

**ARBITRAL AWARD**

**(BAT 0799/16)**

by the

**BASKETBALL ARBITRAL TRIBUNAL (BAT)**

**Mr. Stephan Netzle**

in the arbitration proceedings between

**Mr. Georgios Ketselidis**

**- Claimant -**

represented by Prof. Rigas Giannopoulos, attorney at law,  
47 Polytechniou St., 54625 Thessaloniki, Greece

vs.

**Sport Club Kition AEK Larnaca**  
7 Kiltis St., 6015 Larnaca, Cyprus

**- Respondent -**

represented by Mr. Panayiotis Agathocleous, attorney at law,  
10 Patron St., 6051 Larnaca, Cyprus

## **AWARD**

Upon providing all parties with an opportunity to be heard, having ascertained his jurisdiction and considered the factual and legal arguments as well as the requests for relief submitted in this case, the Arbitrator decides as follows:

- 1. Sport Club Kition AEK Larnaca is ordered to pay to Mr. Georgios Ketselidis the net amounts of EUR 2,000 for unpaid salary and EUR 21,000.00 for compensation, plus interest of 5% p.a. on the amount of EUR 4,000 since 1 December 2015, on the amount of EUR 4,000.00 since 1 January 2016, on the amount of EUR 4,000.00 since 1 February 2016, on the amount of EUR 4,000.00 since 1 March 2016, on the amount of EUR 4,000.00 since 1 April 2016, and on the amount of EUR 3,000.00 since 1 May 2016.**
- 2. The costs of this arbitration until the present Award, which were determined by the President of the BAT to be in the amount of EUR 6,500.00, shall be borne 40% by Mr. Georgios Ketselidis and 60% by Sport Club Kition AEK Larnaca. Accordingly, Sport Club Kition AEK Larnaca is ordered to pay to Mr. Georgios Ketselidis EUR 3,900.00.**
- 3. Sport Club Kition AEK Larnaca is ordered to pay to Mr. Georgios Ketselidis the amount of EUR 3,500.00 as a contribution to his legal fees and expenses.**
- 4. Sport Club Kition AEK Larnaca shall provide Mr. Georgios Ketselidis with written proof of payment to the competent Cypriot authorities of all taxes and contributions for social security on the amounts paid or payable to Mr. Ketselidis for the entire 2015/2016 season.**
- 5. Any other or further-reaching claims for relief are dismissed.**

Geneva, seat of the arbitration, 22 August 2016

Stephan Netzle  
(Arbitrator)

**Notice about Request for Reasons**

in accordance with Articles 16.2.1 and 16.2.2 of the BAT Rules:

*“16.2.1 By agreeing to submit their dispute to arbitration under these Rules, the Parties agree that,*

- a) where the value of the dispute does not exceed EUR 30,000, the Arbitrator will issue an award without reasons.*
- b) where the value of the dispute is between EUR 30,001 and EUR 200,000, and a Respondent fails to pay its share of an advance on costs, upon request by a Claimant the Arbitrator may decide to issue an award without reasons and reduce the advance on costs in accordance with Article 9.3.1 above.*

*16.2.2 If Article 16.2.1(a) applies or if the Arbitrator decides to issue an award without reasons in accordance with Article 16.2.1(b), the Arbitrator shall deliver reasons only if a party*

- a) files a request to that effect at any stage from when the Request for Arbitration is filed until no later than ten (10) days after the notification of the award without reasons; and*
- b) pays the respective advance on costs as determined and within the time limit set by the BAT Secretariat.”*

On 12 April 2016, the BAT Secretariat informed the Parties that the amount of the advance on costs to be paid for a reasoned award in this case is EUR 5,500.00. The time limit for payment thereof shall be set by the BAT Secretariat upon receipt of the Request for Reasons, if any.