



IN THE DISCIPLINARY COMMITTEE GHANA FOOTBALL ASSOCIATION

Stay of Execution Case: No. 1- 2021

IN THE MATTER OF THE APPLICATION FOR STAY OF EXECUTION - BY AMIDAUS PROFESSIONALS PENDING THE OUTCOME OF THE CLUB'S APPEAL AGAINST THE DISCIPLINARY COMMITTEE DECISION IN CONSOLIDATED MISCONDUCT CASE

PROCEEDINGS

In accordance with Article 36(2) and 35(15) of the Division One League Regulations (2019), the Disciplinary Committee (the Committee) examined the application from Amidaus Professionals (the Applicant).

SUMMARY OF THE FACTS

On Friday, April 9, 2021, the Applicant applied to this Committee for a grant of a Stay of Execution pending the outcome of the Appeal Case.

The Applicant stated that they were confident of the success of the appeal has the high chance of success.

FINDINGS AND GROUNDS OF THE DECISION

It is very clear that the Applicant is appreciative of Article 35(15) of the Division One League Regulations (2019), 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) of the Division One League Regulations (2019), by the club's payment of 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 the club would suffer some irreparable damage should the appeal of the club 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 indicated merely that they are confident in the success of their appeal case hence their application for the stay of execution of the Disciplinary Committee's decision. 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 Club and hence holds that applicant does not provide any grounds for the decision to be stayed.

DECISION

The Committee therefore, makes the following decisions:

- 1. That the Application for Stay of Execution of Amidaus Professionals FC is hereby dismissed.***
- 2. That there is no order on cost.***

A handwritten signature in blue ink, appearing to read 'Osei Kwadwo Adow', is written over a rectangular grid. The signature is fluid and cursive, with the first letter 'O' being particularly large and stylized.

**Osei Kwadwo Adow, Esq.
Chairman, Disciplinary Committee
Friday, April 16, 2021**