



**XXII Commonwealth Games
Birmingham, England
28 July – 8 August 2022**

**Selection Policy and Standards
Athletics and Para Athletics
November 2020**

**scottishathletics
Calendonia House
1 Redheughs Rigg
South Gyle
Edinburgh
EH12 9DQ**

Team Scotland: Birmingham 2022 Commonwealth Games
Athletics
Athlete – Sport Selection Policy and Standards

The information in this Selection Policy is accurate as at 30 November 2020 but remains subject to change. As a result of the unique and extenuating circumstances caused by COVID-19 and the subsequent impact on international sporting calendars, CGS and 'SGB' will be closely monitoring this Selection Policy to determine if any changes are necessary.

For the avoidance of doubt, CGS reserves the right to amend this Selection Policy in any manner, and in the sole and absolute discretion of CGS, should CGS consider that qualification process would be fairer having regard to the interests of all Athletes and the prevailing circumstances.

*In addition CGS and **scottishathletics** reserve the right to not apply any aspect of this Selection Policy when making any decision, if in the sole and absolute discretion of CGS, it would, as judged by CGS, be unfair or unreasonable not to, provided always that CGS has regard to the interests of all Athletes in the prevailing circumstances.*

1. Introduction

- 1.1. This selection policy has been agreed by the Boards of Scottish Athletics Limited (**scottishathletics**) and Commonwealth Games Scotland (CGS). It provides detail on the process by which **scottishathletics** will arrive at athlete nominations. These will be submitted to CGS for consideration and for final selection to Team Scotland for Birmingham 2022.
- 1.2. Achievement by an athlete of individual selection standards, detailed in this document, is therefore the first step by which nomination can be considered. The final decision in selection to the 2022 Games lies with CGS.
- 1.3. **scottishathletics** will nominate only those athletes that have qualified under both the **scottishathletics** Specific Selection Standards stated below, and the CGS General Selection Policy (available on the [CGS website](#)) that should be read in conjunction with these standards.
- 1.4. Entry numbers per event and the overall number of athletes are in accordance with Commonwealth Games Federation (CGF) allocation. **scottishathletics** has been allocated a maximum of 23 places (including any relay athletes). Should more athletes achieve the standards then **scottishathletics** will prioritise in accordance with the Sport Specific Selection Standards.
- 1.5. **Team Scotland General Selection Policy Aim**
Scotland selects a team that performs with distinction in 2022:
 - ❖ having a higher percentage of athletes meeting the selection standards when in competition at these Games than in 2018
 - ❖ meeting the stated performance aims of each sport at the Games
 - ❖ with all Team members having a positive experience within Team Scotland at the Games.
- 1.6. This **scottishathletics** policy is consistent with the aim.
- 1.7. **scottishathletics general nomination philosophy:**
To select a team that;
 - ❖ Maximises medals at the 2022 Commonwealth Games
 - ❖ Maximises top 6 placings at the 2022 Commonwealth Games
 - ❖ Prepares athletes to deliver world class performances at the 2026 Commonwealth Games and beyond

2. Selection

Athlete Eligibility

- 2.1. The eligibility criteria of the CGF Constitution and Byelaws, must be met by all nominees, see Appendix 1.
- 2.2. Where prospective team members do not automatically comply with the above, in terms of birth or parent's birth, they will only be nominated for final selection if they receive prior approval from the CGF under their guidelines.

Games Competition Format and Sport Specific Selection Standards

- 2.3. To be considered as part of the nomination process, athletes must achieve **one** standard within the following qualification periods:

Marathon - 00:00 (GMT) 1st January 2021 and 23:59 (GMT) 28th February 2022
All Other Events - 00:00 (GMT) 1st March 2021 and 23:59 (BST) 15th June 2022

Men	Standard	Women
10.23	100m	11.41
20.71	200m	23.24
45.75	400m	51.98
1:46.69	800m	2:01.39
3:40.77	1500m	4:07.26
13:40.50	5000m	15:46.86
28:11.62	10000m	32:35.24
2:15.12	Marathon	2:36.49
41:42.44	10,000m Race Walk*	47:43.23
8:32.38	3000m S/C	9:49.52
13.70	110m/100mH	13.39
49.87	400mH	56.72
2.23	High Jump	1.85
5.32	Pole Vault	4.30
7.86	Long Jump	6.36
16.42	Triple Jump	13.56
19.15	Shot	16.76
59.72	Discus	56.65
69.01	Hammer	62.57
75.29	Javelin	55.34
7546	Dec / Hep	5564
39.51	4 x 100m	44.75
3:05.83	4 x 400m	3:33.70

*Event under review by CGF – Sept 2021

- 2.4. Achievement of the selection standards is no guarantee of nomination to CGS.
- 2.5. The maximum number of athletes selected by any country for each individual event will be three.
- 2.6. Where more than three athletes attain the selection standard in an individual event then athletes will be selected for nomination based on consideration of the criteria outlined in 2.13.
- 2.7. In the event that the number of athletes achieving the selection standards exceeds the number of athletics team places available, then athletes will be selected for nomination based on consideration of the criteria outlined in 2.13.

Relay Teams

2.8. The maximum number of teams selected for each relay event will be one.

2.9. A relay team may be considered for nomination when any of the three criteria below have been achieved:

- ❖ The selection standard for the relay event given in section 2.3 is achieved
- or
- ❖ All athletes meet the selection criteria for individual events
- or
- ❖ When two athletes meet the selection criteria for individual events, further athletes may be added to complete a team on the basis that the team can achieve the selection standard for the relay based on validated objective evidence including the additional athletes ability as relay runners, and form over the selection period relative to their position within the team running order.

2.10. Nominations for relays teams will be prioritised in line with the criteria outlined in 2.13.

Selection Process

2.11. The primary consideration in nominating any athlete for selection will be their outdoor performance(s) in the qualification period(s) (2.3).

2.12. Nominations will be made by the **scottishathletics** selection panel comprising of:

- ❖ **scottishathletics** President (Chair of Selectors – casting vote only)
- ❖ **scottishathletics** Head of Performance (voting)
- ❖ Convenor Track & Field Commission (voting – excluding marathon)
- ❖ Convenor Road Running & Cross Country Commission (voting – Marathon only)
- ❖ CGS Representative (monitoring role, non-voting)

2.12.1 At the discretion of the Chair of Selectors, where appropriate, additional non-voting attendees with relevant expertise may be invited to attend.

2.13. In deciding nominations, the selection panel (2.12) will consider a combination of the following criteria as well as any other factors that may be deemed relevant to achieving the aims of the policy:

- ❖ The achievement of selection standard(s) in accordance with paragraphs 2.3 to 2.10 and the performance considerations outlined in 3.1 to 3.15 of this policy
- ❖ World Ranking
- ❖ Commonwealth Ranking
- ❖ Previous major competition history
- ❖ Current form and fitness (0)
- ❖ Future individual medal potential at major events
- ❖ Head-to-heads, within the relevant qualification period (2.3)
- ❖ Injury/illness status
- ❖ Impact on medal winning potential in relay teams (where relevant)

2.14. Nominations will be submitted by **scottishathletics** to CGS in 3 phases.

- ❖ Phase 1: September 2021
- ❖ Phase 2: March 2022 (Marathon only)
- ❖ Phase 3: June 2022

2.15. Phase 1 (2.14)

- ❖ Athletes may be nominated in this phase, without achieving the selection standard, provided they:
 - Finish in the top 12 at the Tokyo Olympics
 - Have agreed to prioritise the 2022 Commonwealth Games
 - Meet all other selection criteria as outlined in this policy.
- ❖ A maximum of 2 athletes per event may be nominated in this phase.
- ❖ Athletes will only be nominated in the event in which they finish top 12 at the Tokyo Olympics.
- ❖ Phase 1 nominations will be forwarded from **scottishathletics** to CGS, who have the final responsibility for team selection, by 17th September 2021. CGS will confirm selections by 24th September 2021.

2.16. Phase 2 (2.14): Marathon only

- ❖ At the sole discretion of the selection panel (2.12), athletes may be nominated in this phase provided they:
 - Have achieved the selection standard as outlined in 2.3
 - Are considered to be a medal zone athlete
 - Have agreed to prioritise the Commonwealth Games
 - Meet all other relevant selection criteria as outlined in this policy.
- ❖ Marathon athletes nominated in this phase must agree not to compete in any event equal to, or further than, the marathon distance beyond the end of the marathon qualification period (2.3).
- ❖ Any athlete selected during this phase who subsequently opts to run a marathon beyond the end of the marathon qualification period (2.3), will have their selection withdrawn and instead the athlete will be reconsidered alongside other eligible athletes during Phase 3 (2.19).
- ❖ Phase 2 nominations will be forwarded from **scottishathletics** to CGS, who have the final responsibility for team selection, by 11th March 2022. CGS will confirm selections by 18th March 2022.

2.17. All pre-selected athletes will be expected to demonstrate, to the satisfaction of the selection panel (2.12), current form and fitness (0) between the 15th April - 15th June 2022 which suggests that they are capable of producing a performance at the Games which is equal to or above the relevant selection standard.

2.18. For the avoidance of doubt, there is no requirement to nominate any athletes in phases 1 & 2 if the criteria summarized above and detailed throughout this policy are not met.

2.19. Phase 3 (2.14)

- ❖ In this final phase, the selection panel (2.12) will nominate eligible athletes for the remaining allocated places provided they have:
 - achieved at least one standard by the end of the relevant qualification period (2.3);
 - demonstrated, to the satisfaction of the selection panel (2.12), current form and fitness (0) between 15th April – 15th June 2022 which suggests that they are capable of producing a performance at the Games which is equal to or above the relevant selection standard.
 - Meet all other relevant selection criteria as outlined in this policy
- ❖ Phase 3 nominations will be forwarded from **scottishathletics** to CGS, who has the final responsibility for team selection, by 24th June 2022. CGS will confirm selections by 26th June 2022.

2.20. Current Form and Fitness

Supporting evidence to be provided including (but not limited to) information and data from:

- ❖ Competition and training
- ❖ **scottishathletics** Head of Performance
- ❖ The relevant **scottishathletics** Performance point of contact
- ❖ The relevant Medical/ Support Staff

2.21. Athletes who, at the sole discretion of the **scottishathletics** selection panel (2.12), represent a very strong medal prospect however, due to exceptional circumstances, have been unable to perform to their best within the qualification period, may be considered for nomination subject to proving form and fitness (0) to the satisfaction of this panel prior to the end of the relevant qualification period (2.3).

2.22. Where an athlete attains the selection standard (2.3) in more than one event, prior to the selection meeting, they will be asked to confirm the event(s) in which they wish to be considered for nomination. Priority event(s), where relevant, will then be agreed with the athlete prior to the start of the athletics programme in Birmingham.

2.23. Where an athlete has attained the selection standard (2.3) in one *individual* event, they may still be nominated for a second event at the sole discretion of the selection panel (2.12). Priority event(s) will then be agreed with the athlete prior to the start of the athletics programme in Birmingham.

2.24. Where an athlete has subsequently been entered for more than one event the final decision on any additional events the athlete competes in lies with the athlete and Team Scotland Athletics Team Management in Birmingham, taking account their priority event(s) as outlined in 2.22 and 2.23, the event schedule, selection priorities and local Games factors.

2.25. Final selection to the Games team is dependent on the provision of relevant information required by CGS such as completion and signing of the CGF Eligibility form and CGS Team Member Agreement.

3. Other Factors for Consideration

3.1. All nominated athletes must have completed the required anti-doping education.

Performance Considerations

3.2. Performances must be achieved during competitions organised or authorised by World Athletics, its Area Associations or its National Member Federations. Thus, results achieved at university or school competitions must be certified by the National Federation of the country in which the competition was organised.

3.3. UK domestic competition performances will only be recognised if they are achieved in a UKA Level 2 licensed competition or higher (see www.uka.org.uk/competitions/fixtures/ for details on the UKA competition permits).

3.4. Marathon qualification performances must be achieved on World Athletics accredited courses (as listed on the World Athletics website).

3.5. Performances achieved in the same individual event (i.e. Long Jump) in a single day where that event is not part of an official Championship of UK national level or higher will only count as follows:

- In track events, only the fastest legal result of the day;
- In throwing events, only the best performance of the first competition of the day;
- In horizontal jumps, only the best performance of the first competition of the day, unless every mark achieved by the athlete was wind-assisted in which case the best trial in a second competition held under non-wind-assisted conditions will count.

- 3.6. World Athletics Rule 147 will apply to performances achieved in mixed gender events.
- 3.7. In the throwing events, no performance will be considered if it is achieved in a mixed age group competition where lighter weight implements are in the same pool.
- 3.8. Wind-assisted performances (or performances achieved at events where wind measurement was not available) for events held completely in a stadium will not be accepted. (see World Athletics rules 260.14(c), 260.17 (b) and 260.18).
- 3.9. Hand-timed performances in 100m, 200m, 400m, 110/100m hurdles, 400m hurdles and 4x100m relay will not be accepted.
- 3.10. A fully approved automatic timing device must be used in all track events up to and including 400m.
- 3.11. In endurance events of 800m and longer, where automatic timing has been compromised, hand times may be considered. In these exceptional circumstances the performance must have been timed by three timekeepers each of whom should be Level 4.
- 3.12. 100m, 200m, 400m, 110m/100m hurdles, 400m hurdles performances at altitudes of above 950m will not be accepted.
- 3.13. For combined events the conditions set in World Athletics rule 149.3 (or any revised or amended rule relating to wind readings in combined events in force at the time) will be applied for qualification purposes. This requires that at least one of these conditions be met:
 - The wind velocity in any individual event shall not exceed plus 4 metres per second;
 - The average wind velocity (based on the algebraic sum of the wind velocities, as measured for each individual event, divided by the number of such events) shall not exceed plus 2 m/s.
- 3.14. Indoor performances will be considered for all appropriate field events and for individual track events with a distance of 400m and above.
- 3.15. Indoor performances must be set on a standard 200m indoor track.

4. De-selection

- 4.1. **Anti-doping:** athletes suspended by their governing body as a result of ongoing or concluded anti-doping violation allegations, will not be considered for selection, and if previously selected, will be deselected from Team Scotland 2022.
- 4.2. **Form and Fitness (0)/Injury Management:** Where form and fitness (timelines outlined in 2.17 & 2.19) or injury issues are identified at or after selection, a fitness test may be used to determine that the athlete is capable of performing to the level that they were selected for the Games. The format will be determined by CGS after discussion with the Athletics Team Management. This will be specific to athletics and the athlete's condition and may include input from CGS medical staff. Any selection or de-selection decision, following such a test, will be made by CGS after discussion with the Athletics Team Management and will be final.
- 4.3. Athletes in breach of CGS or **scottish**athletics policies, code of conduct and team agreement may be de- selected.

5. Appeal Process

- 5.1. An appeal against non-nomination to CGS by **scottishathletics** is entirely a matter for the athlete and **scottishathletics**. This should be held in accordance with **scottishathletics** own appeal procedures but taking into consideration only those matters required by the CGS selection policy and this selection policy and standards (which contains **scottishathletics** agreed sport specific selection standards and conditions).
- 5.2. The **scottishathletics** Head of Performance will telephone and email all nominated athletes after the Selection/ Nomination meeting. The Head of Performance will also contact by telephone, in confidence, those athletes whom they consider were very close to nomination but not successful – this is as a courtesy to these athletes. Athletes who have not been nominated by the **scottishathletics** selection panel may appeal against their non-nomination. This must be a written appeal (by email) and be submitted to and received by the **scottishathletics** Chief Executive Officer (CEO) by the relevant time and date as outlined below. Appeals will be heard by the **scottishathletics** Appeals Panel. Any appeal received after the time and date stated below shall be marked as out of time and not considered any further.
 - Phase 2 nominations (Marathon only) 1200 hours (midday) on 5th March 2022
 - Phase 3 nominations 1200 hours (midday) on 20th June 2022
- 5.3. The Notice of Appeal shall contain full details of the name, address and date of birth of the athlete and must outline in full the grounds upon which the appeal is being made. Only grounds of appeal outlined in the Notice of Appeal can be advanced in an appeal unless leave is sought and granted demonstrating why a ground of appeal was not advanced within the Notice of Appeal and a full explanation satisfactory to the Appeals Panel is made out.
- 5.4. The sole grounds of appeal against the decision of the selection panel (2.12) will be that:
 - i. there has been a failure to follow and apply the content of this specific Selection Policy; or
 - ii. that the selection panel (2.12) reached a decision on the basis of an error of fact.
- 5.5. The right to appeal a selection decision is permitted on these limited grounds only and must not be seen as an opportunity to dispute the opinion of the selection panel (2.12) where they have followed the proper procedure and selection standards outlined in this policy. In reaching their decision the selection panel (2.12) are acting as experts and the athletes agree that in so doing the panel exercises judgment and discretion which are not in themselves capable of challenge.
- 5.6. There are no appeals allowed against the content of the published Selection Policy and therefore against the actions of the selection panel (2.12), provided they follow the selection criteria published (together hereinafter referred to as the “Grounds of Appeal”).
- 5.7. The above information within the **scottishathletics** Selection Policy means that there must be due cause before an appeal can be made.
- 5.8. The Appeals Panel will be made up of three representatives from **scottishathletics** who were not involved in the initial selection process: CEO; Board member and a member of **scottishathletics** with no conflict of interest. This panel will meet by the dates stated below to consider any appeals.
 - Phase 2 nominations (Marathon only), by 8th March 2022
 - Phase 3 nominations, by 21st June 2022
- 5.9. Should the **scottishathletics** Appeals Panel uphold any athlete appeal(s) they will refer the matter to the selection panel for reconsideration in the light of the appeal panel findings. It is expected that the Selection panel may, in the case of a cap/limit to Team numbers, need to consider afresh the selection/nomination of other athletes as a result of any appeals being referred to them.

- 5.10. Where an appeal is not upheld, this decision will be communicated back to the athlete within 24 hours.
- 5.11. **scottishathletics** will also have the opportunity to appeal to CGS if athletes that have been nominated by **scottishathletics** are not selected. All CGS appeal decisions will be made ahead of final announcement of the team. Individuals do not have the right to appeal directly to CGS nor do they have the right to require **scottishathletics** to appeal to CGS. The decision as to whether to appeal or not is at the sole and unfettered discretion of **scottishathletics**.
- 5.12. An appeal against CGS non-selection on behalf of an athlete may only be submitted by **scottishathletics** and not by any individual athlete. If an appeal is submitted to CGS by **scottishathletics**, a CGS Appeal Panel will consider the case along with any additional information provided. The appeal must be made by email on 27th June 2022, to enable CGS to meet the Birmingham 2022 Sport Entry deadline of 29th June 2022.

Team Scotland: Birmingham 2022 Commonwealth Games

Para-Athletics

Athlete – Sport Selection Policy and Standards

The information in this Selection Policy is accurate as at 30 November 2020 but remains subject to change. As a result of the unique and extenuating circumstances caused by COVID-19 and the subsequent impact on international sporting calendars, CGS and 'SGB' will be closely monitoring this Selection Policy to determine if any changes are necessary.

For the avoidance of doubt, CGS reserves the right to amend this Selection Policy in any manner, and in the sole and absolute discretion of CGS, should CGS consider that qualification process would be fairer having regard to the interests of all Athletes and the prevailing circumstances.

*In addition CGS and **scottishathletics** reserve the right to not apply any aspect of this Selection Policy when making any decision, if in the sole and absolute discretion of CGS, it would, as judged by CGS, be unfair or unreasonable not to, provided always that CGS has regard to the interests of all Athletes in the prevailing circumstances.*

1. Introduction

- 1.1 This selection policy has been agreed by the Boards of Scottish Athletics Limited (**scottishathletics**) and Commonwealth Games Scotland (CGS). It provides detail on the process by which **scottishathletics** will arrive at athlete nominations. These will be submitted to CGS for consideration and for final selection to Team Scotland for Birmingham 2022.
- 1.2 Achievement by an athlete of individual qualification standards, detailed in this document, is therefore the first step by which nomination can be considered. The final decision in selection to the 2022 Games lies with CGS.
- 1.3 Having received an invitation, **scottishathletics** will nominate only those athletes that have qualified under both the **scottishathletics** Specific Selection Standards stated below, and the CGS General Selection Policy (available on the [CGS website](#)) that should be read in conjunction with these standards.
- 1.4 Entry numbers per event and the overall number of athletes are in accordance with Commonwealth Games Federation (CGF) allocation.
- 1.5 **Team Scotland General Selection Policy Aim**
Scotland selects a team that performs with distinction in 2022:
 - ❖ having a higher percentage of athletes meeting the selection standards when in competition at these Games than in 2018
 - ❖ meeting the stated performance aims of each sport at the Games
 - ❖ with all Team members having a positive experience within Team Scotland at the Games.
- 1.6 This **scottishathletics** policy is consistent with the aim.
- 1.7 **scottishathletics general nomination philosophy:**
To select a team that;
 - ❖ Maximises medals at the 2022 Commonwealth Games
 - ❖ Maximises top 3 placings at the 2022 Commonwealth Games
 - ❖ Prepares athletes to deliver world class performances at the 2026 Commonwealth Games and beyond

2. Athlete Eligibility

- 2.1. The eligibility criteria of the CGF Constitution and Byelaws, must be met by all nominees, see Appendix 1.
- 2.2. Where prospective team members do not automatically comply with the above, in terms of birth or parent's birth, they will only be nominated for final selection if they receive prior approval from the CGF under their guidelines.

Additional Sport Specific Eligibility

- 2.3. To be eligible for selection an athlete must:
- ❖ Be internationally classified with a confirmed sport class status or review with a fixed review date of 2023 or later at the sport entries deadline of 29th June 2022;
 - ❖ Hold an active World Para Athletics (WPA) Licence for the 2022 season;
 - ❖ Have achieved a valid result in at least one (1) WPA Recognised Competition within the qualification period of 31st December 2020 to 31st December 2021 (in accordance with the IPC Athlete Licensing Programme Policies valid for the 2020-2021 seasons) in the event(s) in which they intend to compete;
 - ❖ Not be currently under disqualification or suspension by the CGF, or their respective Affiliated CGA or IPC or under the World Anti-Doping Code;
 - ❖ Have complied with all applicable rules and regulations of the CGF, WPA, IPC and the World Anti-Doping Code as may be modified and applied by the Federation to ensure that the overriding principles of the Commonwealth Games are observed. In the case of any inconsistency, CGF rules and regulations will prevail;
 - ❖ Have met the CGF's eligibility regulations in accordance with the CGF Constitution;
 - ❖ Have complied with the minimum age regulations as stipulated by WPA.
- WPA and CGF may consider any valid, personal, and or extenuating circumstances for not being compliant with the above eligibility requirements. All decisions made by WPA and CGF are final with no opportunity for protest or appeal.

3. Games Competition Format and Sport Specific Selection Information

3.1. Qualification period: **31st December 2020 – 31st December 2021**

3.2. The following events will be contested by para sport athletes (Elite Athletes with a Disability) in Birmingham:

Women's Medal Events	Men's Medal Events
100m T37/ 38	100m T37/ 38
1500m T53/ 54	1500m T53/54
100m T33/ 34**	100m T11/12*
Discus F42-44/ F61-64 (Raza points)	100m T45/ 46/ 47
Shot Put F55-57	Discus F42 – 44/ F61 – 64 (Raza Points)
Marathon T53/ 54**	Marathon T53/ 54**

Mixed Events	
4 x 100m Universal Relay**	<p>Team composition, running order and eligible Sport Classes for the 4x100m universal relay are stipulated as follows:</p> <ul style="list-style-type: none"> ❖ The relay team must include two (2) male and two (2) female eligible athletes. ❖ A maximum of two (2) athletes must be selected from the following Sports Classes: T13, T46/47, T38, T54. ❖ The remaining two (2) athletes must be selected from any of the other Sports Classes outlined below. ❖ The running order must be in accordance with the following: <ul style="list-style-type: none"> Leg 1: T11-13 Leg 2: T42 – 47, T61 – 64 Leg 3: T35 -38 Leg 4: T33 - 34, T51- 54 <p>Team composition, running order and eligible Sport Classes for the Universal Relay must be in full accordance with Rule 23 of the WPA Rules and Regulations.</p> <p>No additional slot allocations will be distributed for the Universal Relay, relay teams must be made up of existing athletes that have been allocated a slot for individual medal event(s).</p>

*Each athlete entered in the Men's 100m T12 event is entitled to one (1) guide not included in the maximum possible slot allocation.

**Event under review by CGF – Sept 2021

- 3.3. The maximum number of athletes selected by any country for each event will be three.
- 3.4. Only results achieved by athletes at WPA recognised competitions are eligible for the World Rankings.
- 3.5. The eligibility of Guide Runners will be in line with the relevant CGF rules.

Selection Process

- 3.6. The WPA World Rankings will be used to allocate seven slots per medal event (3.2).
- 3.7. CGS will receive athlete slot invitations from CGF by 10th January 2022 and forward to **scottishathletics** selection panel (3.8) immediately for consideration for invitation nomination. Receipt of an invitation is not a guarantee of automatic selection (3.9).
- 3.8. Nominations will be made by the **scottishathletics** selection panel comprising of:
 - ❖ **scottishathletics** President (Chair of Selectors – casting vote only)
 - ❖ **scottishathletics** Head of Performance (voting)
 - ❖ Convenor Track & Field Commission (voting – excluding marathon)
 - ❖ Convenor Road Running & Cross Country Commission (voting – Marathon only)
 - ❖ CGS Representative (monitoring role, non-voting)
- 3.8.1 At the discretion of the Chair of Selectors, additional non-voting attendees with relevant expertise may be invited to attend where appropriate.
- 3.9. In deciding invitation nominations, the selection panel (3.8) will consider a combination of the following criteria as well as any other factors that may be deemed relevant to achieving the aims of the Policy:
 - ❖ Performance in the qualification period (3.1) in relation to the 3rd highest ranked WPA performance
 - ❖ WPA Ranking
 - ❖ Commonwealth Ranking
 - ❖ Current form and fitness (3.13)
 - ❖ Future individual medal potential at major events
 - ❖ Previous major competition history
 - ❖ Injury/illness status
- 3.10. **scottishathletics** will submit invitation nominations to CGS, who has the final responsibility for team selection, by 19th January 2022. CGS will confirm initial selections by 20th January 2022.
- 3.11. Any re-allocation slot invitations will be forwarded to **scottishathletics** from CGS. In deciding invitation nominations, the selection panel (3.8) will follow the same process as outlined in 3.9.
- 3.12. All selected athletes will be expected to demonstrate, to the satisfaction of the selection panel (3.8) current form and fitness (3.13) between the 15th April - 15th June 2022 which suggests that they are capable of producing a performance at the Games which is equal to or above the relevant selection standard.

3.13. Current Form and Fitness

Supporting evidence to be provided including (but not limited to) information and data from:

- ❖ Competition and training
- ❖ **scottishathletics** Head of Performance
- ❖ The relevant **scottishathletics** Performance point of contact and
- ❖ The relevant Medical/ Support Staff

3.14. Athletes who, at the sole discretion of the **scottishathletics** selection panel (3.8), represent a very strong medal prospect however, due to exceptional circumstances, have been unable to perform to their best within the qualification period, may be considered for nomination subject to proving form and fitness (3.13) to the satisfaction of this panel prior to the end of the qualification period (3.1).

3.15. Timeline of CGF qualification:

31 st December 2020	Para Athletics Qualification period commences
31 st December 2021	Para Athletics Qualification period closes
10 th January 2022	CGF to confirm qualified slots with CGS
24 th January 2022	CGA deadline to confirm acceptance of qualified places 2022
7 th February 2022	Re-allocation of returned places

3.16. Final selection to the Games team is dependent on provision of relevant information required by CGS such as completion and signing of the CGF Eligibility form and CGS Team Member Agreement.

3.17. All nominated athletes must have completed all required anti-doping education.

4. Deselection

4.1. **Anti-doping:** athletes suspended by their governing body as a result of ongoing or concluded anti-doping violation allegations, will not be considered for selection, and if previously selected, will be deselected from Team Scotland 2022.

4.2. **Form and Fitness (3.13)/ Injury Management:** Where form and fitness (timeline outlined in 2.17) or injury issues are identified at or after selection, a fitness test may be used to determine that the athlete is capable of performing to the level that they were selected for the Games. The format will be determined by CGS after discussion with the Athletics Team Management. This will be specific to athletics and the athlete's condition and may include input from CGS medical staff. Any selection or de-selection decision, following such a test, will be made by CGS after discussion with the Athletics Team Management and will be final.

4.3. Athletes in breach of CGS or **scottishathletics** policies, code of conduct and team agreement may be de-selected.

5. Appeal Process

5.1. An appeal against non-nomination to CGS by **scottishathletics** is entirely a matter for the athlete and **scottishathletics**. This should be held in accordance with **scottishathletics** own appeal procedures but taking into consideration only those matters required by the CGS selection policy and this selection policy and standards (which contains **scottishathletics** agreed sport specific selection standards and conditions).

5.2. The **scottishathletics** Head of Performance will telephone and email all nominated athletes after the Selection/Nomination meeting. The Head of Performance will also contact by telephone, in confidence, those athletes whom they consider were very close to nomination but not successful – this is as a courtesy to these athletes. Athletes who have not been nominated by the **scottishathletics** selection committee may appeal against their non-nomination. This must be a written appeal (email) and be submitted to and received by the **scottishathletics** Chief Executive Officer (CEO) by 1200 hours (midday) on 15th January 2022 (or 12th February

2022 for re-allocation slot nominations). This appeal will be heard by the **scottishathletics** Appeals Panel. Any appeal received after this time shall be marked as out of time and not considered any further.

- 5.3. The Notice of Appeal shall contain full details of the name, address and date of birth of the athlete and must outline in full the grounds upon which the appeal is being made. Only grounds of appeal outlined in the Notice of Appeal can be advanced in an appeal unless leave is sought and granted demonstrating why a ground of appeal was not advanced within the Notice of Appeal and a full explanation satisfactory to the Appeals Panel is made out.
- 5.4. The sole grounds of appeal against the decision of the selection panel (3.8) will be that:
 - i. there has been a failure to follow and apply the content of this specific Selection Policy;or
 - ii. that the selection panel (3.8) reached a decision on the basis of an error of fact.
- 5.5. The right to appeal a selection decision is permitted on these limited grounds only and must not be seen as an opportunity to dispute the opinion of the selection panel (3.8) where they have followed the proper procedure and selection standards outlined in this policy. In reaching their decision the selection panel (3.8) are acting as experts and the athletes agree that in so doing the panel exercises judgment and discretion which are not in themselves capable of challenge.
- 5.6. There are no appeals allowed against the content of the published Selection Policy and therefore against the actions of the selection panel (3.8), provided they follow the selection criteria published. (together hereinafter referred to as the "Grounds of Appeal").
- 5.7. The above information within the **scottishathletics** Selection Policy means that there must be due cause before an appeal can be made.
- 5.8. The Appeals Panel will be made up of three representatives from **scottishathletics** who were not involved in the initial selection process: CEO; Board member and a member of **scottishathletics** with no conflict of interest. This panel will meet by 18th January 2022 (15th February 2022 for reallocation slot nominations) to consider any appeals.
- 5.9. Should the **scottishathletics** Appeals Panel uphold any athlete appeal(s) they will typically refer the matter to the selection committee for reconsideration in the light of the appeal panel findings. It is expected that the Selection Committee may, in the case of a cap/limit to Team numbers, need to consider afresh the selection/nomination of other athletes as a result of any appeals being referred to them.
- 5.10. Where an appeal is not upheld, this decision will be communicated back to the athlete within 24 hours.
- 5.11. **scottishathletics** will also have the opportunity to appeal to CGS if athletes that have been nominated by **scottishathletics** are not selected. All CGS appeal decisions will be made ahead of final announcement of the team. Individuals do not have the right to appeal directly to CGS nor do they have the right to require **scottishathletics** to appeal to CGS. The decision as to whether to appeal or not is at the sole and unfettered discretion of **scottishathletics**.
- 5.12. An appeal against CGS non-selection on behalf of an athlete may only be submitted by **scottishathletics** and not by any individual athlete. If an appeal is submitted to CGS by **scottishathletics**, a CGS Appeal Panel will consider the case along with any additional information provided. The appeal must be made via email by 21st January 2022 (18th February 2022), to enable CGS to meet the deadline to confirm acceptance of qualified places.
- 5.13. Appeal dates for any para athlete involved in the re-allocation slot process are detailed in brackets above.

Appendix 1

CGF Byelaw 17 Eligibility

1. It is the responsibility of all Affiliated CGAs to ensure that their competitors are fully aware of and comply with Byelaw 17.

2. Primacy

2.1 Subject to Byelaw 17(4) 17(5) 17(6) and 17(7), a competitor shall be eligible to represent the Commonwealth Country which enters them where they satisfy at least one of the following requirements:

- a) Are in possession of a current valid passport of the Commonwealth Country which enters them;

or

- b) Are a subject who can demonstrate 'Belonger Status' in Great Britain or relevant British Overseas Territory of the Commonwealth Country which enters them

- c) In respect of the following Affiliated CGAs: -

- i. Guernsey, Jersey, and Isle of Man. The governments of these three Crown Dependencies do not define citizenship. For these Affiliated CGAs, citizenship shall be defined as three (3) years continuous residency immediately prior to the Commonwealth Games. For the avoidance of doubt, the immediately prior three-year period shall mean the three-year period that immediately precedes the "final entries deadline"* date of the relevant Games as determined by the respective Organising Committee ("Continuous Residency") and the competitor must be in possession of a current valid UK passport.
- ii. Northern Ireland. Byelaw 17 will defer to the Belfast Agreement (1998). Northern Ireland athletes who meet birth right criteria are to be treated equally regardless of their possession of either a current valid UK or Irish passport (but must hold one of these). This right is enshrined within the Constitution Issues (iv) of the 1998 Belfast Agreement.
- iii. Norfolk Island. Any individual who was in possession of a current valid New Zealand passport and was also deemed eligible to compete at the Gold Coast 2018 Commonwealth Games for Norfolk Islands may continue to compete for Norfolk Islands at future iterations of the Games.

3. Secondary

3.1 Subject to Byelaw 17(4) 17(5) 17(6) and 17(7), where a competitor was born in a Commonwealth Country which has common citizenship/passport with other Commonwealth Countries, the competitor may represent either:

- a) the Commonwealth Country of their birth;

or

- b) the Commonwealth Country of birth of their parent;

or

- c) where the relevant IF recognises grandparents as part of its eligibility criteria, the competitor may represent the Commonwealth Country of birth of their grandparent;

or

d) the Commonwealth Country where they have completed a minimum period of three (3) years continuous residency immediately prior to the Commonwealth Games. For the avoidance of doubt, the immediately prior three-year period shall mean the three-year period that immediately precedes the “final entries deadline”* of the relevant Games as determined by the respective Organising Committee.

3.2 Subject to the other provisions of this Byelaw 17, where a competitor is eligible to represent more than one Affiliated CGA due to common passport privileges they may choose which Affiliated CGA to represent. For the avoidance of doubt, if an individual has competed at a Commonwealth Youth Games this will not be deemed to be a choice of country, and the competitor may choose to represent a different Affiliated CGA at a Commonwealth Games.

3.3 For the avoidance of doubt subject to Byelaw 17(4) and 17(5) any competitor of a common passport area who competes for their common passport country (i.e. Great Britain, New Zealand and Australia) at either the Olympic Games, Youth Olympic Games and/or any World Championships or any other major sporting event shall be entitled to choose to represent their home Affiliated CGA (e.g. Turks and Caicos) at the Commonwealth Games.

4. Disqualifications and Suspensions

4.1 A competitor shall not be eligible to represent the Commonwealth Country which enters them if they:

a) are currently under disqualification, expulsion or suspension by the Federation;

and/or

b) are currently under disqualification, expulsion or suspension by their respective Affiliated CGA;

and/or

c) are currently under disqualification, expulsion or suspension by their respective IF, National Federation

and/or

d) are currently under disqualification or suspension under the World Anti-Doping Code.

5. Compliance with applicable rules and regulations

5.1 A competitor shall only be eligible to represent the Commonwealth Country which enters them if they:

a) Satisfy and comply with all applicable rules and regulations of the Federation;

and

b) Satisfy and comply their respective IF rules and regulations (including but not limited to, complying with respective IF eligibility rules as applied within each respective edition of the Commonwealth Games Athlete Allocation Systems);

and

c) Satisfy and comply with the World Anti-Doping Code as applied within the Federation Anti-Doping Standard to ensure that the overriding principles of the Commonwealth Games are observed.

5.2 For the avoidance of doubt, where there is an inconsistency between respective IF Nationality rules and regulations and those of the Commonwealth Games Federation, the Commonwealth Games Federation Bye Law 17 shall prevail.

6. Transfer of Allegiance

6.1 After having established eligibility status under this Byelaw 17 a competitor who has previously represented one Commonwealth Country at a Commonwealth Games may not represent another Commonwealth Country unless they also receive the prior approval of the Federation, the relevant IF and the relevant previously represented Affiliated CGA. For the avoidance of doubt, this Byelaw shall not apply if an individual has represented a Commonwealth Country at a Commonwealth Youth Games. Applications under this Byelaw 17(6) must be submitted to the Executive Board two calendar months before the “final entries deadline”^{*} for the respective Commonwealth Games. Applications must include formal confirmation of the prior approval of the relevant IF and the relevant previously represented Affiliated CGA.

6.2 All applications for transfer of allegiance under Byelaw 17(6) and/or discretionary eligibility dispensation under Byelaw 17(7) including all relevant paperwork and documentation must be submitted no later than two calendar months prior to the published “final entries deadline”^{*}, as outlined by the respective Organising Committee.

7. Dispensations

7.1 The Executive Board shall delegate authority to the Governance and Integrity Committee (GIC) who have the power to grant dispensations to Byelaw 17 in exceptional circumstances and to consider any matters relating generally to Byelaw 17. Each application for dispensation under Byelaw 17 shall be considered on its own merits and will not create a precedent for any future applications. Decisions made by GIC are subject to the right of appeal directly to the Executive Board, whose decision shall be final and binding.

^{*}“final entries deadline” means the final date that an individual athlete may be entered in a particular event(s) for the relevant Commonwealth Games, usually completed via an online entry system. Such date to be communicated for each relevant Commonwealth Games in the Sport Handbook.