

## FAI CASI MEETING ANNEX 8



*Fédération  
Aéronautique  
Internationale*

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# FAI International Appeals Tribunal Manual

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## TABLE OF CONTENTS

<b>Content</b>	<b>Page</b>
Publication history	2
Table of Contents	3
Introduction	4
International Appeals Tribunal Procedures	5

*Special note:* The use of the words he or his in this document does not imply gender but is used in place of he/she or his/her

## INTRODUCTION

This Manual is issued by the FAI to be used by the International Appeals Tribunal established in accordance with Chapter 9 of the Sporting Code, General Section

- as an information source and,
- to assist the members of the Tribunal to perform their duties.

All Tribunal Members **MUST** possess a thorough knowledge of all the following documents, before beginning their work:

Sporting Code, General Section

Sporting Code for the specific Air Sport Commission involved

Relevant Competition Rules

This Manual

The International Appeals Tribunal is appointed by the CASI Bureau upon recommendation from the CASI President., in accordance with Sporting Code, General Section, 9.4.

## **FAI International Appeals Tribunal Procedures.**

### **Chairperson**

If a Chairperson has not been appointed by CASI, the three members of the Tribunal will select one of their number to act as the Chairperson.

### **Hearing**

The Chairperson will call a hearing at which all relevant parties may be represented.

They must be given timely notice of the hearing and its location. They shall have the right to call witnesses. However their absence from the hearing shall not hold up proceedings. The purpose of the hearing is to establish the facts germane to the appeal and to receive documents supporting the facts to be established.

Should the parties to the appeal decide that a physical meeting of the Tribunal is not required, they shall be invited to present any additional information or witness statements they deem necessary, within a specific time limit set by the Tribunal. Such additional material, together with the appeal text and evidence shall be deemed to be the complete basis for the Tribunal's summary (see "Facts" below)

### **Facts**

Once the hearing has been completed, the Tribunal will make a written summary of all the facts presented. This summary must then be sent, by electronic means only, to the relevant parties for review. The relevant parties will confirm, if they so wish, that the facts are correct. If no reply is received from a relevant party within one week of the summary being sent out, the facts as presented shall be deemed to be complete and correct.

### **Deliberation**

The Tribunal will then deliberate and consider the agreed upon facts. This deliberation will take place in a time frame and in a manner established by the Chairperson, who shall not unduly restrict the right of any Tribunal member to ask further questions of the parties involved but will ensure a timely resolution of the matter.

### **Decision**

After due deliberation the Tribunal will deliver a decision on the appeal. In reaching its decision, the Tribunal will consider its power, as set out below.

The decision must be made in writing and must be signed by the Chairperson on behalf of the Tribunal. It is not necessary for the decision to be unanimous but no statement to that effect may be made by any member of the Tribunal if it is not.

### **Power of the Tribunal**

The Tribunal may set aside any decision against which an appeal is lodged and,

according to the circumstances, may reduce or increase any penalty. It shall however not have the right to order a competition to be run again. It has the right to alter the results of an international sporting event, and to reclaim medals or withdraw the title of champion. It may also re-award medals and titles. In giving judgement on an appeal, the Tribunal shall decide on the question of the refund if any of the deposit.

### **Expenses**

Any expenses incurred by the appellant and/or the respondent are for their own account and shall be borne by them. Out of pocket expenses incurred by the members of the Tribunal shall be reimbursed directly to them by FAI, upon presentation of a properly supported claim.