



DECISION FORM

Shalva Mamukashvili GEO#2

PARTICULARS OF OFFENCE			
Player's Name	Shalva Mamukashvili		
Player's Union	Georgia Rugby Union		
Match	Georgia v Romania		
Competition	2021 Rugby Europe Men XV Championship		
Date of match	March 28 th 2021		
Match Venue	Mikheil Meskhi Stadium		
Rules to apply	Rugby Europe Disciplinary Regulations and World Rugby Regulations		
Referee Name	Paulo Duarte	Plea	<input checked="" type="checkbox"/> Admitted <input type="checkbox"/> Not admitted
Offence	Law 9.13 A player must not tackle an opponent early, late or dangerously.	<input checked="" type="checkbox"/> Red card <input type="checkbox"/> Citing <input type="checkbox"/> Other If "Other" selected, please specify:	

HEARING DETAILS			
Hearing date	March 31 st 2021 at 6 pm CET	Hearing venue	Video Conference Teams
Chairperson/JO	Michael Coghlan (Ireland)		
Other Members of the Disciplinary Panel	Chris Morgan (Wales) Mike Hamlin (England)		
Appearance Player	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Appearance Union	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Player's Representative(s)	Vasil Abashidze (Manager)	Other attendees	Natalie Kurtanidze (Georgian Union)
List of documents / materials provided to Player in advance of hearing	1. GEO v ROU 210328 - Referee report - GEO#2 S Mamukashvili 2. GEO v ROU 210328 - AR report - GEO#2 S Mamukashvili 3. GEO v ROU 210328 - CC Match Report 4. GEO v ROU 210328 - Video Clip 1 - GEO#2 S Mamukashvili 5. GEO v ROU 210328 - Video Clip 2 - GEO#2 S Mamukashvili 6. GEO v ROU 210328 - Video Clip 3 - GEO#2 S Mamukashvili 7. GEO v ROU 210328 - Video Clip 4 - GEO#2 S Mamukashvili 8. GEO v ROU 210328 - Video Clip 5 - GEO#2 S Mamukashvili 9. GEO v ROU 210328 - Video Clip 6 - GEO#2 S Mamukashvili 10. GEO v ROU 210328 - Video Clip 7 - GEO#2 S Mamukashvili 11. GEO v ROU 210328 - Video Clip 8 - GEO#2 S Mamukashvili 12. GEO v ROU 210328 - Video Clip 9 - GEO#2 S Mamukashvili		

SUMMARY OF ESSENTIAL ELEMENTS OF CITING/REFEREE'S REPORT/INCIDENT FOOTAGE

Dangerous tackle with arm contact to head/neck area

ESSENTIAL ELEMENTS OF OTHER EVIDENCE (e.g. medical reports)

Concussion injury to tackled player (see medical report attached)

SUMMARY OF PLAYER'S EVIDENCE

Player accepts referee's description of events. He accepts that his conduct merited the issue of a red card and that his tackle was an act of foul play contrary to Law 9.13.

He says that he did not intend to tackle or injure the Romanian Player in the manner as occurred. He says that he made a mistake.

He spoke with the injured player on the pitch and conveyed his apologies.

He says that he has played professional rugby since 2008 when representing, among others, Newcastle, Sale Sharks, Leicester Tigers and Toulon in France. The Player has been a Georgian International since 2011 with 80+ caps.

The Player says that he is now out of contract having left Leicester Tigers. It is his intention to join the Kochebi club in Tbilisi and to play for them in the upcoming Georgian National Championship. He estimates that this will involve playing in at least 8 matches. There is also an international fixture for late June for which he would be eligible for selection.

FINDINGS OF FACT

The hearing committee are fully satisfied that the player committed an offence contrary to law 9.13 that justified the referee to issue a red card.

The hearing committee are unanimously agreed that the player in question was guilty of an offence contrary to Law 9.13 (dangerous tackling with arm contact to the head of the opponent).

The committee are further agreed that the manner of the tackle was highly reckless on the part of the Player in that it was inherently dangerous and likely to cause injury. On the event the tackled opponent did suffer injury and remains under treatment (see medical report furnished).

DECISION

Proven Not proven Other disposal (please state)

SANCTIONING PROCESS

ASSESSMENT OF SERIOUSNESS		
As per Article 4.5 of Rugby Europe Disciplinary Regulations and Regulations 17 of World Rugby		
Assessment of Intent		
<input type="checkbox"/> Intentional/deliberate <input checked="" type="checkbox"/> Reckless		
State Reasons		
Player propelled himself into the tackle with a high and swinging right arm which struck his opponent head/neck.		
Gravity of player's actions		
High - Law 9.13 A player must not tackle an opponent early, late or dangerously.		
Nature of actions		
High and Dangerous tackle from the side.		
Existence of provocation		
None		
Whether player retaliated		
None		
Self-defence		
N/A		
Effect on victim		
Head injury		
Effect on match		
Little or none		
Vulnerability of victim		
Moderately		
Level of participation/premeditation		
The player did not intend injury but his tackle technique was dangerously flawed		
Conduct completed/attempted		
Tackle completed		
Other features of player's conduct		
Apology remorse		
Entry point		
<input checked="" type="checkbox"/> Top end 10 Weeks	<input type="checkbox"/> Mid-range [] Weeks	<input type="checkbox"/> Low-end [] Weeks
*If Top End, the JO or Panel should identify, if appropriate, an entry point between the Top End and the maximum sanction and provide the reasons for selecting this entry point, below.		
Reasons for selecting Entry Point		
High degree of recklessness heading to injury of opponent		

ADDITIONAL RELEVANT OFF-FIELD AGGRAVATING FACTORS		
As per Article 4.5 of Rugby Europe Disciplinary Regulations and Regulations 17 of World Rugby		
Player's status as an offender of the Laws of the Game		
Not relevant		
Need for deterrence		
No		
Any other off-field aggravating factors		

None

Number of additional weeks: None

Summary of reason for number of weeks added:

NR

RELEVANT OFF-FIELD MITIGATING FACTORS

As per Article 4.5 of Rugby Europe Disciplinary Regulations and Regulations 17 of World Rugby

Acknowledgement of guilt and timing	Player's disciplinary record/good character
Yes - immediately	Both very good
Youth and inexperience of player	Conduct prior to and at hearing
N/A	Very good
Remorse and timing of remorse	Other off-field mitigation
Yes - Immediately	None

Number of weeks deducted: Full 50% remission - 5 weeks

Summary of reason for number of weeks deducted:


The player was impressive in his evidence, he did not contest the red card at the hearing. His disciplinary record with only one yellow card in 2018 is remarkable for a front row forward playing professional rugby over a 13 year period.

SANCTION

NOTE: Players ordered off or cited by a citing commissioner are provisionally suspended pending the hearing of their case, such suspension should be taken into consideration when sanctioning – RE Discipline Regulations 4.1.4 / 4.4 (or equivalent Tournament rule)

Total sanction	5 weeks	<input type="checkbox"/> Sending off sufficient
Sanction commences:	(See note below)	
Sanction concludes:	(See note below)	
Matches/tournaments included in sanction	5 club/international	

Costs:	None
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Date	31/3/2021
Signature (JO or Chairman)	Michael 

NOTE: You have 48 hours from notification of the decision of the chairman/jo to lodge an appeal with the tournament director – RE Discipline Regulations 4.6.2 (or equivalent Tournament rule)

Note: The player has informed the committee that his first match with Kochebi is due to be played on the 9th of April upcoming.

However, due to Covid 19 that and other club fixtures may not go ahead.

Accordingly the player and his club are directed to confirm to the satisfaction of Rugby Europe all matches for which the player would be available going ahead until the 5 match sanction has been concluded.

On the event of the Georgian Club Championship being differed or cancelled due to Covid restrictions the Georgian union shall be obliged to observe the 5 match disqualification in similar fashion for these reasons the conclusion of the sanctions remains open ended.