Policy.
- e. The purpose of the Policy on Match-fixing is to:
 - i. protect and maintain the integrity of Gridiron American football as played by GASA.
 - ii. protect against any efforts to impact improperly the result of any match or event
 - iii. establish a uniform rule and consistent scheme of enforcement and penalties, and
 - iv. adhere to the National Policy on Match-fixing in Sport as agreed by Australian Governments on 10 June 2011.
- f. 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. Registered participants must comply with all applicable laws and regulations at all times.

2. Application

2.1 Application of Policy

- a. This Policy is made by the Board and is binding on all Registered participants. It may be amended from time to time by the Board.
- b. 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.
- c. By virtue of their ongoing membership, employment or other contractual relationship with the Sport, Registered participants are automatically bound by this Policy and required to comply with all of its provisions.

2.2 Registered participants

- a. This Policy applies to any Registered participant as defined from time to time by the Board. For clarity this includes, but is not limited to:
 - i. Players
 - ii. Coaches
 - iii. Persons, who by registration; have signed on an acceptance of all rules and by-laws for the operation of GASA. Under the national registration portal web site.
 - iv. Participants from the GASA affiliates that aspire to represent the Australian national teams.
 - v. Athletes
 - vi. Coaches
 - vii. Officials
 - viii. Personnel
 - ix. persons who hold governance positions with the Sport or its Member Organisations
 - x. Selectors, and
 - xi. Squad Support Staff.

2.3 Education

- a. All Registered participants must complete appropriate education and training programs as directed by GASA, as amended from time to time.
- b. All Registered participants as at the commencement of this Policy need to undertake the GASA informing training program.
- c. All persons who become Registered participants after the commencement of this Policy need to undertake a GASA induction along with on line education as provided by the resources of the Government Sports department:
 - i. prior to competing in any Event or Competition, or
 - ii. Within two months of commencing employment (whether paid or voluntary).

As a required objective of this policy , GASA should have all Registered participants undertake the online education program available at www.regional.gov.au/sport/national_integrity/index.aspx. When this becomes available on the web site (due later in 2013)

2.4 Code of conduct

- a. In addition to this Policy, all Registered participants are bound by the GASA code of conduct (see [Annexure D](#)), which is directly linked to the Gridiron Community online registration, as amended from time to time, which is underpinned by the following principles:
 - Be smart: know the rules
 - Be safe: never bet on your sport
 - Be careful: never share sensitive information
 - Be clean: never fix an event
 - Be open: tell someone if you are approached.

3. Prohibited Conduct

- a. A Registered participant to whom this Policy applies must not directly or indirectly, alone or in conjunction with another or others breach this Policy or GASA's [code of conduct](#) by:
 - i. betting, gambling or entering into any other form of financial speculation on any Competition or on any Event connected with Gridiron American Football as conducted by GASA and its affiliates, or
 - ii. participating (whether by act or omission) in Match-fixing by:
 - A. Deliberately underperforming or 'tanking' as part of an arrangement relating to betting on the outcome of any contingency within a Competition or Event.
 - B. 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.
 - C. Inducing or encouraging any Registered participant to deliberately underperform as part of an arrangement relating to betting on the outcome of any Competition or Event.
 - D. 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.
 - E. Ensuring that a particular incident, that is the subject of a bet, occurs.
 - F. Providing or receiving any gift, payment or benefit that might reasonably be expected to bring the Registered participant or the Sport into disrepute.
 - G. Engaging in conduct that relates directly or indirectly to any of the conduct described in clauses 3 a. ii. A. to F. above and is prejudicial to the interests of the Sport or which bring a Registered participant or the Sport into disrepute.
- b. 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.
- c. If a Registered participant knowingly assists or is a party to 'covering up' Prohibited Conduct, that Registered participant will be treated as having engaged in the Prohibited Conduct personally.
- d. Nothing in this section 3 prevents the Board from enforcing any other Rules and Regulations or referring any Prohibited Conduct to a relevant law enforcement agency.
- e. In conjunction with the rules of Gridiron American Football as endorsed by GASA the use of electronic devices to gain an un fair advance is extended to prevent conduct that could be involved in conduct contrary to this policy.
- f. GASA will stress and inform to all registered participants that there are criminal offenses imposed from the general community relating to Match fixing. Breaches to the criminal offences carry imprisonment

For the relevant criminal legislation in each state and territory, visit www.regional.gov.au/sport/national_integrity/index.aspx.

4. Reporting process

GASA will draw on, where required, the available resources of the Government sports Department to confirm that the reporting objectives of this policy can be met.

- a. A Registered participant to whom this policy applies must promptly notify their immediate administration Executive Officer 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.
- b. If a Registered participant wishes to report an administration Executive Officer for involvement in conduct that is Prohibited Conduct under this Policy then the Registered participant to whom this section 4 applies may report the conduct to a Member of the Board.
- c. Notification by a Registered participant under this section 4 can be made verbally or in writing in the discretion of the Registered participant and may be made confidentially if there is a genuine concern of reprisal. However, the administration 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 Registered participant for presentation to the Board.
- d. Any report by a Registered participant under this section 4 will be dealt with confidentially by GASA 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.
- e. A Registered participant 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 Registered participant's prior knowledge or suspicion has already been reported.

5. Investigations

GASA will draw on, where required, the available resources of the Government Sports Departments to confirm that the investigation of allegations under this policy can be met.

5.1 Allegations of Prohibited Conduct

- a. If the Board or administration Executive Officer receives a report or information that a Registered participant 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 Disciplinary Commissioner who will assist and advise the Board in the administration of the hearing.
- b. If the Board or administration Executive Officer has referred to the Disciplinary Commissioner 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 Disciplinary Commissioner suspend the Alleged Offender from any Event or activities sanctioned by GASA or the NSOrganisation.
- c. Nothing in this section 5 prevents the Board or administration Executive Officer from enforcing any other Rules and Regulations or referring any Prohibited Conduct to a relevant law enforcement agency.

5.2 Confidentiality and reporting

- a. 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.
- b. The Sport must not disclose any specific facts of an allegation of Prohibited Conduct or breach of this Policy.
- c. The identity of a Registered participant against whom a finding of Prohibited Conduct is made may only be publicly disclosed after the Hearing Panel has notified the Registered participant, the Sport and any other interested party of its decision. Such disclosure will be by way of an official release by GASA.
- d. Where any public announcement may be considered detrimental to the wellbeing of a Registered participant, the Board will determine the most appropriate course of action in its sole discretion based on the circumstances of the Registered participant.
- e. 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 Disciplinary Commissioner or an appeal tribunal) in relation to an allegation of conduct that is Prohibited Conduct as strictly confidential.
- f. Clauses 5.2 a. to e. do not apply if the disclosure is required by law or GASA determines to refer information to a law enforcement agency.

5.3 Criminal offences

- a. Any alleged Prohibited Conduct by an Alleged Offender which is considered by the Board or administration Executive Officer 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.
- b. GASA will consult and check with the NSOrganisation on matters of jurisdiction when registered participants and those involved with National teams and involved in country outside the GASA recognised boundary.

- c. GASA will consult and check with the local Government sporting department on matters of boundary and location when events are reported and actioned. This will be a confirming check as to legal obligations to report the event.

5.4 Privilege

- a. Notwithstanding anything else in this Policy, a Registered participant 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.
- b. Clause 5.4 a. does not limit the Board from enforcing any other Rules and Regulations. GASA is still entitled to complete its investigation and administer any sanction it is entitled to under this Policy.

6. Disciplinary process

GASA sets out the disciplinary process, by using the by-laws of the Association and its disciplinary Commissioner within the existing framework of Gridiron American football as played by GASA in this section of the Policy.

An example disciplinary process is contained in [Annexure E](#).

GASA will use the facility of the NISU to provide assistance as required.

The GASA process allows all Alleged Offenders to:-

- be afforded the right to a timely, fair and impartial hearing
 - allow information disclosed during a hearing process to be used for further investigations
 - outline the process for the Disciplinary Commissioner to handle the matter if relevant
 - afford the Alleged Offender a right to appeal a decision to an appeals tribunal.
- a. where the decision of the Board and or Disciplinary Commissioner is wrong having regard to the application of this Policy or the [code of conduct](#)
 - b. where new evidence has become available
 - c. where natural justice has been denied, or
 - d. in respect of the penalty imposed.

7. Sanctions

7.1 Penalties

The minimum consequence of a breach to this policy and conduct contrary to the match fixing policy shall be a ban from participation and deregistration for one calendar year.

GASA will set in place through the Disciplinary Commissioner tribunal :

Additional penalty as confirmed by the Board

Penalty recommendations to the NSO

Confirmation of action as required by the national policy implementation.

8. Information sharing

The commitment by GASA to this Match fixing policy means that GASA may share personal information of Registered participants with Betting Operators, law enforcement agencies, government agencies and/or other sporting organisations to prevent and investigate Match-fixing incidents.

However, it is noted that GASA complies with all legal obligations under the *Privacy Act 1988* (Cth) in sharing information.

8.1 Monitoring by Betting Operators

- a. Registered participants to whom this Policy applies must disclose information to GASA of all their business interests, and connections with Betting Operators.
- b. GASA will work with the available Government Sport department to arbitrate with Betting Operators to help ensure the ongoing integrity of the Competitions and Events played under the auspices of GASA.
- c. 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 Registered participants have engaged in conduct that is Prohibited Conduct under this Policy.
- d. In order to enable the Betting Operator to conduct such audits, GASA may, from time to time and subject to any terms and conditions imposed by GASA (including in relation to confidentiality and privacy), provide to Betting Operators details of Registered participants who are precluded by virtue of this Policy from engaging in Prohibited Conduct.
- e. 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 Registered participants have engaged in conduct that is Prohibited Conduct under this Policy.
- f. All requests for information or provision of information by GASA 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 is already in the public domain other than as a result of a breach of this Policy.

8.2 Sponsorship

- a. GASA acknowledges that betting is a legal activity, and recognises that Betting Operators may wish to enter Commercial Partnerships to promote their business.
- b. GASA will not enter Commercial Partnerships with Betting Operators while the current Constitution is in effect, this may be amended from time to time, but must be subject to any applicable legislative requirements and needs to meet GASA commitments to the national policy.
- c. An affiliate Member may enter into a Commercial Partnership with a Betting Operator with the written consent of GASA. Such consent may be withheld at the discretion of GASA and specifically where the proposed Commercial Partnership:

- i. conflicts with an existing Commercial Partnership held between GASA and a Betting Operator and/or
 - ii. is with a Betting Operator with whom GASA 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.
- d. Subject to clause 8.2 c. above, a Registered participant shall not be permitted to:
- i. enter into any form of Commercial Partnership with a Betting Operator, or
 - ii. promote a Betting Operator, or
 - iii. have any form of commercial relationship with a Betting Operator.

9. Interpretations and definitions

9.1 Interpretation

- a. 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.
- b. Words in the singular include the plural and vice versa.
- c. Reference to 'including' and similar words are not words of limitation.
- d. Words importing a gender include any other gender.
- e. A reference to a clause is a reference to a clause or subclause of this Policy.
- f. 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.
- g. 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.
- h. 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.

9.2 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 GASA's athlete framework ([Annexure A](#)) as amended and updated from time to time.
- c. **Authorised Providers** means GASA's Affiliate Member, or other organisations from time to time that conduct Events on behalf of GASA.
- d. **Betting Operator** means any company or other undertaking that promotes, brokers, arranges or conducts any form of Betting activity in relation to the Sport
- e. **Coaches'** means any person described in GASA's coach framework ([Annexure B](#)) as amended and updated from time to time.
- f. **Competition** means a Gridiron Association Of South Australia contest, event or activity measuring performance against an opponent, oneself or the environment either once off or as part of a series.

- g. **Event** means a one off Competition, or series of individual Competitions conducted by GASA or an Authorised Provider.
- h. **Disciplinary Commissioner Tribunal** means the Commissioner appointed by the Board to hear and determine allegations of Prohibited Conduct.
- i. **Inside Information** means any information relating to any Competition or Event that a Registered participant possesses by virtue of his or position within the Sport. Such information includes, but is not limited to, factual information regarding the 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.
- j. **Affiliate Members** means those entities recognised by GASA's constitution as its member organisations.
- k. **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.
- l. **Official** means any person identified within GASA's Officials Accreditation Framework ([Annexure C](#)) as amended and updated from time to time.
- m. **The Sport** means Gridiron Association of South Australia Incorporated, as defined by the not for Profit Association being formed to handle the administration of Gridiron American football as conducted in South Australia.
- n. **Gridiron** means the Sport and game of American Football as determined by GASA. GA and the International Federation of American Football with such variations as may be recognised from time to time.
- o. **Policy** means the Sport's National Policy on Match-fixing as amended from time to time.
- p. **Prohibited Conduct** means conduct in breach of [clause 3](#) of this Policy.
- q. **Registered participant** means any of the persons identified in [clause 2.2](#), or any other person involved in the organisation administration or promotion of Gridiron, whose involvement in Gambling would bring Gridiron into disrepute.
- r. **Team** means a collection of Athletes that competes in GASA Competitions or Events.

10. Annexure A—athlete framework

Listed here the classes of athlete to whom the Policy applies.

The list is not conclusive and will be referenced through the National on-line registration portal provided by Gridiron Australia

It will include any athlete that competes:

- in domestic league both junior and senior
- in the National Gridiron League as for State representative teams.
- For the Australian national team in competitions or events such as world championships, world cups, or one-off international competitions
- at any other competition or event that attracts or is likely to attract a betting market (this would include competitions and events that have no domestic betting markets but attract overseas betting markets).

The class of Athlete will be reviewed regularly and amended as appropriate within the growth of registered participants.

11. Annexure B—coaches framework

Listed here are the classes of Coaches to whom the Policy applies.

The list is not conclusive and will be referenced through the National on-line registration portal provided by Gridiron Australia and the Professional Development Program for Coaches.

It will include any Coach and assisting Coach that participates:

- in domestic league both junior and senior
- in the National Gridiron League as for State representative teams.
- For the Australian national team in competitions or events such as world championships, world cups, or one-off international competitions
- at any other competition or event that attracts or is likely to attract a betting market (this would include competitions and events that have no domestic betting markets but attract overseas betting markets).

The class of Coach will be reviewed regularly and amended as appropriate within the growth of registered participants and the ongoing Coaches Professional Development Program.

12. Annexure C—officials framework

Listed here are the classes of officials to whom the Policy applies.

This should include any officials, including umpires and technical officials that officiate:

- In domestic leagues both junior and senior
- in the National Gridiron League as for State representative teams.
- For the Australian national team in competitions or events such as world championships, world cups, or one-off international competitions
- at any other competition or event that attracts or is likely to attract a betting market.
(this would include competitions and events that have no domestic betting markets but attract overseas betting markets).

The Class of Official will be reviewed regularly and amended as appropriate.

13. Annexure D—code of conduct

Gridiron SA

(‘the Sport’)
Code of conduct

Anti-Match-fixing code of conduct

This Code of Conduct is linked and applies with other Code of Conduct that are set out in the Policies and By-laws of the Gridiron Association Incorporated.

Code of conduct

Preamble

The Sport 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.

Accordingly, the Sport and its Member Organisations have a major obligation to address the threat of Match-fixing and the corruption that flows from that.

The Sport and its Member Organisations have a zero tolerance for illegal gambling and Match-fixing.

The Sport has developed a National Policy on Match-fixing to:

- protect and maintain the integrity of the Sport
- protect against any efforts to impact improperly the result of any match
- establish a uniform rule and consistent scheme of enforcement and penalties
- Adhere to the [National Policy on Match-fixing in Sport](#) as agreed by Australian Governments on 10 June 2011.

A copy of the National Policy can be obtained from the Sport upon request, and is available on the [sport's website](#).

The Sport will engage necessary technical expertise to administer, monitor and enforce this Policy.

1. Application

The National Policy, as amended from time to time, includes a defined list of registered participants to whom this code of conduct applies.

2. Sample code of conduct principles/rules of behaviour

This code of conduct sets out the guiding principles for all registered participants on the issues surrounding the integrity of sport and betting.

Guiding principles

1. Be smart: know the rules
2. Be safe: never bet on your sport
3. Be careful: never share sensitive information
4. Be clean: never fix an event
5. Be open: tell someone if you are approached

1. Be smart: know the rules

Find out the Sports betting integrity rules of the Sport (set out in the Sports National Policy) prior to each season, so that you are aware of the Sport's most recent position regarding betting.

If you break the rules, you will be caught and risk severe punishments including a potential lifetime ban from your sport and even being subject to a criminal investigation and prosecution.

2. Be safe: never bet on your sport

Never bet on yourself, your opponent or your sport. If you, or anyone in your entourage (coach, friend, family members etc), bet on yourself, your opponent or your sport you risk being severely sanctioned. It is best to play safe and never bet on any events within your sport including:

- never betting or gambling on your own matches or any competitions in your sport; including betting on yourself or your team to win, lose or draw as well as any of the different spot bets (such as first goal scorer, most valuable player, etcetera)
- never instructing, encouraging or facilitating any other party to bet on sports you are participating in
- never ensuring the occurrence of a particular incident, which is the subject of a bet and for which you expect to receive or have received any reward, and
- never giving or receiving any gift, payment or other benefit in circumstances that might reasonably be expected to bring you or your sport into disrepute.

3. Be careful: never share sensitive information

As a Registered participant you will have access to information that is not available to the general public, such as knowing that team mate is injured or that the coach is putting out a weakened side. This is considered sensitive, privileged or inside information. This information could be sought by people who would then use that knowledge to secure an unfair advantage to make a financial gain.

There is nothing wrong with you having sensitive information; it is what you do with it that matters. Most Registered participants know that they should not discuss important information with anyone outside of their club, team or coaching staff (with or without reward) where the Registered participant might reasonably be expected to know that its disclosure could be used in relation to betting.

4. Be clean: never fix an event

Play fairly, honestly and never fix an event or part of an event. Whatever the reason, do not make any attempt to adversely influence the natural course of an event or competition, or part of an event or competition. Sporting contests must always be an honest test of skill and ability and the results must remain uncertain. Fixing an event or competition, or part of an event or competition goes against the rules and ethics of sport and when caught, you may receive a fine, suspension, lifetime ban from your sport, and/or even a criminal prosecution.

Do not put yourself at risk by following these simple principles:

- Always perform to the best of your abilities.
- Never accept to fix a match. Say no immediately. Do not let yourself be manipulated—unscrupulous individuals might try to develop a relationship with you built on favours or fears that they will then try to exploit for their benefit in possibly fixing an event. This can include the offer of gifts, money and support.
- Seek treatment for addictions and avoid running up debts as this may be a trigger for unscrupulous individuals to target you to fix competitions. Get help before things get out of control.

5. Be open: tell someone if you are approached

If you hear something suspicious or if anyone approaches you to ask about fixing any part of a match then you must tell someone at the Sport (this person is stipulated in the National Policy) straight away. If someone offers you money or favours for sensitive information then you should also inform the person specified above. Any threats or suspicions of corrupt behaviour should always be reported. The police and national laws are there to protect you. The Sport has developed the National Policy and the procedures contained in it to help.

