

DISCIPLINARY DECISION



Match	Menengai Oilers RFC v Nondescripts RFC		
Competition	Kenya Cup		
Date of match	2 nd February 2025	Match venue	The Refinery
Applicable rules	Regulation 17 World Rugby Handbook		

PARTICULARS OF OFFENCE			
Player's surname	Ayoo	Player's forename(s)	Ibrahim
Player's Union	Menengai Oilers	Date of birth	2000
Referee's name	Vincent Muiruri		
Foul Play	<input checked="" type="checkbox"/> Admitted <input type="checkbox"/> Not admitted	Red card warranted	<input checked="" type="checkbox"/> Admitted <input type="checkbox"/> Not admitted
Offence	9.13 A player must not tackle an opponent early, late or dangerously. Dangerous tackling includes, but is not limited to, tackling or attempting to tackle an opponent above the line of the shoulders even if the tackle starts below the line of the shoulders	SELECT: Red card <input checked="" type="checkbox"/> Citing <input type="checkbox"/> Other <input type="checkbox"/> If "Other" selected, please specify:	
Summary of Sanction	6 Weeks/Matches		

HEARING DETAILS			
Hearing date	04.02.2025	Hearing venue	Zoom Call
Chairman/JO	Lawrence Terer		
Other Members of Disciplinary Committee	N/A		
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)	1. Dr. Kirori Mindo, Hon. Secretary 2. Enos Otieno, Team Manager.	Disciplinary Officer and/or other attendees	1. Alfred Okwemba, KRRS 2. Victor Oduor, KRRS 3. Brian Onyiego, KRU

List of documents/materials provided to Player in advance of hearing	<ol style="list-style-type: none"> 1. Referee's Report on an Ordering Off 2. Match Sheet 3. Notice of Disciplinary Hearing
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SUMMARY OF ESSENTIAL ELEMENTS OF CITING/REFEREE'S REPORT/INCIDENT FOOTAGE

The Referee's Report states :

Number 19 Menengai Oilers tackled number 18 Nondies dangerously, he tackled the Player high, the tackle started high and was straight to the head, he was not in a legal tackling position. No action of tackled player could mitigate the actions of 19 green.

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

1. The Player agreed with the Referee's sending off Report and conceded to the infringement.
2. The player's representatives, despite having video evidence of their own, opted not to adduce the video as evidence for consideration.

SUMMARY OF PLAYER'S EVIDENCE

At the Hearing hereof, in response to the Referee's sending off Report, the Player accepted to have committed an act of Foul Play but added the rider that having watched a video clip of the incident, he, he did not think the tackle was dangerous.

Upon seeking clarification on whether the player was therefore disputing the red-card, he clarified that he agreed with the referee's finding and conceded that it warranted the sending-off.

The Player's representative, Dr. Kirori Mindo, affirmed the player's response and confirmed that they were in agreement with the referee's sending off decision.

Despite alluding to the aforesaid video clip, the player and his representative elected not to adduce the same as evidence for consideration during the hearing herein.

FINDINGS OF FACT

As per the evidence presented which stands unrebutted, the player (Oilers 19) executed a high tackle against Nondescript's 18; in the process, he made contact with Nondescript's 18 head.

The player's action, which resulted in direct contact with Nondescript's 18's head, constitutes a dangerous tackle as defined under Rule 9.13. As provided under Rule 17.16.1 (a), the Player has admitted that the act of Foul Play was committed. He agreed with the fact that the act warranted sending off. It is therefore my duty to determine what sanction, if any, should be imposed on the Player under Rules 17.17 to 17.21. I am guided by Appendix 1 which provides "Any act of foul play where the person committing the act of foul play makes contact with an opponent's head and/or the neck, and that contact with the head and/or neck warrants a red card, shall result in at least a mid range sanction."

Noting that the victim player did not sustain an injury and was able to continue with play, it is my finding that the act was reckless rather than intentional. A mid-range entry point is therefore warranted.

DECISION

Foul play	Admitted <input checked="" type="checkbox"/>	Determined	Not determined
	Other disposal (please state)		
Red card warranted	Admitted <input checked="" type="checkbox"/>	Determined	Not determined
	Other disposal (please state)		

SANCTIONING PROCESS

ASSESSMENT OF SERIOUSNESS

Assessment of Intent – R 17.18.1(a)-(b) (or equivalent Tournament rule)	
Intentional	Reckless <input checked="" type="checkbox"/>
State Reasons	
The player, being in control of his tackle technique, should have known there was a risk of committing an act of foul play.	
Nature of actions – R 17.18.1(c) (or equivalent Tournament rule)	
Head contact	
Existence of provocation – R 17.18.1(d) (or equivalent Tournament rule)	
N/A	
Whether player retaliated – R 17.18.1(e) (or equivalent Tournament rule)	
N/A	
Self-defence – R 17.18.1(f) (or equivalent Tournament rule)	
N/A	
Effect on victim – R 17.18.1(g) (or equivalent Tournament rule)	
Victim player did not require medical attention and carried on with the game.	
Effect on match – R 17.18.1(h) (or equivalent Tournament rule)	
N/A	
Vulnerability of victim – R 17.18.1(i) (or equivalent Tournament rule)	
N/A	
Level of participation/premeditation – R 17.18.1(j) (or equivalent Tournament rule)	
N/A	

Conduct completed/attempted – R 17.18.1(k) (or equivalent Tournament rule)
Completed
Other features of player’s conduct – R 17.18.1(l) (or equivalent Tournament rule)
N/A

ASSESSMENT OF SERIOUSNESS CONTINUED

Entry point (select entry point and indicate n° of weeks/matches starting point)		
Top end* <input type="checkbox"/>	Mid-range <input checked="" type="checkbox"/>	Low-end <input type="checkbox"/>
N° of Weeks/Matches	N° of Weeks 6	N° Weeks/Matches

*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 commission of foul play – R 17.19.1(a) (or equivalent Tournament rule)	Player’s disciplinary record – R 17.19.1(b) (or equivalent Tournament rule)
The Player admitted having committed foul play in his response to the Standing Directions.	No previous record.
Youth and/or 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)
N/A	Good
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)
The Player stated that he apologised to Nondescript’s 19 at the end of the match.	N/A

Number of weeks/matches deducted

N/A

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)
N/A
Need for deterrence – R 17.20.1(b) (or equivalent Tournament rule)
N/A
Any other off-field aggravating factors – R 17.20.1(c) (or equivalent Tournament rule)
N/A

Number of additional weeks/matches 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 – R 17.12.5(f) / 17.13.7 (or equivalent Tournament rule)

Total sanction	6 matches	Sending off sufficient <input type="checkbox"/>
Sanction commences	8 th February 2025	
Sanction concludes	The sanction will terminate on 15 th March 2025. However, if the Player's club does not advance to the Enterprise Cup semi-final, the sanction will instead conclude after the player's non-participation in the Kenya Cup play-offs.	
Matches/tournaments included in sanction	8 th February 2025 Menengai Oilers v Hombeoyz Rugby 15 th February 2025 Menengai Oilers v Immpala RFC 22 nd February KCB Rugby v Menengai Oilers 1 st March 2025 Menengai Oilers v Kabras Sugar RFC 8 th March 2025 South Coast Pirates v Menengai Oilers 15 th March 2025 Enterprise Cup semi-finals.	
Costs	N/A	

Signature (JO or Chairman)		Date	5 TH FEBRUARY 2025
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NOTE: YOU HAVE **48 HOURS (15s) / 24 HOURS (7s)** FROM NOTIFICATION OF THE DECISION OF THE CHAIRMAN/JO TO LODGE AN APPEAL WITH THE APPEALS PANEL – R 17.24.2(a) / R 17.38.1 (or equivalent Tournament rule)