

ATHLETICS AUSTRALIA - NOMINATION POLICY
COMMONWEALTH GAMES
GOLD COAST, AUSTRALIA 4th to 15th APRIL 2018



Following the release of the Athletics Australia's (AA) nomination principles in April 2017, this document sets out the full detail of the basis on which AA will nominate athletes to Commonwealth Games Australia (CGA) for selection to compete at the 2018 Commonwealth Games ("Gold Coast 2018").

Background

The Commonwealth Games & the Commonwealth Games Federation

- The Commonwealth Games are conducted under the auspices of the Commonwealth Games Federation (CGF).
- The CGF, in cooperation with the respective International Federations (IF), in the case of Athletics the IAAF and World Para Athletics, determines the qualification and quota systems which apply to the participation of athletes in a Commonwealth Games.
- For Gold Coast 2018, program sports are divided into two broad categories:
 - Open Allocation Events; and
 - Qualification Events.
- For Gold Coast 2018, the CGF will apply an overall limit on the number of athlete allocations each Commonwealth Games Association.
- Para Athletics athlete quota allocations are determined via qualification according to World Para Athletics rankings as of 31 October 2017.

Commonwealth Games Australia

- Commonwealth Games Australia (CGA) is the Commonwealth Games Association officially recognised by the CGF for the Australian territory. It has exclusive authority over Australia's participation in the Commonwealth Games.
- Pursuant to the CGF Constitution and the qualification and quota systems determined by CGF, CGA will, in its sole and absolute discretion, determine any

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criteria which will be applied to the selection of athletes and officials. CGA will advise its member Program Sports (Sports) of these criteria.

- CGA will only select athletes to be members of the 2018 Commonwealth Games Team (2018 Team) who have been nominated by their respective Sport.
- AA can only nominate athletes up to the maximum able-bodied athlete quota allocation awarded by the CGA.
- As of August 2017, AA's able-bodied athlete open quota allocation is yet to be confirmed by CGA. CGA has indicated the range will be between 72 – 87 athletes.

Nomination and Selection

Please note that the process of nominating and selecting athletes to the 2018 Team is a two phase process:

1. AA will nominate eligible athletes to CGA via a sport-specific nomination criteria (ie this document); and
2. The CGA will select athletes from these nominations to be members of the 2018 Team.

1. Nomination Policy Aims

The aim of AA's Nomination Policy for Gold Coast 2018 (Policy) is to nominate the most competitive team possible to represent Australia and to provide opportunity to developing athletes with potential for success in the future.

The policy is aligned with the AA Strategic Plan and with the Australian Institute of Sport Winning Edge Program. Specifically, the Policy (and each decision made under it) aims to facilitate one or more of the following outcomes:

- Nominating athletes that are realistic medal contenders at Gold Coast 2018;
- Nominating athletes that are realistic medal and top 8 contenders at future Olympic Games and IAAF World Championships;
- Nominating athletes that are realistic medal contenders at future Commonwealth Games, Paralympic Games, World Para Athletics World Championships; and/or
- Nominating the maximum team size within the final athlete quota allocation and other policy provisions.

In those cases where the Selectors will have a choice of qualified athletes they will be guided by these Policy aims.

2. Standards, criteria and athlete numbers

- 2.1.** Athletes will not be eligible to be nominated to the CGA unless they have met the Athlete Eligibility Criteria (see Section 3).
- 2.2.** Further to section 2.1 above, an athlete will not be eligible for nomination to the CGA unless that athlete has (i) achieved a Nomination Standard (see Appendix 1

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and 2) performance within the Qualification Period (see Section 4), and (ii) met the Eligible Performance Criteria (see Section 5).

2.3. Without limiting sections 2.1 and 2.2 above, for able-bodied events (excluding the marathon and 20km Race Walk), within the confines of the CGA athlete quota allocation, AA may nominate;

- Up to three (3) athletes per individual event where an Australian athlete has achieved an "A" standard;
- A maximum of two (2) athletes per individual event where an Australian athlete has not achieved an A standard,

within the Qualification Period(s).

To further clarify possible nomination combinations, these are detailed below;

Event qualification status	Potential nomination combinations
Individual events in which an Australian athlete has achieved an "A" standard in the qualification period	AAA, AAB, ABB, AA, AB, A
Individual events in which an Australian athlete has not achieved an "A" standard in the qualification period	B, BB*

*Nominations will be limited by the CGA athlete quota allocation across the team, so while nominating two B qualified athletes in a particular event is possible within the provisions of the policy, it is unlikely to occur.

2.4. Without limiting sections 2.1 and 2.2 above, for the able-bodied marathon and 20km Race Walk, AA will nominate three (3) athletes per individual event, provided three athletes have achieved the Nomination Standard.

2.5. Without limiting sections 2.1 and 2.2 above, for Para events listed in Appendix 2, the World Para Athletics World Ranking database will be used to allocate seven (7) slots per medal event.

2.5.1. A Qualification Slot is allocated to Australia for a particular event and not to an individual athlete. The Selectors are under no obligation to nominate any athlete to that slot, nor to use all allocated slots in a particular event, however as required through the CGF athlete allocation system, any slot is transferrable to another athlete as long as this athlete competes in all events the athlete who qualified the slot was competing in.

2.5.2. CGA Nations will be extracted from the IPC World Ranking Database to create the Commonwealth-adjusted Ranking List.

2.5.3. CGAs will be capped at three athletes per event within the IPC world ranking database.

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2.5.4. In the event the final slot of qualification has been achieved by more than one athlete with the same result, World Para Athletics and CGF will at their sole discretion determine the nation that receives the final slot.

3. Athlete Eligibility Criteria

In order to be eligible for nomination to the CGA to compete at Gold Coast 2018, all athletes must:

- 3.1.** Satisfy all CGF eligibility, nationality and 2018 Commonwealth Games Participation Rules.
- 3.2.** Be a citizen of Australia.
- 3.3.** Be a registered member of AA through their Member Association.
- 3.4.** Have not breached CGA Anti-Doping By-Law, unless the athlete has already been sanctioned for the breach and completed the sanction imposed;
- 3.5.** Have not by their actions or omissions brought themselves, AA or the sport of athletics into disrepute, or their actions or omissions would likely (if publicly known) bring themselves, AA or the sport of athletics into disrepute;
- 3.6.** Agree to be bound by the AA Code of Conduct.
- 3.7.** In addition to all other elements of this section 3 (excluding 3.9), in the case of Para-athletes only:
 - 3.7.1.** Be internationally classified in line with the GC2018 entry requirements (as updated from time to time).
 - 3.7.2.** Hold an active World Para Athletics license.
 - 3.7.3.** Have competed in at least one (1) sanctioned / approved World Para Athletics competition between 1 November 2016 and 31 October 2017.
 - 3.7.4.** Have complied with the minimum age regulations as stipulated by the World Para Athletics.
 - 3.7.5.** For non-marathon events, compete at the 2018 Australian Athletics Championships, unless exception is granted by AA's Paralympic Program Manager.
- 3.8.** In addition to all other elements of this section 3 (excluding 3.8), in the case of able-bodied athletes only, per age restrictions set by the IAAF:
 - 3.8.1.** Athletes aged 18 or 19 years on 31 December 2018 are eligible for nomination in any event except the able-bodied Marathon.

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3.8.2. Athletes aged 16 or 17 years on 31 December 2018 are eligible for nomination in any event except the combined events, Shot Put, Discus Throw, Hammer Throw, 10,000m, 20km Walk and able-bodied Marathon.

3.8.3. Athletes younger than 16 years on 31 December 2018 (any athlete born on or after 01/01/2003) are **NOT** eligible for nomination in any able-bodied event.

3.9. Have completed and submitted the online Application for Consideration for Nomination form (which can be found at www.athletics.com.au) for each event in which the athlete is seeking nomination. The form should be submitted by 4 December 2017 in order to complete CGA athlete processing requirements.

The date for submission of the Application may be extended at the discretion of the Chair of Selectors on the recommendation of the High Performance Director.

3.10. Be and remain in 'good standing' with AA and at all times comply with AA's Code of Conduct and conduct themselves in a way that does not bring themselves, their sport or the National Team into disrepute. AA may consider past and present behavioural conduct in determining whether an athlete is in 'good standing'. If AA determines that an athlete is not in 'good standing' with AA, in its absolute discretion AA may choose not to nominate that athlete to the CGA.

3.11. Agree to comply with a pre-Games preparation policy that may be published by AA's High Performance Director. This policy may include the requirement to prove form and fitness to compete in the 2018 Commonwealth Games by the achievement of a fitness standard/trial to be determined by the Head Coach, in consultation with the High Performance Director. The process and standards will be published separately if required. Failure by a nominated athlete to meet this fitness standard may, at the discretion of the High Performance Director, in consultation with the Head Coach, result in an athlete who has been nominated and selected in the Team being recommended for withdrawal by AA to the CGA from the 2018 Team.

3.12. Agree to undertake all reasonably expected integrity education courses, including but not limited to ASADA e-learning modules level 1 & 2 and the National Integrity in Sport Unit Anti-Match Fixing e-learning education module.

As set out in the "Background" section above, this Policy deals with the process for AA nominating people for the 2018 Team. Selection of the 2018 Team is done by CGA. Prior to selection to the 2018 Team, CGA will require all nominated athletes to sign the 2018 CGA Team Agreement and complete any other related requirements of the CGA. Further, once CGA has selected the 2018 Team it may withdraw an athlete from the team for reasons detailed in the 2018 CGA Team Agreement, which may include (but is not limited to) due to injury, illness, change to athlete eligibility status, or if they engage (or it comes to light they have engaged in) activity that will bring the Team into disrepute.

4. Qualification Period

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- 4.1. All qualification performances must be achieved between the dates shown in the table below.
- 4.2. Unless otherwise determined by AA, nomination meetings will be held following the "Nomination Trials", in the week commencing the date shown (marked "w/c") or on the day shown.

Events	AA Qualifying Period Start	AA Qualifying Period End	"Nomination Trials"	Nomination Meeting(s)
Able-bodied Marathon	1 Jul 2016	10 Dec 2017	N/A	w/c 11 Dec 2017
20km Walks	1 Jul 2016	At the conclusion of the relevant event at the "Nationals/Nomination Trials"	11 Feb 2018	At the conclusion of the 2018 Australian Athletics Track & Field Championships
All other able-bodied events	1 Jan 2017		15 – 18 Feb 2018	
Para Events	1 Nov 2016		15 – 18 Feb 2018 ("In Stadium" events only)	1. w/c 11/12/17 (for any eligible automatic nominations)
10,000m	1 Jul 2016	18 Feb 2018	14 Dec 2017	2. At the conclusion of the 2018 Australian Athletics Track & Field Championships (for discretionary nominations)

5. Eligible Performance Criteria

- 5.1. Performances must be achieved during competitions organised or authorised by IAAF, World Para Athletics, their Area Associations or their National Member Federations. Results achieved at university or school competitions must be certified by AA or the National Federation of the country in which the competition was organised.
- 5.2. Performances must be achieved during an official competition organised in conformity with IAAF Rules.
- 5.3. To be recognised for the purposes of this Policy, performances achieved in Australia must be achieved in a competition sanctioned by AA as an AA "**National Permit Meeting**". A current list of all "National Permit" meetings will be on the AA website and may be updated from time to time.
- 5.4. For Para events, only results from World Para Athletics sanctioned events will be recognised for the purpose of this policy.

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- 5.5.** Performances achieved in mixed events, on the track and completely in the Stadium, shall not normally be accepted. If athletes and / or coaches are in doubt as to the interpretation of the IAAF and AA rules in relation to qualifying performances in Mixed Events they should contact the Competitions Manager of AA.
- 5.5.1.** In field events at competitions which comply with clauses 5.1 – 5.3, results will be automatically accepted if Male and Female events were conducted concurrently with separate results.
- 5.6.** Wind-assisted performances, beyond legal readings recognised by the IAAF or World Para Athletics, will not be accepted.
- 5.7.** Hand-timed performances in 100m, 200m, 400m, 800m, 100m / 110m Hurdles, 400m Hurdles and 4x100m relay will not be accepted.
- 5.8.** Indoor performances for all field events and for races of 400m and longer, will be accepted.
- 5.9.** Subject to the qualifications / exceptions in sections 5.9.1 to 5.9.3 below, performances in Australia must be achieved in a competition where a minimum of three athletes are competing.
- 5.9.1.** For able bodied throwing events, all three athletes must be competing with the same implement specifications.
- 5.9.2.** For Para throwing events, if the competition meets Section 5.4, performances will be accepted regardless of the number of competitors.
- 5.9.3.** For hurdle events, all three athletes must be competing with the same hurdle heights.

6. Automatic Nomination

Special weight will be given to performances achieved in the competitions identified below, earning automatic nomination status for relevant athletes providing they satisfy the Athlete Eligibility Criteria in Section 3 and have achieved relevant performance standards (as detailed in this Policy).

For able-bodied events, excluding the marathon (subject to final confirmation of the athlete quota allocations awarded by the CGA);

- 6.1.** The 2018 Australian Athletics Track & Field Championships, the 2017 10,000m Australian Athletics Championships and the 2018 Australian Athletics 20km Race Walking Championships (collectively the "Nationals / Nomination Trials").
- 6.1.1.** The first placed eligible Australian athlete at the Nationals/Nomination Trials will be automatically nominated provided they have achieved at least a "B" standard performance as outlined in Section 4 and Section 5. (For the avoidance of doubt, the "B" standard could be achieved at the Nationals.)

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- 6.1.2.** The second placed eligible Australian athlete at the Nationals/Nomination Trials will be automatically nominated provided they have achieved an "A" standard performance as outlined in Section 4 and Section 5. (For the avoidance of doubt, the "A" standard could be achieved at the Nationals.)

For the avoidance of doubt, all other nominations will be at the discretion of the selectors who will be guided by section 7 of the policy.

For the able-bodied marathon:

- 6.2.** The 2017 IAAF World Athletics Championships (2017 Worlds).

- 6.2.1.** The first two (2) eligible Australian athletes at the 2017 Worlds will be automatically nominated if they (i) finished in the top 16 at the 2017 Worlds and (ii) have achieved at least the AA nomination standard as outlined in Section 4 and Section 5.

For the avoidance of doubt, there is no specific nomination trial event(s) for the Marathon. All other nominations will be at the discretion of the selectors who will be guided by relevant points within section 7 of the policy.

For Para events:

- 6.3.** Priority 1 - The 2017 World Para Athletics World Championships.

- 6.3.1.** Any eligible athlete who wins a medal at the 2017 Para Athletics World Championships in the actual Medal Event (not in the additional eligible classification events), where Australia is allocated a slot as per clause 2.5 (and with consideration of all sub-clauses of 2.5), provided they have achieved at least an "A" standard performance as outlined in Section 4 and Section 5. (For the avoidance of doubt, the "A" standard could be achieved at the Nationals/Nomination Trials.).

- 6.3.2.** In the event where there are more than one medallist, the highest placed eligible athlete will be prioritised.

- 6.3.3.** To maintain nomination eligibility after the initial nomination meeting, athletes eligible for automatic nomination on the basis of World Para Athletics World Championship medal results are required to compete at the 2018 Australian Athletics Track & Field Championships unless exemption is granted by the Paralympic Program Manager.

- 6.4.** Priority 2 - The 2018 Australian Athletics Track & Field Championships

- 6.4.1.** In Track and Field events with remaining slots, the first (1) eligible Australian athlete at the Nationals/Nomination Trials, yet to be nominated to the CGA, will be automatically nominated provided they have achieved at least a "A" standard performance as outlined in Section 4 and Section 5. (For the avoidance of doubt, the "A" standard could be achieved at the Nationals.)

- 6.5.** There is no nomination trial event(s) for the T54 Marathon.

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For the avoidance of doubt, all other nominations will be at the discretion of the selectors who will be guided by section 7 of the policy.

7. Nomination Priority

So, after the application of Section 6, and the confirmation of automatic nominations, to fill remaining athlete quota places, the Selectors will determine discretionary nominations using the criteria set out in both 7.1 and 7.2 as it deems appropriate.

Notwithstanding anything in this section 7, only athletes who have met the eligibility and performance criteria set out in Section 3, Section 4 and Section 5 can be nominated to the CGA. Furthermore, the nomination of any athlete to the CGA is at the absolute discretion of AA.

7.1. Where Selectors have a choice between two or more athletes for nomination for a specific individual (non-relay) event then they will prioritise nomination according to their potential to;

1. Win a medal at the 2018 Commonwealth Games.
2. Finish in the top eight (8) at a future Olympic or IAAF World Athletics Championships, or to win a medal at a future Paralympic Games or World Para Athletics World Athletics Championships.

7.1.1. To prioritise nomination, Selectors will use the following criteria, in consultation with the Head Coach, Paralympic Program Manager and High Performance Director, to prioritise eligible athletes in any order that they consider appropriate:

- Finishing position at the Nationals (for all events except all marathons).
- For track events 5,000m or below and field events, the number of "A" standards achieved in the qualification period (i.e. multiple "A" standard performances are better than a single "A" standard performance, a single "A" standard performance is better than multiple "B" standard performances).
- For track events 5,000m or below and field events, the number of "B" standards achieved in the qualification period (i.e. multiple "B" standard performances are better than a single "B" standard performance).
- Best qualifying performance.
- Previous Benchmark event results.
- Head-to-head record within the Qualification Period.
- Other relevant Head-to-head performances.
- Previous Championships record with special reference given to results at any of the:
 - 2017 IAAF and World Para Athletics World Championships;
 - 2016 Olympic and Paralympic Games;
 - 2016 IAAF World U20 Championships;
 - 2017 IAAF World Cross Country;
 - 2016 IAAF World Race Walking Team Championships;
 - 2017 Commonwealth Youth Games;
 - 2016 IAAF World Race Walking Cup.
- The Athlete's event performance trajectory
- Current form and fitness

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- Any other relevant information

7.2. For able bodied athletes, where the selectors must choose between two or more eligible athletes for nomination across different individual (non-relay) events (with the exception of the marathon and 20km Race Walk), then they will prioritise nomination according to the athlete's potential to;

1. Win a medal at the 2018 Commonwealth Games.
2. Finish in the top eight (8) at a future Olympic or IAAF World Athletics Championships.

7.2.1. If two or more athletes are considered equally likely to meet one of the above criteria after consideration of the relevant criteria in 7.1.1., then the Selectors will prioritise in the following order:

7.2.1.1. Three per nation Commonwealth Ranking based on the 2017 IAAF Top Lists utilising the Athletes' best qualifying performance. For the avoidance of doubt, where the Athletes' best qualifying performance occurs in 2018, that 2018 performance will be used to project the ranking in the 2017 IAAF Top Lists.

7.2.1.2. Highest scoring performance on the IAAF scoring tables.

8. Relays

8.1. Subject to final confirmation of the athlete quota allocations awarded by the CGA, and with consideration of the relevant potential to meet the aims of the Nomination Policy and AA's overriding discretion, AA will aim enter teams in all four relays at the Games (Women 4x100m, Women 4x400m, Men 4x100m and Men 4x400m).

8.2. Relay Teams will consist of up to six (6) athletes per relay discipline. For the avoidance of doubt, the selectors are not obliged to select six relay team members per discipline.

8.3. Relay team members are not required to achieve individual "A" or "B" standards in the relevant event.

8.4. Athletes entered in the individual 100m and 400m will be automatically included in the relevant Relay Team.

8.5. If not nominated in individual events, the first two placed eligible athletes in the Nationals/Nomination Trial 100m and 400m events will be automatically included in the relevant relay team.

8.6. After the operation of Section 4 and Section 5, the Selectors may at their discretion choose to nominate additional athletes to the relay team (up to a maximum size of six (6)). Any additional nominations will be made to create the most competitive possible team based on applicable relay skills, team cohesiveness and contribution to the Gold Coast GOLD Relay Program. Results in individual events (e.g. 100m, 200m

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or 400m), while important, will not be the sole criteria for nomination to the relay teams.

- 8.7.** At the Games any athlete on the Team may be chosen to compete in the relays. Being nominated as a member of the Relay Team does not guarantee competing in the relay at the Games. The choice of athletes and their running order will be made by the Head Coach in consultation with and the relevant team relay coach(es) and the High Performance Director if required.

9. Appeal Process

The appeal process can be found in Appendix 3.

10. Nomination Meetings

There will be two nomination meetings scheduled, with the nomination decisions to be taken as outlined below.

Nomination meeting	Nomination decisions
Week commencing 11 Dec 2017	Able-bodied marathon nominations Priority 1 automatic Para nominations Automatic 10,000m nominations
At the conclusion of the 2018 Australian Athletics Track & Field Championships	All remaining automatic nominations Discretionary nominations

11. 2018 IAAF World Indoor Championships

The IAAF World Indoor Championships will be held in Birmingham, UK from 2 -4 March, 2018 following the Nomination Trial and prior to Gold Coast 2018. AA will publish the 2018 IAAF World Indoor Championships selection policy when event information and standards are published by the IAAF.

All athletes should note that Gold Coast 2018 is AA's 2018 benchmark event and as such, limited selection opportunities will be provided for athletes that meet IAAF standards **AND** where it is agreed by the Head Coach and the athlete's personal coach that competing at the Championships enhances preparation for performance at the Commonwealth Games.

12. 2018 IAAF World Half Marathon Championships

The IAAF World Half Marathon Championships will be held in Valencia, Spain on 24 March, 2018.

All athletes should note that given the proximity of the 2018 World Half Marathon Championships to the Gold Coast 2018, and AA's aim to finish the top nation on the Commonwealth Games athletics medal table, nomination for Gold Coast 2018 will be prioritised over selection for the World Half Marathon Championships. Athletes will not be eligible to compete at both events.

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The selection meeting for the 2018 World Half Marathon Championships will coincide with the Gold Coast 2018 nomination meeting the week commencing 11 December. Further detail is provided in the AA 2018 World Half Marathon Championships selection policy which can be found at www.athletics.com.au.

13. Amendment to Policy

This policy can be amended at any time by AA in conjunction with CGA if it is of the opinion that such an amendment is necessary as a result of any change in the CGF / CGA Participation Rules, to give effect to the Policy following discovery of a drafting error or oversight, or for any other reason determined to be in the best interests of AA.

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Appendix 1 – Able-bodied Nomination Standards

Men		Event	Women	
A	B		A	B
10.15	10.24	100m	11.26	11.40
20.44	20.64	200m	23.10	23.40
45.50	46.00	400m	52.10	52.70
01:46.50	01:47.40	800m	02:01.00	02:02.40
03:37.50	03:40.80	1500m	04:08.10	04:10.90
13:22.60	13:35.00	5000m	15:22.00	15:45.50
27:54.00	28:31.20	10000m	32:15.00	33:13.80
2:19:00		Marathon	2:45:00	
08:32.00	08:45.00	3000m SC	09:42.00	09:58.60
13.56	13.71	110m H / 100m H	13.01	13.33
49.35	49.98	400m H	56.10	57.30
2.28	2.20	High Jump	1.92	1.85
5.60	5.25	Pole Vault	4.50	4.25
8.09	7.82	Long Jump	6.65	6.39
16.69	16.25	Triple Jump	13.90	13.45
20.00	18.10	Shot Put	17.70	16.42
61.90	59.10	Discus Throw	59.90	54.60
72.70	65.30	Hammer Throw	67.30	61.70
80.80	73.30	Javelin Throw	60.60	54.42
8000	7600	Decathlon / Heptathlon	6000	5600
1:24:00		20km	1:36:00	

These standards must be read in conjunction with the requirements set out in Section 2.

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Appendix 2 – Para Nomination Standards

A	B	Men's Medal Event	Additional Eligible Classifications
1:30:00	1:35:00	T54 Marathon	T53
3:03.00	3:09.00	T54 1500m	T53
11.19	11.40	T12 100m	T11
11.53	11.85	T38 100m	T37
11.08	11.25	T47 100m	T45 & T46
13.53	12.50	F38 Shot Put	F37

A	B	Women's Medal Event	Additional Eligible Classifications
1:50:00	2:00:00	T54 Marathon	T53
3:29.00	3:42.00	T54 1500m	T53
4.53	4.00	T38 Long Jump	T37
13.27	14.40	T38 100m	T37
16.15	17.20	T35 100m	
32.50	22.00	F46 Javelin	F45

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Appendix 3 – Appeal Process

NOMINATION APPEALS PROCEDURE REGULATION

1.0 Nominations finalised at the initial nomination meeting (week commencing 11 December 2017)

At this Initial Nomination Meeting:

1. where AA selectors have filled all possible nomination places in an event (eg for marathon events), the normal appeal process according to AA By Law 8 will apply, except the grounds of appeal will be those set out in paragraph 6 of section 3.0 of this Policy (see below);
2. where event slots remain available to be filled by AA selectors at the final nomination meeting (eg for 10,000m events), given the only nominations made at this time are automatic nominations, the sole grounds of appeal are that the nominated athlete does not meet the Athlete Eligibility Criteria, and that there were no grounds on which the nomination decision could reasonably be based.

For the avoidance of doubt, once this nomination and any appeals process is complete, there will be no further appeals possible from any person against those athletes that AA has nominated in the marathon, the 10,000m and relevant Para events at this time.

2.0 Relay Nominations

There will be no appeal process available in respect of nomination as a travelling Relay Team member, except an allegation that a selected athlete does not meet the Athlete Eligibility Criteria.

In any such case, the Appeal (detailing the specific nature of the non-compliance) shall be made in writing and reach the CEO of AA by hand delivery, facsimile or electronic transmission AA CEO no later than five (5) hours after confirmation of the final team nominations (or subsequent alterations thereto) with nominated athletes by email, which, unless otherwise determined by AA, will take place by 12 noon (Australian Eastern Summer Time) on Tuesday 20 February 2018. or if the non-compliance is not known at that time, within 24 hours of such non-compliance being made generally known.

The CEO shall investigate the matters raised (including providing the adversely affected athlete of the right to be heard) and solely in his/her absolute discretion within 24 hours of receiving the appeal shall determine the outcome and shall where necessary request, or direct, the Selectors to make any applicable change to the athletes selected.

3.0 All Other Nominations

Due to the CGA deadline for nominations coordinating with the Australian Athletics Championships and the limited options for changes in the CGF entry system after that deadline, the default AA Selection Appeal provisions (By Law 8) will not be appropriate in the circumstances.

In lieu thereof, the following 'Fast Track' procedure will apply in accordance with these Regulations.

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1. The Nomination Appeals Tribunal will consist of one person only – who shall preferably be knowledgeable both of the sport of athletics and the law, but at least one of those areas;
2. An athlete not nominated to the CGA for the 2018 Commonwealth Games Team may appeal his/her non-nomination to the Nomination Appeals Tribunal in accordance with this process.
3. The appeal must be made in writing and reach the CEO of AA by hand delivery, facsimile or electronic transmission by no later than five (5) hours after confirmation of the final team nominations (or subsequent alterations thereto) with nominated athletes by email, which, unless otherwise determined by AA, will take place by 12 noon (Australian Eastern Summer Time) on Tuesday 20 February 2018.
4. An athlete may not appeal unless he/she has achieved the relevant AA Qualification Standard for the event in respect of which the appeal is made.
5. The appeal must be accompanied by a cash or electronic funds transfer payment of \$AUD500. If the fee is not paid, the athlete will be deemed to have withdrawn the appeal.
6. The sole grounds of appeal are that:
 - (a) a nominated athlete whom the Appellant seeks to replace does not meet the Athlete Eligibility Criteria;
 - (b) the Appellant's omission from the Team was otherwise a result of a failure by the Selectors to properly apply the Nomination Criteria set out in the Policy;
 - (c) AA, through negligence or misconduct, prevented the Appellant from having a reasonable opportunity to satisfy the Nomination Criteria;
 - (d) the nomination decision was affected by actual bias; or
 - (e) there were no grounds on which the nomination decision could reasonably be based.
7. The Appellant can withdraw an appeal at any time.
8. The Tribunal will hear the appeal either in person or by telephone as soon as practicable after its lodgement and always bearing in mind the advice of the CEO as to the practicalities of being able to make any necessary changes within CGF / GOLDOC athlete entry systems.
9. If the appeal has no impact on any other athlete (i.e. there is a vacancy available in the event within the CGF Athletics entry rules and subject to clause 2.3), the Tribunal will consider submissions, either orally or in writing, from or on behalf of the Appellant and the Selectors only. The Tribunal may consult any officer of AA or other person it deems necessary to reach a fair and correct decision
10. If the appeal impacts on an athlete already nominated (i.e. the appeal if successful would involve the substitution of that athlete with the Appellant), the Tribunal will also consider submissions by or on behalf of that athlete.

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11. If more than one appeal affects nomination in the same event, the appeals will be held concurrently and submissions considered from all relevant parties according to regulations 9 and 10.
12. The Tribunal has no power of nomination or re-nomination. The Tribunal may review the matter(s) set out in the appeal and may (as appropriate) refer the matter back to The Selectors for consideration.
13. Hearing of the Appeal
 - (a) The Tribunal shall, as soon as practical after receiving the appeal documents, investigate and consider the matter and determine whether:
 - (1) the matter should be dismissed because, in the opinion of the Tribunal, there is no credible evidence, submission or argument upon which the Tribunal could be satisfied that a ground of the appeal can be made out; or
 - (2) the appeal should be the subject of a hearing as set below.
 - (b) If the Tribunal determines the matter should be dismissed under Regulation 14(a)(1) above that decision is final and the appeal has failed. If the Tribunal determines that the appeal should be dismissed without a hearing, the Appellant's appeal fee of \$500 is forfeited to AA as the costs of the appeal.
 - (c) If the Tribunal determines the matter warrants a hearing, the Tribunal will advise the Appellant and set the date for such a hearing as soon as practicable and necessary having regard to the timing of nomination and the proximity of relevant events, in accordance with Regulation 8.
 - (d) The Tribunal must conduct any appeal hearing as follows:
 - (1) it must observe the principles of natural justice;
 - (2) it is not bound by the rules of evidence and may inform itself as to any matter in such manner as it thinks fit;
 - (3) it will conduct its hearings with as little formality and technicality and with as much expedition as the proper consideration of the matter permits;
 - (4) hearings may occur in such manner as the Tribunal decides;
 - (5) the Appellant must establish one or more grounds of appeal to the reasonable satisfaction of the Tribunal with full regard to the importance and gravity of the issue;
 - (6) all persons appearing before the Tribunal have the right, at his, her or its expense, to legal representation;
 - (e) Following consideration of all information that the Tribunal considers relevant the Tribunal shall arrive at a finding:
 - (1) the Tribunal shall notify the CEO of its findings as soon as practicable;
 - (2) if the Tribunal considers the ground(s) alleged by the Appellant to be made out, it shall recommend that The Selectors reconsider the relevant nomination decision;
 - (3) where the Tribunal considers that a ground of appeal has been made out, it may stipulate that all or part of the appeal fee be refunded to the Appellant;

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- (4) The Selectors shall comply with any direction of the Tribunal to reconsider the relevant nomination decision;
- (5) any further nomination decision of The Selectors under the direction of the Tribunal shall be final and binding, and no further appeal shall be available to the Appellant in respect of that nomination.

14. The decision of the Tribunal will be binding on the parties and no further appeal, including to CAS, shall be allowed.