

# **Ontario Council of Shooters Appeal Policy**

## **Definitions**

These terms will have these meanings in this policy:

- (a) "Complainant"- The party appealing a decision,
- (b) "Days" – Days irrespective of weekends or holidays,
- (c) "Respondent" – The body whose decision is being appealed,
- (d) "Member" – All categories of membership defined in the Ontario Council of Shooters Bylaws, as well as all individuals engaged in activities with the Ontario Council of Shooters, including but not limited to, directors, officers, committee members, coaches, athletes, officials, referees, volunteers, and administrators,
- (e) "OCS" – Ontario Council of Shooters

## **Purpose**

Both the complainant and the respondent shall have the right to appeal the decisions and recommendations of the case review panel. A notice of intention to appeal, along with grounds for the appeal, must be provided to the chairperson of the case review panel within fourteen (14) days of the complainant or respondent receiving the panel's report.

Permissible grounds for an appeal are:

- (a) The panel did not follow procedures laid out in this policy or has otherwise failed to act in a fair and impartial manner;
- (b) Members of the panel were influenced by bias;
- (c) The panel reached a decision which was patently unfair or unreasonable.

In the event that a notice of appeal is filed with the Secretary of the OCS, the Secretary shall immediately contact the OCS President and the Vice-President who together shall appoint a minimum of three (3) members to constitute the appeal body. Up to two (2) members of the panel may also be appointed from outside the OCS. This appeal body shall consist of at least one (1) woman and at least one (1) man. These individuals must have no significant personal or professional involvement with either the complainant or respondent, and no prior involvement in the dispute between them.

The appeal body shall base its decision solely on a review of the documentation surrounding the complaint, including the complainant's and respondent's statement and the case review panel and the notice of appeal.

Within 10 (ten) days of its appointment, the appeal body shall present its findings in a report to the OCS President and the Vice-President. The appeal body shall have the authority to uphold the decision of the panel, to reverse the decision of the panel, and/or modify any of the panel's recommendations for disciplinary action or remedial measures.

A copy of the appeal body's report shall be provided, without delay, to the complainant and respondent.

The decision of the appeal body shall be final.

### **Review and Approval**

Appeal Policy reviewed and approved at Ontario Council of Shooters' Special Meeting, January 14, 2017.

The Ontario Council of Shooters' President and the Vice-President shall review this policy on an annual basis.

### **Acknowledgement**

The Ontario Council of Shooters would like to thank the Shooting Federation of Canada in the development of the OCS Appeal Policy.