

Protests and Appeals

What is a protest? (ITU 12.1)

A protest is against the conduct of an athlete, technical official or the conditions of the competition. An athlete or a PGB/NF designate may file a protest with the Referee provided the protest has not been previously observed by the Technical Officials and ruled upon by the Referee.

What may be protested? (ITU 12.2-12.6)

Protests may be made concerning the following:

12.2 Protests concerning the eligibility of another competitor must be made to the Referee before the Athletes Briefing. The Competition Jury will decide on this in a meeting immediately following the briefing.

12.3 Protests concerning the course or its variance to the regulations must be made to the Referee no later than twenty four (24) hours prior to the start of the race.

12.4 Protests concerning the race. An athlete, who protests against another athlete or official, must do so to the Referee within five (5) minutes of his/her finish time. In case a protest is initiated within this period, the time limit will be extended by fifteen (15) more minutes.

12.5 Protests concerning equipment; protests concerning an athlete's equipment which infringes on the conditions outlined within the ITU Rules, must be delivered to the Referee within five (5) minutes of his/her finish time. In case a protest is initiated within this period, the time limit will be extended by fifteen (15) more minutes.

12.6 Protests concerning timing and results; protests concerning typos in the results, which are not reflecting the decisions made by the Race Referee or the Competition Jury, may be delivered in writing by the athlete or the PGB/NF within thirty (30) days after the competition.

Contents of a Protest: What is the proper procedure?

Protests related to 12.2, 12.3, 12.4, 12.5 must be accompanied by a deposit of \$50 and will be refunded if the protest is successful. If the protest is denied, there will be no refund and the money will be retained by the PGB/NF. The appropriate Protest Form may be obtained from the Referee at National or Provincial Championships or from the Head Official at other Triathlon Manitoba sanctioned races.

Information to be included in the Protest form includes:

- the alleged rule violated
- the location and approximate time of the alleged violation
- persons involved in the alleged violation
- a statement, including a diagram if possible of the alleged violation
- the names of witnesses who observed the alleged violation

What happens to the Protest Form?

The following procedure will be followed in the event of a protest:

- a) Protests will be filed with the Referee, signed by the protestor, within the time lines specified above.
- b) Race Referee will announce on the notice board by the finish area that a protest has been filed;
- c) The protestor and the accused/or their PGB/NF designate must be present. If the protestor does not attend, then the protest may be postponed or cancelled. The competition Jury will determine if absence from the hearing is valid;
- d) Failure of any party to attend the hearing may justify the Competition Jury in making a decision without them;
- e) A representative of either the protestor or the accused may be designated to appear if approved by the Chair of the Competition Jury;
- f) The hearing will not be open to the public;
- g) The Competition Jury Chair will explain the process and everyone's rights;
- h) The Competition Jury Chair will read the protest;
- i) The protestor and the accused will be given adequate time to give their accounts of the incident;
- j) Witnesses (up to two each) may speak for up to three (3) minutes each;
- k) The competition Jury will hear the evidence and render a decision by simple majority;
- l) The decision will be posted immediately and delivered in writing to the parties upon request;
- m) The Competition Jury will produce minutes of the meeting, including the Jury's decision, which must be approved by all members of the competition Jury, by the end of the meeting. The minutes will be submitted to Triathlon Manitoba or other sanctioning body.

What is an Appeal?

An appeal is a request for a review of a decision made by the Race Referee or the Competition Jury. An athlete who appeals a Race Referee's decision must initiate the protest to the Referee within five (5) minutes of his/her finish time. In case a protest is initiated within this period, the time limit will be extended by fifteen (15) more minutes. Once an appeal is initiated the same process as a protest is followed. For further information see [ITU Competition Rules](#), Section 12.