



CLEARANCE AND PERMIT POLICY

Version 4.0

Last updated – November 2022

POLICY STATEMENT

This document is Basketball Tasmania policy for CAMS, Clubs, Associations and Affiliates to follow when members are applying for permits or clearances

DEFINITIONS

- **Clearance** – relevant to a player from a CAM, Club or Association who wishes to permanently leave the body they were playing with to permanently play for another CAM, Club or Association.
- **Permit** – relevant to a player from a CAM, Club or Association to maintain primary registration of their current CAM, Club or Association but requests permission to participate in a competition/tournament/event with another team as their current team does not participate in this alternate competition. At the conclusion of the competition/tournament/event the player is required to return to their Original CAM, Club or Association.
- **CAM** – Constituent Association Member. Throughout this policy, CAM will be the term used when referring to CAM, Club, Association or Affiliate, in the scope of Basketball Tasmania CAMs and competitions.
- **Original CAM** – CAM which a player is currently registered with.
- **Destination CAM** – CAM which a player wishes to be permitted or cleared to.
- **Representative Competitions** – Competitions defined as Representative include the Tasmanian Junior Basketball League (TJBL), Tasmanian Senior Basketball League (TSBL), Launceston Senior Basketball League (LSBL), Launceston Junior Basketball League (LJBL), North West Basketball Union Senior Coastal Competition (NWBU), North West Basketball Union Under 22 Coastal Roster (NWBU U22), Tasmanian State League.
- **Domestic Competitions** – Competitions defined as Domestic include any other competition not named as Representative Competitions, relating to local competitions run by CAMs in their local areas.
- **Transfer Windows** – nominated timeframe, by Basketball Tasmania, for which Clearances and Permits can be submitted and approved. Any Clearance or Permit submitted for approval outside of the designated Transfer Window will be automatically declined.
- **Playing Member** – a person, registered as a player, with a CAM, in a Representative Competition.

GENERAL INFORMATION

A player who is registered as a Playing Member of a CAM must obtain a clearance from the Original CAM before being eligible to register as a Playing Member of any other CAM.

A player who wishes to play in one or more Representative Competitions, who has not previously registered and/or played in a Representative Competition, is not required to seek a clearance or permit, even if they are a registered player in one or more Domestic Competitions.

A player seeking a Clearance must complete the Basketball Tasmania Intrastate Player Clearance Form: <https://form.123formbuilder.com/5880909/form>.

A player seeking a Permit, as per the Permit definition, must complete the Basketball Tasmania Intrastate Player Permit Form: <https://form.123formbuilder.com/5887504/form>.

A player is required to submit all Clearance and Permit applications during nominated Basketball Tasmania Transfer Window's. All applications outside of these designated timeframes will be automatically declined by Basketball Tasmania.

Any player currently registered with a Professional League Club (defined as being a National Basketball League, Women's National Basketball League, NBL1 North (QLD), NBL1 East (NSW), NBL1 South (VIC/TAS), NBL1 Central (S.A) NBL1 West (WA) within Australia must first obtain a Letter of Clearance from the club with which they are currently registered before being eligible to register as a playing member of another Professional League Club or CAM.

A request should be responded to within seven (7) days of applying. If a CAM does not respond to a clearance or permit request at the end of seven (7) days, the requesting player will be cleared.

INTRASTATE PLAYER CLEARANCE AND PERMIT PROCESS:

1. The player in question requests an Intrastate Player Clearance or Player Permit from the CAM they are transferring to.
2. Intrastate Player Clearance or Player Permit Request to be completed by the player using the relevant online form, specified in General Information, above.
3. Once the form is submitted, all parties (Original CAM, Destination CAM, Basketball Tasmania) are informed, and the seven (7) day timeframe commences.
4. If denying the request, the Original CAM shall have seven (7) days to provide Basketball Tasmania with evidence of outstanding financial debt (unpaid fees, property etc.) or that player is under current contract.
5. Should an Original CAM deny a request, the player in question shall be required to provide evidence of a paid debt or non-existence of contract before the clearance or permit is approved.

NOTES ON INTRASTATE PLAYER CLEARANCE AND PLAYER PERMITS:

1. A player registered as a Playing Member of a CAM must obtain a Clearance or Permit before being eligible to register as a Playing Member of any other CAM.
2. The Original CAM must act respectfully and professionally towards the player in question and must not purposefully impede the process. This includes but is not limited to attempting to meet with CAM representatives, posting on social media and impeding the clearance.

3. Only under exceptional circumstances will a player who has received a successful Intrastate Player Clearance be eligible to submit another Intrastate Player Clearance Request within twelve (12) months of the date of the original clearance. In this event, an official application must be made to the Basketball Tasmania General Manager of the region.

REFUSAL OF CLEARANCES

A clearance can be refused if a player:

1. Has a proven financial debt to their Original CAM;
2. Has failed to return property to their Original CAM; or;
3. Is fulfilling a previously signed agreement to play for the Original CAM, and that agreement is still within a binding timeframe, yet to expire.

Evidence of the above conditions must be supplied if requested. Any other reasons are void.

REFUSALS OF PERMITS

Some competitions may limit the number of permitted players or may not allow permitted players. It is the responsibility of the player requesting the Permit to check this information before applying.

Permit players will not be allowed in Basketball Tasmania State Championships.

The Permit must be received by the start of the competition of which the Permit is being requested.

REASONS FOR NOT REQUIRING A CLEARANCE OR PERMIT

A Clearance is not required by a player, having been a Playing Member of a CAM or a Professional League Club, if they have allowed their membership to lapse for a period of twelve (12) months dated from the time they registered. A player who has a financial debt, has failed to return property, or is contracted may have their registration refused until these matters are resolved.

A Playing Member may request to deregister themselves at any time. From the date their deregistration was approved by the CAM they must wait six (6) months from this date to register with another CAM.

A Permit or Clearance is not required for a student returning from the USA High School/Collegiate system or the Centre of Excellence if they return to their Original CAM of which they were previously a Playing Member.

A Permit is not required by a player who is a Playing Member of a CAM to allow them to participate in what is a Domestic Competition of another CAM.

NATIONAL AND INTERNATIONAL CLEARANCES

Players wishing to play in another state or overseas shall only be granted a clearance. Interstate or international permits will not be issued.

International transfers of players both into and out of Australia are subject to the FIBA Internal Regulations for International Transfer of players. (Note that there are special rules attaching to the international transfer of players aged under 18 years).

Any player who leaves Australia to be a student in a US high school/college or the Centre of Excellence shall on returning to Australia be considered a current member of the CAM in which that person was a Playing Member at the time of leaving for overseas, i.e. the player's membership has not lapsed. The only exception to this rule is if they maintain a financial debt with the school they were playing at

In accord with FIBA Internal Regulations, any player seeking to play under contract in a Professional League may not be refused a clearance by their current CAM/Professional League Club unless that player's current CAM/Professional League Club contract remains valid beyond the requested transfer date, or they have a proven financial debt to their current CAM/Professional League Club or have failed to return property to their current CAM/Professional League Club.

Only Basketball Australia (BA) can issue International Transfers.

SANCTIONS

Any player who plays in a competition within Australia in which that player is ineligible to register shall cause his/her team to lose all competition points earned in games in which that player participated.

A fine of \$500 and any additional fine incurred by Basketball Tasmania as a result of an international infringement may be imposed upon that player. The player's registration is not valid until any such fine imposed is paid.