

GREYHOUND WELFARE & INTEGRITY COMMISSION
DISCIPLINARY ACTION DECISION

Date of decision:	Thursday 15 June 2023
Decision-maker:	Chief Steward Troy Vassallo and Steward Ben Boyce-Mortlock
Name of relevant person:	Nina McEvilly
Date:	24 February 2023
Rule no.:	LR55(1)(b)
Charge(s):	Ms Nina McEvilly, a registered Owner Trainer, on or around 26 December 2022, accepted the greyhound Unleash The Fun (“ Greyhound ”) into her custody when aware that she was pregnant and due to whelp in the near future. After the Greyhound came into her custody on 24 February 2023, she whelped a litter of 6 live pups when she did not hold a Breeder registration.
Plea:	Guilty
Disciplinary action taken:	To issue an 8-week suspension, wholly and conditionally suspended for 12 months subject to Ms McEvilly not breaching this rule or any like rule in this period.

INVESTIGATION

1. On or around 26 December 2022, Ms McEvilly agreed to accept the greyhound “Unleash The Fun” (“Greyhound”) into her custody.
2. At the time that the Greyhound came into her custody she was aware that she was pregnant and due to whelp in the near future.
3. After the Greyhound came into her custody on 24 February 2023, she whelped a litter of 6 live pups.
4. On 22 March 2023, she admitted to a GWIC Inspector that she was aware that she did not hold a Breeder registration and that she was aware that one was required to whelp a litter of pups.

DECISION:

1. On Thursday 8 June 2023 Ms McEvilly was issued with a notice of charge and proposed disciplinary action (“**Notice**”)

2. In the Notice issued on 8 June 2023 the decision makers proposed a penalty of a 12-week suspension, to be wholly and conditionally suspended, and charged Ms McEvilly with an offence under Local Rule 55(1)(b) of the Greyhound Racing Rules, which reads:

Local Rule 55(1)(b), Rules

(1) A person must be registered as a breeder by the Controlling body to undertake any of the following activities:

...

(b) care for a dam whelping a litter of pups

3. The Notice invited Ms McEvilly to attend a hearing on Wednesday 14 June 2023 via Microsoft Teams to enter a plea and make submissions in relation to the charge.
4. On Tuesday 13 June 2023, the decision-makers received written correspondence from Ms McEvilly, which contained a guilty plea and submissions in respect to the charge.
5. In considering the matter, the decision makers considered Ms McEvilly's plea and submissions, as well as all available evidence. The decision makers found the charge proven and took the following disciplinary action against Ms McEvilly:

Charge 55(1)(b): To issue an 8-week suspension, wholly and conditionally suspended for 12 months.

8. In taking this disciplinary action, the decision makers considered all evidence, including:
 - Mr McEvilly's guilty plea
 - Mr McEvilly's unblemished disciplinary record
 - Mr McEvilly's personal and professional circumstances
 - Her forthright evidence and co-operation during the enquiry.

.....End.....