

CONSTITUENT BODY SHORT JUDGMENT FORM

Constituent Body	Cumbria	
Case number	15/1718	Select: <input checked="" type="checkbox"/> Red Card <input type="checkbox"/> Citing <input type="checkbox"/> Other

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PARTICULARS OF OFFENCE

Player's surname	McQuire	Date of birth	28/01/1969
Forename(s)	Ian	RFU ID #	106770
Club name	St.Benedicts	Date of match	20/01/2018
Offence & Law charged <small>(e.g. 10.4(a) strike with head)</small>	10.4(b) - Stamping/trampling	Plea	<input checked="" type="checkbox"/> Admitted <input type="checkbox"/> Not Admitted
Home team	Wilmslow	Away team	St Benedicts
Home team level*	1st xv	Away team level*	1st xv

***TEAM LEVEL REFERS TO 1ST XV, 2ND XV, COLTS, VETS, etc NOT WHOLE CLUB LEVEL**

HEARING DETAILS

Hearing date	01/02/2018	Hearing venue	Conference Call
Chairman	M J Neal	Secretary	D Morton
Panel member 1	D Wilson	Panel member 2	J. Thompson
Decision	<input checked="" type="checkbox"/> Proven <input type="checkbox"/> Not Proven		

CASE SUMMARY & SANCTION

NOTE: UNDER RFU REGULATION 19.5.2, PLAYERS ORDERED OFF ARE PROVISIONALLY SUSPENDED PENDING THE HEARING OF THEIR CASE, SUCH SUSPENSION SHOULD BE TAKEN INTO CONSIDERATION WHEN SANCTIONING

Total sanction	One Week	Entry Point	Low Entry
Banned from	21/01/2018	Banned to	27/01/2018
Ban split from	Click here to enter text.	Ban split to	Click here to enter text.
Free to play	Sunday 28 th Jan 2018	Costs	£25

NOTE: SANCTION IN MATCHES FOR AGE GRADE ONLY

NOTE: FOR SENDING OFF SUFFICIENT STATE UNDER TOTAL SANCTION

Signature (Chairman)	Click here to enter text.	Date	Click here to enter text.
Signature (Secretary)	Click here to enter text.	Date entered to GMS	Click here to enter text.

PLEASE TICK APPROPRIATE BOX: Intentional/deliberate 19.11.8(a) Reckless 19.11.8(b)

Gravity of player's actions 19.11.8(c)	Nature of actions 19.11.8(d)		
Stamped/Kicked out at an opponent	Was being held back by an opponent lying on the floor, in an attempt to get away he thrust his foot back, catching his opponent a glancing blow in the chest		
Existence of provocation 19.11.8(e)	Whether player retaliated 19.11.8(f)		
Felt he was being deliberately impeded.	N/a		
Self-defence 19.11.8(g)	Effect on victim 19.11.8(h)		
n/a	None		
Effect on match 19.11.8(i)	Vulnerability of victim 19.11.8(j)		
None	The victim stated to the referee after the game that the kick only caught him a glancing blow..		
Level of participation/premeditation 19.11.8(k)	Conduct completed/attempted 19.11.8(L)		
Thrust his foot back at an opponents hand without looking to see where his kick might land.	Completed		
Other features of player's conduct 19.11.8(m)			
Apologised to the referee immediately after the game			
Entry point number	Top end* Enter here	Mid-Range	Low End 2 weeks

NOTE: STATE NUMBER OF WEEKS OR MATCHES ENTRY POINT FOR OFFENCE – ENTRY POINT IN MATCHES FOR AGE GRADE ONLY

*If top end, the Panel should identify an entry point between the top end and the maximum sanction (19.11.9) as set out in Appendix 2

In making the above assessment, the Panel should consider the RFU guidance (Note 2) set out in Appendix 5 (page 366) to Regulation 19. Significant weight should be given to RFU regulation 19.11.8(a), 19.11.8(h) and 19.11.8(i).

Click here to enter text.

Although Low Entry for kick is 4 weeks, the panel felt that this was disproportionate to the offence and took into account the referees report and the statement to the referee of the opponent. It was felt that Low Entry 2 weeks for a stamp was more appropriate.

AGGRAVATING FACTORS (REGULATION 19.11.10)

Player's status as an offender of the Laws of the game 19.11.10(a)

No previous for 5 years.

Need for deterrent 19.11.10(b)

Any other off-field aggravating factors 19.11.10(c)

None

Number added on:

None

NOTE: AGGRAVATING IN MATCHES FOR AGE GRADE ONLY

Acknowledgement of guilt 19.11.11(a)	Player's disciplinary record/good character 19.11.11(b)
Yes, immediately after the game	Previous 2 weeks for a punch 5 years ago
Youth & inexperience of player 19.11.11(c)	Conduct prior to and at hearing 19.11.11(d)
n/a	Pleaded guilty by letter
Remorse & timing of remorse 19.11.11(e)	Other off-field mitigation 19.11.11(f)
Apologised afterwards in the clubhouse	None

Number deducted:

NOTE: MITIGATING IN MATCHES FOR AGE GRADE ONLY

NOTE: SUBJECT TO REGULATION 19.11.13, A DISCIPLINARY PANEL CANNOT APPLY A GREATER REDUCTION THAN 50% OF THE RELEVANT ENTRY POINT SUSPENSION

ANY OTHER INFORMATION