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The Disciplinary Panel shall consist of six persons. No two members of Disciplinary Panel shall be from the same country or Sport Country. Members of the Disciplinary Panel shall serve for a period of four years or until their successors are appointed.

At least three members of the Disciplinary Panel shall also have legal training and experience. Members of the Disciplinary Panel shall be appointed by the Bureau at its first meeting following its election. On the proposal by the President, the Bureau shall appoint one of the members of the Disciplinary Panel to be Chair.

The Chair of the Disciplinary Panel shall appoint three (3) persons from the Disciplinary Panel of whom at least one (1) shall have legal training to adjudicate all matters before it. In cases where the Chair of the Disciplinary Panel and the other party respectively the other parties agree, a sole member of the Disciplinary Panel may hear and decide the matter, such member must have legal training. No member of the Disciplinary Panel shall be appointed to a specific case when he or she is a citizen of the country of the competition suspected of violating FINA Rules.

The FINA Disciplinary Panel shall conduct hearings and impose sanctions in all disciplinary cases of originating from violations from any FINA Rules (except matters regarding doping control FINA Rule C 12.5) referred to it by the FINA Executive. The sanctions determined by the Disciplinary Panel are limited to those described in Clause C 12.2 of the FINA Constitution.

The hearings of the Disciplinary Panel shall respect the following principles:

- A timely hearing;
- A fair and impartial hearing body;

- The right to be represented by counsel at the hearing, with no expense to FINA;
- The right to be fairly and timely informed of the rule violation;
- The right to respond to the rule violation and resulting consequences;
- The right of each party to present evidence, including the right to call and question witnesses (subject to the hearing body's discretion to accept testimony by telephone or written submission);
- The right to an interpreter at the hearing, at no expense to FINA; and
- The right to a timely, written, reasoned decision; specifically, including an explanation of the reason(s) for any period of suspension.

#### **FINA Disciplinary Panel Decision - Sport Nationality - Eric RISOLVATO - July 13th 2017**

*In 2013 the swimmer Mr. Eric RISOLVATO has represented Puerto Rico at the 2014 CCCAN Competitions, without the approval of change of sport nationality by FINA (FINA Rule GR 2.7).*

[Disciplinary Panel Decision - Eric RISOLVATO](#) [13]

#### **FINA Disciplinary Panel Decision - Sport Nationality - Aleksandr BONDAR (RUS) - February 21st 2017**

In October 2016 the diver Mr. Aleksandr BONDAR has participated to the FINA Diving Grand Prix representing Russia (RUS), without the approval of change of sport nationality by FINA (FINA Rule GR 2.7).

[Disciplinary Panel Decision - Aleksandr BONDAR \(RUS\)](#) [14]

#### **FINA Disciplinary Panel Decision - Sport Nationality - Maksym SHEMBEREV (AZE) - February 21st 2017**

In 2016 the swimmer Mr. Maksym SHEMBEREV has represented Azerbaijan (AZE) to the following competitions: (i) International Swimming Meeting in March 2016; (ii) the 3rd Arab Swimming Championships in April 2016; (iii) the LEN European Championships, London (GBR) in May 2016; and (iv) the Latvian Championships in June 2016, without the approval of change of sport nationality by FINA (FINA Rule GR 2.7).

[Disciplinary Panel Decision - SHEMBEREV Maksym \(AZE\)](#) [15]

#### **FINA Disciplinary Panel Decision - Sport Nationality - Osvald NITSKI (CAN) and Alina KENDZIOR (RUS) - October 28th 2016**

In May 2016 the swimmers Mr. Osvald NITSKI (CAN) and Ms. Alina KENDZIOR (RUS) have participated to the LEN European Championships representing Estonia (EST), without the approval of change of sport nationality by FINA (FINA Rule GR 2.7). The swimmers did not comply with the conditions of residency and jurisdiction for changing the sport nationality (FINA Rule GR 2.6).

[Disciplinary Panel Decision -Osvald NITSKI \(CAN\) and Alina KENDZIOR \(RUS\)](#) [16]



Rob  
DUIVEN  
Chairman



Saud  
ALROMI  
Member



William  
CLARKE  
Member



Rodolfo Antonio  
FALCÓN CABRERA

Member



Jane Njeri  
ONYANGO  
Member



Lani  
VELASCO  
Member

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