



## GREYHOUND WELFARE & INTEGRITY COMMISSION

### DISCIPLINARY ACTION DECISION

**Date of decision:** 11 February 2019

**Decision-maker:** A/Chief Steward, Gail Thorsby

**Name of relevant person:** Mr. Brad Dargan

**Track:** Wentworth Park

**Date:** 1 August 2018

**Rule no.:** GAR 83(2)(a)

**Charge(s):** (1) Mr. Dargan presented the greyhound 'Tigers Gold' ("**Greyhound**") for the purposes of competing in race 3 at the Wentworth Park meeting on 1 August 2018 in circumstances where the Greyhound was not free of any prohibited substance.

**Prohibited substance(s):** Salbutamol

**Disciplinary action taken:** Fine: \$1,000.00

#### REPORT:

Following receipt of a certificate of analysis from the Racing Analytical Services Laboratory, the Commission conducted an investigation into the results of a post-race urine sample taken from the greyhound, 'Tigers Gold' ("**Greyhound**") at the Wentworth Park meeting on 1 August 2018.

Further analysis of the sample was conducted by the Australian Racing Forensic Laboratory, confirming the presence of salbutamol.

After considering the evidence, the Commission charged Mr. Dargan with a breach of Greyhounds Australasia Rule ("**GAR**") 83(2)(a) given that the post-race urine sample taken from the Greyhound confirmed the presence of prohibited substance salbutamol.

Mr. Dargan provided submissions in relation to the charge.

The disciplinary action was conducted in writing.

**DECISION:**

1. Mr. Dargan is a registered greyhound trainer and the trainer of the Greyhound. The Greyhound competed in race 3 at the Wentworth Park meeting on 1 August 2018 (“Event”). Following the Event, as the Greyhound placed first, a urine sample was taken from the Greyhound.
2. The post-Event swab revealed the presence of salbutamol. Salbutamol is a prohibited substance under GAR 1 of the GWIC Greyhound Racing Rules. Salbutamol is a category 5 prohibited substance under the NSW greyhound racing penalty guidelines. Category 5 is the lowest category of prohibited substance.
3. The Commission charged Mr. Dargan under GAR 83(2)(a), which reads:
  - (2) The owner, trainer or person in charge of a greyhound-
    - (a) nominated to compete in an Event;
    - (b) presented for a satisfactory, weight or whelping trial or such other trial as provided for pursuant to these Rules; or
    - (c) presented for any test or examination for the purpose of a period of incapacitation or prohibition being varied or revokedshall present the greyhound free of any prohibited substance.
4. The Commission found the charge proven and took the following disciplinary action against Mr. Dargan:

To impose a fine in the sum of \$1,000.00.
5. In taking this disciplinary action, the Commission considered all evidence, including:
  - Mr. Dargan has been a registered trainer for over 30 years;
  - Mr. Dargan has no history of any prohibited substance matters;
  - NSW greyhound racing penalty guidelines and precedents;
  - Mr. Dargan’s written submissions in mitigation of penalty, including his admission, personal circumstances, administration of Ventolin in close proximity to the Greyhound on the journey to the Event and his remorse for this error.
6. In addition, the Greyhound was disqualified from race 3 at the Wentworth Park meeting on 1 August 2018 pursuant to GAR 83(4), which reads:
  - (4) A greyhound presented for an Event pursuant to sub-rules (1) or (2) shall be disqualified from the Event or any benefit derived from a trial or test.

.....End.....