



KENYAN PREMIER LEAGUE

For the good of our sport and nation

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KPL DOSSIER SUBMITTED TO THE FIFA ETHICS COMMITTEE

SERIOUS SPORTS INTEGRITY ISSUES AND VIOLATIONS OR THE FIFA/FKF PROMOTION/RELEGATION AND OTHER RULES

At the KPL Governing Council meeting on December 11, 2014, the Chairmen of the KPL clubs unanimously resolved as follows:

“3.3 On Zone B of the FKF National Super League (NSL), the members raised serious concerns about the large number of boardroom points favouring Shabana FC which were all awarded late in the season. The members also noted with dismay that FKF, despite still pending appeals by aggrieved clubs to the Independent Disciplinary and Appeals Committee (IDAC), still proceeded to announce the promotion of Shabana FC. The members agreed to refer the matter to the FIFA Ethics Committee.”

On January 9, 2015, the KPL officially submitted a dossier to the Investigatory Chamber of the FIFA Ethics Committee in compliance with Article 18 on “Duty of disclosure, cooperation and reporting” in the FIFA Code of Ethics which states: “Persons bound by this Code shall immediately report any potential breach of this Code to the secretariat of the investigatory chamber of the Ethics Committee.”

As documented in the KPL Dossier, the serious sports integrity issues and violations of the FIFA Code of Ethics and other FIFA/FKF rules largely involve only one club, Shabana FC, in the second tier National Super League (NSL) as well as senior officials in the Football Kenya Federation (FKF).

It is relevant to note that the FKF President was the Chairman of Shabana FC from 2001 and was elected the Patron of Shabana FC in January 2014.

As documented in the KPL Dossier, key sports integrity issues in FKF include:

- In the 2013 season Shabana was relegated from the 2nd tier National Super League (NSL)
- In early 2014, Shabana was irregularly taken back into the 2nd tier NSL for the 2014 season
- In the final two months of the 2014 NSL season, Shabana was favoured on 14 boardroom points
- Four of the five cases should have been time-barred under the FKF 3-month rule for filing cases
- Appeals by aggrieved NSL teams against those FKF decisions have still not been decided
- In October/November, Shabana won their final three matches using suspended players
- FKF has still not acted against Shabana for fielding suspended players in their final three matches
- In sum, Shabana was favoured on 14 late-season boardroom points plus 9 unfairly won points
- After the 2014 season ended, FKF unilaterally promoted two additional NSL teams to the KPL
- FKF also failed to act on evidence of match-fixing submitted by St. Joseph FC in October 2014

The KPL Dossier includes the following summaries and supporting documents:

1. Four key issues of sports integrity in FKF (1 page)
2. Key questions on sports integrity in FKF (1 page)
3. Chronology: FKF decisions on boardroom points and promotion favourable to Shabana (2 pages)
4. News reports: FKF decisions on boardroom points/promotion favourable to Shabana (94 pages)
5. FKF National League Rules and records/rulings of the FKF/LCC on October 8, 2014 (12 pages)
6. Appeal by Agro Chemical FC on the three points awarded by FKF to Shabana FC (5 pages)
7. Protest by St. Joseph FC on the fielding of suspended players by Shabana FC (2 pages)
8. Appeal by Zoo Kericho FC on the three points awarded by FKF to Shabana FC (5 pages)

The above issues need to be investigated in relation to the FIFA Statutes (§2e), the FIFA Code of Ethics (§13, 19, 21), the FIFA Principles of Promotion and Relegation (#1), the FKF Constitution (§2f) and other FIFA/FKF rules.