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**COMPETITION**

**DISCIPLINARY, TRIBUNAL  
& SUSPENSION**

**REGULATIONS**

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## 1. Introduction

The Competition Disciplinary, Tribunal and Suspension Regulations are made by Ice Hockey Australia (IHA) trading as the Australian Ice Hockey Federation Limited (AIHF) pursuant to Section 18 “Discipline of Members” of the IHA Constitution.

This Regulation forms part of the body of ‘Rules’ governing the operations of Ice Hockey Australia, as defined in Ice Hockey Australia’s Constitution and Sport Regulations.

The penalties, fines, suspensions, Tribunal bodies and process contained in this Regulation are binding on all Ice Hockey Australia Members who compete in Ice Hockey Australia sanctioned games and/or events.

## 2. Objectives

- 2.1. To facilitate the expeditious resolution of disciplinary actions for misdemeanors occurring in IHA sanctioned competitions.
- 2.2. To ensure that all players, officials and other associated individuals and organisations observe the Rules of Ice Hockey, including the Constitution, By-Laws, Regulations, Rules of Competition and Policies of the IIHF, IHA and its affiliated Member Organisations as shall be applicable from time to time.
- 2.3. To ensure that the sport of Ice Hockey is played competitively and fairly in accordance with principles of true sportsmanship and in accordance with the Constitution, Regulations and Policies of IHA and its Member Organisations.
- 2.4. To encourage participation in the sport of Ice Hockey to improve and advance the sport of Ice Hockey as a spectator sport, and to provide a safe and secure playing and spectator environment.
- 2.5. To provide a system which sets out procedures, processes, guidelines and penalties for breaches of the IHA’s Constitution, Regulations or Policies.
- 2.6. To ensure that all charges brought against a party at a Tribunal, and any appeal from a Tribunal decision, shall be conducted fairly and in accordance with the principles of natural justice.
- 2.7. To provide a clear understanding and an overview of the Suspension, Tribunal and Appeals processes by using the Tribunal Suspension and Appeals Process Flowchart as contained in Schedule A. The flowchart is intended as a “guide” only to aid in the understanding of the relevant processes.

## 3. Definitions & Interpretation

In these Regulations, unless the context otherwise requires, the following terms shall mean-

- 3.1. **Additional Suspension** - means any suspension in addition to an automatic suspension.
- 3.2. **Appeal** - where a party can demonstrate there has been a lack of natural justice, or new evidence has come to light **“AFTER”** the original Tribunal.
- 3.3. **Suspension** - means an immediate suspension without the need for review or a Tribunal unless noted as requiring a Tribunal. Such suspension is always open to an appeal with the provision of new evidence.
- 3.4. **Committee of Management** - used in this Regulation applies to the IHA Board and any properly constituted and elected committee of management or equivalent of an IHA member association or organisation.

- 3.5. **Competition Season** - means the schedule of Regular Competition Games, Finals, Tournaments or Championships as organised and/or sanctioned by IHA or an IHA member organisation.
- 3.6. **Competition Tribunal** – means a Tribunal as formed by IHA, an IHA member state association, organisation or league.
- 3.7. **Defendant** – means a person brought under charges of this Regulation.
- 3.8. **Entering the Ice** - means a person entering onto the ice surface without prior permission from the Senior Match Official or an Assistant Match Official.
- 3.9. **Fine** - shall mean where an amount is set for a misdemeanour as determined by IHA and/or a member organisation or the Tribunal.
- 3.10. **Fixed Penalty** - means a suspension of a prescribed number of games as set out in Schedule H “Offences & Automatic Suspensions”.
- 3.11. **Offence** - means any of the offences as set out in Schedule H “Offences & Automatic” for which a set penalty can apply.
- 3.12. **Form** - means any of the forms as set out in Schedules B, C, D, E & F of these Regulations.
- 3.13. **Game** - means any game of ice hockey under the sanction of IHA.
- 3.14. **Game Official** - includes the following:
- 3.14.1. an appointed game referee; or
  - 3.14.2. an appointed linesperson; or
  - 3.14.3. any other appointed person as a game official including without limitation timekeepers, scorers and penalty box officials as designated by IHA or a member or sanctioned organisation.
- 3.15. **In-Game Penalty** - means any penalty served by a player or team official during a game in accordance with the penalties provided in Schedule H “Offences and Automatic Suspensions
- 3.16. **Misconduct** - shall mean any act or omission by a player, team official or a game official which constitutes:
- 3.16.1. a breach of IHA’s or a Member Organisation’s Regulations which may be in place from time to time;
  - 3.16.2. participating, assisting or arranging the participation or assistance of others in any game fixing, gambling or betting activities in relation to a game;
  - 3.16.3. in the opinion of IHA or a Member Organisation, conduct which is or may be prejudicial to the interests IHA, its Member Organisations or the sport of ice hockey in Australia, including any of their sponsors.
- 3.17. **Member Organisation** – means a state or national body or league that is a registered member with IHA.
- 3.18. **Player** - means a registered individual member of IHA and/or a member organisation and who is a player on a team that is a member of IHA and/or a member organisation at the relevant time.
- 3.19. **Protest** - means a formal written protest against a game result arising from an allegation that a team has fielded an ineligible player.
- 3.20. **Relevant Team** - means any team or teams which a player or team official represents (whether formally or informally), or with which the player or team official is connected in any way, as determined by IHA or an IHA member organisation or sanctioned event.

- 3.21. **Suspension** – means a disciplinary action for offences occurring in IHA or member organisation games, competitions, tournaments and national championship and affiliate organisation games operated, managed or sanctioned by the IHA and include Automatic Suspensions and any Additional Suspension.
- 3.22. **Suspended Suspension** - means a probationary suspension in addition to or an Additional Suspension.
- 3.19 **Team** - means a team participating in, affiliated with or in any other way connected with a IHA member organisation and for the removal of doubt includes an entity which has entered into a Team Licence Agreement with a IHA sanctioned League.
- 3.20 **Team Official** - means one or more of the following, whether individually or collectively:
- 3.20.1 Team Office Bearers; and
- 3.20.2 Team Officials (coach, team manager, or anyone who is officially associated with the Team).
- 3.21 **Tribunal** - means a Tribunal established pursuant to this Regulation.
- 3.22 **Tribunal Members** – means members of a Tribunal Panel.
- 3.23 **Tribunal Panel** – means an appointed person (s) with the responsibility to investigate, hear and resolve matters brought before them in accordance with these Regulations.

Any term defined in an IHA member organisation’s Constitution or Licence Agreement, as effective from time to time, shall have the same meaning as set out in that document unless otherwise expressed in this Regulation.

Headings are for convenience of reference only and do not affect interpretation.

#### 4. Jurisdiction

- 4.1. All IHA members (in this Regulation “defendant”) will be subject to, and submit unreservedly to the jurisdiction, procedures, penalties, appeal and suspension mechanisms of IHA as set out in this Regulation. All members agree that they will not become a party to any suit, at law or equity, against IHA, the IHA Board, the Committee of Management, IHA Official or any other person the subject of this Regulation until all remedies allowed by this Regulation have been exhausted.
- 4.2. IHA member organisations (states, affiliated associations and all other affiliated organisations) are responsible for the establishment and operation of Tribunal processes for matters arising in their sanctioned games.
- 4.3. IHA is responsible for the establishment and operation of IHA’s Tribunal processes for matters arising in competitions, tournaments and championship games operated, managed or sanctioned by IHA and, on matters of dispute between IHA member organisations and for matters referred to it by a member state, affiliate association or affiliate organisations.
- 4.4. IHA may intervene in disciplinary matters that are within the jurisdiction of a member organisation. IHA in considering an exercise of its discretion under this Regulation must determine whether all disciplinary or judiciary avenues available to a member under the relevant organisation’s Constitution has been exhausted.
- 4.5. IHA may remit any matter referred to it by a member organisation, where:
- 4.5.1. it considers that the matter is not of relevant significance or importance, or
- 4.5.2. the matter has not been exhausted at all lower levels of appeal, or
- 4.5.3. the matter has not been properly dealt with at the lower level.

## **5. The Purpose and Powers of the Competition Tribunal**

- 5.1. The purpose of the Competition Tribunal is to determine all reports and charges arising out of the conduct of ice hockey in the IHA, both on and off the ice. This includes charges against:
  - 5.1.1. players, team officials and game officials as reported by the game referee(s);
  - 5.1.2. any person reported under IIHF Rule 510, which covers supplementary discipline; and
  - 5.1.3. any person who is a member of the IHA or any person holding an office of the IHA who by their words or actions, bring the game of ice hockey into disrepute whilst at a competition, tournament, national championship or all other affiliated organisations game operated, managed or sanctioned by the IHA.
- 5.2. The Tribunal is empowered to discipline by method of reprimand, suspension, disqualification or expulsion. The Tribunal is not to deal with matters that are the subject of a criminal legal action and shall cease until the criminal legal action is resolved.
- 5.3. Suspended members cited for, or in the course of a Tribunal where criminal legal action has been initiated, shall remain suspended until the criminal legal proceedings have been concluded.
- 5.4. In all matters, the object of the Tribunal shall be to ensure the maintenance of an orderly disciplined sport, consistent with fair play and the rules of ice hockey.
- 5.5. Trivial or frivolous charges will not be considered by the Tribunal. Any member making such a charge may be subject to the provisions governing bringing the game into disrepute.

## **6. Composition of the Competition Tribunal**

- 6.1. IHA and its member organisations shall form and appoint a Tribunal Panel consisting of such person or persons as they shall from time to time deem fit.
- 6.2. The Tribunal Panel shall consist of a Tribunal Chairperson, plus two (2) other members as appointed by IHA or a member organisation's, Committee of Management, or in the case of national championships, the National Championship Supervisor.
- 6.3. In the case of urgency the Tribunal Chairperson shall conduct investigations and a Tribunal with one (1) other member provided the party charged consents and such consent shall not be unreasonably withheld. The Tribunal Chairperson should have a "casting vote" if the Tribunal Panel is deadlocked in its decision.
- 6.4. A person shall not be appointed to a Tribunal Panel if they are:
  - 6.4.1. an Executive Officer of IHA or the defendant's member organisation; or
  - 6.4.2. a member of a team in the competition or league of which the defendant is also a member; or
  - 6.4.3. a Director, Member or Employee of the competition or league of which the defendant is also a member; or
  - 6.4.4. a party to or in any way directly or indirectly interested in a matter to be heard by the Tribunal; or
  - 6.4.5. otherwise have any relationship with any party to the matter such that the person is or may be seen to be not independent.
- 6.5. No Tribunal Member may represent a defendant, team official or team in any proceedings before a Tribunal whilst a Tribunal Member, or within 12 months from the end of their term of appointment as a Tribunal Member.
- 6.6. In special cases where the Tribunal Chairperson sees fit, other experts may be called to sit on a tribunal.

- 6.7. The party reported or charged shall have the right to object to a particular member of a Tribunal hearing the matter, providing an objection is received on the basis of actual bias.
- 6.8. In the event that a Tribunal Member has been dismissed because of bias, a replacement Tribunal Member is to be appointed. If for some reason this is not possible and the Tribunal is reduced to two members, then the hearing may proceed, but a unanimous decision shall have to be reached before any discipline can be administered. In the event that the Tribunal is unable to reach a resolution, the matter is to be referred to the Committee of Management to convene a new Tribunal. The Defendant shall remain under suspension during the course of these proceedings, unless deemed otherwise by the Committee of Management.
- 6.9. A Minute Secretary may be present, or the Tribunal may take its own notes, but in any case, the Minute Secretary is not allowed to comment or vote on the matter before the tribunal unless they are also an appointed Tribunal Member.

## **7. Citings Before a Tribunal**

- 7.1. Any IHA member participating in an IHA sanctioned competition will be required to appear before a Tribunal if:
  - 7.1.1. they incur a reported penalty by the Game Referee as per the rules under which the competition is being played and IHA's Competition Suspension Regulations, where such penalty includes appearing before a Tribunal; or
  - 7.1.2. they are reported on a "supplementary discipline" charge under IIHF Rule 510; or
  - 7.1.3. the person is reported by an official of the IHA or a member of the IHA as having:
    - 7.1.3.1. breached, failed, refused or neglected to comply with a provision of the Rules, these Regulations or any other resolution or determination of the Assembly, Board or duly authorised Management Committee; or
    - 7.1.3.2. acted in a manner unbecoming of a Member which is prejudicial to the objects and interests of IHA, the competition and/or the sport of ice hockey; or
    - 7.1.3.3. their actions have brought IHA, the competition or the sport of ice hockey into disrepute whilst attending or participating in a competition, league, tournament and/or championship game operated, managed or under the sanction of IHA.
- 7.2. In addition to the matters in Section 5, a Committee of Management, or the IHA Board in its sole discretion, may refer to a Tribunal any other matter which they consider requires investigation or determination.
- 7.3. Any player or person receiving a Tribunal related penalty as reported by the Game Referee in an IHA sanctioned competition is not entitled to play or participate in any other IHA sanction game until the suspension has been served, or if in the case of a Tribunal, a final decision has been determined. Special consideration may be given to a suspended player who:
  - 7.3.1. Has been selected to and wishes to participate with a IHA national team in a World Championship; or
  - 7.3.2. Is entering into a playing contract with an overseas team.

Each will be considered on its own merit by the IHA Board and the player's relevant member organisation.
- 7.4. Any Individual Member who wishes to report an alleged infringement of the rules of the game shall lodge all particulars in writing with the relevant IHA member organisation, or the IHA President, within 48 hours of the alleged offence taking place to:
  - 7.4.1. their relevant member organisation for state or organisation matters; or
  - 7.4.2. IHA's President for IHA sanctioned national competitions, tournaments and championship.

Out-of-Competition matters are to be referred to the Tribunal process as outlined in IHA's Out-of-Competition Disciplinary and Tribunal Regulations or Section 18 of IHA's Constitution.

- 7.5. Any Individual Member wishing to make a charge against any club, official or player under IHA's Member Protection Policy shall lodge all particulars in writing with the relevant IHA member organisation or the IHA President.
- 7.6. Game Referees making reports against clubs, teams, officials or players arising out of a game at which they have officiated must:
  - 7.6.1. Ensure the incident and subsequent penalty is recorded on the Official Game Sheet. This should be done immediately at the end of the game in which the offence occurred and prior to handing the Official Game Sheet to the Game Scorer.
  - 7.6.2. Once the game sheet has been signed by the Game Referee, the Game Scorer is responsible to advise both team managers of reported players/team officials of the recorded offence.
  - 7.6.3. Immediately following the game, the Game Referee must complete the Game Referee's Incident Report (Schedule B) and forward the completed report to the relevant person (s) as appointed by Management Committee of IHA or the relevant member organisation with which the competition is registered.
- 7.7. Once a report has been posted by the Game Referee, it cannot be withdrawn, and the report, and any Tribunal matter pertaining to that report, must be heard by a Tribunal.
- 7.8. It is the responsibility of the charged or reported person or appropriate officials of the player's team management, to collect all supporting documentation (i.e. details of the charge or report) prior to leaving the venue. In the event that this is not possible, the documents will be available from the IHA or the member organisation's Committee of Management, or IHA National Championship Supervisor for national championship games.

## **8. Matters Referred to a Committee of Management**

- 8.1. Where a charge or report is to be submitted to a Committee of Management, the charge or report is to be forwarded to the IHA Office (for national matters) or the President/Chairman of the respective member organisation who will then advise their respective Committee of Management. The Committee of Management may either:
  - 8.1.1. refer the complaint to a Tribunal; or
  - 8.1.2. refuse to refer the complaint to a Tribunal on the basis that there is insufficient evidence to constitute a prima facie case.

## **9. Pre-Tribunal Notification Investigation & Hearing Procedures**

- 9.1. At any time, an appointed person of IHA or a member organisation is authorized to first investigate any recorded misconduct requiring a tribunal to determine if the charges require a tribunal. The reported person(s) is free to continue their participation as per their normal appointed position.
- 9.2. For Tribunal type penalties or incidents, the game sheet and referee's report is to be immediately reported to the appointed person responsible for the management and coordination of Hearings and Tribunals. This may include, but is not limited to IHA's National Championship Supervisor, the member organisation's Referee-in-Chief or an appointed person.
- 9.3. If a penalty decision constitutes a Tribunal, automatic or otherwise:
  - 9.3.1. Every attempt will be made to immediately notify the offending person personally or by telephone or email;
  - 9.3.2. If the offending person cannot be contacted either personally, or by telephone or email, notification in writing will take place by Registered Mail at the first working day

after the offence requesting them to appear before a Tribunal at a determined date, time and location.

- 9.3.3. Notwithstanding this, the cited person is to be advised in writing of the charges against them and the details of the Tribunal using the appropriate forms and a covering letter as is exemplified in the schedules of this document.
- 9.3.4. The reported person shall not participate in any further IHA sanctioned games until a final decision of the Tribunal has been determined.

## **10. Attendance at the Tribunal**

- 10.1. IHA individual members are required to attend a Tribunal if so cited. The cited member may choose not to attend the Tribunal. However, this action may be taken as an uncontested admission to the charges. Cited members are required to advise the Tribunal Chairperson prior to commencement of the Tribunal if they accept the automatic suspension as charged under Schedule H "Offences" or in the case of an automatic Tribunal, do not intend to be present.
- 10.2. If the cited person chooses not to attend the Tribunal, the Tribunal will still proceed, taking into account the evidence before it. In choosing not to attend a tribunal, the cited member waives their right to have an advocate present their case or have witnesses speak on their behalf.

## **11. Notice To Admit**

- 11.1. The cited member, upon receiving notification of a report or charge emanating from a game or incident, may choose to admit to the reported charge and accept the decision as outlined in Schedule H "Offences". If the charged person chooses not to accept the reported charge and subsequent automatic suspension, they must submit notification in writing within three working days of the Notification of Suspension being received.
- 11.2. In cases requiring a Tribunal, and/or where an additional penalty may be imposed, the charged person may choose not to admit to the report or charge. If the charged person chooses not to accept the reported charge then they must do so in writing within three working days of the notification being received. If the member does not intend to be present at the Tribunal, then the Tribunal will proceed.

## **12. Representation at Tribunals**

- 12.1. Whilst it is the right of the reported person to have legal representation, IHA discourages this practice. Should the reported person reserve the right to be legally represented, they must officially inform the Tribunal Chairman, as the tribunal may also wish to have legal representation. All parties must bear all ensuing costs associated with their legal representation regardless of the outcome.
- 12.2. The person or persons reported or charged may use the services of an Advocate to represent them, or of a parent, if under 18 years of age.

## **13. Conduct of the Tribunal**

- 13.1. Hearings by the Tribunal shall be of an informal nature. It is accepted that if proceedings do not follow the sequence set out in this Regulation, then the Tribunal cannot be seen to be improperly conducted, provided that all parties have been afforded the opportunity to state their case and bring forward appropriate evidence according to this regulation.
- 13.2. If the charged person chooses not to submit either a "Notice to Admit" or "Notice not to Accept", then the Tribunal shall proceed to determine the penalty to be imposed on the basis of the evidence presented.
- 13.3. If no "Notice to Admit" or a "Not Guilty" is submitted, then the tribunal is to proceed and the Tribunal Chairperson shall conduct the proceedings according to his/her discretion in

accordance these Regulations. However the rights and interests of the parties are to be safeguarded at all times, and on the basis of full equality, in order that natural justice should occur.

## **14. Investigation & Tribunal Process**

- 14.1. The Tribunal Panel may choose to first conduct an Investigation, or go direct to a Tribunal Hearing in any manner as they see fit, including but not limited to by way of teleconference or video conference and may, if it considers it appropriate, allow an amendment to the charges or adjourn the Hearing provided that:
  - 14.1.1. All parties affected are given a reasonable opportunity to be heard;
  - 14.1.2. The Investigation or Hearing is conducted with as little formality and technicality and with as much expedition as proper consideration of the matters before it permits;
  - 14.1.3. The Investigation or Tribunal is not bound by the rules of evidence or by the practices or procedures applicable to courts of record but may inform itself as to any matter and in such manner it deems appropriate; and
  - 14.1.4. The Investigation or Tribunal at its sole discretion may determine a matter before it in the absence of any parties.
- 14.2. Subject to this Regulation, the Tribunal may make guidelines with respect to practice and procedure of a hearing provided that such guidelines are not inconsistent with these Regulations. Any such guidelines are not binding on the Tribunal and any decision by the tribunal will not be invalid by reason of a guideline not being followed. Video evidence is not permissible as the video camera and operator may not be an approved official of the competition, or the recording is a proven to be an authenticated version of the alleged offence.
- 14.3. Notwithstanding the above, the Tribunal may follow the following sequence of procedures:
  - 14.3.1. The Tribunal must satisfy itself that the person or persons reported have had due notice and that they understand the report or charge against them by Tribunal Chairman reading out each charge;
  - 14.3.2. The Tribunal Chairman must also ensure that each Tribunal Member has copies of all relevant correspondence and documents;
  - 14.3.3. The Defendant, if present, shall then be asked if they plead "GUILTY" or "NOT GUILTY". The Defendant may reserve their plea, in which case the Tribunal Chairperson will note that an informal plea of "NOT GUILTY" has been entered;
  - 14.3.4. If the Defendant enters a plea of "GUILTY" to the charges against them, then the Tribunal may proceed with sentencing;
  - 14.3.5. If the Defendant enters a plea of "NOT GUILTY" then the Tribunal will proceed as detailed below. The Defendant shall remain present for the complete duration of the Tribunal Hearing and shall only be required to leave when the Tribunal Panel deliberates the evidence;
  - 14.3.6. The Game Referee or person making the report or charge will be asked to present their evidence to the Tribunal, and may call witnesses if they deem necessary;
  - 14.3.7. The evidence of the game referee or person laying the report or charge is then examined by the Tribunal and may be cross-examined by the reported person or their Advocate;
  - 14.3.8. After any cross-examination has taken place, the person having given evidence may be re-examined to explain matters arising from the cross-examination;
  - 14.3.9. The Defendant may then give evidence in their defense, and may call any witness or Advocate supporting their evidence.
  - 14.3.10. The Defendant's evidence is then examined by the Tribunal, and may be cross-examined by the person making the report;
  - 14.3.11. After any cross-examination of the Defendant, no further examination should take place, except with the expressed consent of the Tribunal Panel; and

14.3.12. After all evidence is presented, Defendant or their Advocate has the right to sum up their case, including making the Tribunal aware of any mitigating circumstances which the Tribunal Panel is to take into consideration before reaching their decision.

14.3.13. At the completion of the evidence:

- (a) The parties shall, if requested by the Tribunal, leave the hearing room or otherwise absent themselves from hearing the deliberations of the Tribunal. The Tribunal will consider all the evidence and submissions made during the hearing and make a determination on the balance of probabilities with respect to whether or not the matter, charge or charges have been proven;
- (b) The Defendant should be advised that they can wait while the matter is decided or take their leave, having been assured that if they take their leave they will be advised orally within one hour of the decision if this is possible, or by telephone and/or email and formally in writing within three (3) working days;
- (c) The Tribunal may determine that the Defendant is guilty of the offence charged but at a lesser grading or is guilty of a different offence;
- (d) Where the Tribunal is constituted by three (3) persons then it will be sufficient for a majority of those persons to agree on the decision;
- (e) Where the Tribunal is constituted by two (2) persons the Tribunal Chairperson shall have a casting vote;
- (f) Having considered all the material before it, including oral evidence and representations of the parties, the Tribunal will make a determination of guilty or not guilty on each of the charges against the reported person. The Tribunal will then consider what penalty is appropriate, in the event that a finding of guilty has been reached;
- (g) If guilty as charged, the Tribunal cannot award a penalty less than the prescribed penalty stated in IHA's Competition Suspension Regulations, and may award an additional penalty as deemed necessary by the Tribunal Panel;
- (h) A summary of the proceedings of the tribunal is to be recorded by the Tribunal Chairperson on a Tribunal Hearing Results Report (Schedule E); and
- (i) The Tribunal is not obliged to give reasons for any decision made by it.

## **15. Decision of the Tribunal**

15.1. The Tribunal, having considered all the evidence and submissions made during the hearing, may find that:

- 15.1.1. the charge or charges have been proved; or
- 15.1.2. the party charged is guilty of the offence charged but at a different grading; or
- 15.1.3. Is guilty of a different offence.

15.2. Having reached their determination of guilty, the Tribunal may also have regard to any matters which it considers relevant to the question of penalty and, without limitation, take into consideration:

- 15.2.1. the seriousness of the conduct with which the party is charged or found guilty of by the Tribunal;
- 15.2.2. any loss or damage sustained by any person howsoever arising from the conduct;
- 15.2.3. evidence of prior proven Misconduct by the party charged; and
- 15.2.4. insofar as they are relevant, the objectives of IHA's and/or its Member State Association's or Organisation's Constitution.

15.3. Where a Defendant is found guilty by the Tribunal of an offence listed in "Offences & Automatic Suspensions" (Schedule G), the Tribunal shall impose the corresponding penalty listed or in the case of other offences, such penalty as the Tribunal considers reasonable in the circumstances.

15.4. Subject to Clause 15.3 the Tribunal may impose, in its own absolute discretion, any one or more of the following penalties or outcomes on such terms as it sees fit:

- 15.4.1. Expulsion;
  - 15.4.2. Disqualification;
  - 15.4.3. Suspension;
  - 15.4.4. A monetary fine;
  - 15.4.5. A reprimand or caution;
  - 15.4.6. Deduction of points;
  - 15.4.7. Suspended Suspension
  - 15.4.8. Compulsory attendance at a course or courses of education or rehabilitation, including without limitation, an anger management course; or
  - 15.4.9. Any such other sanction or penalty as the Tribunal sees fit except any form of suspended penalty or a bond.
- 15.5. Any form of discipline determined is effective immediately on conclusion of the Tribunal. If an appeal is lodged, the Tribunal's judgment will stand, pending the outcome of an Appeal if one is submitted.
- 15.6. The decision of the Tribunal is to be recorded on the Tribunal Hearing Results Report (Schedule E) which is to be signed by each of the Tribunal Members.
- 15.7. On the conclusion of the Tribunal, the person cited before the Tribunal and the organisation which they are a member of is to receive written confirmation of the Tribunal's decision by telephone and/or email and in writing of the outcome of the appeal within three (3) working days after the Tribunal or in the case of a National Championship, at least one hour prior to the next game for which they would be eligible, whichever is the sooner. A suggested format for notification of the result of the Tribunal's findings to the cited person should be processed as per "Tribunal Result Advice Notification" (Schedule F).
- 15.8. Should the imposed penalty have cause to affect the cited person's responsibilities and/or a different position in another IHA member association or organisation, (E.g. cited as a player in one organisation, but coaches or officiates in another organisation) then such affect will be given consideration upon written request from the person's IHA member association or organisation in which the position is affected.

## 16. Suspended or Probationary Suspension

- 16.1. Where it is considered by the Tribunal that a "Suspended" or "Probationary" Suspension should be included in a punishment to act as a deterrent to further offences, then the Suspended or Probationary Suspension must be given in conjunction with the **minimum** automatic suspension for the relevant offence. For example:- If the penalty schedule provides for a minimum automatic suspension of one (1) week or game up to a maximum of ten (10) weeks or games, then the tribunal may award a one week or game suspension plus up to a further nine (9) week or game suspended or probationary sentence. The minimum automatic suspension must be served in the first instance.

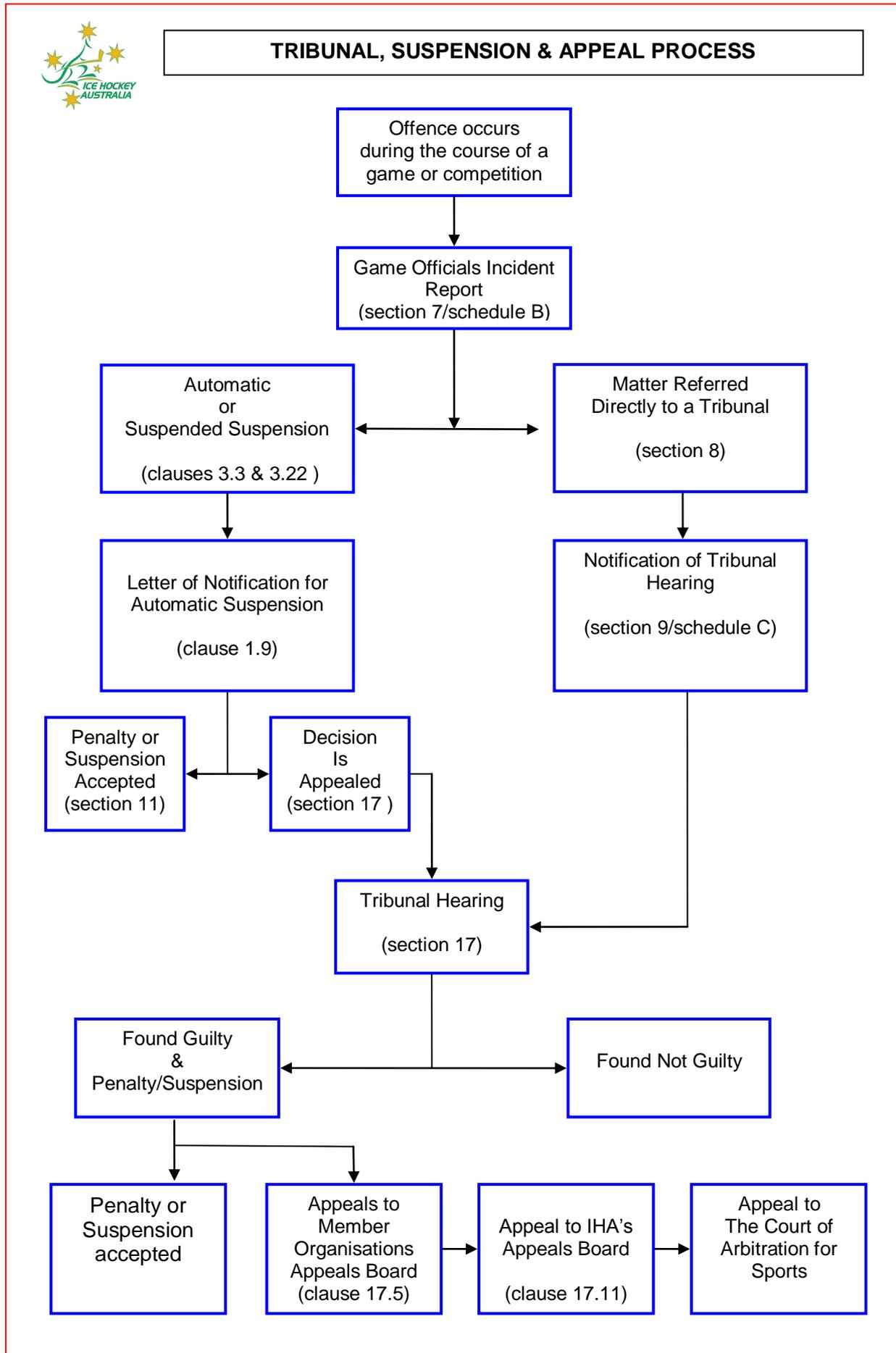
## 17. Appeals

- 17.1. Subject to these Regulations, a party subject to a determination of the Tribunal may appeal a determination to an Appeals Tribunal ("**Appeals Board**"), in accordance with IHA's or member organisation's Disciplinary Tribunal and Suspension Regulations in force at the relevant time.
- 17.2. Appeals to reopen the matter are allowed where a party can demonstrate there has been a lack of natural justice, or new evidence has come to light "**AFTER**" the original Tribunal. In these circumstances, the matter should be referred back to the relevant member organisation or IHA's Committee of Management (for national matters) in which the Tribunal was first heard. New evidence can also include taking evidence from someone outside of IHA. Video evidence is not permissible unless all parties are in agreement.
- 17.3. A Notice of Appeal must be lodged by telephone and/or email and in a formal written request of the outcome of the appeal within three (3) working days of notification of the decision of the

Tribunal, including payment of any “**Appeals Fee**” which may be in place at the time.

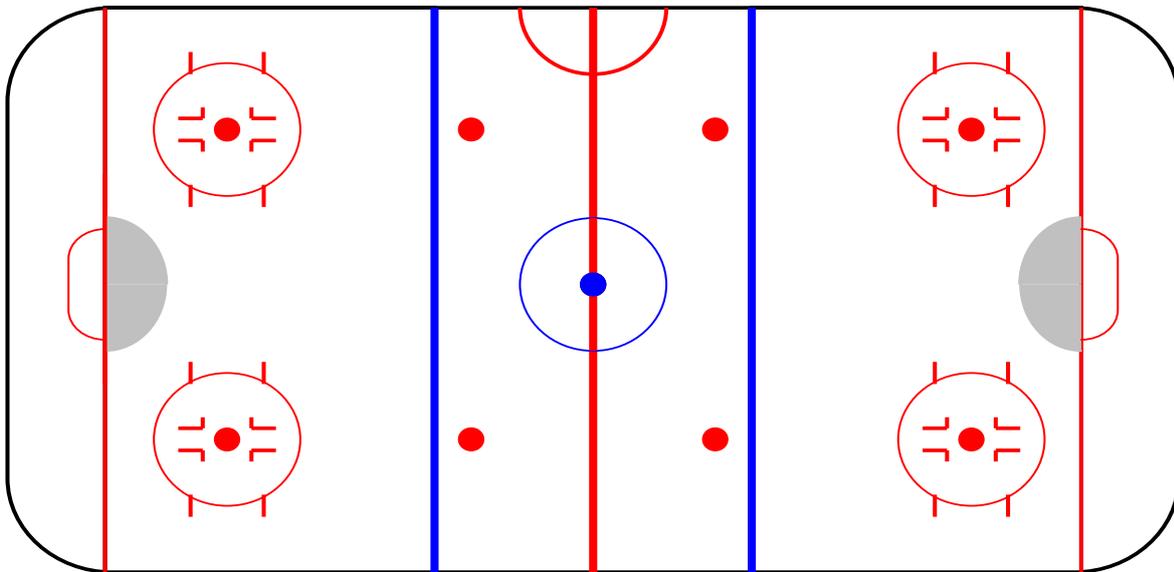
- 17.4. Where the appeal is in relation to a suspension, such suspension shall remain in place pending the determination of the appeal.
- 17.5. Appeals are to be heard by an Appeals Board as established by the Committee of Management of IHA or member organisation and who has jurisdiction over the matter.
- 17.6. The Appeals Board has the power to hear appeals under these Regulation or appeals allowed under any other member organisation’s Regulations or Policies. The Appeals Board shall convene and conduct its proceedings in accordance with IHA’s Disciplinary Tribunal and Suspension Regulations in force at the relevant time.
- 17.7. An Appeal “**cannot**” be made against:
  - 17.7.1. the severity of a punishment awarded by the Tribunal, unless new and mitigating evidence can be presented; or
  - 17.7.2. a decision by a Committee of Management not to proceed with a complaint on the grounds that there is insufficient evidence to constitute a prima facie case for a Tribunal Hearing.
- 17.8. The Appeals Board will consist of any two members of the Committee of Management plus the Disciplinary Tribunal Chairperson.
- 17.9. The Appeals Hearing is to be held as soon as practical, but no later than seven days of receipt of a formal written appeal. The Appeal Hearing is to be conducted using the same procedures as those used for the original Tribunal Hearing.
- 17.10. The Appeals Board may elect to uphold the original decision, vary it, or uphold the appeal. The appellant is to be immediately advised by telephone and/or email and formally in writing of the outcome of the appeal within three (3) working days of notification of the Appeals Board’s decision.
- 17.11. Should an appellant not be satisfied with the Appeals Board’s decision, then the appellant may request by telephone and/or email and formally in writing on the outcome of the appeal within three (3) working days of notification of the decision that the matter be referred to an Appeals Board as established by IHA or the relevant member organisation’s Committee of Management.
- 17.12. A fee of \$1,000 applies for all such appeals and is to be submitted at the time the appeal is lodged. The appeal fee is lost where the appeal is dismissed.
- 17.13. At all times, members have the right to submit an appeal to the Court of Arbitration for Sport. Such appeals should only be lodged when all avenues of recourse available under these Regulations have been exhausted.
- 17.14. Whilst it is the right of the reported person or persons to have legal representation, the IHA discourages this practice. Should the reported person reserve the right to be legally represented, then they must bear all ensuing costs associated with their legal representation regardless of the outcome.
- 17.15. An Appellant shall attend and appear before the Appeals Board at the date, time and place fixed for hearing of the appeal. Where an Appellant fails to attend before the Appeals Board, the Appeals Board may hear and determine the appeal in the Appellant’s absence

Schedule A: Tribunal, Suspension & Appeal Process





Please use this rink diagram to assist in explaining the incident:



The **“Game Sheet”** only is to be signed off by the Game Referee and submitted to the Score Keeper for forwarding to the team managers prior to them leaving the premises.

Date:.....

Referee Signature:.....

Linesperson Signature:.....

Linesperson Signature:.....

***In the case of a national championship, the National Championship Supervisor or Referee-in-Chief has read this report and has nothing to add.***

National Championship Director:..... Signature:.....

Referee-in-Chief:..... Signature:.....

***The Game Referee and/or IHA Referee-in-Chief shall submit a copy of this Report along with the Game Sheet to the IHA Office and all relevant member organisation bodies or state association offices immediately following the game.***

**Schedule C: Notification of Automatic Suspension Advice**



**NOTIFICATION OF SUSPENSION ADVICE**

Date:.....

Name:.....

Address:.....  
[suburb] [state] [post code]

Attention: [team] and [suspended player]

You are hereby advised that **[players name]** of the **[team]** has received a Penalty at [time] of the **[period number]** period in [competition/league] **[Game #] (if req'd)** between the **[home team]** and the **[visiting team]** on the **[date]** at the **[ice venue or location]**.

As a result, the called and recorded penalty constitutes an automatic game (s) suspension as stated in the IHA's "Offences & Automatic Suspensions" (Schedule H) and as stated below.

[Rule #] Offence: **[penalty category – game misconduct, match, etc.]**

Any player assessed a [penalty category] under [Rule #] during the game shall be assessed the minimum automatic suspension of [#] games. The suspended number of games must be served concurrently in [competition/league] games. (If AIHL, AWIHL or local league games then signify as exemplified below):

- Example: #50 July 4th, 2009 Newcastle vs. Adelaide**
- Example: #29 July 5th, 2009 Newcastle vs Sydney Bears**
- Example: #55 July 11<sup>th</sup>, 2009 Newcastle vs. Melbourne Ice**

Until such time as the numbers of games applied are served, you will not be allowed to participate in any IHA sanctioned games. The suspension does not prevent you from continuing to train with your team.

[Signature]:

[printed name]  
[position title]  
[contact numbers]

Schedule D: Notification of Tribunal



# Ice Hockey Australia

(Trading name of the Australian Ice Hockey Federation)

ABN 77 106 538 293

23 DICKERSON WAY, REDWOOD PARK

SOUTH AUSTRALIA 5097

Tel : +61 8 8251 1734 Fax: +61 8 8251 5156

[iha@iha.org.au](mailto:iha@iha.org.au)

[www.iha.org.au](http://www.iha.org.au)

[ date ]

[ name ]

[ address ]

[ suburb ] [ state ] [post code]

**Subject: NOTIFICATION OF TRIBUNAL**

Dear [ name ]

You are hereby advised that the .....  
(member organisation / IHA )

have convened a Tribunal to investigate an incident which occurred on .....  
( date )

at ..... during a game between .....  
( venue ) ( team / club / division )

and ..... in which it is alleged you were involved.  
( team / club / division )

Specifically, the Tribunal will be hearing the following charge/s against you in regards to IHA / IIHF Rule #: (detail the offence or offences including the rule number) .....

.....  
.....  
.....  
.....  
.....  
.....  
.....

The Tribunal will be hearing the matter against you as follows:

Date: ..... ( day ) ..... ( date ) ..... ( time )

Location: ..... ( specify exact location where the Tribunal will be held )

Tribunal Chairperson: ..... ( printed name ) ..... (signature) ..... (contact phone number )

For your information, you are advised of the following:

- a. You are required to appear at this Tribunal. Failure to appear will result in your continued suspension and the matter will be determined in your absence. If you do not appear at the Tribunal, you will forego the right to be represented by any adviser or to have any witnesses there on your behalf;
- b. If, because of some serious and urgent reason, you are unable to attend the Tribunal as scheduled, you must contact the Tribunal Chairperson with your request for deferment. The Chairperson's decision on whether or not to agree to defer your Tribunal hearing will be final. If a deferment is granted, you continue to remain suspended from playing in any game organised by, or under the control of the IHA until the conclusion of your Tribunal;
- c. In appearing before the Tribunal you may be represented by an Advocate (adviser, club official or parent if you are under 18 years of age);
- d. At the Tribunal you are entitled to bring two (2) witnesses to substantiate your version of the incident;
- e. At the Tribunal you will be fully apprised of the complaint against you, and you will be given the opportunity to give your version of the incident. You will also be required to answer any direct questions the Tribunal may ask you in relation to the incident;
- f. The Tribunal will consist of three persons, the Tribunal Chairperson and two other members who may or not be members of IHA. The Tribunal will be conducted in accordance with the IHA's Competition Tribunal & Automatic Suspension Regulations, a copy of which is enclosed with this letter for your further information;
- g. If you are cited at a national championship or during a member organisation's game, event or competition and choose to admit to the charges and accept the charges as detailed in IHA's Competition Tribunal & Automatic Suspension Regulations or not attend a Tribunal where one is warranted under the IHA's Competition Tribunal & Automatic Suspension Regulations, you must immediately inform the National Championship Supervisor or your respective member organisation's Referee-in-Chief and/or Chairperson;
- h. If you are cited at a game in normal competition and choose to admit to the charges and accept the charges as detailed in IHA's Competition Tribunal & Automatic Suspension Regulations or not attend a Tribunal where one is warranted under the IHA's Competition Tribunal & Automatic Suspension Regulations, you must advise your intention to admit in writing to your respective IHA member organisation's President/Chairperson within 24 hours on completion of the game in which the alleged charge took place;
- i. The decision of the Tribunal will be advised as soon as possible after the hearing. Your IHA member organisation and/or Club will also be advised of the decision of the Tribunal; and
- j. Pending the decision of the Tribunal, you may continue training with your team, subject to your Club's direction.

Yours faithfully,

.....  
[signature ]

.....  
[printed name ]

.....  
[position ]

.....  
[date]

## Schedule E: Tribunal Hearing Results Advice

 <b>TRIBUNAL HEARING RESULTS ADVICE</b>		
Date: ..... Time: ..... Location: .....		
Tribunal Chairperson: ..... <div style="text-align: center; font-size: small;">[ printed name ]</div>		
Member-1: ..... <div style="text-align: center; font-size: small;">[ printed name ]</div>	Member-2: ..... <div style="text-align: center; font-size: small;">[ printed name ]</div>	
<b>Charge Details</b>		
Date of Game: ..... Venue: .....		
Game: ..... Vs ..... Grade: .....		
Defendant's Name: ..... Player No: ..... Team: ..... <div style="text-align: center; font-size: small;">[ printed name ]</div>		
<b>Alleged Offences:</b>		
Rule No.	Offence	Plea (Guilty/Not Guilty)
1. ....	.....	.....
2. ....	.....	.....
3. ....	.....	.....
Representative: .....		
Witnesses: .....		
Game Referee: ..... Did Referee Testify?    Yes    No		
Linesperson 1: ..... Linesperson-2: .....		
Other Witnesses: .....		
Summary of Hearing: .....		
.....		
.....		
<b>Findings:</b>		
	<b>Guilty/Not Guilty</b>	<b>Penalty</b>
Charge 1	.....	.....
Charge 2	.....	.....
Charge 3	.....	.....
Defendant Advised?    YES    NO		
<b>Tribunal Members: (Signed)</b>		
Chairperson: .....	.....	.....
( printed name )	( signature )	
Member 1: .....	.....	.....
( printed name )	( signature )	
Member 2: .....	.....	.....
( printed name )	( signature )	

Schedule F: Tribunal Result Advice Notification



TRIBUNAL RESULT ADVICE NOTIFICATION

Date:.....

Player's name:.....

Players address:..... / ..... / .....
[ suburb ] [ state ] [post code]

RESULT OF TRIBUNAL HEARING

The purpose of this letter is to officially advise you of the outcome of the IHA Disciplinary Tribunal held on (date) at (location) to investigate an incident in which you were involved.

Having heard the evidence against you, and your own evidence, the Tribunal has reached the following decisions in regard to the charges against you:

Offence: guilty not guilty suspended suspension automatic suspension

Suspended Suspension:.....
.....
.....
.....
.....

Automatic Suspension:

Based on the above suspensions awarded, you are suspended from playing any game organised by or under the control of the IHA or a member organisation of the IHA until (date)

Unless otherwise advised and subject to the direction of your Club or Team officials, you may continue to train with your team.

Yours faithfully,

Tribunal Chairperson

In an effort to provide clarity and consistency of procedure, process and meet the expectations of all IHA members, IHA'S Competition Tribunal & Automatic Suspension Regulations are presented in this document.

The prime objective of the Regulations is to reduce the number of minimum games for offenders, and to place the onus of responsibility on the players and team officials to alleviate match, major and game misconduct penalties and the subsequent penalty for these actions. The objective also includes alleviating the need for a Tribunal for penalties, and their subsequent automatic suspension, that regardless if they were contested would still prevail. However, this does not remove the right of the penalised person, IHA, member organisation, or the Tribunal Committee to request a Tribunal.

Included in the regulations is a table giving definition to the various match, major and game misconduct penalties as they are written in the IIHF's Rule Book. The table also indicates the minimum number of suspended games for each of these penalties.

It is expected that all IHA member organisation teams understand that the IIHF Rule and Case Books are the adopted rules under which all IHA sanctioned games are played.

### **Introduction**

During the course of a game, an official must use judgment in determining many infractions. However, there are numerous areas of the rule book which call for certain actions or rules to be followed that are not necessarily determined to be judgment calls or critical to the playing of the game, but none the less are important to ensure a game is played in a "fair" and "safe" manner. By teams observing strict adherence to these "fringe" rules, the official and IHA member organisation's teams can focus on the "playing of the game" rather than the fringe issues that make up the Rule Book.

To that end, IHA member organisation teams will be asked to abide by the following rules, with the onus on the coaches to enforce these rules with their team, and that by abiding by these rules, the officials assigned to these games will not have to penalise such infractions. However, should an IHA member organisation's team fail to abide by these rules, officials are required to assess the appropriate penalties as outlined in the Rule Book.

In an IHA national championship, tournament or member organisation's games, any player or team official assessed a second game misconduct or match penalty shall be automatically suspended from any further participation in the championship, tournament or member organisation's games unless a Tribunal takes place to hear the offence. The allocated number of suspended games will continue to apply.

If such suspension (s) cannot be served in the championship, tournament or the member organisation's games, then the remainder of the suspension shall carry over into the player's or team official's scheduled games in their respective member organisation. Discretion may be given to players selected to a national team or seeking a contract with an overseas team by the IHA Board.

The automatic suspension (s) awarded in IHA sanctioned games as per the IHA's Competition Suspension Regulations are to be applied by all IHA member governing organisations.

All match, major and game misconduct penalties shall be reported to the IHA office, IHA's Referee-in-Chief, and the member organisation's Referee-in-Chief immediately following the game.

### **Major and Game Misconduct Penalties**

Major and game misconduct penalties are considered as "judgment calls".

***Any player who receives a major and an automatic game misconduct during the first, second or first half of the third period will serve the game misconduct in the current game. Any player who receives a major and an automatic game misconduct during the last half of the third and overtime periods shall be assessed the minimum automatic game(s) suspension as per the IHA's Competition Tribunal & Suspension Regulations. The suspension does not include the game in which the penalty was assessed, (i.e. Major penalty + Game Misconduct, Game Misconduct, or Match Penalty), but the automatic suspension will be the next game or games.***

The nominated IHA or member organisation's authorities shall have the power to further suspend the player or team official from participating in any further IHA sanctioned games. It is to be understood, that a hearing will not be convened by the proper authorities to discuss a referee's judgment call (i.e. If the call is a Match penalty for spearing, then the number of game suspension (s) will apply).

All major and game misconduct penalties, or incidents requiring the aforementioned discipline actions, are to be entered on the IIHF Referee Game Report Form (Section B) by the game referee and, shall be reported to the IHA office, the IHA Referee-in-Chief and the member organisation's Referee-in-Chief immediately following the game. Dependent on the severity of the incidents, further disciplinary action may be imposed by the appropriate authorities.

A formal Letter of Notification will be sent to the offending player advising them of the automatic suspension and the right of appeal to the suspension as per these Regulations.

### **Match Penalties**

Where a player receives a match penalty by the game referee for one of the offences listed in the Automatic Suspensions, the corresponding automatic game suspension applies without the need to refer the matter to a Tribunal.

All match penalties, or incidents requiring the aforementioned discipline actions, are to be entered on the IIHF Referee Game Report Form (Section B) by the Game Referee and, shall be reported to the IHA office, the IHA Referee-in-Chief and the member organisation's Referee-in-Chief immediately following the game. Once the referee's call on a match penalty has been confirmed by the IHA Referee-in-Chief, the minimum suspension shall be put in effect. Dependent on the severity of the incidents, further disciplinary action may be imposed by the appropriate IHA or member organisation's authorities.

At the same time, the application of an automatic game(s) suspension does not remove the right of the player to request a Tribunal if they disagree with the decision. Where "Tribunal" is listed against an offence, then the matter must go before a Tribunal for decision.

In addition to the automatic suspension imposed under these rules, the proper IHA or member organisation's authorities may, at any time after the conclusion of the game, investigate any incident and may assess additional suspensions for any offence committed on or off the ice at any time before during and after the game, whether or not such offences have been penalized by the game referee. If an investigation is requested by a club or by a member organisation's team on its own initiative, it must be initiated within forty-eight (48) hours following the completion of the game in which the incident occurred.

With the exception of decisions made in response to "Indefinite Suspensions", all discipline decisions made by the IHA Referee-in-Chief, Tournament Directorate and/or IHA Representative shall be the final IHA decision. Decisions that are made in response to an "Indefinite Suspension" may be appealed to IHA's or the member organisation's President. It is to be understood that the time required for the President to respond may be delayed because of availability or the gathering of facts.

## Schedule H: Offences & Automatic Suspensions

IIHF Rule Number	OFFENCE	Number Of Games
Match Penalty 507	For a <b>Match</b> penalty, any player, goalkeeper or team official shall be ruled off the ice and ordered to the dressing room for the balance of the game and substitution shall be permitted after five minutes.	
Supplementary Discipline 510	In addition to the suspension imposed under these rules, the Proper Authorities may, at any time after the conclusion of the game, investigate any incident and may assess additional suspensions for any offence committed on or off the ice at any time before, during and after a game, whether or not such offences have been penalized by the Game Referee.	
Boarding 520	a) A player who body checks, elbows, charges or trips an opponent in such a manner that it causes the opponent to be thrown violently into the boards, shall be assessed at the discretion of the Game Referee, a:	
	<ul style="list-style-type: none"> <li>• <b>Major</b> penalty + <b>Automatic Game Misconduct</b> penalty (5'+GM)</li> </ul>	1
	or	
	<ul style="list-style-type: none"> <li>• <b>Match</b> penalty (MP)</li> </ul>	1
Butt-Ending 521	b) A player who injures his opponent as a result of boarding shall be assessed at the discretion of the Game Referee, a:	
	<ul style="list-style-type: none"> <li>• <b>Major</b> penalty + <b>Automatic Game Misconduct</b> penalty (5'+GM)</li> </ul>	1
	or	
	<ul style="list-style-type: none"> <li>• <b>Match</b> penalty (MP)</li> </ul>	2
	c) A player who injures his opponent by a butt-ending shall be assessed a:	
	<ul style="list-style-type: none"> <li>• <b>Match</b> Penalty (MP)</li> </ul>	2
Charging 522	a) A player who runs, jumps or charges an opponent or who runs, jumps or charges the opposing goalkeeper in his crease shall be assessed at the discretion of the Game Referee, a:	
	<ul style="list-style-type: none"> <li>• <b>Major</b> penalty + <b>Automatic Game Misconduct</b> penalty (5'+GM)</li> </ul>	1
	or	
	<ul style="list-style-type: none"> <li>• <b>Match</b> penalty (MP)</li> </ul>	1
	b) A player who injures his opponent as a result of charging shall be assessed at the discretion of the Game Referee, a:	
	<ul style="list-style-type: none"> <li>• <b>Major</b> penalty + <b>Automatic Game Misconduct</b> penalty (5'+GM)</li> </ul>	1
Checking from Behind 523	or	
	<ul style="list-style-type: none"> <li>• <b>Major</b> penalty + <b>Automatic Game Misconduct</b> penalty (5'+GM)</li> </ul>	1
	or	
	<ul style="list-style-type: none"> <li>• <b>Match</b> penalty (MP)</li> </ul>	2
	b) A player who injures an opponent as result of checking from behind shall be assessed a:	
	<ul style="list-style-type: none"> <li>• <b>Match</b> penalty (MP)</li> </ul>	2

Clipping 524	a) A player who lowers his own body position to deliver a check on or below an opponents' knees shall be assessed at the discretion of the Game Referee, a: <ul style="list-style-type: none"> <li>• <b>Major</b> penalty + <b>Automatic Game Misconduct</b> penalty</li> </ul>	1
	or	1
	• <b>Match</b> penalty (MP)	
	b) A player who injures his opponent by a clipping action shall be assessed at the discretion of the Game Referee, a: <ul style="list-style-type: none"> <li>• <b>Major</b> penalty + <b>Automatic Game Misconduct</b> penalty (5'+GM)</li> </ul>	1
or		2
• <b>Match</b> penalty (MP)		
Cross Checking 525	a) A player who cross-checks an opponent shall be assessed at the discretion of the Game Referee, a: <ul style="list-style-type: none"> <li>• <b>Major</b> penalty + <b>Automatic Game Misconduct</b> penalty (5'+GM)</li> </ul>	1
	or	1
	• <b>Match</b> Penalty (MP)	
	b) A player who injures an opponent by cross-checking shall be assessed at the discretion of the Game Referee, a: <ul style="list-style-type: none"> <li>• <b>Major</b> penalty + <b>Automatic Game Misconduct</b> penalty (5'+GM)</li> </ul>	1
or		2
• <b>Match</b> penalty (MP)		
Elbowing 526	a) A player who uses his elbow to foul an opponent shall be assessed at the discretion of the Game Referee, a: <ul style="list-style-type: none"> <li>• <b>Major</b> penalty + <b>Automatic Game Misconduct</b> penalty (5'+GM)</li> </ul>	1
	or	1
	• <b>Match</b> penalty (MP)	
	b) A player who injures an opponent by elbowing <ul style="list-style-type: none"> <li>• <b>Major</b> penalty + <b>Automatic Game Misconduct</b> penalty (5'+GM)</li> </ul>	1
or		2
• <b>Match</b> penalty (MP)		
Excessive Roughness 527	a) Any player who commits an action not permitted by the rules that may cause or causes an injury to an opponent, or to a team or game official <ul style="list-style-type: none"> <li>• <b>Match</b> penalty (MP)</li> </ul>	2 or Tribunal
	b) The circumstances shall be reported to the Proper Authorities	
Fisticuffs or Roughing 528 (Refer to Schedule 1 for Procedure)	a) A player who intentionally takes off his glove/s in a fight or altercation shall be assessed at the discretion of the Game Referee, a: <ul style="list-style-type: none"> <li>• <b>Misconduct</b> Penalty (10')</li> </ul>	2
	b) A player who starts fisticuffs shall be assessed a: <ul style="list-style-type: none"> <li>• <b>Match</b> penalty (MP)</li> </ul>	
	c) A player, having been struck, retaliates with a blow or attempts a blow shall be assessed a: <ul style="list-style-type: none"> <li>• <b>Minor</b> penalty (2')</li> </ul>	
	d) Any player or goalkeeper who is the first to intervene in an altercation already in progress, shall be assessed in addition to any other penalties incurred in the incident a: <ul style="list-style-type: none"> <li>• <b>Game Misconduct</b> penalty (GM)</li> </ul>	1
	e) If a player, after he has been ordered by the Referee to stop, continues the altercation, attempts to continue, or resists a Linesman in the discharge of his duties, shall be assessed at the discretion of the Game Referee, a: <ul style="list-style-type: none"> <li>• <b>Double Minor</b> penalty</li> </ul>	1
	or	
• <b>Major</b> penalty + <b>Automatic Game Misconduct</b> penalty (5'+GM)		
or		
• <b>Match</b> penalty (MP)		

	<p>f) A player or goalkeeper who is on or off the ice and is involved in an altercation or fisticuffs with a player or goalkeeper off of the playing surface shall be assessed, at the discretion of the Referee, a:</p> <ul style="list-style-type: none"> <li>• <b>Misconduct penalty (10')</b> or</li> <li>• <b>Game Misconduct penalty (GM)</b> or</li> <li>• <b>Match penalty (MP)</b></li> </ul> <p>g) A team official who is on or off the ice and is involved in an altercation with a player or team official on or off the playing surface shall be assessed at the discretion of the Game Referee, a:</p> <ul style="list-style-type: none"> <li>• <b>Game Misconduct penalty (GM)</b> or</li> <li>• <b>Match penalty (MP)</b></li> </ul> <p>h) If a player is deemed guilty of unnecessary roughness, shall be assessed at the discretion of the Game Referee, a:</p> <ul style="list-style-type: none"> <li>• <b>Minor penalty (2')</b> or</li> <li>• <b>Double Minor penalty (2'+2')</b> or</li> <li>• <b>Major penalty + Automatic Game Misconduct penalty (5'+GM)</b></li> </ul> <p>i) A player who grabs or holds the face mask or helmet or pulls the hair of an opponent, shall be assessed at the discretion of the Game Referee, a:</p> <ul style="list-style-type: none"> <li>• <b>Minor penalty (2')</b> or</li> <li>• <b>Major penalty + Automatic Game Misconduct Penalty (5'+GM)</b></li> </ul> <p>j) A goalkeeper using his blocker glove to punch an opponent in the head, neck or face area shall be assessed a:</p> <ul style="list-style-type: none"> <li>• <b>Match penalty (MP)</b></li> </ul>	<p>1</p> <p>2</p> <p>1</p> <p>2</p> <p>1</p> <p>2</p> <p>2</p>
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Head Butting 529	<p>a) A player who attempts to or deliberately head-butts an opponent shall be assessed a:</p> <ul style="list-style-type: none"> <li>• <b>Match penalty (MP)</b></li> </ul>	2
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High Sticking 530	<p>a) A player who carries or holds his stick or any part of it above the height of his shoulders that makes contact with an opponent shall be assessed at the discretion of the Game Referee, a:</p> <ul style="list-style-type: none"> <li>• <b>Minor penalty (2')</b> or</li> <li>• <b>Major penalty + Automatic Game Misconduct penalty (5'+GM)</b> or</li> <li>• <b>Match penalty (MP)</b></li> </ul> <p>b) A player who carries or holds his stick or any part of it above the height his shoulders that makes contact with an opponent and causes an injury with his stick or any part of it to an opponent shall be assessed at the discretion of the Game Referee, a:</p> <ul style="list-style-type: none"> <li>• <b>Major Penalty + Automatic Game Misconduct, (5'+GM) or</b></li> <li>• <b>Match Penalty (MP)</b></li> </ul> <p>c) However, if the high sticking action that caused the injury was judged accidental, the offending player shall be assessed a:</p> <ul style="list-style-type: none"> <li>• <b>Double Minor penalty (2'+2')</b></li> </ul>	<p>1</p> <p>1</p> <p>1</p> <p>2</p>
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Holding an Opponent 531	<p>a) A player who holds an opponent with his hands or stick or in any other way shall be assessed a:</p> <ul style="list-style-type: none"> <li>• <b>Minor Penalty (2')</b></li> </ul>	
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Holding the Stick 532	<p>a) A player who holds an opponent's stick with his hands or in any other way shall be assessed a:</p> <ul style="list-style-type: none"> <li>• <b>Minor penalty (2')</b></li> </ul>	
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<p>Hooking 533</p>	<p>a) A player who impedes or seeks to impede the progress of an opponent by hooking him with his stick shall be assessed at the discretion of the Game Referee, a:</p> <ul style="list-style-type: none"> <li>• <b>Minor</b> penalty (2')</li> <li>or</li> <li>• <b>Major</b> penalty + <b>Automatic Game Misconduct</b>, (5'+GM)</li> <li>or</li> <li>• <b>Match</b> penalty (MP)</li> </ul> <p>b) A player who injures an opponent by hooking shall be assessed at the discretion of the Game Referee a:</p> <ul style="list-style-type: none"> <li>• <b>Major</b> penalty + <b>Automatic Game Misconduct</b>, (5'+GM)</li> <li>or</li> <li>• <b>Match</b> penalty (MP)</li> </ul>	<p>1</p> <p>1</p> <p>1</p> <p>2</p>
<p>Interference 534</p>	<p>a) A player who interferes or impedes the progress of an opponent who is not in possession of the puck shall be assessed a</p> <ul style="list-style-type: none"> <li>• <b>Minor</b> penalty (2')</li> </ul> <p>b) A player on either the player's bench or penalty bench who, by means of his stick or body, interferes with the movement of the puck or any opponent on the ice during the progress of play, shall be assessed a:</p> <ul style="list-style-type: none"> <li>• <b>Minor</b> penalty (2')</li> </ul> <p>c) A player who, by means of his stick or body, interferes with or impedes the progress of the goalkeeper while he is in the goal crease, shall be assessed a:</p> <ul style="list-style-type: none"> <li>• <b>Minor</b> Penalty (2')</li> </ul>	
<p>Kicking 535</p>	<p>a) A player who kicks or attempts to kick another player shall be assessed a:</p> <ul style="list-style-type: none"> <li>• <b>Match</b> penalty (MP)</li> </ul>	<p>4</p>
<p>Kneeing 536</p>	<p>a) A player who uses his knee to foul an opponent shall be assessed at the discretion of the Game Referee, a:</p> <ul style="list-style-type: none"> <li>• <b>Minor</b> penalty (2')</li> <li>or</li> <li>• <b>Major</b> penalty + <b>Automatic Game Misconduct</b> penalty (5'+GM)</li> <li>or</li> <li>• <b>Match</b> penalty (MP)</li> </ul> <p>b) A player who injures an opponent by kneeling shall be assessed, at the discretion of the Game Referee, a:</p> <ul style="list-style-type: none"> <li>• <b>Major</b> penalty + <b>Automatic Game Misconduct</b> penalty (5'+GM)</li> <li>or</li> <li>• <b>Match</b> penalty (MP)</li> </ul>	<p>1</p> <p>1</p> <p>1</p> <p>2</p>
<p>Slashing 537</p>	<p>a) A player who impedes or seeks to impede the progress of an opponent by slashing with his stick shall be assessed, at the discretion of the Game Referee, a:</p> <ul style="list-style-type: none"> <li>• <b>Minor</b> penalty (2')</li> <li>or</li> <li>• <b>Major</b> penalty + <b>Automatic Game Misconduct</b> penalty (5'+MP)</li> <li>or</li> <li>• <b>Match</b> penalty (MP)</li> </ul> <p>b) A player who injures an opponent by slashing shall be assessed at the discretion of the Game Referee, a:</p> <ul style="list-style-type: none"> <li>• <b>Major</b> penalty + <b>Automatic Game Misconduct</b> penalty, (5'+GM)</li> <li>or</li> <li>• <b>Match</b> penalty (GM)</li> </ul> <p>c) A player who swings his stick at another player in the course of any altercation shall be assessed at the discretion of the Game Referee a:</p>	<p>1</p> <p>1</p> <p>1</p> <p>2</p>

	<ul style="list-style-type: none"> <li>• <b>Major penalty + Automatic Game Misconduct penalty (5'+GM)</b> or</li> <li>• <b>Match Penalty (GM)</b></li> </ul>	1  Tribunal
Spearing 538	<p>a) A player who attempts to spear an opponent shall be assessed a:</p> <ul style="list-style-type: none"> <li>• <b>Double Minor penalty + Misconduct Penalty (2'+2'+10)</b></li> </ul> <p>b) A player who spears an opponent shall be assessed at the discretion of the Game Referee, a:</p> <ul style="list-style-type: none"> <li>• <b>Major penalty + Automatic Game Misconduct penalty (5'+GM)</b> or</li> <li>• <b>Match penalty (GM)</b></li> </ul> <p>c) A player who injures an opponent by spearing shall be assessed a:</p> <ul style="list-style-type: none"> <li>• <b>Match penalty (GM)</b></li> </ul>	1  2  2
Tripping 539	<p>a) A player who shall place his stick, leg, foot, arm, hand or elbow in such a manner that it shall cause his opponent to trip or fall shall be assessed at the discretion of the Game Referee, a:</p> <ul style="list-style-type: none"> <li>• <b>Minor penalty (2')</b> or</li> <li>• <b>Major penalty + Automatic Game Misconduct penalty (5'+GM)</b> or</li> <li>• <b>Match penalty (GM)</b></li> </ul> <p>b) A Player who injures an opponent by tripping shall be assessed at the discretion of the Game Referee, a:</p> <ul style="list-style-type: none"> <li>• <b>Major penalty + Automatic Game Misconduct penalty (5'+GM)</b> or</li> <li>• <b>Match penalty (GM)</b></li> </ul>	1  1  1  2
Checking to The Head and Neck Area 540 <i>(see definitions in IIHF Rule Book -Page 82)</i>	<p>a) A player who directs a check or blow, with any part of his body or equipment to the head and neck area of an opposing player or “dives” or “forces” the head of an opposing player into the protective glass on boards, shall be assessed at the discretion of the Game Referee, a:</p> <ul style="list-style-type: none"> <li>• <b>Minor penalty + Automatic Misconduct penalty (2'+10')</b> or</li> <li>• <b>Major penalty + Automatic Game Misconduct penalty (5'+GM)</b> or</li> <li>• <b>Match penalty (MP)</b></li> </ul> <p>b) A player who injures an opponent as result of checking to the head and neck area shall be assessed a:</p> <ul style="list-style-type: none"> <li>• <b>Match penalty (MP)</b></li> </ul> <p>c) This rule supersedes Rules 520, 522, 525, 526, and 537 with regards to all actions described under articles a) and b).</p> <p>d) Blows to the head area during a fight or altercation are covered and are to be penalised under Rule 528 Fisticuffs or Roughing.</p>	1  2  2
Women's Body-Checking 541	<p>a) In women's ice hockey, if a player makes a direct body-check, she shall be assessed, at the discretion of the Game Referee, a:</p> <ul style="list-style-type: none"> <li>• <b>Minor penalty (2')</b> or</li> <li>• <b>Major penalty + Automatic Game Misconduct penalty (5'+GM)</b></li> </ul>	1
	<p>a) If any player,</p> <ol style="list-style-type: none"> <li>1. When penalized, does not go directly to the penalty bench or the dressing room; or</li> <li>2. While off the ice, uses obscene, profane or abusive language; or</li> <li>3. Makes any obscene gesture to any official, or any person; or</li> <li>4. While off the ice, interferes in any manner with any official, his team shall be assessed a:</li> </ol>	

<p>Abuse of Official and Unsportsmanlike Conduct by Players 550</p>	<ul style="list-style-type: none"> <li>• <b>Bench Minor</b> penalty (2')</li> </ul> <p>b) A player who,</p> <ol style="list-style-type: none"> <li>1. Challenges or disputes the ruling of any official during the game; or</li> <li>2. Shoots intentionally the puck out of reach of an official who is retrieving it; or</li> <li>3. Enters or remains in the Referee's crease while the Game Referee is reporting to any official, shall be assessed a: <ul style="list-style-type: none"> <li>• <b>Misconduct</b> penalty (10')</li> </ul> </li> </ol> <p>For any further dispute, the player shall be assessed a:</p> <ul style="list-style-type: none"> <li>• <b>Game Misconduct</b> penalty (GM)</li> </ul> <p>c) If a player on the ice who:</p> <ol style="list-style-type: none"> <li>1. Uses obscene, profane or abusive language on the ice or anywhere in the rink before, during or after the game except in the vicinity of the bench; or</li> <li>2. Bangs the boards with a stick or other object at any time; or</li> <li>3. Fails to go directly and immediately to the penalty bench following a fight or any altercation which he has been involved or causes any delay retrieving his equipment; or</li> <li>4. Persists to incite an opponent into incurring a penalty.</li> </ol> <p>the player shall be assessed a:</p> <ul style="list-style-type: none"> <li>• <b>Misconduct</b> penalty (10')</li> </ul> <p>d) If a player on the ice, persists in any course of conduct for which he has been previously assessed a Misconduct Penalty, the player shall be assessed a:</p> <ul style="list-style-type: none"> <li>• <b>Game Misconduct</b> penalty (GM)</li> </ul> <p>e) A player who uses or makes any racial remarks or ethnic slur shall be assessed a:</p> <ul style="list-style-type: none"> <li>• <b>Game Misconduct</b> penalty (GM)</li> </ul> <p>f) Any player who:</p> <ol style="list-style-type: none"> <li>1. Intentionally touches with hands or stick, holds or pushes or checks with hands, stick or body, trips, slashes, hits in any manner or spits at a game official; or</li> <li>2. Makes a travesty of, or interferes with, or is detrimental to the conducting of the game; or</li> <li>3. While on or off the ice or anywhere in the rink before, during or after the game makes any obscene gesture to any game official or any person; or</li> <li>4. Spits on or towards any person on the ice or anywhere in the rink; or</li> <li>5. Whilst bleeding at the nose or mouth takes his hand, wiping the fluid onto his hand and then throws this fluid at his opponent.</li> </ol> <p>the player shall be assessed a:</p> <ul style="list-style-type: none"> <li>• <b>Match</b> penalty (MP)</li> </ul> <p>g) If an "identified" (recognised) player, who is off the ice, throws a stick or any other object onto the playing surface from the player's bench or from the penalty bench, or any part of the ice venue, the player shall be assessed a:</p> <ul style="list-style-type: none"> <li>• <b>Minor</b> penalty + <b>Automatic Game Misconduct</b> penalty (2'+GM)</li> </ul> <p>h) If an "unidentified" (unknown) player, who is off the ice, throws a stick or any other object onto the playing surface from the player's bench, or any part of the ice venue, the player shall be assessed a:</p> <ul style="list-style-type: none"> <li>• <b>Bench Minor</b> penalty (2')</li> </ul>	<p>1</p> <p>1</p> <p>Tribunal</p> <p>Tribunal</p> <p>Tribunal</p>
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	<p>a) If any team official:</p> <ol style="list-style-type: none"> <li>1. Uses obscene, profane or abusive language to any official or any person; or</li> <li>2. Interferes in any manner with any of the officials of the game; or</li> <li>3. Bangs the boards with a stick or other object at any time.</li> </ol> <p>the team official's team shall be assessed a:</p> <ul style="list-style-type: none"> <li>• <b>Bench Minor</b> penalty (2')</li> </ul> <p>b) If he persists, or if he is guilty of any type of misconduct they shall be</p>	
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<p>Abuse of Officials And Unsports-Manlike Conduct By Team Officials 551</p>	<p>assessed a:</p> <ul style="list-style-type: none"> <li>• <b>Game Misconduct</b> penalty (GM)</li> </ul> <p>c) A team official who uses or makes any racial remarks or ethnic slur shall be assessed a:</p> <ul style="list-style-type: none"> <li>• <b>Game Misconduct</b> penalty (GM)</li> </ul> <p>d) If any team official,</p> <ol style="list-style-type: none"> <li>1. Holds or strikes an official; or</li> <li>2. Makes a travesty or is detrimental to the conducting of the game; or</li> <li>3. Makes any obscene gesture to any official or person; or</li> <li>4. Spits at a game official.</li> </ol> <p>he shall be assessed a:</p> <ul style="list-style-type: none"> <li>• <b>Match</b> penalty (MP)</li> </ul> <p>e) If an <b>“identified”</b> (recognised) team official throws a stick or any object onto the playing surface from the player’s bench, or any part of the ice venue, the team official shall be assessed a:</p> <ul style="list-style-type: none"> <li>• <b>Game Misconduct</b> penalty (GM)</li> </ul> <p>and the team official’s team a:</p> <ul style="list-style-type: none"> <li>• <b>Bench Minor</b> penalty (2’)</li> </ul> <p>f) If an <b>“unidentified”</b> (unknown) team official throws a stick or any object onto the playing surface from the player’s bench, he shall be assessed a:</p> <ul style="list-style-type: none"> <li>• <b>Bench Minor</b> penalty (2’)</li> </ul>	<p>1</p> <p>Tribunal</p> <p>Tribunal</p> <p>1</p>
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<p>Illegal or Dangerous Equipment 555</p>	<p>a) A player or goalkeeper who,</p> <ol style="list-style-type: none"> <li>i. Wears their equipment or visor in a way that may cause an injury to an opponent; or</li> <li>ii. Wears any non-approved equipment; or</li> <li>iii. Uses or wears illegal or dangerous skates, sticks or equipment; or</li> <li>iv. Does not wear his equipment, except gloves, head protection and goalkeepers leg guards, entirely under his uniform; or,</li> <li>v. A player who wears a glove in play from which all or part of the palm has been removed or cut to permit the use of bare hand shall be ruled off the ice and a <b>WARNING</b> shall be issued to the player’s team.</li> </ol> <p>b) For a second violation by any player or goalkeeper of the same team for any offence, the Game Referee shall assess a to the offending player or goalkeeper a:</p> <ul style="list-style-type: none"> <li>• <b>Misconduct</b> penalty (10’)</li> </ul> <p>c) If a player or goalkeeper refuses to surrender or destroys his stick or any part of his equipment for measurement when requested by the Game Referee, this equipment shall be regarded as illegal and the player or goalkeeper shall be assessed a:</p> <ul style="list-style-type: none"> <li>• <b>Minor</b> penalty + <b>Misconduct</b> penalty (2’+10’)</li> </ul>	
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<p>Interference With Spectators 561</p>	<p>A player who physically interferes with a spectator shall be assessed, at the discretion of the Game Referee:</p> <ul style="list-style-type: none"> <li>• <b>Match</b> penalty (MP)</li> </ul>	<p>Tribunal</p>
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<p>Players Leaving The Penalty Or Players Bench 562</p>	<p>a) Except at the end of a period or for entering the game legally, no player or goalkeeper may, at any time, enter the ice surface from the players bench or the penalty bench</p> <p>b) Except at the end of a period, a penalized player who leaves the penalty and enters the ice surface before his penalty time has expired shall be assessed a:</p> <ul style="list-style-type: none"> <li>• <b>Minor</b> Penalty (2’)</li> </ul> <p>c) Any player who, having entered the penalty bench, leaves the penalty bench prior to the expiration of their penalty for the purpose of challenging a game official’s ruling, shall be assessed a:</p> <ul style="list-style-type: none"> <li>• <b>Minor</b> penalty + <b>Game Misconduct</b> penalty (2’+GM)</li> </ul> <p>d) The first player to leave the players or penalty bench during an altercation</p>	<p>Tribunal</p>
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	shall be assessed a: <ul style="list-style-type: none"> <li>• <b>Double Minor</b> penalty + <b>Automatic Game Misconduct</b> penalty (2'+2'+GM)</li> </ul>	Tribunal
	e) Any other player(s) who leaves the players bench during an altercation shall be assessed a: <ul style="list-style-type: none"> <li>• <b>Misconduct</b> penalty (10')</li> </ul>	Tribunal
	f) Any other player(s) who leaves the penalty bench during an altercation shall be assessed a: (This will be served at the expiration of his previous penalty.) <ul style="list-style-type: none"> <li>• <b>Minor</b> penalty + <b>Game Misconduct</b> penalty (2' + GM)</li> </ul>	Tribunal

Team Officials Leaving The Players Bench 565	a) Any team official who goes on the ice during any period without the permission of the Game Referee shall be assessed a: <ul style="list-style-type: none"> <li>• <b>Game Misconduct</b> penalty (GM)</li> </ul>	Tribunal
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Throwing A Stick or Any Object Out Of The Playing Area 568	Any player or goalkeeper who throws a stick, part of it or any other object out of the playing area shall be assessed a: <ul style="list-style-type: none"> <li>• <b>Game Misconduct</b> penalty (GM)</li> </ul>	1
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### Additional

	Ineligible players – as per IHA, State or AIHL Regulations	Tribunal
	Eye Gouging	Tribunal
	Fighting – During / After handshakes	Tribunal
	Misconduct at a Tribunal	Tribunal
	Abuse of an official – Molesting	Tribunal
	Abuse of a spectator – Molesting	Tribunal
	Team official – Pulling the team from the ice and not returning	Tribunal
	Team official – Allowing his team to go on the ice for a bench clearing altercation	Tribunal
	Deliberate attempt to injure resulting in injury to an opponent	Tribunal
	Taking of banned substances	As per ASDA & IHA Policy
	Stick swinging	Tribunal
	Third-Man-In rule only to the first player of each team to intervene in an altercation.	Tribunal

	Pre/Post Game Altercation - any player involved where majors plus game misconduct or match penalties are assessed	Tribunal
	Pre/Post Game Altercation - coach or official of a team that is so penalized	Tribunal
	Coach of a team whose player is penalized as first player / players to leave bench or penalty bench during a fisticuff, fight or roughing altercation	Tribunal
	Any player who shoots or attempts to shoot a puck at a on-ice official in any manner after the stoppage of play shall be assessed a: <ul style="list-style-type: none"> <li>• Match Penalty.</li> </ul>	Tribunal

## **Schedule 1: Rule 528 – Fisticuffs or Roughing**

### **A – Referee Procedure**

1. If a situation that involves pushing and shoving after the whistle, the Game Referee shall issue a warning to the coach or captain of each team.
2. If the situation continues after the warning, the Game Referee shall assess Minor penalties for Roughing. If incidents continue at future stoppages, the Game Referee may assess Misconduct penalties.
3. If a situation arises that warrants the assessment of multiple Game Misconduct penalties, the Game Referee shall ensure that all assessed Game Misconduct Penalties are recorded on the Official Game Sheet.
4. When a Major plus Game Misconduct Penalty is assessed under this rule, it is to be recorded and announced as “Roughing”.
5. When a Match penalty is assessed under this rule, it is to be recorded and announced as “Fisticuffs”.
6. Fisticuffs or Roughing may be called even though the players still have their gloves on.
7. In a situation involving Fisticuffs, it is possible that one player may be assessed a Match Penalty and the other a Major Plus a Game Misconduct Penalty.
8. A Minor, Double Minor or Major Penalty plus Game Misconduct penalty may be assessed for Roughing.
9. Whenever a Match Penalty is assessed for Fisticuffs, whether one, two or more players receive such penalties, the incident must be classified as a fight. In the case of retaliation by a player, a Major Penalty plus Game Misconduct penalty may be assessed in this case.
10. A player cannot be assessed a Match Penalty plus a Game Misconduct penalty for continuing to fight.
11. Two players may be assessed Match Penalties for Fisticuffs without having an aggressor or instigator.
12. Where it is obvious that one player is the instigator or aggressor, that player may be assessed a Match penalty and the other player a Major plus Game Misconduct, depending upon the degree of retaliation.

13. The “third man in” rule applies only to the first player of each team to intervene in an altercation. The assessment of only one penalty constitutes an altercation however the ruling requires judgment as to whether the player actually became involved.
14. A Game Misconduct penalty is to be assessed to the first player of each team who intervenes in an incident where a Match or Major penalty is assessed. A Game Misconduct penalty is also to be assessed to one or both players.

When a fisticuff or roughing incident occurs, all other players except the goalkeeper shall immediately retire to the front of their respective benches (unless the fisticuff, fight or roughing is occurring in front of one of the players’ team bench), or to a neutral zone as designated by the Game Referee and remain there until the Game Referee calls them back to resume play. The goaltenders must stay in their goal creases or proceed to a neutral zone if so designated by the Game Referee. Any player(s) refusing to do so after being instructed by the Game Referee shall be assessed a Misconduct Penalty, plus any other penalty that may be incurred.