

## DISCIPLINARY DECISION



Match	Chile vs Jamaica		
Competition	World Rugby HSBC Canada Sevens		
Date of match	September 19,2021	Match venue	BC Place Vancouver B.C.
Rules to apply	Regulation 17 World Rugby Handbook; and HSBC World Rugby Sevens Series 2021 Tournament Disciplinary Program		

### PARTICULARS OF OFFENCE

Player's surname	Branglier	Date of birth	November 5, 1988
Forename(s)	Felipe		
Player's Union	Chile		
Referee Name	Ben Breakspear	Plea	<input checked="" type="checkbox"/> Admitted <input type="checkbox"/> Not admitted
Offence	Regulation 17.9.4 2 Yellow cards in 1 Match	SELECT:	Red card <input type="checkbox"/> Citing <input type="checkbox"/> Other <input checked="" type="checkbox"/>  The Player received 2 Temporary Suspensions from the Referee in the Match
Summary of Sanction	The Sending Off was sufficient – no further sanction		

### HEARING DETAILS

Hearing date	September 19, 2021	Hearing venue	BC Place Vancouver BC
Chairman/JO	Alan Hudson		
Other Members of Disciplinary Committee			
Appearance Player	YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>	Appearance Union	YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>
Player's Representative(s)	Edmundo Olfos – team Coach	Disciplinary Officer and/or other attendees	Jennifer Gray – World Rugby
List of documents/materials provided to Player in advance of hearing	The 2 Referee's Reports on Temporary Suspension		

### SUMMARY OF ESSENTIAL ELEMENTS OF CITING/REFEREE'S REPORT/INCIDENT FOOTAGE

The Referee submitted reports on the 2 Yellow Cards issued in the game. One was for tackling a player in the area – Law 9.17 – where the Victim Player landed on his back. The other was for repeated team infringements.

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

### SUMMARY OF PLAYER'S EVIDENCE

The Player did not contest the Yellow Cards. He said the 1<sup>st</sup> card was properly given as he did make contact with a receiver from a kick ahead with his right arm while that receiver was in the air. With respect to the 2<sup>nd</sup>, he said he was trapped by a teammate at a ruck following a tackle and could not roll away from the ball carrier. This 2<sup>nd</sup> Yellow Card followed a series of team penalties for various infractions and was in nature a technical offence. Because of this, he was of the view that no further sanction apart from the sending off was appropriate.

### FINDINGS OF FACT

The appropriate action in this case is to consider a sanction for persistent offending. In this situation where one Yellow card is for a dangerous play offence, and the other for a so-called technical offence, Appendix 4 to Regulation 17 provides that I may conclude that the sending off is sufficient and no further sanction is appropriate. I have determined that this course of action is appropriate in the circumstances of this case given that the 2<sup>nd</sup> offence was stated by the referee to be for "repeated team infringements".

### DECISION

Breach admitted <input type="checkbox"/>	Proven <input type="checkbox"/> Not proven <input type="checkbox"/> <b>The sending off was sufficient Other disposal (please state) <input checked="" type="checkbox"/></b>
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### SANCTIONING PROCESS

#### ASSESSMENT OF SERIOUSNESS

Assessment of Intent – R 17.18.1(a)-(b) (or equivalent Tournament rule)
Intentional <input type="checkbox"/> Reckless <input type="checkbox"/>
State Reasons
Nature of actions – R 17.18.1(c) (or equivalent Tournament rule)
Existence of provocation – R 17.18.1(d) (or equivalent Tournament rule)
Whether player retaliated – R 17.18.1(e) (or equivalent Tournament rule)
Self-defence – R 17.18.1(f) (or equivalent Tournament rule)

Effect on victim – R 17.18.1(g) (or equivalent Tournament rule)
Effect on match – R 17.18.1(h) (or equivalent Tournament rule)
Vulnerability of victim – R 17.18.1(i) (or equivalent Tournament rule)
Level of participation/premeditation – R 17.18.1(j) (or equivalent Tournament rule)
Conduct completed/attempted – R 17.18.1(k) (or equivalent Tournament rule)
Other features of player’s conduct – R 17.18.1(l) (or equivalent Tournament rule)

**ASSESSMENT OF SERIOUSNESS CONTINUED**

Entry point					
<u>Top end*</u>	<u>Weeks/Matches</u>	<u>Mid-range</u>	<u>Weeks/Matches</u>	<u>Low-end</u>	<u>Weeks/Matches</u>
<input type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>	

\*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.

In making this assessment, the JO/Committee should consider World Rugby Regulations 17.18.1(a), 17.18.1(g), and 17.18.1(h) or the equivalent provisions within the Tournament Rules referred to above.

Reasons for selecting Entry Point above Top End

**RELEVANT OFF-FIELD MITIGATING FACTORS**

Acknowledgement of guilt and timing – R 17.19.1(a) (or equivalent Tournament rule)	Player’s disciplinary record/good character – R 17.19.1(b) (or equivalent Tournament rule)
Youth and inexperience of player – R 17.19.1(c) (or equivalent Tournament rule)	Conduct prior to and at hearing – R 17.19.1(d) (or equivalent Tournament rule)

Remorse and timing of remorse – R 17.19.1(e) (or equivalent Tournament rule)	Other off-field mitigation – R 17.19.1(f) (or equivalent Tournament rule)

Number of weeks/matches deducted:

Summary of reason for number of weeks/matches deducted:

**ADDITIONAL RELEVANT OFF-FIELD AGGRAVATING FACTORS**

Player's status as an offender of the Laws of the Game – R 17.20.1(a) (or equivalent Tournament rule)

Need for deterrence – R 17.20.1(b) (or equivalent Tournament rule)

Any other off-field aggravating factors – R 17.20.1(c) (or equivalent Tournament rule)

Number of additional weeks/matches:

**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 – R 17.12.5(f) / 17.13.7 (or equivalent Tournament rule)

Total sanction		Sending off sufficient <input checked="" type="checkbox"/>
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Sanction commences	
Sanction concludes	
Matches/tournaments included in sanction	

Costs	N/A
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Signature (JO or Chairman)	Alan Hudson	Date	September 19,2021
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**NOTE:** YOU HAVE 48 HOURS FROM NOTIFICATION OF THE DECISION OF THE CHAIRMAN/JO TO LODGE AN APPEAL WITH THE TOURNAMENT DIRECTOR – R 17.24.2(a) (or equivalent Tournament rule)

[Standard Appeal Directions to appear on this page]