



BASKETBALL
ARBITRAL TRIBUNAL

ARBITRAL AWARD

(BAT 1845/22)

by the

BASKETBALL ARBITRAL TRIBUNAL (BAT)

Ms. Annett Rombach

in the arbitration proceedings between

Mr. Nikolaos Spanos

- Claimant -

represented by Ms. Giannoula Papavasileiou, attorney at law

vs.

Gaziantep Basketball vs Spor A.S.

Karatas, Mah. 103410 Nolu Cade 211, Sahinbey Spor Salunu Sahinbey/Gaziantep, 27200
Gaziantep, Turkey

- Respondent -

AWARD

Upon providing all parties with an opportunity to be heard, having examined her 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. Gaziantep Basketball vs Spor A.S. is ordered to pay Mr. Nikolaos Spanos an amount of USD 6,000.00 for agency fees, together with interest at 5% per annum on any outstanding balance (as may be the case from time to time) thereof from 9 August 2022 until payment in full.**
- 2. The costs of this arbitration until the present Award, which were determined by the Vice-President of the BAT to be in the amount of EUR 2,850.00, shall be borne by Gaziantep Basketball vs Spor A.S. alone. Accordingly, Gaziantep Basketball vs Spor A.S. shall pay to Mr. Nikolaos Spanos EUR 2,850.00. The remainder of the arbitration costs advanced by Mr. Nikolaos Spanos in the amount of EUR 650.00 will be reimbursed to Nikolaos Spanos by the BAT.**
- 3. Gaziantep Basketball vs Spor A.S. is ordered to pay to Mr. Nikolaos Spanos EUR 3,500.00 as a contribution towards his legal fees and expenses (including the non-reimbursable handling fee).**
- 4. Any other or further-reaching requests for relief are dismissed.**
- 5. Any arbitration costs associated with a Request for Reasons (see attached Notice) shall be advanced and borne by the requesting party.**

Geneva, seat of the arbitration, 7 December 2022

Annett Rombach
(Arbitrator)

Notice about Request for Reasons

In accordance with Article 16.2 and 16.3 of the BAT Rules (version of 1 December 2019):

“16.2 By agreeing to submit their dispute to arbitration under these Rules, the parties agree that, subject to Article 16.3, the Arbitrator shall issue an award without reasons if the sum in dispute does not exceed EUR 50,000.

16.3 In cases falling under Article 16.2, the Arbitrator shall issue an award with reasons (which shall substitute in full for any previously-issued award without reasons) only if

a) a party (i) 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 (ii) pays, within the deadline set by the BAT Secretariat an amount of EUR 3,000 into the bank account indicated in Article 17.1, failing which the request shall be deemed withdrawn; or

b) the BAT President determines in his sole discretion, before the award is issued, that it shall be rendered with reasons, taking into account the issues raised by the case as well as the public interest in a sufficient body of publicized awards with reasons.”

Please note that the time limit for payment of the amount of EUR 3,000.00, in accordance with Article 16.3(a) of the BAT Rules, will be set by the BAT Secretariat upon receipt of the request for reasons, if any.