

## Nomination Criteria

### 2020 Tokyo Olympic Games

#### 3x3 Basketball

## 1 Definitions and Interpretation

### 1.1 Definitions

Unless otherwise defined below, capitalised terms in this Nomination Criteria have the meaning given to them in the AOC Olympic Team Nomination and Selection By-Law, certain of which have been reproduced below for the sake of convenience.

**AOC** means the Australian Olympic Committee Inc and any of its officers, employees or agents and any committee it convenes including the AOC Selection Committee.

**AOC Olympic Team Nomination and Selection By-Law** means the document adopted by the Executive which governs, among other things, the nomination and selection of Athletes to a team for an Olympic Games or Olympic Winter Games.

**AOC Selection Committee** means the committee established by the AOC to send athletes and appoint officials to the Australian Olympic team for the Games.

**AOC Selection Criteria** means the criteria adopted by the AOC in respect of the Games which outlines the requirements for an athlete to be selected by the AOC to participate in the Games.

**Athlete** means a person who:

- (a) participates in the Sport; and
- (b) is recognised by the National Federation or the AOC as eligible for nomination to the AOC for selection to the Team pursuant to this Nomination Criteria.

**Executive** means the Executive of the AOC.

**Extenuating Circumstances** means:

- (a) injury or illness;
- (b) equipment failure;
- (c) travel delays;
- (d) bereavement or disability arising from death or serious illness of an immediate family member, which means a spouse, de facto partner, child, parent, grandparent, grandchild or sibling; or
- (e) any other factors considered by the National Federation to constitute extenuating circumstances.

**Games** means 2020 Tokyo Olympic Games and any relevant qualifying games.

**International Federation** means Fédération Internationale de Basketball (FIBA).

**National Federation** means Basketball Australia.

**Nomination Date** means 24 June 2020.

**Qualification Period** means 1 November 2019 to 30 April 2020.

**Qualification System** means the eligibility, participation and qualification criteria for the Sport in respect of the Games issued by the International Federation.

**Sport** means 3x3 Basketball.

**Sport Entries Deadline** means the date on which entries to a Games must be submitted by the AOC.

**Team** means the team of athletes and officials selected by the AOC to participate in the Sport at the Games.

## 1.2 Interpretation

- (a) Unless the context otherwise requires, reference to:
  - (i) a clause is to a clause of this Nomination Criteria;
  - (ii) the singular includes the plural and the converse also applies;
  - (iii) persons include incorporated and unincorporated bodies, partnerships, joint ventures and associations and vice versa and their legal personal representatives, successors and permitted assigns and substitutes; and
  - (iv) a party includes the party's executors, administrators, successors and permitted assigns and substitutes.
- (b) If a person to whom this Nomination Criteria applies consists of more than one person, then this Nomination Criteria binds them jointly and severally.
- (c) A reference to time, day or date is to time, day or date of Sydney, Australia.
- (d) Headings are for convenience only and do not form part of this Nomination Criteria or affect its interpretation.

## 2 General

- 2.1 This Nomination Criteria is issued by the board of the National Federation. The National Federation must provide, or otherwise make available, this Nomination Criteria to all Athletes.
- 2.2 The National Federation may only nominate Athletes to the AOC in accordance with this Nomination Criteria.
- 2.3 This Nomination Criteria will take effect on and from [DATE OF AOC APPROVAL TO BE INSERTED] and will cease to have effect at the conclusion of the Games.
- 2.4 This Nomination Criteria applies to:
  - (a) all Athletes;
  - (b) the National Federation; and
  - (c) the AOC.

- 2.5 The terms of the AOC Olympic Team Nomination and Selection By-Law are incorporated by reference into this Nomination Criteria. The National Federation must provide, or otherwise make available, the AOC Olympic Team Nomination and Selection By-Law to all Athletes.

### **3 Long List**

- 3.1 For the purpose only of identifying prospective members of the Team, the National Federation or AOC may maintain a Long List of Athletes.
- 3.2 For the avoidance of doubt, membership of the National Federation's or the AOC's Long List does not increase decrease or otherwise affect an Athlete's prospects of being nominated by the National Federation, or being selected by the AOC, to the Team.

### **4 Athlete Quota Positions**

- 4.1 The National Federation may only nominate Athletes to the AOC for selection to the Team where, pursuant to the Qualification System, the International Federation has awarded the AOC or the National Federation athlete quota positions.
- 4.2 A National Federation may not nominate more Athletes than are permitted to be nominated by the AOC under the Qualification System.
- 4.3 The National Federation must nominate the maximum number of Athletes that are permissible under the Qualification System.

### **5 Eligibility Criteria**

The National Federation will not nominate an Athlete unless, as at the Nomination Date, the National Federation is satisfied on reasonable grounds that the Athlete:

- (a) has been an Australian Citizen;
- (b) is a member of the National Federation;
- (c) satisfies the Qualification System;
- (d) is likely to satisfy the AOC Selection Criteria;
- (e) has a registered and confirmed online 3x3 player profile on [play.fiba3x3.com](http://play.fiba3x3.com)
- (f) has not breached the AOC Anti-Doping By-Law, unless the Athlete has been sanctioned for the breach and has completed the sanction imposed; and
- (g) does not, and is not likely to in the foreseeable future, suffer from any physical or mental impairment that would prevent the Athlete from competing at the Games to the highest possible standard for that Athlete.

### **6 Nomination Criteria**

- 6.1 Subject to clause 6.3, the National Federation will nominate the Athletes who, in the opinion of the National Federation, in its absolute discretion:
- (a) will be most likely to achieve the highest competitive results at the Games; and
  - (b) is, and will remain until the conclusion of the Games, a positive ambassador for the Sport, National Federation and the Games.

- 6.2 In making its determination under clause 6.1 with respect to an Athlete, the National Federation may have regard to the following considerations, in its absolute discretion:
- (a) the Athlete's physical form and fitness;
  - (b) the likelihood that the Athlete will suffer an injury in the lead up to or during the Games;
  - (c) the benefit or detriment of the Athlete's membership on the Team with respect to team chemistry, team behaviour and team performance;
  - (d) the extent to which the Athlete has demonstrated, during the Qualification Period:
    - (i) discipline;
    - (ii) motivation; and
    - (iii) commitment to the Sport and to the Team.
- 6.3 The Athletes to be nominated by the National Federation under clause 6.1 must include, in each gender:
- (a) at least two Athletes who are ranked in the top 10 (inclusive) in Australia on the FIBA 3x3 world rankings list as at 22 June 2020.
  - (b) at least two Athletes who:
    - (i) have accumulated a minimum of 36,000 ranking points (for female Athletes) or 54,000 ranking points (for male Athletes) the FIBA 3x3 world rankings list as at 22 June 2020; or
    - (ii) are ranked in the top 50 (inclusive) in Australia on the FIBA 3x3 world rankings list as at 22 June 2020.
- 6.4 The National Federation will also identify two reserve Athletes per gender who are ranked in the top 10 in Australia (inclusive) on the FIBA 3x3 world ranking list as at 22 June 2020 (**Reserve Athletes**). The Reserve Athletes identified by the National Federation will not be nominated to the AOC to be selected to the Team. For the avoidance of doubt, any substitution of a nominated or selected Athlete with one of the Reserve Athletes will only be permitted if carried out in accordance with any applicable IOC rules.

## **7 Extenuating circumstances**

- 7.1 In determining whether an Athlete has satisfied the criteria set out in clause 6, the National Federation may, in its absolute discretion, have regard to Extenuating Circumstances.

## **8 Submission of Nominations**

- 8.1 The National Federation must notify Athletes of the Nomination Date in writing.
- 8.2 The AOC may, in its absolute discretion extend the Nomination Date for the National Federation for any reason.
- 8.3 The National Federation must nominate Athletes to the AOC by the Nomination Date. The National Federation must inform Athletes of their nomination or non-nomination by no later than:
- (a) 48 hours prior to the Nomination Date, where such written notice would be received by the Athlete 14 days prior to the Sport Entries Deadline; or
  - (b) 24 hours prior to the Nomination Date, where such written notice would be received by the Athlete within 14 days of the Sport Entries Deadline,

or such later date as the AOC advises the National Federation.

8.4 Nominations submitted to the AOC must be in the form prescribed by the AOC or in a form that is otherwise acceptable to the AOC and include any such information that is required pursuant to the AOC Olympic Team Nomination and Selection By-Law.

8.5 The AOC may, in its absolute discretion, accept a nomination submitted after the Nomination Date where it is submitted by the National Federation as a result of an appeal brought in accordance with the AOC Olympic Team Nomination and Selection By-Law.

## **9 Amendments**

This Nomination Criteria may only be amended with the written consent of the AOC Selection Committee.

## **10 Governing Law**

This Nomination Criteria is governed by the laws of the State of New South Wales.