

GREYHOUND WELFARE & INTEGRITY COMMISSION

DISCIPLINARY ACTION DECISION

Date of decision:	30 June 2021
Decision-makers:	Director Compliance & Legal Services, Matthew Tutt, Chief Inspector, David OShannessy and Senior Steward, Dean Degan
Name of relevant person:	Mr Garry Davies
Track:	N/A – non meeting
Date:	20 February 2021
Rule no.:	Rule 86(ag) (x2)
Charges:	(1) Mr Davies failed to comply with clause 5 of the <i>GWIC Greyhound Re-homing Policy</i> dated 1 December 2019 (and amended 16 April 2020); (2) Mr Davies failed to comply with clause 10 of the <i>GWIC Greyhound Re-homing Policy</i> dated 1 December 2019 (and amended 16 April 2020);
Disciplinary action taken:	Charge 1: To suspend Mr Davies' registrations for a period of 12 weeks, wholly suspended for a period of 12 months on the condition that Mr Davies does not breach Rule 86(ag) or similar rules during that 12-month period; Charge 2: To not impose any further penalty having regard to the penalty imposed for Charge 1.

DECISION:

1. Mr Davies was, at all material times, a registered greyhound public trainer and breeder.
2. Mr Davies was, at all material times, the owner and trainer of the greyhound 'Laurie's Marlo' ("**Greyhound**").
3. On 20 February 2021, Mr Davies took the Greyhound to Belmont Vet Hospital to be euthanased. The greyhound was euthanased that same date.

4. Prior to the euthanasia of the Greyhound, Mr Baker did not make any attempt to rehome the Greyhound in accordance with clause 5 of the GWIC Greyhound Rehoming Policy dated 1 December 2019 (and amended 16 April 2020) (“**Policy**”).
5. Mr Davies also failed to provide a *Notification of Intent to Euthanase a Greyhound* form 10 business days prior to the euthanasia being carried out in relation to this Greyhound, in breach of clause 10 of the Policy.
6. The Commission charged Mr Davies under Rule 86(ag) of the Rules, which reads:

Rule 86(ag), Rules

A person (including an official) shall be guilty of an offence if the person-

...

(ag) fails to comply with a policy adopted by a Controlling Body;

[A “**person**” is defined in Rule 1 as any person or body corporate whether registered by the Controlling Body or not.]

7. Mr Davies requested a hearing on the charges and admitted the conduct leading to the charges during the hearing.
8. The Commission found the charges proven and took the following disciplinary action against Mr Davies:

Charge 1 (Rule 86(ag)):	To suspend his registrations for a period of 12 weeks, wholly suspended for a period of 12 months on the condition that Mr Davies does not breach Rule 86(ag) during that 12-month period;
Charge 2 (Clause 10(2), Regulations):	To not impose any further penalty having regard to the penalty imposed for Charge 1.

9. In taking this disciplinary action, the Commission considered all evidence, including:
 - Mr Davies has held a trainer registration in the greyhound racing industry since 2007, approximately 14 years;
 - Mr Davies has no like matters in his disciplinary history; and
 - Mr Davies’s submissions in mitigation of penalty, including his personal and medical circumstances.

.....End.....