

Canadian Yachting Association 2011 Pan American Games Internal Nomination Procedures

This document establishes the process and criteria to be used to select the 2011 Pan-Am Games team.

2011 Pan American Games

Location: Guadalajara, MEX

Dates: October 15-30, 2011

Qualification is a three part process:

- 1) Qualify the country (Country Qualifiers below)
- 2) Satisfy the Canadian Olympic Committee Selection Criteria
- 3) Selection of individual athlete/teams to represent Canada

Note: Non-Olympic events such as sailing, will not receive funding from COC for quota spots. It is estimated that the associated costs will be between \$3200 - \$4000 per team member, which will be the responsibility of the qualified athletes.

The CYA Internal Nomination Procedure (INP) is subject to the qualification system as revised and approved by PASAF on November 11, 2009. The national participation quota to be prescribed by them will apply to CYA's team selection for the 2011 Pan-Am Games. In the event of changes by PASAF to the selection and eligibility criteria, CYA is bound by these changes and will inform the membership as soon as possible of any such change. A copy of the PASAF qualification system can be found at www.pasaf.org.

Fleet Sizes:

RSX Men	12
RSX Women	7
Laser Men	12
Radial Women	12
Sunfish – Open	12
Snipe – Open	10
Lightning – Open	7
Hobie 16 – Open	8
J24 – Open (4 person)	7

Eligibility

- A competitor may compete to qualify for the 2011 Pan Am Games only for the nation for which he/she is IOC eligible.
- Nationality rules and requirements apply to all members of crew. Selection to the Pan-American Games team is open to members in good standing of the Canadian Yachting Association, who are Canadian Citizens holding a valid Canadian Passport.
- All competitors must be at least 15 years old during the year of the games.

Qualification Schedule – Country Qualifiers

Note: Host nation qualifies automatically. The Pre-Pan Am Games event was cancelled so these qualification opportunities will be reallocated.

Class	Regatta/Event	# of countries that qualify
RSX M	2010 MOCR	4
	2010 South American Championship	3
	2011 MOCR	4 = 11 Nations
RSX W	2010 MOCR	2
	2010 South American Championship	1
	2011 MOCR	3 = 6 Nations
Laser	2010 MOCR	4
	2010 South Americans	4
	2011 MOCR	3 = 11 Nations
Radial	2010 MOCR	4
	2010 South Americans	4
	2011 MOCR	3 = 11 Nations
Sunfish	2010 South Americans	1
	2010 Midwinters	2
	2010 South Americans	3
	2011 Midwinters	3
	2011 Worlds	2 = 11 Nations
Snipe	Western Hemisphere Championships 2010	4
	North American Championships	2
	South Americans	3 = 9 Nations
Lightning	2009 South American Championships	2
	2010 Southern Circuit	1
	2010 North American Championship	2
	2010 South American Championships	1 = 6 Nations
Hobie 16	2010 South American Championship	3
	2010 North American Championship	4 = 7 Nations
J 24	2010 North Americans	2
	2010 South Americans	3
	2011 Midwinters	1 = 6 Nations

CYA Internal Nomination Procedures:

Note: Selection events must be completed prior to September 6th, 2011 to facilitate entry to the Pan Am Games.

- Laser:** 2010 NQR – Kingston – Sept 23-26, 2010 Awarded to the top placing eligible Canadian athlete, if for some reason the top placing athlete declines, the position will be offered to the next closest placing Canadian until the berth is filled.
- Radial:** 2010 NQR – Kingston - Sept 23-26, 2010 Awarded to the top placing eligible Canadian athlete, if for some reason the top placing athlete declines, the position will be offered to the next closest placing Canadian until the berth is filled.
- RSX M:** 2011 MOCR – Miami – Jan 23-29, 2010 Awarded to the top placing eligible Canadian athlete, if for some reason the top placing athlete declines, the position will be offered to the next closest placing Canadian until the berth is filled.
- RSX W:** 2011 MOCR– Miami – Jan 23-29, 2010 Awarded to the top placing eligible Canadian athlete, if for some reason the top placing athlete declines, the position will be offered to the next closest placing Canadian until the berth is filled.
- Lightning:** 2011 Canadian Lightning Pan American Games Selection Event, Kingston YC, ON (July 1-3). Awarded to the top placing eligible Canadian team, if for some reason the top placing team declines, the position will be offered to the next closest placing Canadian team until the berth is filled. All members of the qualifying team must be eligible to represent Canada at the Pan American Games. Any change to the composition of the team from qualifying to entry in the Pan American Games must be approved by the CYA's Athlete Development Committee.
- Snipe:** 2011 Snipe Midwinter Championship, Clearwater, FL (March 14-16). Awarded to the top placing eligible Canadian team, if for some reason the top placing team declines, the position will be offered to the next closest placing Canadian team until the berth is filled. All members of the qualifying team must be eligible to represent Canada at the Pan American Games. Any change to the composition of the team from qualifying to entry in the Pan American Games must be approved by the CYA's Athlete Development Committee.
- Hobie 16:** 2011 Hobie 16 Midwinter East Region Championship, Fort Lauderdale, FL (March 25-27). Awarded to the top placing eligible Canadian team, if for some reason the top placing team declines, the position will be offered to the next closest placing Canadian team until the berth is filled. All members of the qualifying team must be eligible to represent Canada at the Pan American Games. Any change to the composition of the team from qualifying to entry in the Pan American Games must be approved by the CYA's Athlete Development Committee.
- Sunfish:** 2011 Sunfish Midwinter Championship – Fort Walton YC, FL, (March 17-19). Awarded to the top placing eligible Canadian team, if for some reason the top placing athlete declines, the position will be offered to the next closest placing Canadian until the berth is filled.
- J 24:** 2011 J24 Mid-Winters Championship – Tampa, FL (February 12-16). Awarded to the top placing eligible Canadian team, if for some reason the top placing athlete declines, the position will be

offered to the next closest placing Canadian until the berth is filled. All members of the qualifying team must be eligible to represent Canada at the Pan American Games. Any change to the composition of the team from qualifying to entry in the Pan American Games must be approved by the CYA's Athlete Development Committee.

The following sections apply to all events/classes/athletes

1. Eligibility
To be eligible for selection to the 2011 Pan American Games Team under these selection criteria an athlete must comply with the provisions of the CYA policy on Citizenship for selection to Major Games attached hereto as Appendix A, and meet the requirements of COC and ISAF.
2. Wildcards
If a special invitation (wild card quota spot) is received for a particular class, team or individual the ADC in consultation with the HPD and HPCM will exercise its discretion as to whether or not to nominate a team or athlete to fill that position.
3. Injury
The ADC in consultation with the HPD and HPCM retain the right to determine at its sole discretion the course of action to be taken in the event that an athlete selected for nomination to the 2011 Pan American Games Team is injured prior to any COC, ISAF or IOC deadlines requiring specific naming of 2011 Pan American Games Team members. Any such exercise of discretion shall be subject to Canadian law principles of procedural fairness.
4. Athlete Agreement
All nominations under these criteria shall be subject to the athlete signing an Agreement with CYA which will include an approved training and competition program which must be followed. This requirement may be waived by the ADC in consultation with the HPD and HPCM in its sole and absolute discretion.
5. Unforeseen Circumstances
In the event of unforeseen or unusual circumstances, as determined by the ADC in consultation with the HPD and HPCM, the ADC shall have the full discretion to resolve the matter as it sees fit taking into account factors and circumstances that it deems relevant. Any such exercise of discretion shall be subject to Canadian law principles of procedural fairness.
6. Changes to this Document
The ADC in consultation with the HPD and HPCM reserves the right to make changes to this document, which in its discretion are necessary to ensure selection of the best teams possible for the 2011 Pan American Games. Any changes to this document shall be communicated to all Canadian Sailing Team Members and published to the CYA website forthwith.
7. Nominations
The ADC in consult with the HPD and HPCM will nominate team(s) to the 2011 Pan American Games Team based on the application of these criteria, to the CYA BOD via the Executive Director of the CYA. The CYA BOD will affirm nominations prior to submitting athlete(s) names to the Canadian Olympic Committee, respecting the deadline of 6 September 2011 for final nominations of Pan American Team members to the Canadian Olympic Committee.
8. Appeals
All appeals of an ADC decision regarding nomination of the 2011 Pan American Games Team shall be resolved first by the athlete(s) appealing to the CYA Board of Directors. The CYA Board of Directors may appoint a separate panel of no less than 3 people (not necessarily members of the Board) to hear an appeal of an ADC decision.

- 8.1. An appeal of such an ADC decision or determination shall be made in writing by the athlete(s) and addressed to the Executive Director of the CYA with a copy to the CYA President, and such a written request shall set out in reasonable detail the grounds on which the athlete believes that the original decision is wrong and why it should be changed by the CYA Board of Directors. The matter shall be reviewed and adjudicated upon by the BOD or the Panel it appoints at its earliest convenience and shall respect all relevant deadlines in respect of COC, IOC and/or ISAF regulation or requirements for Pan American Team nomination so as to ensure that an effective remedy is possible.
- 8.2. The appealing athlete shall file a Notice of Appeal with the CYA in writing within 72 hours of publication of selection decisions on the CYA website. Full written particulars of the appeal as specified above shall be filed with the CYA within 5 business days from filing the Notice of Appeal.
- 8.3. Any party wishing to initiate an appeal beyond the 72 hour period must provide a written request stating reasons for an exemption to the requirement of section 12.2. The decision to allow, or not allow an appeal outside the 72 hour period shall be at the sole discretion of the President and may not be appealed.
- 8.4. The CYA BOD or its appointed Panel, may, in its discretion, request the presence at its meeting(s) of all relevant parties, including athlete(s), or may request participation in the meeting by telephone/skype conference call or in any other manner which is reasonable in light of the particular circumstances. The decision of the CYA BOD or its appointed Panel shall be communicated forthwith to the athlete in writing by either the Executive Director or the President of the CYA.
- 8.5. If any athlete(s) affected by a decision of the CYA BOD or its appointed Panel disputes such decision, the athlete(s) shall be entitled to refer the matter to final binding arbitration co-ordinated by the Sport Dispute Resolution Centre (SDRCC). Such arbitration will be conducted in accordance with the arbitration rules provided from time to time by SDRCC, and both the athlete(s) and CYA agree to execute an arbitration agreement in the standard form required by the SDRCC under its Alternate Dispute Resolution Program. Pursuant to the Athlete Agreement, the athlete(s) and CYA will agree that the arbitration panel may receive submissions on costs and make a determination in respect to costs, and both the athlete(s) and CYA agree that either party may be required to pay the costs of the arbitration of the other party, including reasonable legal fees, as a result of such determination. The athlete(s) and CYA agree that the decision of the arbitration panel established by the SDRCC shall be final and binding upon the parties to this agreement with no further recourse by either party to any court of competent jurisdiction.

9. Interpretation

Requests for interpretation of the above conditions will be determined by the ADC.

10. Language

Where there is a difference in interpretation between the French and English versions of this document, then the English version shall prevail.

(Updated December 10, 2010)