



**BIRMINGHAM 2022 COMMONWEALTH GAMES**  
**NOMINATION CRITERIA FOR MEN'S AND WOMEN'S 3x3 BASKETBALL**

**Basketball New Zealand**

**1. Application of this Nomination Criteria**

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1.1 **Status:** This Nomination Criteria is issued by the Basketball New Zealand Board and shall take effect from May 1<sup>st</sup> 2021. This Nomination Criteria supersedes any previous correspondence, discussions and representations (whether written or oral) by Basketball New Zealand regarding nomination and selection for the Games.

1.2 **Scope:** This Nomination Criteria applies to:

- (a) all Athletes wishing to be considered for nomination to the Games Team to compete in the Games in a 3x3 Event; and
- (b) Basketball New Zealand, including its Selectors, that wish to nominate Athletes to NZOC to be considered for selection to the Games Team for the Games.

1.3 **Process:** Selection to the Games Team in a 3x3 Event is a three step process:

- (a) All Athletes must be eligible in accordance with clause 3 of this Nomination Criteria;
- (b) Basketball New Zealand nominates Athletes to the NZOC in accordance with this Nomination Criteria and the NZOC Nomination and Selection Regulation; and
- (c) the NZOC selects the Athletes to the Games Team in accordance with the NZOC Selection Policy and the NZOC Nomination and Selection Regulation.

**2. Selectors**

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2.1 **Composition:** The Selectors have been appointed by Basketball New Zealand Head of High Performance. The Selectors who will consider nomination of the Team and its Athletes to NZOC to be considered for selection in the Games Team are:

- Basketball New Zealand Head of High Performance
- 3x3 National team Head Coach
- 3x3 National Selection Panel: x 2

2.2 The Basketball New Zealand Board reserves the right to change a Selector at any time in its absolute discretion prior to the Nomination Date. In such case, it will publish the change of Selector on the Basketball New Zealand website.

**3. Eligibility**

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3.1 **Athlete Eligibility:** To be eligible to be nominated to the NZOC by Basketball New Zealand, an Athlete must:



- (a) have returned a completed Athlete Application to the NZOC, in the form prescribed by the NZOC by the following dates (“Application Date”):
  - i. no later than 5.00pm, 28 July 2021, where an Athlete is not a regular member of Basketball New Zealand at this date; or
  - ii. no later than 5.00pm, 26 November 2021, where an Athlete is a regular member of Basketball New Zealand; or
  - iii. in exceptional circumstances before 5.00pm, 28 January 2022 (or such extended date as agreed by the NZOC Board) where Basketball New Zealand provides the NZOC with evidence that demonstrates that Athlete could not have been reasonably in contemplation before 26 November 2021, provided the Athlete is a regular member of Basketball New Zealand; and
- (b) have returned a completed Athlete Agreement in the manner prescribed by the NZOC to NZOC prior to the Nomination Date; and
- (c) be a member of Basketball New Zealand or one of its affiliates; and
- (d) is a New Zealand citizen and has a New Zealand passport; and
- (e) have demonstrated to the satisfaction of Basketball New Zealand that they are not suffering any physical or psychological impairment that would prevent them from competing in the Games to the highest possible standard; and
- (f) have acted in such a manner so as not to bring the Athlete, the sport, Basketball New Zealand or the NZOC into public disrepute; and
- (g) not be under investigation for any breach of any part of the Basketball New Zealand and FIBA’s anti-doping regulations, the Sports Anti-Doping Rules and/or the NZOC Integrity Regulation; and
- (h) have complied with FIBA’s eligibility requirements, including minimum age regulations; and
- (i) hold a confirmed play.fiba3x3.com.profile; and
- (j) no later than 28 July 2021 where the Athlete is not a regular member of Basketball New Zealand or 28 January 2022 (or such extended date as agreed by the NZOC Board) has provided their name and contact address details to NZOC for the purpose of out of competition drug testing with Drug Free Sport New Zealand.

3.2 **Qualification:** New Zealand must qualify for places in a 3x3 Event in accordance with the Birmingham 2022 Games Manual, CGF Athlete Allocation System and/or FIBA requirements for the Games. Qualification for a place in any 3x3 Event by a group of Athletes does not guarantee that the group of Athletes will be nominated or selected to compete in the 3x3 Event at the Games.



3.3 **Nomination if Nomination Criteria Met:** Provided the requirements set out in clause 3.1 and 3.2 are met, the Selectors shall nominate to NZOC for consideration of selection, those Athletes it considers meet the Nomination Criteria set out below.

3.4 **Reserve Athletes:** The Selectors may nominate Reserve Athletes to the NZOC for any 3x3 Event.

#### 4. **Nomination Criteria**

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4.1 **Nomination Criteria:** In considering any Athlete for nomination to the NZOC, the Selectors shall consider:

- (a) the Over-Riding Nomination Criteria specified in clause 5.1; and
- (b) the Specific Nomination Factors specified in clause 5.2; and
- (c) any Extenuating Circumstances in accordance with clause 6.

4.2 **Relevance and Weighting:** The Selectors may determine the relevance and weight that they wish to place on any Specific Nomination Factor(s) and any Extenuating Circumstances(s) as they consider appropriate. No particular Specific Nomination Factor shall be weighed more or less significantly based on the order in which it appears in this Nomination Criteria unless expressly specified otherwise.

4.3 **Own Enquiries:** In considering the Specific Nomination Factors, the Selectors may make such enquiries of the Athlete, or other persons, as they see fit.

4.4 **Conditions:** In considering any results and performances of an Athlete at any Key Events and National Selection Camp, the Selectors may, but do not have to, take into account the conditions in which the results and performances were obtained such as, but not limited to, the field of competition.

4.5 **Extenuating Circumstances:** In any decision regarding the nomination of Athletes to the Games Team, the Selectors may, in their sole discretion, take into account any Extenuating Circumstances in accordance with clause 6 below.

#### 5. **Over-Riding Nomination Criteria and Specific Nomination Factors**

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5.1 **Over-Riding Nomination Criteria:**

- (a) In determining whether or not to nominate a group of Athletes to a 3x3 Event, the Selectors must be satisfied overall that:
  - i. the group of Athletes are capable of achieving a top 3 placing at the Games in the 3x3 Event; and



- ii. all Athletes available and eligible to compete in the 3x3 Event are an equal or higher standard and quality to the athletes who comprised the team during qualification; and
  - iii. the group of Athletes nominated have a track record of sufficient quality and depth that the NZOC believes demonstrates they will be competitive in the 3x3 Event and will perform creditably.
- (b) In determining whether or not the group of Athletes in the Team to be nominated satisfy the Over-Riding Nomination Criteria in clause 4.2(a) above, the Selectors shall have regard to any one or more of the following:
- i. *Results and Performances*: any one or more of the results and performances of each Athlete at the following Key Events during the Qualification Period:  
  
Men's and Women's Teams
    - NBL Schick Cup: New Zealand National team vs. Australian National team x 3 Game series
    - 3 x Tour Stops on the Australian 3x3 Hustle Tour 2021
    - Australian hosted 3x3 Tournament based in Canberra
    - Asia Cup Tournament: TBC
  - ii. *National Selection Camp*: the results and performance at any National Selection Camp held during the Qualification Period. The Selectors may invite any Athlete they consider appropriate to participate in a National Selection Camp, as long as they are eligible under clause 3 of this Nomination Criteria.

5.2 **Specific Nomination Factors**: When considering the Over-Riding Nomination Criteria above, the Selectors may also take into account any one or more of the following factors about a Team and its Athletes within the Qualification Period:

- (a) any other performances or results in competitions / events in addition to the Key Events;
- (b) adequate fitness and a commitment to maintain a fitness and training programme as agreed with the applicable coach(es);
- (c) demonstrated good behaviour, including a commitment to training and attendance at training camps;
- (d) demonstrated compatibility with others in a team environment;
- (e) demonstrated compliance with the rules of events and competitions;
- (f) understanding and respect for the obligations that accompany being a member of a New Zealand team when competing at the Games, including respect for Games Team members;
- (g) willingness to promote Basketball New Zealand in a positive manner;



- (h) demonstrated ability to take personal responsibility for self and their results;
- (i) proven ability to be reliable;
- (j) any other factor(s) the Selectors consider relevant; and
- (k) International and Domestic FIBA ranking points.

## 6. Extenuating Circumstances

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6.1 **Extenuating Circumstances:** In considering the nomination of Athletes in accordance with this Nomination Criteria, the Selectors may, in their sole discretion, give weight to any Extenuating Circumstances which may include, but are not limited to, the following:

- (a) injury or illness;
- (b) travel delays;
- (c) equipment failure;
- (d) bereavement or personal misfortune; and/or
- (e) any other factors reasonably considered by the Selectors to constitute extenuating circumstances.

6.2 **Athlete to Advise:** Athletes unable to compete at Key Events, National Selection Camp, or other attendances required under this Nomination Criteria, must advise the CEO of the Extenuating Circumstances and reasons, in writing, with as much advance notice as possible and ideally seven (7) days prior to the commencement of the Key Event, National Selection Camp or other attendance. If the CEO is not notified of any Extenuating Circumstances in accordance with this Nomination Criteria, then the Selectors have no obligation to rely on such circumstances.

6.3 **Medical Certificate:** In the case of injury or illness, Athletes may be required by the CEO to provide a medical certificate and/or to undergo an examination by a health practitioner/s nominated by the CEO, and to provide that opinion and/or report to the Selectors. Any failure to agree to such a request may result in the Selectors being unable to consider the injury or illness as an Extenuating Circumstance.

6.4 **Case by Case:** In the case of any Extenuating Circumstance/s, the Selectors will make a decision on a case-by-case basis.

## 7. Nomination and Selection

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7.1 **Nomination to NZOC:** Basketball New Zealand will nominate Athletes (“Nominated Athletes”) and any Reserve Athletes to the NZOC by the Nomination Date.



- 7.2 **Nomination with Conditions:** Basketball New Zealand may nominate an Athlete with any conditions, for example, conditions relating to recovery from injury or continuing to meet specified performance levels. If the conditions are not met to the satisfaction of the Selectors, they will not be eligible for selection, unless the NZOC decides to select the Nominated Athlete subject to those or other conditions.
- 7.3 **Selection by NZOC:** Selection to the Games Team by the NZOC will be made in accordance with the NZOC Nomination and Selection Regulation.

## 8. Appeal Procedure

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- 8.1 **Non-Nomination Appeals:** An Athlete may appeal to Basketball New Zealand against their non-nomination to the NZOC by the Selectors provided that the Athlete:
- (a) is on the Basketball New Zealand long list for the Games; and
  - (b) meets the eligibility criteria under clause 3 of this Criteria.
- 8.2 **Procedures for Non-Nomination Appeals:** Any appeal under paragraph 8.1 must be made in accordance with the procedures set out in clause 13 of the NZOC Nomination and Selection Regulation.
- 8.3 **Procedures for Non-Selection Appeals:** If a Nominated Athlete is not selected by the NZOC, the Nominated Athlete may appeal the non-selection in accordance with the procedures set out in clause 14 of the NZOC Nomination and Selection Regulation, provided the Nominated Athlete:
- (a) is on the Basketball New Zealand long list for the Games; and
  - (b) meets the eligibility criteria under clause 3 of this Criteria.

## 9. Inconsistencies

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- 9.1 **NZOC Nomination and Selection Regulation:** In the event there is any inconsistency between this Nomination Criteria and the NZOC Nomination and Selection Regulation, the NZOC Nomination and Selection Regulation shall prevail.
- 9.2 **CGF Athlete Allocation System:** If this Nomination Criteria imposes a higher qualification standard or a lesser number of participants than stated by the CGF Athlete Allocation System, this shall not be regarded as an inconsistency.

## 10. Amendments to this Nomination Criteria

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- 10.1 **Prior to Nomination Date:** This Nomination Criteria may be amended or supplemented from time to time by the Board, before the Nomination Date, provided NZOC has approved the amendment/s and supplement/s.



10.2 **Notice:** The Board will give as much notice as possible of any amendment/s or supplement/s made under clause 10.1 to this Nomination Criteria, to persons it considers may be affected by any such amendment/s or supplement/s.

## 11. Definitions

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11.1 **Application Date** means the dates set out in clause 3.1(a) of this Criteria, by which Athletes must submit to NZOC a completed Athlete Application in accordance with clause 8.3 of the NZOC Nomination and Selection Regulation.

11.2 **Athlete** means a person who wishes to be considered for nomination to the Games Team.

11.3 **Athlete Agreement** means the agreement that must be completed by any Athlete wishing to be considered for nomination and selection to the Games Team in accordance with clause 8.4 of the NZOC Nomination and Selection Regulation.

11.4 **Athlete Application** means the form set by the NZOC that must be completed by any Athlete applying to be nominated and selected to the Games Team.

11.5 **Basketball New Zealand** means Basketball New Zealand Incorporated.

11.6 **Board** means the Board of Basketball New Zealand as constituted under the Constitution.

11.7 **CEO** means the Chief Executive Officer of Basketball New Zealand and includes his / her nominee.

11.8 **CGF** means the Commonwealth Games Federation.

11.9 **Constitution** means the Constitution of Basketball New Zealand.

11.10 **Extenuating Circumstances** means the inability to perform at an optimum level arising from one or more of the reasons set out in clause 6.1.

11.11 **FIBA** means the International Basketball Federation.

11.12 **Games** means the Birmingham 2022 Commonwealth Games to be held in Birmingham, England between 28 July – 8 August 2022.

11.13 **Games Team** means the New Zealand Team at the Games selected in accordance with the NZOC Selection Policy for the Games.

11.14 **Key Events** means an international, continental or national competition listed in clause 5.2(b).

11.15 **National Selection Camp** means a camp pursuant to clause 5.1(b)ii. on a date and at a venue determined by Basketball New Zealand and notified to Athletes invited to the National Selection Camp.



- 11.16 **Nominated Athlete** means an Athlete who has been nominated to the NZOC for consideration of selection as part of a Team by Basketball New Zealand.
- 11.17 **Nomination Criteria** means the criteria made up of the Over-Riding Nomination Criteria and the Specific Nomination Factors, and is also referred to as “**this Criteria**”.
- 11.18 **Nomination Date** means on or before 1<sup>st</sup> June 2022 (and includes any alternative date as agreed between NZOC and Basketball New Zealand, by which Basketball New Zealand must submit any Nominated Athletes to the NZOC.
- 11.19 **NZOC** means the New Zealand Olympic Committee Incorporated.
- 11.20 **NZOC Integrity Regulation** means the NZOC Integrity Regulation available at <http://www.olympic.org.nz/about-the-nzoc/governance-documents/>.
- 11.21 **NZOC Nomination and Selection Regulation** means the regulation of NZOC relation to the nomination and selection Process for all Olympic and Commonwealth games, including the Games, available at <http://www.olympic.org.nz/about-the-nzoc/governance-documents/>.
- 11.22 **NZOC Selection Policy** means the NZOC Selection Policy for the Games, available at [to be inserted].
- 11.23 **Over-Riding Nomination Criteria** means the criteria set out in clause 5.2.
- 11.24 **Qualification Period** means the period between 1 January 2021 to 31 May 2022.
- 11.25 **Reserve Athletes** means a travelling and/or non-travelling reserve, as designated by the Selectors.
- 11.26 **Specific Nomination Factors** means the factors listed in clause 5.3 which the Selectors may take into account when applying the Over-Riding Nomination Criteria.
- 11.27 **Selectors** means the selectors appointed by Basketball New Zealand in accordance with clause 2 of this Nomination Criteria.
- 11.28 **Team** means a team of 4 Athletes (including substitutes) competing together in a 3x3 Event.
- 11.29 **3x3 Event** means an eight (8) team men’s and eight (8) team women’s 3x3 basketball competition at the Games.