



## DECISION FORM

PARTICULARS OF OFFENCE			
Player's Name	Yasin Akgul		
Player's Union	Turkey Rugby Union		
Match	Serbia v Turkey		
Competition	Rugby Europe Conference 2 South		
Date of match	23 October 2021		
Match Venue	Borac Starčevo - Pančevo (Serbia)		
Rules to apply	Regulation 17 World Rugby Handbook; or Tournament Disciplinary Program		
Referee Name	V. Maksiuk	Plea	<input checked="" type="checkbox"/> Admitted <input type="checkbox"/> Not admitted
Offence	Law 9.12, physical abuse	<input type="checkbox"/> Red card <input checked="" type="checkbox"/> Citing <input type="checkbox"/> Other If "Other" selected, please specify:	

HEARING DETAILS			
Hearing date	28/10/21 @ 17.15 CET	Hearing venue	Video Conference Teams
Chairperson/JO	Martin Picton		
Other Members of the Disciplinary Panel	Michiel van Dijk Sarah Smith		
Appearance Player	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Appearance Union	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Player's Representative(s)	Cherokee Sylvain NGUE	Other attendees	Gizem ÖZDEMİR (interpreter)
List of documents / materials provided to Player in advance of hearing	Notice of Disciplinary Hearing Red Card Report Letter from referee concerning identification error Video clips of incident Match sheet Players disciplinary record		

SUMMARY OF ESSENTIAL ELEMENTS OF CITING/REFEREE'S REPORT/INCIDENT FOOTAGE
An incident took place at 78 minutes into the game. Referee stopped play and was told by the assistant that Turkey No.8 had kicked a Serbian player whilst they were in the ground in the course of a ruck. The referee issued a red card to Turkey No.8. Subsequently, when reviewing the match after it had finished the referee satisfied himself that in fact the player who he would have sent off on the basis of the assistant's report was the Turkey No.6 i.e.

Yasin Akgul now subject to these proceedings. The video clips show that the Player did kick the Serbian No.8 in the head.

There is no evidence from the assistant or any of the Serbian players. There is no evidence that the Serbian player was injured as a result of the incident. What happened had no material impact on the outcome of the game.

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

N/A

**SUMMARY OF PLAYER'S EVIDENCE**

The Player accepted that he had offended against the laws of rugby. He stated that he was frustrated as his team were losing and he also believed another player was holding him. He accepted that he kicked out at the player on the floor and that his foot made contact with his head/face. The player stated that he regretted his action and said after the match he apologised to the other players and coaches for his conduct.

**FINDINGS OF FACT**

On the basis of the video evidence and the Player's admissions we concluded that he was guilty of an offence contrary to Law 9.12, physical abuse by kicking.

**DECISION**

Proven  Not proven  Other disposal (please state)

## SANCTIONING PROCESS

ASSESSMENT OF SERIOUSNESS		
As per Article 4.5 of Rugby Europe Disciplinary Regulations and Regulations 17 of World Rugby		
<b>Assessment of Intent</b>		
<input checked="" type="checkbox"/> Intentional/deliberate <input type="checkbox"/> Reckless		
<b>State Reasons</b>		
The player accepted that he kicked out in frustration.		
<b>Gravity of player's actions</b>		
Although the kick was directed to the head it did not appear forceful and there is no evidence that it caused any injury although the Serbian player did stay down after the incident and was holding his face/head.		
<b>Nature of actions</b>		
Kicking		
<b>Existence of provocation</b>		
None by the player on the ground although the Player did assert that he had been being held immediately before it took place.		
<b>Whether player retaliated</b>		
N/A		
<b>Self-defence</b>		
N/A		
<b>Effect on victim</b>		
No evidence – see above.		
<b>Effect on match</b>		
None		
<b>Vulnerability of victim</b>		
He was on the floor and would not have been able to protect himself other than by putting his arms over his head, which he did appear to be attempting to do in the circumstances of being on the floor in a ruck.		
<b>Level of participation/premeditation</b>		
No premeditation.		
<b>Conduct completed/attempted</b>		
He kicked out and made contact.		
<b>Other features of player's conduct</b>		
Nothing relevant.		
<b>Entry point</b>		
<input type="checkbox"/> Top end [XX] Weeks	<input checked="" type="checkbox"/> Mid-range 8 Weeks	<input type="checkbox"/> Low-end [XX] Weeks
*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.		
<b>Reasons for selecting Entry Point above Top End</b>		
[Insert]		

ADDITIONAL RELEVANT OFF-FIELD AGGRAVATING FACTORS		
As per Article 4.5 of Rugby Europe Disciplinary Regulations and Regulations 17 of World Rugby		
<b>Player's status as an offender of the Laws of the Game</b>		

N/A
<b>Need for deterrence</b>
N/A
<b>Any other off-field aggravating factors</b>
None

Number of additional weeks: 0

<b>Summary of reason for number of weeks added:</b>
N/A

<b>RELEVANT OFF-FIELD MITIGATING FACTORS</b>	
<i>As per Article 4.5 of Rugby Europe Disciplinary Regulations and Regulations 17 of World Rugby</i>	
<b>Acknowledgement of guilt and timing</b>	<b>Player's disciplinary record/good character</b>
Full and frank admission	Nothing relevant.
<b>Youth and inexperience of player</b>	<b>Conduct prior to and at hearing</b>
An inexperienced player.	Good conduct during hearing.
<b>Remorse and timing of remorse</b>	<b>Other off-field mitigation</b>
Apologised after the game.	N/A

Number of weeks deducted: 4

<b>Summary of reason for number of weeks deducted:</b>
Admissions combined with apology and absence of any evidence that an injury resulted.

## 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 – RE Discipline Regulations 4.1.4 / 4.4 (or equivalent Tournament rule)

<b>Total sanction</b>	Four matches	<input type="checkbox"/> Sending off sufficient
<b>Sanction commences</b>	28/10/21	
<b>Sanction concludes</b>		
<b>Matches/tournaments included in sanction</b>	REIC Conference 2 South Bulgaria 7/5/22 REIC Conference 2 South Bosnia & Herzegovina 21/5/22 Two other significant matches details of which to be provided for approval in the next 28 days.	

<b>Costs</b>	N/A
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<b>Date</b>	28/10/21
<b>Signature (JO or Chairman)</b>	<b>M Picton</b>

**NOTE:** You have 48 hours from notification of the decision of the chairman/jo to lodge an appeal with the tournament director – RE Discipline Regulations 4.6.2 (or equivalent Tournament rule)