

DISCIPLINARY DECISION



Match	Lethbridge Rugby Club v Calgary Saracens RFC		
Competition	Mens Development		
Date of match	May 14, 2022	Match venue	LRC
Rules to apply	Regulation 17 World Rugby Handbook		

PARTICULARS OF OFFENCE			
Player's surname	Gary	Date of birth	
Forename(s)	Beck		
Player's Union	Calgary Saints RFC		
Referee Name	Andrew Derkson	Plea	<input type="checkbox"/> Admitted <input checked="" type="checkbox"/> Not Admitted
Offence	Law 9.13 A player must not tackle an opponent early, late or dangerously. Dangerous tackling includes, but is not limited to, tackling or attempting to tackle an opponent above the line of the shoulders even if the tackle starts below the line of the shoulders.	SELECT: <input checked="" type="checkbox"/> Red Card <input type="checkbox"/> Citing <input type="checkbox"/> Other If "Other" selected, please specify:	
Summary of Sanction			

HEARING DETAILS			
Hearing date	May 23, 2023	Hearing venue	Calgary, Alberta by way of desktop
Chairman/JO	John McDonald		
Other Members of Disciplinary Committee			
Appearance Player	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	Appearance Club	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
Player's Representative(s)	Rory McKeown	Disciplinary Officer and/or other attendees	
List of documents/materials provided to Player in advance of hearing	Referees Sending Off Report		

SUMMARY OF ESSENTIAL ELEMENTS OF CITING/REFEREE'S REPORT/INCIDENT FOOTAGE

Gary attempted to make a tackle. The initial contact was clean, but as the ball carrier continued a leg drive, Gary's body position slipped up to the head and neck area (Law 9.13 – attempted tackle above the shoulders). I blew the whistle quickly to

prevent injury. The attempted tackle was not vicious or particularly dangerous, but I had already given LRC players penalties, warnings, and yellow cards for contact above the shoulders. As the sanctions escalated, this instance warranted a red card.

ESSENTIAL ELEMENTS OF OTHER EVIDENCE (e.g. medical reports)

Youtube video footage of the match

<https://www.youtube.com/watch?v=MYVx3PvrO2g>



SUMMARY OF PLAYER'S EVIDENCE

First and foremost, I would like to apologise to Mr. Derkson and the disciplinary board for the situation we find ourselves in. As stated in Mr. Derksons report I was frustrated with the decision, but I believe that he (Mr. Derkson) was calm and

rationaly explained the reason for his decision. I may have acted a little like a stroppy teenager at the time but as soon as the penalty count for the game was mentioned I felt his decision was more than justified.
 In hindsight, I should have apologised to him after the game for showing my frustrations.
 I was used as an example, and rightfully so. I believe after my red card the penalty count reduced and so I believe it was good refereeing from Mr. Derkson.
 My interpretation of the tackle differs slightly, I do not believe I contacted the head of the ball carrier. I will admit the tackle was high but the reason for me having to adjust is due to the ball carrier leading with his forearm. I do not doubt that Mr. Derkson did not see the ball carriers positioning.
 I believe the decision made was fair and I believe the match report is fair.

FINDINGS OF FACT

Having reviewed the publicly available footage of the match I find that Gary Beck, did commence a tackle at or above the line of the shoulders.
 Having further reviewed the footage I find that Mr. Beck did not contact the Saracens #8 above the line of the shoulder, in the contrary the tackle continued with Mr. Beck’s hands placed outside the Saracens’s #8’s shoulders.
 I find that in the totality, the referee acted prudently in the name of player safety, however he could not have seen the play from the same angle as the camera footage provided.
 In the sum, Gary Beck did not attempt, nor complete a dangerous tackle, in the contrary he intentionally did not complete a tackle that started legal but could have become dangerous had he remained completely wrapped.

DECISION

<input type="checkbox"/> Breach admitted	<input type="checkbox"/> Proven <input checked="" type="checkbox"/> Not Proven <input type="checkbox"/> Other disposal (please state)
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SANCTIONING PROCESS

ASSESSMENT OF SERIOUSNESS

Assessment of Intent – R 17.18.1(a)-(b) (or equivalent Tournament rule)
<input type="checkbox"/> Intentional <input type="checkbox"/> Reckless
State Reasons
Nature of actions – R 17.18.1(c) (or equivalent Tournament rule)
Existence of provocation – R 17.18.1(d) (or equivalent Tournament rule)
Whether player retaliated – R 17.18.1(e) (or equivalent Tournament rule)
Self-defence – R 17.18.1(f) (or equivalent Tournament rule)
Effect on victim – R 17.18.1(g) (or equivalent Tournament rule)
Effect on match – R 17.18.1(h) (or equivalent Tournament rule)
Vulnerability of victim – R 17.18.1(i) (or equivalent Tournament rule)
Level of participation/premeditation – R 17.18.1(j) (or equivalent Tournament rule)
Conduct completed/attempted – R 17.18.1(k) (or equivalent Tournament rule)
Other features of player’s conduct – R 17.18.1(l) (or equivalent Tournament rule)

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ASSESSMENT OF SERIOUSNESS CONTINUED
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Entry point					
<u>Top end*</u>	<u>Weeks/Matches</u>	<u>Mid-range</u>	<u>Weeks/Matches</u>	<u>Low-end</u>	<u>Weeks/Matches</u>
<input type="checkbox"/>	Click Here For #	<input type="checkbox"/>	Click Here For #	<input type="checkbox"/>	

*If Top End, the JO or Panel should identify, if appropriate, an entry point between the Top End and the maximum sanction and provide the reasons for selecting this entry point, below.

In making this assessment, the JO/Committee should consider World Rugby Regulations 17.18.1(a), 17.18.1(g), and 17.18.1(h) or the equivalent provisions within the Tournament Rules referred to above.

Reasons for selecting Entry Point above Top End

RELEVANT OFF-FIELD MITIGATING FACTORS

Acknowledgement of guilt and timing – R 17.19.1(a) (or equivalent Tournament rule)	Player’s disciplinary record – R 17.19.1(b) (or equivalent Tournament rule)
Youth and/or inexperience of player – R 17.19.1(c) (or equivalent Tournament rule)	Conduct prior to and at hearing – R 17.19.1(d) (or equivalent Tournament rule)
Remorse and timing of remorse – R 17.19.1(e) (or equivalent Tournament rule)	Other off-field mitigation – R 17.19.1(f) (or equivalent Tournament rule)

Number of weeks /matches deducted: 0

Summary of reason for number of weeks/matches deducted:

Player was remorseful and immediately apologetic, his conduct both at the time of the incident and the time of the hearing were indicative of a seasoned player who accepted his role in the incident. The player has no disciplinary record to speak of.

ADDITIONAL RELEVANT OFF-FIELD AGGRAVATING FACTORS

Player’s status as an offender of the Laws of the Game – R 17.20.1(a) (or equivalent Tournament rule)
Need for deterrence – R 17.20.1(b) (or equivalent Tournament rule)
Any other off-field aggravating factors – R 17.20.1(c) (or equivalent Tournament rule)

None

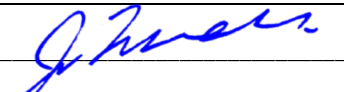
Number of additional weeks/matches: 0

SANCTION

NOTE: PLAYERS ORDERED OFF OR CITED BY A CITING COMMISSIONER ARE PROVISIONALLY SUSPENDED PENDING THE HEARING OF THEIR CASE, SUCH SUSPENSION SHOULD BE TAKEN INTO CONSIDERATION WHEN SANCTIONING – R 17.12.5(f) / 17.13.7 (or equivalent Tournament rule)

Total sanction	0 Weeks/Games	<input type="checkbox"/> Sending off sufficient
Sanction commences	May 14, 2023	
Sanction concludes	May 14, 2023	
Matches/tournaments included in sanction	N/A	

Costs	None
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Signature (JO or Chairman)		Date	May 23, 2023
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NOTE: Should the Player or the club wish to appeal this sanction they may do so in accordance with the Rugby Alberta Rules and Regulations dated 2019.