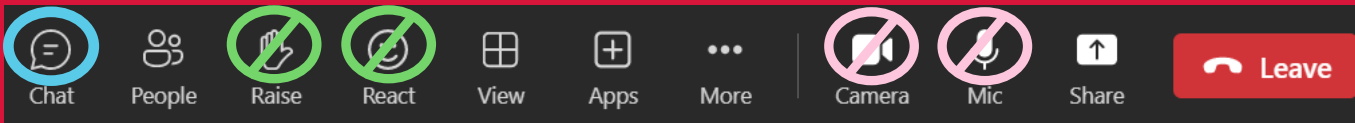


Child Safeguarding and the Law – Sport Integrity Australia



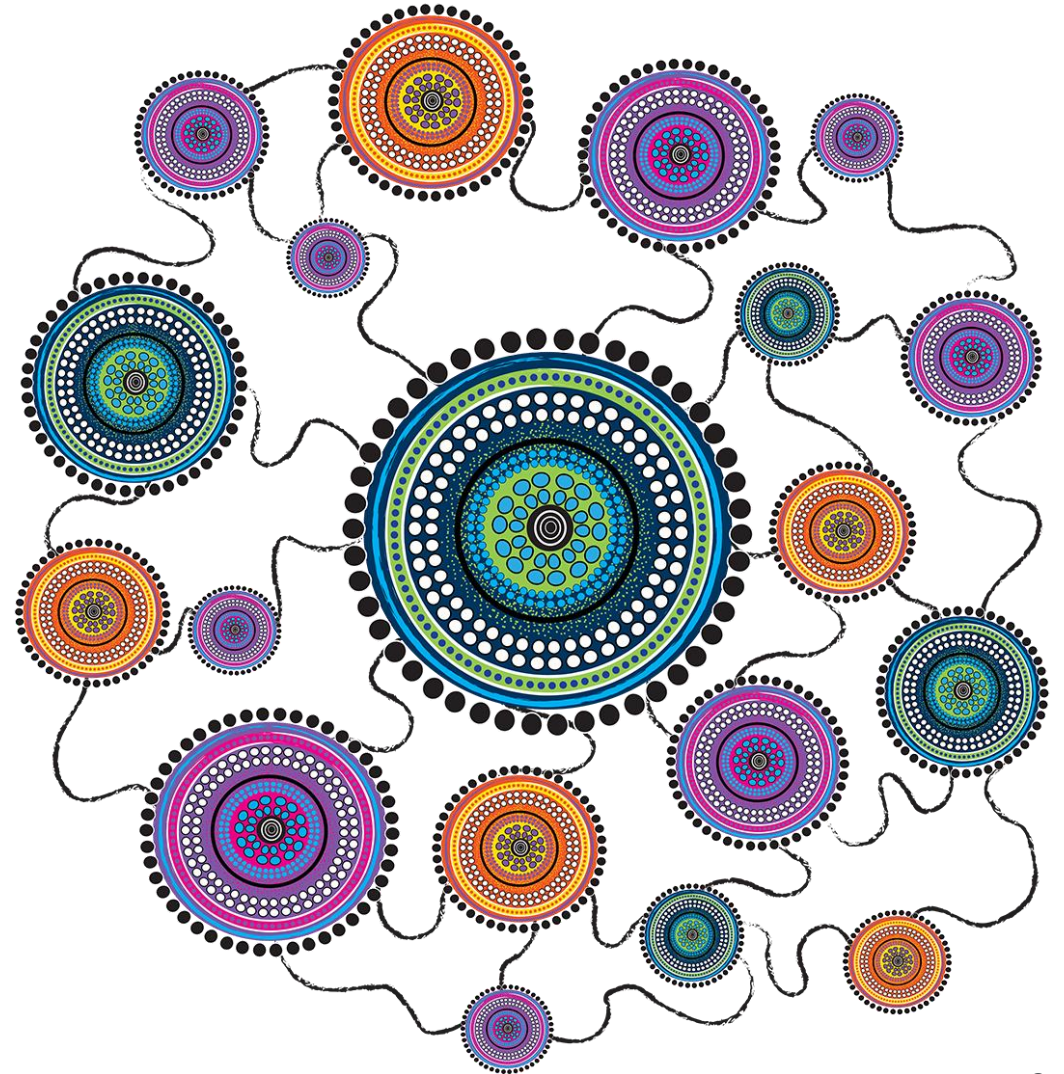
Note - webinar will be recorded and made available

12 October 2023



Acknowledgement of Country

I would like to acknowledge the Traditional Custodians of the Land on which this meeting takes place, to show my respect to Aboriginal Elders past and present, and to extend that respect to other Aboriginal people present



The content covered may be distressing for some participants



If you require support, please contact ...



Mental Health Line
1800 011 511 

1800RESPECT
NATIONAL DOMESTIC FAMILY AND
SEXUAL VIOLENCE **COUNSELLING** SERVICE
1800 737 732

 **Lifeline**
13 11 14

 **Beyond
Blue**

 beyondblue.org.au

 1300 22 4636

Webinar Outline

- **Safeguarding Children and Young People**
 - Sport Integrity Australia
- **The National Integrity Framework Complaints Process**
 - Sport Integrity Australia
- **Sport Dispute Resolution**
 - National Sports Tribunal
- **Q & A**





Sport Integrity Australia

Safeguarding Children
and Young People

Emma Gardner

Safeguarding
Sport Integrity Australia



SPORT INTEGRITY
AUSTRALIA

Wood Review

The Wood Review is the most comprehensive examination of sports integrity arrangements ever undertaken in Australia

Safeguarding the Integrity of Sport –
the Government Response to the Wood Review



PROTECTING SPORT TOGETHER

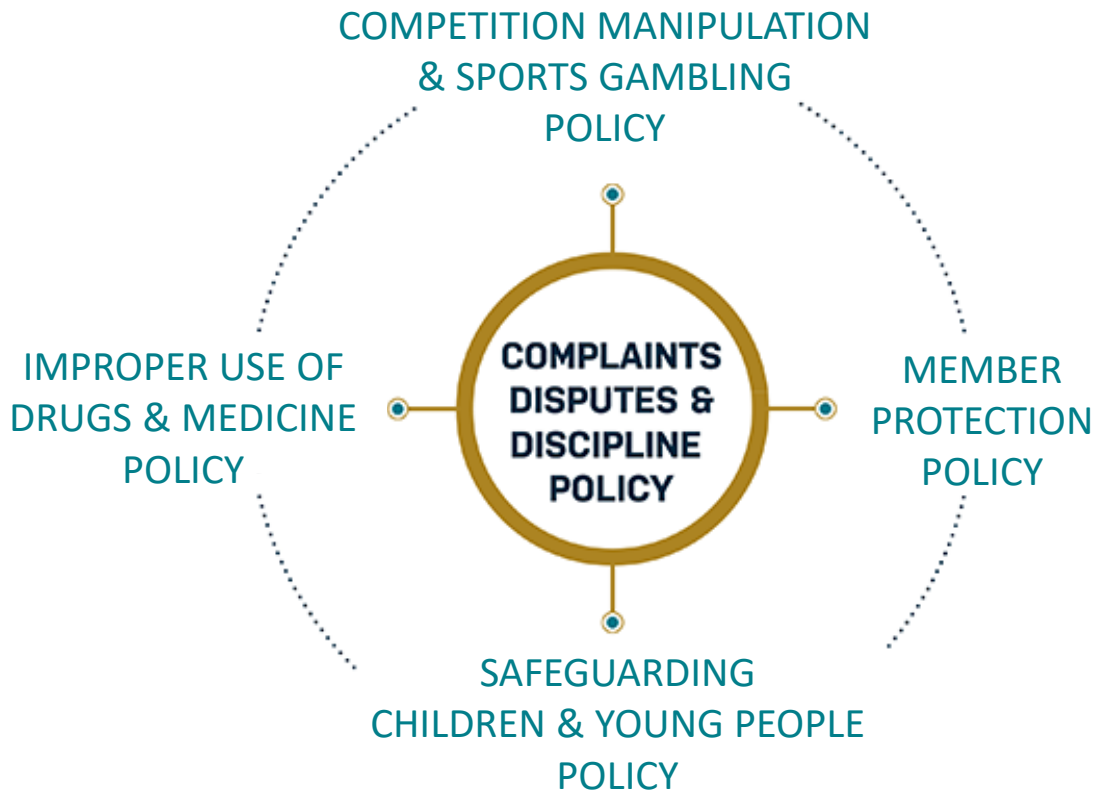
Who is Sport Integrity Australia?

- one government organisation to safeguard the integrity of sport

What areas does Sport Integrity Australia cover?

- Anti-Doping
- Improper Use of Drugs and Medicine
- Safeguarding and Member Protection
- Match-Fixing (Competition Manipulation)
- Sports Gambling
- Complaints Handling

National Integrity Framework (NIF)



- Suite of five policies designed to protect sport and its participants
- Each policy contains Prohibited Conduct
- The policies set out the expectations of **all** sport members (organisations, participants, coaches, administrators, volunteers, contractors etc...)
- Includes a Complaints Process
- Sports can use the Complaints Process to handle NIF and non-NIF complaints*
- Allows Sport Integrity Australia to investigate child safeguarding and discrimination complaints



SPORT INTEGRITY
AUSTRALIA

The Member Protection Policy (MPP)

- Sets standards of behaviour in sport
- Defines behaviours that are unacceptable (“Prohibited Conduct”)
- Applies to direct involvement in a sport activity or event



SPORT INTEGRITY
AUSTRALIA

MPP and Safeguarding: who do they apply to?

Relevant Persons

- Athletes
- Participants
- Coaches
- Employees
- Volunteers

Relevant Organisations

- NSO/NSOD's
- SSO/SSOD's
- Clubs

What is Safeguarding in sport?



PROTECTING SPORT TOGETHER

The Safeguarding Children and Young People Policy

- Aims to foster a safe, positive and inclusive environment for all children and young people in sport
- Developed in response to The Royal Commission into Institutional Responses to Child Sexual Abuse
- Underpinned by the National Principles for Child Safe Organisations, State and Territory child protection legislation and informed by key stakeholders



So, what are we doing in the Safeguarding Unit?





Sport Integrity Australia

The National Integrity Framework Complaints Process

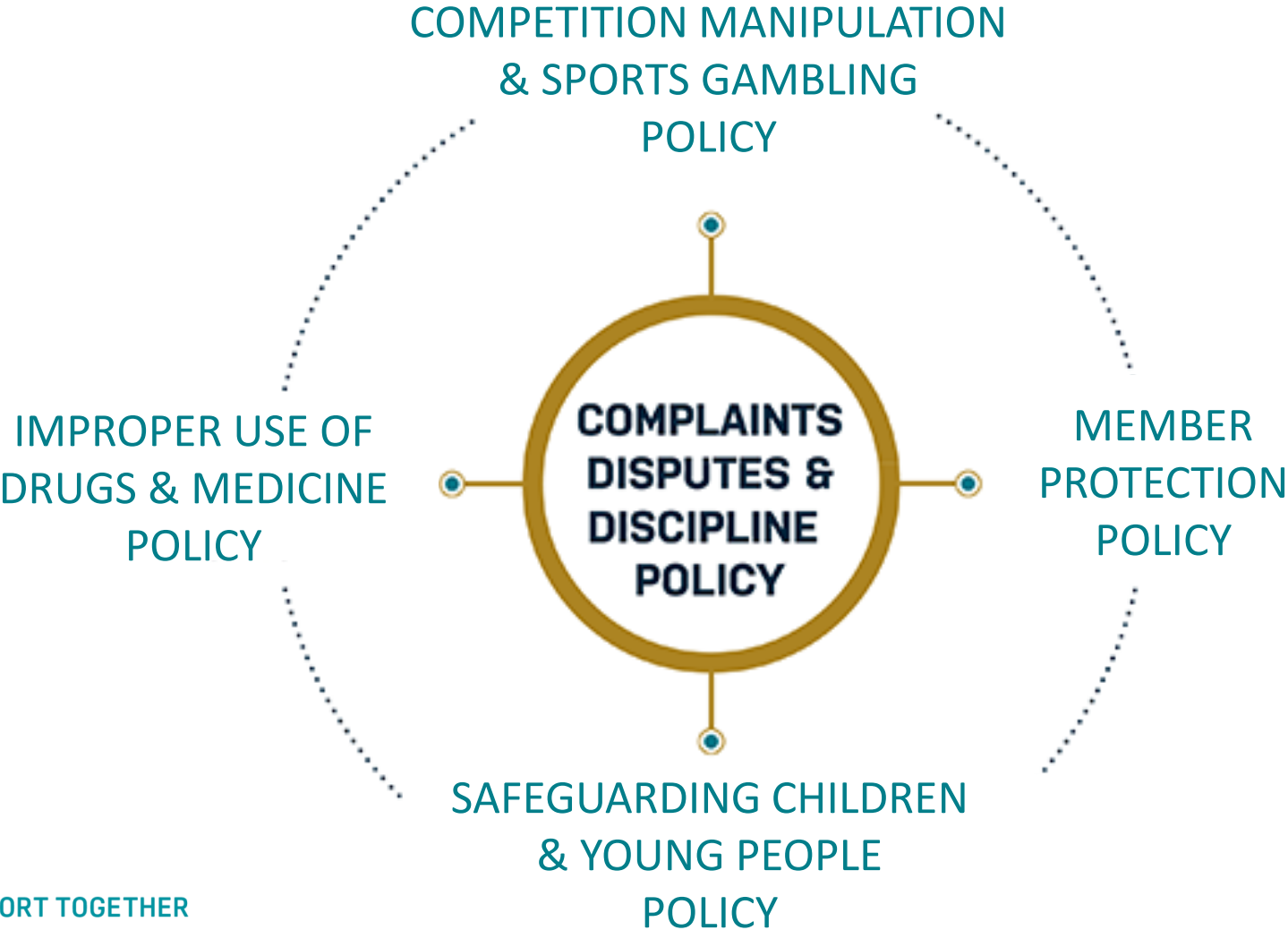
Brenna Dodds

Integrity Complaints
Sport Integrity Australia



SPORT INTEGRITY
AUSTRALIA

National Integrity Framework (NIF)



What are we seeing?

- Over 1300 integrity matters reported to us since July 2020
- Made over 170 referrals to law enforcement
- Finalised over 50 Investigations
- Substantiated over 55 breaches of integrity policies
- Average of 80 open matters, 30% of these under investigation
- Alleged behaviour from grass roots to high performance
- Professional boundaries, electronic communication and inappropriate use of tone and language
- Peer-on-peer abuse and bullying

What are we doing about it?

- Independent and impartial complaints process to manage high risk matters
- Participants can come directly to Sport Integrity Australia
- Developed tools and resources for sport for their own complaint management
- Fund National Integrity Manager program
- Engage with law enforcement and other government agencies
- Connect parties with wellbeing support



What Complaints can be managed by Sport Integrity Australia?

- Alleged conduct falls under the Safeguarding Children and Young Persons policy, or Discrimination under the Member Protection Policy
- Complaints from a sport that has adopted the National Integrity Framework
- Alleged conduct occurred after the sport's adoption of the National Integrity Framework
- Complaint is not anonymous
- **Out of scope** – governance, selection, personal grievances



Case Categorisation Model

Category	Factors Considered	Example	Next Steps
1	Low risk, low or no intent to cause harm, one-off incident. Can be resolved through measures such as education or reminder letters.	One off incident of adults swearing at each other	Managed through other means
2	Medium risk, intent to cause harm, more complex or repeated incidents.	Sustained bullying based on a person's disability	Requires an Investigation
3	High risk, or with serious intent to cause harm. Referred to law enforcement	Child Abuse in sport	Referral to Law Enforcement

Case Studies...

- A complaint received by Sport Integrity Australia that a coach raised their voice while an athlete was on the high bars and did not perform the skill properly. The coach appeared frustrated and shook their head and said to the athlete ‘What is wrong with you, you did it wrong. Do it again’.



- A complaint received by Sport Integrity Australia that alleged that an athlete had come over to another athlete and verbally abused them after finishing second to them in a U15s race.

Case Study

Complaint received about a coach engaging with athletes under the age of 18:

- One-on-one walks at night after competition to provide wellbeing support
- Provided gifts for helping out around the gym
- Arranged social activities outside of the sport
- One-on-one transport from training
- Talked to the U16s team about sex and relationships



Case Study (non-NIF)

An athlete that is no longer a part of the sport contacted Sport Integrity Australia with concerns that they may have experienced poor behaviour by someone in the sport in the early 2000s.

The person reports that the sport's trainer regularly touched her upper thigh area while she was being strapped prior to training or competition. In some cases, the trainer would also touch her breast area when providing treatment.

She said that at the time, she felt uncomfortable but there were generally people around when this occurred, so she didn't think it was too much of an issue.

The athlete is now in their late 20s and has since reflected on the behaviour and decided she wants to report it to someone.

What could she do? And how could Sport Integrity Australia support this athlete?

How can I make a report or find more information?



Sport Integrity Australia Website:
www.sportintegrity.gov.au



Hotline: 1300 027 232 (business hours)
Share your Story - Safe Sport record:
1800 161 361 (7am – 7pm)



Sport Integrity Australia App



Thank you

Website



App store



SPORT INTEGRITY
AUSTRALIA



National Sports Tribunal

Sport Dispute Resolution

Monica Daley

Principal Case Manager and Counsel
National Sports Tribunal



NATIONAL
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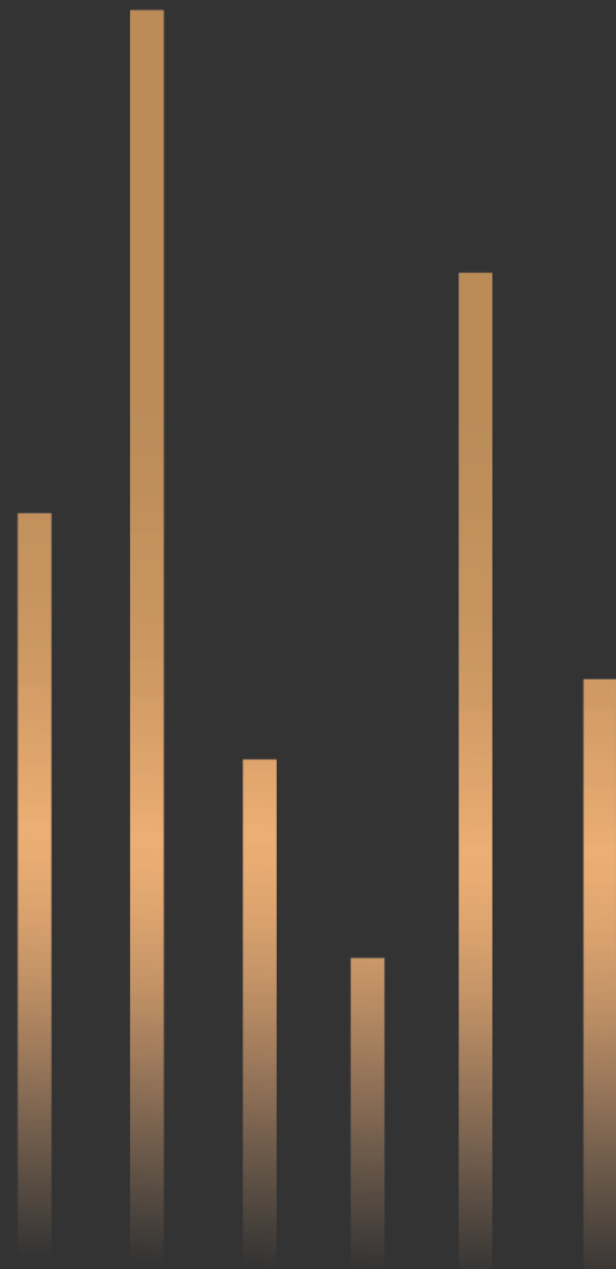
Australian Government

NATIONAL
SPORTS
TRIBUNAL

PURPOSE

The National Sports Tribunal (NST) is a statutory tribunal – independent, efficient forum to resolve sporting disputes in Australia for athletes, sporting bodies and support personnel.

The NST is **structurally and administratively independent** of other Government agencies and sports organisations.



TYPES OF DISPUTES

The NST hears and resolves sporting disputes under the rules or policies of the sporting body, including:

- Disciplinary disputes (NIF and Non-NIF)
 - Bullying and harassment
- Anti-doping appeals
- Selection/Eligibility appeals
- Other disputes

The NST cannot resolve ‘field of play’ disputes and those where a party is seeking damages

TYPES OF RESOLUTION METHODS

Depending on the type of dispute, the NST may facilitate one of the following:

- Arbitration
- Mediation
- Conciliation
- Case Appraisal

NB: Anti-doping cases can only be heard via arbitration.

NST APPLICATION

- NIF CDDP
 - ✓ ADR – eg Mediation
 - ✓ Dispute of Breach Notice – Hearing Tribunal
 - ✓ Appeal of Hearing Tribunal decision
- Dispute by or against national sporting body (NSO)
 - ✓ Either party can lodge application
 - ✓ CDDP – NSO to lodge
- Dispute between 2 other persons or organisations at non-national level
 - ✓ Sporting body (NSO) must refer and lodge application



GET IN CONTACT

NST Registry

enquiries@nationalsportstribunal.gov.au



(02) 6289 3877



FURTHER INFORMATION

www.nationalsportstribunal.gov.au



Australian Government

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Questions?

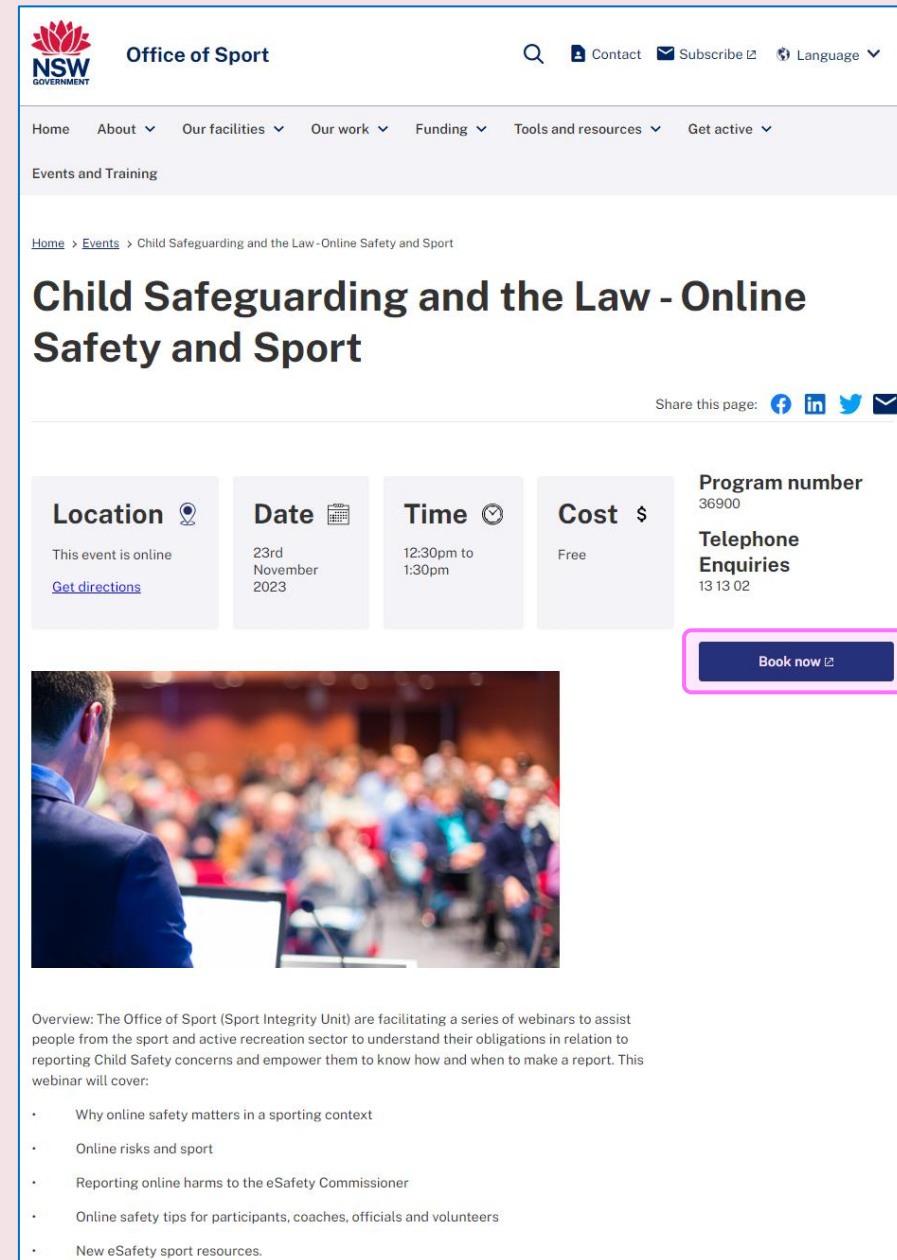
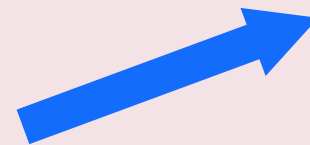


Next event:

“Child Safeguarding and the Law - Online Safety and Sport”


23 November 2023
12:30pm – 1:30pm


Register via:



The screenshot shows the NSW Government Office of Sport website. The event title is "Child Safeguarding and the Law - Online Safety and Sport". The date is 23rd November 2023, and the time is 12:30pm to 1:30pm. The cost is free. The program number is 36900, and the telephone enquiries number is 13 13 02. A "Book now" button is highlighted with a pink border. Below the event details is a photo of a speaker at a podium and an overview of the webinar content.

Location  This event is online
[Get directions](#)


Date  23rd November 2023

Time  12:30pm to 1:30pm

Cost \$ Free

Program number 36900

Telephone Enquiries 13 13 02

[Book now](#) 

Overview: The Office of Sport (Sport Integrity Unit) are facilitating a series of webinars to assist people from the sport and active recreation sector to understand their obligations in relation to reporting Child Safety concerns and empower them to know how and when to make a report. This webinar will cover:

- Why online safety matters in a sporting context
- Online risks and sport
- Reporting online harms to the eSafety Commissioner
- Online safety tips for participants, coaches, officials and volunteers
- New eSafety sport resources.



Thank You



Any questions, please contact: sportsintegrity@sport.nsw.gov.au

Child Safe Sport webpage



sport.nsw.gov.au/running-your-club/safe-and-fair-clubs/child-safe-sport