

2016 AUSTRALIAN OLYMPIC TEAM

Australian Canoeing Inc NOMINATION CRITERIA Canoe Kayak Slalom

The Australian Olympic Committee (AOC) reserves the right to require amendments to the Nomination Criteria and amend its Selection Criteria as necessary, particularly where there is a change to the Qualification System or significant circumstances affecting the nomination process.

1 Shadow Team

- (1) Australian Canoeing will choose Athletes from within its sport to be members of the AOC's Shadow Team. The AOC may also recognise other Athletes from within this sport to be members of the Shadow Team.
- (2) In order to be chosen by Australian Canoeing as a member of the Shadow Team each Athlete must:
 - a) meet the eligibility requirement for the 2016 Rio Olympic Games, which means an Athlete must be an Australian citizen and have met the requirements of clause 5.2 of the Australian Canoeing Selection Procedures Bylaw (see Attachment 1), including completing the online nomination form for 2016 national senior team selection available on www.teams.canoe.org.au by 5pm on Friday 22nd January, 2016.
 - b) In order to be recognised as a member of the Shadow Team the Athlete must have signed:
 - (i) 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 it electronically to the AOC; and
 - (ii) the AOC statutory declaration regarding anti-doping matters as required by the AOC from time to time (FORM 3, attached) and provide the original to the AOC at PO Box R1788 Royal Exchange NSW 1225.
- (3) Australian Canoeing will publish the Selection Criteria and this Nomination Criteria on the Australian Canoeing website (www.canoe.org.au). The AOC Olympic Team Selection By-Law and the Qualification System will be made available on the AOC's website (www.olympics.com.au).
- (4) Australian Canoeing will advise the AOC of the Athletes that it has chosen as members of the Shadow Team at such time as required by the AOC.
- (5) If an Athlete breaches the requirements of the Nomination Criteria, the Selection Criteria or the AOC Olympic Team Selection By-Law, Australian Canoeing or AOC may suspend or terminate the Athlete's membership of the Shadow Team.

2 Nomination of Athletes

For the purposes of nomination to the AOC of Athletes for selection to the 2016 Australian Olympic Team, Australian Canoeing will organise Nomination Trials open to all Athletes, including but not limited to all members of the Shadow Team, and:

- (1) only nominate those Athletes who to the satisfaction of Australian Canoeing have competed in at least two of the Nomination Trials set out below:
 - a) Nomination Trial 1
Australian Open, 5-7 February 2016, Penrith NSW (the final result will be considered)
 - b) Nomination Trial 2
Oceania Open, 19 February 2016, Penrith NSW (the heats phase best of two runs result will be considered)
 - c) Nomination Trial 3
Oceania Open, 20- 21 February 2016, Penrith NSW (the final result will be considered)
 - d) In the case of events for which Athlete quotas for the 2016 Olympic Games must be qualified at the Oceania Open 19-21 February 2016 (C1 Men), Athletes must compete in at

least Nomination Trial 2 and Nomination Trial 3 to be considered for nomination to the AOC.

- (2) only nominate Athletes in events for which Australia has been allocated a quota place by the ICF in accordance with the Qualification System and who have met the additional criteria at the Nomination Trials as follows:
 - a) where an Athlete wins (is the highest placed eligible Australian) at two of the Nomination Trials Australian Canoeing will nominate that Athlete to the AOC in that event;
 - b) where three different Athletes each win (is the highest placed eligible Australian) a Nomination Trial, Australian Canoeing will only consider the winners (highest placed eligible Australians) of Nomination Trial 1 (Australian Open) and Nomination Trial 3 (Oceania Open) for nomination to the AOC;
 - c) in the case of 2(2)(b) above, Australian Canoeing will nominate to the AOC the Athlete with the best combined ranking from two of the Nomination Trials;
 - d) in the case two Athletes have an equal ranking after consideration of 2(2)(c) above, Australian Canoeing will nominate the Athlete with the lowest combined % time behind the winner (highest placed eligible Australian) at the two Nomination Trials used to determine the best a combined ranking;
 - e) in case of a further tie after consideration of 2(2)(d) above, Australian Canoeing will nominate the highest ranked Athlete at Nomination Trial 3.
- (3) only nominate Athletes who are, or are recognised by the AOC as, members of the Shadow Team;
- (4) only nominate those Athletes it honestly believes have met the requirements described in the Selection Criteria;
- (5) only nominate those Athletes who have signed the Athlete Nomination Form as issued by the AOC from time to time;
- (6) not nominate more Athletes (including reserves) than the maximum number permitted under the Qualification System; and
- (7) not nominate Athletes who have breached the AOC Anti-Doping By-Law unless the Athlete has already been sanctioned for the breach and has completed the sanction imposed.

3 Replacement of Athletes

- (1) Subject to the limitations imposed by the Rio Organising Committee of the Olympic Games and entry restrictions, if an Athlete is nominated and selected to compete in an event and is subsequently unable to compete due to injury or illness, then the placing of that Athlete in all Nomination Trials will be eliminated from consideration and the placing of all subsequent placed Athletes in those Nomination Trials will be adjusted up by one place accordingly, and the revised highest placed Athlete according to the process in clause 2(2) will be identified for nomination to the AOC.
- (2) If Australian Canoeing determines that an Athlete that has been nominated to and selected by the AOC should be replaced:
 - a) Australian Canoeing will recommend to the AOC that the Athlete is to be replaced; and
 - b) Should the AOC (or during the period of the 2016 Olympic Games, the Chef de Mission of the 2016 Australian Olympic Team) determine that the selected Athlete should be replaced, then:
 - (i) Australian Canoeing may nominate a replacement athlete for selection by the AOC (in accordance with this Nomination Criteria); and

- (ii) the AOC (or during the period of the 2016 Olympic Games, the Chef de Mission of the 2016 Australian Olympic Team), may in its absolute discretion select that nominated replacement Athlete. In exercising its discretion, the AOC will be subject to any conditions that apply in relation to entries for the 2016 Olympic Games.

4 **Extenuating Circumstances**

For the purposes of determining whether an Athlete has met the requirements of this Nomination Criteria, Australian Canoeing will not have regard to any extenuating circumstances.

5 **Making of Nominations**

Subject to the receipt by Australian Canoeing of the confirmation of Athlete quotas for the 2016 Olympic Games from the International Canoe Federation, and subject to any pending appeal received by Australian Canoeing under the Selection Procedures Bylaw, nominations by Australian Canoeing will be made within 5 working days of the completion of the Nomination Trials (Friday 26th February) and, in any case, must be received by the AOC by 5pm AEST Monday 4 July 2016. Nominations made after this deadline (or within such further deadline as the AOC may allow) will be invalid unless made under a direction or award in respect of an appeal against non-nomination to the Australian Canoeing Appeals Tribunal or the Court of Arbitration for Sport under the AOC's Olympic Team Selection By-Law and which appeal had been commenced prior to the deadline for receipt of nominations by the AOC.

The 5pm AEST Monday 4 July 2016 deadline for the making of nominations by the Australian Canoeing applies irrespective of any deadline prescribed under the Qualification System or by the Organising Committee for the 2016 Olympic Games.

6 **Amendments to Nomination Criteria**

This Nomination Criteria may be amended by Australian Canoeing with the prior written approval of the AOC. Any amended Nomination Criteria will be distributed by Australian Canoeing via the Australian Canoeing website www.canoe.org.au.

7 **Interpretation**

- (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) **“Selection Procedures Bylaw”**: means the Bylaw adopted by the Board of AC that governs the selection of Athletes to Australian Canoeing Teams a copy of which is at Attachment 3)
 - b) **“events”**: means the events to be conducted at the Rio 2016 Olympic Games which Australia has or is able to qualify a quota: K1 Men, K1 Women and C1 Men.
 - c) **“Australian Canoeing Selection Panel”**: means the persons appointed from time to time by Australian Canoeing to conduct the selection of Athletes comprising:
 - Mike Druce - National Head Coach
 - Louise Natoli – Australian Canoeing representative and Olympian
 - Graeme Caudry – Australian Canoeing Technical Committee representative
 - d) **“Qualification System”**: means the 2016 ICF Qualification System issued and approved by the IOC.

8 **Law**

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

Attachment 1

AUSTRALIAN CANOEING SELECTION PROCEDURES BYLAW

Published on the Australian Canoeing website [here](#), or on www.canoe.org.au under About Us / Publications / Documents, Policies and Bylaws / Rules and Bylaws

Attachment 2

ICF QUALIFICATION SYSTEM

Published on the ICF website [here](#), or www.canoeicf.com under Olympic Games / Rio 2016 / Canoe Slalom / Qualification system

Attachment 3

AUSTRALIAN CANOEING PARTICIPATION CRITERIA FOR THE 2016 CONTINENTAL OLYMPIC QUALIFICATION EVENT (OCEANIA OPEN, 19-21 FEBRUARY 2016)

- 1) Australia has qualified athlete quotas for K1M and K1W for the 2016 Olympic Games at the 2015 World Championships. The quota for C1M can be acquired at the 2016 Olympic Qualification event at Penrith 19-21 February 2016 (see ICF Qualification System Attachment 2).
- 2) Entry to the Continental Olympic Qualification process is restricted to Athletes nominated by eligible Oceania National Federations.
- 3) Where applicable, Australian Canoeing will nominate up to three Athletes from the Shadow Team to represent Australia for the purpose of qualifying Athlete quota places in specific events for the 2016 Rio Olympic Games, as follows in order of priority:
 - a) The best placed Athlete from the 2015 World Championships
 - b) The two highest ranked eligible Athletes at the Australian Open 5-7 February 2016.
 - c) If a replacement is required, Australian Canoeing will nominate the next best ranked Athlete (s) at the Australian Open.
- 4) While the Oceania Olympic qualification process is restricted to nominated representatives, the Oceania Open as a competition is not restricted and other Australian athletes may compete in the same event for the purpose of Olympic and national selection, but will not be eligible to earn Olympic quotas.
- 5) According to the ICF Qualification System, Athlete quotas will be awarded to the eligible Oceania nation with the highest placed nominated representative (s) at the Oceania Open 19-21 February 2016.

Athletes earning quota places for Australia under the ICF Qualification System must meet the Australian Canoeing Olympic nomination criteria in order to be nominated to the AOC for selection to the Olympic Team.

FORM 1

2016 AUSTRALIAN OLYMPIC TEAM CONSENT TO SHADOW TEAM MEMBERSHIP

[insert name of NF]

[insert name of Athlete]

I consent to being a member of the Shadow Team for nomination by the above NF for selection to the 2016 Australian Olympic 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.
- 1) 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.
- 2) 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).
- 3) I have been provided with, and will provide to the AOC, the AOC statutory declaration regarding anti-doping matters as required by the AOC from time to time.
- 4) The decision whether or not to nominate me to the AOC for selection in the 2016 Australian Olympic 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 2016 Australian Olympic Team I am not guaranteed to be selected in the 2016 Australian Olympic Team. The decision whether or not to select me as a member of the 2016 Australian Olympic 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 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 2016 Australian Olympic Team or the Shadow Team;

- (3) I have not at any time (whether before or after the date of my selection) been convicted of, or charged with, any serious 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;
- (4) 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;
- (5) any matter arising under (1), (2),(3) or (4) 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) or (4) above ie identify any disreputable conduct, criminal convictions or criminal charges.)

- 7) My contact details are: Address: _____

Facsimile: _____
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 airmail;
 - (2) facsimile transmission, the announcement or notice is deemed to have been received by me by properly addressing the facsimile transmission and transmitting it to the number supplied by me and to have been received by me the next business day after the date of its transmission; and
 - (3) 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 By-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 Director of Sport no later than 6 months prior to the Games (being 5 February 2016). This request is subject to the approval of the AOC in accordance with the 2016 Australian Olympic 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

FORM 2

**2016 AUSTRALIAN OLYMPIC TEAM
PARENTS/GUARDIANS ACKNOWLEDGEMENT FORMINORS**

[insert name of NF]

[insert name of Athlete]

I/we, the undersigned parents/guardians of the Athlete agree (and if more than one, then jointly and severally agree) as follows:

1. the Athlete is under the age of 18 years as at the date of signing the Consent to Shadow Team Membership;
2. I/we have read and understood the AOC Olympic Team Selection By-Law and the AOC Selection Criteria applicable to the sport of [insert sport] (“the Selection Terms”) and have fully explained to the Athlete the Selection Terms. To this end I/we have obtained independent legal advice as to the Selection Terms in order to clarify any doubts or concerns I/we may have had in this regard;
3. the Athlete has read the Selection Terms and, together with the benefit of our full explanation, understands their meaning and effect;
4. the Selection Terms are for the benefit of the Athlete;
5. the Athlete's eligibility for being considered for nomination by the above NF for selection to the 2016 Australian Olympic Team, may be terminated in the event of any breach of the Selection Terms; and
6. this acknowledgement is governed by the laws applicable in the State of New South Wales. Dated:

Signed by the Parent/Guardian)

In the presence of:)

.....
(Witness' signature)

.....
(Parent/Guardian's signature)

.....
(Name of Witness)

.....
(Name of Parent/Guardian)

FORM 3

STATUTORY DECLARATION

OATHS ACT 1900, NSW, EIGHTH SCHEDULE

You must delete either statement 1 or 2 below in full, depending on which is a true statement of fact by you. However, you must not make any amendments to the statements. If you are unable to declare either statement 1 or 2 in full, you will not be able to make the statutory declaration and must contact the Australian Olympic Committee on +61 2 9247 2000 for further guidance.

I, _____, of _____
[fullname] [residence – full address]

do solemnly and sincerely declare that:

- 1. 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 (as those words are defined in the Australian Olympic Committee’s Anti-Doping By-Law) (each an “Applicable Anti-Doping Rule or Policy”).

----- OR -----

- 2. I have violated or breached an Applicable Anti-Doping Rule or Policy; but
(a) the sanction in respect of such violation or breach was formally eliminated or waived by the Anti-Doping or other organisation with results management responsibility or authority to do so; or
(b) I have completed the sanction imposed in respect of such breach(es).

and I make this solemn declaration conscientiously believing the same to be true, and by virtue of the provisions of the Oaths Act 1900 (NSW).

[signature of person making the declaration]

Declared at: _____ on _____
[place] [date]

In the presence of an authorised witness, who states:

I, _____, a _____
[insert name of authorised witness] [insert qualification to be authorised witness]

certify the following matters concerning the making of this statutory declaration by the person who made it:

[*please cross out any text that does not apply]

- 1. *I saw the face of the person OR *I did not see the face of the person because the person was wearing a face covering, but I am satisfied that the person had a special justification for not removing the covering, and
2. *I have known the person for at least 12 months OR *I have confirmed the person’s identity using an identification document* and the document I relied on was _____
[describe identification document relied on]

[insert signature of authorised witness] [insert date]