

TRIATHLON NEW ZEALAND

LOS ANGELES 2028 OLYMPIC GAMES POLICY



1. Introduction

- 1.1. **Scope:** This Policy explains how Athletes will be nominated to the NZOC for selection to the Games Team.
- 1.2. **Aim:** Tri NZ's aim is to maximise New Zealand's medal chances at the Games.
- 1.3. **Application:** This Policy takes effect from 18 May 2026 and applies to:
 - (a) anyone wishing to be considered for nomination and selection to the Games Team; and
 - (b) the Selectors, in considering nominations to the NZOC.
- 1.4. **Steps:** Consideration to represent New Zealand at the Games is a four-step process:
 - (a) **Step 1 – Application/Eligibility:** Application to Tri NZ to be considered for nomination to the NZOC;
 - (b) **Step 2 – Nomination:** Nomination by Tri NZ to the NZOC;
 - (c) **Step 3 – Selection to the Games Team:** Selection by the NZOC to the Games Team; and
 - (d) **Step 4 – Selection to Start in the MR Team:** If required (because there are more than 4 Selected Athletes), selection to the MR Team.
- 1.5. **Status:** This Policy:
 - (a) overrides all other communications by Tri NZ about nomination or selection to the Games Team; and
 - (b) is subject to the NZOC Selection Policy and NZOC Nomination and Selection Regulation.
- 1.6. **Reserves:** Tri NZ may, at its discretion, decide whether to nominate Athletes as reserves (Reserves). All Reserves will be selected in accordance with the nomination criteria in clauses 3 and 5, subject to clauses 7 and 8.
- 1.7. **Definitions:** Key terms used in this Policy are defined in clause 13.

2. Qualification of Quota Places

2.1. **Qualification Criteria:** New Zealand must qualify quota places in accordance with the Qualification Criteria. Please note that:

- (a) Quota places will be allocated to the NZOC as a result of New Zealand Athletes' performances over the relevant period.
- (b) An Athlete who helps New Zealand qualify a quota place will not automatically earn nomination or selection to compete at the Games.
- (c) Nomination and selection may be conditional on New Zealand receiving the required quota allocation under the Qualification Criteria where the Nomination Date occurs prior to quota places being received by New Zealand.

2.2. **Composition of Games Team:** Note that:

- (a) Tri NZ must indicate the order of priority assigned to each nominated Athlete.
- (b) If more Athletes are nominated than quota places ultimately awarded to New Zealand, NZOC will select Athletes based on the priority order indicated by Tri NZ.
- (c) All Athletes selected to the Games Team must take part in the Individual Event and MR, if required to do so.
- (d) If only 4 Athletes are successfully selected for the Games Team, all Athletes must take part in the MR.
- (e) If more than 4 Athletes are successfully selected to the Games Team, the MR Team will be nominated by the Selectors in accordance with this Policy. If fewer than 4 Athletes are selected to the Games Team, no Athletes will be nominated or selected for the MR Team.

2.3. **Participation in Games Team:** If an Athlete is nominated to the Games Team (whether as a Selected Athlete or Reserve) and chooses not to accept that nomination without good reason (as determined by Tri NZ), Tri NZ may direct the Selectors to take this into account when assessing that Athlete's commitment under future nomination or selection policies for major events.

3. Step One – Application and Eligibility for Nomination

3.1. **Eligibility:** The Selectors may only consider an Athlete for nomination if they:

- (a) have confirmed that they will participate in the MR if selected to do so; and
- (b) are a current registered member of Tri NZ, and are not subject to any sanction or disciplinary action from Tri NZ or an affiliated club; and

- (c) have fully completed the application requirements in clause 3.2; and
- (d) meet World Triathlon's eligibility requirements for the Games (including minimum age and ranking requirements) as set out in the Qualification Criteria; and
- (e) have demonstrated to the Selectors' satisfaction that they are not suffering from any physical or psychological condition that would compromise the Athlete's ability to compete at the Games to the selection standard set out in the NZOC Selection Policy or which may compromise the health and safety of themselves, a Games Team member or another participant at the Games; and
- (f) have, in the Selectors' view, not have acted in a way that brings the Athlete, the sport, Tri NZ or the NZOC into public disrepute; and
- (g) have to Tri NZ's knowledge, not used or administered any prohibited substance, used any prohibited method, or committed any other doping offence as defined in the WADA Code, or Tri NZ's, World Triathlon's or NZOC's Integrity Regulation (available [here](#)); and
- (h) have, from 14 January 2028 (or any extended date agreed by the NZOC Board), provided their name and contact address to the NZOC for out-of-competition drug testing by SIC; and
- (i) are a New Zealand citizen and hold a New Zealand passport; and
- (j) have not been sanctioned or under investigation for any breach of any part of Tri NZ's, World Triathlon's or NZOC's regulations or have not been sanctioned or under investigation by the SIC; and;
- (k) meet any additional eligibility criteria imposed by Tri NZ, World Triathlon or NZOC, as notified by Tri NZ on its website after the date of this Policy.

3.2. Application Procedure: Athletes who want to be considered for nomination must:

- (a) return the application form provided by NZOC by the following dates:
 - (i) 5.00pm on 10 November 2027; or
 - (ii) in exceptional circumstances, by 14 January 2028 (or such other date as is agreed by the NZOC Board) – but only where Tri NZ provides NZOC with evidence that the Athlete could not reasonably have been considered before 10 November 2027; and
- (b) return a completed Team Agreement to the NZOC before the Nomination Date.

3.3. No Nomination: If an Athlete does not meet all eligibility requirements in clauses 3.1 and 3.2 by the Nomination Date, they cannot be considered for nomination unless there are exceptional reasons that are agreed to by both Tri NZ and the NZOC.

- 3.4. **Provision of Data:** Athletes and Tri NZ may each provide any performance data that they consider relevant directly to the Selectors. The Selectors may also request any relevant data from an Athlete or Tri NZ.
- 3.5. **Handling of Data:** All data must be provided by the date advised by Tri NZ, unless the Selectors request it after that date. Tri NZ must share any data provided by it to the Selectors with the relevant Athlete. The Selectors may not consider results from any race that Tri NZ does not enter New Zealand athletes into under the Tri NZ International Travel Policy.

4. Step 2 - Nomination by Tri NZ

- 4.1. **Nomination:** Tri NZ will advise athletes whether they are nominated or not on the Nomination Date.
- 4.2. **Selectors:** The Selectors will decide which Athletes to nominate.
- 4.3. **Nomination Criteria and Factors:** The Selectors must:
- (a) apply the Nomination Criteria in clause 5;
 - (b) consider any Extenuating Circumstances in accordance with clause 6;
 - (c) consider any Other Factors in accordance with clause 7; and
 - (d) in all other respects, comply with this Policy and follow the process in the Selectors' Terms of Reference.

5. Nomination Criteria

- 5.1. **Nomination Criteria:** The Selectors must apply the following criteria in order of priority:

(a) **First Criteria**

Subject to clauses 3, 5.2, 7 and 8, Athletes who meet the Primary Criteria will be nominated to the Games Team. An Athlete meets the Primary Criteria if they:

- (i) obtain a top three placing in the Individual Event; AND
- (ii) are the highest placed Athlete in their gender for New Zealand, at the Los Angeles Test Event.

Note: Being nominated through the First Criteria does not guarantee nomination or selection for the MR Team.

(b) **Second Criteria**

Subject to clauses 3, 5.2, 7 and 8, if quota places remain after applying the First Criteria, Athletes who meet the Second Criteria will be nominated to the Games Team. An Athlete meets the Second Criteria if they have achieved two or more top 8 placings at Nomination Events (which must include at least one standard distance result and one result between 19 May 2027 and 18 May 2028).

If more Athletes meet the Second Criteria than there are quota places available, clause 5.2(a) applies.

Note: Being nominated through the Second Criteria does not guarantee nomination or selection for the MR Team.

(c) **Third Criteria**

Subject to clauses 3, 5.2, 7 and 8, if quota places remain after applying the First and Second Criteria, Athletes who meet the Third Criteria will be nominated to the Games Team. An Athlete meets the Third Criteria if they have achieved two or more top 16 placings at Nomination Events (which must include at least one sprint distance result and one result between 19 May 2027 and 18 May 2028).

If more Athletes meet the Third Criteria than there are quota places available, clause 5.2(b) applies.

Note: Being nominated through the Third Criteria does not guarantee nomination or selection for the MR Team.

(d) **Final Criteria**

If quota places remain after applying the First Criteria, Second Criteria and Third Criteria, then subject to clauses 3, 5.2, 6, 7 and 8, the Selectors may, at their discretion, nominate additional Athletes. Nomination will be based on the following criteria in no particular order:

- (i) Any Athlete who the Selectors believe has demonstrated, combined with the other members of the MR Team, the ability to achieve a top 8 placing in the MR at the Games. An Athlete's MR capability will be assessed in accordance with the MR Criteria.
- (ii) Any Athlete who the Selectors believe has demonstrated the ability to positively contribute to another Nominated Athlete's medal chances at the Games, where the Athlete's primary role would be to support a medal-capable Athlete through tactical racing (Domestique).

5.2. **Tied Athletes:** If applying the Nomination Criteria in clause 5.1 results in more Athletes at a particular priority level than there are quota places available, the Selectors will decide nomination as follows:

- (a) For tied Athletes under the Second Criteria, priority will be given to the Athlete with the best placing at a standard distance Nomination Event

and in the event that two or more Athletes have the same best placing, the Selectors must nominate the Athlete with the highest World Triathlon Individual Olympic Ranking.

- (b) For tied athletes under the Third Criteria, nomination will be based on the following criteria in no particular order:
 - (i) Any Athlete who the Selectors believe has demonstrated, combined with the other members of the MR Team, the ability to achieve a top 8 placing in the MR at the Games. An Athlete's MR capability will be assessed in accordance with the MR Criteria.
 - (ii) Any Athlete who the Selectors believe has demonstrated the ability to positively contribute to another Nominated Athlete's medal chances at the Games, where the Athlete's primary role would be to support a medal-capable Athlete through tactical racing (Domestique).

and if the Athletes are still tied after consideration of the above, the Selectors must nominate the Athlete with the highest World Triathlon Individual Olympic Ranking.

- (c) For tied Athletes under the Final Criteria, the Selectors must nominate the Athlete with the highest World Triathlon Individual Olympic Ranking.
- 5.3. **Selection to Start in the MR Team:** If the Games Team has more than 4 Selected Athletes, a sub-committee of at least 2 Selectors will, at their discretion, select the final MR Team after the Individual Event is completed. The final MR Team must be approved by the NZOC.
- 5.4. **Trial Days:** Tri NZ may, at its discretion, hold one or more trial days. These may take the form of a nominated domestic race, other event, or time trial(s) to help the Selectors assess Athletes. At least 6 weeks' notice of any trial Day will be given to Athletes.

6. Extenuating Circumstances

- 6.1. **Application:** The Selectors may, at their discretion, consider and give weight to any Extenuating Circumstances when considering the Final Criteria (but not the First Criteria, Second Criteria or Third Criteria).
- 6.2. **Notification:** An Athlete who wants the Selectors to consider Extenuating Circumstances must notify the CEO in writing, giving as much advance notice as possible.
- 6.3. **Injury/Illness:** If the Extenuating Circumstances involve injury or illness, the Selectors may require the Athlete to provide a medical certificate and/or undergo an examination by a health practitioner chosen by the Selectors, and to share the results. If the Athlete does not agree, the Selectors may be unable to consider the injury or illness as an Extenuating Circumstance.
- 6.4. **Verification:** If the Extenuating Circumstances are not injury or illness, the Selectors may request evidence to verify them.

7. Other Factors

7.1. **Demonstration:** The Selectors must, at their discretion, be satisfied that the Athlete that may be nominated has demonstrated:

- (a) the commitment to assist Tri NZ to achieve the aim of this Policy;
- (b) a strong team ethic, the ability and willingness to promote Tri NZ in a positive manner and to prioritize Tri NZ initiatives, compliance, and strategies at any Tri NZ supported/identified events (such as major games, Nomination Events, MR Nomination Events, trials, camps etc.); and
- (c) the commitment to maintain an appropriate level of fitness, training and competition to compete in the Games to the best of their ability.

7.2. **Opportunity to be Heard:** If the Selectors think that an Athlete may not have met the requirements in clause 7.1, they must, before making any nomination decision:

- (a) inform the Athlete of the concern; and
- (b) give the Athlete an opportunity to respond, including an opportunity to provide evidence demonstrating they have satisfied the requirements.

7.3. **Actions:** If, after considering the Athlete's response under clause 7.2(b), the Selectors still think that the requirements have not been met, they may:

- (a) decide not to nominate the Athlete;
- (b) require the Athlete to take specific steps to satisfy the requirements before the Nomination Date; or
- (c) nominate the Athlete to the Games Team but notify the NZOC that the Athlete should not be selected without first satisfying conditions relating to the requirement.

8. Process & Consequences of Nomination

8.1. **Notification:** The CEO will inform all Nominated Athletes as soon as possible after the Selectors have made their decision.

8.2. **Requirements:** Every Nominated Athlete must:

- (a) maintain an appropriate level of fitness, training and competition (as determined by Tri NZ) in order to achieve the aim of this Policy;
- (b) keep the Selectors informed of their fitness via Tri NZ, which will ordinarily include providing race results and/or training data on a monthly basis;

- (c) inform Tri NZ of any illness or injury that could affect their ability to compete at their best. Tri NZ will inform the Selectors of any fitness concern while maintaining confidentiality; and
 - (d) comply with their obligations under the Team Agreement as well as to Tri NZ generally.
- 8.3. **Replacement Athlete:** If, before the Selection Date, a Nominated Athlete does not meet a requirement of their nomination (under clause 8.2), the Selectors may, at their discretion, replace them with an Athlete who has been nominated as a Reserve.

9. Step 3 – Selection by NZOC

- 9.1. **Selection:** The NZOC will decide whether the Nominated Athletes will be selected to the Games Team, in accordance with the NZOC Selection Policy.
- 9.2. **Conditions:** The NZOC Selection Policy allows the NZOC to select an Athlete subject to conditions.
- 9.3. **Satisfying Conditions:** If an Athlete's selection is conditional, the conditions must be met to the NZOC's satisfaction (after consulting with Tri NZ) before the selection becomes unconditional. If the conditions are not met, the Athlete will immediately cease to be a Selected Athlete upon being informed by the NZOC.
- 9.4. **Notification:** The CEO will inform all Nominated Athletes whether they have been selected by the NZOC to the Games Team as soon as possible after being informed by the NZOC.
- 9.5. **Announcement of the NZ Team:** The NZOC will publicly announce the Selected Athletes on the Selection Date.
- 9.6. **Replacement Athlete:** If, before the Selection Date, a Selected Athlete does not satisfy a condition of their selection (under clause 9.3) or is removed by the NZOC under the Team Agreement, the Selectors may, at their discretion, nominate an Athlete who has successfully been selected as a Reserve to replace them.
- 9.7. **MR Team:** The CEO (or their delegate) will inform all Selected Athletes whether they have been selected for the MR Team as soon as possible after the Selectors' decision and NZOC approval.

10. Appeals

- 10.1. **Non-Nomination Appeal:** An Athlete may appeal to Tri NZ against their non-nomination to the Games Team in accordance with the Tri NZ Nomination Appeals Policy.
- 10.2. **Non-Selection Appeal:** An Athlete may appeal to NZOC against their non-selection to the Games Team in accordance with the NZOC Nomination and Selection Regulation, found [here](#).

11. Inconsistencies

- 11.1. **Inconsistency:** If there is any inconsistency between this Policy and the NZOC Nomination and Selection Regulation and NZOC Selection Policy, the NZOC Nomination and Selection Regulation and NZOC Selection Policy prevails.
- 11.2. **Higher Standard:** If this Policy sets a higher qualification standard or a smaller number of participants than the Qualification Criteria, that is not an inconsistency.

12. Amendments to this Policy

- 12.1. **Amendment:** This Policy may be amended from time to time by the Tri NZ Board, with the NZOC's prior approval.
- 12.2. **Notice:** The Tri NZ Board will give as much notice as possible of any amendment to Policy to anyone that it thinks may be affected.

13. Definitions

In this Policy, the following definitions apply:

- 13.1. **Athlete** means a person seeking nomination and selection to the Games Team.
- 13.2. **Athlete Application** means the application form set by the NZOC which must be completed by any Athlete applying to be nominated and selected to the Games Team.
- 13.3. **CEO** means the CEO of Tri NZ (or any Tri NZ Board member if there is no CEO).
- 13.4. **Event** means the Individual Events and the MR.
- 13.5. **Extenuating Circumstances** means factors that prevent an Athlete from competing or performing at their best, including but not limited to:
- (a) injury or illness;
 - (b) travel delays;
 - (c) equipment failure; and/or
 - (d) bereavement or personal misfortune.
- 13.6. **Final Criteria** means the criteria set out in clause 5.1(d).
- 13.7. **First Criteria** means the criteria set out in clause 5.1(a).
- 13.8. **Games** means the Games of the XXXIV Olympiad to be held in Los Angeles, the United States of America from 14 July - 30 July 2028.

- 13.9. **Games Team** means the New Zealand team for the Games.
- 13.10. **Individual Events** means the individual men's triathlon event or the individual women's triathlon event at the Games (as relevant to the Athlete being considered).
- 13.11. **Los Angeles Test Event** means World Triathlon Los Angeles 2028 Olympic Games Test Event, TBC, 2027.
- 13.12. **MR** means the mixed relay event at the Games.
- 13.13. **MR Criteria** means the criteria set out in Schedule 1.
- 13.14. **MR Nomination Events** means any World Triathlon Mixed Relay World Series, World Championships, the Olympic MR Test event, and any other race that is notified by Tri NZ to Athletes at least 6 weeks before such race.
- 13.15. **MR Team** means the MR Team at the Games.
- 13.16. **Nominated Athletes** means the Athletes which Tri NZ nominates to the NZOC for the Games Team.
- 13.17. **Nomination Date** means 26 May 2028 (or such other date as Tri NZ and NZOC may agree).
- 13.18. **Nomination Events** means any World Triathlon Championships Series individual races, the Olympic Individual Test Event, and any other race that is notified by Tri NZ to Athletes at least 6 weeks before such race.
- 13.19. **NZOC** means the New Zealand Olympic Committee Incorporated.
- 13.20. **NZOC Nomination and Selection Regulation** means the regulation of the NZOC relating to the nomination and selection process for all Olympic and Commonwealth games, including the Games, available [here](#).
- 13.21. **NZOC Selection Policy** means the selection policy of the NZOC for the Games, available [here](#).
- 13.22. **Reserve** has the meaning given to it in clause 1.6.
- 13.23. **Qualification Criteria** means World Triathlon's qualification criteria in relation to the Games, available [here](#).
- 13.24. **Qualification Period** means the period between 18 May 2026 and 18 May 2028.
- 13.25. **Second Criteria** means the criteria set out in clause 5.1(b).
- 13.26. **Selection Date** means the date to be advised by the NZOC which will be notified to Athletes by Tri NZ once known.
- 13.27. **Selected Athlete** means an Athlete who is selected by the NZOC.

- 13.28. **Selectors** means the members of the Tri NZ Elite Selection Commission. The names of each of the Selectors for these Games are on the Tri NZ website.
- 13.29. **Selectors' Terms of Reference** means the terms of reference of the Tri NZ Elite Selection Commission dated 2025, and available [here](#) (which may be amended by Tri NZ at any time).
- 13.30. **SIC** means Sport Integrity Commission.
- 13.31. **Team Agreement** means the agreement provided by the NZOC in accordance with clause 8.4 of the NZOC Nomination and Selection Regulation.
- 13.32. **Third Criteria** means the criteria set out in clause 5.1(c).
- 13.33. **Tri NZ** means Triathlon New Zealand Incorporated.
- 13.34. **Tri NZ Nomination Appeals Policy** means the nomination appeals policy attached as Schedule 1.
- 13.35. **Tri NZ Board** means the Board of directors of Tri NZ.
- 13.36. **WADA Code** means the World Anti-Doping Code published by the World Anti-Doping Agency (a copy of which is available [here](#)).
- 13.37. **World Triathlon** means the international governing body for triathlon and the international federation for Tri NZ.

SCHEDULE 1

MR CRITERIA

In determining an Athlete's capability in MR, Selectors must consider (in no particular order)

1. Team and individual leg performances at Mixed Relay Nomination Events, including percentage of leg leader's time (%RLL), relay placing, consistency of performance, and progression against world-class competition.
2. Sprint distance Nomination Event performances, including race placing, percentage of race winner's time (%RW), depth of field, demonstrated front-pack swim and bike capability, and the ability to establish, maintain, or close gaps during competition.
3. Relay-specific performances at Tri NZ facilitated trials and/or relay simulations.
4. Specific relay abilities demonstrated during the Qualification Period, including evidence of world-class transition capability, tactical execution, and the ability to perform under high-pressure race scenarios

SCHEDULE 2

OLYMPIC AND COMMONWEALTH GAMES NOMINATION / NON-NOMINATION APPEALS POLICY

This Nomination/Non-Nomination Appeals Policy (Policy) sets out the procedures that must be followed for any appeal against a decision by the Tri NZ Elite Selection Commission regarding an Athlete's nomination or non-nomination to the New Zealand Olympic Committee Incorporated (NZOC) for consideration for selection to Olympic and Commonwealth Games teams.

The NZOC has agreed, pursuant to clause 13.3 of the NZOC Nomination and Selection Regulation ("Regulation"), to a variation of the appeals process for Olympic and Commonwealth Games ("Games").

This Policy was adopted by the Tri NZ Board on 25 November 2016 and is effective from that date.

Procedure

Any Athlete who is eligible for consideration under a Games Nomination Policy (Nomination Policy) may appeal against another Athlete's nomination, conditions concerning their nomination or their non-nomination in accordance with the procedures set out below:

1. Grounds

- 1.1. A Nomination Appeal may be made on any one or more of the following grounds:
- (a) That the Nomination Policy was not properly followed and/or implemented;
 - (b) The Athlete was not afforded a reasonable opportunity to satisfy the Nomination Policy;
 - (c) The nomination decision was affected by bias;
 - (d) There was no material on which the nomination decision could be reasonably based, or the nomination decision could not be reasonably based on the material available.

2. Procedure

- 2.1. The procedure for a Nomination Appeal shall then be as follows:
- (a) An Athlete wishing to appeal must give written notice of appeal ("Notice of Appeal") to the Chief Executive of Tri NZ or such other person nominated by the Tri NZ Board ("the Chief Executive") within 48 hours of being notified of the Tri NZ Elite Selection Commission's decision, stating:
 - (i) Athlete's Full name and contact details;

- (ii) Tri NZ membership (TRIBE) number;
 - (iii) The nomination, conditional nomination or non-nomination they are appealing against;
 - (iv) The grounds of Nomination Appeal, with reference to those listed in clause 1 above; and
 - (v) A brief explanation of their case on those grounds and of how they meet the Policy (further evidence to be called during the procedure below).
- (b) Within 48 hours of receipt of Notice of Appeal, the Chief Executive shall:
- (i) Acknowledge receipt of the Nomination Appeal with the Athlete;
 - (ii) Advise the Tri NZ Elite Selection Commission that a Nomination Appeal has been received; and
 - (iii) Make arrangements for the Tri NZ Expert to process and hear the Appeal.

3. Role and Powers of Tri NZ Expert

3.1. The Tri NZ Expert is tasked with examining whether the Tri NZ Elite Selection Commission correctly applied the Nomination Policy in relation to the grounds of Nomination Appeal. Hence, they will:

- (a) Review the nomination process in person, by telephone or by video telephony as soon as possible and, in any event, no later than 10 days after the date the Notice of Appeal is received by the Chief Executive; and
- (b) Conduct any hearing on a confidential and without prejudice basis - in particular, the content of any matters discussed during such hearing may not be used by either party in respect of any further selection/nomination matters; and
- (c) Hear the views and position of both the Athlete and the Tri NZ Elite Selection Commission prior to making a decision.
- (d) The Athlete and the Tri NZ Elite Selection Commission may elect to have legal or other representation for the purposes of any hearing. The parties may call such evidence as they think fit.
- (e) Be independent of any member of the Tri NZ Elite Selection Commission.

3.2. Following review of the Nomination Appeal, the Tri NZ Expert may:

- (a) Make recommendation(s) to the Tri NZ Board for changes it may wish to consider to the decision of the Tri NZ Elite Selection Commission, within the broader context of governing rules and claims of other athletes; or

- (b) Refer the case back to the Tri NZ Elite Selection Commission for reconsideration on the grounds of fresh evidence which could have materially affected the decision making of the Tri NZ Elite Selection Commission; or
- (c) Dismiss the Nomination Appeal.

3.3. Following the Tri NZ Expert's review:

- (a) The Tri NZ Board will adopt as the outcome of the Nomination Appeal the Tri NZ Expert's decision, as described in clause 3.2, above.
- (b) In the event that the Athlete wishes to have the decision of the Tri NZ Expert reviewed then the Athlete must file an Application for Appeal with the Sports Tribunal of New Zealand (Sports Tribunal) and serve a copy of such Application for Nomination Appeal upon the Chief Executive within 5 days of the date of being notified of the Tri NZ Expert's decision. A copy of such Application for Nomination Appeal to the Sports Tribunal shall at the same time be served upon the Secretary General of the NZOC.
- (c) Such Nomination Appeals shall be determined by the Sports Tribunal in accordance with its rules.
- (d) Any party to any decision of the Sports Tribunal under this Policy may appeal such decision to the Court of Arbitration of Sport (CAS) in accordance with its rules.
- (e) The decision of CAS will be final and binding on the parties.
- (f) No party to a Nomination Appeal may institute or maintain proceedings in any Court or Tribunal other than as specified in this Policy.