



FIH DISCIPLINARY COMMISSIONER SUMMARY OF FUNCTIONS AND PROCEDURE

1. In accordance with the revised FIH Statutes that came into force on 1st January 2013 FIH has appointed a **Disciplinary Commissioner (DC) Mr. Gordon Nurse**, a barrister in London.
2. The DC's responsibilities are set out in the Statutes as supplemented by the new Dispute Resolution Regulations.
3. **Disciplinary offences at an FIH event** are normally, and will continue to be, dealt with by the **Tournament Director**.
4. Other disciplinary matters or complaints (in particular those which were formerly dealt with by committees or the FIH Executive Board) will be **referred to the DC**.

These will include:

- breaches of the Statutes;
 - breaches of Tournament and other Regulations;
 - breaches of the FIH Code of Conduct and Code of Ethics;
 - breaches of the Anti-doping Regulations, and
 - any other matters referred to the DC by the FIH CEO.
5. A matter can be raised by a third party and referred to the DC, but the third party must first file a formal complaint with the CEO requesting that it be referred to the DC. (Only the FIH CEO can refer a matter to the DC.)

If the CEO refuses to refer a complaint to the DC, then the third party may, at his own risk as to costs, challenge the refusal by applying directly to the DC. A complaint will not normally be accepted by the DC if the subject matter of the complaint is within the jurisdiction of a National Governing Body or one of the Continental Federations.

6. **Any matter or complaint that is referred to the DC will thereafter be described as a “Referral”.**
7. The procedure to be adopted by the DC is intended to be primarily inquisitorial in nature. **The DC will be responsible for investigating, requesting evidence and representations, and adjudicating on the issues raised in the Referral.**

The Referrals will be dealt with in writing or by telephone unless the Respondent to the Referral or the FIH requests an in-person hearing. The DC will give directions for any hearings.

8. **The DC will report his decisions to the FIH CEO.** There is a limited right of appeal to the FIH Judicial Commission.
9. More guidance as to the procedure to be adopted on a Referral to the DC is set out in the Dispute Resolution Regulations.

Additional Practice Directions and Protocols that may be issued from time to time by the DC will all be published on the FIH website.

Any person or body wishing for further guidance should address their enquiry in the first instance to the CEO.

Gordon Nurse
disciplinarycommissioner@fih.ch

10 December 2012