

## GREYHOUND WELFARE & INTEGRITY COMMISSION

### DISCIPLINARY ACTION DECISION

<b>Date of decision:</b>	18 February 2019
<b>Decision-maker:</b>	A/Chief Steward, Gail Thorsby
<b>Name of relevant person:</b>	Mrs. Beverley Mahoney
<b>Track:</b>	Bulli
<b>Date:</b>	6 October 2018
<b>Rule no.:</b>	GAR 83(2)(a)
<b>Charge(s):</b>	(1) The greyhound 'Returned Hero' (" <b>Greyhound</b> ") was presented for the purposes of competing in race 4 at the Bulli meeting on 6 October 2018 in circumstances where the Greyhound was not free of any prohibited substance. Mrs. Mahoney was the registered trainer of the Greyhound at that time.
<b>Prohibited substance(s):</b>	Salbutamol
<b>Disciplinary action taken:</b>	8-week suspension

#### REPORT:

Following receipt of a certificate of analysis from the Racing Analytical Services Laboratory, the Commission conducted an investigation into the results of a pre-race urine sample taken from the greyhound, 'Returned Hero' ("**Greyhound**") at the Bulli meeting on 6 October 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 Mrs. Mahoney 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.

Mrs. Mahoney admitted the charge at the earliest opportunity.

The disciplinary action was conducted in writing in accordance with the participant's election.

**DECISION:**

1. Mrs. Mahoney is a registered greyhound trainer and the trainer of the Greyhound. The Greyhound was presented for race 4 at the Bulli meeting on 6 October 2018 (“Event”) and a pre-Event urine sample was taken from the Greyhound.
2. The pre-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 Mrs. Mahoney 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. Mrs. Mahoney admitted the charge at the earliest opportunity, provided written submissions and elected to have the disciplinary proceeding conducted in writing.
5. The Commission found the charge proven and took the following disciplinary action against Mrs. Mahoney:

To suspend her trainer registration for a period of 8 weeks.
6. In taking this disciplinary action, the Commission considered all evidence, including:
  - Mrs. Mahoney has been a registered trainer for over 40 years;
  - Mrs. Mahoney has had one (1) prior prohibited substance matter in October 2015 for salbutamol;
  - NSW greyhound racing penalty guidelines and precedents;
  - Mrs. Mahoney’s admission at the earliest opportunity;
  - Mrs. Mahoney’s written submissions in mitigation of penalty, including her personal circumstances, use of Ventolin for health reasons and the animal husbandry practices put in place to reduce the risk of her greyhounds being contaminated with salbutamol.
7. In addition, the Greyhound was disqualified from race 4 at the Bulli meeting on 6 October 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.....