



NOMINATION CRITERIA
for Para-Triathlon PTWC athletes to the
2018 COMMONWEALTH GAMES TEAM
AMENDED JANUARY 2018

A. INTRODUCTION - BACKGROUND

- (1) The Commonwealth Games events for Para-Triathlon are PTWC male and PTWC female classifications.
- (2) Triathlon Australia (**TA**) will only nominate selected eligible athletes to Commonwealth Games Australia (**CGA**) for selection in the 2018 Australian Commonwealth Games Team (**TEAM**).
- (3) The athletes chosen by TA for nomination to CGA according to the terms of these Criteria will be submitted to CGA for selection in the TEAM.
- (4) CGA has the exclusive authority to select athletes to represent Australia at the 2018 Commonwealth Games, Gold Coast (**2018Games**).

B. NOMINATION OBJECTIVE

TA's objective for the 2018Games is to nominate a Triathlon team for all slots qualified and comprised of those athletes who TA considers will achieve the best result for Australia in the 2018Games.

C. NOMINATION PHILOSOPHY

In order to achieve the above objective at the 2018Games, athletes representing Australia should:

- (a) Have demonstrated competitive performances in International Triathlon Union (**ITU**) and/or TA sanctioned races competition between 1 January 2017 to 30 January 2018.

D. MAKING NOMINATIONS

- (1) Final nominations by TA must be received by CGA by **20 February 2018**. Any nominations received after this deadline (or within such further deadline as the CGA may allow) will be invalid.
- (2) The deadline above for nominations by TA applies irrespective of any deadline prescribed under the Qualification System or by the Organising Committee for the 2018Games.

E. ELIGIBILITY FOR SELECTION

- (1) To be eligible for consideration for nomination, an athlete must:
 - (a) be an Australian Citizen;

- (b) have signed the current TA Athlete Agreement;
- (c) not have breached any applicable anti-doping policy (including but not limited to, any relevant declaration as required by either TA or the CGA) and have had a sanction imposed which has not been completed;
- (d) be a member of the CGA 2018 Commonwealth Games Athlete Long List; and
- (e) have an international sports class status of Confirmed (C), Fixed Review Date (FRD), Review (R) or Provisional Classification Status (PCS)".

F. NOMINATION OF ATHLETES

- (1) For the purposes of considering athletes for nomination to CGA for selection in the TEAM, TA will only consider:
 - (a) eligible athletes: Clause E;
 - (b) athletes it genuinely believes have met the requirements described in the Nomination Criteria;
 - (c) athletes who have signed the Athlete Nomination Form (including any relevant declarations for example, regarding anti-doping) issued by CGA from time to time, as advised to TA by CGA; and
 - (d) athletes who, to the satisfaction of TA, have met the requirements for nomination according to the procedure set out in clause G.

G. NOMINATION PROCESS

- (1) With regard to the number of Australian positions available in the para-Triathlon events at the 2018Games:
 - (a) The Commonwealth Games Federation (CGF) Athlete Allocation System allows for a field size for the Commonwealth Games PTWC male and PTWC female races of a maximum of ten (10) athletes in each race.
 - (b) The CGF Athlete Allocation System prescribes the process by which Commonwealth Nations are allocated slots for these positions, including through Bipartite Commission application.
 - (c) The Triathlon Australia Elite Selection Committee (TAESC) may nominate athletes only where slots are allocated to CGA from CGF.
- (2) Athletes may only be nominated by:
 - (a) Automatic nomination; or
 - (b) Discretionary nomination.

(3) Automatic Nomination

- (a) World Para-Triathlon Series: Gold Coast WPS, 8-9 April 2017 ("CGQ Event")
 - i. The first eligible athlete (male and female) that finishes in the top ten (10) positions in the CGQ Event will be nominated by TA to CGA, subject to the athlete satisfying and continuing to satisfy the requirements set out in these Criteria, including but not limited to, the requirement to follow a training and competition preparation plan for the 2018Games as agreed with the NPD.

(4) Discretionary Nomination

The remaining Athletes may be nominated to CGA by TA under this clause "Discretionary Nomination".

- (a) Without in any way limiting the discretion of TAESC, TAESC may consider the following in relation to any eligible athlete under consideration for nomination to CGA:
- i. Recent competitive results in particular results from any ITU or TA sanctioned races between 1 January 2017 and 30 January 2018;
 - ii. Results from the 2017 World Championships Elite and Open para-Triathlon races;
 - iii. Results from the 2018 National Championships (if within the timeframe); or
 - iv. The performance improvement curve of the athlete;
 - v. Any matter that in the opinion of TA is relevant to achieving TA's objective for the Games: Clause B.
- (b) The weighting and consideration of the above matters is at the discretion of the TAESC.

(5) Finalisation of the List of Athletes to be

Nominated

- (a) On or before 1st of May 2017 the TAESC will:
- i confirm the nomination of any athlete(s) chosen for Automatic Nomination: Clause **G(3)(a)**; and
 - ii. advise the TA Board of the nominated athlete/s.
- (b) On or before 6 February 2018 the TAESC will:
- i confirm the nomination of any athlete(s) chosen for Discretionary Nomination: Clause **G(4)**; and
 - ii. advise the TA Board of the nominated athlete/s.

(6) Athletes to be chosen for nomination

On or before 16 February 2018, pending the outcome of any appeal, the final list of athletes chosen for nomination will be formally nominated by TA to CGA for selection in the TEAM. This will include confirmation that the athlete(s) have met the ongoing obligations under clause H.

H. NOMINATED ATHLETES SUBJECT TO REVIEW AND SUPERVISION OF THE NPD

On being nominated and following nomination to the TEAM under this Policy, all athletes of the TEAM, and Reserve Athletes (see Clause I), will be required to comply with the requirements of this clause H to the satisfaction of the National Performance Director (NPD).

The requirements are:

(1) Competition Plan

- (a) All athletes nominated must submit a competition plan to the NPD from the date of nomination to the time of the 2018Games.
- (b) Such competition plan must be submitted by no later than one week following nomination and is subject to the approval of the NPD.
- (c) If there is any disagreement between the submitted competition plan and the opinion of the NPD as to appropriate competition, the decision of the NPD will prevail.
- (d) Once an athlete's competition plan has been submitted and approved by the NPD the athlete must follow that plan unless given written approval by the NPD.

(2) Fitness, Injury and Illness Monitoring

All athletes must submit to injury and medical assessment and examinations and fitness monitoring as follows:

- (a) All athletes must provide the name and contact details of their relevant health care professionals (general practitioner, sports medical practitioner and physiotherapist) to the NPD within 14 days of nomination, or such later date as agreed with the NPD;
- (b) All athletes must immediately inform the TA Medical Director of any illness or injury that could impact on the athlete's ability to perform at the level expected of the athlete if selected to participate in the Games;
- (c) Be required to, on reasonable grounds, attend a medical examination at the discretion of the TA Medical Director or the NPD. This medical examination will be at a place and time to be determined by the NPD or the TA Medical Director taking into consideration the athlete's training, travel and competition plans;
- (d) All athletes are required to ensure that all treatment details for injury and illness are updated in a timely manner through the TA Athlete Management System; and
- (e) On request from the TA Medical Director an athlete must give permission to any of their nominated health care professionals to discuss and/or disclose confidential information to the TA Medical Director in relation to their health or injury status as relevant to their performance in the Games.

(3) Nominated Athlete assessed as injured or ill

If an athlete is assessed as injured or ill to the extent that, in the opinion of the TA Medical Director, either of the following circumstances exist:

- (a) the athlete will not be capable of performing in the 2018Games to the level at which the athlete would be expected to perform if not affected by the illness or injury in question; or
- (b) by competing with the injury and/ or illness at the 2018Games the athlete may suffer an unacceptable risk of reasonable short or long term medical complications;

then the athlete may, at the discretion of the TAESC, be excluded from nomination or from the TEAM, whichever is applicable.

(4) Fitness Assessment

- (a) If the NPD is of the view that an athlete chosen for nomination may, by reason of injury or illness or other circumstances, no longer be capable of achieving the fitness level required by that athlete for participation in the 2018Games that athlete may be required to perform a fitness trial by the NPD.
- (b) If a trial is to be held as set out above, it will be at a place and time to be determined by the NPD giving consideration to the athlete's travel, training and competition schedule.
- (c) If in the opinion of the NPD the result of any trial conducted according to this clause H indicates that the athlete in question will not be capable of performing in the 2018Games, to the level at which the athlete would have been expected to perform at the time when they were nominated then that athlete may, at the discretion of the TAESC be excluded from the list of athletes to be nominated.

(5) Non-compliance with Additional Requirements of Clause H

- (a) All nominated athletes must meet the requirements and obligations set out in this clause H to the satisfaction of the NPD.
- (b) If an athlete does not meet either the requirements or obligations set out in this clause H to the satisfaction of the NPD, the TAESC may, at its discretion, remove the athlete from the list of nominated athletes.

(6) Consequences of Removal from the List of Nominated Athletes

If a nominated athlete is excluded from the list under this clause H (7) the excluded athlete will no longer be selected in the TEAM.

I. RESERVE ATHLETES

- (1) The TAESC may, in its discretion, identify up to a maximum of two (2) additional athletes of each gender as reserve athletes. Reserves may be ranked by the TAESC and will only be chosen from among eligible athletes.
- (2) Reserve athletes will not be nominated to CGA and therefore will not be part of the TEAM unless they replace a selected athlete.
- (3) The TAESC may exercise its discretion under this clause I at any time up until the 20 February 2018.
- (4) If the TAESC exercises its discretion to name a reserve(s), the choice of reserve(s) will be by TAESC Discretion under clause G(4).

J. REPLACEMENT OF ATHLETES AFTER NOMINATION BY TA TO THE TEAM

- (1) Should any selected athlete be unable to compete in the 2018Games by reason of injury, illness, or failure to comply with the provisions in clause H of this Policy, then TAESC may nominate a replacement Reserve Athlete to the CGA from the athletes identified by clause I, Reserve Athletes.
- (2) If TA determines that an athlete who has been selected should be replaced by a reserve athlete, then:
 - (a) the TAESC will choose the athlete to be nominated from the Reserve athletes named by operation of clause I. The choice of that athlete(s) will be through TAESC discretion as set out in clause G(4);
 - (b) TA will recommend to CGA that the athlete should be replaced.
- (3) If the CGA (or during the period of Games, the Chef de Mission of the TEAM) determine that the selected athlete should be replaced; then:
 - (a) TA may nominate a reserve athlete for selection; and
 - (b) the CGA (or during the period of the Games, the Chef de Mission of the TEAM) may in its absolute discretion select that nominated reserve athlete. In exercising its discretion, CGA will be subject to any conditions that apply in relation to entry for the Games.

K. AMENDMENTS TO SELECTION CRITERIA

This Nomination Criteria may be amended by TA with the prior written approval of CGA. Any amended Nomination Criteria will be distributed by TA by email to Categorised athletes and their coaches and/or posted on the TA website.

L. APPEALS

- (1) The Appeals process applicable to the nomination of the TEAM is to be found at:
<http://www.triathlon.org.au/Assets/Triathlon+Australia+Digital+Assets/High+Performance/Appeals+Policy.pdf>
- (2) Any eligible Athlete wishing to appeal against his/her omission from the TEAM must lodge a Notice of Appeal in writing in the form set out at Annexure 1 to the TA Appeals Policy, with the CEO of TA by 5:00pm on the second clear day following the announcement of the nominated athletes as set out in clause G(5). The Notice of Appeal must set out the grounds upon which the appeal is made.
- (3) The sole grounds of any appeal to an Appeals Tribunal are that:
 - (a) that the athlete's omission from nomination was a result of a failure by the TAESC to properly follow and/or implement the process set out in this Policy;

- (b) the appellant was not given a reasonable opportunity by TA to satisfy the nomination criteria;
- (c) the nomination decision was affected by actual bias; or
- (d) there was no material on which the nomination decision could reasonably be based.

(4) All appeals against non-nomination to the TA Appeals Tribunal or the Court of Arbitration for Sport must be completed on or before **16th February 2018**.

M. CLARIFICATION OF THE POLICY

- (1) It is the athlete's responsibility to read and understand this Policy (and other supporting documents and/or policies).
- (2) In the first instance, for further clarification relating to this Policy, queries should be directed to the NPD.
- (3) If an athlete is still unclear about the Policy (and other supporting documents and/or policies) operation or effect, independent legal advice should be sought.

N. INTERPRETATION

In this Selection Criteria the following words and phrases have the following meanings:

2018Games – 2018 Commonwealth Games in the Gold Coast from 4 April 2018 to 15 April 2018.

Automatic Nomination – the process of choosing athletes for nomination by reason of performance in the 2017 WPS Gold Coast as described at **clause G(3)**.

CGA – Commonwealth Games Australia.

CGF – Commonwealth Games Federation.

ITU – International Triathlon Union.

ITU WPS – ITU World para triathlon Series.

NPD – National Performance Director.

Qualification System – CGA will determine the final number of Australian athletes to be nominated in the TEAM (as amended from time to time). The ITU and CGF determines the Athlete Allocation System which allocates quota places to Commonwealth Nations.

TA – Triathlon Australia.

TAESC – Triathlon Australia Elite Selection Committee comprising of a Chair appointed by the TA Board, and between one and four more members appointed by the TA Board from time to time.

TAESC Discretion – the process of choosing athletes for nomination at the discretion of the TAESC as described at **clause G(4)**.

TA Medical Director – the medical practitioner appointed by TA from time to time.

TEAM – means as Australian Commonwealth Games Team selected by CGA.