

**2016 RIO OLYMPIC GAMES**  
**AMENDED NOMINATION CRITERIA FOR ROWING EVENTS**

**New Zealand Rowing Association Incorporated**

**1. Application of this Nomination Criteria**

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- 1.1 This Nomination Criteria is issued by the Board of **Rowing NZ**.
- 1.2 This Nomination Criteria shall take effect from 1 February 2015.
- 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) **Rowing NZ**, including its **Rowing NZ** Selectors, that wish to nominate Athletes to NZOC to be considered for selection to the Games Team for the Games.

**2. Rowing NZ Selectors**

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- 2.1 **Composition:** The **Rowing NZ** Selectors shall be appointed by **RNZ Board** in accordance with the Selection Panel Terms of Reference. The **Rowing NZ** Selectors who will consider nomination of Athletes to NZOC to be considered for selection in the Games Team are:

**Conrad Robertson (Convener)**

**Barrie Mabbott**

**Calvin Ferguson**

**Noel Donaldson**

**3. Nomination Procedure**

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- 3.1 **Conditions of Nomination:** The **Rowing NZ** Selectors may only consider an Athlete for nomination if the Athlete has satisfied the following conditions of nomination:
- (a) returned a completed Athlete Application to **Rowing NZ** prior to the Application Date in the form prescribed by the NZOC; and
  - (b) returned a completed Athlete Agreement in the manner prescribed by the NZOC prior to **4 March 2016**; and
  - (c) demonstrated to the satisfaction of **Rowing NZ** 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
  - (d) acted in such a manner so as not to bring the Athlete, the sport, **Rowing NZ** or the NZOC into public disrepute; and

- (e) to **Rowing NZ'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 **Rowing NZ's**, the International Federation's (IF's) or NZOC's Anti-Doping Bylaw; and
- (f) from 5 February 2016 has provided their name and contact address details to the NZOC for the purpose of out of competition drug testing by DFSNZ.
- 3.2 **Qualification:** New Zealand must qualify for places in an event(s) in accordance with the International Federation's Qualification System – Games of the XXXI Olympiad – Rio 2016 ("IF Qualification System") and/or IF requirements for the Games. Qualification for a place in any event(s) by an Athlete (or group of Athletes) does not guarantee that Athlete (or group of Athletes) will be nominated or selected to compete in the event(s) at the Games.
- 3.3 **Nomination if Nomination Criteria Met:** Provided the requirements set out in clause 3.1 and 3.2 are met, the **Rowing NZ** Selectors shall nominate those Athletes it considers meet the Nomination Criteria set out below.

#### 4. **Nomination Criteria**

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- 4.1 **Nomination Criteria:** The **Rowing NZ** 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 (or group of athletes) to a Rowing Event, the **Rowing NZ** Selectors must be satisfied overall that:
- i. the Athlete (or group of Athletes) is or are capable of achieving a top 16 placing at the Games in the Rowing Event(s), and with the potential to win an Olympic Diploma (top 8 placing); and
  - ii. the Athlete (or group of Athletes) has or have a track record of sufficient quality and depth that **Rowing NZ** believes demonstrates the Athlete (or group of Athletes) will be competitive at the Games and will perform credibly in the Rowing Event(s).
- (b) Evidence: In determining whether or not the Athlete (or group of Athletes), which Rowing NZ wishes to nominate has or have met the Over-Riding Nomination Criteria for Rowing Events in clause 4.2(a) above, the **Rowing NZ** Selectors shall consider the Athlete's (or group of Athletes') performances and results in Rowing Events at which they seek to be selected for the Games in the following:
- i. First Nomination Events:
    - **2015 FISA World Rowing Championships**
    - **2016 National Under 23 / Elite trials;**

ii Second Nomination Events:

- **2015 FISA World Rowing Championships**
- **2016 National Under 23 / Elite trials**
- **2016 FISA Final Qualification Regatta**
- **2016 European Continental Qualification Regatta**

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

- (a) any other performances or results in national and international competitions / events in addition to the Key Events;
- (b) adequate fitness and a commitment to maintain a fitness and training programme as agreed with the applicable coach(es);
- (c) demonstrated good behaviour, including compliance with **Rowing NZ's** High Performance Selection Guidelines and a commitment to training and attendance at training camps;
- (d) demonstrated compatibility with others in a team environment;
- (e) demonstrated compliance with the rules of events and competitions;
- (f) 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;
- (g) willingness to promote **Rowing NZ** in a positive manner;
- (h) demonstrated ability to take personal responsibility for self and their results;
- (i) proven ability to be reliable;
- (j) potential of continued improvement and ability to achieve the best possible result at the Games;
- (k) assessment of individual Athletes through:
  - i. 2000m ergometer tests (excluding Coxswains);
  - ii. racing in small boats (1x, 2x, 2-, 4-);
  - iii. seat racing;
  - iv. rowing technique (excluding Coxswains);
  - v. medical tests; and
  - vi. exercise physiology;
- (l) in addition to clause 4.2(k), groups of Athlete (crew) combinations will also be assessed by:
  - i. physical compatibility;
  - ii. technical compatibility; and
  - iii. harmony; and

- iv. time trialing of shadow crews and comparison with **Rowing NZ's** Prognostic Gold Medal Times. Such times will take into account weather conditions (wind, strength and direction) and water conditions (surface, temperature) and the physical conditions of athletes when conducting the time trial;
  - (m) ability to train at and travel to training locations and overseas competitions as required by **Rowing NZ**; and
  - (n) any other factor(s) the **Rowing NZ** Selectors consider relevant.
- 4.4 **Own Enquiries:** In considering any one or more of the above factors, the **Rowing NZ** Selectors may make such enquiries of the Athlete, or other persons, as they see fit.
- 4.5 **Weight to be Given to Specific Nomination Factors:** The **Rowing NZ** Selectors 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.
- 4.6 **Extenuating Circumstances:** In any decision regarding the nomination of Athletes to the Games Team, the **Rowing NZ** Selectors may, in their sole discretion, take into account any extenuating circumstances in accordance with clause 5 below.
- 4.7 **Nomination Procedure:** After consideration of this Nomination Criteria, the **Rowing NZ** Selectors shall follow the procedure set out in clause 7 of the NZOC / **Rowing NZ** Agreement.
- 4.8 **Permission to start in other Rowing Events:** At the sole discretion of the NZOC, Athletes who qualify for nomination in a Rowing Event in accordance with this Nomination Criteria may, on **Rowing NZ's** request to the NZOC, if they are selected to the Games Team by the NZOC, request permission to start in another Rowing Event where competing in this event will not have any detrimental effect on the Rowing Event they have already been selected for.
- 4.9 **Nomination Date:** The following Nomination Dates will apply (unless an alternative date is agreed between the NZOC and **Rowing NZ**) by which **Rowing NZ** must submit any Nominated Athletes to the NZOC.
  - (a) For Athletes (or group of Athletes) who has or have met the Over-Riding Criteria at the First Nomination Events and where NZOC and **Rowing NZ** have a confirmed quota place for the Rowing Event at which they seek to be selected for the Games, the Nomination Date will be 4 March 2016; and
  - (b) For Athletes (or group of Athletes) who has or have met the Over-Riding Criteria at the Second Nomination Events and where NZOC and **Rowing NZ** have a confirmed quota place for the Rowing Event at which they seek to be selected for the Games, the Nomination Date will be 26 May 2016.

## **5. Extenuating Circumstances**

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- 5.1 **Extenuating Circumstances:** In considering the nomination of Athletes in accordance with this Nomination Criteria, the **Rowing NZ** Selectors 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) rowing conditions;
- (d) equipment failure or breakage;
- (e) bereavement or personal misfortune; and/or
- (f) any other factors reasonably considered by the **Rowing NZ** Selectors to constitute extenuating circumstances.

5.2 **Athlete to Advise:** Athletes unable to compete at events, trials, 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 event, trial or other attendance. If the Chief Executive is not notified of any extenuating circumstances in accordance with this Nomination Criteria, then the **Rowing NZ** Selectors 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 **Rowing NZ** Selectors to provide a medical certificate and/or to undergo an examination by a health practitioner/s nominated by the **Rowing NZ** Selectors, and to provide that opinion and/or report to the **Rowing NZ** Selectors. Any failure to agree to such a request may result in the **Rowing NZ** Selectors 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 **Rowing NZ** Selectors will make a decision on a case-by-case basis.

## 6. Appeal Procedure

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6.1 **Nomination Appeals:** An athlete may appeal to **Rowing NZ** against their non-nomination to the NZOC by the **Rowing NZ** Selectors in accordance with the **Rowing NZ** Policy for Athletes and Crews Nomination Appeals Process provided that the Athlete has returned a completed:

- (a) Athlete Application to **Rowing NZ** by the Application Date (that has been certified by **Rowing NZ**); and
- (b) Athlete Agreement in the manner directed by the NZOC by 4 March 2016.

6.2 **Procedures for Nomination Appeals:** Any appeal under paragraph 6.1 must be made in accordance with the procedures set out in clause 11 of the NZOC / **Rowing NZ** Agreement.

## 7. Inconsistencies

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7.1 **NZOC / Rowing NZ Agreement:** In the event there is any inconsistency between this Nomination Criteria and the NZOC / **Rowing NZ** Agreement, the NZOC / **Rowing NZ** Agreement shall prevail.

7.2 **IF Qualification System:** If this Nomination Criteria imposes a higher qualification standard or a lesser number of participants than stated by the IF Qualification System, this shall not be regarded as an inconsistency.

## 8. Amendments to this Nomination Criteria

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- 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 set out in clause 4.9(a), provided NZOC has prior 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 8.1 to this Nomination Criteria, to persons it considers may be affected by any such amendment/s or supplement/s.

## 9. Definitions

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- 9.1 **Application Date** means 4 November 2015, by which Athletes must submit a completed Athlete Application in accordance with clause 6.1(a) of the NZOC / **Rowing NZ** Agreement.
- 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 6.1(b) of the NZOC / **Rowing NZ** Agreement.
- 9.4 **Athlete Application** means the form that must be completed by any Athlete applying to be nominated and selected to the Games Team and which is attached as Schedule A to the NZOC / **Rowing NZ** Agreement.
- 9.5 **Board** means the Board of **Rowing NZ** as constituted under the Constitution.
- 9.6 **Chief Executive** means the Chief Executive Officer of **Rowing NZ** and includes his / her nominee.
- 9.7 **Constitution** means the Constitution of **Rowing NZ**.
- 9.8 **Coxswain** means the member of a crew in a Rowing Event who steers the boat and coordinates the power and rhythm of the Athletes.
- 9.9 **First Nomination Events** mean the key events listed in clause 4.2(b)(i) which take place between 1 September 2015 and 3 March 2016, being international, continental or national competitions which are major or pinnacle events for the sport or are at least the equivalent of a World Cup or World Championship, and have an equivalent field of competitors to that which is likely to occur at the Games
- 9.10 **Games** means the 2016 Olympic Games to be held in Rio de Janeiro, Brazil from 5 August 2016 to 21 August 2016.
- 9.11 **Games Team** means the New Zealand Team at the Games selected in accordance with the NZOC Selection Policy for the Games.
- 9.12 **Nominated Athlete** means an Athlete who has been nominated to the NZOC by **Rowing NZ**.
- 9.13 **Nomination Criteria** means the criteria made up of the Over-Riding Nomination Criteria and the Specific Nomination Factors, and is also referred to as "this Criteria".

- 9.14 **Nomination Date** means the dates set out in clause 4.9 (and includes any alternative dates as agreed between NZOC and **Rowing NZ**), by which **Rowing NZ** must submit any Nominated Athletes to the NZOC.
- 9.15 **NZOC / Rowing NZ Agreement** means the agreement entered between NZOC and **Rowing NZ** for the Application, Nomination and Selection Process for the Games.
- 9.16 **Over-Riding Nomination Criteria** means the criteria set out in clause 4.2.
- 9.17 **Predicted Gold Medal Times (prognostic)** means

Men	Heavyweight	Lightweight
Single Sculls (1x)	6m .33secs	N/A
Double Sculls (2x)	5.59	6.05
Quadruple Sculls (4x)	5.33	N/A
Pair (2-)	6.08	N/A
Four (4-)	5.37	5.43
Eight (8+)	5.20	N/A
Women	Heavyweight	Lightweight
Single Sculls (1x)	7.07	N/A
Double Sculls (2x)	6.37	6.49
Quadruple Sculls (4x)	6.06	
Pair (2-)	6.50	
Eight (8+)	5.54	

- 9.18 **Rowing Event** means the following events in the Games in which an Athlete competes either alone or together in a game, race, heat or event (for example as a pair, four or crew):

Men's Event	Women's Event
Single Sculls (1x)	Single Sculls (1x)
Pair (2-)	Pair (2-)
Double Sculls (2x)	Double Sculls (2x)
Four (4-)	Quadruple Sculls (4x)
Quadruple Sculls (4x)	Eight (8+)
Eight (8+)	Lightweight Double Sculls (2x)
Lightweight Double Sculls (2x)	
Lightweight Four (4-)	

- 9.19 **Rowing NZ** means Rowing New Zealand Association Incorporated.
- 9.20 **Rowing NZ High Performance Selection Guidelines** means the guidelines set by **Rowing NZ** from time to time for its high performance teams and squads.
- 9.21 **Rowing NZ Policy for Athletes and Crews Nomination Appeals Process** means the nomination appeals policy for Rowing NZ attached as Schedule 1.
- 9.22 **Rowing NZ Selectors** means the selectors appointed by **Rowing NZ** in accordance with clause 2 of this Nomination Criteria.
- 9.23 **Second Nomination Events** mean the key events listed in clause 4.2(b)(ii) which take place between 1 September 2015 and 24 May 2016, being international, continental or national competitions which are major or pinnacle events for the sport

or are at least the equivalent of a World Cup or World Championship, and have an equivalent field of competitors to that which is likely to occur at the Games

9.24 **Specific Nomination Factors** means the nomination factors set out in clause 4.3.

**OTHER APPLICABLE DOCUMENTS (all located at [www.olympic.org.nz](http://www.olympic.org.nz))**

- Agreement between NZOC and Rowing NZ for the 2016 Olympic Games;
- NZOC Selection Policy;
- Athlete Application Form; and
- Athlete Agreement.



## **SCHEDULE 1**

### **Rowing NZ Policy for Athletes and Crews Nomination Appeals Process for Rio 2016**

#### **1. Appeals**

The Rowing NZ Board, on the advice of the Rowing NZ High Performance Director and CEO, shall appoint a Nomination Ombudsman (“Ombudsman”) to hear any appeals from athletes against any decision of a Selection Panel in relation to nomination of athletes to be considered for selection by the NZOC to the New Zealand Olympic Team for Rio 2016 (“Games Team”).

#### **2. Role of the Ombudsman**

The Ombudsman shall:

- 2.1. To such extent as may be possible attend and/or observe the running of the Nomination Events as defined by Rowing NZ Nomination Criteria for Rio 2016 (“Nomination Criteria”).
- 2.2. Be privy to discussions and decisions of the Selection Panel.
- 2.3. Hear and determine appeals by athletes on the nomination process and/or any decision of the Selection Panel.
- 2.4. Following the determination of any appeal make such recommendations as may be appropriate to the Rowing NZ Board.

#### **3. Appeals process:**

- 3.1. An athlete may lodge an appeal with the Rowing NZ High Performance Director at any time during the nomination process, but not later than twenty four (24) hours after notification by Rowing NZ of the athlete’s non nomination.
- 3.2. The Rowing NZ High Performance Director will consult with the Convenor of Selectors and/or the entire Selection Panel and any other person as may be deemed appropriate in order to properly respond to the athlete.
- 3.3. The Rowing NZ High Performance Director will attempt to respond to the athlete within two (2) hours of lodgement of the appeal.
- 3.4. In the event the High Performance Director is unable to answer the concerns of the athlete such that the athlete wishes to maintain his or her appeal, then such appeal shall be referred to the Ombudsman.

- 3.5. In determining any such appeal, the Ombudsman shall properly consider all such evidence as may be adduced from the athlete, the Selection Panel and any other relevant party.

#### **4. Grounds for Appeal**

An appeal by an athlete may only be made on one or more of the following grounds:

- 4.1. The Nomination Criteria has not properly been followed, applied and/or implemented;  
or
- 4.2. The nomination process was affected by actual bias; or
- 4.3. The nomination decision was obviously or self-evidently so unreasonable or perverse that it can be said to be irrational.

#### **5. Determination of Appeal**

- 5.1. Upon determination of the appeal the Ombudsman shall communicate his or her findings together with an appropriate recommendation to both the Rowing NZ Board and the athlete.
- 5.2. The Board after due consideration of the findings and recommendation of the Ombudsman shall make a decision as to the course of action to be followed by Rowing NZ which shall be communicated to the athlete at the earliest opportunity.
- 5.3. If at the conclusion of the above process the athlete remains dissatisfied, the athlete may file an application for appeal with the Sports Tribunal of New Zealand ("Sports Tribunal"). Thereafter the appeal shall be determined in accordance with the Rules of the Sports Tribunal (see [www.sportstribunal.org.nz](http://www.sportstribunal.org.nz)).
- 5.4. The decision of the Sports Tribunal shall be binding on the parties and, subject to any right of review and/or appeal as set out in the Rules of the Sports Tribunal, no party to the appeal may institute or maintain proceedings in any Court or other Tribunal.