

THE BAHAMAS 2017 COMMONWEALTH YOUTH GAMES
AMENDED (2) NOMINATION CRITERIA FOR INDIVIDUAL EVENTS

SWIMMING NEW ZEALAND INCORPORATED (SNZ)

1. Application of this Nomination Criteria

- 1.1 This Nomination Criteria is issued by the Board of Swimming New Zealand.
- 1.2 This Nomination Criteria shall take effect from 23 November 2016.
- 1.3 This Nomination Criteria applies to:
- (a) all Athletes wishing to be considered for nomination to the Games Team to compete in the Games in an Individual Event; and
 - (b) Swimming New Zealand, including its appointed SNZ Selection Panel, that wish to nominate Athletes to NZOC to be considered for selection to the Games Team.

2. SNZ Selection Panel

- 2.1 **Composition:** The SNZ Selection Panel who will consider nomination of Athletes to NZOC will be appointed by the SNZ Board and published on the Swimming New Zealand Board prior to the Nomination Date.

3. Nomination Procedure

- 3.1 **Conditions of Nomination:** The SNZ Selection Panel may only consider an Athlete for nomination if the Athlete has satisfied the following conditions of nomination:
- (a) comply with the requirements of age for the competition (Males 15 -18 years of age as of 31st December 2017: born 1999, 2000, 2001 or 2002 and Females 14 -17 years of age as of 31st December 2017: born 2000, 2001, 2002 or 2003); and
 - (b) returned a completed Athlete Application to the NZOC, in the form prescribed by the NZOC by the Application Date; and
 - (c) returned a completed Athlete Agreement in the manner prescribed by the NZOC to NZOC prior to the Nomination Date; and
 - (d) demonstrated to the satisfaction of Swimming New Zealand that they are not suffering any physical or mental impairment that would prevent them from competing in the Games to the highest possible standard; and
 - (e) not previously acted in such a manner so as not to bring the Athlete, the sport, Swimming New Zealand or the NZOC into public disrepute; and

- (f) to Swimming New Zealand's knowledge has not used or administered any substance which, if it had been detected as being present in the Athlete's body tissue or fluids, would have constituted doping, or used any prohibited method or committed any other doping offence as defined in Swimming New Zealand's, the International Federation's ("FINA") or NZOC's Integrity Regulation; and
- (g) from 11 April 2017 has provided their name and contact address details to NZOC for the purpose of out of competition drug testing with Drug Free Sport New Zealand.

Note: Athletes selected for the 2017 FINA World Championships in Budapest, Hungary will be **ineligible** for nomination.

- 3.2 **Qualification:** The Games Team quota for NZOC has been determined by the Bahamas 2017 Games Organising Committee at 28 Athletes for New Zealand, across all sports. Automatic nominations are not applicable for this Nomination Criteria as Games Team size will be determined by the NZOC quota allocated by the Bahamas 2017 Local Organising Committee. In addition, a maximum of 2 Athletes per Individual Event may be considered for nomination.
- 3.3 **Nomination if Nomination Criteria Met:** Provided the requirements set out in clause 3.1 and 3.2 are met, the SNZ Selection Panel shall nominate those Athletes it considers meet the Nomination Criteria set out in clause 4.

4. Nomination Criteria

- 4.1 **Nomination Criteria:** The Swimming New Zealand Nomination Criteria for nomination to the Games Team is made up of two parts:
 - (a) the Over-Riding Nomination Criteria specified in clause 4.2; and
 - (b) the Specific Nomination Factors specified in clause 4.3.
- 4.2 **Over-Riding Nomination Criteria:**
 - (a) In determining whether or not to nominate an Athlete to a Swimming Event, the SNZ Selection Panel must be satisfied overall that the Athlete:
 - i. is the fastest or second fastest eligible Athlete in a Swimming Event at the Key Events; and
 - ii. has or have a track record of sufficient quality and depth that Swimming New Zealand believes demonstrates the Athlete will perform with distinction at the Games.
 - (b) Evidence: In determining whether or not the Athlete has or have met the Over-Riding Nomination Criteria for Swimming Events in clause 4.2(a) above, the SNZ Selection Panel shall consider the Athlete's performances and results in the Swimming Event(s) at which they seek to be selected for the Games in the following Key Events during the period March 21st 2017 to April 23rd 2017:

- 2017 New Zealand Age Group Championships, Wellington (March 21st – 25th 2017)
- 2017 Australian Age Group Championships, Brisbane (April 16th – 23rd 2017)
- 2017 New Zealand Open Championships, Auckland (3rd to 7th April 2017)

4.3 **Specific Nomination Factors:** When considering the Over-Riding Nomination Criteria above, the SNZ Selection Panel may also take into account any one or more of the following factors about an Athlete:

- any other performances or results in competitions / events in addition to the Key Events;
- adequate fitness and a commitment to maintain a fitness and training programme as agreed with the applicable coach(es);
- demonstrated good behaviour, including a commitment to training and attendance at training camps;
- demonstrated compatibility with others in a team environment;
- demonstrated compliance with the rules of events and competitions;
- understanding and respect for the obligations that accompany being a member of a New Zealand team when competing at the Games, including respect for team members and support staff;
- willingness to promote Swimming New Zealand in a positive manner;
- demonstrated ability to take personal responsibility for self and their results;
- proven ability to be reliable; and
- any other factor(s) the SNZ Selection Panel consider relevant.

4.4 **Ranking:** If two or more Athletes meet the Over-Riding Nomination Criteria set out in clause 4.2(a) and (b) then the SNZ Selection Panel will, in their sole discretion, rank Athletes as follows:

- using FINA points from the Key Events as at 24th April 2017; then
- should two or more athletes achieve the same FINA points at the Key Events then the Athlete's time and/or second time at the relevant Swimming Event will be used to determine his/her place on the ranking; and

Note: Relay splits and other split times will not be considered for nomination in a Swimming Event.

- 4.5 **Own Enquiries:** In considering any one or more of the above factors, the SNZ Selection Panel may make such enquiries of the Athlete, or other persons, as they see fit.
- 4.6 **Weight to be Given to Specific Nomination Factors:** The SNZ Selection Panel may give weight to any one or more of the Specific Nomination Factors and, if it does, to apply such weighting to one or more Athletes. No particular factor shall be weighted more or less significantly by reason only of the order in which that factor appears in this Nomination Criteria.
- 4.7 **Extenuating Circumstances:** In any decision regarding the nomination of Athletes to the Games Team, the SNZ Selection Panel may, in their sole discretion, take into account any extenuating circumstances in accordance with clause 5 below.
- 4.8 **Permission to Start:** In addition, at the sole discretion of the NZOC, Athletes who qualify for nomination in accordance with this Nomination Criteria, on Swimming New Zealand's request to the NZOC, and if they are selected to the Games Team by the NZOC, request permission to start in other Swimming Events:
- i. where there is an available place; and
 - ii. where competing in the Swimming Event will not have any detrimental effect on the Swimming Event they have already been selected for; and
- 4.9 **Nomination Procedure:** After consideration of this Nomination Criteria, the SNZ Selection Panel shall follow the procedure set out in clause 9 of the NZOC Nomination and Selection Regulation.

5. Extenuating Circumstances

- 5.1 **Extenuating Circumstances:** In considering the nomination of Athletes in accordance with this Nomination Criteria, the SNZ Selection Panel may, in their sole discretion, give weight to any extenuating circumstances which may include, but are not limited to, the following:
- (a) injury or illness;
 - (b) travel delays;
 - (c) equipment failure;
 - (d) bereavement or personal misfortune; and/or
 - (e) any other factors reasonably considered by the SNZ Selection Panel to constitute extenuating circumstances.
- 5.2 **Athlete to Advise:** Athletes unable to compete at Key Events or other attendances required under this Nomination Criteria, must advise the Chief Executive of the extenuating circumstances and reasons, in writing, with as much advance notice as possible and ideally seven (7) days prior to the commencement of the Key Event or other attendance. If the Chief Executive is not notified of any extenuating circumstances in accordance with this

Nomination Criteria, then the Swimming New Zealand Selection Panel have no obligation to rely on such circumstances.

- 5.3 **Medical Certificate:** In the case of injury or illness, Athletes may be required by the SNZ Selection Panel to provide a medical certificate and/or to undergo an examination by a health practitioner/s nominated by the SNZ Selection Panel, and to provide that opinion and/or report to the SNZ Selection Panel. Any failure to agree to such a request may result in the SNZ Selection Panel being unable to consider the injury or illness as an extenuating circumstance.
- 5.4 **Case by Case:** In the case of any extenuating circumstance/s, the SNZ Selection Panel will make a decision on a case-by-case basis.

6. Appeal Procedure

- 6.1 **Nomination Appeals:** An Athlete may appeal to Swimming New Zealand against their non-nomination to the NZOC by the SNZ Selection Panel provided that the Athlete has returned a completed:
- (a) Athlete Application to the NZOC by the Application Date; and
 - (b) Athlete Agreement to the NZOC by the Nomination Date.
- 6.2 **Procedures for Nomination Appeals:** Any appeal under paragraph 6.1 must be made in accordance with the procedures set out in clause 13 of the NZOC Nomination and Selection Regulation.

7. Inconsistencies

- 7.1 **NZOC Nomination and Selection Regulation:** In the event there is any inconsistency between this Nomination Criteria and the NZOC Nomination and Selection Regulation, the NZOC Nomination and Selection Regulation shall prevail.
- 7.2 **CGF Sport Programme Criteria:** If this Nomination Criteria imposes a higher qualification standard or a lesser number of participants than stated by CGF, this shall not be regarded as an inconsistency.

8. Amendments to this Nomination Criteria

- 8.1 **Prior to Nomination Date:** This Nomination Criteria may be amended or supplemented from time to time by the Board, before the Nomination Date, provided NZOC has approved the amendment/s and supplement/s.
- 8.2 **Notice:** The Board will give as much notice as possible of any amendment/s or supplement/s made under clause 8.10 to this Nomination Criteria, to persons it considers may be affected by any such amendment/s or supplement/s.

9. Definitions

- 9.1 **Application Date** means the date agreed with the NZOC, by which Athletes must submit a completed Athlete Application in accordance with clause 8.3 of the NZOC Nomination and Selection Regulation.
- 9.2 **Athlete** means a person who wishes to be considered for nomination to the Games Team.
- 9.3 **Athlete Agreement** means the agreement that must be completed by any Athlete wishing to be considered for nomination and selection to the Games Team in accordance with clause 8.4 of the NZOC Nomination and Selection Regulation.
- 9.4 **Athlete Application** means the form set by the NZOC that must be completed by any Athlete applying to be nominated and selected to the Games Team.
- 9.5 **Board** means the Board of Swimming New Zealand as constituted under the Constitution.
- 9.6 **CGF** means the Commonwealth Games Federation.
- 9.7 **Chief Executive** means the Chief Executive Officer of Swimming New Zealand or Acting Chief Executive Officer and includes his / her nominee.
- 9.8 **Constitution** means the Constitution of Swimming New Zealand.
- 9.9 **Games** means the Commonwealth Youth Games to be held in The Bahamas from 18 July – 23 July 2017.
- 9.10 **Games Team** means the New Zealand Team at the Games selected in accordance with the NZOC Selection Policy for the Games.
- 9.11 **Key Events** means an international, continental or national competition listed in clause 4.2(b) which is a major or pinnacle event for the youth in the sport or is at least equivalent to that which is likely to occur at the Games.
- 9.12 **Nominated Athlete** means an Athlete who has been nominated to the NZOC by Swimming New Zealand.
- 9.13 **Nomination Criteria** means the criteria made up of the Over-Riding Nomination Criteria and the Specific Nomination Factors.
- 9.14 **Nomination Date** means on or before 26 April 2017 (and includes any alternative date as agreed between NZOC and SNZ), by which SNZ must submit any Nominated Athletes to the NZOC.
- 9.15 **NZOC** means the New Zealand Olympic Committee Incorporated.

- 9.16 **NZOC Nomination and Selection Regulation** means the regulation of NZOC relation to the nomination and selection Process for all Olympic and Commonwealth games, including the Games.
- 9.17 **Over-Riding Nomination Criteria** means the criteria set out in clause 4.2.
- 9.18 **SNZ Selection Panel** means the selectors appointed by Swimming New Zealand in accordance with clause 2 of this Nomination Criteria.
- 9.19 **Swimming New Zealand** means Swimming New Zealand Incorporated.
- 9.20 **Swimming Event** means one of the following swimming events at the Games:

Men

Freestyle: 50m, 100m, 200m, 400m, 1500m.

Backstroke: 50m, 100m, 200m.

Breaststroke: 50m, 100m, 200m.

Butterfly: 50m, 100m, 200m.

IM: 200m, 400m.

Women

Freestyle: 50m, 100m, 200m, 400m, 800m.

Backstroke: 50m, 100m, 200m.

Breaststroke: 50m, 100m, 200m.

Butterfly: 50m, 100m, 200m.

IM: 200m, 400m.

Mixed

Relays: Freestyle Relay 4x100m, Freestyle Relay 4x200m, Medley Relay 4x100m.

OTHER APPLICABLE DOCUMENTS (all located at www.olympic.org.nz)

- NZOC Nomination and Selection Regulation;
- NZOC Selection Policy;
- Athlete Application Form; and
- Athlete Agreement.