

Disputes **R**esolution **A**uthority

An Córas Eadrána

The Old Toll House,
Dunshaughlin,
Co. Meath.

www.sportsdra.ie

Record Number: DRA/5/2005

Between:

CUMMAN GAEL Ó LOCHLAINN CLG

Claimant

-and-

**CENTRAL APPEALS COMMITTEE OF THE GAA CENTRAL COUNCIL
& COISTE CHONDAE CILL CHAINNIGH CLG**

Respondent

DECISION OF DISPUTES RESOLUTION AUTHORITY

- 1) It is the decision of the DRA that the CAC in hearing the appeal by Kilkenny County Board misapplied rule 147D. The correct fee did not accompany the appeal and therefore the appeal should not have been heard. The official guide must be strictly applied.
- 2) It is the decision of the DRA that rule 147D must also be strictly applied in relation to the claimants appeal to Leinster Council. We find that;
 - (a) it is agreed by all parties that there was no requirement to notify the Claimants in writing or at all of the decision of the management committee, and we find
 - (b) that on the 27/6/2005 or at the latest on the 28/6/2005 the claimants became aware of the decision of the management committee.
 - (c) we therefore find that the claimants did not appeal within the required 3 days and we therefore cannot grant the relief sought by the claimant. We do not up hold the decision of Leinster Council.
3. Under the Code of the DRA paragraph 11.4 we have power to hear an appeal from the decision of the management committee if all the parties agree. We would ask the parties to consider their position and let us know if they all wish such a hearing to take place.

This is the unanimous decision of the Tribunal.

Dated the 24th day of August 2005

Matt Shaw

Aaron Shearer

Tom O'Doherty

"Implementing the Disputes Resolution Code of the GAA"
