

CASE 10047092-M

The Football Association / Middlesex FA

V

Kris Hadji (65449112) Sporting N14 FC

Hearing Date Thursday 12th March 2020 (Non-Personal)

Written Reasons for Decision.

Commission Members

Chair Michael J Woodhams. (Appointed by the FA)

Naila Hadid (Appointed by the FA)

Paul Mallett (Appointed by the FA)

Secretary.

Gerald Daish (Appointed by the FA)

Date of alleged offence.

Sunday 3rd November 2019

CCB v Sporting N14

Barnet Sunday Football League.

The details of the Charge.

Charge 1 E3 Improper Conduct including foul and abusive behaviour

Charge 2 E3 (2) Improper Conduct-aggravated by a person's Ethnic Origin, Colour, Race, Nationality, Faith, Gender, Sexual Orientation or Disability. (term used-"pikey" reference to race of opponent.)

The referee stated in his report.

In the 56th minute I awarded a penalty to CCB FC as I felt the N14 goalkeeper had caught the CCB attacker with a late tackle. The N14 goalkeeper protested that the opposing attacker had run into him. I told him it was a penalty. I heard some shouting behind me and

as I turned round I saw CCB centre half with his hand up on a N14 player neck and then pushed the N14 player with some force. The N14 goalkeeper then shouted out “you fucking pikey.”

Evidence.

Copy of the charge letter dated 29th November 2019 sent to the Club Secretary of Sporting N14-Nicholas Miltiadous.

A copy of the referee’s report (dated 3rd November 2019).

This was dealt with at a Consolidated Hearing dealing with all 5 charges arising from this match.

Statements from all parties for all 5 charges were made available to the Commission Members.

Hearing-Consideration.

The following is a summary of the key submissions provided for the adjudication. It does not contain reference to all the points or submissions made and the absence of any point does not mean that it has not been considered.

For the avoidance of doubt, the adjudication has been made having carefully considered all the evidence and materials in respect of this case.

Burden and Standard of Proof

The Standard of Proof for County FA Commissions.

The Burden of Proof is on the County FA.

The standard was the normal civil standard of balance of probability.

The Balance of probability means that the Commission is satisfied an event occurred if the Commission considers that, on the evidence, the occurrence of the event was more likely than not.

ADJUDICATION

On the basis that the player had pleaded guilty the case was PROVEN.

There was no response from the player other than admission on the on-line form.

Considered aggravating and/or mitigating factors.

The aggravating factors.

As a result of the remark made a number of incidents followed and the match was abandoned.

The mitigating factors.

The player must be given credit for pleading guilty to the charge as reported and he had a clean record.

Reference was then made to the Football Association Sanctions Guidelines Booklet and FA Handbook for the appropriate sanctions in such cases.

Recommended punishment for such matches is a 6 match ban from all football-£75.00 fine-player must complete an on-line education course within 4 months.

CONSIDERATIONS.

There has been no explanation or apology from the player other than the admission by the club and their statement that they accept that these sort of comments are not acceptable.

The Panel did not see any reason taking all the points above to go above the sanction guideline for a first offence for such matters.

Sanction decision.

- (1) 6 match ban from all football and football activities.**
- (2) £75.00 fine be imposed.**
- (3) The player must complete the on-line education course as laid down by the Football Association for such cases within 4 months. Failure to complete such course would mean the player will be suspended from all football until such times as the course is completed.**
- (4) N14 Sporting FC will incur 7 disciplinary penalty points.**

RIGHT OF APPEAL.

There is a right of Appeal against this decision/sanction in accordance with the relevant provisions set out in the current Rules and Regulations of the Football Association.

M J Woodhams-Naila Hadid-Paul Mallett

12th March 2020.

