



Protest and discipline 2024

Appeal-

Dear Amrik,

The appeal committee has considered the request to set aside your suspension.

Here is the appeal committee response, "The conduct for which Mr. Rai was suspended was very serious. Our decision should not be taken as any condonation of Mr. Rai's conduct. However, we have given weight to the remorse expressed by Mr. Rai on his conduct, the assurance given by him to not repeat such conduct in the future and the volunteer work done by Mr. Rai for the game of Cricket. Considering all the circumstances the appeal committee has decided to set aside the suspension with immediate effect. We ask the protest and discipline committee of BCMCA to monitor the conduct of Mr. Rai for the next 18 months.

No leniency should be shown for any future violation of the BCMCL Code of Conduct."

As we discussed, I trust you that going forward, you will act in best interest of BCMCL, and members around and will not do anything which will jeopardize your or other safety or reputation.

Decision 001/2024

Dated: April 27, 2024

Background:

On April 22, 2024, Surrey Warriors Cricket Club (Warriors) filed a protest for game # 904 played on April 21, 2024 at Delview Park between Newton Surrey Cricket Club (Newton) and Warriors. In their complaint, the Warriors alleged that Newton players Kinchit Yadav BCMCL ID# 4250262 and Narinder Singh BCMCL ID# 4254748 did not have their profile pictures uploaded on BCMCL website. The Warriors relied on BCMCL Committee directive communicated by the BCMCL Secretary to all clubs on April 6, 2024 that each player MUST upload his /her picture on their respective BCMCL profile. 4 points will be deducted of the infringing team if a dispute in made in this regard. The following evidence was provided by Warriors to corroborate their allegations:

- BCMCL Secretary emailed dated April 6, 2024.
- Screenshots from the BCMCL App for the above-mentioned players.
- Newton Team list for game # 904.
- Screenshot of the scorecard for game # 904.



Protest and discipline 2024

On April 23, 2024, BCMCL Secretary apprised Newton of the protest for game # 904 and requested to provide a response within 7 days.

Investigation:

On April 23, 2024, Newton provided a response by clarifying that the pictures attached by Warriors are from the BCMCL App, but the BCMCL website clearly shows the photos of both players on their profiles. Newton suggests that there could be some glitch as the photos are not showing up on the app. Newton provided profile screenshots of both players from the BCMCL website.

On April 23, 2024, a request was made to BCMCL Stats Desk to check from the backend when the photos of the above-mentioned players were uploaded to the BCMCL website.

On April 25, 2024, the BCMCL Stats Desk reported that Kinchit Yadav ID # 4250262 profile photo was upload on April 15, 2024 at 00:28:31 hours and Narinder Singh ID # 4254748 profile photo was upload on April 16, 2024 at 22:22:15 hours. The profile photos of the above-mentioned players were uploaded before April 21, 2024 (game #904).

Decision:

Based on the available information and P&D's investigation, Warriors' protest for game # 904 is dismissed because Newton players Kinchit Yadav ID # 4250262 and Narinder Singh ID # 4254748 had their profile photos on the BCMCL website before game # 904. Therefore, the result of the game # 904 stands.

Decision 002/2024
3, 2024

Dated: June

Background: on May 12, 2024, IndCan Cricket Club protested the game result of match number 504 played on April 21, 2024 between Windies Cricket Club



Protest and discipline 2024

(Windies) and IndCan Cricket Club (IndCan). In their protest, IndCan allege Windies committed a breach of BCMCL Governing Rule number 28 (Fair use of players) by moving Steven Gallimore ID # 2700327 between Premier Division and Division 5. The following evidence was provided by IndCan to corroborate their allegations:

- In 2023, Steven Gallimore played 12 out of 20 games in the Elite Division.
- In previous years, including 2022, Gallimore played either in the Premier Division or Division 4.
- Gallimore played in Division 5 in the first game of the 2024 regular season, and in the second game, he participated in a Premier Division match against Cosmos for Windies 1.
- The scorecard of Match No. 504 confirms Gallimore's impactful performance in the game against IndCan 3. However, impact on the game is not a factor that was considered in making this decision.
- The second game for Windies 2 was scheduled for the weekend of April 26th/27th, 2024, but was rained out, leading to Gallimore's appearance in the Premier Division game against Cosmos on May 5th, 2024.

On May 26, 2024, BCMCL Secretary apprised Windies of the protest for game # 504 and requested to provide a response within 5 days.

Investigation:

On May 29, 2024, Windies provided a response refuting IndCan's evidence by clarifying the following:

- Mr. Gilmore started the 2024 season playing with our Team II, as he had ended the 2023 Season playing with our Team II.



Protest and discipline 2024

In 2022, the entire members of Team 2 of Windies Cricket Club played in the Division 4. This team was subsequently downgraded to Div 5 - the entire Team of players.

- Mr. Gallimore started the 2024 Season on the Windies Team II. His first game was April 21st. The following second game for this Team II was rained out, and the third game, for which he was unavailable, was called mid-way due to rain. According to the BCMCL bylaws, rain outs/abandoned matches count as games played, therefore Mr. Gallimore started his first 2 games of the 2024 Season with the Windies Team II and was unavailable for the third game (which Team II had as an abandoned game). His unavailability to play on the Team II's 3rd game on May 5th, does not mean that Mr. Gallimore was playing for our Team 1 at this time.
- Between April 21st to May 5th, 2024, after 3 weeks/games with Windies II, only then was Mr. Gallimore called up to play with Windies Team I on May 11th, 2024. He has since remained with Windies 1.

On May 30th, 2024, Windies provided further response which pointed out the following errors in IndCan's protest:

- a) "The Division 5 game on April 4th, 2024 (Match No: 504)." Windies did not play any games on April 4th, our first game 2024 Season game, against the IndCan Cricket Club, Div 5 Team, was played on April 21st.
- b) "In 2023, Steven Gallimore played 12 out of 20 games in the Elite Division" The cricket season has a maximum of 18 games, quoting that Mr. Gallimore played 20 games for the season is incorrect!

The P&D Committee conducted in depth analysis of Mr. Gallimore's BCMCL career and found the following:

- I. In 2022 season, Mr. Gallimore played 10 games in Division 4 for Windies II Team.



Protest and discipline 2024

II. In 2023 season, Mr. Gallimore played 12 games in Elite Division for Windies I Team and played 8 games in Division 4 for Windies II Team.

III. In 2023 season, Mr. Gallimore started the season by playing first 5 games in Elite Division and then played 3 games in Division 4. Subsequently Mr. Gallimore played 1 more game in Elite Division and played 3 games in Division 4. Mr. Gallimore then played 4 games in Elite Division and played 1 game in Division 4. Thereafter, Mr. Gallimore played 2 more games in Elite Division and played last game of the season in Division 4.

IV. Review of Mr. Gallimore's 2023 seasons suggests that he was in breach of BCMCL Governing Rule 28 (d) which states that "*No player is ALLOWED to play in any of the LAST three (3) games of the season, unless he is sent down for ALL those three (3) games, and he misses 3 games from the higher division.*"

V. Mr. Gallimore commenced his 2024 season with Windies II Division 5 Team on April 21, 2024 in a game against IndCan. However, after 3 weeks, on May 11, 2024, started playing in Premier Division for Windies I team. As per the player search performed Mr. Gallimore is registered with Windies I.

VI. The Premier Division rained out games (game #2005 for April 28 and game # 2006 for May 05) do not list any of the Windies I players including Mr. Gallimore on the online scorecard and neither any of the opposing team players were listed.

VII. The Division 5 rained out game number 507 for April 27 also do not list any of Windies II players including Mr. Gallimore nor opposing team players were listed on the online scorecard.



Protest and discipline 2024

Decision:

Based on the available information and P&D's investigation, it is uncontroverted that Mr. Gallimore was "picked to play" for Division 5 in the very first game of the 2024 season and did not "play" three (3) games in that lower division.

The preamble of Rule 28 of the Governing Rules determines the applicability of that rule. The preamble clearly states that this rule is to deal with situation of movement of players between teams within a club. It captures movement of any player between teams within a club.

Rule 28(a) of the Governing Rules applies to a player who is either sent down from a higher division of a club to a lower division of that club or is picked to play in a lower division (emphasis added). In both scenarios such a player must play a minimum of three (3) games in the lower division for which he was picked to play.

The P&D committee had reached a similar decision in *Game #838 of the 2022 season played between Surrey United and Kings Cricket Club*. However, that decision was overturned by the appeal committee on the ground that the player in question in that case was a new registrant in BCMCL as such did not have an established division.

We are bound by decisions of the appeal committee but this case differs from the *Surrey United v Kings Cricket Case*, in as much as Mr. Gallimore was an established player of Elite Division in 2023 and was registered with Windies I for the 2024 season. As such he was either a higher division player who was sent down or was a player picked to play in the lower division and in either case should have played three (3) games in that lower division. A failure to play three (3) games in the lower division resulted in the breach of Rule 28(a).



Protest and discipline 2024

We also have to consider whether the protest was made on time and we have determined that it was. The infraction of Rule 28(a) did not occur until May 11, 2024 as such the seven days to protest the decision of “any game” based on the infraction started to run from May 11, 2024. The protest was filed on May 12, 2024 as such it was filed in time and in accordance with the Rules.

Based on the above, IndCan’s protest for game # 504 is allowed and the game is awarded to Indcan.

Mr. Gallimore’s breach of BCMCL Governing Rule 28 (d) in the 2023 season is beyond the scope of present protest due to significant time has lapsed and more importantly no complaint was received by the P&D Committee. However, we ask Windies to ensure strict compliance with the requirements of Rule 28.

Decision 003/2024
10, 2024

Dated: June

Background:

Cosmos has protested the result match 302 played with PakCan III (“PakCan”). Cosmos has alleged that PakCan, which was batting second, refused to return back to the playing field despite a direction from the umpires as such they forfeited the game.

In their response PakCan deny receiving such a direction from both umpires (emphasis added). They claim that one of the umpire was in favor of resumption, whereas the other umpire was not. They claim that both umpires should have been in favor of resuming play and without a consensus between the umpires a direction from one umpire was not binding. Essentially, they do not dispute that a direction to resume play was issued but claim that it was non-binding because it was not issued by both umpires.

Investigation:

As part of our investigation, the chair of the P&D committee spoke to the umpire who was the junior of the two umpires officiating the game that day. That umpire confirmed



Protest and discipline 2024

that initially there was a disagreement between the two umpires regarding conditions of play but both umpires eventually agreed with each other that play should resume, their decision to resume play was then communicated to the batting and fielding team by the umpire, who according to the umpire we spoke to was the senior of the two umpires. The score sheet submitted by PakCan contains a notation which confirms that the teams were called into play at 6:34 pm and the game was called off at 6:45 pm.

Decision:

BCMCL has adopted MCC laws relating to conditions of the ground for play to take place. According to Law 2.7 and 2.8 of the BCMCL Playing Rules both umpires have to agree that the conditions are no longer dangerous or unreasonable for play to resume and upon taking that decision they shall call upon the players to resume play. The umpire's decision can be communicated by any one of the two umpires on the ground. Once an umpire informs the players that conditions are suitable for play players should accept that the decision has been made by both umpires, absent a recorded disagreement, and must comply with the direction and promptly resume play.

As noted above the umpire who was initially not satisfied that the conditions had improved to the extent that it was no longer dangerous or unreasonable for play to resume, eventually agreed that play can resume and it was the joint decision of the umpires that was communicated to the batting team with a direction to resume play at 6:34 pm. It was further discovered from our investigation that it was PakCan that essentially refused to resume play. Time was lost as a result of this conduct of PakCan. If play had resumed at 6:34 PM a few more overs could

have been played by the time conditions again became unplayable, which would have allowed both teams an opportunity to out play the other on run rate. Our rules are very clear that players and team captains do not get to decide about ground conditions and that issue is solely within the jurisdiction of the umpires. A failure to comply with umpire



Protest and discipline 2024

direction is not acceptable and cannot be condoned as this conduct essentially overruled the umpires' decision.

In the circumstances a refusal to resume play by PakCan amounted to forfeiture of the game by PakCan.

Based on the foregoing match 302 is awarded to Cosmos IV.

Decision 004/2024

Dated: June

10, 2024

We have received an umpire's report from umpire, Mr. Gagan Singh ("Mr. Singh"). In his report Mr. Singh has cited the behavior of PakCan player, Waqar Younas BC MCL ID 1246808 (Mr. Younas") during a first division game played between Richmond and PakCan on May 12, 2024 (match 115). In his report Mr. Singh has complained that Mr. Younas hurled abuses at Mr. Singh after being given out caught behind, he also showed unreasonable dissent on the umpire's decision.

Decision

As noted in our previous decisions, BCMCL has zero-tolerance for umpire abuse.

We have concluded that Mr. Younas committed a level 2.7 offense under the BCMCL Code of Conduct for which he is suspended for two-games. This suspension shall take effect immediately upon publishing of this decision.

Decision 005/2024

Dated: June 10, 2024

On May 19, 2024 we received an umpire's report from a club umpire Manav Arora of PakCan Cricket Club. The report was made to the statistician of BCMCL and not to the secretary of BCMCL, which is a requirement of our Governing Rules. Be that as it may and given our policy of zero tolerance for umpire abuse, we



Protest and discipline 2024

have accepted Mr. Arora's report despite the irregularity. In his report Mr. Arora has cited Mandeep Shah BCMCL ID 2553286 ("Mr. Arora") of the West Vancouver Cricket Club during a game played between Cosmos Cricket Club and West Vancouver Cricket Club on May 18, 2024. Mr. Arora has complained that Mandeep Shah "cursed" the umpires and used offensive language against them.

Decision

As noted in our previous decisions, BCMCL has zero-tolerance for umpire abuse.

We have concluded that Mr. Shah committed a level 2.7 offense under the BCMCL Code of Conduct for which he is suspended for one game. This suspension shall take effect immediately upon publishing of this decision.

Decision 006/2024
10, 2024

Dated: June

Background:

Abbotsford Cricket Club has protested the result of game 2008 played with Surrey Hawks Cricket Club on May 4, 2024 on the basis that Surrey Hawks committed manipulation of statistics by playing an inactive player by the name of Harman Singh Rai. Surrey Hawks, in their response, vehemently deny the allegation made by Abbotsford. In their response Surrey Hawks state that the player of concern, Mr. Harman Singh joined Surrey Hawks cricket club in 2023.

Mr. Harman Singh was playing for Abbotsford Cricket Club before joining Surrey Hawks in 2023. For unknown reasons, Abbotsford had created 2 different ID one as Harman Singh (2129363) and the other as Harman Singh Rai (1244705). Both the ID were linked with Harman Singh's email id that is singh.harman7383@outlook.com.



Protest and discipline 2024

When Harman Singh submitted his waiver form this year ID 2129363 was activated.

Harman Singh has played many games for Abbotsford cricket club under ID number 2129363 for many years.

Surrey Hawks attached the screenshot from BCMCL website for reference.

With respect to the disputed game #2008, Surrey Hawks used ID 2129363 as it was showing active on BCMCL website and used the same ID on their team list.

They also attached the team list for the game #2008 to their response.

Investigation:

We verified the claims made by Abbotsford and the information supplied by Surrey Hawks in Response with BCMCL statistician and he confirmed that the information provided by Surrey Hawks is accurate, in as much as the date of birth and email id attached to both player IDs noted above matched. As such Harman Singh and Harman Singh Rai are one and the same individual.

Decision:

Based on the available information and P&D's investigation, the complaint of Abbotsford Cricket Club is unfounded and the same is dismissed.
