IN THE DISCIPLINARY COMMITTEE
GHANA FOOTBALL ASSOCIATION

Stay of Execution Case: No. 2- 2018

IN THE MATTER OF THE APPLICATION FOR STAY OF EXECUTION

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BY DANIEL ASANTE
PENDING THE OUTCOME OF THE APPEAL AGAINST THE DISCIPLINARY COMMITTEE DECISION IN CONSOLIDATED MISCONDUCT CASE

PROCEEDINGS

In accordance with Article 15 of the Division One League Regulations (2019), the Disciplinary Committee (the Committee) examined the application from Daniel Asante (the Applicant).

SUMMARY OF THE FACTS

On Thursday, April 22, 2021, the Applicant applied to this Committee for a grant of a Stay of Execution pending the outcome of the Appeal Case.

FINDINGS AND GROUNDS OF THE DECISION

It is very clear that the Applicant is appreciative of Article 15(b) of the General Regulations of the GFA hence the Application to this Committee for the stay of execution.

The Applicant has also satisfied the requirement of Article 35(15)(e) of the Division One League Regulations by paying the requisite filing fee of Three Hundred Ghana Cedis (GHc300.00).

Article 35(15)(a) of the Division One League Regulations (2019) states as follows:

> "An appeal does not operate as a Stay of Execution or have a suspensive effect except with regard to orders to pay a sum of money".

It is trite law that an Applicant must show that if the stay of execution is not granted he would suffer some irreparable damage should the appeal become successful at the Appeal Committee. Article 35(15)(b) of the Division One League Regulations (2019) states as follows:

> "An application for a Stay of Execution shall be filed within one (1) day after being notified in writing of the decision being appealed against and shall be filed by an application letter addressed to the General Secretary indicating the reasons in support of the application".

The Applicant however only served notice to the Committee that it had appealed against the ruling of the Disciplinary Committee. The Applicant did not advance any arguments to this Committee to show why the appeal would succeed.

The Committee finds that no reason was given by the applicant and hence holds that applicant did not provide any grounds for the decision to be stayed.

The Committee therefore holds that there is no sufficient ground for the decision to be stayed.

DECISION

The Committee therefore, makes the following decisions:

1. ***That the Application for Stay of Execution of Daniel Asante is hereby dismissed.***

2. ***That there is no order on cost.***

Osei Kwadwo Adow, Esq.
Chairman, Disciplinary Committee
Wednesday, April 28, 2021