

DECISION IN RELATION TO PENALTY

Presentation of a greyhound other than free of any prohibited substance in breach of rule 83(2) of the GWIC Greyhound Racing Rules

INQUIRY NUMBER:	18S002
PERSON:	Mr Kevin Brown (Participant)
REGISTRATION:	Trainer
GWIC INQUIRY PANEL MEMBER(S):	Grant Carroll (Chief Steward)
DATE OF DECISION:	19 October 2018

CHARGE

1. On 24 September 2018 the Chief Steward charged the Participant under rule 83(2) of the GWIC Greyhound Racing Rules (**Rules**) as follows:

That you, Kevin Brown, a registered trainer, while in charge of the greyhound 'Emily's Heart' (**Greyhound**), presented the Greyhound for the purpose of competing in race six at Richmond on 27 June 2018 (**Event**) in circumstances where the Greyhound was not free of any prohibited substance (**Charge**).

2. The prohibited substance was arsenic.

ADMISSION

3. The Participant admitted to the Charge and provided mitigating factors for consideration in relation to penalty.

PENALTY

4. The starting point for the determination of penalty for arsenic is 12 weeks disqualification in accordance with prior greyhound racing penalties in relation to the detection of the substance arsenic.
5. The Chief Steward considers that there are no aggravating factors present.
6. The Chief Steward considers that the following mitigating factors are present:
 - (a) The Participant's early admission to the Charge;
 - (b) The Participant's licence history, having been licensed since 1977 with no prior positive swabs; and
 - (c) The Participant has reviewed and amended his greyhound operating procedures to ensure that no further breaches of the Rules occur.
7. Having regard to the totality of the facts, the Chief Steward determines that a period of suspension of five weeks is the appropriate penalty in the circumstances.
8. As the Greyhound was presented for the Race contrary to Rule 83(2), the Chief Steward also determines to disqualify the Greyhound from the Race pursuant to Rule 83(4).

Grant Carroll
Chief Steward
Greyhound Welfare & Integrity Commission