

# Webinar notes

## Child Safeguarding and the Law – Sport Integrity Australia

12 October 2023

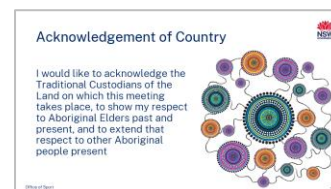
Recording link:

[www.youtube.com/watch?v=RsyVRcY6z\\_Y](https://www.youtube.com/watch?v=RsyVRcY6z_Y)

Time (min:s)	Content	Reference
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**0:00** Welcome & housekeeping, Acknowledgement of Country, trigger warning (and support resources), Webinar Outline

Slides 1 - 4

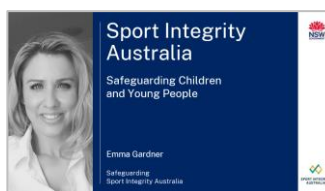


**1:26** Sport Integrity Australia  
Safeguarding Children and Young People

Emma Gardner  
Safeguarding  
Sport Integrity Australia

- background to Sport Integrity Australia (SIA) and the National Integrity Framework (NIF)

Slides 5 - 8



- [www.sportintegrity.gov.au/what-we-do](https://www.sportintegrity.gov.au/what-we-do)
- [www.sportintegrity.gov.au/what-we-do/national-integrity-framework](https://www.sportintegrity.gov.au/what-we-do/national-integrity-framework)
- [www.sportintegrity.gov.au/resources#toc1](https://www.sportintegrity.gov.au/resources#toc1)

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**5:30** Member Protection Policy & Safeguarding

Slide 9



Slide 10



...Slide 12



Slide 13



- [www.sportintegrity.gov.au/what-we-do/safeguarding](https://www.sportintegrity.gov.au/what-we-do/safeguarding)
- [www.sportintegrity.gov.au/resources#toc4](https://www.sportintegrity.gov.au/resources#toc4)

**13:27** Sport Integrity Australia  
The National Integrity Framework Complaints Process

Slide 14



...Slide 16



**Brenna Dodds**  
Integrity Complaints  
Sport Integrity Australia

- context, scope and complaints processes for sports under the National Integrity Framework (NIF), case studies, and also options for non-NIF sports complaints

Slide 17



Slide 18



- [www.sportintegrity.gov.au/contact-us/make-an-integrity-complaint-or-report](https://www.sportintegrity.gov.au/contact-us/make-an-integrity-complaint-or-report)

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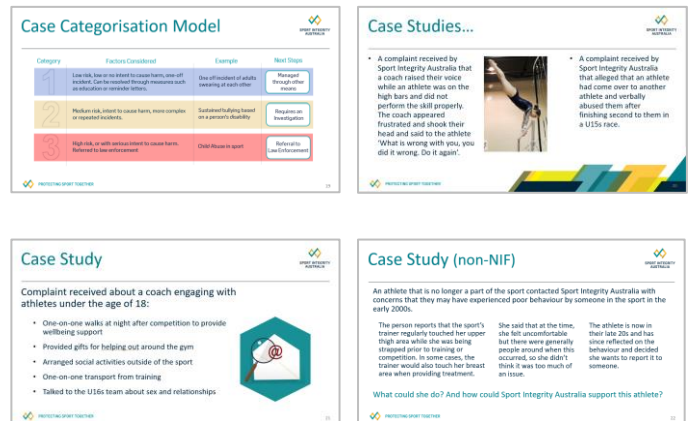
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**24:35** Case studies, options for non-NIF sports complaints

Slides 19 - 22



Category	Factors Considered	Example	Next Steps
Low risk, low or no direct contact with athletes, one-off incident, can be resolved through transparent and professional communication in private setting.		Use of incident of adults speaking at each other	Manage through other means
Medium risk, direct to coach bars, more complex or repeated incidents.		Sustained bullying based on a person's disability	Requires on investigation
High risk, or with escalation to court bars, referred to law enforcement		Child abuse in sport	Referrals to child protection

**44:28** Making reports & more information

Slide 23

SIA website



Contact Us



SIA App (Apple)



App (Android)




**How can I make a report or find more information?**

- Sport Integrity Australia Website:** [www.sportintegrity.gov.au](http://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**

- [www.sportintegrity.gov.au](http://www.sportintegrity.gov.au)
- [www.sportintegrity.gov.au/resources](http://www.sportintegrity.gov.au/resources)
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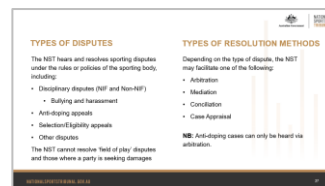
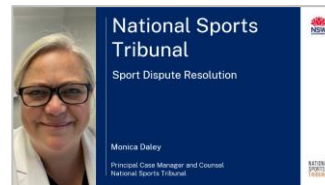
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**45:28** National Sports Tribunal  
Sport Dispute Resolution

**Monica Daley**  
Principal Case Manager and Counsel  
National Sports Tribunal

- background, scope and processes for disputes/resolution

Slides 25 - 27



**51:30** National Sports Tribunal (NST)  
Applications & Contacts



[www.nationalsporttribunal.gov.au](http://www.nationalsporttribunal.gov.au)

(02) 6289 3877

Slide 28

**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@nationalsporttribunal.gov.au](mailto:enquiries@nationalsporttribunal.gov.au)  
 (02) 6289 3877

**FURTHER INFORMATION**

[www.nationalsporttribunal.gov.au](http://www.nationalsporttribunal.gov.au)




**NST Registry**  
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Time (min:s)	Content	Reference
54:00	<b>Questions</b> Mia Jenkins moderating	
54:12	<b>Audience question</b> Is there an investigation into category 1 reports? Eg. is NSO contacted in every case?	<p><i>Answered within recording (by Brenna Dodds)</i></p> <p><b>Additionally</b> – further post-webinar response below from Brenna:            While Sport Integrity Australia does not conduct investigations into Category 1 matters, the National Sporting Organisation (NSO) is notified of all in scope Complaints and will receive a copy of the letters to parties for Category 1 matters (as well as being notified of all matters moving to investigation). The NSO can share information about complaint outcomes with the relevant persons/bodies in their sport who have a ‘need to know’ – for example, if a Complaint relates to a club coach, then the NSO can share the outcome of the Complaint with the Club President if required.</p>
55:40	<b>Audience question</b> Can sanctions be placed on the sports website for transparency - not mentioning names just the date, incident and sanction?	<p><i>Answered within recording (Brenna Dodds and Emma Gardner)</i></p> <p><b>Additionally</b> - this response by Brenna was posted earlier in the webinar chat:            “...the decision to publicly publish sanctions sits with the sports - however we are currently considering what guidance we are able to provide in this space (we currently provide guidance on the potential sanction, but not whether it should be publicly available). Generally, there is a threshold here - sports will publish serious sanctions (long suspensions/terminations of memberships). We are considering how this can be more consistent or how sports can feel confident in making these decisions”</p>

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57:18	<p><b>Audience question</b></p> <p>Can you discuss how you engage with sports bodies or clubs about under or overuse of sanctions. eg. they don't sanction where serious matters are sustained, or they sanction for category one matters?</p>	<p><i>Answered within recording (Brenna Dodds and Monica Daley)</i></p> <p><b>Additionally</b> – further post-webinar response below from Brenna:</p> <p>Sport Integrity Australia has developed guidance to support sport in making proportionate sanction decisions. We are currently reviewing the guidance and looking to enhance the level of detail in the booklet, however the current version can be found here: <a href="https://www.sportintegrity.gov.au/resources">National Integrity Framework: Case Categorisation &amp; Guidance for Sanctions (sportintegrity.gov.au/resources)</a>. If a person feels as though they have been issued with a sanction that is not proportionate, they can appeal this decision including through the <a href="#">National Sports Tribunal</a>.</p>

59:19 Conclusion

### Next Webinar:

*Child Safeguarding and the Law  
– Online Safety and Sport*

23 November 2023  
12:30pm – 1:30pm



[Register here](#)

**Next event:**

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

23 November 2023  
12:30pm – 1:30pm

Register via:

[www.sport.nsw.gov.au/events/child-safeguarding-and-law-online-safety-and-sport](https://www.sport.nsw.gov.au/events/child-safeguarding-and-law-online-safety-and-sport)

1:01 End

Other audience questions...

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Time (min:s)	Content	Reference
	<p><b>Audience question</b></p> <p>Could you provide a link to grants for NFP Clubs?</p>	<p><b>Response</b></p> <p>Best to check for a range of available grants here: <a href="https://www.sport.nsw.gov.au/grants">www.sport.nsw.gov.au/grants</a></p>
	<p><b>Audience question</b></p> <p>Do you have any tips for NSO's who are struggling to get any meaningful information from police regarding safeguarding matters, and struggling to get police to understand our need to be aware of information such as charges laid/known victims etc</p>	<p><b>Post-webinar response below (Brenna Dodds):</b></p> <p>This is a challenging space as we appreciate that police often have limitations in being able to share information so as not to jeopardise a criminal process. Sport Integrity Australia continue to build upon our relationships with State and Territory Police and as part of this are able to articulate the role that sport can play to assist in managing risk that a person within their sport may pose – including by implementing Provisional Action while a process is underway.</p>
	<p><b>Audience question</b></p> <p>At investigation stage how can you filter honest information from witnesses etc?</p>	<p><b>Post-webinar response below (Brenna Dodds):</b></p> <p>It is Prohibited Conduct under the National integrity Framework to mislead or withhold information about Prohibited Conduct - so technically, if a witness did do this, the sport could consider commencing a process that could end in that witness being breached under the NIF as well. It is also important to consider the training that investigators do – Sport Integrity Australia investigators have their Certificate IV/Diplomas in conducting government investigations. This supports them to look at the right questions to ask to clarify/verify information and challenge conflicting accounts. There may also be other information available that means you can weight one witness account as more credible than the other. Sport Integrity Australia is committed to continuing to enhance the resources provided to sport, such as the 'Investigations Toolkit' to support them in managing the investigations that fall within their remit.</p>
	<p><b>Audience question</b></p> <p>If Sport had adopted the NIF and Sport integrity policies are there further policies through National Sport Tribunal required to be adopted?</p>	<p><b>Post-webinar response below (Monica Daley):</b></p> <p>For the NST to resolve a dispute, its jurisdiction is engaged via the agreement of the parties. Such agreement can be provided for in the relevant policy of the sport (to which members are bound), or by the ad-hoc written agreement of the parties. cont/...</p>

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- If a sport has adopted the NIF, disputes related to breaches of NIF policies can be referred to the NST via the CDDP.
- For Non-NIF disputes, the sport can include other integrity-related policies to be managed under the CDDP also, or another policy of the sport may engage the NST. Any policy can be amended to include referral to the NST.
- For all disputes, if the policy does not engage the NST, the parties can agree in writing for the NST to be engaged.

There are no other specific policies that must be adopted by sports to engage the NST. There are policy templates that have been drafted for sports to adopt if they do not have policies to cover disputes that fall outside of the NIF. These do not need to be adopted, like the NIF should be adopted, but a sport can tailor and use these templates to ensure it has a comprehensive dispute resolution framework. More information can be obtained by contacting the NST.


## Child Safe Sport webpage

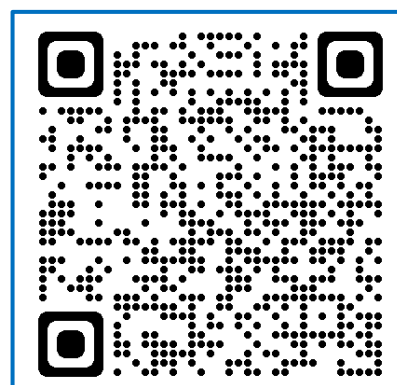
– your “one-stop-shop” gateway to all things Child Safe Sport related!

### Child Safe Sport

Protecting children from harm and abuse in sport is a priority – we all have a role to play.

The Office of Sport is committed to safeguarding children and young people in sport and recreation. We work with the sector, [Office of the Children’s Guardian](#) and [Play by the Rules](#) and other lead child safe agencies to help create child safe sport in NSW.





[sport.nsw.gov.au/running-your-club/safe-and-fair-clubs/child-safe-sport](https://sport.nsw.gov.au/running-your-club/safe-and-fair-clubs/child-safe-sport)