

DECISION FORM

To be sent to discipline@rugbyeurope.eu.



Particulars of offence	
Player's Name: Dawid Banaszek	
Player's number: 10	
Player's union: Poland	
Competition: Rugby Europe Men Championship	
Host Team (T1): Portugal	Visiting Team (T2): Poland
Venue: Estadio Nacional Jamor, Lisbon	
Date of match: 10/02/2024	
Rules to apply: Regulation 17 World Rugby Handbook; or Tournament Disciplinary Program; or Other	
Referee Name: Ethan Glass	
Plea: <input type="checkbox"/> Admitted <input type="checkbox"/> Not admitted	
Offence: <input checked="" type="checkbox"/> Red card <input type="checkbox"/> Citing <input type="checkbox"/> Other <i>If "Other" selected, please specify:</i>	
Hearing details	
Chairperson / JO: Matthew O'Grady	
Other Members of the Disciplinary Panel: - Dany Roelands - Mark Curran	
Hearing date: 13/02/24	
Hearing venue: On remote	
Appearance Player: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
Appearance Union: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
Player's Representative(s): Bartosz Marczyński (Lawyer) Krzysztof Czajka (General Secretary)	
Other attendees: David Baird-Smith (Rugby Europe)	
List of documents/ materials considered by the Panel: 1. Game sheet 2. Video clip of the incident *4 3. Red card reports *4 (One from Referee, One from Assistant Referee, Two additional reports from ARs).	
Summary of essential elements of citing / Referee's report / Incident footage	
The Red Card report stated that the Player punched Portugal 15 in the jaw.	
Essential elements of other evidence (e.g. medical reports)	
The footage confirmed the Red Card report. There was no medical evidence.	
Summary of player's evidence	
The Player admitted the offence. He provided evidence that he apologised for his actions and communicated this to his opponent. The Player said he hit his opponent because he thought his team mate was going to be hit.	

Findings of fact

The Player punched his opponent in the jaw.

Decision

Proven Not proven Other disposal (please state)

SANCTIONING PROCESS

Assessment of seriousness

As per Article 4.5 of Rugby Europe Disciplinary Regulations and Regulations 17 of World Rugby

Assessment of intent:

Intentional/deliberate Reckless

Reasons for finding as to intend:

The action was deliberate.

Nature of actions

A single punch to the jaw.

Existence of provocation:

No provocation.

Whether player retaliated:

Not in retaliation.

Self-defence:

Not in self-defence (or legitimately in the defence of another).

Effect on victim:

No evidence of effect on the victim.

Effect on match:

This foul play occurred in the context of significant disruption to the match. It is not evidence this act of foul play further escalated an already elevated situation on the field of play.

Vulnerability of victim:

The Player struck a vulnerable part of the victim's body. The victim was unguarded and unable to protect himself.

Level of participation / premeditation:

Sole participant. No premeditation.

Conduct completed / attempted:

Completed

Other features of player's conduct:

Entry point

Low-end

Weeks

[XX]

Mid-range

Weeks

6

Top end

Weeks

[XX]

Reasons for selecting entry point:

Mandatory Mid-Range with no injury to the opponent.

Relevant off-field mitigating factors

As per Article 4.5 of Rugby Europe Disciplinary Regulations and Regulations 17 of World Rugby

Acknowledgement of guilt and timing:

Prompt admission of guilt.

Player's disciplinary record / good character:

No record disclosed.

Youth and inexperience of player:

An experienced player.

Conduct prior to and at hearing:

Appropriate.

Remorse and timing of Remorse

Remorseful and apologised to his opponent.

Other off-field mitigation:

N/A

Number of weeks deducted: 3 Weeks

Summary of reason for number of weeks deducted:

First offence with remorse and a prompt admission of responsibility.

Additional relevant off-field aggravating factors

As per Article 4.5 of Rugby Europe Disciplinary Regulations and Regulations 17 of World Rugby

Player's status as an offender of the Laws of the Game:

N/A

Need for deterrence:

N/A

Any other off-field aggravating factors:

N/A

Number of additional weeks: N/A

Summary of reason for number of weeks added:

N/A

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 – RE Discipline Regulations 4.1.4 / 4.4 (or equivalent Tournament rule)

Total sanction: 3 Weeks	<input type="checkbox"/> Sending off sufficient
Sanction commences: Immediately	
Sanction concludes: 18 March 2024	
Matches/ tournaments included in sanction: 17 February 2024 2 / 3 March 2024 17 March 2024	
Costs: None	

Signature
Name of the JO or Chairman: Matthew O'Grady
Date: 18 February 2024
Signature (JO or Chairman): /s/ M O'Grady

NOTE: You have 48 hours from notification of the decision of the chairman/jo to lodge an appeal with the tournament director – RE Discipline Regulations 4.6.2 (or equivalent Tournament rule)