

IN THE MATTER OF
THE FOOTBALL ASSOCIATION ex parte THE CHESHIRE FA

-v-

MR CARL BRAMHALL

REASONS FOR DISCIPLINE COMMISSION DECISION
WEDNESDAY 14TH SEPTEMBER 2016

PARTIES

The Discipline Commission members were Mr Stephen Elphick, Miss Stacey Payne and Mr Tony Rock. Mr James Sanderson acted as Secretary to the Commission.

INTRODUCTION

1. These are written reasons for a Discipline Commission hearing on behalf of The Cheshire FA on Wednesday 14th September 2016 following two charges raised against Mr Carl Bramhall arising out of the fixture Park Villa v Chorlton FC on 11th October 2015.
2. By a letter dated 12th July 2016 Mr Bramhall was charged as follows:-
 - 1) Under FA Rule E3 – Improper conduct (including foul and abusive language)
 - 2) Under FA Rule E3(2) – Improper conduct – aggravated by a persons Ethnic Origin, Colour, Race, Nationality, Faith, Gender, Sexual Orientation or Disability.
3. The details of the charges are that during the playing of the match Mr Bramhall used foul and abusive language to members and spectators of Chorlton FC which included the terms “bum boys” and “faggots”.

4. The Commission were informed by The Cheshire FA that they had received no reply to the charges

CONCLUSION

5. The Commission had before it the following evidence:-
 - Video of the incident available at <http://youtu.be/mWWfm1Klrzo>
 - E-mail from Steven Donnelly dated 15th February 2016
 - E-mail from Don Brown, Park Villa dated 21st March 2016
 - E-mails from Garry Polkey dated various
 - E-mail from Gary Clements, dated 12th July 2016
6. The Commission viewed the video evidence which captured clearly the incident which forms the subject of the charges. The Commission were also satisfied, on the balance of probabilities, that the person in the video has been correctly identified as Carl Bramhall.
7. The Commission therefore find the charges proven.

MITIGATION

8. The commission received no mitigation.

PREVIOUS MISCONDUCT

9. It is understood that there is no previous record of misconduct from Mr Bramhall.

SANCTION

10. The Commission have taken into account all of the circumstances in this case. The Commission had the benefit of video evidence in this case and the nature of the offence can be seen as it occurred. This was not a pleasant incident and would have doubtless been distressing for any of those close enough to hear what was being said. It is also noted that this offence was committed by the manager of the side and as such by someone in a position of responsibility. The Commission finds that for the offences committed Mr Bramhall will receive a 6 match ground ban, a £75.00 financial penalty and be required to attend an FA Education course.

11. There is a right to appeal against the decision in accordance with FA Regulations.

Mr Stephen Elphick (Chairman)

Wednesday, 14th September 2016