



CLEARANCE AND PERMIT POLICY

POLICY STATEMENT

This document is Basketball Tasmania policy for CAMS, Clubs, Associations and Affiliates to follow when members are applying for permits or clearances

DEFINITIONS

Clearance – relevant to a player from a CAM, Club or Association who wishes to permanently leave the body they were playing with to permanently play for another CAM, Club or Association.

Permit – relevant to a player from a CAM, Club or Association to maintain primary registration of their current CAM, Club or Association but requests permission to participate in a competition/tournament/event with another team as their current team does not participate in this alternate competition. At the conclusion of the competition/ tournament/event the player is required to return to their CAM, Club or Association.

GENERAL INFORMATION

Any person aged 10 years or over will require a clearance or permit.

A person who is registered as a playing member of a CAM, Club or Association must obtain a clearance from the relevant CAM with which they were registered before being eligible to register as a playing member of any other CAM, Club or Association.

A CAM, Club or Association shall not invite a player to practice until the clearance has been completed.

A player wishing to be cleared to another CAM, Club or Association must notify the organisation to which they seek to be cleared to using the Basketball Tasmania Clearance form

The receiving CAM or Club or Association is required to apply for a clearance or permit online from the player's originating CAM or Club or Association using the Sports TG system. This online application should be in keeping with the business rules of the CAM, Club, Association (President signs off, Secretary signs off). During this time the clearing CAM, Club, Association must act promptly and professionally, in accordance with the Objectives of Basketball Tasmania, and not purposefully impede the process.

Any person registered as a player with a Professional League Club (defined as being a National Basketball League, Women's National Basketball League, South East Australia Basketball League (VIC/TAS), Big V (VIC), Waratah League (NSW), Queensland Basketball League (QLD), Central Basketball Association (SA), State Basketball League (WA)) within Australia must first obtain a Letter of Clearance from the club with which they are currently registered before being eligible to register as a playing member of another Professional League Club or CAM, Club or Association.

A person who has been cleared from one CAM, club or association to another within Tasmania may not be cleared again within six months of the date of the original clearance being completed unless the express approval of Basketball Tasmania CEO or Education and Operations Manager is received.

A request should be responded to within seven days of applying. If a CAM, Club or Association does not respond to this request at the end of seven days the requesting person will be cleared.

Within Tasmania requests for permits and clearances must occur through the Sports TG system.

REFUSAL OF CLEARANCES

A clearance can be refused if a person:

- 1. Has a proven financial debt to their current club;**
- 2. Has failed to return property to their current club; or;**
- 3. Is on a signed contract to play.**

Evidence of the above conditions must be supplied if requested. Any other reasons are void.

Should a CAM, Club, Association or Professional League Club refuse to grant a Clearance upon application as aforesaid, the Applicant shall have the right of appeal against the decision, such appeal being referred to the Basketball Tasmania Board or to a Tribunal specially established by the Board to rule on such matters.

The Board/Tribunal shall be empowered to ratify or veto the decision of the CAM, Club, Association or a Professional League Club.

REFUSALS OF PERMITS

Some competitions may limit the number of permitted players or may not allow permitted players. It is the responsibility of the person requesting the permit to check this information before applying.

Permit players will not be allowed in Basketball Tasmania State Championships.

The permit must be received by the start of the competition of which the permit is being requested.

Should a CAM, Club, Association or Professional League Club refuse to grant a permit upon application as aforesaid, the Applicant shall have the right of appeal against the decision, such appeal being referred to the Basketball Tasmania Board or to a Tribunal specially established by the Board to rule on such matters.

REASONS FOR NOT REQUIRING A CLEARANCE OR PERMIT

A clearance is not required by a person, having been a member of a CAM, Club, Association or a Professional League Club if they have allowed their membership to have lapsed for a period of 12 months dated from the time they registered. A player who has a financial debt, has failed to return property, or is contracted may have their registration refused until these matters are resolved.

A player may request to deregister themselves at any time. From the date their deregistration was approved by the CAM, Club, Association they must wait 12 months from this date to register with another body.

A permit or clearance is not required for a student returning from the USA High School/Collegiate system or the Centre of Excellence if they return to the CAM, Club or Association they last played for.

A permit is not required by a person, who is a member of a CAM, Club, Association to allow them to participate in what is a non-representative junior or senior domestic roster of another CAM. Defined as representative competitions in Tasmania are Basketball Hobart Juniors (BHJ), Southern Basketball

League (SBL), Launceston Senior Basketball League (LSBL), Launceston Junior Basketball League (LJBL), North West Basketball Union senior/junior/under 22 (NWBU).

NATIONAL AND INTERNATIONAL CLEARANCES

Persons wishing to play in another state or overseas shall only be granted a clearance. Interstate or international permits will not be issued.

International transfers of players both into and out of Australia are subject to the FIBA Internal Regulations for International Transfer of players. (Note that there are special rules attaching to the international transfer of players aged under 18 years).

Any person who leaves Australia to be a student in a US high school/college or the Centre of Excellence shall on returning to Australia be considered a current member of the club in which that person was a member at the time of leaving for overseas, i.e. the person's membership has not lapsed. The only exception to this rule is if they maintain a financial debt with the school they were playing at

In accord with FIBA Internal Regulations, any person seeking to play under contract in a Professional League may not be refused a clearance by their current Constituent Association/Professional League Club unless that person's current club contract remains valid beyond the requested transfer date or they have a proven financial debt to their current club or have failed to return property to their current club.

Only Basketball Australia can issue International Transfers.

SANCTIONS

Any person who plays in a competition within Australia in which that person is ineligible to register shall cause his/her team to lose all competition points earned in games in which that person participated.

A fine of \$500 and any additional fine incurred by Basketball Tasmania as a result of an international infringement may be imposed upon that person. Further the registration is not valid until any such fine imposed is paid.