

GREYHOUND WELFARE & INTEGRITY COMMISSION
DISCIPLINARY ACTION DECISION

Date of decision: 13 March 2020
Decision-maker: Judith Lind, Chief Executive Officer
Name of relevant person: Ms Gail Kelly
Track: N/A – non-meeting
Rule no: Rule 86(ae)(ii)
Charge(s): (1) On 21 November 2018, Ms Kelly had in her possession at her registered kennels 12 shock collars.
Disciplinary action taken: \$600 fine (wholly and conditionally suspended)

DECISION:

The Commission has finalised their investigation into the possession of 12 shock collars by trainer Ms Gail Kelly on 21 November 2018:

1. Ms Kelly, at the material time being on 21 November 2018, was a registered trainer.
2. On 21 November 2018, Commission Inspectors inspected the kennels of Ms Kelly, shared with other registered participants, and located a number of shock collars in the kennel area, not on the body of any greyhound or other animal. Ms Kelly was the owner of a number of greyhound on the property at that time. A total of 12 shock collars were surrendered to the Inspectors.
3. The Commission charged Ms Kelly under Rule 86(ae)(ii) of the Commission's Rules of Racing, which reads:

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

...
(ae)(iii) have in his possession any gear, equipment, device, substance or any other thing capable of inflicting undue suffering on a greyhound.
4. Ms Kelly was notified of the charge in writing. Ms Kelly admitted the charge and elected to have the disciplinary proceeding conducted in writing.
5. The Commission, after considering all available material, including Ms Kelly's admission of the charge at the earliest opportunity, found the charge proven and took the following disciplinary action against Ms Kelly:

To impose a fine in the sum of \$600 wholly suspended for 12 months on the condition that Ms Kelly does not breach Rule 86(ae) of the GWIC Greyhound Racing Rules or section 16(2)(c) of the *Prevention of Cruelty to Animals Act 1979* (NSW) in that period.

6. In taking this disciplinary action, the Commission considered all evidence, including:
- Ms Kelly's disciplinary history – in that she did not have any like matters on her disciplinary history, having held a registration in the greyhound racing industry for approximately 6 years;
 - Ms Kelly's admission at the earliest opportunity; and
 - Ms Kelly's cooperation with the Commission's Inspectors and inquiry.

.....End.....