



CAF DISCIPLINARY BOARD
DECISION 003 – CAI – 28.11.2022

General Secretary
Sudan Football Association

To the attention of Merrikh FC

Cairo, 12th December 2022

Re: Decision Incidents Match 74 Ahly Tripoli (Libya) vs. Merrikh (Sudan) played in the frame of CAF Champions League, CL 2022-2023

Dear Sir,

Arising out of the Disciplinary Board's meeting held on 28th November 2022, the Board was comprised of:

Mr. Raymond Hack (South Africa)	Chairman
Mr. Issa Sama (Burkina Faso)	Member
Mr. Youssef Ali Djae (Comores)	Member
Mr. Samugabo Mustapha (Burundi)	Member

At its meeting held on 28th November 2022, the Board examined all the documents relevant to the above-mentioned case.

I. FACTS:

1. The officials of the above-mentioned match indicated in their reports that: After the final whistle of the first half, it was noted that several unknown individuals descended from the stands to the field of play. There were altercations between the players of the visiting teams and these individuals.
2. The referee of the above-mentioned match expelled the substitute goalkeeper no. 17 Ahmed ElFatih after punching one of those individuals. After the final whistle, layer no. 38 Bakhit Khamis Mohamed was expelled for having insulted the refereeing body. After the red card the player continued to threaten with aggression.

II. CAF'S COMPETENCE TO THE CASE:

3. Pursuant to articles 40, 42 and 57 of the CAF Statutes, as well as article 3 and 87 of the CAF Disciplinary Code, the CAF Statutes, Disciplinary Code and Regulations are applicable to this procedure.
4. The competence of the CAF Disciplinary Board results from the following articles:
 - Pursuant to article 10 of CAF disciplinary code *"the disciplinary Board is authorized to sanction any breach of CAF Regulations which does not come under the jurisdiction of another body of the Confederation"*.
 - Article 3 of the CAF Disciplinary Code provides that *"By participation in the various CAF competitions, all the persons referred to in article 2 para 2 above acknowledge and accept that they are bound by this code inclusive of any regulations relating to any specific CAF competitions as well as any directives issued by the CAF Secretariat on behalf of the CAF Executive Committee, inclusive of the Laws of the Game as issued by the International Football Association Board."*
5. In the present case, and in accordance with the aforementioned articles of CAF Disciplinary Code, the CAF Disciplinary Board is competent to deal with the case.

III. Relevant provisions to the Case

6. The following relevant provisions apply to the case at hand:
7. Pursuant to article 82 of CAF Disciplinary Code *"PRINCIPLES OF CONDUCT": National associations, clubs, officials and members, as well as their players, shall respect the principles of loyalty, integrity, sportsmanship and ethics.*
8. According to article 123 of CAF Disciplinary Code: *"A player who deliberately assaults someone, but without harming him physically or damaging his health, will be suspended for at least two (2) matches. An official who commits such an infringement will be suspended for at least four (4) matches. 3. In any case, the body will also impose a fine amounting to at least five thousand USD (5,000\$)."*
9. Pursuant article 129 of CAF Disciplinary Code relating to Misconduct against match official : *"1.Including the automatic suspension incurred in accordance with art. 94 par. 4, the overall suspension imposed on any person receiving a direct red card shall be for: a) at least four (4) matches for unsporting conduct towards a match official."*

IV. Legal Considerations

10. The Disciplinary Board would like to recall that, according to the constant practice of the disciplinary bodies of CAF, the facts related in the reports of match officials are presumed to be accurate until proven otherwise (art 32 of the disciplinary code of CAF). Considering the above, the disciplinary Board note that the Club has not provided any evidence to the contrary of the facts described in the Official reports.
11. The Disciplinary Board wishes to recall that the referee has the power to take disciplinary measures against any player who has committed an offense liable to warning or exclusion, before, during and after the match (Law 5 of the Laws of the Game) and that all players participating in CAF competitions are bound by the provisions of the Laws of the Game published by the International Football Association. (Art 3 of the CAF Disciplinary Code).
12. The Disciplinary Board notes the seriousness of the infractions committed by the player Al player no. 17 Ahmed ElFatih and player no. 38 Bakhit Khamis Mohamed. The Disciplinary Board had also observed and had adjudicated several cases in which Al Hilal club was found guilty of similar infractions.

V. DECISION:

13. CAF Disciplinary Board decided to :

- **Suspend player no. 17 Ahmed ElFatih for his next two (2) CAF interclubs matches and impose upon him a financial sanction of 10,000USD (Ten Thousand US Dollars).**
- **Suspend player no. 38 Bakhit Khamis Mohamed for his next four (4) CAF interclubs matches and impose upon him a financial sanction of 10,000USD (Ten Thousand US Dollars).**

Payment of 20.000 US Dollars must be made within 60 days of the date hereof, in American Dollars to:
Bank CIB - Swift Code: CIBEEGXXX - Account No: 100044333389 -
IBAN: EG970010008000000100044333389 OR by Cheque in the name of CONFEDERATION AFRICAINE DE FOOTBALL.

LEGAL ACTION:

This decision can be contested before CAF Appeal Board. The party intending to appeal shall announce his intention in writing within three (3) days of notification of the decision. If the last day of the time limit coincides with a public holiday in the country of residence, the time limit will expire the next day which is not a public holiday.



Reasons for the appeal shall be given in writing within a further time limit of seven (7) days, commencing upon the expiry of the first time limit of three (3) days. The deposit mentioned in article 58 of the CDC must be paid to CAF's account. The appeal is invalid without the relevant deposit within the relevant time limit.

The decision becomes final at the expiration of the appeal deadline.

Best Regards,

**CONFEDERATION AFRICAINE
DE FOOTBALL**

Raymond Hack
Chairman of CAF Disciplinary Board