



GREYHOUND WELFARE & INTEGRITY COMMISSION
DISCIPLINARY ACTION DECISION

Date of decision: 31 January 2020

Decision-maker: Chief Executive Officer, Judith Lind

Name of relevant person: Mr Wayne Chandler

Track: Taree

Date: 8 June 2019

Rule no.: Rule 83(2)(a), Rule 84(2)

Charge(s): (1) Mr Chandler presented the greyhound 'Satay' ("Greyhound") for the purposes of competing in race 1 at the Taree meeting on 8 June 2019 in circumstances where the Greyhound was not free of any prohibited substance;

(2) Mr Chandler had in his possession at his registered kennels on 12 June 2019 a prohibited substance, namely Levothyroxine sodium.

Prohibited substance(s): Salbutamol; Levothyroxine sodium

Disciplinary action taken: Charge 1: Fine of \$1,000 with \$500 suspended for 12 months (conditionally)

Charge 2: Formal warning/reprimand

REPORT:

Charge 1:

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, 'Satay' ("Greyhound") at the Taree meeting on 8 June 2019.

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 Chandler with a breach of Rule 83(2)(a) of the Commission's Greyhound Racing Rules ("Rules") given that the post-race urine sample taken from the Greyhound confirmed the presence of prohibited substance salbutamol ("first charge").

Mr Chandler denied the charge.

Charge 2:

During an inspection of the kennels registered to Mr Chandler, a prohibited substance was found and seized by Inspectors.

After considering the evidence, the Commission charged Mr Chandler with a breach of Rule 84(2) of the Commission's Rules ("**second charge**").

Mr Chandler admitted the second charge at the earliest opportunity.

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

DECISION:

1. Mr Chandler is a registered greyhound trainer and the trainer of the Greyhound. The Greyhound competed in race 1 at the Taree meeting on 8 June 2019 ("**Event**") and a post-Event urine sample was taken from the Greyhound.
2. The post-Event swab revealed the presence of salbutamol. The substance salbutamol is a prohibited substance under Rule 1 of the Rules. Salbutamol is a category 4 prohibited substance under the NSW Greyhound Racing Penalty Guidelines.
3. The Commission charged Mr Chandler under Rule 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. Mr Chandler denied the first charge and admitted the second charge, and elected to have the disciplinary proceeding conducted in writing.
5. Mr Chandler raised issues in defence of the charge that the sample may have been contaminated during the sample collection process.
6. On 12 June 2019, Commission Inspectors attended at the registered kennel address for Mr Chandler to conduct an inspection of the property.
7. During that inspection the Inspectors discovered two blister packs each containing thirty-five tablets of Levothyroxine sodium. There was no evidence that the substance had been prescribed by a registered practitioner, or any labelling of any such prescription on the packaging.

8. The Commission charged Mr Chandler under Rule 84(2), which reads:
- (1) For the purpose of this Rule “possession” means any form of personal physical possession, or the on site control/ storage, of a prohibited substance.
 - (2) A registered person who has in their possession at any place used in relation to the training or racing of a greyhound, any quantity of a prohibited substance commits an offence unless that substance has been registered or labelled, or prescribed, dispensed or obtained, in compliance with the relevant State or Commonwealth legislation. The Stewards may take possession of any of these substances or preparations to test and or destroy.
9. Mr Chandler denied the first charge and admitted the second charge and provided written submissions.
10. The Commission found both the first and second charges proven and took the following disciplinary action against Mr Chandler:
- Charge 1 (Rule 83(2)(a)): To impose a fine in the amount of \$1,000, with \$500 suspended for a period of 12 months on the condition that he does not breach Rule 83(2)(a) of the Rules during that period;
- Charge 2 (Rule 84(2)): To issue a formal warning/reprimand.
11. In taking this disciplinary action, the Commission considered all evidence, including:
- Mr Chandler has been a registered trainer for a period of approximately 14 years;
 - Mr Chandler has no prior disciplinary action history;
 - Mr Chandler’s admission of charge 2 at the earliest opportunity;
 - Mr Chandler’s submissions in mitigation of penalty; and
 - NSW greyhound racing penalty guidelines and precedents.
12. In addition, the Greyhound was disqualified from race 1 at the Taree meeting on 8 June 2019 pursuant to Rule 83(4).

.....End.....