



WESTERN
AUSTRALIAN
GOVERNMENT

Gazette

3411



PERTH, TUESDAY, 13 JULY 1993 No. 96 SPECIAL

PUBLISHED BY AUTHORITY G. L. DUFFIELD, GOVERNMENT PRINTER AT 3.00 PM

WESTERN AUSTRALIAN TROTTING
ASSOCIATION

RULES
OF
TROTTING

**WESTERN AUSTRALIAN TROTTING
ASSOCIATION**

**RULES
OF
TROTTING**

CONTENTS

PART 1—DEFINITIONS

Rule

1. Definitions

PART 2—APPLICATION OF RULES

2. Name of Rules
3. Deemed knowledge of rules and duties etc.
4. Persons and bodies bound by these rules
5. Application of rules to horses
6. Application of rules to races
7. Commencement of rules
8. Decisions of the controlling body on interpretation

PART 3—STEWARDS

9. Appointment of Stewards
10. Commencement of penalties
11. Stewards' powers
12. Powers of Stewards at other types of meetings
13. Appointment of Stewards
14. Stipendiary Stewards
15. Duration of powers
16. Stewards—majorities, Chief Stewards and Chairman
17. Reporting penalties
18. Steward not present at meeting
19. Conflict of interest
20. Exclusion and removal from course
21. Entrance fee not irrevocable licence
22. Controlling Body to have Stewards' powers
23. Stewards may enquire into any incident at trial or training track
24. Conduct of inquiry
25. Stewards' decision final

PART 4—POWER OF ENTRY OF AUTHORISED OFFICER UPON LAND

26. Authorised officer
27. Power to enter premises
28. Obligation towards authorised officers
29. Obstructing authorised officers
30. Produce registered horse
31. Notice of suspension
32. No action against official
33. Indemnity against claim

PART 5—POWERS OF CONTROLLING BODY

34. Control of harness racing
35. Matters not dealt with in rules
36. Powers of Controlling Body
37. Power to warn off

PART 6—INQUIRIES

38. Inquiry Powers
39. Inconsistent running
40. Horse not permitted to start
41. Order to trial horse
42. Refusal to trial horse
43. Stand down pending result of inquiry
44. Take possession of horse or gear

PART 7—RE-HEARINGS

45. Power to re-hear
46. Notification of re-hearing
47. Order re-hearing
48. Rule 435 to apply
49. Decision after re-hearing
50. Appeal vacated
51. Rights of appeal
52. Costs

PART 8—PENALTIES

53. Breach of rules-club
54. Breach of rules-person
55. Maximum fine and time for payment
56. Malpractice or misconduct
57. Penalty imposed on horse
58. Suspension of penalty
59. Definition-Stewards
60. Controlling Body-penalties
61. Racing Penalties Appeals Tribunal decisions

PART 9—UNPAID FORFEIT LIST

62. Unpaid forfeit list
63. Arrears to be listed
64. Contents of list
65. Notification of arrears
66. Entry on list
67. Bookmakers' arrears
68. Indemnity by body notifying arrears
69. Payment of arrears to be made to Controlling Body
70. Removal of arrears from list
71. Remittance of arrears
72. Approval of Controlling Body to removal from list
73. Removal from list not discharge
74. Effect of appearing on list
75. Effect of horse being on list
76. Notification to Australian Harness Racing Council
77. Breach of rules
78. Horse on list entered for race
79. Entry on list of person paying arrears
80. Payment of arrears for horse before race
81. Dishonoured payment
82. Dishonoured payment and unpaid forfeit list

PART 10—DISQUALIFICATIONS AND SUSPENSIONS

83. Effect of suspension
84. Cumulative penalties
85. Disqualified person able to train pending appeal
86. Lessor disqualified
87. Disqualified persons or family unable to train
88. Races after expiry of disqualification
89. Effect of disqualification of horse
90. Payment for race after expiry of disqualification
91. Recording of disqualifications and suspensions
92. Controlling body to control list
93. Effect of disqualification in any country
94. Disqualified person includes foreign person
95. Disqualification of person—effect on horses and property
96. Disqualified persons not permitted on racecourse
97. Disqualified horse unable to be trained
98. Permission to keep disqualified horse
99. Lease voided when lessee disqualified
100. Horse leased from disqualified person
101. Disqualified person not to be employed
102. Transfers and leases and disqualified persons
103. Transfer of share of disqualified part-owner
104. Misrepresentation of ownership
105. Breach of rules
106. Effect of disqualification on club member or office bearer
107. Documents withheld during disqualification

PART 11—LICENSING

108. Types of Licence
109. Licences—general provisions
110. Applications—addresses and names of horses
111. Register of stablehands
112. Form of application to register stablehands
113. Registration validity period
114. Control of registrations by Controlling Body
115. Unregistered stablehands
116. Offences against this part

PART 12—REGULATIONS FOR RACE MEETINGS

117. Register of clubs
118. Application for registration of club
119. Club to be incorporated and submit certain documents
120. Racetrack licences and club registration
121. Applications for additional meetings
122. Unregistered club unable to hold meeting
123. Meetings to be run in accordance with rules
124. Starting provisions
125. Effect on persons of participating at an unregistered meeting
126. Effect on horse entering unregistered meeting
127. Exclusions—unregistered meetings
128. Trial regulations
129. Using handicapper other than that of Controlling Body

130. Reporting results
131. Derby definition
132. Derby races
133. Western Australian Derby races
134. Prizes other than money
135. Certificate of track dimensions
136. Alteration to meeting date
137. Postponements
138. Schedule of postponed meeting regulations
139. Applications for meeting dates
140. Cancellation of meeting
141. Effect of cancellation
142. No alteration to stakes
143. Provision of race results
144. Appointment of officials
145. Notification of names of officials
146. Controlling body may disallow appointments
147. Employment of deputies and assistants
148. Betting and conflict of interest—officials
149. Handicapper and judge to be different
150. Provision of first aid
151. Filming of races
152. Powers of club to exclude persons warned off or disqualified
153. Obligations of club to investigate

PART 13—PROGRAMMES OF MEETINGS

154. Programme for race meeting
155. Permission to conduct saddle races
156. Club must be registered
157. Approval process for programme
158. Programme contents
159. Stake breakup formula
160. Start time publication time
161. TAB to be consulted on start times
162. Advertising of programmes
163. Alterations in programmes
164. Certain programmes to state effect of disqualification

PART 14—ENTRY AND ACCEPTANCE

165. Eligibility of entrant
166. Yearlings not permitted to race
167. Two year olds not to race in excess of 2400 metres
168. Nomination to race
169. Nominations and stable returns
170. Death of owner or nominator
171. Death of party to a match
172. Nomination and acceptance fee levels
173. Fees to be paid
174. Re-handicapping of horses
175. Notification of win to Stewards
176. Horse starting off incorrect handicap
177. Transfer of horse's nomination
178. Variation of times and dates

179. Entries etc to be submitted on time
180. Failure to withdraw before acceptance
181. Refusal of entry
182. Horse ineligible
183. Declaration by person entering horse in race
184. Entry of horse owned by disqualified person or family ineligible
185. Notification of change of trainer
186. Trainer relinquishing horse
187. Refusal of entry
188. Waiver of refusal of entry
189. Insufficient nominations
190. Notification of insufficient nominations
191. Withdrawal of nomination after transfer
192. Change of ownership after entry
193. Breach of rules
194. Alteration to entry after close of entries
195. Nomination not in accordance with rules
196. Entry not in accordance with rules
197. No liability

PART 15—HEATS, DIVISIONS AND QUALIFYING DIVISIONS

198. Nominations and handicapping
199. Race divisions
200. Divisions and acceptance fees

PART 16—RE-NOMINATION OF HORSES

201. Re-nomination

PART 17—STAKES AND FORFEITS

202. Liability for fees
203. Forfeits due
204. Clubs—when responsible for forfeits and sweepstakes
205. Prevent horse from starting
206. Stakes payable
207. Stake money deemed part of earnings of horse

PART 18—HANDICAPPING

208. Handicap allotting
209. Maximum handicaps
210. Handicap allotment
211. Re-handicapping
212. Handicapping schedule
213. Handicapper
214. Only handicapper may handicap
215. Improper approaches to handicappers
216. Explanation of handicapping
217. Betting and conflict of interest in handicappers
218. Re-handicapping after win
219. Breach of rules

PART 19—CLAIMING RACES

- 220. Person able to claim
- 221. Prohibitions on claiming
- 222. Claiming procedures
- 223. Payment of claiming price
- 224. Preference in claiming races
- 225. Claiming price and purse
- 226. Horse owner may determine price
- 227. Lodgement of claiming authority
- 228. Fraudulent claiming
- 229. Claim voided
- 230. Breach of rules

PART 20—PRODUCE RACES

- 231. Entry
- 232. Return of entrance money
- 233. Nomination by owner of sire or dam
- 234. Nomination by owner of produce
- 235. Stake distribution

PART 21—FUTURITY RACES

- 236. Definition
- 237. Approval of futurity races
- 238. Club obligations
- 239. Insufficient nominations
- 240. Minimum stakemoney

PART 22—SALE RACES

- 241. Approval of sale races
- 242. Payment and entry
- 243. Club obligations
- 244. Insufficient nominations
- 245. Minimum stakemoney
- 246. Change in circumstances
- 247. Trustees and directors bound by rules

PART 23—RACING GENERALLY

- 248. Scratching of horse
- 249. Driver unable to drive
- 250. Unjustified scratching
- 251. Horse not on course by appointed time
- 252. Driver to report
- 253. Notification of name of driver
- 254. Appointed time
- 255. Horse to be attended
- 256. Entry to horse stall area
- 257. Responsibilities of trainer
- 258. Second starts

- 259. Effect of scratching
- 260. Owner or trainer with more than one horse engaged in a race
- 261. Driver changing horses
- 262. Permission time limits

**PART 24—INSPECTION OF DRIVERS—CHECKING OUT—
CHECKING IN—ALL CLEAR PROCEDURE**

- 263. Drivers' check clerk
- 264. Drivers to check in
- 265. Drivers' check clerk duties
- 266. Failure to meet check in requirements
- 267. Appearance in race after check in
- 268. Driving fees
- 269. Stake shares for trainers and drivers
- 270. Drivers checked out
- 271. Drivers to obey check clerk
- 272. Drivers to be correctly attired
- 273. Failure to start after approval
- 274. Driver unavailable
- 275. All Clear Steward
- 276. Report to All Clear Steward after race
- 277. Inspection after race
- 278. Declaration of all clear
- 279. Protest
- 280. Failure to report to All Clear Steward
- 281. Stake money withheld pending outcome of inquiry
- 282. Return of numbers
- 283. Unauthorised entry on racing track
- 284. Unauthorised entry by certain persons
- 285. Injured drivers to report
- 286. Drivers not to loiter in betting ring

PART 25—GEAR AND EQUIPMENT

- 287. Orthodox gear
- 288. Use of unorthodox gear—effect on horse
- 289. Use of unorthodox gear—offence
- 290. Permission to use unorthodox gear
- 291. Unsafe or insecure gear
- 292. Approved sulky
- 293. Official safety standard compliance
- 294. Horse racing in hobbles
- 295. Leading of horses
- 296. Gear changes
- 297. Record of gear
- 298. Approved whip
- 299. Mudguards
- 300. Traces
- 301. Both feet in sulky rests
- 302. Ear or lip twitch

PART 26—COLOURS AND SAFETY HELMETS

- 303. Colours to be registered
- 304. Distinguishing colours
- 305. Colours to be named in stable returns
- 306. Colours unavailable
- 307. Colour specification
- 308. Advertising on colours
- 309. Safety helmets

PART 27—PHYSICAL DEFECTS OF A HORSE

- 310. Horse banned
- 311. Bleeding
- 312. Horse undergone neurectomy
- 313. Horse blind in one eye
- 314. Notifiable diseases

PART 28—STARTING

- 315. Horse to be driven correct way of track
- 316. Warming up instructions and regulations
- 317. Clerk of the course
- 318. Appointment of starter
- 319. List of horses starting
- 320. Horse to be on track on time
- 321. Starting procedure regulations
- 322. Horse declared non-starter
- 323. Horse deemed starter
- 324. Withdrawal after scratching deadline
- 325. Horse not to leave track
- 326. Starting lineup
- 327. Publication of field sizes
- 328. Accident/warning system
- 329. Horse withdrawn
- 330. Horse re-handicapped after barrier draw
- 331. Horse excluded from barrier draw after draw
- 332. Alteration to barrier position by starter
- 333. Horse delaying start
- 334. Method of starting
- 335. Starting barriers
- 336. Race started
- 337. Powers of starter
- 338. Starting command
- 339. Stewards' powers
- 340. Race may be declared void
- 341. Re-run
- 342. Scratching for re-runs
- 343. Driver communicating
- 344. Horse on wrong mark
- 345. Starting in front of mark and other unfair advantage
- 346. Horse unfit to race
- 347. Horse name missing from race book or TAB list of acceptors
- 348. Replace starter
- 349. Conflict of interest in starter

PART 29—MOBILE START RULES

- 350. Approval of mobile barrier
- 351. Minimum mobile barrier standards
- 352. Register of mobile barriers
- 353. Minimum track width for mobile barrier
- 354. Variation of usual requirements
- 355. Persons allowed on gate
- 356. Loudspeaker
- 357. Number of horses to start off front line
- 358. Field size and mobile barrier line regulations
- 359. Marshalling points
- 360. Starting points
- 361. Period of control by starter
- 362. Mobile start barrier regulations
- 363. Start procedure
- 364. Deviations from barrier position
- 365. No decrease in speed
- 366. Position and gait on starting
- 367. Starter may defer start
- 368. False starts for broken equipment
- 369. Repositioning of horse on recall
- 370. Unsatisfactory barrier manners in horse
- 371. Recall procedure
- 372. No recall after start
- 373. Lines and scratchings
- 374. Change of starting method
- 375. Driver gaining unfair advantage
- 376. Offences at mobile barrier

PART 30—HORSES BREAKING

- 377. Drivers' duties on breaking
- 378. Effect on horse
- 379. Breaking near winning post

PART 31—WALK OVER

- 380. Horse must walk over
- 381. Only half stakes paid
- 382. Only one horse places

PART 32—FAILURE OF LIGHTING/RACING ACCIDENTS

- 383. Failure of lighting
- 384. Unseated driver
- 385. Track accidents and obstructions

PART 33—DEAD HEATS

- 386. Division of stakemoney
- 387. Indivisible prizes
- 388. Handicapping and re-handicapping on dead heats
- 389. No horse deemed winner

PART 34—JUDGING OF RACES

- 390. Judge to decide
- 391. Photography
- 392. Appointment and removal of judges
- 393. Decision of judge final
- 394. Judge to place horses
- 395. Judge unavailable
- 396. Corrections and all clear
- 397. Conflict of interest in judge

PART 35—RECORDS OF TIME

- 398. Register of times
- 399. Appointment of timekeepers
- 400. Duties of timekeepers
- 401. Commencement of timing
- 402. Unofficial times
- 403. Australian records

PART 36—PERFORMANCES AGAINST TIME

- 404. Meeting requirements
- 405. Record Requirements
- 406. Sulkies
- 407. Track measurement requirements
- 408. Horse must beat specified time
- 409. Pacemakers
- 410. Breaking
- 411. Whip Use
- 412. Horse must be swabbed
- 413. Advertising unofficial times

PART 37—PROTESTS AND OBJECTIONS*Division 1—Objections before races*

- 414. Who may lodge
- 415. Objection procedure
- 416. Failure to lodge objections
- 417. Inquiries into objections

Division 2—Protest after race but before "All Clear"

- 418. Who may lodge
- 419. Time limit on protests
- 420. Stewards' duties on protest
- 421. Betting and protest decisions
- 422. Appeals against protest decisions

Division 3—Objection after "All Clear"

- 423. Who may lodge
- 424. Time limit on objections
- 425. Betting not affected
- 426. Stake money and objections
- 427. Effect of disqualification of horse

Division 4—General Provisions

- 428. Frivolous objections or protests
- 429. Betting

PART 38—COMPLAINTS

- 430. Who may lodge
- 431. Complaints must be in writing
- 432. Duly lodged complaints
- 433. Time limits on complaints
- 434. Withdrawal of complaints
- 435. Inquiries into complaints
- 436. Evidence at complaint inquiry

PART 39—INTERFERENCE

- 437. Reporting of interference and other matters affecting performance of horses
- 438. Types of interference
- 439. Running inside line
- 440. Driver causing interference
- 441. Shifting position
- 442. Wayward or erratic horse
- 443. Interference by drivers
- 444. Minimum speeds
- 445. Positions in home stretch
- 446. Trailing position
- 447. Penalties

PART 40—RACING COMPETITIVELY

- 448. Horses must be raced on merit
- 449. Evidence
- 450. Horse to be given best opportunity
- 451. Breach of rules 448 and 450
- 452. Finishing
- 453. Inconsistent racing
- 454. Looking around
- 455. Collusion and fraud in races
- 456. Reporting of accidents
- 457. Destruction of horses

PART 41—OFFENCES

- 458. Disobedience and conduct bringing trotting into disrepute
- 459. Bribery and corruptions
- 460. Unqualified horses
- 461. Divulging information
- 462. Assisting illegal betting
- 463. Repudiation of bet
- 464. Supplying information
- 465. Employing disqualified persons
- 466. Failure to register interests
- 467. Failure to perform as ordered
- 468. Unqualified driving

- 469. Fraud, corruption and harm to others
- 470. Employees' refusal to serve
- 471. Gear
- 472. Whip usage
- 473. Disguising identity of horses
- 474. Fraud, corruption and conduct detrimental to racing
- 475. Attempting to pervert inquiry
- 476. Direction of Controlling Body
- 477. Actions resulting in inconsistent running
- 478. Forcing passage
- 479. Carrying out
- 480. Talking with drivers after check
- 481. Conduct injurious to participants
- 482. Approaches to officials
- 483. Threats and coercion related to race entry
- 484. Aiding, abetting counselling and procuring offences
- 485. Concealing offences
- 486. Horse known to be unfit
- 487. Bad conduct before proceedings
- 488. Disclosure of information
- 489. Betting by owners and drivers
- 490. Drivers not to enter public areas
- 491. Transferring tickets
- 492. Attempts

PART 42—ADMINISTRATION AND DETECTION OF DRUGS

- 493. Tests and examinations
- 494. Property in swabs and samples
- 495. Interference with the Stewards
- 496. Withdrawal from a race
- 497. Drug free racing
- 498. Evidentiary provisions
- 499. Pre-race treatment
- 500. Pending inquiry horse not to compete
- 501. Possession of drugs and syringes
- 502. Post-race disqualifications

PART 43—DRIVERS AND OFFICIALS UNDER THE INFLUENCE OF ALCOHOL OR DRUGS

- 503. Requirements to undergo testing and to submit samples for analysis
- 504. Drivers under the influence
- 505. Failure to comply with requirement to provide sample
- 506. Prescribed percentage of alcohol in the blood
- 507. Prescribed quantity of cannabis in urine
- 508. Approved apparatus
- 509. Definitions

PART 44—REGISTRATION OF SIREs

- 510. Register of sires of standardbred horses
- 511. Registered studs

PART 45—ARTIFICIAL BREEDING

- 512. Definitions
- 513. Compliance with laws
- 514. Licences
- 515. Conditions on artificial breeding permission
- 516. Registration of approved artificial breeding station
- 517. Notice of approval of station
- 518. Display of licence
- 519. Only approved persons to perform artificial breeding
- 520. Conditions on artificial breeding technician's licences
- 521. Stallion owner notification requirements
- 522. Artificially bred horses not distinguished
- 523. Artificial breeding prior to permission
- 524. Compliance
- 525. Penalties
- 526. Results of services
- 527. Certificate of service on foaling

PART 46—NAMING AND REGISTRATION OF HORSES

- 528. Requirements for registration
- 529. Horses must be named
- 530. Application for names
- 531. Information required on applications
- 532. Named horses from outside W.A.
- 533. Refusals and cancellations of registrations and naming
- 534. Allocation of name
- 535. Registration Assessment Certificate
- 536. Name to be used
- 537. Register of horses
- 538. Change of name
- 539. Inspection of horse before first race
- 540. Property in Registration Assessment Certificate
- 541. Amendments to Registration Assessment Certificate
- 542. Racing age
- 543. Name of horses over 7 years old

PART 47—MISCELLANEOUS REGISTRATION

- 544. Death or disposal of horse
- 545. Gelding
- 546. Owner's consent to gelding
- 547. Horse owned by minor
- 548. Breaches of naming and registration rules

PART 48—FOREIGN OR INTERSTATE REGISTERED HORSES

- 549. Registration
- 550. Responsible local person

PART 49—BRANDING

- 551. Horses to be branded
- 552. Branding procedure

PART 50—OWNERSHIP OF HORSES

- 553. Owners and managers registered
- 554. Changes of ownership recorded and authorised
- 555. Controlling body control of transactions
- 556. Sydicate defined
- 557. Partnership less than 6 persons
- 558. Undertaking by sydicate
- 559. Assumed names
- 560. Use of assumed names
- 561. Disclosure of proper name

PART 51—SYNDICATES

- 562. Requirements for syndicates
- 563. Syndicate/partnership managers
- 564. Stake money and managers
- 565. Parties responsible for own agreement
- 566. Re-registration of syndicates
- 567. Syndicates to be registered
- 568. Application for syndicate registration
- 569. Contents of applications
- 570. Previously registered syndicates
- 571. Application fees
- 572. Certificate of Registration
- 573. Controlling Body control over registration
- 574. Effect of disqualifications
- 575. Register of syndicates
- 576. Cancellation of registrations
- 577. Communications with syndicates
- 578. Termination of syndicate
- 579. Changes in composition
- 580. Ownership and leasing of horses
- 581. Breaches of syndicate rules
- 582. Rules binding

PART 52—LEASES

- 583. Leases to be lodged for registration
- 584. Registration
- 585. Notices to controlling body
- 586. Effect of unregistered lease
- 587. Leases and racing
- 588. Powers of Controlling Body to check leases and ownership
- 589. When leases may be registered

PART 53—TRANSFER OF INTERESTS IN HORSES

- 590. Notice
- 591. Notice details
- 592. Transfers before meetings
- 593. Notices and registration
- 594. Date of transfer
- 595. Transfers to part-owners
- 596. Compliance
- 597. Transfers during leases

- 598. Engagements and transfers or leases
- 599. Liabilities for payments
- 600. Leases ending similar to transfer
- 601. Controlling Body control over transactions

PART 54—NOTICES

- 602. Serving of notices

PART 55—TIME

- 603. Variation of time periods
- 604. Computation of days
- 605. Holidays
- 606. Days when Controlling Body is closed

PART 56—BOOKMAKERS AND BOOKMAKERS' CLERKS

- 607. Bookmakers to be licensed
- 608. Bookmakers' clerks
- 609. Compliance
- 610. Betting Control Act regulations
- 611. Stewards to determine betting disputes
- 612. Stewards and matters affecting betting
- 613. Bookmaker betting limits
- 614. Field size in relation to place payouts
- 615. Bookmakers' scratching deductions—withdrawal of horse or horses
- 616. Conduct of bookmakers
- 617. Pre-draw betting

PART 57—THE TOTALISATOR

Division 1—General Provisions

- 618. General Rules Applicable To Totalisators

Division 2—Calculation of Dividends—Losing Bets Method

- 619. Win Totalisator
- 620. Place Totalisator

Division 3—Calculating Dividends—Return of Stake Method

- 621. Win Totalisator—special method of calculation on application
- 622. Place Totalisator—special method of calculation on application
- 623. All up bets
- 624. Quinella
- 625. Forecast Quinella
- 626. Swinger Quinella
- 627. Tierce
- 628. Trifecta
- 629. Quartet
- 630. Doubles
- 631. Jackpot
- 632. Copy of rules

RULES OF TROTTING

PART 1

DEFINITIONS

Definitions

1. In the interpretation of these Rules and of any programme of a harness racing meeting held thereunder, the marginal notes thereto and punctuation marks shall not be deemed to be a part of the said Rules and shall not affect their construction and the following words in inverted commas shall, unless the context otherwise indicate or require, have or include the several meanings set against them respectively, that is to say:

"ADVERTISED" means published in the official calendar and/or as an official advertisement in a newspaper, television, radio or by poster or notice, officially issued by any Club or Controlling Body.

"ADVERTISED RACE" means a race for which entries are invited by advertisement and includes a race held at a harness racing meeting or sports meeting.

"AGE OF A HORSE" shall refer, unless the context shows otherwise, to the racing age of a horse and shall be reckoned as beginning on 1st September in the racing year in which it is foaled if foaled on or after that date provided that if foaled before that date it shall be reckoned beginning on 1st September in the previous year.

"ALL CLEAR" means the signal given by the All Clear Steward of a meeting indicating that settlement of any bets or wagers or payment of totalisator dividends on a race may proceed according to the Judge's placings or any subsequent amendment of the Judge's placings made before "All Clear" is signalled and further that stake money shall be allocated according to those placings, apart from any holding period for the purpose of subsequent Stewards' placings.

"APPEAL" means to call upon any Appeal Tribunal to decide whether a decision or penalty has been properly made or imposed by a committee of a Controlling Body, or the Stewards or officials of any Club, acting under these Rules.

"APPEAL COMMITTEE" means any Body of persons appointed by the Controlling Body or enactment of law, to hear appeals made under these Rules.

"ARREARS" means any monies payable under these Rules by any person or Body and any monies due and owing to the Controlling Body any Club or other Body under

any claim in any wise relating to the sport of harness racing which monies remain unpaid for twenty eight days (28) after payment thereof becomes due and includes any monies specifically declared by these Rules to be arrears and any unpaid bets due to a Bookmaker but shall not include any personal debts to any individual or debts arising out of private commercial dealings except as provided for in these Rules.

"ASSUMED NAME" means a name used when more than four but less than seven persons, own, lease or have an interest in a horse or used as permitted by the Controlling Body.

"ATTENDANT" means a person engaged to assist an owner or trainer in stabling and parading a horse during a meeting.

"AUSTRALIAN BREEDING SEASON" shall mean the same season as is referred to in the Racing Year.

"AUSTRALIAN HARNESS RACING COUNCIL" means the Council of Controlling Bodies throughout Australia.

"AUTHORISED AGENT" means the person duly authorised in writing by another person to perform any act on behalf of such person required by these Rules.

"BIRDCAGE" means any stable area, enclosure or place on a racecourse used for the accommodation of horses competing at a meeting.

"BLEEDER" means a horse which has suffered an attack of bleeding of any quantity from both nostrils, originating from the respiratory system and diagnosed as such after proper veterinary opinion.

"BODY" means and includes any Club, Racing Club, Association, Society, or combination of persons or Clubs and where the context permits, includes the Controlling Body.

"BOOKMAKER" means a person registered and licensed as such by the Betting Control Board to whom a permit to act as such has been issued by the Controlling Body.

"BREEDER" means the owner or in the case of a duly registered lease the lessee of the dam at the time of foaling.

"BREEDING SEASON" shall be deemed to mean the same season as the Racing Year.

"CENTRAL REGISTRAR OF NAMES" means the official appointed by the Australian Harness Racing Council to approve, allot and record the names of all registered harness racing horses in Australia.

"CERTIFICATE OF REGISTRATION" means the Registration Assessment Certificate.

- "CHAIRMAN OF STEWARDS"** means the person appointed by the Controlling Body to direct and control all Stewards including the appointment of a Chief Steward and other Stewards employed by a Controlling Body to officiate at race meetings.
- "CHECK CLERK"** means the person appointed by the Club conducting the meeting to examine the colours dress and whip of and to verify the drivers participating in races and to distribute saddle and head numbers to be carried by each starter.
- "CHECKED IN"** means that all horses and drivers of horses have proceeded to the designated "check in" point after the running of a race for the placing of horses by the "All Clear" Steward.
- "CHECKED OUT"** means that a driver has reported to the "Check Clerk" prior to the running of a race and has received all official equipment to be worn by or attached to the horse or driver.
- "CHIEF EXECUTIVE OFFICER"** or **"GENERAL MANAGER"** or **"SECRETARY"** is the person appointed by and under the direction of a Controlling Body to administer the affairs and decisions of a Controlling Body as such, relating to policies associated with harness racing administration.
- "CHIEF STEWARD OF MEETING"** means the person appointed by the Chairman of Stewards or his deputy to be in control of Stewards at a particular meeting.
- "CLAIMING RACE"** is a race in which any horse accepted to start therein may be claimed for a designated sum of money in accordance with the Rules of Claiming Races.
- "CLASSIC RACE"** means a non handicap race for horses of the same age and/or sex whether 2 or 3 or 4 years old designated as such by the Controlling Body and in which all horses start from the front mark.
- "CLEARANCE"** means a statement officially issued in good faith by a Controlling Body of a State or Country certifying that a person or horse has been or is registered on the official records of that Controlling Body and that jurisdiction over the stated person or horse is passed to another Controlling Body. A clearance means that the person or horse was held in good standing unless the contrary is stated.
- "CLERK OF THE COURSE"** means the person appointed by the Club conducting the meeting to assist the marshalling of horses prior to a race and to assist the Starter and/or Stewards whilst the horses are on the racetrack.
- "CLUB"** means a Club duly registered under these Rules or any other Body on whose programme there is any harness race.

- "COMMITTEE"** means in relation to any territory the committee or members of the Controlling Body in such territory, and includes the Body of persons by whatever name designated charged with the control of harness racing in that State or Territory.
- "COMMITTEE OF THE CLUB"** or **"COMMITTEE OF ANY CLUB"** means the Committee of any Club or Body registered with a Controlling Body and means also the Body of persons by whatever name designated charged with the general management of the affairs of the Club or Body under its Rules or constitution.
- "COMPANY"** means a company incorporated or registered under any Act or Ordinance of any State or Territory while it remains so incorporated or registered and also includes an Overseas Corporation which is registered with or approved by any recognised overseas harness racing Controlling Body.
- "COMPLAINT"** means an accusation or allegation of a commission of a breach of these Rules.
- "CONTINGENCY"** relating to stakes means and includes any condition whereby any person is entitled to any share in the future stake earnings of any horse.
- "CONTINGENCY"** means any condition in an agreement, transfer document or licence whereby an event may occur which will bring about a specified alteration in the terms of such agreement document or licence or will render the same null and void, or will render the same binding on the parties.
- "CONTROLLING BODY"** means a Body of persons which by convention or recognition or an enactment of law is deemed to be in control of harness racing in a particular State or Country.
- "CO-OWNERSHIP"** means ownership by two or more persons either jointly or in common.
- "COURSE"** or **"RACECOURSE"** means and includes any race or harness racing track or showgrounds and any training ground under the ownership or control of the Controlling Body or any Club and includes all enclosures thereof and includes a paceway.
- "DISQUALIFY"** or **"DISQUALIFICATION"** in relation to a horse means to expel a horse before, during or after such race and/or to refuse the registration of any change of ownership and prevent a horse from being trained or raced on any registered course by registered persons for a specified period of time.
- "DISQUALIFY"** or **"DISQUALIFICATION"** in relation to a person means a period of expulsion and unconditional exclusion from the harness racing industry applied by the Stewards or Controlling Body so as to absolutely prohibit a person from entering any course during the currency of any harness racing meeting or from entering

the stable area of any licensed person and shall also mean prohibition of registrations of changes of ownership of horses by such persons.

"DRIVER" shall apply mutatis mutandis to **"RIDER"** and means a person holding for the time being a licence or permit to drive or ride issued under these Rules.

"DRUG" in relation to a horse entered for a race means—

- (a) any substance capable of affecting the central or peripheral nervous system, the cardio-vascular system, the respiratory, alimentary/digestive, muscular/skeletal or urogenital systems, or the physiological buffering capacity of the body of a horse;
- (b) any hormone, vitamin administered other than orally, analgesic, tranquiliser, stimulant, depressant, anti-inflammatory drug or coagulant; and
- (c) any other substance used as an ingredient in formulating or preparing a drug or prohibited substance referred to in paragraphs (a) or (b) for the purpose of rendering the same in a form suitable for application, ingestion or administration.

"DRUG" in relation to a person means any substance the administration or ingestion of which either entirely or beyond certain levels is prohibited by law or these Rules.

"ENTRY" includes the nomination of a horse for a race.

"EVENT" includes "Race".

"FINAL DETERMINATION" means a decision from which no appeal lies under these Rules.

"FIRM" means any individual or number of individuals (excluding companies) carrying on business in Australia under a firm or business name which name is and remains registered under any statute or Ordinance of any State or Territory of the Commonwealth of Australia or the Dominion of New Zealand relating to business names.

"FOREIGN HORSE" means a registered standardbred horse foaled outside Australia.

"FREE RANGE SERVICE" means the service of a mare by a stallion during a period when both animals are allowed to run freely together at a time of such service.

"FREEZE BRANDING OFFICER" means the official appointed by the Controlling Body to identify and freeze brand standardbred horses as required by these Rules.

"FRONT" and **"FRONT MARK"** means the handicap mark allotted to those horses to race the minimum advertised distance for any race.

"GOOD STANDING" means in relation to a person that he is eligible to be registered as an owner or to be licensed and in relation to a horse that it is eligible to be trained and to race.

"GYMKHANA" see **"TRIALS"**.

"HANDICAP MARK" is the mark allotted to a horse by the Handicapper in any race.

"HANDICAP RACE" means a race in which automatic and/or allowances are made and applied by the Handicapper for the purpose of equalising a horse's chances of winning, whether or not there is any adjustment made to such allowance.

"HANDICAPPER" means a person or persons for the time being appointed and designated by the Controlling Body to handicap.

"HANDICAPPING REGULATIONS" mean the Rules or regulations approved by a Controlling Body to govern the handicapping of horses in that State.

"HAND SERVICE" means any natural service which is not free range service and which is controlled by the stallion owner or authorised agent or lessee or his designated substitute.

"HARNESS RACING STUD" see **"STUD"**.

"HEAT" means a race held for the purpose of determining which horses will qualify for another race.

"HORSE" shall unless inconsistent with the context mean any horse, mare, colt, filly, gelding, crypt orchid (double rig) or mon orchid (rig) trained for raced in or intended to be raced in a race but shall in respect of Part 44 of these rules only also mean any horse, mare, colt, filly or gelding registered or notified under these rules.

"INTEREST" in respect of a horse includes every right or intent in respect of the ownership or lease of a horse and includes the registered membership of a syndicate which owns or leases a horse, and derivatives of the word "interest" shall in this context be construed accordingly.

"INTERSTATE HORSE" means a horse which is registered in a State in Australia and is cleared to another State for racing or breeding purposes.

"JOINT INTEREST" means in relation to the ownership or lease of a horse that there is more than one person registered as the owner or lessee.

"JOINT OWNERSHIP" means in relationship to the ownership of a horse either jointly or in common.

"KEEPER OF THE STUD BOOK" means the person appointed by the Australian Harness Racing Council to keep records of sires, mares and foalings.

"LEASE" is a document transferring a property interest in a horse for a limited period of time.

"LESSEE" means the person to whom a horse is leased.

"LESSOR" means the owner from whom a horse is leased.

"LICENCE" is a document issued by a Controlling Body permitting the person or Club named thereon to perform the activity or function stated thereon for the period specified thereon.

"LICENSED HARNESS RACING MEETING" means any meeting at which betting or wagering is legal under the legislation applying in the State or Country concerned.

"LICENSEE" means a person holding for the time being any licence issued under these Rules.

"LIST OF DISQUALIFICATIONS" means any list of disqualifications of persons and horses published or compiled by or with the authority of a Controlling Body.

"LOCAL REGULATION" means the Rules or regulations prescribed by the Controlling Body for application solely within the State concerned.

"MAIDEN" means a horse defined as such in the handicapping regulations.

"MANAGER" means such natural person as shall have the power solely or subject to conditions to control all matters relating to the ownership registration racing or breeding of a horse.

"MATCH" means a winner take all race.

"MEETING" means a harness racing meeting.

"MEMBER OF A SYNDICATE" shall include any person who has any interest of any kind and to any extent in any syndicate or in any company, partnership or combination of persons constituting or forming part of a syndicate whether such interest be by way of membership, individual ownership or part ownership, shareholding, stockholding, directorship or employment by a company such as to be an "officer" within the meaning assigned to that term by the Companies Act of the States and Territories of the Commonwealth of Australia, and "membership" and all other derivatives and applications of the word "member" shall, for the purpose aforesaid, be construed accordingly.

"MOBILE START" means the start of a race effected by means of a mobile barrier which leads a field of horses arranged in one or more lines behind such barrier and following it until the designated starting point of the racing so that at such point the horses will be in motion.

"MONTH" means a calendar month unless the context otherwise determines.

"MOVING START" is a start in which the Starter shall signal a start whilst all the horses, or a horse running in a Time Trial are in motion at the starting post but is not a start governed by a mobile barrier.

"NATURAL SERVICE" means the serving of a mare whereby the semen of the stallion is introduced into the mare directly by the ejaculation of such semen from the

stallion into the mare during the act of copulation and includes the assistance of hand service but excludes any form of artificial insemination.

"NEWS MEDIA" means a newspaper, and/or radio or television.

"NOMINATION" means the entry of a horse for a race and includes the nomination of a person for a position under these Rules.

"NOMINATOR" means the owner (or owners) or, authorised agent if the horse be leased, the lessee (or lessees) by or on whose behalf a horse is entered and includes the Racing Manager of any syndicate which has entered a horse for a race and any person exercising the right of a nominator under the Rules by reason of the death of a nominator, the sale of a horse with engagements, the termination of a lease or otherwise.

"OBJECTION" means a verbal or written statement against the eligibility of a horse for a race or for a handicap mark in such race or against the Judge's placings in a race after the "All Clear" has been signalled.

"OFFICIAL" means any person employed, engaged or appointed by the Controlling Body, a Club or association for the purpose of conducting its race meetings, tracks, training tracks, offices, business or affairs or any incidental matter.

"OFFICIAL CALENDAR" means the publication for the time being designated as such by a Controlling Body and includes "Official Gazette". Notification in the official calendar by the authority of a Controlling Body shall be deemed to be full notice throughout the territory of such Controlling Body to any and every person concerned of all matters and things so notified.

"OWNER" in relation to a horse means the person who at law is entitled to the property in the horse and includes the person entitled to the reversion therein at the expiration of a lease and includes every person who has or is entitled to such an interest jointly with any other person or other proprietary interest and where the context so requires includes the agent or any owner acting on his behalf. "Own" and "Owned" have a corresponding meaning.

"PACEWAY" refers to "course".

"PACING" includes trotting except in the case of races for pacers only.

"PAID OFFICIAL" means any person who for the time being is employed by any Club at its meetings or in its operations or by the Controlling Body and receives in respect of such employment any emolument, wages or salary.

- "PARTNERSHIP"** means for the purpose of racing or breeding a combination of not more than six persons, and "Partner" shall have an appropriate meaning accordingly.
- "PAY UP TIME"** is the time prescribed by these Rules as the latest time for making all payments in respect of an acceptor in that race being the time prescribed by these Rules or, if there be a later time stated in the conditions of the race, that time.
- "PENALTY"** means and includes warning off, disqualification, suspension, cancellation or withdrawal of licence or of registration, alteration of the placing of a horse, reduction in status of a driver or a fine.
- "PERFORMANCE"** means a start in any race, division or advertised public exhibition of speed against time.
- "PERMIT TO TRAIN AND/OR DRIVE"** means an authority issued by a Controlling Body permitting the person named therein to train or to drive in such races as are designated by the Controlling Body or its authorised officers.
- "PERSON"** means natural person, a company duly incorporated or firm or partnership or syndicate.
- "PLACED HORSE"** means a horse placed in accordance with these Rules by the Judge or any other person duly authorised to act as his substitute.
- "PRESCRIBED FORM"** means the form in that behalf required by these Rules and if not so required then such form as the Controlling Body may from time to time prescribe or require.
- "PRIZEMONEY"** see "STAKE".
- "PRODUCE RACE"** is a race for the progeny of named sires or dams.
- "PROHIBITED SUBSTANCE"** in relation to a horse entered for a race has the same meaning as "Drug".
- "PROTEST"** means a verbal or written dissent made to the Stewards from the Judge's placings in a race before "All Clear" is signalled.
- "PUBLICLY ANNOUNCED"** means and includes advertised or notified by advertisement or by written notice exhibited at the office or Club or other Body or as the case may require in a conspicuous place on the race-course or by broadcasting by course amplifiers.
- "QUALIFYING DIVISION"** means a race held solely for the purpose of determining which horses will be eligible to contest a subsequent race. A qualifying division is penalty bearing except as provided for in the Handicapping Regulations.

"RACE" or **"RACING"** means any heat, event, organised trial conducted under race conditions, plate, purse, stakes, cup, match, sweepstakes, contest or division, or performance against time.

"RACECOURSE INSPECTOR" means the person appointed by the Controlling Body or Club conducting the meeting or a person appointed by government authority to supervise the activities of all persons on the racecourse.

"RACECOURSE" or **"RACETRACK"** refers to "course".

"RACE MEETING" means "harness racing meeting" and any meeting at which any trotting or pacing race is held which is open to the public on payment of fee or otherwise and which has been advertised.

"RACING MANAGER" in the case of a company or syndicate shall mean a natural person appointed as Racing Manager pursuant to these Rules: in the case of a lease or a transfer shall mean the natural person named in the lease or transfer as the Racing Manager and if no natural person is so named then it shall mean the lessee or transferee who is first named.

"RACING YEAR" means the period beginning on 1st September in any calendar year and ending on 31st day of August next following provided that prior to 1st August, 1988, the racing year shall conclude on 31st July in each year, and the 1988 racing year shall commence on 1st August, 1988.

"REGISTER" means a written record at the office of the Controlling Body or the act of registering in accordance with these Rules.

"REGISTERED FOAL" means a foal which has been accepted for registration by the Controlling Body after the foal notification.

"REGISTERED HORSE" means a horse which has been entered into the Register kept for that purpose by a Controlling Body.

"REGISTERED PERSON" means a person registered under these Rules as an owner or lessee or member of a syndicate as a person having an interest in a registered horse.

"REGISTRAR" means the official appointed by the Controlling Body to examine and process applications for registration or the amendment or cancellation of the same in accordance with these Rules and shall include Deputy Registrars.

"REGISTRATION ASSESSMENT CERTIFICATE" includes name certificate, assessment card or any other form or document issued by a Controlling Body to certify

that the horse referred to therein is eligible to participate in all activities under these Rules as far as the obligations as to registration are concerned.

"RESTRICTED MEETING" means a Harness Racing meeting held by a Club or Body registered under these Rules at which the total prizemoney for each event shall be restricted to the maximum amount applicable in the handicapping regulations for a "Show Penalty".

"RULE", "RULES", "THESE RULES" "RULES OF HARNESS RACING" mean one or more or the whole of these rules.

"SADDLECLOTH" includes in addition to saddlecloth any disc or other device used in lieu thereof or in conjunction therewith for the purpose of exhibiting the horse's number whether it be placed on the horse or the driver or attached to the gear or sulky.

"SALE RACE" means any race for which eligibility requires a horse to be nominated for sale and sold at such sale.

"SECRETARY" see "Chief Executive Officer".

"SECTIONAL TIME" means maximum time prescribed by a Controlling Body for any section or for the whole of any race permitted to be raced by any driver without penalty according to any Rule providing for such maximum times for any such race.

"SHOW HARNESS RACING" means harness racing events raced at agricultural, horticultural or industrial shows where stakemoney may be given but where no betting or wagering is permitted.

"SPECIAL LEASE" means a lease under which the legal owners of a horse or horses grants to the lessee named therein a lease of a horse for a fixed term under which the lessee named therein is obligated to pay by way of rental fixed sums periodically and which are unrelated to stakes won by the horse or horses named therein and to pay such legal owner on the expiration of the term of the lease a fixed sum therein.

"SPORTS MEETING" means a meeting of any kind whatsoever held by any Club or Body other than a Club registered under these Rules at which any harness racing race is held and the harness racing programme for which has been approved by the Controlling Body.

"STABLE AREA" includes "Birdcage".

"STABLE HAND" means any person employed by an owner or trainer of harness racing horses in or about the management, care, control, breaking, gaiting, training or racing of such horses or in or about the management, care or attention of harness racing horses.

"STAKE" means prize given and includes money, trophy or any other award whatsoever.

- "STAKES"** when used in reference to betting means the sums of money deposited or guaranteed by the parties to a bet or wager.
- "STANDARD BRED"** means a horse, whether pacer or trotter, which is accepted by or acceptable to the keeper of the Australian Harness Racing Stud Book for inclusion in such Book, provided that its progenitors on both the Sire's side and the Dam's side for three generations immediately past, have been accepted in such Book, or are acceptable, even though they have not been approved, for acceptance by the keeper of such Book.
- "STARTER"** when used in reference to betting means a horse that has been called to the barrier by the Starter and has not, before "All Clear" is notified, been declared by the Stewards to be a non-starter.
- "STARTER"** means the person appointed by a Club or Controlling Body as the starter of the races at a meeting and includes a duly appointed substitute.
- "STATE-BRED HORSE"** for general purposes is a horse foaled in the area of control of a Controlling Body and that has been registered by or notified to and recorded by the Controlling Body of such State.
- "STEWARD"** or **"STEWARDS"** means and includes one of the persons appointed by the Controlling Body (and includes Supervisors appointed or approved by the Controlling Body to control harness racing at sports meetings or agricultural shows) and also includes patrol Stewards to control harness racing.
- "STIPENDIARY STEWARD"** means "Steward".
- "STUD"** means a farm or stable or place where registered stallions and/or mares are located for breeding purposes.
- "STUDMASTER"** means the person responsible within the Rules for having charge, care, control or supervision whether delegated or otherwise, of a registered stallion or stud.
- "STUD PREMISES"** means an area of a stud set aside for the collection of semen, insemination of mares and veterinary work room associated with the operation of an artificial breeding programme.
- "SUSPENSION"** or **"SUSPEND"** means the imposition for a specified or unspecified period of a penalty withholding in the case of a person any licence right or privilege or in the case of a horse a bar against the horse from racing.
- "SWEEPSTAKES"** means a race in which the stakes in whole or in part are to be made by the owners of the horses entered to go to the winner or other horse or horses placed and any such race shall remain a sweep-stake although money or other prize be added and although the word "cup" be used in the official name or description of such race.

- "SYNDICATE"** means a group of more than six natural persons or a company or firm or a stud which are bound by registered agreement to own or lease a horse.
- "TERRITORY"** means that State or part of a State in which each Controlling Body shall heretofore have exercised or may hereafter exercise jurisdiction and control over harness racing.
- "TIME TRIAL"** means a performance by one horse against time as provided under these Rules.
- "TOTALISATOR AGENCY BOARD"** or **"T.A.B."** or similarly named off-course Totalisator Agency Board means the Body appointed by the legislative enactment in the Territory of control of a Controlling Body to regulate off-course betting.
- "TRAINER"** means a person engaged in the training of a horse or horses who has direction and control of the training of such horse or horses so that he is granted a licence for that purpose.
- "TRAIN"** includes prepare, educate and exercise a horse to race or trial.
- "TRAINING COMPLEX"** means and refers to each training track and the facilities and lands appurtenant thereto which are used by trainers for the training of horses.
- "TRAINING ESTABLISHMENT"** shall mean the place or places at which there are stabled all horses trained by or in the custody or control of a licensed trainer or applicant for a trainer's licence and the term shall extend to and include all places at which such trainer or applicant shall store or keep all feed, additives, medicines, veterinary or other preparations used by him or which he has acquired for the purpose of feeding or administering to horses which he so trains or which are in his custody or control and shall also include the place or places at which he stores or keeps all harness gear and other equipment used by him in the training of horses.
- "TRIALS"** or **"GYMKHANAS"** mean non-betting organised exhibitions or tests held on approved courses under such Rules and regulations as a Controlling Body may prescribe.
- "TROTting"** includes pacing except in the case of races for trotters only.
- "TROTting GROUND"** means any land which is used for harness racing races under these Rules.
- "TROTting MEETING"** means "race meeting".
- "UNPAID FORFEIT LIST"** means the Unpaid Forfeit List constituted under these Rules.
- "VALUE OF RACE"** means the amount actually payable as stakes including the value of any trophies and any other prize of monetary value.

“WARNED OFF” means a notice of a decision by resolution issued by a Controlling Body or by a Club absolutely prohibiting the person named thereon from entering any course, training establishment or other place under its control.

“WESTBRED” means a horse conceived as a result of service by a stallion registered and standing in Western Australia at the time of service.

“WINNING” in relation to a race means being placed first and includes a dead-heat for first place, walking over and receiving forfeit but not being awarded second or any lower place.

“WINNINGS” means and includes any stake money actually credited to any horse whether receivable by its owner or any other person in connection with the running of any advertised race in any country and includes the value of any trophies, prizes or incentives advertised as a condition of the race.

PART 2
APPLICATION OF RULES

Name Of Rules

2. These Rules may be cited as the Rules of Trotting 1993.

Deemed Knowledge Of Rules And Duties Etc.

3. (a) Any person, Club or other Body who takes part in any matter coming within these Rules shall be deemed to have the knowledge that Rules are in existence for the regulation and control of the harness racing industry and have been published and are available for inspection on reasonable request and shall thereby consent to be bound by them and this shall apply irrespective that such person, Club or Body shall have or shall not have perused these Rules or any regulations of Controlling Body or Club or any amendment thereof.
- (b) All persons and Bodies to whom these Rules are declared to apply shall at all times be deemed to have notice of these Rules and to have full knowledge thereof and of all notices and matters published in the Official Calendar and of their rights, duties, liabilities and obligations hereunder, and be bound by the decisions and acts of all tribunals and persons authorised by these Rules to act and give decisions.

Persons And Bodies Bound By These Rules

4. These Rules shall apply to all races and race meetings as defined by these Rules and shall also apply to and be binding on:
- (a) the Controlling Body, its members, officers and servants;
 - (b) all Clubs, its committee, members, officers, Stewards and servants;
 - (c) every Club and other Body having harness racing events on its programme or any one of its programmes and the committee, members, officers, officials and servants of such Club or Body;
 - (d) all licensed and other persons suffered or permitted in or about a harness racing stable, training complex or in connection with the, management, care, control or superintendence of race horses and their training or driving or breeding stock;
 - (e) all registered persons whether domiciled in Australia or otherwise;
 - (f) all persons who shall enter, nominate, accept or withdraw or start any horse for any race;
 - (g) all persons who shall import a foreign horse into Australia;

- (h) all persons who shall apply for any licence, permit or certificate for the issue of which provision is made under these Rules;
- (i) all persons who shall apply for any totalisator ticket at any meeting, or bet with a registered bookmaker;
- (j) all persons who shall apply for admission to or attend any course on which any race meeting is held or official trial or any training complex; and
- (k) every person who in any manner directly or indirectly by himself or by any other person, on his own behalf or on behalf of any other person, does or attempts to do any act or thing for the purpose of securing any right, benefit or privilege which he or any such other person is not entitled to receive under these Rules, or to evade any disability or penalty of any kind which has been imposed on him or on any such other person or to which they may respectively become liable by or under these Rules. In this Rule, person shall include Body or Association.

Application Of Rules To Horses

5. These Rules shall apply to any horse:

- (a) as soon as it is taken in hand by any person for the purpose of being trained for harness racing;
- (b) whether taken in hand or not as aforesaid, as soon as it is notified or registered under these Rules;
- (c) irrespective of the two preceding paragraphs, at all times when it is in possession or ownership of a disqualified person, or (during the period of disqualification) while it is in the possession or ownership of any person to whom it was sold or otherwise disposed of after the commission of the offence in respect of which the disqualification of such disqualified person was imposed;
- (d) generally when anything is required or otherwise provided to be done under these Rules in respect of such horse or the doing of which is forbidden.

Application Of Rules To Races

6. These Rules shall apply to all trotting and pacing races held under the management, control or direction of the Controlling Body and shall be read and construed as the Rules of the Controlling Body and shall apply to all races held under the management of any registered Club and to all harness racing meetings registered or conducted by the Controlling Body.

Commencement Of Rules

7. These Rules shall come into force on 1 September 1993 and all previous rules of trotting and racing made by the Western Australian Trotting Association (Incorporated) shall be repealed from and including that date.

Decisions Of The Controlling Body On Interpretation

8. The Controlling Body shall be the sole authority for the interpretation of these Rules and the decisions of the Controlling Body on any question of interpretation or upon any matter affecting harness racing or the administration of harness racing affairs in the State of Western Australia shall be final and binding on all persons or Bodies coming within the operation of these Rules.

PART 3**STEWARDS****Appointment Of Stewards**

9. To assist in the control of harness racing, Stewards shall be appointed according to the Rules of the respective Controlling Bodies, with the powers set out in these Rules.

Commencement Of Penalties

10. Subject to these Rules all penalties imposed by Stewards shall commence from the time they are imposed PROVIDED THAT the Stewards for good reason may direct that a penalty may commence at a later time.

Stewards' Powers

11. The Stewards, as appointed by the Controlling Body, shall have the whole control of matters related to racing and, either in co-operation with the Registrar or by delegation of authority, breeding, registration and licensing matters and ensure that these Rules are observed and enforced. In furtherance of, and not in limitation of, all the powers so conferred expressly or by implication in these Rules, the Stewards may, in respect of any matter, meeting, agricultural show, gymkhana, trial or any other meeting registered or unregistered or where training is taking place on a training track, complex or establishment:

Control Officials And Others

- (a) Regulate, control, inquire into and adjudicate upon the conduct of all the officials mentioned in the next succeeding paragraph and of all owners, trainers, drivers and persons attending on horses, bookmakers and clerks, and other persons.

Driver or trainer unfit

- (b) At any time before a race substitute a driver of the horse in the race or withdraw a horse to be driven by any driver or under the training of any trainer, if they are of the opinion that such driver or trainer is in any way unfit to drive or carry out his responsibilities.

Remove Official

- (c) Remove any official during and for the duration of the meeting and may appoint another person to act in the place of the person so removed and may also appoint a deputy of or assistant to any official.

Remove Driver

- (d) Remove any driver and to substitute another in his place.

Require Proof Of Ownership

- (e) At any time require proof that any horse is not wholly or in part owned by a person whose ownership of such horse would make it ineligible to race and to require the person in whose name such horse is owned or leased to produce the Registration Assessment Certificate and any

proof of ownership or other interest in the horse, and failing the production to their satisfaction of any such proof take such action as is deemed fit in the circumstances.

Examine Horses

- (f) Order at any time an examination by such person or persons as they shall direct of any horse:
 - (i) for the purpose of ascertaining whether such horse is the horse it is represented to be; or
 - (ii) for the purpose of ascertaining whether a breach of these Rules has been committed in which case all persons making such examination shall have the power and right to do all such things as they may deem necessary or advisable for the purpose of obtaining full information as to such alleged breach; or
 - (iii) for any other purpose they may think fit; and to make a recommendation to the Committee of the Controlling Body as to the payment of the expenses of any such examination as they may deem just.

Drug Testing

- (g) Make or cause to be made of any horse or carcass any test in their opinion desirable to determine whether any drug has been administered to any horse.

Impose punishment

- (h) Punish at their discretion any person who in their opinion is guilty of any misconduct or breach of these Rules.

Control offensive behaviour

- (i) Fine, disqualify or suspend for any period any person guilty of improper or offensive behaviour towards any Steward, or member or official of the Controlling Body or any official or any member of the Committee of the Club acting in his official capacity.

Order payment of costs

- (j) Order the payment, by any person found guilty of a breach of these Rules, of any costs, including without limitation the costs of any test or examination, incurred by the Controlling Body or the Stewards in relation to any inquiry into the breach, and:
 - (i) incurred at the request or instance of the person; or
 - (ii) occasioned by the conduct of the person.

Control misconduct and Rule breaches

- (k) Punish at their discretion where no penalty is specially provided by these Rules any official, owner, trainer, driver or other person guilty of any misconduct or breach of these Rules by:
 - (i) imposing a fine;

- (ii) imposing suspension or disqualification for such period and subject to such conditions as they shall think fit;
- (iii) disqualifying for such period and upon such terms as they shall think fit any horse in respect of which such misconduct or breach may have taken place; or
- (iv) imposing cumulative penalties.

Determination of matters for which these Rules make no provision

- (l) Determine in such manner as they think fit any matter arising in connection with a meeting for which no provision is made by these Rules or to make a recommendation to the Controlling Body or to refer the matter to the Controlling Body for a decision. No person shall have any claim against any Body in respect of any loss suffered by reason of the exercise of any power by this Rule conferred.

Other powers to consider and determine

- (m) Consider and determine:
 - (i) all complaints, objections and protests and matters in relation thereto;
 - (ii) any matters in connection with the driving or running of any horse;
 - (iii) all matters submitted to them by the Controlling Body;
 - (iv) all questions of the application or interpretation of these Rules insofar as the same is necessary for the purpose of the exercise of their functions;
 - (v) all questions of qualification of persons or horses;
 - (vi) any dispute relating to betting or wagering or delegate if they think fit all or any of their powers under this Rule to a Betting Supervisor provided that either party to a dispute if dissatisfied with the decision given by a Betting Supervisor may have such dispute brought before the Stewards, except where Betting Control Board Rules conflict, for their determination.

Prohibit horse from starting

- (n) Declare ineligible to start again at any meeting or for such further specified or indeterminate period on such conditions as they think fit any horse whose form is unsatisfactory or whose behaviour at the barrier or during a race is, in their opinion, adverse to the performance of any competitor.

Stop, reschedule and declare races void

- (o) For any reason deemed proper declare a race void or may stop a race and order it to be run at a time which in their opinion is an appropriate time and may make such order as to betting as they may deem fit.

Appoint Deputy

- (p) Appoint a deputy or deputies.

Record evidence

- (q) Record in writing or in such other manner as the Controlling Body shall think fit the evidence taken at any enquiry held under these Rules.

Publish decisions

- (r) Publish in any newspaper, or elsewhere any punishment imposed or any decision made by them in the exercise of their powers under these Rules.

Use of photography

- (s) Employ photography, film and video tapes to investigate any matter and to conduct inquiries and to arrive at decisions made under these Rules.

Impound carcass

- (t) Impound the carcass of a dead horse and to authorise an autopsy to determine cause of death.

Powers Of Stewards At Other Types Of Meeting

12. Notwithstanding anything contained in these Rules, Stewards or supervisors appointed or approved by the Controlling Body to control harness racing races at agricultural shows, gymkhanas or sports meetings shall have all the powers and duties of Stewards as are set out in these Rules.

Appointment Of Stewards

13. The Controlling Body shall appoint such number of Stewards as it deems fit but not less than three (3) in number who shall be the Stewards of all harness racing meetings conducted within the metropolitan area of any Capital city and shall have the powers and duties of the Stewards as hereinbefore set out.

Stipendiary Stewards

14. (a) When required a registered Club shall appoint a Steward or Stewards, one of whom shall officiate at each meeting conducted by the Club, and the person so officiating shall in connection with the meetings for which he is appointed be deemed for the purpose of these Rules, other than Rule 13, to be a Stipendiary Steward.
- (b) If practicable, one or more of the Stipendiary Stewards appointed by the Controlling Body shall attend wherever registered races are held and he or they with any Steward or Stewards appointed by the Club promoting such races shall be the Stewards in control with the powers and duties of Stewards as herein set out.
- (c) The number of Stewards including those appointed pursuant to Rule 13 and sub Rule 14 (a) to officiate at a meeting of a registered Club shall be determined by the Controlling Body or Chairman of Stewards acting as its Agent.

- (d) Subject to the last preceding sub-Rule, when one or more Stipendiary Stewards appointed by the Controlling Body, is or are available, such Stipendiary Steward or Stewards shall officiate at a meeting of a registered Club.
- (e) Whenever practicable, one at least of the Stewards appointed by a Club shall be a person who ordinarily resides outside the district in which the Club is situated.
- (f) When required a Club shall appoint for each of its meetings at least two patrol Stewards, who shall perform such duties as are assigned to them by the Chairman of Stewards but shall not otherwise act as nor be deemed to be Stewards within the meaning of these Rules.
- (g) When no Stipendiary Steward is available for a meeting conducted by a Club, the Chairman of Stewards appointed by the Controlling Body in accordance with sub-Rule (b) of Rule 16, may appoint such person as he shall think fit to be a Steward for such meeting.
- (h) A Steward appointed in accordance with the last preceding sub-Rule shall, in connection with the meeting for which he is appointed, be deemed for the purpose of these Rules, other than Rule 13, to be a Stipendiary Steward.
- (i) If the Controlling Body's Stewards are not present at the racecourse of the Club conducting a meeting within two hours of the advertised starting time of the first race, the Committee of the Club shall thereupon exercise the power conferred under sub-Rule 16 (d) and appoint Stewards including a Chairman not exceeding three in number in readiness to officiate provided that should the Controlling Body's Stewards arrive at the racecourse before or during the duration of the meeting they shall as soon as practicable replace the Stewards appointed by the Committee.

Duration Of Powers

15. Except where these Rules otherwise provide, the powers of the Stewards in respect of all matters concerning nominations and withdrawals of horses and drivers for a race meeting shall commence at the time of entry and in respect of a race meeting shall commence at eight o'clock in the morning of the first day of the meeting, and shall continue for all purposes relating to any matter connected with or arising out of race meetings until such matters are resolved.

Stewards—Majorities, Chief Stewards And Chairmen

Majority of Stewards to have full power

- 16. (a) A majority of the Stewards appointed to officiate at any meeting shall form a quorum and shall have all the powers hereby given to the Stewards. The Chief Steward of the meeting shall have a casting vote in the addition to a deliberative vote.

Chairman of Stewards

- (b) A Chairman of Stewards shall be appointed by the Controlling Body.

Chief Steward of Meeting—Metropolitan

- (c) In the case of harness racing meetings in the metropolitan area of any capital city the person who shall act as Chief Steward of the meeting shall be the Chairman of Stewards appointed by the Controlling Body which may appoint a Deputy Chairman of Stewards to act in the absence of the Chairman of Stewards.

Chief Steward of Meeting—Country

- (d) In the case of meetings conducted by a Club outside the metropolitan area of any capital city the Chief Steward of the Meeting shall be appointed by the Controlling Body or by the Chairman of Stewards, provided, however, that should no such appointment be made or the appointed Chief Steward of the meeting fails to arrive then the Stewards for the meeting shall select the Chief Steward of the meeting from amongst their number.

Reporting Penalties

17. The Chairman of Stewards or Chief Steward of a meeting shall report all penalties imposed to the Secretary of the Controlling Body or Chairman of Stewards within 48 hours of the conclusion of the hearing at which such penalties were imposed.

Steward Not Present At Meeting

18. In the event that no Steward appointed by the Controlling Body is present at any meeting the following persons in order of preference shall act as a Steward:

- (a) a Steward appointed by the Controlling Body but not for that meeting;
- (b) an official of the Controlling Body or member of the Committee of the Controlling Body;
- (c) a Club Steward;
- (d) the Chairman or President of the Club;
- (e) a Member of the Club;
- (f) a Starter approved by the Controlling Body;

Conflict Of Interest

19. (a) No Steward shall act or be present at the hearing of or determination of any matter in which he is in any degree pecuniarily or otherwise interested or affected nor shall any Steward adjudicate upon any dispute, protest or matter in which he is involved in a personal (as opposed to an official) capacity.
- (b) No Steward shall bet or be interested in any wager or bet on any horse race.

- (c) No Steward shall knowingly place himself in the position involving a conflict of interest with his duty as a Steward and every Steward shall disclose any possible conflict of interest to the Controlling Body which shall take such action as it thinks fit.

Exclusion And Removal From Course

20. The Stewards and Racecourse Inspectors may exclude and cause to be removed from all places under their control:

- (a) all persons required by these Rules to be excluded and removed from any racecourse;
- (b) all persons and horses whose names for the time being appear on the list of disqualifications of a Controlling Body or in any other list mentioned in these Rules;
- (c) all persons who have been declared by any Club or the Controlling Body in any country with which the Controlling Body has or shall have entered into reciprocal relations and any Club affiliated to or subject to the jurisdiction of any such Club or Controlling Body or by the Stewards of any such Clubs or Controlling Body to have been guilty of any corrupt or fraudulent practice so long as the sentence in respect of any such person remains in force;
- (d) all persons whose presence the Stewards or the Racecourse Inspector or Betting Supervisor may deem undesirable;
- (e) all persons warned off its courses by the Controlling Body of any State or Territory or by any Club duly registered under these Rules or by the Controlling Body of racing or greyhound racing in any State or Territory.

Entrance Fee Not Irrevocable Licence

21. Notwithstanding that any person liable to be excluded or removed under the last preceding Rule may have paid to enter a racecourse or any enclosure therein he shall not by reason of such payment be deemed to have acquired an irrevocable licence to go into or remain in such racecourse or enclosure and the Stewards, their officers or agents, including any Racecourse Inspector, may remove such person from such racecourse or enclosure without being liable to any action at law or suit in equity in respect of such removal.

Controlling Body To Have Stewards' Powers

22. All the powers conferred on the Stewards of a race meeting may be exercised by the Controlling Body except during the currency of such meeting, and the provisions in this part contained as apply to the Stewards shall in any case apply *mutatis mutandis* to the Controlling Body.

Stewards May Enquire Into Any Incident At Trial Or Training Track

23. The Stewards may enquire into any incident arising at any organised trial or registered training track and take appropriate action against any person found guilty of any breach of the Rules or breach of Regulations laid down for the conduct of such trial or the use of such training track and may also take any action deemed necessary in respect of any horse in accordance with the Rules.

Conduct Of Inquiry

24. The Stewards may of their own volition and at their entire discretion or at the direction of a Controlling Body institute and pursue to conclusion any inquiry for the purpose of ascertaining whether any breach of the Rules has occurred or whether any disqualified or undesirable person has any connection with or influence upon harness racing and/or any licensed trainer or driver of a nature capable of proving detrimental to harness racing and if such connection or influence is established to their satisfaction the Stewards may fine, suspend or disqualify any person and/or licensed trainer or driver involved or recommend to the Controlling Body that such person be warned off.

Stewards' Decisions Final

25. The decisions of the Stewards shall, subject to rights of appeal to the Racing Penalties Appeal Tribunal and the powers of the Controlling Body, be final.

PART 4**POWERS OF ENTRY OF AUTHORISED OFFICER
UPON LAND****Authorised Officer**

26. In this Part the term "authorised officer" includes:

- (a) an official of the Controlling Body;
- (b) the Chairman of Stewards or person acting as Chairman of Stewards;
- (c) a Steward or Stewards in control of a registered race meeting or authorised by the Chairman of Stewards or by the person acting as Chairman of Stewards;
- (d) the Registrar and/or a person authorised by him;
- (e) a Freeze Branding Officer;
- (f) an official Veterinary Surgeon and;
- (g) a person authorised by the Controlling Body.

Power To Enter Premises

27. An authorised officer may at any time enter upon land owned or occupied by a licensed or registered person or occupied by permission, lien or licence of a licensed or registered person for any purpose following:

- (a) to inspect, examine and test a horse registered under these Rules;
- (b) to take a blood, saliva or urine sample or swab from a horse registered under these Rules;
- (c) to inspect security arrangements and/or stocks of medication, preparations, chemicals, instruments, applicators, syringes, harness or harness devices and any other object or thing which may be capable of use in the preparation, training or racing of horses;
- (d) to inspect any premises used for breeding, whether by natural means or artificial insemination and of any horses or devices or medicaments or substances found therein;
- (e) to inspect any document and record relevant to the ownership, leasing, breeding, training or racing of any horse;
- (f) for any purpose which may reasonably assist in determining whether an offence against these Rules is being or has been committed or whether any condition of any licence or registration issued or permission granted by the Controlling Body has been or is being breached, and for such purpose to take and impound or take into custody or remove any object or thing or to retain the same for use as evidence.

Obligations Towards Authorised Officers

28. All persons to whom these Rules apply who are found upon the said land shall:

- (a) permit an authorised officer to remain upon the land for so long as such officer may reasonably require;
- (b) produce any horse which the authorised officer may wish to examine or otherwise require;
- (c) permit a blood, saliva or urine sample or swab to be taken from any horse or any test, veterinary or otherwise, to be conducted with respect to such horse;
- (d) produce the certificate of registration or other documents which are then in their possession with respect to any horse upon such land;
- (e) supply with information and render such physical assistance as the authorised officer may reasonably require;
- (f) permit the making of such photographic record as the authorised officer may require to be made;
- (g) supply and render to any authorised officer, any sample or swabs, medications, preparations, chemicals, instruments, applicators, syringes, harness or harness device and any other object or thing which may be capable of use in the preparation, training or racing of horses, any registered horse or devices or medicaments of substance used for breeding, or any records or documents relevant to the ownership, leasing, breeding, training or racing of any horse.

Obstructing Authorised Officers

29. A person to whom these Rules apply who:

- (a) fails to comply with any obligation imposed upon him by the foregoing Rule;
- (b) assaults or attempts to assault an authorised officer in the execution of his duty under the Rules relating to the exercise of his power of entry upon land;
- (c) uses abusive, insulting, offensive, obscene or threatening language to an authorised officer in the exercise or attempted exercise of such duty;
- (d) obstructs or attempts to obstruct an authorised officer in the exercise of such duty,
shall commit an offence under these Rules and may be punished therefor.

Produce Registered Horse

30. If an authorised officer shall require that a horse registered under these Rules and then shown in the records of the Controlling Body to be located at the place entered upon be produced to him and if such horse be not thereupon produced or if accurate information as to the whereabouts of that horse be not thereupon supplied the Controlling Body may suspend the registration of

such horse until after such time as it shall be produced to the authorised officer or such other person at such place as the Controlling Body may nominate for any of the purposes set out in Rule 27 hereof.

Notice Of Suspension

31. (a) Notice in writing shall forthwith be given to any lessee and/or owner of a horse suspended under the preceding Rule which notice shall state:
- (i) the reason for the suspension; and
 - (ii) the name of the person to whom and the place at which the horse is to be produced.
- (b) The registration of a horse named in the notice referred to in this Rule and which is not produced as required within one month of the date of such notice shall be automatically cancelled, unless good cause is shown to the Controlling Body as to why it should not be so cancelled.

No Action Against Official

32. An authorised officer who enters and remains upon land owned or occupied by a person as described in Rule 27 for any of the purposes set out in Rule 27 hereof shall not thereby commit a trespass thereon and no action shall be brought or maintained against such officer or the Controlling Body for any damages or relief in respect of such entry or remainder.

Indemnity Against Claim

33. No claim at law or in equity shall be maintainable by a person to whom these Rules apply against any authorised officer in respect of any action performed by him for the purpose of giving effect to his powers and/or duties under the above Rules and such officer shall stand indemnified against any such claim by all licensed or registered persons or bodies in relation to whom any action is being taken or enquiry is being made by such officer.

PART 5**POWERS OF CONTROLLING BODY****Control Of Harness Racing**

34. The Controlling Body shall have the exclusive control and general supervision of harness racing within its territory.

Matters Not Dealt With In Rules

35. If any question arises which is not or which is alleged not to be provided for by these Rules, and which has not been determined by the Stewards under the power conferred upon them by Rule 11 it shall be determined by the Controlling Body.

Powers Of Controlling Body

36. The Controlling Body in furtherance and not in limitation of all powers conferred on it or implied by these Rules shall have power at its discretion:

Appeals

- (a) To hear and determine an appeal as provided for by these Rules subject to any relevant legislation governing a particular Controlling Body.

Delegation of power

- (b) (i) To delegate to any member, officer, or employee of the Controlling Body any of its powers or functions under these Rules, except this power of delegation;
- (ii) any such delegation shall be revocable at will and shall not derogate from the power of the Controlling Body to act itself in any such matter.

Licences

- (c) To grant licences or permits to drivers, trainers and such persons as may apply for any licence or permit under these Rules or the Rules of any Controlling Body and at any time to suspend or revoke any such licence or permit or to refuse to grant a licence or permit without disclosing any reason therefor.

Inquiries and Punishment

- (d) To make enquiry into and deal with any matter relating to harness racing and to fine, suspend or disqualify any person for any breach or non-observance of these Rules.

Exercise powers of Stewards

- (e) To exercise all the powers given by Rule 11 to the Stewards in respect of the matters referred to therein except during the currency of a race meeting.

Enforce Punishments of other Controlling Bodies

- (f) Subject to the law of the State of the Controlling Body to confirm or adopt and enforce any suspension or disqualification or other penalty imposed by the Commit-

tee or Stewards or any racing or harness racing Club of the Commonwealth or of any recognised racing or harness racing Club in any other country.

Adopt, Remove or Modify Punishment

- (g) Subject to the law of the State of the Controlling Body to adopt, remove or modify any disqualification, suspension or other penalty by any Stewards or Body under its control upon such terms and conditions as the Committee of the Controlling Body shall think fit, but the fact of such removal or modification shall not entitle any person to any right to claim for damages on any ground whatsoever.

Annul punishment

- (h) Subject to the law of the State of the Controlling Body to annul any disqualification or suspension imposed by any Stewards or Body under its control and thereupon all disabilities incurred in consequence of such disqualification or suspension shall be removed as if such disqualification or suspension had never been imposed, but the fact of such annulment shall not entitle any person to any right or claim for damages on any ground whatsoever.

Give notice of Rule amendments

- (i) To give notice to other Controlling Bodies of amendments to these Rules.

Publish Decisions

- (j) To publish in any racing gazette, calendar, official organ or any newspaper or announce elsewhere any decision of the Committee or Stewards.

Affiliate with other bodies

- (k) To become a member of or to affiliate with the Australian Harness Racing Council and Inter Dominion Harness Racing Council and/or any other National or International Body or Organisation and to recognise any Association of registered Clubs or harness racing meetings and approve of their Rules, Articles or Constitution.

Appoint sub-committees

- (l) To appoint sub-committees consisting of its own members and/or other persons as it may think fit to investigate a specific matter or matters and to receive and adopt recommendations emanating from such sub-committees.

Remuneration of sub-committees

- (m) Any sub-committee appointed pursuant to the above sub-Rule shall receive such remuneration as the Committee may think reasonable provided that no remuneration shall be paid to any member of the Committee.

Racecourse Inspectors

- (n) To appoint a Racecourse Inspector or Inspectors who shall undertake such duties as may from time to time be directed.

Appeals Tribunal

- (o) Subject to the law of the State of the Controlling Body to constitute an Appeal Tribunal with power to hear, decide and finally determine appeals under these Rules and to appoint members thereto and fix the remuneration of such members.

Power To Warn Off

37. The Controlling Body under the hand of an authorised officer thereof may at any time in its or their absolute discretion warn any person off any course or the Committee of a Club may at any time at its absolute discretion warn any person off the course which it controls.

PART 6
INQUIRIES

Inquiry Powers

Power to Hold Inquiry

38. (a) In addition to the powers conferred by Rules 11 and 36 the Controlling Body or the Chairman of Stewards, or any Steward or Stewards, or any other person or persons appointed by the Controlling Body or the Chairman of Stewards, shall have power at any time to hold an inquiry into and adjudicate or report upon any matter that the Controlling Body or Chairman of Stewards considers it advisable to investigate.

Control of Inquiry

- (b) At any such inquiry or investigation by the Stewards (or by any other person or persons appointed as aforesaid) the Chairman of Stewards or the appointed nominee shall be in complete control of the inquiry.

Adjourn Inquiry

- (c) The Stewards shall have the right to adjourn any inquiry from time to time.

Recording Evidence

- (d) The evidence at any such inquiry or investigation or any adjournment thereof shall be committed to writing or recorded in such other manner as the Controlling Body shall think fit.

Reporting to Controlling Body

- (e) The evidence taken upon any inquiry or investigation and the decision of the Stewards, both certified by the Chairman as correct, shall forthwith, upon the giving of such decision, be forwarded to the Controlling Body.

Inconsistent Running

39. (a) The Stewards may review and consider the running of any horse competing at any meeting or meetings. If the Stewards are satisfied that the performance or performances of such horse is or are inconsistent or unsatisfactory even though any such performance has already been dealt with they may declare it ineligible for such time as they think fit, to start at licensed and registered harness racing meetings; and if they are satisfied that a member of the connections of the horse was involved in its faulty performance they may suspend such person or disqualify him and may also disqualify the horse.
- (b) The powers conferred upon Stewards under this Rule may be exercised by the Chairman of Stewards upon information supplied to him by the Steward or Stewards who officiated at either or both of the race meetings

referred to and it shall not be necessary that the Chairman of Stewards shall have officiated at either or any of such race meetings.

Horse Not Permitted To Start

40. Upon the Stewards, under the power vested in them by the last preceding Rule, recommending that a horse be not permitted to start for any specified period, the horse concerned shall not thereafter be started in any race unless and until the recommendation has been rejected by the Controlling Body or the period mentioned in the recommendation has expired or is terminated by such Controlling Body.

Order To Trial Horse

41. The Stewards may order any driver selected by them to trial any harness horse racing at any meeting.

Refusal To Trial Horse

42. Any driver refusing to comply with any order of the Stewards given under the last preceding Rule, and any person after being notified of such intended trial by any Steward or official of the Club refusing to allow such trial or in any wise interfering with or altering the gear or hobbles of such horse without the consent of the Stewards shall be liable to be disqualified or suspended for such period as the Stewards think fit and/or to be fined by the Stewards.

Stand Down Pending Result Of Inquiry

43. Pending the decision of the Stewards on any inquiry or in connection with any protest, objection or complaint, the Controlling Body or Stewards may direct that the horse shall not be allowed to compete in or be nominated for any race and/or that the driver shall not be allowed to drive or otherwise take part in any race and/or that no horse of the owner or trainer shall be allowed to compete in or be nominated for any race.

Take Possession Of Horse Or Gear

Power to take possession

44. (a) For the purpose of ensuring compliance with these Rules or of ascertaining whether there has been any breach thereof, the Stewards or any person authorised for the purpose by the Controlling Body shall be entitled at any time or place to take and during such periods as the Stewards or such other person shall think fit to keep possession of any horse, gear, equipment or thing and to test and examine the same.

Refusal to Deliver up Possessions

(b) A person who refuses or fails to deliver up any horse, gear equipment or thing in his possession when required by the Stewards or a person authorised for the purpose by the Controlling Body to do so, shall be guilty of an offence against these Rules.

No Liability

- (c) Neither the Controlling Body nor any person acting in accordance with sub-Rule (a) of this Rule shall be liable for any loss, damage or injury of any kind whatsoever arising out of or occurring during the taking or keeping of possession of any horse, gear, equipment or thing pursuant to sub-Rule (a) of this Rule.

PART 7
RE-HEARINGS

Power To Re-Hear

45. If after the Stewards have given their decision on any matter, new evidence touching such matter is produced to them within 14 days after having given such decision, they may subject to any legislative enactment re-hear the matter.

Notification Of Re-Hearing

46. The Stewards, if intending to conduct any such re-hearing, shall, a reasonable time before the date fixed for such re-hearing, notify the Controlling Body and any other person directly affected of the time and place of such rehearing.

Order Re-Hearing

47. The Controlling Body or Appeal Tribunal may order or direct the Stewards to re-hear or re-consider any matter determined by them and in such event such Stewards shall within fourteen (14) days after such order or direction has been notified by the Secretary of the Controlling Body, re-hear the matter.

Rule 435 To Apply

48. On any such re-hearing, the provisions of Rule 435 shall mutatis mutandis, apply; provided that if any person whose evidence is desired resides away or is absent from the place where such re-hearing shall be heard then their evidence may be taken in such manner as the Stewards conducting the re-hearing shall, with the approval of the Controlling Body or Appeal Tribunal arrange.

Decision After Re-Hearing

49. Upon any re-hearing, the Stewards may confirm, reverse or vary the decision originally given.

Appeal Vacated

50. If, before any re-hearing held under the provisions in this part contained, any appeal shall have been lodged, such appeal shall, upon the determination of such re-hearing, be deemed to be vacated.

Rights Of Appeal

51. The same rights of appeal shall exist in respect of the decision given upon any re-hearing as existed in respect of the decision given upon the first hearing.

Costs

52. On any application to the Controlling Body for a re-hearing being granted it may after the hearing thereof in addition to any other penalties ordered by it direct that the person, Club or other Body which applied for the re-hearing shall pay such costs of the re-hearing as it may deem reasonable.

PART 8**PENALTIES****Breach Of Rules-Club**

53. If, in the opinion of the Controlling Body, any Club has committed any breach of these Rules or been guilty of an act or omission discreditable or injurious to the sport of harness racing affairs, the Controlling Body may fine such Club and/or may cancel or suspend either absolutely or conditionally the Certificate of Registration thereof.

Breach Of Rules-Person

54. Any person who, in the opinion of the Controlling Body or Stewards, has committed any offence against these Rules or has failed or refused to observe any of the provisions thereof, may be suspended or disqualified for any specified period or during the pleasure of the Controlling Body or the Stewards as the case may be or for life and/or be fined unless some other penalty has hereinbefore been provided in these Rules for a particular offence.

Maximum Fine and Time for Payment

55. A fine imposed under Rule 54 shall not exceed twenty thousand dollars (\$20,000.00) and shall be due and payable forthwith.

Malpractice Or Misconduct

56. If it be brought to the knowledge of the Stewards or Committee of a Club or the Controlling Body that any owner, driver, or trainer shall have been guilty of any malpractice or misconduct relating to harness racing herein specifically provided for or of any culpable negligence in any way relating to the running of a horse, it shall be competent for the Stewards, Committee or the Controlling Body to inflict a fine, disqualify, or take such steps in the matter as they may deem fit.

Penalty Imposed On Horse

57. Any horse in connection with which any offence against these Rules shall have been committed may be disqualified for any specific period or for life.

Suspension Of Penalty

58. The Stewards may suspend any fine or period or part period of suspension not exceeding a period of one month, for such period not exceeding twelve months, on condition that the offender does not breach any Rule of harness racing within the period of said suspension of penalty. If the offender is not guilty of such breach in such period, the penalty shall be waived. If the offender commits a further breach within such period the Stewards may order such person to serve the original penalty or pay the fine, in addition to any penalty imposed for the second breach.

Definition—Stewards

59. In the interpretation of the Rules under this part the word "Stewards" shall be deemed to include any two (2) or more of the Controlling Body's Stewards or one (1) Steward when acting under Rule 38.

Controlling Body—Penalties

60. (a) The Controlling Body may at any time whether or not an appeal has been brought before it, either increase, reduce or vary any penalty imposed at any time by the Stewards.
- (b) The Controlling Body may at any time review a penalty imposed or adopted by it, and may vary, increase or reduce such penalty in such manner as it deems fit.

Racing Penalties Appeals Tribunal Decisions

61. Notwithstanding the provisions of Rule 60 the Controlling Body shall not review or consider an appeal on any matter or decision which has been dealt with by the Racing Penalties Appeal Tribunal of W.A.

PART 9**UNPAID FORFEIT LIST****Unpaid Forfeit List**

62. A list to be known as the "Unpaid Forfeit List" (hereinafter in this Part referred to as "the list") shall be kept by the Secretary of the Controlling Body at its office.

Arrears To Be Listed

63. There shall be placed on the list all arrears within the meaning of these Rules that have been duly notified to the Secretary of the Controlling Body and established to the satisfaction of the Controlling Body for that purpose.

Contents Of List

64. Every entry in the list shall state the name of the person by whom and the name of the horse (if any) in respect of which and the Body or person to whom the arrears are due and the amount and details of such arrears.

Notification Of Arrears

65. If there shall be owing to any person or Body any arrears as defined by these Rules, such person or Body may notify to the Secretary of the Controlling Body the name of the person or Body by whom such arrears are due, together with full particulars thereof, including the period for which the amount has been owing and when demand for payment was last made.

Entry On List

66. The Controlling Body upon being satisfied of the accuracy of such particulars and upon the giving of such security as the Controlling Body may require by the person or Body giving such notification shall cause the Secretary of the Controlling Body forthwith to make an entry in the list of such arrears.

Bookmakers' Arrears

67. Where a bookmaker seeks to have arrears, being an unpaid bet, placed on the list, the Bookmaker shall provide to the Secretary of the Controlling body written advice that the Bookmaker has taken all reasonable steps to recover the arrears.

Indemnity By Body Notifying Arrears

68. Any person or Body giving such notification to the Secretary of the Controlling Body shall hold harmless and keep indemnified the Controlling Body and any person under its direction from all damages and consequences which it or any such person acting under its direction may sustain pursuant to such notification.

Payment Of Arrears To Be Made To Controlling Body

69. Arrears which have been placed on the list must be paid direct to the Secretary of the Controlling Body before the name or names are removed from the list. The date of the receipt of payment of arrears to the Secretary of the Controlling Body, his deputy or assistant at his office shall be deemed to be the date of removal from the list.

Removal Of Arrears From List

70. Upon receipt by the Secretary of the Controlling Body, his deputy or assistant of the full amount of any arrears, or on receipt by him of satisfactory evidence that the same has been paid to the person or body entitled thereto, he shall forthwith remove the notification of such arrears from the list.

Remittance Of Arrears

71. Upon any arrears being paid to the Secretary of the Controlling Body he shall forthwith remit the same to the person or body entitled thereto.

Approval Of Controlling Body To Removal From List

72. No notification of arrears shall be removed from the list except:

- (a) by the Chairman or President of the Controlling Body in any case where such name has appeared continuously in the list for at least six years, or
- (b) by the Controlling Body.

Removal From List Not Discharge

73. No arrears shall be deemed to be discharged by reason solely of the fact that the notification of the same has been removed from the list.

Effect Of Appearing On List

74. So long as the name of any person appears in the list or the unpaid forfeit list or equivalent list published or compiled by the recognised racing or harness racing authority of any other State or country:

- (a) No horse shall be entered for any race by a person or that person's spouse either as owner or agent; and
- (b) No horse which has been entered in any race by a person or that person's spouse or in his name shall be eligible for such race unless the transfer of the horse has been specially approved by the Controlling Body; and
- (c) No horse owned by a person or that person's spouse or in his name or in which he has a registered interest shall be transferred to any person unless specially approved by the Controlling Body.

- (d) No horse in which a person has any registerable interest or which is proved to the satisfaction of the Controlling Body or the Stewards to be under such person or such person's spouse's training, management, control or superintendence or on his or her property, shall be eligible to be entered for or start in any race; and
- (e) Such person shall be excluded from all places under the control of the Stewards of any registered Body.

Effect Of Horse Being On List

75. So long as the name of any horse appears in any Unpaid Forfeit List it shall not be eligible to be entered for or to start in any race.

Notification To Australian Harness Racing Council

76. The Secretary of the Controlling Body shall notify the Secretary of the Australian Harness Racing Council of the names of any persons or Bodies affected by the application of Rules 74 or 75 for notification to all other Controlling Bodies.

Breach Of Rules

77. Any person who knowingly enters for or starts in any race any horse ineligible pursuant to the Rules in this part to be so entered and/or started, may be fined by the Controlling Body or Stewards and such horse may be disqualified from the race.

Horse On List Entered For Race

78. If any person shall be prevented by the last preceding Rule from entering for or starting in any race any horse through the non-payment of arrears for which that person is personally liable, that person may pay the arrears to the Controlling Body whereupon the horse's name shall be removed from the list and the horse shall be eligible to be entered for and to start in any race, provided that no other arrears in respect of such horse are in the meantime inserted in the list and is otherwise qualified.

Entry On List Of Person Paying Arrears

79. If any person paying any arrears in accordance with the last preceding Rule so requests, the name of the person who was liable to make such payment shall, with the consent of the Controlling Body, be written in the list in respect of the amount so paid as arrears due to the person so paying.

Payment Of Arrears For Horse Before Race

80. Notwithstanding any contrary provisions in these Rules, if any person shall in bona fide ignorance of the fact that the name of such horse is in the list enter a horse for any race, such entry shall be valid if such person shall, on becoming aware that such horse is in the list, and before the race, pay and discharge all arrears in respect of which the entry in the list has been made.

Dishonoured Payment

81. If a person or Body bound by these Rules, tenders to a Club or Body a cheque or other negotiable instrument in respect of a race, which is subsequently dishonoured on account of there being no or insufficient funds in such person's or Body's banking account at the time such cheque or instrument is presented for payment, the Stewards, after making due enquiry into the circumstances may disqualify the horse (in respect of which such cheque or other negotiable instrument was tendered) from the race or for such period as they shall determine.

Dishonoured Payment And Unpaid Forfeit List

82. If any person or Body bound by these Rules tenders to a Club or Body a cheque or other negotiable instrument which is subsequently dishonoured on account of there being no or insufficient funds in such person's or Body's bank account at the time such cheque or instrument is presented for payment, the Controlling Body of the State in which such dishonour occurs, may place the name of the person or Body on its Unpaid Forfeit List, and upon the placing of the name of such person or Body on the list, the provisions of this part shall apply forthwith.

PART 10**DISQUALIFICATIONS AND SUSPENSIONS****Effect Of Suspension**

83. (a) A suspended person shall not be permitted to drive in any race at any registered meeting, at any registered show, nor at any registered gymkhana where prizemoney or trophies are distributed, nor shall a suspended person be permitted to drive in specially arranged Time Trials whether or not prizemoney or trophies are distributed at any registered meeting, show or gymkhana.
- (b) A suspended driver shall not be permitted to drive in trials without the prior approval of the Stewards.
- (c) No person whose licence to train has been suspended shall train, assist in or supervise the training of a registered horse or take part in the preparation or presentation of a horse engaged to race at a meeting, picnic meeting, show, or gymkhana.
- (d) No person whose licence to train has been suspended shall take part in the preparation or presentation of a horse for a trial without the prior approval of the Stewards.
- (e) When a person's licence to train is suspended no horse in the control or custody of that person shall be:
- (i) permitted to compete at any meeting, picnic meeting or gymkhana during the period of such suspension; or
 - (ii) permitted to enter any trial without the prior approval of the Stewards.
- (f) It shall be a defence for a person charged with training a horse during a period of suspension under sub-clause (c) of this rule to prove that the person exercised the horse only to the extent necessary to keep the horse in good health.
- (g) When a person has any other right, privilege or licence suspended the person's right to exercise such privilege or licence shall be in abeyance for the period of such suspension.

Cumulative Penalties

84. The Stewards shall have power to impose cumulative penalties.

Disqualified Person Able To Train Pending Appeal

85. Should a disqualified person appeal against his disqualification in accordance with these Rules, he may, on application and at the discretion of the Controlling Body be permitted to continue the training of horses during the period between the time of his

disqualification and the decision of his appeal. A horse so trained, however, shall not be eligible to be entered for or start in any race.

Lessor Disqualified

86. If the lessor of a horse is disqualified, neither such lessor nor, unless the Controlling Body otherwise determines, the husband, wife, son or daughter of such lessor, shall receive or be paid or entitled to recover from any Club the lessee or other person the stake or any part thereof won by such horse during the period of such disqualification; and such stake shall be reduced by the amount to which such lessor would have been entitled by virtue of any agreement between the lessor and the lessee of the horse.

Disqualified Persons Or Family Unable To Train

87. (a) No person who is disqualified shall enter, nominate, train, drive or race any horse during the period of such disqualification.
- (b) No person who is closely associated, whether by family connection or otherwise, with a disqualified person, shall enter, nominate, train, drive or race any horse during the period of his disqualification, if in the opinion of the Stewards or Controlling Body, applying harness racing experience, he might be likely through such association to:
- (i) permit such disqualified person to assist, direct or advise him in any of the activities mentioned in this sub-Rule;
 - (ii) cohabit with the disqualified person in the proximity of the Training Area used by such associated person; or
 - (iii) be likely to be influenced by such disqualified person in carrying out any of the activities mentioned above.
- (c) It shall be a defence for a person charged with training a horse during a period of disqualification under sub-clause (a) of this Rule to prove that the person exercised the horse only to the extent necessary to keep the horse in good health.

Races After Expiry Of Disqualification

88. Notwithstanding anything to the contrary in these Rules contained, any disqualified person:

- (a) may, with the consent in writing of the Controlling Body first had and obtained, nominate any horse for any race to be run subsequent to the date of expiry of his disqualification; and
- (b) may during the period of his disqualification make any payments in respect of the entry of a horse before the commencement of his disqualification for a race to be run after the expiry thereof.

Effect Of Disqualification Of Horse

89. (a) No disqualified horse shall, during the term of its disqualification, be eligible to be entered or started in any race.
- (b) Where a horse is disqualified only in respect of a race that such horse shall be deemed not to have gained any placing or earned any stake which it might have gained or earned.
- (c) Where a horse is disqualified for a period such horse shall not during such period be permitted to be brought upon any course under the control of the Controlling Body or any Club for any purpose whatsoever except sale.

Payment For Race After Expiry Of Disqualification

90. Notwithstanding any contrary provision contained in these Rules, if any horse shall before the commencement of its disqualification be entered for a race to be run after the expiry thereof any payments made during the period of its disqualification in respect of such entry shall be valid.

Recording Of Disqualifications And Suspensions

91. The Secretary of the Controlling Body shall keep a list of disqualifications, and suspensions and enter therein particulars of every disqualification notified to him and of every disqualification imposed or adopted by the Controlling Body and may notify the same in any official calendar or organ.

Controlling Body To Control List

92. No entry shall be made in or removed from such list unless by direction of the Controlling Body.

Effect Of Disqualification In Any Country

93. Except as provided by Rule 88 no person whose name appears for the time being in the list of disqualifications or in the list of disqualifications published or adopted by the recognised harness racing or racing authorities of any country shall, whether as principal or agent, enter or run any horse in any race either in his own name or in that of any other person or train or drive any horse or be employed in any capacity in connection with the training or driving of horses and every entry theretofore made by him of any horse in which he has any interest in a race to be run thereafter shall be void as from the date of disqualification unless otherwise determined by the Controlling Body.

Disqualified Person Includes Foreign Person

94. Any person whose name appears on any list mentioned in Rule 93 shall be deemed to be a disqualified person.

Disqualification Of Person—Effect On Horses And Property

95. (a) Except as provided by Rule 88 no horse owned by any disqualified person at the time of such disqualification or subsequent thereto and during the period thereof, or which after his name has appeared in any list mentioned in Rule 93 shall be proved to the satisfaction of the Controlling Body to have been placed or permitted to continue wholly or in part under his care, training, management or superintendence or on his property shall be eligible to be entered or started in any race.
- (b) Unless permission has been granted in writing by the Controlling Body no licensee shall train or drive any horse on any property occupied or controlled by a disqualified person.

Disqualified Persons Not Permitted On Racecourse

96. (a) No disqualified person shall enter or go upon any racecourse or other place under the control of any Club or Body and upon being found on any racecourse may be removed therefrom by any Supervisor, Racecourse Inspector or official, servant or agent of the Club or Body in control of such racecourse, and any disqualified person contravening this Rule shall automatically incur the recommencement of the term of disqualification as from the last date of such contravention and may be further dealt with by the Controlling Body.
- (b) A disqualified person shall not be permitted to attend any race meetings pending the outcome of an appeal against the disqualification unless the period of disqualification shall have been stayed.

Disqualified Horse Unable To Be Trained

97. No disqualified horse shall remain under the training, care, management or supervision or upon the property of any owner or licensed trainer or the holder of a permit to train for a longer term than fourteen (14) days after the date of the disqualification, except with the express sanction of the Controlling Body unless an appeal has been lodged. Any breach of this Rule may render all other registered horses remaining under the training, care, management or supervision or on the property of such owner, licensed trainer or holder of a permit to train liable to disqualification.

Permission To Keep Disqualified Horse

98. Should the owner of a disqualified horse who is not himself disqualified desire to retain such disqualified horse in his own stable with any other horse not disqualified, he may be granted special permission in writing by the Controlling Body to do so.

Lease Voided When Lessee Disqualified

99. When the lessee of any horse has been disqualified under these Rules, the lease under which he holds the horse shall become void and the horse shall be returned to the owner thereof within fourteen (14) days, provided always that if the lessee appeals in accordance with the Rules of Harness Racing in the State concerned, then the lease shall remain in force and the lessee shall retain the horse pending the decision of the Controlling Body or appellate Body on the appeal, but if the Controlling Body or appellate Body does not lift the disqualification, the lease shall thereupon be void and the horse shall be returned to the owner within seven (7) days of the said decision.

Horse Leased From Disqualified Person

100. Unless otherwise expressly decided by the Controlling Body upon such terms and conditions as it may think fit every horse held under lease from a disqualified person (whether disqualified before or after the lease) shall be ineligible to race, except as provided in Rule 99 of this part and the lease shall become void.

Disqualified Person Not To Be Employed

101. No disqualified person shall be employed by a Controlling Body or any registered or affiliated Club in any capacity whatsoever.

Transfers And Leases And Disqualified Persons

102. When a person has been disqualified—

- (a) No transfer or lease of a disqualified horse owned by such person shall during the period of disqualification be registered or recognised by the Controlling Body.
- (b) Unless the Controlling Body shall otherwise decide, no transfer or lease of any horse owned by such person and which horse is itself not disqualified, shall during the period of his or her disqualification be registered or recognised by the Controlling Body unless and until the provisions of sub-Rule (d) of this Rule have been complied with to the satisfaction of the Controlling Body.
- (c) Unless the Controlling Body shall otherwise decide, no transfer or lease of any horse, which is partly owned or jointly leased by such person and which horse is itself not disqualified, shall during the period of his or her disqualification, be registered or recognised by the Controlling Body unless and until the provisions of sub-Rule (d) of this Rule have been complied with to the satisfaction of the Controlling Body.
- (d) Unless the Controlling Body shall otherwise decide, no horse of which he or she is the owner and which horse is itself not disqualified, shall be transferred or leased to another person unless such horse has been previously sold by public auction within twenty-eight (28) days after the date of such disqualification or within twenty-eight

(28) days after the determination of an appeal in those cases where an appeal is made and at least seven (7) days notice of such sale has been given prior to the date thereof or such other period as the Controlling Body may decide, in a daily newspaper circulating in that State, PROVIDED THAT the Controlling Body may refuse to transfer without assigning any reason, any horse sold or leased by the disqualified person, notwithstanding that the conditions prescribed herein have been complied with.

- (e) Horses leased by a person other than the disqualified person, prior to the date of disqualification shall not be subject to sub-Rule (d) hereof, unless and until the lease or any option thereto which has been exercised by the lessee shall expire during the term of disqualification.

Transfer Of Share Of Disqualified Part-Owner

103. Notwithstanding the provisions of Rule 102, where a disqualified person is a part-owner of a horse that is not subject to disqualification, the Controlling Body may upon being satisfied that it is a bona fide transfer, approve in accordance with a proposal submitted by the other part-owner or part-owners the transfer of the disqualified part-owner's share in such horse.

Misrepresentation Of Ownership

104. Any person concerned in or having knowledge of any misrepresentation which results in a disqualified person having or retaining any direct or indirect interest in a horse that is entered for a race or runs in a race and fails to notify the Controlling Body or Stewards shall commit an offence and shall be subject to the penalties prescribed in Part 8.

Breach Of Rules

105. If any trainer, driver, licensee, permit holder, or other person to whom these Rules apply shall whether at a race meeting or otherwise be guilty of any breach of the Rules of Harness Racing, misconduct, or misbehaviour or conduct calculated to injure any Club or Controlling Body or the sport of harness racing, or of any breach of these Rules, he may in addition to or in substitution for any other breach of these Rules in such case provided, be suspended or disqualified from training or driving on all or any racecourses or training grounds of Clubs or other training tracks where there are for the time being any registered horses for such period as the Stewards or the Controlling Body shall think fit.

Effect Of Disqualification On Club Member Or Office Bearer

106. (a) No person disqualified under these Rules, shall be eligible to become or remain a member of a harness racing Club, registered under these Rules, nor shall such

person be eligible to become or remain a member of the Committee, an office bearer or an official of such Club during the period of his or her disqualification.

- (b) A disqualified person, who is a member of a registered harness racing Club, shall from the date of disqualification, cease to be a member of such Club and the Committee of such Club shall determine forthwith the membership of such person, subject to any provisions for a stay of proceedings within the jurisdiction of the Controlling Body.
- (c) A disqualified person, who at the time of disqualification is a member of the Committee, an office bearer or an official of a registered Club, shall from the date of disqualification, cease to be a Committeeman, office bearer or official of such Club and the Committee of such Club shall declare vacant forthwith, any position on the Committee and/or office held by such disqualified person, subject to any stay of proceedings or subject to the provisions of sub-Rule (d) hereof.
- (d) For the purpose of this Rule "disqualification" shall include "warning off".

Documents Withheld During Disqualification

107. All documentation and registration processes concerning sires, service certificates, foaling advices and naming procedures shall be withheld by the Controlling Body during the term of disqualification, with the exception that a Controlling Body may accept for registration a foal sired by a stallion the owner of which was subsequently disqualified provided that the breeder of the foal is not himself disqualified.

PART 11
LICENSING

Types of Licence

108. The Controlling Body shall have power to issue the following kinds of licence:

Trainer's Licence

- (a) A trainer's licence which shall:
- (i) not be issued to any person under the age of eighteen (18) years;
 - (ii) only be issued to a person who has satisfied the Controlling Body that he or she is in all respects a fit and proper person to hold such licence;
 - (iii) not be issued to any person who has not previously held an owner/trainer's licence unless the Controlling Body otherwise determines that such issue is justified;
 - (iv) be subject to such other conditions that the Controlling Body may direct from time to time.

Owner/trainer's licence

- (b) An owner/trainer's licence which shall:
- (i) not be issued to any person under the age of eighteen (18) years;
 - (ii) only entitle the holder to train a horse in which he or his spouse hold a registered ownership interest;
 - (iii) only be issued to a person who has satisfied the Controlling Body that he or she is in all respects a fit and proper person to hold such licence.

Reinsperson's licence

- (c) A reinsperson's licence which shall:
- (i) be designated as:
 - (a) an Unrestricted Reinsperson's licence which entitles the holder to drive horses in any harness race in Western Australia, providing such person has previously held a "Restricted Reinsperson's Licence"; or
 - (b) a Restricted Reinsperson's licence which entitles the holder to drive horses in any harness race in Western Australia, except those excluded by the Controlling Body from time to time, provided such person has previously held a "Country Reinsperson's Licence" and meets any other conditions that the Controlling Body may impose; or
 - (c) a Country Reinsperson's licence which entitles the holder to drive in races held outside the metropolitan area provided that such race carries a career handicapping penalty only and that

such person has previously held a "Trainee Reinsperson's Licence" and meets any other conditions that the Controlling Body may impose; or

- (d) a Trainee Reinsperson's licence which entitles the holder to drive in trials prior to the holder being granted a Country Reinsperson's licence provided such person meets any other conditions that the Controlling Body may impose.
- (ii) only be issued to a person who has satisfied the Controlling Body that he or she is in all respects a fit and proper person to hold such licence.
- (iii) not be issued to any person under the age of seventeen (16) years or to any person who has reached the age of sixty five (65) years provided that a Trainee Reinsperson's licence may be issued to any person who has reached the age of sixteen (15) years.

Permits to ride

- (d) A permit to ride at any licensed harness meeting, agricultural, horticultural, pastoral or industrial show trials, sports meeting or gymkhana provided that the applicant has satisfied the Controlling Body that he or she is in all respects a fit and proper person to hold such permit.

Licences—General Provisions

109. (a) A licence or permit issued under these Rules shall be valid for the Racing Year in respect of which it is issued only.
- (b) A horse shall not be trained by any person who is not the holder of a current trainer's licence or owner/trainer's licence.
 - (c) No person shall drive a horse in any race or trial conducted under these Rules at any trotting meeting, official trial, show or gymkhana or on any registered track unless he is the holder of a licence which authorises him to do so.
 - (d) A licence under these Rules shall not be granted to a bookmaker or to a person who holds a licence or permit authorising him to be employed as a clerk by a bookmaker who is authorised to field at harness racing meetings.
 - (e) A person who becomes a member of the Controlling Body after the coming into operation of these Rules shall not be eligible to be licensed under these Rules.
 - (f) Any application for a licence or renewal of a licence issued under these Rules shall take whatever form and contain such fee as the Controlling Body shall determine from time to time.

- (g) The Controlling Body shall appoint a Licensing Sub-Committee which shall interview all applicants for a licence under these Rules prior to any such licence being granted by the Controlling Body.
- (h) The Controlling Body may at any time withhold the issue of or withdraw a licence or permit until the applicant or licensee shall have satisfied a medical practitioner nominated by the Controlling Body that such applicant or licensee is physically fit to drive and/or train.
- (i) Every application for a licence under these Rules shall be dealt with as and when the Controlling Body thinks fit. The Controlling Body may refuse any application or may grant an application subject to such conditions as it in its discretion may impose. Any conditions so imposed shall bind the holder of the licence until they are modified varied or rescinded.
- (j) The Controlling Body may without assigning any reason refuse to grant an application for any licence or to renew the same and may suspend or cancel such licence without being liable in any way for damages or otherwise by reason or on account of such refusal, suspension or cancellation.

Applications—Addresses And Names Of Horses

110. (a) Every applicant for a trainer's licence or owner/trainer's licence issued under these Rules shall on each occasion upon, which he makes application, for such licence furnish with such application written notice of the full residential address of his training establishment or training establishments.
- (b) Every licensed trainer or owner/trainer shall;
- (i) upon any change taking place in the address of his training establishment or upon his acquiring or obtaining control of a training establishment in addition to any trainer's establishment, particulars of which shall have been notified to the Controlling Body, furnish to the Controlling Body in writing within seven (7) days of the date of such change or acquisition or of the address of the place to which his training establishment has been moved or of the training establishment which he has so acquired or of which he has taken control.
 - (ii) not whilst a horse is being prepared or trained for racing stable such horse in any place other than his training establishment unless he shall have first received the permission of the Controlling Body or of the Stewards so to do.
- (c) Every applicant for a trainer's licence or owner/trainer's licence or the renewal thereof shall furnish with his application a list of all harness racing horses then being

- (i) he ceases to train a horse or a horse is transferred from his training establishment to the care of another trainer; and
- (ii) any horse is placed in his care to be trained.

Register Of Stablehands

111. (a) Every licensed trainer and every owner shall, every year, register at the office of the Controlling Body every stablehand who is or will be employed or in any way be used by him.
- (b) Every stablehand shall, every year, register at the office of the Controlling Body, provided that there shall be sufficient compliance with the provisions of this sub-Rule if the licensed trainer or owner shall have registered such person at the office of the Controlling Body pursuant to the provisions of sub-Rule (a) of this Rule.
- (c) Any person who fails to comply with the requirements of sub-Rule (a) or sub-Rule (b) of this Rule, shall be guilty of an offence and shall be liable to a penalty not exceeding Five hundred dollars (\$500) and/or be warned off any course for such period as the Controlling Body shall, in its discretion think fit.
- (d) The Controlling Body may at any time refuse to register any stablehand without giving any reason therefor.

Form Of Application To Register Stablehands

112. All applications for registration of stablehands shall be made to the Controlling Body on the prescribed form and any such application shall be accompanied by such fee, as the Controlling Body may from time to time decide.

Registration Validity Period

113. Registration pursuant to Rule 111 shall, unless cancelled or revoked, be valid for the Racing Year in respect of which it was made only.

Control Of Registrations By Controlling Body

114. The Controlling Body or a person duly authorised by the Controlling Body may grant, refuse, cancel or revoke registration of any stablehand, or impose such conditions as it shall think fit upon the registration of any stablehand, without giving any reason therefor.

Unregistered Stablehands

115. No trainer shall employ in or about his stable any unregistered stablehand.

Offences Against This Part

116. Any person who commits a breach of any sub-Rule or Rule contained in this Part shall be deemed to have committed an offence against these Rules and shall be liable to be dealt with accordingly.

PART 12**REGULATIONS FOR RACE MEETINGS****Register Of Clubs**

117. There shall be kept at the office of the Controlling Body a register of all Clubs and Bodies which desire to conduct licensed harness racing meetings or any harness racing race or races under and subject to these Rules.

Application For Registration of Club

118. (a) Any Club or Body formed for the promotion of licensed harness racing meetings or desiring to conduct harness racing races shall apply to be registered under these Rules and such application shall be in the form and signed by such persons as the Controlling Body may from time to time prescribe.
- (b) The Controlling Body may refuse or otherwise deal with the application for the registration or re-registration of any Club or Body and may cancel the registration and remove the name of any Club or Body from the above-mentioned register without assigning any reason therefor.
- (c) If the Controlling Body shall grant registration to a Club or Body the Secretary of the Controlling Body shall forthwith issue a certificate of registration which shall remain in force until the end of the current racing year of the application and the Club or Body shall thereupon become a registered Club.
- (d) Every application under this Rule shall be accompanied by such fee as specified by the Controlling Body.

Club To Be Incorporated And Submit Certain Documents

119. (a) It shall be a condition precedent to any grant of registration that the applicant Club shall be an incorporated body.
- (b) All applications for registration other than applications for re-registering, shall be accompanied by a certified copy of the certificate of incorporation of the applicant Club.
- (c) A Club shall, within 14 days of its annual general meeting or in any event by no later than 31 December in any year, submit to the Controlling Body a copy of the Balance Sheet, an Income and Expenditure Account and an auditors report laid before the applicant Club or Body, with respect to the previous financial year.
- (d) All applications for registration and re-registration shall be accompanied by a certificate from an insurance company nominated or approved by the Controlling Body verifying that insurance has been arranged in accordance with terms which the Controlling Body may from time to time prescribe.

Racetrack Licences and Club Registration

120. (a) Applications for registration of a Club or Body shall be accompanied by a certified copy of all documents submitted to the appropriate authority pursuant to an application for a licence for a racecourse under the relevant local controlling Gaming and Betting Act.
- (b) No Club or Body shall be registered unless, among other requirements, which may be stipulated from time to time, the Controlling Body has granted approval for the race track on which such Club or Body intends to hold its race meetings.
- (c) Any race track that is proposed to be used for the conduct of licensed harness racing meetings shall, before final approval has been granted, be inspected by the Chairman of Stewards (or his nominee), or such other person so appointed for that purpose, by the Controlling Body and a report furnished thereon to the Controlling Body.

Applications For Additional Meetings

121. Any registered Club or Body which applies to any instrumentality, government or other authority for permission or for the right to conduct meetings, additional to those conducted during any previous year, shall at the same time forward a copy of any such application including any correspondence or written representation relating thereto to the office of the Controlling Body.

Unregistered Club Unable To Hold Meeting

122. No person or Body not being a Club duly registered under these Rules shall hold a harness racing meeting.

Meetings To Be Run In Accordance With Rules

123. All registered meetings and all trotting and pacing races shall be run in accordance with these Rules.

Starting Provisions

124. (a) The number of starters in any race at any licensed harness racing meeting shall be limited to the prescribed number for that race.
- (b) The Controlling Body shall designate the starting positions for all events, and also shall designate the number of horses permitted to start across the track, for each method of starting.
- (c) Notwithstanding the provisions of any of the Rules in this part the Controlling Body may at its entire discretion vary its determination of the number of starters in a race and for the purpose thereof either to increase or reduce the number of horses entered in such race by ballot, selection or otherwise as the Controlling Body at its entire discretion decides.

Effect On Persons Of Participating At An Unregistered Meeting

125. Every person who officiated at an unregistered meeting and the owner, lessee, trainer and driver of every horse racing at any such meeting shall thereby become liable to disqualification:

- (a) From holding any office in or being a member of any Club;
- (b) From entering, nominating, starting, training or driving any horse on the course or training ground of any Club.

Effect On Horse Entering Unregistered Meeting

126. Every horse racing at any unregistered meeting and every horse which is owned or leased by any person described Rule 125 shall be liable to disqualification from being entered, nominated or started in any race and from being trained on the course or training ground of any Club.

Exclusions—Unregistered Meetings

127. Rules 154, 156 and 157 shall not apply to races for registered horses at an agricultural, horticultural, pastoral or industrial show, trials, sports meeting or gymkhana provided that prior to the holding of such races the show Society, Association or other Body has:

- (a) applied and obtained from the Controlling Body a permit to conduct such races;
- (b) submitted to and had approved by the Controlling Body duplicate copies of its programme for such races; and
- (c) complied in all respects with such terms and conditions as the Controlling Body may have stipulated.

Trial Regulations

128. A schedule of Trial Regulations shall be published by the Controlling Body from time to time.

Using Handicapper Other Than That Of Controlling Body

129. If the show Society, Association or other Body does not have its entries handicapped by the Controlling Body's Handicapper it shall supply the Controlling Body forthwith with a list of the horses that started with their respective handicap marks, together with the name and address of the person who fixed such handicaps, and shall, if required by the Controlling Body, supply the names and addresses of the officiating Stewards.

Reporting Results

130. At the conclusion of the show Society, Association or other Body's meeting there shall be furnished to the Controlling Body a statement in duplicate showing the value of each race held, the distance of such race, names gross times, and handicaps of the placed horses, and the names of their drivers and any other information that may be required by the Controlling Body.

Derby Definition

131. The word "Derby" in the name of a race shall not be used except in connection with:

- (a) a race for three-year-old trotters; or
- (b) a race for three-year-old pacers.

Derby Races

132. (a) In each racing year there shall be within the metropolitan area not more than one Derby for trotters and one Derby for pacers.
- (b) In each case the word "Derby" must be prefixed by the name of the territory conducting such "Derby".
- (c) In territory not within the metropolitan area of any capital city no race shall be designated as a "Derby" without the express permission and approval of the Controlling Body.

Western Australian Derby Races

133. (a) In the Metropolitan area in each year there shall be one race to be known as the Western Australian Country Derby and one race to be known as the Western Australian Pacing Derby. Such races may be conducted in Qualifying Divisions.
- (b) To be eligible for the Western Australian Country Derby a horse shall meet the requirements of the Country Derby Regulations as published by the Controlling Body from time to time.

Prizes Other Than Money

134. The value of prizes not being money shall be advertised.

Certificate Of Track Dimensions

135. (a) Each Club shall furnish the Controlling Body with a certificate by a competent Civil Engineer or Surveyor who shall certify by statutory declaration the exact length of such Club's track measured one metre horizontally from that portion of the inside fence which projects furthest over the track, or where there is no fence from the inside boundary of the track delineated by marker poles. Such certificate shall be endorsed by the Secretary of the Club furnishing the same, and shall be placed on the records of the Controlling Body. The Controlling Body may waive the necessity for such certificate on such terms and conditions as it may deem fit.
- (b) In the event of distances over which races are to be conducted or times are to be recorded, being measured in imperial units then such distances shall be measured in three (3) feet horizontally from that portion of the inside fence which projects furthest over the track or where there is no fence from the inside boundary of the track delineated by marker poles.

Alteration To Meeting Date

136. No alteration shall be made in the date of any meeting except with the consent of the Controlling Body but this Rule shall not operate to prohibit the Stewards or Committee from postponing any meeting provided that the approval of the Controlling Body is obtained to the holding of the meeting on the date to which the postponement is made.

Postponements

137. In the event of the postponement of a race or meeting to another day, scratchings made from such race or meeting may be rescinded on application by the connections of the horse to the Stipendiary Stewards or the Controlling Body.

Schedule Of Postponed Meeting Regulations

138. A schedule of Postponed Meeting Regulations shall be published by the Controlling Body from time to time.

Applications For Meeting Dates

139. Applications by Clubs for the dates upon which they may hold race meetings must be lodged with the Controlling Body before such date as may be stipulated from time to time by the Controlling Body.

Cancellation Of Meeting

140. No Club shall cancel or abandon any race meeting without the consent of the Controlling Body and any meeting which is not held within 14 days from the date set out in the programme approved by the Controlling Body shall be deemed to be cancelled unless the Controlling Body otherwise determines.

Effect Of Cancellation

141. Where any race meeting is cancelled or abandoned all entry and acceptance monies shall be returned to the respective nominators and be received by them in full satisfaction and discharge of all obligations of the Club and the Committee thereof to such respective nominators.

No Alteration To Stakes

142. Except as otherwise specially provided in these Rules, no deduction shall be made from the stakes advertised provided that nothing therein contained shall be deemed to prevent a Club or other Body from deducting from such stakes any money due to the Club or other Body or person in respect of the horse earning the stake or by the person entitled to receive such stake.

Provision Of Race Results

143. Forthwith after every race the Secretary of the Club or Body holding such meeting shall forward to the Stewards of the meeting a form as required by the Controlling Body showing the starters and placed horses in such event, the correct distance of

each race, the gross times of such placed horses, the nett times, the mile rates and handicaps of such placed horses, the names of the drivers and starting price of each horse.

Appointment Of Officials

144. Except as otherwise provided by these Rules a Club holding a meeting shall appoint all necessary officials required by the Controlling Body for the proper conduct of the meeting.

Notification Of Names Of Officials

145. Not less than fourteen days before the date of a meeting the Club shall notify the Controlling Body of the names of all officials appointed in accordance with the last preceding Rule.

Controlling Body May Disallow Appointments

146. The Controlling Body may disallow the appointment of any official and thereupon may appoint any person in his stead.

Employment Of Deputies And Assistants

147. No official of any meeting shall employ any deputy or assistant unless thereunto expressly authorised by the Stewards or Controlling Body.

Betting And Conflict Of Interest—Officials

148. (a) No Starter, Judge, Timekeeper, the Secretary of a Club, a Drivers' Check Clerk, Steward, Clerk of the Course, Lap Steward, Bookmakers' Supervisor or Bookmakers' Steward or any other official or the duly appointed deputy or assistant of any such person officiating at or in connection with a meeting shall make any bet or be interested in any wager or bet on any race at such meeting, nor shall a person act in any capacity referred to in these Rules in respect of any race in the result of which he is pecuniarily or otherwise personally interested.

(b) Any person committing a breach of this Rule shall be deemed to be guilty of an offence against these Rules and may be dealt with accordingly.

Handicapper And Judge To Be Different

149. Unless with the permission of the Controlling Body no person whether he be paid or honorary shall at a meeting conducted by a Club hold the dual position of Handicapper and Judge.

Provision Of First Aid

150. Each Club shall at each race meeting held by it have in attendance at least two persons trained in ambulance work provided with first aid appliances and shall also have in attendance a suitable conveyance to convey if necessary any person injured at such race meeting to the nearest public hospital.

Filming Of Races

151. A Club may, with the permission of the Controlling Body, film or video tape races at its meeting provided that:

- (a) the films are made available to the Stewards on request as soon as possible after the race concerned and at any time subsequent to the race;
- (b) no part of such film is viewed by any person except with the permission of the Stewards; and
- (c) any person charged with any offence in respect of a race shall have the right to view any film of the race in the possession of the Stewards.

Powers Of Club To Exclude Persons Warned Off Or Disqualified

152. With the approval of the Controlling Body a Committee of the Club may exclude from the stands, enclosures, saddling paddocks, drivers' inspection rooms and other places under its control, every person who remains warned off any course racing under these Rules and every driver who has been disqualified so long as the sentence against such driver remains in force. They may in like manner exclude any person who has been disqualified by any recognised Club or Body or by the Stewards of any recognised meeting in any country for any corrupt or fraudulent practices. They shall have power to remove from the course, and to disqualify any other person who shall have been proved to their satisfaction to be guilty of corrupt and fraudulent practices in racing.

Obligations Of Club To Investigate

153. It shall be the duty of all Clubs to investigate and report to the Controlling Body upon all matters which the Controlling Body shall have indicated as proper subjects for investigation.

PART 13**PROGRAMMES OF MEETINGS****Programme For Race Meeting**

154. No Club shall publish or issue a programme for a race meeting nor shall any other Body publish or issue a programme for any racing events unless the programme of such meeting or events as the case may be is first approved by the Controlling Body or officer duly appointed by that Body in accordance with these Rules.

Permission To Conduct Saddle Races

155. A Club may apply to the Controlling Body for permission to conduct Saddle Races in accordance with Regulations to be published from time to time.

Club Must Be Registered

156. The Controlling Body shall not approve any programme of a race meeting unless such meeting is to be held by a Club duly registered under these Rules or a Body holding a sports meeting or gymkhana in accordance with these Rules.

Approval Process For Programme

157. (a) (i) Any Club or Body desiring to issue a programme for a race meeting or for a harness racing event or events shall forward to the Controlling Body two draft copies thereof or such number as the Controlling Body may decide by such time as the Controlling Body may specify.
- (ii) Failure by a Club to submit a programme in accordance with sub-Rule (a) (i) may result in the programme being compiled by the Controlling Body.
- (b) Each such Club or Body may also be required to forward to the Controlling Body a prescribed fee for each day's racing on such programme.
- (c) The Controlling Body may, on being satisfied that all the requirements of these Rules are complied with, approve or disapprove such programme or any official mentioned therein, and may require, as a condition precedent to its approval, the amendment of such programme and the appointment of some other official in the place of any official disapproved by it.

Programme Contents

158. (a) Every programme shall state:
- (i) that the meeting or harness racing event or events is held subject to these rules;
- (ii) the date on which the meeting is to begin and end, or, as the case may be, the date on which such events are to be held;

- (iii) the names of the Stewards, Treasurer, Judge, Starter, Check Clerk, Timekeepers, Handicapper and Secretary;
 - (iv) the amount of stakes and the nomination and/or acceptance fees for each harness racing event;
 - (v) the place at which and the times at which nominations and/or acceptances close; and
 - (vi) any special conditions required by the Controlling Body and not appearing in these Rules.
- (b) Any accidental omission from any programme of any matters required by the Rules to be stated or any error therein shall not invalidate the same and any such omission may be remedied, or error corrected, with the permission of the Controlling Body, after such programme has been approved or published.
- (c) Supplying in accordance with sub-rule (b) hereof any such omission or the correction of any error shall not be deemed an alteration of the programme.

Stake Breakup Formula

159. (a) Unless otherwise stated for all Country races and Country Front races in the Metropolitan area where the stake money does not exceed \$4 000 the stake breakup shall be—

1st—70%
2nd—15%
3rd—10%
4th—5%

- (b) For all races with stakes between \$4 000 and \$9 999 an amount of \$200 shall be allocated to the fourth horse and the balance of the stake money shall be paid—

1st—73%
2nd—16%
3rd—11%

Start Time Publication Time

160. Where possible the time adopted for the start of each race shall be published by the Club or Body not later than the time when the result of the draw for barrier positions in such race is published.

TAB To Be Consulted On Start Times

161. Where a meeting is the subject of TAB betting the time adopted for the start of each race shall be published after consultation with the TAB.

Advertising Of Programmes

162. The programmes of all race meetings and of every harness racing event held by any Club or Body shall when approved by the Controlling Body, be advertised by the Club or Body con-

cerned in full once at least in the official calendar or in a newspaper circulating in the district or official calendar where the meeting is to be conducted.

Alterations In Programmes

163. Save as is provided by these Rules, no alteration shall be made in any programme after it has been passed except with the approval of the Controlling Body; and such programme shall be faithfully adhered to by the Club or other Body as the case may be.

Certain Programmes To State Effect Of Disqualification

164. In the case of an agricultural, horticultural, pastoral or industrial Society or Association or Body conducting a sports meeting or gymkhana, it shall be necessary in addition to the other details required in the programme to state that no horse disqualified under these Rules or owned or trained by any person disqualified or suspended under these Rules may enter for or compete in any of the races advertised on the programme and that no person disqualified or suspended under these Rules may drive in any race advertised in the programme.

PART 14**ENTRY AND ACCEPTANCE****Eligibility Of Entrant**

165. No horse shall be eligible to compete in any race unless it has been duly entered therefor in accordance with these Rules by a person entitled to enter it and no horse prohibited by these Rules from being entered for any race shall be entered.

Yearlings Not Permitted To Race

166. Yearlings shall not compete in any race whatsoever.

Two Year Olds Not To Race In Excess Of 2400 Metres

167. Two year olds shall not compete in any race at a licensed meeting of a distance exceeding 2400 metres.

Nomination To Race

168. A horse shall be nominated by the owner or his agent duly authorised in writing, or the trainer, before being eligible to run in any race. In the case of a registered lease the lessee shall be deemed to be the owner during the currency of the lease provided that the lessor of any horse leased for racing purposes may, during the currency of such lease, enter such horse for any race to be run after the expiration of such lease.

Nominations and Stable Returns

169. (a) Before a horse shall start in any race the person in charge of such horse shall lodge a stable return which shall:

- (i) be on such form;
- (ii) contain such detailed information; and
- (iii) be accompanied by such fee as is required by the Controlling Body.

(b) After the lodgement of a stable return for a horse in accordance with these Rules the authorised person may nominate by any method approved by the Controlling Body and supplying such information as is required by such Body.

Death Of Owner Or Nominator

170. Entries and rights of entry shall not be voided by the death of the owner or nominator.

Death Of Party To A Match

171. If either party to a match dies the match shall be off.

Nomination and Acceptance Fee Levels

172. The combined nomination and acceptance fees for each entrant in respect of any race shall not exceed the figure prescribed by a Controlling Body.

Fees To Be Paid

173. The Stewards or Controlling Body may prevent any horse from starting in a race unless there has been paid before checking out any sweepstake, entrance money, driving fee, insurance scheme premium or other monies payable in respect of the race and all arrears due for such horse or any other horse by any person having an interest in such horse or in whose name or under whose subscription it is entered.

Re-Handicapping Of Horse

174. (a) If a horse entered for a race, wins another race before the handicaps for the first mentioned race have been declared, the trainer of such horse shall forthwith notify the Handicapper or failing this the Stewards, of such win, the place where it occurred and the time run by such horse, before the time for the release of the handicaps for the race in which it is entered.

(b) If the Handicapper shall not receive such notice or be aware of such win, at the time the handicaps are released, he shall on becoming aware of the win, re-handicap the horses so as to ensure that the subject horse starts from its correct mark.

(c) If an owner, trainer, driver or other person in charge of such horse shall be party to such horse starting from an incorrect handicap mark by reason of neglecting to notify as hereinbefore provided, each or all of them shall be deemed to have committed a breach of these Rules and may be dealt with accordingly.

Notification Of Win To Stewards

175. (a) In the event of a horse which has been handicapped for a race winning another race, the owner or trainer of the horse or in their absence the person in charge of the horse shall as soon as possible notify the Stewards of such win.

(b) An owner or trainer or person in charge of a horse who fails so to notify the Stewards before the start of the race shall be guilty of an offence against these Rules.

Horse Starting Off Incorrect Handicap

176. (a) If any horse starts off an incorrect handicap mark in advance of its correct handicap mark it shall be disqualified and/or declared a non-starter for the race and the Stewards may fine the driver, trainer or other person responsible and/or suspend or disqualify him for such period as they may think fit.

(b) If any horse starts on an incorrect handicap mark behind its properly allocated handicap mark the Stewards may fine the driver, trainer or other person responsible and/or suspend or disqualify him for such period as they think fit.

Transfer Of Horse's Nomination

177. Where a horse becomes ineligible to compete in any race by virtue of being re-assessed after the closing of entries beyond the mark or conditions of such race he may be transferred to another race at the same meeting at the discretion of the Committee or Stewards or Handicapper provided that no such transfer shall be made after the declaration of acceptances for the subject meeting.

Variation Of Times And Dates

178. The Controlling Body shall have power to approve or vary time, date and place for entries, acceptances, declarations of forfeit and payments for every race.

Entries Etc To Be Submitted On Time

179. No entry, acceptance, declaration of forfeit or payment shall be admitted or accepted after the advertised hours, unless duly authorised by the Controlling Body or with the consent of the Controlling Body.

Failure To Withdraw Before Acceptance

180. Any owner who fails to withdraw his horse prior to the advertised time for acceptance shall be deemed to have accepted for his horse and shall be liable for the appropriate acceptance fee unless otherwise as determined by the Controlling Body.

Refusal Of Entry

181. The Stewards or Committee of a Controlling Body or the Committee of a Club may without assigning any reason refuse any entry.

Horse Ineligible

182. The Stewards or Chairman of Stewards may, after discovery that a horse entered for a race is or has become ineligible for that race order such horse to be scratched and may order such refund of fees to be made as they deem proper, or refuse to order such refund.

Declaration By Person Entering Horse In Race

183. The person entering a horse for any race may be called upon by the Stewards to declare the name of the owner or the names of all persons interested directly or indirectly in the horse or the horse's stake earnings and if such person fails to prove to the satisfaction of the Stewards that the declaration is true in every particular they may declare the entry or entries of such horse to be invalid the money paid for such entry to be forfeited to such Club or Body and the sweepstake, if any, to be forfeited to the race or races in which the horse is entered.

Entry Of Horse Owned By Disqualified Person Or Family Ineligible

184. No horse in which any person or the husband or wife or son or daughter of any person who has been disqualified under these

Rules has any interest shall without the permission of the Controlling Body be entered or started in any race provided that such person, husband, wife or son or daughter, shall be entitled to such privileges regarding entry as are set out in Rule 88.

Notification Of Change Of Trainer

185. (a) Every trainer shall notify the Controlling Body that he has taken over the training of a registered horse by the lodgement of a stable return document within 48 hours of the takeover providing that no horse shall be eligible for nomination until a stable return form has been lodged in respect of such horse by the trainer intending to nominate the horse.

(b) Should there be any change of the trainer of a horse after it has been entered and prior to the conduct of the race, such change shall be notified immediately to the Controlling Body by the lodgement of a stable return form by the trainer taking control of the horse.

Trainer Relinquishing Horse

186. Any trainer relinquishing the training of a horse shall notify the Controlling Body in writing within 48 hours.

Refusal Of Entry

187. When the Controlling Body so directs no Club shall accept an entry made by a designated person or in respect of any horse owned by that person or in which he has any interest and any entry made by that person or in respect of such horse already received or accepted by a Club shall be rejected and the person by whom the entry was made shall forthwith be advised by the Club of such rejection.

Waiver Of Refusal Of Entry

188. The Controlling Body may give permission for the entry of any horse to which the preceding Rule 187 applies, or may waive the application of that Rule to a horse bona-fide leased to some person other than the designated person. Provided always that in such case Rule 88 shall apply in the same manner as if the designated person were a disqualified person within the meaning of that Rule.

Insufficient Nominations

189. When in the opinion of the Body conducting a meeting insufficient nominations have been received for a race, the Controlling Body or with the approval of the Controlling Body the Club conducting the meeting may at any time prior to the declaration of acceptances cancel the race or transfer the nominations therefor to any other race or combinations of races.

Notification Of Insufficient Nominations

190. When a race has been cancelled and/or the nominations therefor transferred to any other race or combinations of races

pursuant to the preceding Rule the Body conducting the meeting shall make all reasonable endeavours to notify the nominator of each horse nominated for:

- (a) The race which has been cancelled, or
- (b) The race nominations which have been transferred to another race or combinations of races, or
- (c) The race to which such nominations have been transferred or with which any race has been combined.

Withdrawal Of Nomination After Transfer

191. At any time prior to the declaration of acceptance the nominator of a horse nominated for a race referred to in the last two preceding Rules hereof may withdraw his nomination and in such case the nomination fee, if any, paid by him shall be refunded.

Change Of Ownership After Entry

192. Full particulars in writing of every dealing or change of interest in respect of any horse entered for any race occurring after the entry and before the running of the race for which such horse is entered shall be forthwith furnished to the Chief Steward of the meeting at which the horse is entered.

Breach Of Rules

193. If any horse be entered for or started in any race for which it was ineligible or start from an incorrect handicap mark the owner, nominator, trainer and any person having an interest in such horse may be fined suspended or disqualified.

Alteration To Entry After Close Of Entries

194. No alteration or addition shall be made to any entry after the time fixed for closing of entries without the authority of the Committee of the Club or the Stewards as hereinafter provided.

Nomination Not In Accordance With Rules

195. Where a nomination is made otherwise than in accordance with these Rules the Controlling Body may, where it is satisfied that the horse is sufficiently identified and that any departure from the Rules was accidental or inadvertent may, at any time before the start of the race allow the nomination to be amended to comply with the Rules. Failure to properly enter a horse for a race whether such entry is subsequently amended or not shall be an offence against these Rules.

Entry Not In Accordance With Rules

196. (a) Any entry made contrary to these Rules shall be invalid and the fee or stake, if any, in respect of such entry forfeited unless the Committee of the Club or the Stewards be satisfied that the horse intended to be entered is sufficiently identified and that there is no reason to suspect fraud.

- (b) If so satisfied they may permit or order any accidental or inadvertent error or omission to be corrected or supplied at any time before the start of the race in respect of which such entry was made and may impose a fine as is specified by the Controlling Body.

No Liability

- 197. (a) Notwithstanding that a horse, ineligible to run or prohibited from running in a race, has run, or been permitted to run in the race and irrespective of whether or not the horse has won or been placed in the race or any stake has been paid or awarded neither the Controlling Body nor the Club or Body conducting the meeting shall thereby incur or be under any liability of any kind whatsoever to any person.
- (b) Each and every entry for a race shall be, and be deemed to be made subject to the provisions of this Rule.

PART 15**HEATS, DIVISIONS AND QUALIFYING DIVISIONS****Nominations And Handicapping**

198. Nominations for any race shall not be called for in heats but shall be called for in qualifying divisions which shall be penalised in accordance with the Handicapping Regulations.

Race Divisions

199. The Committee of a Club or other Body conducting a meeting may with the approval of a Controlling Body order and arrange for a race to be run in two or more divisions.

Divisions And Acceptance Fees

200. When a race has been divided the acceptance fees may be reduced by the Club or Body by such amount as is approved by the Controlling Body and refunds shall be made by the Club or Body to the appropriate persons.

PART 16**RE-NOMINATION OF HORSES****Re-nomination**

201. Nothing in these Rules shall be deemed to prevent the Controlling Body or any Club inserting in its programme a condition that horses entered at the meeting may be renominated for a higher class on the first or subsequent day or days of the meeting, provided:

- (a) that such horses have put up at the meeting or any other meeting held between the date of nomination and the date of holding the meeting a performance making it ineligible to meet the conditions of the race for which it has been nominated;
- (b) in the case of re-nomination for the first day of the meeting that it be made at any time up to three hours immediately preceding the declaration of handicaps; and
- (c) in the case of re-nomination for the second or subsequent day of the meeting, that it may be made at any time fixed by the Club or body holding the meeting on the day on which the performance was put up not exceeding one half hour after the finish of the last race.

PART 17
STAKES AND FORFEITS

Liability For Fees

202. An owner or his authorised agent entering a horse for any race shall thereby become liable for all forfeits and fees payable for such horse in respect of such race.

Forfeits Due

203. (a) All Clubs or other Bodies having on their programmes races, by the conditions of which forfeits are payable, shall by a prescribed date advertise and/or forward by post to all owners by whom such forfeits are payable notice of the amount and of the date of such forfeit and the amount thereof.

(b) If any Club shall fail to comply with the requirements of sub-Rule (a) of this Rule it shall forfeit its right to claim any such forfeit from such person.

Clubs—When Responsible For Forfeits and Sweepstakes

204. No Club or other Body shall be responsible to the winner of any race for the sweepstakes or forfeits therein unless the same were payable at the time of the closing of entries for such race, or the horse in respect of which the same were payable shall have been permitted to start in the race.

Prevent Horse From Starting

205. The Stewards may prevent any horse from starting in a race unless there has been paid before checking out:

- (a) any entrance or acceptance monies or forfeits or sweepstakes or any other monies payable for that horse in respect of such race; and
- (b) all arrears due by any person for such horse, or due for any other horse by any person having any interest in such first mentioned horse or in whose name or under whose subscription it is entered. Provided that arrears due in respect of a race meeting at any other place than the place at which the race is run shall not be deemed to be arrears for the purpose of this paragraph unless previously notified in writing to the Club or Body concerned.

Stakes Payable

206. (a) All stakes shall be paid within seven days of the date of the meeting unless the gross stake of the race excluding trophies shall be in excess of \$15,000.

(b) In races carrying a gross stake excluding trophies in excess of \$15,000 all stakes shall be paid within seven days of the date of the meeting unless an inquiry affecting the result of the race shall be pending or the

result of a report on a swab taken from the horse in respect of which the stakes are payable shall not have been received.

- (c) Where any horse is disqualified from a race, any stakemoney paid out by the Controlling Body or any club shall become immediately repayable by the person to whom it was paid.

Stakemoney Deemed Part Of Earnings Of Horse

207. All stake money other than such part as is exempted by a Controlling Body and which includes bonuses, incentives, trophies, or the like payable to owners, breeders or any other persons and which is advertised as a condition of the race and approved by the Controlling Body shall be deemed to be part of the lifetime earnings of a horse.

PART 18
HANDICAPPING

Handicap Allotting

208. (a) In all handicap races the handicaps shall be allotted on the metric system.
- (b) The Handicapper shall handicap at intervals of 10 metres except as provided for in the Handicapping Regulations.

Maximum Handicaps

209. In assessing and allotting a handicap, except in events to be run under special or discretionary handicapping conditions, the Handicapper shall in no case impose any higher handicapping penalty than the relevant maximum penalty set out in the Schedule of Handicapping prescribed by the Controlling Body or in any amendment thereof for the time being in force.

Handicap Allotment

210. Where a horse has been entered for any race, the Handicapper shall allot to such horse a handicap in accordance with the gait at which such horse has been declared at the time of its nomination.

Re-Handicapping

211. (a) If after the declaration of handicaps it is found that a horse has been wrongly handicapped or has incurred a subsequent penalty, the Handicapper shall amend the handicap.
- (b) If at any time after publication of a preferential barrier draw an apparent error or omission is found in the draw, the draw shall remain unchanged.
- (c) If no Handicapper is available, the powers of amendment under paragraph (a) of this Rule shall be assumed by the Steward-in-Charge of the meeting concerned.
- (d) Any handicapping amendment shall be publicly announced on the course.
- (e) If in the opinion of the Stewards a re-handicap, notified after the betting has commenced, would have a material effect on betting they may make such order on betting as they think fit.

Handicapping Schedule

212. A Schedule of Handicapping shall be published by the Controlling Body from time to time.

Handicapper

213. The Controlling Body shall have the power to select one or more persons to act as Handicapper or Handicappers for races on

such terms with such powers (not inconsistent with these Rules) and subject to such conditions as the Controlling Body may prescribe.

Only Handicapper May Handicap

214. No person other than the Handicapper selected in accordance with the preceding Rule shall act as the Handicapper of any race.

Improper Approaches To Handicapper

215. If any person, being an owner, trainer or driver, or on behalf of an owner, trainer or driver, improperly approaches any Handicapper relative to the handicapping of any horse, or other duties of such Handicapper, the Controlling Body or Stewards may fine, suspend or disqualify him.

Explanation Of Handicapping

216. Notwithstanding the provisions of Rule 215 any owner or trainer may apply in writing to the Committee or Stewards of any Club or Body for an explanation of the handicapping of any horse owned or trained by him.

Betting And Conflict Of Interest In Handicappers

217. No Handicapper shall:

- (a) engage directly or indirectly in any business connected with the sale lease, breeding or management of harness racing horses;
- (b) directly or indirectly be interested in the ownership of any harness racing horse;
- (c) bet or be interested in any wager or bet on any race.

Re-Handicapping After Win

218. The Handicapper shall re-handicap for any subsequent race any horse which has been previously handicapped for such race but wins a race after the issue of such handicaps.

Breach Of Rules

219. Any person committing a breach of any of the Rules in this Part shall be guilty of an offence against these Rules and may be dealt with accordingly.

PART 19**CLAIMING RACES****Person Able To Claim**

220. Any currently registered owner, licensed person or any person who is able to produce written authorisation from the Controlling Body of that State may claim a trotter or pacer in accordance with these Rules.

Prohibitions On Claiming

221. (a) No person shall claim his own horse, or shall he claim a horse trained or driven by him.
- (b) No qualified owner or his agent shall claim a horse for another person not so qualified.
- (c) No owner shall cause his horse to be claimed directly or indirectly for his own account.
- (d) No person shall offer, or enter into an agreement to claim or not to claim, or attempt to prevent another person from claiming any horse in a claiming race.
- (e) No person shall enter a horse against which there is a lease mortgage, bill of sale, or lien of any kind, unless the written consent of holder thereof shall be filed with the Secretary of the Club conducting such claiming race.
- (f) Any horse selected to start in a claiming race cannot accept for a subsequent claiming race until after the claiming race has been contested.
- (g) No horse which has been selected to start in a claiming race shall be sold or transferred unless claimed from the race in which it is an acceptor.
- (h) No mare known to be in foal shall be eligible to be entered in a claiming race.

Claiming Procedures

222. The procedures for claiming are:

Claimant's Credit

- (a) The Claimant shall have to his credit with the conducting Club giving the race an amount equivalent to the specified claiming price plus the requisite fees for transfer of registration.

Owner's Consent

- (b) No declaration may be accepted unless written permission of the owner is filed with the Secretary of the Club at the time of declaration.

Programme

- (c) The claiming price shall be printed on the programme and all claims shall be for the amount so designated and any horse selected in a claiming race may be claimed for the designated amount.

Claim Box

- (d) All claims shall be in writing, and shall be on the appropriate form obtained from the Club Secretary and verified by him, sealed and deposited at least 15 minutes before the race in a locked box provided for this purpose by the Chairman of Stewards or handed to the Official designated for this purpose by the Club.

Opening of Claim Box

- (e) No official shall open said box or give any information on claims filed until after the race. Immediately after the race the claim box shall be opened and the claims, if any, be examined by the Chairman of Stewards.

Multiple Claims on Same Horse

- (f) Should more than one claim be filed for the same horse, the owner shall be determined by lot by the Chairman of Stewards in the presence of all claimants who elect to be present at such determination.

Delivery of Claimed Horses

- (g) A horse claimed shall be delivered immediately by the original owner or his trainer to the successful claimant upon authorisation of the Chairman of Stewards. Altering or removing the horse's shoes will be considered a violation of this Rule. The horse's halter and hobbles must accompany the horse.

Refusal to Deliver Claimed Horse

- (h) Any person who refuses to deliver a horse claimed in accordance with these Rules shall be suspended together with the horse until the delivery is made.

Vesting of Title to Claimed Horse

- (i) Every horse claimed shall race the event in the interest and for the account of the owner who declared it in the event but title to the claimed horse shall be vested in the successful claimant from the time the word "go" is given in the race, and said successful claimant shall become the owner of the horse, whether it be alive or dead or sound or unsound, or injured during the race or after it, provided, however, that the final vesting of title to a claimed horse is subject to the conditions of sub Rule (n) of this Rule, and in accordance with the statutes providing for the same in the State in which the race is run.

Affidavit by Claimant

- (j) The Stewards may require any person making a claim for a horse to make affidavit that he is claiming the horse for his own account and not for any other person. Any person making such declaration wilfully and falsely shall be guilty of a breach of these Rules in addition to any penalty to which he is liable at law.

Return of Claimed Horse to Owner

- (k) No horse claimed out of a claiming race shall be eligible to start in any race in the name or interest of the original owner for thirty (30) days, nor shall such horse remain under the care or management of the first owner unless reclaimed out of another claiming race.

Scratched Horse

- (l) The successful claimant of a horse programmed to start may, at his option, acquire ownership of a claimed horse, even though such claimed horse was scratched and did not start in the claiming race from which it was scratched. Any horse which is drawn as a final acceptor in a claiming race is eligible to be claimed, unless it be ruled ineligible for the event, by the Chairman of Stewards.

Race must be held

- (m) No horse may be claimed from a claiming race unless such event is conducted.

Drugs

- (n) In the event of a claimed horse returning a positive swab for a performance in a claiming race, the claimant may repudiate the claim in respect of that event. In such case after the horse has been returned to the owner, the said owners shall be liable to pay for the care and sustenance whilst in the claimant's possession. The owner shall hold the claimant indemnified against any claim for such care and sustenance and also for any injury or the death of the animal whilst in the care of the claimant which is not the direct result of the negligence of the claimant.

Payment Of Claiming Price

223. Subject to the conditions of Rule 222 (n) the registered Club shall pay the claiming price to the owner at the time the Registration Certificate is delivered for presentation to the successful claimant.

Preference In Claiming Races

224. The Controlling Body may frame conditions for any Claiming Race.

Claiming Price And Purse

225. No claiming race shall be offered permitting claims for less than the minimum purse offered at that time during the same racing programme.

Horse Owner May Determine Price

226. No horse owner shall be prohibited from determining the price for which his horse shall be entered.

Lodgement Of Claiming Authority

227. The current Registration or Assessment certificate of all horses entered in claiming races must be on the file with the Secretary of the Controlling Body together with a current Claiming Authorisation Form signed by the registered owner or owners and indicating the minimum amount for which the horse may be entered to be claimed prior to closing of nominations.

Fraudulent Claiming

228. If the Stewards conducting the meeting, determine, on investigation, that the declaration of any horse to a claiming race is fraudulent on the part of the, person declaring the horse, they may void the claim and at their discretion, after consultation with the claimant, order the horse to be returned to the person declaring it in the claiming event.

Claim Voided

229. If the Stewards conducting the meeting, determine that any claim lodged for a horse is fraudulent on the part of the person making the claim, then at their discretion, the Stewards may void the claim and further, may after consultation with the person declaring the horse, return the horse to the person who declared it for the said claiming event.

Breach Of Rules

230. Any person in breach of any of the provisions of these Rules may be fined, suspended or disqualified.

PART 20
PRODUCE RACES

Entry

231. The entry for a produce race of any progeny shall be made on a form provided for that purpose by the Club or Body conducting such race by entering its dam and naming its sire.

Return Of Entrance Money

232. (a) If any progeny which has been duly entered for such race is dropped before the 1st September, or such progeny be dead when dropped or if there be no progeny the entry of such mare is void and the entrance money (if any) shall be returned.

(b) This Rule shall apply to all programmes now or at any future time issued and shall be deemed to form part thereof.

Nomination By Owner Of Sire Or Dam

233. The owner or lessee of a sire or dam may nominate such sire or dam for a produce race for which it is eligible for nomination according to the conditions of the race.

Nomination By Owner Of Produce

234. The owner or lessee of the produce of a sire or a dam may nominate the sire or dam for a race for which it is eligible for nominations according to the conditions of the race.

Stake Distribution

235. In this part:

(a) Subject to this Rule that part of the prize money which is specified in the conditions of the produce race as payable to the nominator of the sire or dam shall be paid to the person who at the time of nomination is the lessee or owner of the sire or dam or of the produce of the sire or dam in the following order of priority:

the lessee of the sire or dam;

the owner of the sire or dam;

the lessee of the produce of the sire or dam;

the owner of the unleased produce of the sire or dam;

the owner of the leased produce of the sire or dam.

(b) No lessee or owner shall be entitled to share in that part of the prize money payable to the nominator of the sire or dam unless he has duly nominated such sire or dam.

(c) Except as specified in sub-Rules (d) and (e) of this Rule, the order of priority mentioned in sub-Rule (a) of this rule shall not be affected by the order in which nominations for a sire or dam are duly lodged.

- (d) When owing to the sale or grant or termination of a lease of a sire or dam or the produce thereof two or more persons being at the time of nomination the lessee of or the owner of the unleased sire or dam or produce thereof duly nominate such sire such lessee or owner whose nomination is first received shall take priority over all other such lessees or owners.
- (e) When the lessee of produce or the owner of unleased produce of a sire or dam and the lessee of other produce or the owner of unleased other produce of the same sire or dam duly nominate such sire or dam, such lessee or owner whose nomination is first received shall take priority over all other such lessees or owners.

PART 21**FUTURITY RACES****Definition**

236. A Futurity Race is:

- (a) any race which requires payment of a sire or mare eligibility payment, foal nomination fee, nomination fee or sustaining fee to any conducting Club or to any organisation acting on behalf of such Club more than 12 months before the running of such race; or
- (b) any race restricted to the progeny of any stallion or group of stallions for which any eligibility payments are held for more than 12 months prior to such race by any Club or by any person or organisation acting on behalf of or as agent for or trustee for any conducting Club; **PROVIDED THAT**
- (c) any sire or stallion stakes races as defined in the Australian Harness Racing Council Reciprocal Handicapping Agreement Clause 20 is specially exempted from this definition.

Approval Of Futurity Races

237. (a) All Futurity races shall be approved by the Controlling Body of the State in which the Futurity race is to be conducted.
- (b) No approval shall be granted for the conducting of a Futurity race other than to a Club licensed to conduct meetings in Western Australia.
 - (c) Any application for approval of a Futurity race shall be made at least six (6) months prior to the date of first advertisement of the race or the date for first payment of nomination or eligibility fees, whichever is the earlier.
 - (d) All applications for approval of a Futurity race shall:
 - (i) be made annually to the Controlling Body;
 - (ii) include the proposed conditions of the race;
 - (iii) provide satisfactory evidence of the financial viability of the race;
 - (iv) provide particulars of the sire or mare eligibility payment, foal nomination fee, nomination fee or sustaining fee to be paid for nominated horses and the proposed dates for payment of all fees;
 - (v) include a copy of the proposed Trust Deed and particulars of the proposed Trustees who will manage the funds. **PROVIDED THAT** if appropriate, the Controlling Body may appoint a Trustee or Trustees to manage the funds; and
 - (vi) provide particulars of sums to be deducted for printing, postage, stationery and for advertising and promotion of the race.

- (e) No approval shall be granted for a Futurity race unless the agreement of the Australian Harness Racing Council is first obtained thereto in respect of any application for a Futurity race where:
- (i) the sire eligibility payment or any other fee or fees payable by the stallion owner or lessee is in excess of 15% of the advertised service fee for that stallion or in the case of private stallions which do not have an advertised service fee a sire eligibility payment in excess of one hundred dollars (\$100) will apply. (In the case of stallions which have previously stood as public stallions the maximum allowable sire eligibility fee will be 15% of that stallion's last advertised service fee);
 - (ii) any nomination fee for mares or foals exceeding twenty dollars (\$20) or such amount as may be determined from time to time by the Australian Harness Racing Council;
 - (iii) more than one payment for progeny is required to retain eligibility in any one racing year except for the first acceptance fee and final acceptance fee in the year in which the race is to be held;
 - (iv) the conditions of the race do not make provision for entry of all sires subject to payment of a sire eligibility payment or all foals subject only to payment of a foal nomination fee where no eligibility conditions apply; or
 - (v) the conditions provide that the conducting Club shall add an amount of not less than 10% as the Club's contribution to stakemoney of all stallion nomination fees, foal nomination fees, mare eligibility fees, nomination fees and sustaining fees and acceptance fees as included in the application for approval.

Club Obligations

238. No approval shall be granted by a Controlling Body to a Club to conduct a Futurity race unless the conducting Club undertakes:

- (a) to notify the Controlling Body of all nominations, including stallion nominations where applicable, within thirty (30) days of the date of closing of nominations;
- (b) to notify the Controlling Body of all payments made within 30 days of the due date for payment together with a list of entrants that remain eligible;
- (c) (i) to provide a Balance Sheet and Statement of Accounts to the Controlling Body within sixty (60) days of the conduct of the event; and
(ii) to provide an annual audited account of each Futurity race to the Controlling Body within ninety (90) days of the end of the Club's financial year;

- (d) to guarantee the minimum advertised stakemoney of such Futurity race.
- (e) to arrange for the payment of all monies in respect of nomination, acceptance or sustaining payments to the Trustees on receipt of same.

Insufficient Nominations

239. In the event of an approved Futurity race failing to attract sufficient nominations to ensure the financial viability thereof, the conducting Club shall within thirty (30) days of the date of closing of nominations elect to either:

- (a) cancel the race and refund payments to the nominators;
or
- (b) provide to the Controlling Body a guarantee by way of bank guarantee or such other form of security as may be acceptable to the Controlling Body to the extent of the anticipated short fall of funds necessary to generate the proposed stakemoney.

Minimum Stakemoney

240. No Futurity race shall be conducted for less than the advertised minimum stakemoney.

PART 22**SALE RACES****Approval Of Sale Races**

241. (a) All Sale Races shall be approved by the Controlling Body which at its discretion may impose conditions on such approval.
- (b) No approval shall be granted for the conducting of a Sale Race other than to a Club licensed to conduct race meetings in Western Australia.
- (c) Any application for approval of a Sale Race shall be made at least six (6) months prior to the date of first advertisement of the race or the date for first payment of nomination or eligibility fees, whichever is the earlier.
- (d) All applications for approval of a Sale Race shall:
- (i) be made annually to the Controlling Body;
 - (ii) make full disclosure of the conditions of the proposed race including;
 - (a) all details of stakemoney to be paid;
 - (b) all details of any breeder or vendor bonuses or incentives; and
 - (c) any other payment or percentage payments other than those covered by the Rules;
 - (iii) provide satisfactory evidence as to the financial viability of the proposed race including a full balance sheet of any immediately preceding Sale Race run by the applicant;
 - (iv) provide particulars of all vendor and/or purchaser nomination fees, continuation or sustaining fees and acceptance fees including the proposed dates for payment of all fees;
 - (v) include a copy of the proposed Trust Deed and Memorandum and Articles of Association, and particulars of the proposed Trustees/Directors who will manage the funds provided that the Controlling Body may in its discretion appoint a Trustee/Trustees to manage the funds;
 - (vi) the Memorandum and Articles of Association shall include the objectives of the Company or Incorporated Body as they relate to a Sale Race;
 - (vii) all funds shall be applied to stakemoney unless prior approval is obtained from the Controlling Body for deductions to cover approved expenses relating to the Sale Race.

Payment And Entry

242. In a Sale Race payment by the vendor shall be entry to the Sale. Entry for the Sale Race shall require:

- (a) payment of such prescribed fee by the vendor of such lot; and
- (b) payment of such prescribed fee by the purchaser of such lot.

Club Obligations

243. No approval shall be granted by a Controlling Body to a Club to conduct a Sale Race unless the conducting Club undertakes:

- (a) to notify the Controlling Body of all nominations within thirty (30) days of the date of closing of nominations;
- (b) to notify the Controlling Body of all payments made within thirty (30) days of the due date for payments together with a list of entrants that remain eligible;
- (c) (i) to provide a Balance Sheet and Statement of Accounts to the Controlling Body within sixty (60) days of the conduct of the Sale Race/Races or the concluding race in each annual series;
(ii) to provide an annual audited account of each Sale Race to the Controlling Body within ninety (90) days of the end of the Club's financial year;
- (d) to guarantee the minimum advertised stakemoney of such Sale Race and to satisfy the Controlling Body of the existence or expected existence of funds from which such guarantee will be met; and
- (e) to arrange for the payment of all monies in respect of nomination, acceptance or sustaining payments to the Trustee on receipt of the same.

Insufficient Nominations

244. In the event of an approved Sale Race failing to attract sufficient nominations to ensure the financial viability thereof, the conducting Club shall within thirty (30) days of the date of closing of nominations elect to either:

- (a) cancel the race and refund payments to the nominators less any expenses as approved by the Controlling Body as per sub-Rule 241(d)(vii); or
- (b) provide to the Controlling Body a guarantee by way of bank guarantee or such other form of security as will satisfy the Controlling Body to the extent that it will make good any anticipated shortfall of funds necessary to meet promises of stakemoney.

Minimum Stakemoney

245. No Sale Race shall be conducted for less than the advertised minimum stakemoney unless approval for such is granted by the Controlling Body.

Change In Circumstances

246. If at any time after approval has been given for the conduct of a Sale Race circumstances arise which may lead to unforeseen consequences which, in the opinion of the Controlling Body, may become adverse to the proper conduct or standards or public repute of harness racing, the Controlling Body may take whatever steps it deems appropriate, even though such steps are not contained in the approval or any conditions thereon imposed.

Trustees And Directors Bound By Rules

247. (a) All Trustees and Directors shall agree in writing to be bound as individuals by the Rules of Harness Racing.
- (b) Every Trustee and Director shall agree in writing that should they be disqualified or warned off, they shall thereby be ineligible to act as Trustee or Director and shall automatically vacate their office and the Controlling Body shall thereupon appoint a Trustee or Director as the case may be to fill such vacancy.

PART 23**RACING GENERALLY****Scratching Of Horse**

248. (a) Any authorised person intending to withdraw a horse from a race shall give notice to that effect to the Secretary of the Body conducting the meeting or other duly appointed person by the appointed time as prescribed.
- (b) (i) Any scratching after the selection of fields has been completed shall be advised directly to the Stewards by the trainer of the horse being scratched.
- (ii) In the event of a trainer not being able to contact the Stewards the scratching shall be advised to the Secretary of the Club conducting the meeting from which the horse is to be scratched.
- (c) The Controlling Body or the Chief Stipendiary Steward (or any Steward for the time being deputised for him) with the permission of the Controlling Body may cancel the scratching of any horse from a race if such scratching has been made without authority, by error of any person, or for any other reason at the discretion of the Controlling Body.

Driver Unable To Drive

249. (a) Any driver who is unable, for medical reasons, to drive in a race shall not resume race driving until authorised by a Stipendiary Steward.
- (b) Before granting such authority, the Steward shall satisfy himself that satisfactory medical evidence of the driver's fitness is available.

Unjustified Scratching

250. At a licensed harness racing meeting when a horse is withdrawn after the declaration of acceptances (or where no provision exists for acceptances after the declaration of handicaps) the Stewards may require the owner or trainer to satisfy them that there was a good and sufficient reason for such withdrawal and if the owner or trainer is unable so to satisfy them they may fine him and/or debar the horse from competing at any meeting or meetings conducted under these Rules for any specified period or pending satisfaction of such conditions as they may see fit to impose.

Horse Not On Course By Appointed Time

251. (a) In the event of any horse not being on a course by the appointed time as defined in Rule 254, the owner or trainer of such horse shall make all reasonable attempts to notify to the Club or Body concerned that such horse is not on the course.

- (b) A horse not on the course by the appointed time as defined in Rule 254 may be struck out of its engagements by the Stewards.

Driver To Report

252. (a) Any driver who is engaged to drive a horse at any meeting shall report his attendance at the meeting to the trainer of such horse by payment time for the race in which he is engaged to drive.
- (b) Should any driver fail to report by the specified time the trainer concerned shall notify the Stewards immediately.

Notification Of Name Of Driver

253. (a) Every person having a horse engaged for a race shall by the appointed time as defined in Rule 254 notify the name of the driver of the horse to the Secretary of the Body conducting the meeting or the Drivers' Check Clerk or other duly appointed person.
- (b) If a driver notified or deemed to be notified in accordance with this Rule is subsequently found to be not available to drive the horse for which he was notified or deemed to be notified then the person who made the notification may be deemed to be guilty of an offence under these Rules and may be dealt with accordingly.

Appointed Time

254. For the purpose of this Part in relation to a horse entered in a race, the appointed time for that race means:

- (a) For fixtures conducted in the Metropolitan area: as appointed and published by the Controlling Body from time to time.
- (b) For Country TAB fixtures: 40 minutes prior to the advertised, starting time of the race for races scheduled before 9:40pm. For races scheduled after 9:40pm the acceptance time is 9:00pm.
- (c) For Country non-TAB fixtures: 40 minutes prior to the advertised starting time of the race.

Horse To Be Attended

255. (a) A horse shall not be left unattended after arrival on the course until it has completed all its racing on the programme.
- (b) When a horse is left unattended contrary to the last preceding sub-Rule, the owner, trainer and other person for the time being in charge of the horse shall be guilty of an offence against these Rules.

Entry To Horse Stall Area

256. During the conduct of a race meeting only trainers, drivers, horse attendants and owners with a horse engaged at the meeting

are permitted into the stable area and only on production of identification as approved by the Controlling Body from time to time.

Responsibilities Of Trainer

257. (a) A trainer shall at all times be responsible for the condition, preparation and supervision of all horses trained by him.
- (b) If the Stewards, on inquiry, are of the opinion that any trainer has failed to meet his responsibilities in the condition, preparation or supervision of any horse trained by him, he shall be deemed to have committed an offence against these Rules and he may be dealt with accordingly.
- (c) It shall be an offence for a trainer to present or allow to be presented on his behalf a horse which has not been so trained, prepared and educated that it does not take a truly competitive part in the race in which it has started.
- (d) When any horse intended to compete at a licensed harness racing meeting shows any signs of lameness or any other condition which might adversely affect its performance, the trainer or other person having charge of such horse shall report as soon as practicable to the Steward-in-Charge of the meeting, or if he be unavailable, to the Stewards full details of the horse's lameness or other condition.

Second Starts

258. (a) A horse having competed in an event at a licensed harness racing meeting, agricultural show, gymkhana or exhibition, shall not compete in any subsequent event at a licensed harness racing meeting conducted on the same date, unless permission is gained from the Stewards officiating at such licensed harness racing meeting, or unless the previous event shall have been declared void.
- (b) A horse having competed in a race at a licensed harness racing meeting shall not in any circumstances compete again unless a period of not less than sixty minutes shall have passed, since the completion of the first event.
- (c) In the event of the connections of a horse wishing to start such horse for the second time at a licensed harness racing meeting conducted on the same date, the trainer, or if he is unavailable, his nominee, shall apply for permission to do so as soon as possible, but not later than one (1) hour prior to the advertised starting time of the second event in question, to the Steward-in-Charge of the meeting at which the second start is contemplated.
- (d) When considering an application for a second start on the same date, the Stewards may take into account amongst

other things, the physical fitness of the horse, and whether the application was made as soon as reasonably possible.

- (e) In the event of permission being granted for a horse to start for the second time on the same date, the Stewards shall publicly announce or cause to be publicly announced, details of such permission that has been granted and also details of the horse's performance earlier on that date, PROVIDED THAT such announcement shall be made as soon as possible and in any case, before course betting commences on the second race in question.

Effect Of Scratching

259. (a) Any horse scratched from an event shall be stood down from racing for a period of twenty-one (21) days from the date of the meeting.
- (b) When a horse is scratched for veterinary reasons and the trainer provides the Stewards with a Veterinary Certificate from a qualified Veterinarian specifying the reasons for scratching, the stand down period in Rule 259(a) may be reduced to fourteen (14) days.
- (c) The stand down period may be further reduced to seven (7) days if the trainer provides the Stewards with a second Veterinary Certificate stating that the horse is "Fit To Race".
- (d) No horse that is scratched for veterinary reasons shall start at a harness racing meeting for a period of seven (7) days without the permission of the Stewards given on special grounds.

Owner Or Trainer With More Than One Horse Engaged In A Race

260. (a) Except with the special permission of the Stewards, the order of priority set out hereunder shall apply in relation to an owner and trainer who has more than one horse engaged in a race and who desires to drive in that race:
- Firstly: He shall drive the horse he owns and trains.
- Secondly: He shall drive the horse which he owns but which is trained by some other person.
- Thirdly: He shall drive the horse trained by him but not owned by him.
- Fourthly: If none of the horses so engaged comes within the categories set out in the foregoing priorities he shall drive the horse approved by the Stewards.
- (b) For the purpose of this Rule "part owner" and "lessee" shall be included in the meaning of the word "owner" and the word "owns" shall be deemed to include "leases" and

the word "trainer" shall include a driver who in the absence of a trainer shall be temporarily in charge of a horse.

Driver Changing Horses

261. (a) Except with the special permission of the Stewards which shall be granted only on good and substantial grounds, the same driver shall drive his horse throughout the meeting.
- (b) If any such permission be granted the same shall immediately be publicly announced by the Club concerned.
- (c) If any breach of sub-section (a) of this Rule shall be committed the owner and/or trainer of the horse concerned may be fined and such horse may be disqualified from the race

Permission Time Limits

262. (a) Special permission or approval under Rules 260 or 261 shall be sought from the Stewards not later than:
- (i) for a race that is the subject of TAB betting, forty-eight (48) hours before the commencement of the meeting; and;
- (ii) for all other races, one (1) hour before the first race of the meeting concerned.
- (b) The Controlling Body shall publish Change of Driver deadlines from time to time.
- (c) If any person shall commit a breach of part (a) of this Rule, his horse and the horse driven by him may be disqualified from the race and he and such horse may be disqualified for such further period or the person fined such amount as the Stewards or Controlling Body shall think fit.

PART 24**INSPECTION OF DRIVERS—CHECKING OUT—CHECKING IN—ALL CLEAR PROCEDURE****Drivers' Check Clerk**

263. There shall be a Drivers' Check Clerk who shall inspect and approve all drivers before they take part in any race.

Drivers To Check In

264. (a) All persons nominated and approved to drive horses in pursuance of these Rules shall report to the Drivers' Check Clerk not later than the prescribed time before the time fixed for the start of the relevant race unless exempted from so doing by the Stewards.
- (b) The Stewards may withdraw from a race any horse whose nominated driver has not reported in accordance with this Rule.

Drivers' Check Clerk Duties

265. When each driver reports in accordance with Rule 264, the Drivers' Check Clerk shall be charged with the duty of inspecting such driver to ensure that he is:

- (a) the holder of a current driving licence appropriate to the race concerned;
- (b) the driver who has been nominated in accordance with these Rules;
- (c) the trainer, owner or part owner of the horse he is to drive, or, in the event of his not being the trainer, owner or part owner, is paid the minimum driving fee;
- (d) not unfit to drive, for any reason;
- (e) attired in the racing colours shown in the racebook;
- (f) properly, tidily and cleanly attired;
- (g) in possession of a properly fitting regulation driver's helmet of a standard and brand approved by the Australian Harness Racing Council;
- (h) in possession of a whip that complies with Rule 298.

Failure To Meet Check In Requirements

266. In the event of any driver not complying with any of the requirements of Rule 265, the Drivers' Check Clerk shall immediately report the matter to the Stewards.

Appearance In Race After Check In

267. A driver shall appear in the race for which he was approved in the same clothing in the same condition, and with the same equipment as existed at the time he was approved by the Drivers' Check Clerk.

Driving Fees

268. The minimum driving fee fixed by the Controlling Body from time to time, as required by Rule 265 (c) shall be:

- (a) in respect of each race in the Metropolitan area each driver who is nominated in accordance with these Rules shall be entitled to a driving fee of fifteen dollars (\$15); and
- (b) in respect of each race conducted outside the Metropolitan area each driver who is nominated in accordance with these Rules shall be entitled to a driving fee of ten dollars (\$10).

Stake Shares For Trainers And Drivers

269. (a) In the case of each horse in a race conducted in the Metropolitan area which is placed first, second and third there shall be payable:

- (i) to the driver of that horse a further sum equal to five per centum (5%) of the stake won by that horse; and
 - (ii) to the trainer of that horse a sum equal to five per centum (5%) of the stake won by that horse.
- (b) The trainer or driver of any horse which competes or is placed in a race outside the Metropolitan area shall not be entitled as of right to any proportion of the stake won by that horse.
- (c) For the purpose of this Rule "stakemoney" shall not include the value of trophies monies subscribed by the owners of matched acknowledgements for exhibitions against time and similar rewards.

Drivers Checked Out

270. Upon being satisfied that a driver complies in all respects with the requirements contained in Rule 265, the Drivers' Check Clerk shall thereupon issue him with his saddlecloth numbers, or head number and any other official equipment to be carried.

Drivers To Obey Check Clerk

271. All drivers and other persons concerned with the inspection and approval of drivers before a race shall comply with the requests and instructions of the Drivers' Check Clerk, and no unauthorised person shall enter the area reserved for the inspection of drivers.

Drivers To Be Correctly Attired

272. (a) All drivers shall be dressed in the approved type of helmet, jacket of approved materials, trousers of suitable white material and black boots or shoes.
- (b) The Stewards may impose a penalty upon any driver who presents himself for a race in untidy or unclean or unapproved attire.

Failure To Start After Approval

273. If no satisfactory reason is given for a horse not starting in a race after a driver for it has been approved by the Drivers' Check Clerk, an offence shall have been committed by the driver.

Driver Unavailable

274. If after a driver has been inspected and approved such driver be prevented by accident, or illness from driving the horse for which he was approved, or if in the opinion of the Stewards, such driver is otherwise unfit to drive in the race, the Stewards may approve a substitute driver or may order the withdrawal of the horse.

All Clear Steward

275. Following each race, the Chief Steward or a Steward specifically appointed by him for the purpose, shall inspect the placed horses and their drivers and shall give opportunity for protests or complaints to be lodged. The Steward discharging these duties shall be known as the All-Clear Steward.

Report To All Clear Steward After Race

276. Upon the Judge notifying his placings in pursuance or pursuant to Rule 394 the drivers of the horses so placed shall, in the order in which they were placed, drive to and report to the All-Clear Steward.

Inspection After Race

277. When a race has been run the All-Clear Steward shall take up a prescribed position on or near the track, and shall there receive and inspect the horses and the drivers of the horses that have been placed by the Judge in accordance with Rule 394.

Declaration Of All Clear

278. After completing his inspection and there being no protest, the All Clear Steward shall forthwith declare All-Clear and direct that a notification to that effect be announced and/or exhibited in the manner prescribed by the Club conducting the meeting.

Protest

279. In the event of there being a protest lodged before the All-Clear Steward concludes his inspection of the placegetters, the All-Clear Steward shall declare "Protest Entered", and shall thereupon direct that a notification to that effect be announced and/or exhibited and refer the matter to the Stewards for adjudication and determination.

Failure To Report To All Clear Steward

280. (a) The driver of a placed horse who without good and sufficient reason does not report to the All-Clear Steward in accordance with the requirements of Rule 276, shall be deemed guilty of an offence against these Rules and, in addition to any penalty that may be imposed upon such driver, his horse may be disqualified from the race, either before or after "All Clear" has been declared.
- (b) After a race if for any reason a driver does not report or is unable to report to the "All-Clear" Steward, such Steward may in his discretion dispense with the attendance of such driver and may declare "All-Clear" in the absence of such driver.

Stakemoney Withheld Pending Outcome Of Inquiry

281. When any action is taken which may lead to an Inquiry, any prize or money due in respect of the performance of a horse may be withheld by the Club or Controlling Body pending the consideration of such action and/or subsequent Inquiry.

Return Of Numbers

282. Immediately upon leaving the track after a race, the driver of each horse that has contested the race shall return to the Drivers' Check Clerk the saddlecloth numbers, or any other official equipment with which he has been issued.

Unauthorised Entry On Racing Track

283. (a) No person except a driver actually engaged in the race or a Steward or other official of the Club or a person holding an authority in that behalf shall enter or remain on the racing track for any purpose whatever at any time during the course of a race meeting; but
- (b) in the event of a horse being fractious the Starter may direct any official or permit an approved person to render the driver assistance.

Unauthorised Entry By Certain Persons

284. If a person commits a breach of Rule 283 and such person is an owner, nominator, or a trainer, or any other person holding a licence or permit from the Controlling Body (whether such owner, nominator, trainer or licensed person is or is not interested in any horse competing in the race) such person shall be deemed to be guilty of an offence against these Rules and may be dealt with accordingly.

Injured Drivers To Report

285. (a) Any driver injured in an accident in a race must report immediately to the first-aid post on the course and obtain and produce to the Steward-in-Charge of the meeting, a written certificate of fitness to drive, from the Doctor or First-Aid Officer, before again driving in a race at the meeting.

- (b) Failing such certificate of fitness to drive being obtained he shall produce one to the Steward-in-Charge of the next meeting at which he wishes to drive.

Drivers Not To Loiter In Betting Ring

286. Drivers who are engaged to drive during the conduct of a race meeting are not permitted to enter or loiter in the vicinity of the betting ring until they have completed their drives for the meeting and are not required to attend any Stewards' enquiries pertaining to the meeting.

PART 25**GEAR AND EQUIPMENT****Orthodox Gear**

287. The Chairman of Stewards shall keep a list of orthodox gear in general use and approved by Stewards.

Use Of Unorthodox Gear—Effect On Horse

288. The Stewards may disqualify from a race and/or for any period as they think fit any horse which is subjected during any race to any appliance or device which has not previously been approved by them.

Use of Unorthodox Gear—Offence

289. Any trainer or driver permitting the use of any gear not approved by the Chairman of Stewards shall be deemed guilty of an offence against these Rules and may be penalised under these Rules.

Permission To Use Unorthodox Gear

290. Permission to use any variation of approved orthodox gear, or unorthodox gear, shall first be obtained from the Chairman of Stewards, before it can be used in any race.

Unsafe Or Insecure Gear

291. (a) No person shall present a horse for racing in any gear that is not of good quality, or is not in good order or condition, or is of insufficient strength and quality to cope with the stresses likely to be imposed upon it in a race by the particular horse on which it is used.
- (b) If in the opinion of the Stewards a horse is sent out to race with insecure gear attached to it, the person or persons attaching or responsible for attaching such gear, whether they are aware of the same being insecure or not, may be deemed to be guilty of an offence against these Rules and may be dealt with accordingly.
- (c) If during a race, any gear be broken, lost, damaged or tampered with or there be any interference with any gear, the driver of the horse concerned shall report the same to the Stewards immediately after leaving the race track at the conclusion of the race. Any driver failing to comply with this Rule shall be deemed guilty of an offence against the Rules and may be dealt with accordingly.
- (d) If at any stage during a race there be a malfunction in the use of any device employed for the purpose of shortening the hobbles of a horse, the driver and any person who is in charge of the horse shall be deemed responsible and may be dealt with accordingly.

Approved Sulky

292. (a) Every sulky attached to a horse raced in harness shall be an approved 2 shafted sulky which shall have no greater width than 130 cms and shall have:
- (i) pneumatic tyres of good quality of no greater width than 5 cms attached to metal rims;
 - (ii) safety wheel discs of an approved type affixed to the wheels;
 - (iii) only axles which adopt the principle of the T-Axle; and
 - (iv) the capability to be fitted with approved mudguards when these are required by the Stewards.
- (b) The Controlling Body shall publish a list of approved sulkies by brand name or description, which conforms to the safety standard hereinafter described.
- (c) The Controlling Body shall publish a required "safety standard" for all sulkies, together with a list of testing laboratories where sulkies may be tested to ascertain whether they conform to such safety standard.
- (d) The expense of testing any newly designed sulky at such testing laboratories shall be borne by or on behalf of the manufacturer of such sulky.
- (e) Any unbranded sulky shall be inspected by the Chairman of Stewards, and, if approved, an "approved tag" shall be attached and sealed to such sulky.
- (f) Repairs to a damaged sulky shall effectively restore it to its condition as an approved sulky and any sulky which has been materially damaged shall be re-submitted to the Chairman of Stewards for approval.
- (g) No approved sulky, whether undamaged or damaged shall be modified in any manner unless such modification is approved by the Chairman of Stewards.
- (h) No sulky at a race meeting shall have an overall length in excess of 3.1 metres, unless special permission has been granted for any excess by the Chairman of Stewards in charge of the meeting.

Official Safety Standard Compliance

293. From the first day of September, 1995 no permission shall be given to the use in a race of any sulky, designed, manufactured or constructed unless it conforms to the official safety standard hereinbefore described and also has a minimum width of 120 cms and no width greater than 130 cms, and no form of approval shall be granted to any such sulky before being so used in a race, whether or not it has already been manufactured.

Horse Racing In Hopples

294. (a) In the first entry of a hopped horse for a licensed harness racing meeting the nominator or trainer making the entry shall state on the nomination form the length of the hopples to be used and such length shall thereupon become the registered length of hopples for the subject horse.
- (b) At meetings where betting is legal, a horse having competed in hopples shall not compete unhopped within a period of six months and vice versa, unless ordered or permitted by the Stewards.
- (c) At agricultural shows and sports meetings where betting is not lawful a horse having competed in hopples at a meeting shall not compete without hopples in a later race at the same meeting and vice versa unless ordered or permitted by the Stewards.

Leading Of Horses

295. No person shall lead a horse at a Harness Racing track other than by a lead attached to a bit in the horse's mouth.

Gear Changes

296. Except with the express permission of the Stewards, no trainer or other person in charge of a horse shall change the gear of such horse from its registered gear before starting it in a race.

Record Of Gear

297. (a) A trainer must lodge a Record of Gear form with the Stewards prior to a horse being accepted for its first race start.
- (b) A trainer who has a horse engaged which has raced previously must notify the Stewards of any changes to the horse's gear prior to the horse's next engagement.
- (c) Any gear change must be advised directly to the Stewards, according to the deadline which applies to driver changes.
- (d) In the event of a gear change being notified after the required time, the change may only be effected with the approval of the Stewards. If approval is granted the Trainer may be fined for advising a gear change after the prescribed time.

Approved Whip

298. (a) No driver shall use a whip which is not of the type approved by the Controlling Body under this Rule.
- (b) The only whip approved for use is a black swish whip 112cm in length complete with a leather flapper 6cm long and 2cm wide.

Mudguards

299. (a) It will be the responsibility of the sulky owner to have approved mudguard's available at all times.
- (b) When fitted correctly mudguards must come to axle height.
- (c) Any sulky owner or other person falling to comply with the above direction shall be liable to a fine.

Traces

300. The traces shall not be wrapped round the shaft of the sulky more than once.

Both Feet In Sulky Rests

301. (a) Every driver shall drive throughout the race with both feet in the rests of the sulky provided for that purpose.
- (b) Any driver committing a breach of this Rule may be penalised under these Rules.

Ear Or Lip Twitch

302. The Stewards shall disqualify from the race or for such period as they think fit, any horse which is subjected during any race to any ear or lip twitch.

PART 26**COLOURS AND SAFETY HELMETS****Colours To Be Registered**

303. No person shall at any licensed harness racing meeting run a horse in any race unless the driver thereof appears in colours currently registered in accordance with these Rules in the name of the owner or owners or the trainer of such horse, unless otherwise directed by the Stewards.

Distinguishing Colours

304. (a) No two horses in a race shall be run in the same colours.

- (b) Where two or more horses the property of the same owner or trained by the same trainer start in the same race some distinguishing colour or mark approved by the Stewards shall be worn by the respective drivers, and particulars thereof shall be publicly notified or the Stewards may order one of the horses to race in the Club's colours.

Colours To Be Named In Stable Returns

305. Colours to be worn by the driver must be named in the Stable Return and drivers must appear in correct colours as named in the Stable Return form.

Colours Unavailable

306. (a) Each Club shall provide for its licensed harness racing meetings two (2) sets of Club's colours.

- (b) The combination of these colours shall be as directed by the Controlling Body.
- (c) If for any reason the colours as shown in the Race Book are not available, then the Club's colours must be worn.
- (d) If both sets of Club's colours are already in use, then the colours to be worn by the driver, shall be at the discretion of the officiating Stewards.

Colour Specifications

307. (a) The sleeves of long sleeve colours shall extend to the wrist and be secured at the wrist with either elastic or a pressure band.

- (b) The sleeves of short sleeve colours shall extend to the elbow and be secured at the elbow with a pressure band at least three centimetres in width.

(c) Short sleeve colours should not alter the description of long sleeve colours which are duly registered in accordance with these rules.

Advertising On Colours

308. (a) With the exception of the manufacturer's or supplier's trademark, which may be discreetly displayed, no advertising shall be displayed on any gear, colours, trousers, skull cap, driver or horse unless the approval of the Controlling Body has been obtained in accordance with these rules.
- (b) A person applying for approval to display advertising on any gear, colours, trousers, skull cap, driver or horse shall do so on the form prescribed by the Controlling Body and shall forward with the Application such fees as the Controlling Body may from time to time prescribe.
- (c) The Controlling Body may, without assigning any reason refuse to grant any application for approval pursuant to sub-Rule (b) or may grant such approval subject to conditions.
- (d) The Controlling Body may from time to time cancel any approval given or may vary the conditions upon which that approval was given.
- (e) Without limiting the generality of the foregoing the Controlling Body may refuse an application where it is of the opinion that the proposed advertising will or may conflict with other sponsorship arrangements.
- (f) A person who contravenes this rule commits an offence against these rules and may be fined and/or suspended and or disqualified.
- (g) The Stewards may, where they are of the opinion that any advertising displayed on any gear, colours, trousers, skull cap, driver or horse is in conflict with any sponsorship for a particular race, direct the driver to wear the Club's colours in that race or to take such other steps as may be necessary to avoid such conflict.

Safety Helmets

309. Any person driving on any course and any driver competing in any race, show, gymkhana, trial or event run under the Rules of Harness Racing shall wear a helmet which meets Australian Standards Association Standard 1698 or 2063.3 or is approved by the Snell Foundation (1984 Snell "H" Standard), or the U.S. Department of Transportation Standard 218, and the brand name of which has been approved and entered in the Register of Approved Helmets kept by the Australian Harness Racing Council.

PART 27**PHYSICAL DEFECTS OF A HORSE****Horse Banned**

310. (a) The Controlling Body or the Chairman of Stewards or the Stewards may ban a horse from racing or from further racing for any period or for life if in its or their opinion it is considered that the horse has such a dangerous physical defect, habit or vice as to endanger or has endangered other horses and their drivers.
- (b) Any ban imposed under this Rule shall only be lifted or removed by the Controlling Body or by the Chief Steward with the consent of the Controlling Body.

Bleeding

311. (a) Upon notification that any horse has suffered a bleeding attack from the nose the Stewards shall:
- (i) on the first bleeding attack ban the horse from being nominated for any race for a period of 3 months;
 - (ii) on the second bleeding attack ban the horse from being nominated for any race for a period of 6 months;
 - (iii) ban the horse referred to in sub-Rule (i) or (ii) above from training or trialing upon a registered track for a period of two months; and
 - (iv) on the third bleeding attack impose a life time ban on the racing career of the subject horse.
- (b) If a horse suffers an attack of bleeding at any time the fact of such bleeding shall be reported without delay by the owners, driver, trainer or person in charge to the Stewards.
- (c) Before a horse resumes racing after a bleeding attack the owner of such horse shall make application to the Stewards for the horse to resume racing and such application shall declare that the horse has not had any further bleeding attacks since the previous notification of bleeding and such horse shall trial to the satisfaction of the Stewards.

Horse Undergone Neurectomy

312. (a) Where a horse has undergone a neurectomy operation it shall be ineligible to compete in any event under these Rules.
- (b) Any owner and/or trainer who knowingly permits such a horse to be entered in a race shall be penalised under these Rules.

Horse Blind In One Eye

313. (a) Where a horse is blind of an eye the owner thereof shall apply to the Chairman of Stewards for permission to race the said horse.
- (b) The Chairman of Stewards may reject or defer or grant such application on such conditions as he shall determine.

Notifiable Diseases

314. (a) The owner of a horse which contracts or suffers from contagious equine metridis or equine herpes virus abortion or any other contagious disease or condition specified from time to time by a Controlling Body or the Government of any State shall forthwith and in any case not later than 24 hours of the horse being diagnosed as suffering from the disease or condition notify the Controlling Body in writing of that fact.
- (b) For the purpose of this Rule the term "owner" shall include every person bound by these Rules in whose care or control the horse is when it is diagnosed as suffering from a contagious disease or condition specified in sub-Rule (a).
- (c) An owner who fails to make the notification required by this Rule shall be guilty of an offence against these Rules and may be punished therefore.
- (d) In addition the controlling Body may suspend the registration of such horse.
- (e) The Controlling Body shall cause notice to be published of every notifiable disease pursuant to sub-Rule (a) hereof in such manner as the Controlling Body deems fit.

PART 28**STARTING****Horse To Be Driven Correct Way Of Track**

315. Every driver when entering the race track to compete in a race must drive his horse in its preliminary the correct way of the course only, except when being paraded by the Clerk of the Course.

Warming Up Instructions And Regulations

316. The Controlling Body or Stewards shall publish such regulations or issue such instructions as considered appropriate concerning the procedure to be followed by drivers either "warming up" prior to a race or at the completion of a race.

Clerk Of The Course

317. All drivers shall immediately obey and comply with the instructions and requirements of the Clerk of the Course or other authorised official.

Appointment of Starter

318. The Starter and any substitute or assistant Starter shall be appointed by the Body conducting the meeting or the Committee thereof, subject to the approval of the Controlling Body.

List Of Horses Starting

319. The Secretary or deputy of such Secretary of the Body conducting the meeting shall, at least thirty minutes before the official time for the Start of the race, supply to the Starter a written list signed by him, of the horses qualified to start in such race, setting out the actual handicap of each.

Horse To Be On Track On Time

320. Every horse shall be on the track at the prescribed time before the time appointed for starting, and on the whistle being blown by the Starter, shall immediately be taken to its allotted mark.

Starting Procedure Regulations

321. The Controlling Body shall publish Starting procedure regulations from time to time.

Horse Declared Non-Starter

322. In any race if the Stewards declare a horse a non-starter they may at their discretion qualify such direction by ordering that the direction shall be effective only for the purposes of betting.

Horse Deemed Starter

323. A horse shall be deemed to be a starter when the whistle is blown calling the horses to their marks, unless the Stewards

order the withdrawal of a horse from any race either before or after it has come under the Starter's orders if in the opinion of the Stewards such horse is unfit or unable to run by reason of injury or otherwise, or if in the opinion of the Stewards such horse is unable to secure a fair start, provided that such declaration is made prior to the "All-Clear".

Withdrawal After Scratching Deadline

324. In the event of the Stewards ordering or permitting a horse to be withdrawn from a race after the time for scratching, they may declare off all bets made on the racecourse on such race on the day it is being run or they may make such order as to the settlement of such bets made prior to the withdrawal as stipulated by the Rules of Betting.

Horse Not To Leave Track

325. (a) No horse under the Starter's orders shall leave the track nor shall any driver dismount except with the permission of the Starter, Steward or Clerk of Course.

- (b) Should a breach of this Rule be committed the driver shall be liable to a fine and suspension or disqualification.

Starting Lineup

326. The horses shall be drawn up before the start, as far as is practicable according to their handicaps, and horses on the same mark shall be drawn up in such order as previously determined provided that the Stewards may before the draw for barrier positions, place any horse in such a barrier position as in their opinion would be conducive to a fair start for a race, but not in such a way as to alter the handicap mark of such horse.

Publication Of Field Sizes

327. The Controlling Body shall determine and publish from time to time the maximum field size and the maximum number of horses to start on any line for each track.

Accident/Warning System

328. All raceways shall have the following system of flashing/intermittent lights:

- (a) orange flashing lights & hooter-accident ahead; and
(b) red flashing lights & siren-race stopped.

Horse Withdrawn

329. (a) Where in the case of a race run at a registered meeting if a horse is withdrawn by the time fixed by the Controlling Body on the date of such meeting, the remaining starters on the same handicap mark or marks shall retain their relative positions as though the horse or horses so withdrawn had not been included in the draw for barrier positions, and where there are two lines

of horses on the same handicap mark as the horse or horses withdrawn, the horse or horses drawn on the inside of the second line shall take barrier positions on the front line nearest the outside in order of their respective drawn barrier positions.

- (b) Where in the case of a race run at a registered meeting if a horse is withdrawn after the time presented by these Rules the remaining horses on the same handicap mark or marks shall start from the same line or lines as allotted in the draw for barrier positions or as adjusted at the said time whether or not there is one or more lines of horses on the same handicap mark or marks.

Horse Re-Handicapped After Barrier Draw

330. If a horse is re-handicapped for a race after the draw for barrier positions has been made, such horse shall take a position on the outside of the horses placed on the same handicap mark and if there are two lines on that mark on the outside of the second line on that mark, but inside of horses excluded from the draw.

Horse Excluded From Barrier Draw After Draw

331. (a) If a horse is placed out of the barrier draw after the draw for barrier positions has been completed such horse shall be placed outside of those horses which have been included in the barrier draw.
- (b) If a horse which has drawn the front line is subsequently placed out of the barrier draw such horse shall be placed on the outside of that line provided that no runner is drawn behind it.
- (c) If another runner is drawn behind then the horse placed out of the barrier draw will be placed at the outside of the back line.

Alteration To Barrier Position By Starter

332. Notwithstanding the preceding provisions of these Rules the Starter may place a horse which is misbehaving and which, in his opinion, is likely by such misbehaviour to prevent a fair start, in any position he thinks proper but so as not to alter the handicap mark of such horse, and the remaining starters on the same handicap mark shall take their relative positions and where there are two lines on the handicap mark in the same line as if such horses had not been moved.

Horse Delaying Start

333. If any horse by misbehaviour or for any other reason is in the opinion of the Starter liable to cause delay at the start, the Starter shall warn the driver of such horse and shall not further delay the start provided that the Starter may recommend to the Stewards that the horse be declared withdrawn from the race.

Method Of Starting

334. (a) The Controlling Body shall decide any matter of policy in regard to mobile or standing starts.
- (b) Mobile starts shall be used only on such tracks and for such events as are approved by the Chairman of Stewards or the Controlling Body.
- (c) Match races and exhibitions of speed against time may be run from either standing or mobile starts.
- (d) In accordance with the Rules the Stewards may decide that moving starts be used instead of mobile starts.

Starting Barriers

335. All races conducted under these Rules shall be started by means of a starting barrier or barriers of a type approved by and installed to the satisfaction of the Stewards unless the Controlling Body shall otherwise specially permit.

Race Started

336. Subject to Rule 323 the Starter's decision shall be final and conclusive upon any question that may arise as to whether horses have been started for a race.

Powers Of Starter

337. The Starter shall give all such orders and take all such measures as he may consider necessary for securing a fair start, and in particular, but without limiting the generality of the foregoing, the Starter:

- (a) may fine any driver or other person disobeying his orders or attempting to take an unfair advantage in a start; and/or
- (b) may, if he is unable to compel obedience to his orders by any driver or other person report the matter to the Stewards; and/or
- (c) shall report to the Stewards any driver who starts before the signal is given or who starts off the wrong mark; and/or
- (d) may, if he considers that a start in a race is unsatisfactory, recall the field and re-start the race.

Starting Command

338. The Starter, immediately before starting a standing start race, shall indicate to the drivers that the race is to be started forthwith, by issuing the command "Stand Them Up Drivers".

Stewards' Powers

339. In the event of a report under sub-Rule 337(c), the Stewards, in addition and without prejudice to their discretionary power to remove any driver or any other powers conferred on them by

these Rules, may prevent the driver from taking part in the race or may permit another driver to be put up or may disqualify the horse from the race or impose a penalty upon the driver.

Race May Be Declared Void

340. If, before "All-Clear" is signalled the Stewards are satisfied that the race should be declared void because:

- (a) the race has been started from the wrong starting point;
- (b) the race has been started before the appointed time;
- (c) the race to be run over the wrong distance;
- (d) the Judge or a substitute was not in a position to determine the result;
- (e) all the placed horses are disqualified; or
- (f) for any other reason the race is not a fair and proper contest,

then and in any such event, the race shall be void.

Re-Run

341. In the event of any race being voided the Stewards may order such race to be re-run at a time to be determined by them and may make such order as to betting as they may deem fit.

Scratching For Re-Runs

342. In the event of the re-run of a race the owner of any horse may exercise his right to scratch his horse without penalty.

Driver Communicating

343. Any driver after entering upon the race track, speaking, communicating or signalling to any person other than an authorised official shall be liable by the Stewards to a penalty under these Rules.

Horse On Wrong Mark

344. If any driver shall intimate to the Starter that he considers that he is being placed by the Starter on the wrong mark, the Starter shall not start the race until he shall have reported the matter to the Stewards and received their decision with regard thereto.

Starting In Front Of Mark And Other Unfair Advantage

345. (a) No driver or other person in any race shall permit a horse to start in advance of its proper mark, or before the signal to start has been given or attempt to take an unfair advantage in the start.
- (b) The Starter shall immediately notify any breach of this Rule to the Stewards, who, upon being satisfied thereof, may place the horse driven by such offending driver behind the placed horses or all other horses or may

disqualify the horse from the race and may penalise according to these Rules such driver or any person party to the offence.

Horse Unfit To Race

346. (a) An owner or trainer of a horse entered in a race who, at the time "prescribed" for nomination etc. is aware that the horse is not in a fit state or condition to race, shall withdraw the horse from the race in the manner provided by these Rules.
- (b) Where any horse brought to compete at a meeting shows any signs of lameness, unfitness or any other condition which could adversely affect its performance, the owner or trainer shall report accordingly to the Stewards at least an hour before the time set for the start of the race in which the horse is engaged and such horse shall not start in the race except with the approval or by the direct order of the Stewards.
- (c) Any person failing or refusing to comply with the provisions of subsections (a) and (b) of this Rule shall be deemed to be guilty of an offence against these Rules and may be dealt with accordingly.
- (d) The Stewards or Chairman of Stewards may order any horse entered for a race to be scratched from that race if they believe that such horse is or will be unfit or that in any other instance it is not in the best interests of harness racing for the horse to start in any such instance make such order as to settlement of bets as stipulated by the Rules of Betting.
- (e) An order under sub-Rule (d) of this Rule may be made at any time prior to the start of the race.

Horse Name Missing From Race Book Or TAB List Of Acceptors

347. (a) Notwithstanding that a horse has been properly nominated and subject to Rule 346 is in all other respects eligible and present on the racecourse by the prescribed time, if the name of the said horse does not appear in the racebook of the subject meeting but does appear on the official list of acceptors issued by the Totalisator Agency Board for the purpose of off-course betting, the Stewards shall permit such horse to start in the race in which it was entered and shall forthwith cause the Secretary of the Body or Club conducting the meeting to publicly announce and continue to announce over the public address system at the meeting, the inclusion of the said horse in the field together with its race number and barrier position, and to notify all persons present on the racecourse by all possible means of the said inclusion, and the Controlling Body, its Stewards or Agents or the Club conducting the meeting shall not in any way whatsoever be responsible or liable in damages therefor.

- (b) Notwithstanding that a horse has been properly nominated and subject to Rule 346 is in all other respects eligible and present on the racecourse by the prescribed time, and notwithstanding that the name of the said horse does appear in the racebook of the subject meeting if the name of the said horse does not appear on the official list of acceptors issued by the Totalisator Agency Board for the purposes of off-course totalisator betting, the Stewards shall withdraw the horse from the race in which it is entered at the earliest practicable time and shall cause the Secretary of the Body or Club conducting the meeting to follow the procedure directed in sub-Rule (a) of this Rule so far as it is applicable, and the Controlling Body, its Stewards or Agents or the Club conducting the meeting shall not in any way whatsoever be responsible or liable in damages therefor.
- (c) In respect of a meeting on which the off-course totalisator does not operate, notwithstanding that a horse has been properly nominated and subject to Rule 346 is in all other respects eligible and present on the racecourse by the prescribed time, if the name of the said horse has been omitted from the racebook of the subject meeting the Stewards shall permit such horse to start in the race in which it was entered and shall forthwith cause the Secretary of the Body or Club conducting the meeting to publicly announce and continue to announce over the public address system at the meeting, the inclusion of the said horse in the field together with its race number and barrier position and to notify all persons present on the racecourse by all possible means of the said inclusion and the Controlling Body, its Stewards or Agents or the Club conducting the meeting shall not in any way whatsoever be responsible in damages therefor.

Replace Starter

348. If the Starter named in a Body's approved programme is for any reason unable or refuses to perform his duties at the meeting, the Stewards may authorise any fit person to act as Starter at such meeting.

Conflict Of Interest In Starter

349. No Starter, substitute Starter or Starter's Assistant shall officiate on any race at which there is competing any horse in the ownership of which he is directly or indirectly interested.

PART 29**MOBILE START RULES****Approval Of Mobile Barrier**

350. (a) Any Club proposing to use the mobile barrier for any race, shall make application to the Controlling Body for approval of the use of a mobile barrier on its track.
- (b) No race shall be started from a mobile barrier, unless such barrier and its vehicle has been examined and approved by an authorised officer of the Controlling Body.

Minimum Mobile Barrier Standards

351. In general, the mobile barrier shall conform to the following minimum standards:

- (a) be capable of drawing away from a field travelling at a speed of at least 50 kilometres per hour;
- (b) shall have approved numbered discs across the extended arms to denote the barrier position of the horses drawn on the front line;
- (c) be kept in roadworthy condition;
- (d) provide within the extremities of the extended arms at least 1.5 metres for each horse to be started from the front row;
- (e) provide a clearance of at least 1.5 metres between the ends of the extended arms and the inside and outside running rails; and
- (f) meet such other conditions as the Controlling Body may prescribe from time to time.

Register Of Mobile Barriers

352. (a) The Controlling Body after examining the barrier and its vehicle, shall keep the details of the approval of such barrier and vehicle in a register for mobile barriers.
- (b) The register entry shall describe the make and motor vehicle registration number and the names of the persons proposing to operate such vehicle and the width of the tracks on which the barrier and vehicle is permitted to be used.

Minimum Track Width For Mobile Barrier

353. The mobile barrier shall not be permitted to be used on any track with width of less than 11 metres.

Variation Of Usual Requirements

354. The Controlling Body or the Chairman of Stewards may vary the requirements of Rules 350 (b), 351(d), 351(e), 352 and 353 wherever required by unusual circumstances.

Persons Allowed On Gate

355. No person shall be allowed to ride on the starting gate except the Starter and his driver or operator and a Patrol Steward, unless permission has been granted to such person by the Chief Steward.

Loudspeaker

356. (a) Use of a loudspeaker for any purpose, other than to give instructions to drivers, is prohibited.

(b) The volume of such loudspeaker shall be no higher than is necessary to carry the voice of the Starter to the drivers.

Number Of Horses To Start Off Front Line

357. Irrespective of the capacity of the track for standing starts, the Chairman of Stewards shall determine at each track and each distance, the number of horses that will start abreast behind a moving barrier.

Field Size And Mobile Barrier Line Regulations

358. The Controlling Body shall publish from time to time a schedule in accordance with Rule 357.

Marshalling Points

359. The Controlling Body or the Chairman of Stewards shall prescribe the points on the track between which the horses shall be marshalled into barrier order and the point at which the mobile barrier commences the lead up to the start of the race.

Starting Points

360. (a) The Controlling Body or the Chairman of Stewards shall approve the starting points of all mobile start races.

(b) Such starting points shall be clearly marked on the inside rail and may be supplemented by other more prominent markers on the inside or outside rails.

Period Of Control By Starter

361. Subject to Rule 323 the Starter shall have control of the horses from the time the order is given to marshal the horses, until the starter gives the word "go".

Mobile Start Barrier Regulations

362. The Controlling Body shall publish a schedule of Mobile Start Barrier Regulations from time to time.

Start Procedure

363. The Starter shall give the word "go" as near as he considers practicable to the starting point and he shall signify the start by the word "go" and the showing of a coloured light on the starting gate.

Deviations From Barrier Position

364. (a) During the run-up of a moving start, horses shall not, except in an emergency, be permitted by their drivers to deviate from their barrier positions; provided that
- (b) the Starter may, during the run-up, give such directions, orders, measures as the Starter may consider necessary for securing a fair start and may, if he is unable to compel obedience to his orders by any driver, delay the start and report the matter to the Stewards.

No Decrease In Speed

365. When a speed has been reached in the course of a start, there shall be no decrease in that speed, except in the case of a recall.

Position And Gait On Starting

366. (a) The Starter shall endeavour to get all horses away in position and on gait, but no recall shall be had by reason of a horse breaking, except as provided in sub-Rule 367 (b).
- (b) Subject to Rule 323 all horses drawn up behind a moving barrier shall be deemed to be starters in the race, irrespective of their positions or their gait at the start.

Starter May Defer Start

367. The Starter may defer the start if at the designated starting point—

- (a) a horse has fallen;
- (b) the chances of any runner have been or are being materially affected by interference;
- (c) a horse has broken equipment;
- (d) any horse is likely to gain an unfair advantage; or
- (e) any horse has by reason of its position at the start been denied a winning opportunity, provided that a start will not be deferred merely by reason of the fact that a horse is in a break or because a horse is back from its barrier position at the time of starting.

False Starts For Broken Equipment

368. In the event of a false start being declared due to broken equipment, the driver concerned shall remain in the sulky and immediately take his horse to the Steward positioned at the winning post if so directed by any official.

Repositioning Of Horse On Recall

369. (a) Should a false start be declared the offending horse shall remain in its allocated barrier position for any subsequent score ups.
- (b) If at any further attempts at a start the same horse causes a second false start that horse shall be withdrawn from the event.
- (c) Any subsequent alteration to barrier positions shall be in accordance with 373(b).

Unsatisfactory Barrier Manners In Horse

370. A horse which, in the opinion of the Steward's displays unsatisfactory barrier manners, may be excluded from the barrier draw in subsequent mobile start races until such time as whatever conditions the Stewards impose are met.

Recall Procedure

371. In the case of a recall, a light plainly visible to the driver shall be flashed and a recall sounded, whereupon the starting gate shall proceed in the path of the horses but be gradually reduced in speed.

No Recall After Start

372. There shall be no recall after the word "go" has been given and any horse, regardless of its position or any accident, shall be deemed to be a starter from the time it enters into the Starter's control, except as provided by Rule 323.

Lines And Scratchings

373. (a) If any horse is scratched after a time fixed by the Controlling Body on the day of the race, all other horses participating in the race shall retain their allotted line; but
- (b) If following a scratching at any time the number of runners on the second line exceeds the number on the front line the horse drawn on the inside of the back line shall start from the outside of the front line.

Change Of Starting Method

374. (a) In the event of adverse track or climatic conditions, mechanical fault, or any other circumstance that could militate against a moving barrier being operated safely or efficiently, the Stewards may direct that a race intended for a moving barrier start shall be started by any other approved starting method; provided that
- (i) such race shall be started as near to the proposed start of the race as the alternative method of starting will permit; and
- (ii) the horses shall occupy the same barrier positions and rows from which they would have started had the moving barrier been used.

- (b) The eligibility of any horse for such a race and for the barrier positions shall be at the discretion of the Stewards.

Driver Gaining Unfair Advantage

375. Any driver who gains an unfair advantage during a moving start may be fined or suspended and his horse may be disqualified from the race or placed behind other horses at the finish.

Offences At Mobile Barrier

376. It shall be an offence for a driver in a moving barrier start to:

- (a) delay the start;
- (b) fail to obey the Starter's or any other official's instructions;
- (c) rush the barrier or rush ahead of the inside or outside wing of the starting gate;
- (d) come to the starting gate out of position;
- (e) cross over before reaching the starting point;
- (f) interfere with another driver or horse during the start;
- (g) fail to come up into position and maintain same, and

a person who commits any of these offences shall be liable to a penalty for a breach of these Rules.

PART 30
HORSES BREAKING

Drivers' Duties On Breaking

377. When any horse breaks gait the driver shall immediately use his best endeavours to pull it to the gait at which it is required to race, and if in the opinion of the Stewards any driver shall fail to comply with this requirement the horse he is driving, if it is placed, may be disqualified from the race and the driver may be fined or be suspended or disqualified.

Effect On Horse

378. If any horse makes a break or repeated breaks during a race and the Stewards decide the driver deliberately or otherwise allowed his horse to gain or lose ground or interfere with another horse and/or that the horse by breaking its gait thereby gained an advantage to the detriment of any other horse or horses, then the Stewards may in their discretion:

- (a) place such offending horse in any lower finishing position;
- (b) disqualify such offending horse from the race; or
- (c) fine suspend or disqualify the driver of any such offending horse.

Breaking Near Winning Post

379. A horse breaking at or near the winning post shall be subject to no greater penalty than if it broke on any other part of the track, provided the Stewards do not consider it a wilful break, or unless they are of the opinion that the horse thereby gained an advantage in which case they may place the horse in any lower position according to the advantage gained.

PART 31**WALK OVER****Horse Must Walk Over**

380. When only one horse is checked out for a race it must trot or pace over the prescribed distance of such race unless the Stewards specially exempt it from so doing.

Only Half Stakes Paid

381. Where only one horse is checked out in a race in which a sum of money is given (whether added to a sweepstake or not) only one-half of the amount which by the conditions of the race was payable to the winner shall be paid.

Only One Horse Places

382. If two or more horses are checked out but no horse is placed in second or any lower place, the money or prize provided by the conditions of the race for the second or lower placed horse shall be retained by the Club or body conducting the meeting.

PART 32**FAILURE OF LIGHTING/RACING ACCIDENTS****Failure Of Lighting**

383. (a) If during any race held under artificial lighting there should be a total failure of track lighting, all horses competing in the race shall be stopped by their respective drivers and the race discontinued.
- (b) In the event of partial failure of track lighting during the progress of a race the Stewards may, in pursuance of the powers vested in them by sub-Rule 11 (o) of these Rules, stop such race.
- (c) The decision of the Stewards shall be final as to whether a failure of track lighting is total or partial.
- (d) The Stewards may, in their discretion, direct that a race stopped or discontinued in accordance with this Rule shall be void or, alternatively, restarted at an appropriate time nominated by the Stewards.

Unseated Driver

384. A driver who is unseated during a race:
- (a) shall not interfere with or stop or attempt to interfere with or stop any bolting horse on the racing track when such horse is without a driver; and
- (b) shall leave the racing track as quickly as practicable and at once report for examination to the Medical Officer or Ambulance Attendant.

Track Accidents and Obstructions

385. (a) If following an accident in a race, or if for any other reason there is an obstruction on the track, all drivers in the race shall observe due caution when driving in the vicinity of any accident or obstruction.
- (b) A driver who does not observe due caution in the vicinity of any obstruction or accident on the track, or disobeys the instructions of any Steward, or Clerk of the Course, or any other official or seeks to use the obstruction or accident to obtain any advantage in the race, or passes dangerously close to any obstruction or accident, or in any other way drives dangerously in the vicinity of such accident or obstruction, shall be deemed to have committed an offence against these Rules.
- (c) Any horse which gains an advantage by a breach of paragraph (b) of this Rule and thereby gains an advantage may provide grounds for a protest.
- (d) Any driver who fails to observe or commits a breach of this Rule or any part thereof may be fined by the Stewards and/or suspended and/or disqualified.

PART 33
DEAD HEATS

Division of Stake money

386. In the case of a dead heat for any place by two or more horses, the owners of such horses shall divide equally all the money or other prize which any of them would have received if there had not been a dead heat.

Indivisible Prizes

387. If in the case of a dead heat, the owners of the horses running such dead heat cannot agree as to which of them is to have a trophy or other indivisible prize, the matter may be determined by lot by the Stewards, who may also determine what sum of money (if any) by way of equitable compensation shall be paid by the owner successful in the lottery.

Handicapping And Re-handicapping On Dead Heats

388. In the case of a dead heat for first place, neither horse so dead heating shall incur a handicap penalty nor be re-handicapped because of such dead heat.

No Horse Deemed Winner

389. Any horse running a dead heat shall be deemed to be a winner of the amount actually received in money or value of other prize by its owner and no more.

PART 34
JUDGING OF RACES

Judge To Decide

390. All races shall be judged by the duly appointed Judge or his duly authorised substitute.

Photography

391. A camera may be used to make a photograph or photographs of the horses at the finish to assist the Judge in determining their positions as exclusively indicated by their noses.

Appointment And Removal Of Judges

392. The Judge and any substitute Judge shall be appointed by the Body conducting the meeting or the Committee thereof for such period and upon such terms and at such fees as may be thought fit, subject to the approval of the Controlling Body, and may be removed by that body for good cause following recommendation from the Stewards.

Decision Of Judge Final

393. The decision of the Judge determining the order in which horses have passed the winning post shall be final except as provided in Rules 396, 418 and 423.

Judge To Place Horses

394. (a) The Judge shall place all horses in a race according to the order in which they have passed the winning post up to and including the fourth horse, and if by the conditions of the race, more than three prizes are to be awarded, the Judge shall place one more horse than there are prizes.
- (b) If a driver is not mounted in his sulky at the finish of the race the horse driven by him will be placed as not finishing provided that if the Judge be in any doubt concerning whether the driver is or is not in his sulky at the finish of a race he shall place horses in the race in accordance with the order in which their noses have reached the winning post and shall before publicly declaring his placings, report any unusual circumstances to the Chief Steward. The Stewards may thereupon, after viewing and hearing evidence decide whether the horse should be placed in the race.

Judge Unavailable

395. If the Judge named in a registered harness racing Club's approved programme is for any reason unable or refuses to perform his duties at the meeting, the Stewards may authorise any fit person to act as Judge at the meeting.

Corrections And All Clear

396. (a) The Judge may at any time, either before or after "All-Clear" is notified, correct any mistake made by him or by any person acting for or with him.
- (b) No such correction made after "All-Clear" is notified shall have any affect on any betting transactions which shall be settled in accordance with the provisions of Rule 429.

Conflict Of Interest In Judge

397. No Judge, substitute Judge or Judge's Assistant shall officiate on any race in which a horse is competing in the ownership of which he is directly or indirectly interested.

PART 35
RECORDS OF TIME

Register Of Times

398. Every Club shall keep a "Register of Times" in which shall be recorded the official times trotted at its meetings.

Appointment Of Timekeepers

399. Each Club shall by its Committee, and failing action by its Committee, then by the Stewards, appoint competent Timekeepers for each of its meetings.

Duties Of Timekeepers

400. Such Timekeepers shall:

- (a) take the time of the first horse and where possible the second, third and fourth horses past the post in each race using either a manual or electronic timing device or both;
- (b) immediately after the finish of each race enter the time so taken in the Club's "Register of Times" and sign such entry; and
- (c) the times so entered shall be the official times and shall immediately after being so entered be publicly announced.

Commencement Of Timing

401. All races shall be commenced when the first horse crosses the starting point regardless of the point where the actual start is effected.

Unofficial Times

402. (a) No times taken by any person other than the official Timekeepers shall be recorded in the Club's Register of Times or publicly announced.
- (b) Nothing contained in sub-Rule (a) of this Rule shall prevent the Stewards or the Controlling Body from admitting, in any case where fraudulent suppression or misrepresentation on the part of the official Timekeepers is alleged, the evidence of any other person as to times.
- (c) Save as is provided by sub-Rule (b) of this Rule no entry in the Club's "Register of Times" and no public announcement of times shall be amended or altered save by order of the Stewards or the Controlling Body.

Australian Records

403. Before a race performance can be recorded as an Australian record:

- (a) there shall be at least two (2) Timekeepers or where an electronic timing device is installed one (1) Timekeeper and such a device;
- (b) the track shall be properly surveyed as to distance;

- (c) an application shall be made to the Australian Harness Racing Council for recognition of the performance; and
- (d) the Australian Harness Racing Council shall ratify such performance.

PART 36**PERFORMANCES AGAINST TIME****Meeting Requirements**

404. (a) Performances against time shall be at a regular meeting, conducted by regularly appointed officials.
- (b) A regular meeting means a meeting authorised by the State Controlling Body and advertised in the daily or weekly press published in the vicinity and giving notice that a performance against time is to be run.
- (c) Notice of its intention to conduct a performance against time must also be given by the Club to the State Controlling Body.

Record Requirements

405. (a) A record can only be made in a public race or performance against time, the horse to pace or trot according to Rule.
- (b) The race or performance against time shall be started by an officially appointed Starter, the time shall be taken by three (3) Timekeepers or one (1) Timekeeper and an approved electronic timing device and the race or performance against time supervised by the Stipendiary Stewards or Judge officially appointed by the State Controlling Body.
- (c) The record of the race or performance against time must be signed by the Starter, the Timekeepers and/or Electronic Timing Operator, the Stipendiary Steward or Judge and forwarded to the State Controlling Body who, in turn, will forward it to the Australian Harness Racing Council for inclusion or otherwise in the official list.
- (d) In every official race, or performance against time, the time taken shall be placed in the record in minutes, seconds and tenths of seconds.
- (e) When the Timekeepers fail to act or agree no official time shall be announced or recorded unless the time has been taken by an approved electronic device in which case the latter time shall be announced and recorded.
- (f) In the event that the time taken by the official Timekeepers shall differ from that taken by an electronic timing device the latter time shall prevail and be regarded as the official time for announcement and entry into the record unless it is shown that the electronic timing device has failed, when the time taken by the official Timekeepers shall be the official time.

Sulkies

406. (a) In a performance against time only approved types of racing sulkies shall be used and any modifications of such sulky shall be approved by the Australian Harness Racing Council.

- (b) In a performance against time the use of wheel discs shall be optional but the equipment and gear used on the horse shall be orthodox and such as is normally used by the horse that is time trialing.

Track Measurement Requirements

407. (a) In order that performances thereon may be recognised as official every Club not having done so heretofore, shall cause to be filed with the Controlling Body, the certificate of a licensed Civil Engineer or Land Surveyor that he has, subsequently to 1st August, 1973, measured the said track from post to post, one metre out from the running rail thereof and certifying in metres the result of such measurement.
- (b) Each track shall be re-measured and recertified in the event of any changes or re-location of the running rail.
- (c) In the event the distance to be raced against is one mile such distance shall be measured three feet from the running rail from that portion of the inside fence which projects furthest over the track.

Horse Must Beat Specified Time

408. In performances against time a horse must start to equal or beat a specified time and a losing performance shall not be recorded.

Pacemakers

409. (a) When a horse performs against time, it shall be proper to allow any other horse or horses to accompany that horse as pacemakers in the performance but not to precede that horse whilst acting as a pacemaker or to be harnessed with or in any way attached to that horse.
- (b) No other type of assistance shall be allowed.

Breaking

410. In a performance against time, if a horse goes to a break it shall be disqualified from that trial provided that at the discretion of the Chairman of Stewards such horse may be permitted to attempt one further performance at such meeting.

Whip Use

411. In any performance against time the brutal or indiscriminate use of the whip will be considered a violation and punishable under these Rules.

Horse Must Be Swabbed

412. Before any performance against time is recorded in the official record such horse shall be swabbed after the time trial and the swab or test found negative.

Advertising Unofficial Times

413. No person shall advertise any sire for service or any horse for sale, lease or syndication with the representation that such sire or other horse has run a time other than an official time.

PROVIDED THAT:

- (a) in the case of race time no time shall be shown other than that of the winning time of the advertised sire or horse, and the fact that the time is a race time shall be so indicated; or
- (b) in the case of a time trial, only an officially registered trial time shall be shown, and that fact shall be indicated.

Any penalty imposed in breach of this Rule may include in addition to such penalty a withdrawal of registration of a sire or in the case of a dam, the refusal to register the foaling of such dam.

PART 37**PROTESTS AND OBJECTIONS***Division 1—Objections before races***Who May Lodge**

414. Any licensed person, registered owner or his authorised agent, or official who questions the eligibility of a horse to start in a race may lodge an objection.

Objection Procedure

415. (a) Any objection made under Rule 414 shall be made to the Stewards supervising the meeting or to the Secretary of the Club conducting the meeting.
- (b) If the objection be made to the Secretary of the club conducting the meeting, such Secretary shall, as soon as possible, bring such objection to the notice of the Stewards supervising the meeting.
- (c) Any objection made under Rule 414 shall be made at least four hours prior to the meeting provided that in exceptional circumstances, the Stewards may entertain an objection at any time prior to the race.

Failure To Lodge Objections

416. Any person entitled to lodge an objection under Rule 414 who in the opinion of the Stewards, was in possession of information that might prove a horse's ineligibility for a race but failed to lodge an objection within the prescribed time, shall be guilty of an offence under these Rules.

Inquiries Into Objections

417. The Stewards shall inquire into any objection made under Rule 414 and, if ineligibility is proved to their satisfaction, shall direct the horse's withdrawal from the race.

*Division 2—Protest after race but before "All Clear"***Who May Lodge**

418. When any Steward or Starter appointed for the control of a meeting, or the owner or nominator of a horse that has competed in a race, or the authorised agent of such nominator, or the trainer or driver of the horse, considers that a horse is not entitled to be placed in the race in accordance with the Judge's decision, he may lodge a protest with the "All-Clear" Steward.

Time Limit On Protests

419. (a) A protest lodged under Rule 418 of this Part shall relate only to an occurrence from the time the horses were called to the start by the Starter to the time immediately before "All-Clear" is declared by the "All-Clear" Steward.
- (b) A protest shall be made, before the "All-Clear" Steward declares "All-Clear".

Stewards' Duties On Protest

420. (a) The Stewards shall, upon notification of the protest immediately:
- (i) publicly announce the names of the horses involved in the protest and the short grounds for the protest;
 - (ii) conduct a formal inquiry and call such evidence as they deem necessary; and
 - (iii) give a decision which, in their opinion, reflects a fair result.
- (b) In deciding a protest, the Stewards may disqualify any horse from the race or may place such horse in any lower placing.
- (c) The following persons shall be entitled to be present at the inquiry:
- (i) the owner (in person or by agent), the trainer and driver, of the horse against which the protest is made and of the horse on behalf of which the protest is made; and
 - (ii) any person entitled to be present at the inquiry shall also be entitled to address the Stewards, but may only ask questions of witnesses at the discretion and by invitation of the Stewards.
- (d) If in a race there be another runner that is raced or trained by the same interests, either wholly or partly, as the horse protested against, and if during the race such other runner or its driver accidentally or wilfully caused any crossing, jostling, interference or other impediment to the protesting horse, the Stewards may attribute such crossing, jostling, interference or other impediment to the horse protested against.

Betting And Protest Decisions

421. If a protest is sustained, stakes and bets shall be paid in accordance with the Stewards' decision, provided that no person shall have any right to payment of any bet or wager by virtue of the result of any appeal from the Stewards' decision.

Appeals Against Protest Decisions

422. Subject to any legal requirement to the contrary there shall be no appeal against a Stewards decision on a protest.

*Division 3—Objection after "All Clear"***Who May Lodge**

423. Any licensed person, registered owner or his authorised agent, or official may, after "All-Clear" has been declared lodge with the Stewards an objection against the Judge's placings in a race.

Time Limit On Objections

424. Objections under Rule 423 shall be made no later than 5.00pm on the next day (not being a Saturday, Sunday or public holiday) after the day on which the race was held; provided that when the objection implies malpractice it may be made at any time after "All Clear" has been declared.

Betting Not Affected

425. No objection after the "All Clear" shall have any bearing on the settlement of any bets or wagers on the race.

Stakemoney And Objections

426. (a) When an objection in accordance with Rule 423 of this Part is made or if an appeal is lodged against the decision by the Stewards on a protest or an objection, any stakemoney that might be affected by such objection or appeal shall be withheld; but

(b) a Club that pays out stakemoney prior to being notified of the objection or appeal shall not be responsible for the payment thereof to the person found to be entitled to it unless it is able to recover the stakemoney; and

(c) the name of any person failing to repay monies in these circumstances shall be placed on the Unpaid Forfeit List.

Effect Of Disqualification Of Horse

427. If any horse be disqualified from a race the result of the race shall be decided in all respects as if such disqualified horse had not been a starter in the race.

*Division 4—General Provisions***Frivolous Objections Or Protests**

428. The Stewards may impose a fine on any person who lodges a frivolous protest or objection.

Betting

429. Notwithstanding any provisions set out in this Part or in these Rules, bets, wagers and totalisator dividends shall be settled on the basis of the placings existing at the time "All Clear" is declared by the Steward at the "All Clear" point.

PART 38**COMPLAINTS****Who May Lodge**

430. Any Steward or other official of a Body holding a race meeting in his official capacity may lodge with the Secretary of the Body a complaint against any person that such person has committed a breach of these Rules.

Complaints Must Be In Writing

431. If a complaint is not in writing, the Secretary of the Body, except in the case of a complaint by a Steward, shall cause the same to be committed to writing and signed by the person lodging the same before the commencement of any enquiry held in consequence thereof.

Duly Lodged Complaints

432. Any objection duly lodged shall, for the purposes of this section, be deemed to be a duly lodged complaint against all persons concerned in the breach of these Rules in respect of which such objection is made.

Time Limits On Complaints

433. (a) No complaint against any person relating to his conduct during a race shall be brought later than five (5) minutes after the Judge shall have given his final decision unless the Stewards shall be satisfied that, owing to the special circumstances, the complaint could not have been lodged within that time.
- (b) No complaint against any person on any ground relating to his conduct at a race meeting and not being a complaint within the operation of sub-Rule (a) of this Rule shall be lodged later than seven (7) days after the conclusion of such race meeting unless such complaint shall allege fraud.

Withdrawal Of Complaints

434. No complaint duly lodged shall be withdrawn except by leave of the Stewards.

Inquiries Into Complaints

435. (a) Any complaint duly lodged shall be heard by the Stewards at such time and place as they shall think fit.
- (b) The Stewards shall as soon as possible judicially consider all complaints duly lodged.
- (c) The person against whom such complaint is laid shall be given due notice of the nature of the complaint and of the hearing, provided that if any complaint in connection with a horse be made during a meeting against its owner who is not present thereat, it shall be sufficient compliance with this Rule if such notification is given to the

person having at such meeting the control of such horse and such person shall have all rights in connection with such hearing as are by these Rules conferred on persons against whom complaints shall be brought.

- (d) The procedure laid down relating to protests under Rule 420 shall, *mutatis mutandis*, be followed in respect of all complaints.
- (e) If any person is censured, fined, suspended, disqualified or otherwise punished by the Stewards, the Stewards shall, as soon as possible thereafter, forward to the Controlling Body full particulars thereof and of the grounds for such censure or punishment.

Evidence At Complaint Inquiry

436. If on the hearing of a complaint lodged under Rule 430 in respect of any alleged breach under Part 37 the Stewards or a majority of them shall have witnessed such breach or alleged breach, they may determine the matter on their own knowledge and on the basis of their own observation and in any such case it shall not be necessary, notwithstanding any provision of these Rules to the contrary, to receive any evidence, other than the evidence of the person against whom the complaint is and any witnesses called by him.

PART 39**INTERFERENCE****Reporting Of Interference and Other Matters Affecting Performance of Horses**

437. (a) If during a race any collision, mishap or happening of any kind occur which has or may have affected the performance of a horse or the true running of the race the driver of the horse concerned shall report the same to the Stewards immediately after leaving the race track at the conclusion of the race.
- (b) Any driver failing to comply with this Rule shall be deemed guilty of an offence against the Rules and may be dealt with accordingly.
- (c) After the running of any race, and for a period of at least seven (7) days thereafter, if the trainer, or any other person being in charge of a horse, or the driver, notices or has direct or indirect knowledge of any thing whatsoever which might have affected the horse's performance in such race shall report the information immediately to the Steward-in-Charge of the meeting or to the Stewards.

Types Of Interference

438. A horse may be disqualified from the race or placed behind any other competitor in the race if such horse or any horse belonging to the same owner or in which the same owner has any registered interest:

- (a) crosses any other horse in the race without being clear of any such horse in front of which he has crossed at the time of crossing; or
- (b) jostles, or itself or its driver in any way interferes either wilfully or accidentally with any other horse in the race unless it is proved to the satisfaction of the Stewards that such jostling or interference was caused by the fault of some other horse or driver or that the horse or driver jostled or interfered with was at fault;
- (c) forces a passage where there is not sufficient room;
- (d) forces another horse out of his ground; or
- (e) races the wrong side of a post and does not turn back and race the course from such post.

Running Inside Line

439. Notwithstanding the provisions of sub-Rule 438(e) at any track where no inside running rail exists:

- (a) any person who in the opinion of the Stewards allows his drive to shift inside the line of or makes contact with the track marker posts when such movement is not attributable to the waywardness, untrue or erratic running or

behaviour of his or any other horse, shall be deemed guilty of carelessness and may be fined, suspended or disqualified.

- (b) if due to carelessness or waywardness, untrue or erratic running or behaviour, a horse proceeds inside the running line of the marker posts, the driver of such horse shall restrain that horse and regain its position in the true running line at the first vacant position. The horse of any driver who fails to take this required corrective action may be disqualified or relegated to a position determined by the Stewards.
- (c) if a horse is forced inside the running line of the marker posts the driver of such horse shall endeavour to regain position in the true running line at the first vacant position. Such horse will not be disqualified unless in the opinion of the Stewards the horse gains an unfair advantage.
- (d) if a horse in the opinion of the Stewards, by virtue of its waywardness interferes with another runner obliging that runner to race inside the running line of the marker posts it may be disqualified from the race or relegated to a position determined by the Stewards.

Driver Causing Interference

440. (a) Any driver who, in the opinion of the Stewards, caused or contributed to any crossing, jostling or interference by foul, careless or incompetent driving shall be deemed guilty of an offence against these Rules and may be dealt with accordingly.
- (b) For the purpose of this Rule and Rule 438, "crossing" shall occur when a driver, in changing the position of his horse, compels another runner to shorten its stride or compels the driver of such other runner to pull his horse out of its stride or to take any other measure to avoid the horse or driver whose position is being so changed.
- (c) It shall be a defence to the charge of jostling or interference that the true cause was the waywardness, untrue running or erratic behaviour of the offending horse under the conditions obtaining when the driver has fully complied with the provisions of Rule 442.

Shifting Position

441. (a) Drivers are permitted to shift position inwards or outwards at any stage of a race to improve their racing position provided they can do so with safety and without causing interference.
- (b) A runner making a forward movement is not to be obliged to race wider on the track (the horse moving ground outwards is to move out prior to being covered by the wider runner going forward, or after, to get on its back).

- (c) Sub-Rules (a) and (b) of this Rule are effective until the turn into the front straight racing for the bell on all tracks, from which point all drivers would be expected to make moves, with safety, to ensure their horses obtain the best possible finishing position.
- (d) This in no way abrogates a driver's responsibilities under Rule 440. Action shall be taken by the Stewards if when changing position a driver;
 - (i) Causes another horse to break gait;
 - (ii) Contacts another horse;
 - (iii) Causes interference to any other horse; or
 - (iv) Applies undue pressure.

Wayward Or Erratic Horse

442. (a) If as a result of waywardness, untrue running or erratic behaviour a horse is causing or is likely to cause crossing, jostling, interference, impeding or hindering, the driver of such horse shall immediately cease urging his horse and/or immediately take the full action necessary to control his horse.
- (b) Failure to observe the provisions of this Rule shall disqualify a driver from the benefit of claiming that an apparent breach of the Rules was attributable to the waywardness, untrue running or erratic behaviour of the horse driven by him.

Interference By Drivers

443. No driver shall at the start or during any race or the run up of a standing or moving start:
- (a) use his whip excessively or hold or use his whip in such a way that it baulks, inconveniences, impedes or strikes another runner or driver, but in no circumstances shall his whip project outside the sulky or be drawn further back than the sulky seat;
 - (b) shout loudly, make any improper noise or do or attempt to do any matter or thing which interferes or is designed to interfere with the progress of any other horse;
 - (c) abruptly reduce or check the speed of his horse in such manner as may cause interference or jostling in the race or cause another horse to baulk;
 - (d) do anything to interfere with or prevent another horse passing on the inside of him or anywhere when there is sufficient room for such horse to do so without interference to others;
 - (e) when leading set an excessively slow pace or a pace so slow that other runners in the field are unreasonably cramped for racing room.
 - (f) drive his horse with the dual object of impeding or hindering another horse so as to impair its chance of

winning or being placed and of thereby assisting some horse other than his own.

Minimum Speeds

444. A Controlling Body may set a minimum speed for the whole or any section of any race for any specified track and may penalise the leader or leaders of the field at the end of such race or any such section whose horses have not run such minimum speed and in addition may penalise any driver or drivers who have contributed to such leader or leaders not having maintained such minimum speed.

Positions In Home Stretch

445. (a) Upon entering the home stretch and at any time in the home stretch, any horse that has a clear and uninterrupted run to the post shall not change course.
- (b) Any horse that does change course in these circumstances, and in so doing prejudices the chances of any other runner or runners, shall be liable to be placed in any lower position or disqualified and the driver may be penalised.

Trailing Position

446. (a) A driver shall trail with his horse's head behind the seat of the sulky being trailed.
- (b) A driver who without reasonable excuse continues to occupy a trailing position other than that required by this Rule shall be deemed guilty of impeding or hindering other runners.

Penalties

447. If any driver shall commit a breach of any Rule in this part contained the Stewards may:

- (a) fine such offending driver; and/or
- (b) disqualify from that race or for such period as they may think fit such offending driver and/or the horse driven by him; and/or
- (c) suspend or reduce or restrict in stature or grade such offending driver for such period as they may think fit or restrict the efficacy or operation of any licence held by him; and/or
- (d) place the horse driven by such offending driver behind any horse whose chance of being placed has in their opinion been interfered with by reason of such breach, or behind all the other horses in the race; and/or
- (e) if they decide that such breach was committed with the privity, knowledge or consent of the owner and/or the trainer of the horse driven by such offending driver, disqualify such owner and/or trainer and/or any other horse in the race belonging to such owner or trained by such trainer, for such period as they shall think fit and/or fine such owner and/or trainer.

PART 40**RACING COMPETITIVELY****Horses Must Be Raced On Merit**

448. (a) Every horse shall be raced on its merits.
- (b) Any driver who does not race his horse on its merits may be fined, suspended or disqualified by the Stewards.
- (c) The Stewards may fine, suspend or disqualify any licensed or registered person who was a party to the offence and may disqualify the horse from the race and from racing for a set period.

Evidence

449. (a) The Stewards may during their inquiry into the offence under this Part call evidence tending to prove that the offence has been committed, including films by video or otherwise of other performances by the horse and the driving habits of the driver concerned as well as other drivers, which bear upon or explain the race in question or conflict with or agree with testimony given at the inquiry.
- (b) The Stewards shall at no time bear any burden of showing a possible or probable motive in the driver for failing to race his horse on its merits.
- (c) The Stewards shall be entitled to rely for their proof of intention the part of the driver upon his actions and behaviour in the race, drawing such inferences therefrom and from the explanations of the driver as a reasonable person experienced in harness racing would draw.
- (d) Any deliberate action by the driver in a race, whether by restraining the horse or by any other means, which prevents the horse from racing on its merits shall, if proved to the satisfaction of the Stewards, be sufficient to prove the offence.

Horse To Be Given Best Opportunity

450. (a) The driver of each horse shall take all reasonable and permissible measures throughout a race to ensure that the horse driven by him is given the best opportunity to win or to obtain the best possible place in the field. A driver who does not take such measures may be fined, suspended or disqualified.
- (b) On a charge under subsection (a) hereof, the Stewards shall on a finding of guilt, indicate
- (i) that there was some evidence leading to an inference as to the existence of malpractice but that the evidence has been found to be insufficient for them to prove its existence, although it proved that the drive was not truly competitive;

- (ii) that there was no malpractice, but that the driver's tactics and/or conduct in the race through negligence or otherwise were not truly competitive.

Breach Of Rules 448 And 450

451. (a) If on inquiry, in the opinion of the Stewards the evidence is sufficient to lay a charge against a driver of a breach of Rules 448 and 450 they may charge such driver with both offences.
- (b) In the event of a driver being charged with both offences as in (a) above, such charges shall be deemed not to be bad for duplicity.
- (c) At the hearing of such charges the Stewards may hear evidence in both charges and if both charges are proved may convict in the charge under Rule 448 adjourning the charge under Rule 450 until such time as the driver and any other person convicted under the Rule have exhausted their rights of appeal;
- (i) If the driver on appeal is found not guilty of the charge under Rule 448, the Stewards may proceed to complete the hearing of any charge laid under Rule 450.
 - (ii) If the appellant's appeal against a conviction under Rule 448 is dismissed or abandoned the Stewards shall mark the charge "dealt with under Rule 448" and shall not proceed further with the charge.

Finishing

452. Every driver shall drive his horse out to the end of the race if he has any reasonable chance of finishing in the first five places.

Inconsistent Racing

453. Where any horse races inconsistently and the Stewards are of the opinion that such inconsistency is the result of the conduct of any person or persons fraudulent or otherwise they may suspend or disqualify or fine any person so concerned in the inconsistent racing.

Looking Around

454. Any driver who looks around unduly during a race shall be liable to be fined by the Stewards or he may be suspended for such period as the Stewards think fit.

Collusion And Fraud In Races

455. (a) In this Rule "race" includes a "heat", "performance against time" and "time trial".
- (b) If any horse wins a race as the result of collusion or other fraudulent conduct on the part of the driver, trainer, owner or lessee of any other horse in such race, the

Stewards may declare the race to be void and/or disqualify such horses and the drivers, trainers, owners and/or lessees thereof.

- (c) It shall be an offence under these Rules for any driver, trainer, owner or lessee of any horse or horses to be in collusion as to how such horse or horses shall perform during any race.
- (d) The Stewards may inquire into the running of any race, the performance of any horse or horses and/or the driving tactics of any driver, calling for such evidence or witnesses as they require, including evidence as to how the horse or horses had performed in such race or in any previous races and may during the currency of their inquiry, prevent any horse or driver involved in the inquiry from competing at licensed trotting meetings.
- (e) Where, in the opinion of the Stewards, any persons have been in collusion as described, the Stewards may, after inquiry, disqualify, suspend or fine any driver, trainer, owners and/or lessee and may also disqualify the horse from the race and also if they think fit, from racing for a specified period.
- (f) The Stewards may also disqualify, suspend or fine any other person who, in the Stewards opinion, was a party to the offence.

Reporting Of Accidents

- 456. (a) If an accident shall happen in any race the driver or drivers concerned therein or directly affected thereby shall unless incapacitated, immediately after the race report the matter to the Stewards.
- (b) Any driver failing to comply with the provisions of (a) above or failing to appear at any inquiry thereunder which he has been summoned to attend, may be fined by the Stewards.

Destruction Of Horses

457. In the event of any horse being so injured on a racecourse that the destruction of such horse is advisable in the opinion of the Stewards or the qualified Veterinary Surgeon appointed by the Body conducting the meeting; in order to save unnecessary suffering, such Stewards or qualified Veterinary Surgeon may, after consulting with the owner or person in charge of the horse, if this is possible, order such horse to be destroyed by such person as the Stewards or the veterinary surgeon consider suitable.

PART 41**OFFENCES****Disobedience And Conduct Bringing Trotting Into Disrepute**

458. Any licensed or registered person who shall:

- (a) be guilty of any act of misconduct calculated to bring the sport of harness racing into disrepute;
- (b) shall disobey the reasonable order of the Stewards or an official of a Club acting in his official capacity or those officials whom they or it may appoint; or
- (c) who shall refuse to pay any fine which may be imposed on him

may be deemed guilty of an offence against these Rules and be dealt with accordingly.

Bribery And Corruption

459. (a) No person shall corruptly give or offer directly or indirectly any money, present, share in a bet or other benefit to any person having official duties in relation to a race or to any owner, trainer, driver or other person having charge of or access to any horse.

- (b) No person shall, having official duties in relation to a race or being the owners, trainer, driver or other person having charge of or access to any horse, corruptly accept or offer to accept any money, present, share in a bet or other benefit.

Unqualified Horses

460. No person shall wilfully enter or start or cause or procure to be entered or started for any race a horse which he knows or believes or has reason to believe to be disqualified, or not be qualified to be entered or to start for such race or wilfully enter a horse for a race unless entitled under these Rules or under the conditions of a programme.

Divulging Information

461. (a) No person shall obtain or attempt to obtain from any person employed in a harness racing stable information in respect of a trial or in respect of any horse in training without the knowledge and consent of the owners or trainer of the horse.

- (b) No person shall, being employed in or about a harness racing stable or in the service of an owner or trainer divulge without the knowledge and consent of such owner or trainer any information concerning any horse in such stable or owned by such owner or trained by such trainer or accept any bribe.

Assisting Illegal Betting

462. No person shall communicate from any racecourse in any way, either directly or indirectly, with any person off-course who is likely to be involved in or connected with illegal betting.

Repudiation Of Bet

463. No person shall, having invested with a bookmaker, repudiate such investment.

Supplying Information

464. (a) No person shall refuse to supply any information, give any evidence or make a written declaration, statutory or otherwise.

(b) No person shall wilfully supply any false information or make any false declaration respecting any matter connected with harness racing to any authorised Body or person.

Employing Disqualified Persons

465. No person shall without the consent of the Controlling Body knowingly employ or keep in his employ in connection with the care, training or racing of horses any person who is under a term of disqualification imposed by the Controlling Body or Stewards or on any training establishment any person who is then disqualified.

Failure To Register Interests

466. No person shall wilfully fail to register any interest, partnership, sale lease or other dealings by these Rules required to be registered.

Failure To Perform As Ordered

467. No person shall wilfully or negligently fail to perform any act lawfully ordered by the Stewards, Committee of the Body holding the meeting or Controlling Body.

Unqualified Driving

468. No person shall wilfully or negligently drive in any race unless qualified and eligible under these Rules so to do.

Fraud, Corruption And Harm To Others

469. No person shall:

(a) either by himself or any other person do or permit or suffer any act or thing to be done during the progress of any race or prior or subsequent thereto in connection therewith, which the Stewards or Controlling Body shall deem to be fraudulent, corrupt, foul or improper, in any way, or by which other persons may suffer or otherwise be penalised;

(b) drive in any race in a manner which, in the opinion of the Stewards, is careless and/or incompetent; or

- (c) during the course of any race drive with any part of his body protruding beyond his sulky.

Employees' Refusal To Serve

470. No person shall being a trainer, driver, stablehand without due notice abscond from the service of his employer or being a driver refuse his services without just cause, to any owner by whom he is retained.

Gear

471. No person shall:

- (a) during any race use any electrical or mechanical appliance other than an approved whip;
- (b) by the use of harness, gear or other equipment or by any other means inflict undue suffering on any horse; or
- (c) alter any gear of a horse in such a manner as to constitute an advantage or disadvantage to such horse or prevent the horse from racing on its merits in any race.

Whip Usage

472. (1) No driver shall use the whip other than in the approved manner, which shall be as follows, that is to say: with the forearm of the hand holding the whip kept parallel to the driver's body when in a vertical position; and either
- (a) used to tap the horse on the rump or crupper by flexing the wrist only; or
 - (b) used with a downward vertical flicking stroke upon the rump or crupper of the horse, flexing both elbow and wrist or the elbow alone.
- (2) At no time shall any part of the hand holding the whip be raised above a driver's shoulder or the whip allowed outside the confines of his sulky, or used in such a way as to obstruct or strike another driver or another horse.
- (3) No driver shall whip his horse in any of the following situations:
- (a) when the horse has finally passed the winning-post;
 - (b) if the horse's run has finished; or
 - (c) if the horse cannot maintain or improve its position in the race.

Disguising Identity Of Horses

473. No person shall make a fraudulent entry into a race or exhibition or trial of any horse or disguise a horse with intent to conceal its identity or be in any way interested in any such transaction.

Fraud, Corruption And Conduct Detrimental To Racing

474. No person shall do in connection with harness racing any other matter or thing which, in the opinion of the Controlling Body or Stewards, is fraudulent, corrupt or detrimental to the interest of the sport of harness racing.

Attempting To Pervert Inquiry

475. No person shall either by himself or in conjunction with others or as a member of a Society, Union or Association, publish, communicate or send to be caused to be published, communicated or sent to the Stewards or the Controlling Body or appellate Body or to any member or officer of any such Body any statement, comment or expression of opinion upon any question which is the subject of an official inquiry by any such Body with intent improperly to influence or affect the decision thereof.

Directions Of Controlling Body

476. No person shall fail to comply with any reasonable request or direction by the Controlling Body or any of the Controlling Body's Stewards or the Stewards of any race meeting or official of the conducting Club.

Actions Resulting In Inconsistent Running

477. No person shall do or neglect to do any act which results in the inconsistent running of any horse.

Forcing Passage

478. No driver shall force a passage in any race where there is not sufficient room.

Carrying Out

479. No driver shall make any horse cover more ground than necessary by carrying him out.

Talking With Drivers After Check Out

480. No person shall converse with any driver from when such driver has been checked out for a race and is on the track for that race, until the All Clear is given.

Conduct Injurious To Participants

481. No person shall act in a manner discreditable or injurious to those persons participating in the sport of harness racing.

Approaches To Officials

482. (a) No person shall except as provided in these Rules, communicate or approach either directly or indirectly any member of the Controlling Body, or the Committee or appeal Body concerning any matter which is or may be the subject of an appeal to the Controlling Body or appeal Body.

- (b) Should any such communication or approach be made, the onus shall be on the appellant to satisfy the Controlling Body or the Committee or appeal Body that such communication or approach was made without his consent or connivance, failing which, the Controlling Body or the Committee or appeal Body may dismiss the appeal and/or impose a penalty of a fine, suspension or disqualification.

Threats And Coercement Related To Race Entry

483. No person shall threaten or join with others in threatening in order to coerce any other person or persons to:

- (a) refrain from nominating and/or starting a horse in any race; or
(b) induce the withdrawal of a horse from any race.

Aiding, Abetting Counselling And Procuring Offences

484. No person shall:

- (a) abet any person in the commission of any of the aforesaid acts; or
(b) counsel, procure or incite any person to commit a corrupt practice.

Concealing Offences

485. No person shall conceal the commission of any of the aforesaid acts or fail to immediately notify the Controlling Body or one of its stewards of the commission contributing to an offence under these Rules or attempted commission of any of the aforesaid acts.

Horse Known To Be Unfit

486. No person shall permit or suffer to start in a race at any registered meeting any horse which he knows is unfit to race, whether from physical defect, sickness or any other reason whatsoever.

Bad Conduct Before Proceedings

487. No person shall indulge in any contemptuous, improper or unseemly conduct, behaviour or language when attending any inquiry, appeal, interview or any other proceeding conducted by the Committee of the Controlling Body, the Committee of a registered Club or Association of registered Clubs, the Stewards or any other harness racing official or when in any enclosure reserved for the Stewards, the Committee of the Conducting Club or any officials of the Club or Controlling Body.

Disclosure Of Information

488. (a) No person connected with the training of a horse shall disclose to any other person information concerning such horse's race prospects, except with the express permission of the owner or owners; and

- (b) no such person shall in any circumstances communicate, directly or indirectly, any information concerning such horse to any bookmaker.

Betting By Owners And Drivers

489. The trainer or driver of a horse shall not wager on any other horse in a race in which his own horse is engaged other than in a multiple wager in which his horse forms part of the combined wager.

Drivers Not To Enter Public Areas

490. (a) No driver shall enter any public area at a race meeting wearing his driver's colours or his driving attire; but
- (b) A driver at Gloucester Park may, whilst wearing his driving colours, watch races from the Reserved Area in the Fraternity Grandstand.

Transferring Tickets

491. (a) Any person being the purchaser or recipient of a ticket sold or issued by a Club and which carries any privilege or entitles the holder to enter a particular course or a specific section, stand, reservation or enclosure contained within the boundaries of such course, shall not sell or transfer such ticket to any other person without the express permission of the Committee of the Club.
- (b) Where it is established to the satisfaction of the Committee of the Club or Stewards that a breach of this Rule has occurred the offender may be fined, suspended or disqualified by the Committee of the Club or Stewards and/or removed from the course.

Attempts

492. Any person who commits or attempts to commit a breach of any of the provisions of this Part shall be deemed to have committed an offence against these Rules and may be dealt with accordingly.

PART 42**ADMINISTRATION AND DETECTION OF DRUGS****Tests And Examinations**

493. For the purposes of these Rules, the Stewards may, in respect of any horse entered or having run in any race:

- (a) make or cause to be made any test or examination of the horse or the carcass of the horse; and
- (b) detain the horse at any place, and for any period and on any conditions,

as the Stewards see fit.

Property In Swabs And Samples

494. All swabs and samples taken from a horse tested or examined under these Rules shall be the property of the Controlling Body.

Interference With The Stewards

495. Any person who:

- (a) prevents or attempts to prevent or interferes with the exercise by the Stewards of their powers under this Part; or
- (b) fails to observe a direction of the Stewards given in the exercise of those powers,

commits an offence.

Withdrawal from a Race

496. If the Stewards have reason to believe that a horse has had a drug administered to it then they may order the withdrawal of the horse from any race in which it is entered.

Drug Free Racing

497. (1) When any horse which has been presented to race is found to have had administered to it a drug:

- (a) any person who administered the drug to the horse;
- (b) the trainer; and
- (c) any other person who was in charge of the horse at any relevant time,

is deemed to have committed an offence.

- (2) It shall be a defence to a charge under sub-clause (1) for the trainer and any other person who was in charge of the horse at any relevant time to prove that he took reasonable and proper precautions to prevent the administration of the drug.

Evidentiary Provisions

498. For the purposes of this Part:

- (a) a horse is deemed to have been presented to race if it has not been scratched prior to 9.30 am on the day of the race;
- (b) where a sample from a horse is found to contain a substance described in this Rule in excess of maximum quantity or ratio appearing opposite the substance then the horse shall be deemed to have had administered to it a drug or drug capable of producing that substance:

Substance	Maximum Quantity or Ratio
Carbon Dioxide	35 millimoles of Total Carbon Dioxide per litre in plasma
Cortisol	250 ng/ml in plasma, 1,000 ng/ml in urine;

- (c) a sample shall be deemed to contain a drug if upon analysis:
 - (i) a metabolite is found present in the sample; or
 - (ii) an artifact forms or is found in the course of the analysis.

Pre-Race Treatment

- 499. (a) Every trainer presenting at a racecourse for racing a horse which has received any treatment involving the administration of a drug during the 14 days prior to the race, shall, no later than pay-up time for his horse, deliver to the Steward in charge written notice of the treatment received by the horse.
- (b) Any trainer who fails to deliver notice in accordance with this Rule commits an offence.
- (c) The delivery of notice in accordance with this Rule shall not of itself be a defence to a charge against any person in respect of the administration of a drug to a horse.

Pending Inquiry Horse Not to Compete

500. Where the Stewards have reason to believe that a drug has been administered to a horse and order an inquiry then the horse shall not be allowed to compete in any race unless the Controlling Body on the recommendation of the Stewards determines otherwise.

Possession of Drugs and Syringes

501. No person shall have in his possession on the racecourse any drug or any syringe needle or other instrument which could be used to administer a drug to a horse unless with the prior permission of the Stewards.

Post-Race Disqualifications

502. Where a horse has run in any race and is found by the Stewards or the Committee of any Club to have had a drug administered to it, the horse may be disqualified from that race.

PART 43**DRIVERS AND OFFICIALS UNDER THE INFLUENCE OF ALCOHOL OR DRUGS****Requirement to Undergo Testing and to Submit Samples for Analysis**

503. The Stewards may:

- (a) require any driver engaged for or having driven in any race or any official to undergo any test or examination considered necessary by the Stewards, including without limitation the provision of a sample of breath, blood or urine, to determine whether the driver is under the influence of alcohol or drug; and
- (b) analyse or cause to be analysed any sample so provided in any manner determined by the Stewards.

Drivers under the Influence

504. Any driver who:

- (a) drives or attempts to drive in any race whilst under the influence of alcohol or a drug; or
- (b) is engaged for any race and is under the influence of alcohol or a drug within one hour prior to the scheduled time for the commencement of the race,

commits an offence.

Failure to Comply with Requirement to Provide Sample

505. A driver or official who refuses or fails to comply with a requirement of the Stewards made under this Part commits an offence.

Prescribed Percentage of Alcohol in the Blood

506. Where an analysis is made under this Part of a sample of a person's breath, blood or urine and:

- (a) the sample is taken within one hour before or 30 minutes after a race; and
- (b) the analysis indicates that the percentage of alcohol in the blood of the person equals or exceeds 0.02 percentum of alcohol,

then the person is deemed to be under the influence of alcohol for the purpose of Rule 504 at the time of the alleged offence.

Prescribed Quantity Of Cannabis In Urine

507. Where an analysis is made under this Part of a sample of a person's urine and:

- (a) the sample is taken within one hour before or thirty minutes after the race; and
- (b) the analysis indicates the quantity of cannabis in the urine of the person equals or exceeds 20ng/ml,

then the person is deemed to be under the influence of a drug for the purpose of Rule 504 at the time of the alleged offence.

Approved Apparatus

508. One of the methods by which an analysis may be made under this Part of a sample of a person's breath is by the use of an approved apparatus.

Definitions

509. For the purpose of this Part:

"APPROVED APPARATUS" means:

- (a) any apparatus approved as apparatus for conducting preliminary tests for the purposes of section 66 of the Road Traffic Act 1974;
- (b) apparatus bearing, with or without other material, the expression "Drager Alcotest 7110", "Drager Alcotest 7310", "Alcometer", "lion alcolmeter" or "alcolyser".

"PERCENTAGE OF ALCOHOL", in relation to the blood of a person, means the number of grams of alcohol contained in 100 ml of blood;

PART 44**REGISTRATION OF SIRES****Register Of Sires Of Standardbred Horses**

510. (a) A register of sires of standardbred horses shall be kept at the offices of the Controlling Body.
- (b) Application for entry therein shall be made to the Controlling Body by the authorised Studmaster or by the owner of the stallion for which admission is desired.
- (c) The application shall be made on the prescribed form and be accompanied by such fee as specified.
- (d) The Application for entry must be lodged prior to the commencement of the breeding season.
- (e) The owner of a standardbred stallion as a condition of the registration of the said stallion for stud duties shall not allow such stallion to service any mare that is not registered as a mare by a Controlling Body of harness racing in Australia.
- (f) In the event this Rule is breached the Controlling Body may revoke the sire registration of the said stallion and/or in addition or as an alternative, may deem the breach to be an offence against the Rules of Harness Racing and may impose a fine, and/or suspension and/or disqualification on the owner and/or Studmaster and/or stallion.
- (g) The stallion for which application for entry is made shall be the progeny of a registered standardbred sire and dam.
- (h) For the purposes of entry in the register the produce of the union of a harness racing sire and a harness racing mare will be deemed a standardbred horse, and "Registered" includes mares registered for breeding purposes only.
- (i) In the case of State bred horses, entry in the register will be granted only to horses whose foaling has been notified to the Controlling Body.
- (j) Entry may be authorised for horses originally registered in other States and countries and subsequently cleared for racing purposes or to stand at stud.
- (k) Stallions which have been admitted for entry in registers kept by other approved harness racing Controlling Bodies may be admitted to the Register upon application being made on the prescribed form.
- (l) (i) Notice of change of ownership of a registered sire shall be given to the Controlling Body in the prescribed form by both the transferor and the transferee within fourteen (14) days after such change is effected and before such sire is used for stud purposes by the transferee; and

- (ii) The transferee shall pay to the Controlling Body such fee in respect of the transfer of such sire as specified.
- (m) Whenever a registered sire is leased the lessee shall within fourteen (14) days after the commencing date of the period of the lease lodge with the Controlling Body a copy of the lease agreement, and pay for the recording of such lease such fee as specified.
- (n) In the event of a registered sire being gelded, notice of such operation shall be given on the prescribed form to the Controlling Body within one (1) month of such happening.
- (o) In the event of the death of a registered sire, notice shall be given to the Controlling Body on the prescribed form within fourteen (14) days of such happening.

Registered Studs

511. (a) An annual register of Harness Racing Studs shall be kept at the offices of the Controlling Body.
- (b) Application for the registration of a harness racing stud shall be lodged with the Controlling Body on the prescribed form prior to the commencement of each stud season as provided by paragraph (g) of this sub Rule, shall nominate the stallion/s standing thereon and shall be accompanied by such fee as specified.
 - (c) Approval of such registration shall be conveyed in writing to the owner of the stud by the Controlling Body and may be in the form of a licence or in any other form prescribed by the Controlling Body.
 - (d) A Studmaster shall within seven (7) days after the transfer of a registered sire from or the addition of a registered sire to a stud notify the Controlling Body in writing thereof.
 - (e) The Studmaster in charge of a registered sire shall ensure that the mare being served is beyond doubt the mare whose name will appear in written record of such service.
 - (f) A Studmaster will not issue a Service Certificate for a service until such time as he has positively identified that mare.
 - (g) For the purposes of the register, the stud season shall be deemed to commence on the 1st day of September and to conclude on the 1st day of January following.
 - (h) (i) The Studmaster of every registered sire shall keep a written record in the prescribed form of all mares served by such sire and shall not later than the 31st day of March in each racing year, or if a mare be served after the 28th day of February in any racing

year, within twenty-eight (28) days after the date of such service lodge a copy of such record with the Controlling Body.

- (ii) If a Studmaster shall fail to lodge a copy of such record with the Controlling Body within the time hereinbefore prescribed he shall be liable to a late lodgement fee of such amount as specified.
- (i) Studmasters shall keep their records up to date and shall make them available for inspection at the registered address of the stud by the Registrar of the Controlling Body or his authorised deputy at all reasonable times.
- (j) The owner or any person having charge of any registered stud, shall, when required to do so by a person duly authorised by the Controlling Body:
 - (i) permit and assist such authorised person to inspect the premises and/or any standardbred stock on his property or under his control;
 - (ii) permit such authorised person to inspect and, if necessary, retain all written records relating to such standardbred stock;
 - (iii) any person who obstructs, delays or misleads a person authorised in the terms of this Rule shall be guilty of an offence under these Rules and in addition to any other penalty that may be imposed under these Rules, any standardbred stock under his control or in which he has any interest whatsoever may be disqualified from being registered or in any other way being registered under these Rules.
- (k) For the purposes of these Rules the Studmaster is the owner or the owner's representative duly authorised by the owner to perform the duties or requirements pertaining to services by any sire registered or recognised as such under the Rules of the Controlling Body.
- (l) It shall be the responsibility of the Studmaster to notify the Controlling Body and the owner of the death of a mare on the Studmaster's property before disposing of the carcass.
- (m) The owner of every broodmare to be served shall obtain from the Controlling Body a broodmare breeding card for that mare which must be presented to the Studmaster prior to service.
- (n) A Studmaster having charge of a registered sire shall not permit a mare that has been served by a registered sire to be returned to the owner of the mare unless he has sighted the broodmare breeding card and completed the service details therein.
- (o) Upon payment of service fee and other charges the Studmaster shall forward to the owner of the mare a certificate of service together with the completed broodmare breeding card.

- (p) Should a service occur without the knowledge or premeditation of the owners of the registered stallion or registered mare concerned application for the registration of the produce thereof may be made prior to the 31st August but not afterwards.
- (q) The Studmaster of a covering stallion who in respect of any mare has complied with the Rules concerning the issue of a Service Certificate may, if the owner of such mare has not paid him the service fee and other charges due in respect of such mare, notify the Controlling Body, in writing, to that effect and thereupon the Controlling Body may refuse to register the progeny of such mare as the result of such service until such service fee and other charges due are paid to the Controlling Body on behalf of the owner of the covering sire. The Controlling Body may charge a fee as specified.
- (r) Any progeny resulting from a mare for which no record of service has been lodged with the Controlling Body prior to 31st August shall be blood typed at the Studmaster's expense in order for parentage to be verified.
- (s) From 1st August, 1979, any person submitting a brood mare or stallion return will be required to give an undertaking to obtain acceptable blood samples at his own risk and expense and to forward them to the Laboratory if and when requested to do so by the Controlling Body.
- (t) In the event of the officer of the Controlling Body making a random check on the identity or parentage of any animal it will not be necessary for the breeder to pay a Laboratory fee but in circumstances such as listed below a fee will be charged for each animal blood typed:
- (i) from every new stallion registered for stud duty in Australia after 1st August, 1979 prior to serving mares;
 - (ii) whenever a mare, which has been covered by two (2) or more stallions, is returned as having produced a live foal;
 - (iii) whenever a mare is returned as having foaled less than 315 days or more than 370 days after the date of her last service;
 - (iv) whenever the markings and/or brands of a horse differ significantly from those recorded on its foaling slip;
 - (v) whenever it is suspected that the identities of two horses may have been interchanged;
 - (vi) whenever the foal's reported coat colour is not in accordance with the Australian Harness Racing Council's genetic principles as follows:
 - A. chestnut colouration is recessive to all other colours and therefore any progeny that is not a

chestnut from a chestnut to chestnut mating cannot be accepted for registration unless blood-typing of the foal concerned and its sire and dam proves that such is possible;

B. grey colouration is dominant in relation to all the basic colours and therefore any progeny that is a grey foal cannot be accepted for registration unless at least one of its parents is grey or unless blood typing of the foal concerned and its sire and dam proves that such is possible.

- (u) Where there is a cause of doubtful parentage of a horse under investigation that a blood type test be conducted under the supervision of a full time official.
- (v) (i) Any person being the owner or trainer of any horse notified or registered in accordance with these Rules, selling or causing to be offered for sale such horse representing it to be a horse registered or notified pursuant to these Rules, shall be responsible for ensuring the horse sold or offered for sale is in fact the correct horse by verifying the identity of the animal against the official description as maintained by the Controlling Body.
 - (ii) Any person breaching or causing to be breached part (i) of this sub-Rule shall be guilty of an offence against the Rules of Harness Racing and may be dealt with accordingly by the imposition of a fine, suspension or disqualification.
- (w) Any Studmaster who lodges, or causes to be lodged, any records containing information relating to services performed by a stallion under his control, in respect of mares served by such stallion, which is in any way inaccurate, incomplete or incorrect shall be guilty of an offence against these Rules and may be dealt with accordingly by the imposition of a fine, suspension or disqualification.

PART 45
ARTIFICIAL BREEDING

Definitions

512. (a) The words "artificial breeding" as used hereafter shall also mean and include the term "artificial insemination" and shall include all techniques of gathering and collecting semen from the stallion and its introduction into the mare other than natural mating.
- (b) The words "Veterinary Surgeon" shall be taken to mean any registered Veterinary Surgeon or registered Veterinary Surgeon acting as his agent.
- (c) The words "Artificial Breeding Technician" shall be taken to mean any person licensed pursuant to Rule 514 of these Rules for the performance of artificial breeding other than persons as described in paragraph (b) hereof.
- (d) The words "stud premises" in this section of the Rules shall be taken to mean that area of a stud set aside for the collection of semen, insemination of mares and a veterinary work room associated with the operation of an artificial breeding programme.
- (e) The words "approved artificial breeding station" shall be taken to mean any stud farm previously licensed under these Rules, which contains a "stud premises" as described in paragraph (d) of this Rule and licensed pursuant to Rule 514 of these Rules.

Compliance With Laws

513. (a) These Rules, in so far as they relate to the artificial breeding of horses shall be read in conjunction with the Artificial Breeding of Stock Act, 1965, and the Artificial Breeding (Horses) Regulations, 1982.
- (b) Any person who fails or refuses to comply with these Rules and/or the Artificial Breeding (Horses) Regulations, 1982, shall be guilty of an offence under these Rules.
- (c) The application for the licensing of the stud premises shall be on form 3 as prescribed under the Artificial Breeding (Horses) Regulations, 1982, and shall be signed by the proprietor of the stud premises or its authorised agent and shall be forwarded to the Western Australian Department of Agriculture, accompanied by such fee as the Western Australian Department of Agriculture shall from time to time determine.

Licences

514. (a) Every application for a licence to practise artificial breeding as an approved artificial breeding station or Artificial Breeding Technician lodged pursuant to these Rules by a stud or any individual shall be dealt with by the Controlling Body which shall decide each application

on its merits and the Controlling Body may licence or refuse to licence without assigning any reason, or defer to licence or licence subject to such conditions or limitations it believes in circumstances require.

- (b) Registration as an approved artificial breeding station shall be conveyed, in writing, to the owner of the stud by the Controlling Body and permission shall be in the form of an annual licence.
- (c) Permission to operate as a licensed Artificial Breeding Technician shall be conveyed in writing to the applicant by the Controlling Body and shall be in the form of an annual licence.

Conditions On Artificial Breeding Permission

515. Without in any way limiting the right of the Controlling Body to impose additional conditions or limitations any permission to practise artificial breeding shall provide that:

- (a) where necessary, the approval of the appropriate Government Department/s must first be obtained;
- (b) the technique of artificial breeding shall be performed entirely by a Veterinary Surgeon or Artificial Breeding Technician;
- (c) artificial breeding shall be permitted only on a stud farm licensed by the Controlling Body as an approved artificial breeding station;
- (d) artificial breeding shall be carried out only in the stud premises contained on an artificial breeding station where the semen is collected. It shall be an offence to transport semen away from the stud premises where it is produced;
- (e) semen must be used immediately upon its collection. It shall be an offence to store, freeze, treat or preserve semen;
- (f) the number of mares including free returns that may be served by any one (1) stallion either naturally or artificially shall be limited to a total of 125 mares in any one season;
- (g) the owner of the stallion shall keep accurate records of all mares served either naturally or artificially and such records shall be produced for inspection when required by the Controlling Body or by its properly authorised officer; and
- (h) The notification list of mares served by a stallion used in artificial breeding shall be accompanied by a certificate from the Veterinary Surgeon or Surgeons performing the technique of artificial breeding certifying that he or she wholly performed the technique of artificial insemination and stating the names of the mares that have been artificially inseminated and the dates of insemination thereof, excepting in the case of a mare

inseminated by a licensed Artificial Breeding Technician, when the certificate as required herein shall be completed by the licensed Technician, on which he shall state the licence under which he or she operates.

Registration Of Approved Artificial Breeding Station

516. (a) (i) Where any stud proprietor desires to conduct an artificial breeding programme in any stud season, he shall at least three (3) calendar months prior to the commencement of the stud programme, apply to the Controlling Body for licensing of the stud as an "approved artificial breeding station".
- (ii) The application as required by sub-paragraph (i) of this Rule shall be in such form and accompanied by such fee as specified and shall contain the name of the Veterinary Surgeon or Artificial Breeding Technician who will be solely responsible for the technique of artificial breeding.
- (iii) The application as required by sub-paragraph (i) of this Rule shall be accompanied by an undertaking signed by the person nominated in accordance with sub-paragraph (ii) of this Rule accepting the position as officer responsible for the conduct of artificial breeding on the property and that he or she agrees to be bound by and conform with and to strictly adhere to the artificial breeding Rules of Harness Racing of the Controlling Body.
- (iv) Veterinary Surgeons and licensed Artificial Breeding Technicians appointed under sub-Rule 516 (a) (ii) shall be solely responsible for the orderly good conduct of the operation.
- (b) Where the person nominated pursuant to sub-Rule 516 (a) (ii) ceases to be solely responsible for the technique of artificial breeding during the currency of any stud season, the licence of the property as an approved artificial breeding station shall forthwith be withdrawn and all artificial breeding activities shall cease unless or until the proprietor shall have advised the Controlling Body of the name of a substitute person which shall be accompanied by the undertaking required by sub-paragraph (iii) of paragraph (a) of this Rule and has received from the Controlling Body acknowledgment of an approval for such substitution.

Notice Of Approval Of Station

517. Where the Controlling Body has given approval to an owner for his stud to be licensed as an approved artificial breeding station the owner shall include in any advertisement or contract the statement that the stud has been registered for artificial breeding and that service may be carried out by this method if appropriate at time of service unless otherwise arranged.

Display Of Licence

518. The licence as described in Rule 514 paragraph (b) of these Rules shall state the basic conditions and/or limitations imposed by the Controlling Body and shall be maintained on display on the premises and must be produced when requested by the owner of a brood mare, when requested by an official of the Controlling Body or any person authorised by the Controlling Body.

Only Approved Persons To Perform Artificial Breeding

519. (a) Where the proprietor of an approved artificial breeding station desires that the technique of artificial insemination be performed by a nominated person other than a Veterinary Surgeon, he shall ensure that the person so nominated is licensed to operate in accordance with these Rules.

(b) Any stud proprietor or stallion owner who performs or permits the performance of the technique of artificial breeding by himself or any person other than a registered Veterinary Surgeon prior to the issue of a licence as an Artificial Breeding Technician in respect of such stud proprietor or person, shall be deemed to be guilty of an offence against these Rules.

Conditions On Artificial Breeding Technician's Licences

520. (a) Where an individual other than a Veterinary Surgeon desires to perform the technique of artificial insemination on an approved artificial breeding station, he shall first apply for and obtain a licence from the Controlling Body prior to the insemination of any mares.

(b) Issue of such licence shall be on an annual basis and each issue shall be conditional on:

(i) compliance with any statutory requirements of any State or Federal, Government Department; and

(ii) the individual undergoing such course of instruction and examination for competency as may be determined from time to time by the appropriate statutory Body/s and/or the Controlling Body, or a refresher course or fresh examination if at any time deemed desirable by either of those Bodies and subject to the payment of such licence fee as specified.

Stallion Owner Notification Requirements

521. The owner or Studmaster in charge of any stallion used for "artificial breeding" shall observe the Rules of Harness Racing dealing with the notification to the Controlling Body of all mares served by a registered stallion and such notification certificates or lists shall include the names of all mares served either naturally or artificially including the names of any mares deemed "not to be in foal".

Artificially Bred Horses Not Distinguished

522. (a) Any horses begotten by "artificial breeding" in or outside Australia shall be eligible for registration in any State of Australia and for subsequent inclusion in the Australian Harness Racing Stud Book and may be entered for any race for which it would normally be eligible in the same manner as a foal begotten by natural breeding PROVIDED THAT all Rules concerning "artificial breeding" in the State or country of origin have been strictly observed.
- (b) The published records or details of any horse begotten by "artificial breeding" shall not be made distinctive by a mark or sign or by any method to show that it was begotten by "artificial breeding".

Artificial Breeding Prior To Permission

523. (a) It shall be an offence for any owner of any stallion or mare to permit artificial breeding prior to receipt of written permission by the owner of the stud from the Controlling Body.
- (b) It shall be an offence for any person other than a Veterinary Surgeon to perform artificial breeding prior to the receipt of a licence as an Artificial Breeding Technician from the Controlling Body.

Compliance

524. (a) (i) The Controlling Body shall make regulations for the proper conduct of artificial breeding and if the Controlling Body believes any part of the Rules concerning "artificial breeding" or any related part of these Rules have been infringed then the Controlling Body may in its absolute discretion refuse to grant registration of all or any of the progeny obtained from mares served either naturally or artificially, on the property of the owner or Studmaster concerned.
- (ii) Notwithstanding the provisions of sub-paragraph (i) of this Rule the Controlling Body in its discretion may instruct the owner or Studmaster concerned to subject such progeny and parents, as considered necessary, to a parentage verification test, in accordance with the blood-typing regulations in force.
- (b) The Controlling Body at all times reserves the right to grant or to refuse to grant any licence in relation to a person or premises intending to be involved in the technique of artificial breeding or to revoke at any time for any reason deemed necessary by them any such licence previously issued.

Penalties

525. (a) Notwithstanding and/or in addition to the provisions of the preceding Rule, the Controlling Body may impose a fine as specified, and/or suspend or disqualify for any period or for life any person or persons deemed guilty of any infringement or offence against these Rules or any regulations made pursuant to Rule 524 (a) (i) dealing with artificial breeding and may include in any such disqualification so imposed, all or any horses involved in such infringements.
- (b) If the Controlling Body believes any part of the Rules concerning "artificial breeding" or any related part of these Rules have been infringed then the Controlling Body may in its absolute discretion refuse to grant registration of all or any of the progeny obtained from mares served either naturally or artificially, on the property of the owner or Studmaster concerned.
- (c) Notwithstanding and/or in addition to the provisions of the preceding Rules, the Controlling Body may inflict a fine and/or suspend or disqualify for any period or for life any person or persons deemed guilty of any infringement or offence against these Rules.

Results Of Services

526. (a) Should a mare fail to produce a live foal after service notified to the Controlling Body in accord with these Rules the owner of the mare shall notify the Controlling Body of that fact not later than fourteen (14) months after such service.
- (b) Such notification shall be on the prescribed form and shall be accompanied by such fee as the Controlling Body shall determine.
- (c) If an owner of the mare served by a registered sire shall fail to notify the Controlling Body of the result of such service within the time prescribed by sub-Rule (a) of this Rule he shall be liable to pay to the Controlling Body a late notification fee of such amount as the Controlling Body shall determine and the Controlling Body may in its absolute discretion defer or refuse approval of the registration of any such foal.
- (d) The notification of every foal lodged with the Controlling Body may be required to be subject to the bloodtyping provisions of these Rules.
- (e) For purpose of sub-Rules (a) and (c) an "owner" means the owner of the subject mare at the time of foaling.

Certificate Of Service On Foaling

527. (a) The owner of every broodmare shall within twenty-one (21) days of the date of such mare foaling complete and deliver to the Controlling Body the Certificate of Service with such fee as prescribed.

- (b) Failure to lodge the result of service within twenty-one (21) days may result in fines being imposed as prescribed.
- (c) No foal will be accepted for registration unless such foal is notified on the prescribed form by the time such foal attains the age of two (2) years unless such registration is approved by the Controlling Body, together with such fines and under such conditions as the Controlling Body may prescribe.

PART 46**NAMING AND REGISTRATION OF HORSES****Requirements For Registration**

528. No horse shall be eligible for registration with any Controlling Body in Australia unless it is the progeny of a registered standardbred sire and a registered standardbred mare and its registration thereof conforms to the Stud Book Regulations of the Australian Harness Racing Council.

Horses Must Be Named

529. No unnamed horse shall be handicapped for, nor shall be entered for, started in, or permitted to take part in any race, exhibition, performance, test or official trial.

Applications For Names

530. Every person desiring to name and/or register a horse shall make written application on a form approved by the Controlling Body to the Secretary of the Controlling Body and shall be accompanied by such other information as the Controlling Body may from time to time require or stipulate.

Information Required On Applications

531. Every application for a name and/or registration shall be accompanied by such fee including a stud book fee and such application shall contain the following information:

- (a) if it is a foreign horse the name under which it is known;
- (b) if it is unnamed and has not been previously named or registered under another name, six (6) proposed names for the horse;
- (c) the age of the horse including, where known, the actual date on which it was foaled;
- (d) gait of the horse;
- (e) the colour, sex and distinguishing marks and brands of the horse;
- (f) the names of the sire and dam of the horse;
- (g) the name and address of the breeder of the horse;
- (h) the names and addresses of the owner and all other persons (if any) having any interest in the horse;
- (i) such other particulars as the Controlling Body may from time to time require; and
- (j) the signatures of such persons as are specified by the Controlling Body.

Named Horses From Outside W.A.

532. A named interstate or foreign horse may be nominated for a race or trial pending completion of its registration in Western Australia provided such horse has been cleared from its State or country of origin.

Refusals And Cancellations Of Registrations And Naming

533. A Controlling Body may, without assigning any reason, refuse any application for naming and/or registration of a horse and may at any time cancel the registration of any horse.

Allocation Of Name

534. (a) Upon receipt of an application for name and/or registration together with the prescribed fees, and upon the Controlling Body being satisfied that all provisions of the Rules of Harness Racing have been observed, the Controlling Body will then forward the list of names or the name under which the horse is known together with such other particulars as may be required to the Central Registrar of Names for the allocation of a name or for the verification of a name.

(b) The central Registrar of names shall allocate a name in accordance with the regulations approved by the Australian Harness Racing Council.

Registration Assessment Certificate

535. On receipt of the name allocated by the Central Registrar the Controlling Body may then register the horse under the name approved and issue a Registration Assessment Certificate to the owner of the horse.

Name To Be Used

536. When a name has been allotted for any horse in accordance with these Rules the owner, trainer or driver shall not cause other persons to believe that the horse is known under another name other than the name under which it is registered.

Register Of Horses

537. The Controlling Body will keep a register of horses and all horses named and/or registered will be entered therein.

Change Of Name

538. (a) The name under which a horse has been registered or raced at any meeting in any State of Australia or in any other country shall not be changed or abandoned except with the approval of the central Registrar.

(b) If the name of any horse is changed the old name (in parenthesis) as well as the new name shall be given and shown on every entry and programme for a minimum of six (6) months or until such horse has competed under its new name at least six (6) times whichever shall be the longer period.

Inspection Of Horse Before First Race

539. (a) Before a horse shall start in its first race after being named or registered it shall be produced to a Steward, or some other person authorised by the Controlling Body, for inspection at an appointed place at least one (1) hour previous to the time set down for the start of the first race at the meeting at which it is proposed to start. Such horse and at the same time the Registration Assessment Certificate shall be produced by the owner or his agent to the Steward or person authorised.
- (b) The Steward or person authorised shall thereupon examine such horse and satisfy himself that the description thereof is correctly set out in the Certificate and that the horse so produced to him is the horse described in the Certificate.
- (c) It shall be the responsibility of the owner, authorised agent or trainer to ensure that the area of the horse's brand is clipped prior to inspection as required in part (a) of this Rule.
- (d) If the Steward or authorised person does not believe that the horse produced to him is the horse that it is represented to be then he shall prohibit the horse from racing and thereupon the horse shall not be eligible to start in any race until such time as the matter be inquired into.
- (e) Upon inquiry the owner/or persons in charge of the horse may be deemed guilty of an offence against these Rules and dealt with accordingly.

Property In Registration Assessment Certificate

540. The Registration Assessment Certificate shall always remain the property of the Controlling Body and shall be returned to the office of the Controlling Body on demand.

Amendments To Registration Assessment Certificates

541. (a) No changes whatsoever will be permitted to the description or particulars appearing on the Registration Assessment Certificate of a named or registered horse unless such amendment, addition or alteration is done and attested to by authorised officers of the Controlling Body.
- (b) No alteration will be permitted to the handicap assessment appearing on the Registration Assessment Certificate unless such amendment, addition or alteration is carried out by the Handicapper or authorised officers of the Controlling Body.

Racing Age

542. The racing age of a horse shall be reckoned as beginning on the first day of the Racing Year in which it is foaled.

Naming Of Horses Over 7 Years Old

543. (a) No horse attaining the age of seven (7) years may be named for breeding or racing purposes
- (b) Notwithstanding part (a) of this Rule the Controlling Body may at its discretion accept an application for naming of a horse that has attained the age of seven (7) years, subject to confirmation of the horse's identity and payment of such late fees as the Controlling Body may determine.

PART 47**MISCELLANEOUS REGISTRATION****Death Or Disposal Of Horse**

544. The owner of a notified foal or a named or registered harness racing horse shall forthwith on the death or disposal for purposes other than racing or breeding of such horse, notify the Registrar of the Controlling Body, in writing, to that effect and return to him any Registration Assessment Certificate issued by the Controlling Body in respect of the subject horse, and such death or any other disposal for purposes other than racing or breeding shall be verified by corroborative evidence if the Controlling Body shall so require.

Gelding

545. Any owner having an entire gelded shall within one (1) month thereafter notify the Registrar of the Controlling Body of the date of the gelding, and shall return to the Controlling Body the Registration Assessment Certificate (if any) for amendment.

Owner's Consent To Gelding

546. No person shall cause any horse to be gelded without first obtaining the consent thereto in writing from the owner of such horse.

Horse Owned By Minor

547. (a) Unless otherwise approved by a Controlling Body a horse which is owned wholly or in part by a person under the age of eighteen (18) years or in which any such person has an interest directly or indirectly shall not be eligible to be registered, nominated or to compete in any race conducted under these Rules.

(b) A Registration Assessment Certificate shall not be issued for any horse owned wholly by a person under the age of eighteen (18) years.

(c) A Registration Assessment Certificate may be issued for a horse partly owned by a person under the age of eighteen (18) years, provided that:

(i) an undertaking is lodged by a parent or guardian accepting full responsibility for such person under the age of eighteen (18) years; and

(ii) the guardian or parent is listed as the first named co-owner of such horse and is therefore regarded as the Racing Manager of the said horse.

Breaches Of Naming And Registration Rules

548. In respect of that part of the Rules governing the naming and registration of horses, any owner, trainer, driver, or any other person who in the opinion of the Stewards or the Controlling Body has committed or has attempted to commit a breach of these Rules or any person whoever in any application or notifica-

tion or information commits or attempts to commit a breach of this part of the Rules or wilfully or negligently gives or causes to be given or is knowingly a party to the giving of false or misleading information or particulars, shall be deemed guilty of corrupt practice and may be fined and/or may be suspended or disqualified for any period by the Stewards or by a Controlling Body.

PART 48**FOREIGN OR INTERSTATE REGISTERED HORSES****Registration**

549. (a) No foreign or interstate horse shall be registered unless and until the owner or his authorised agent has lodged with the Controlling Body such documents, certificates, clearance and/or other information and observed such procedure relating to identification of the horse and the establishing of its eligibility as the Controlling Body may at its entire discretion stipulate.
- (b) Upon compliance with the foregoing conditions the Controlling Body may register the subject horse upon such terms and conditions as it may impose or refuse registration without assigning any reason.

Responsible Local Person

550. (a) No horse owned by a foreign individual, person, firm, syndicate or company shall be registered in Australia by any Controlling Body unless the owner or the owner's nominee shall also be registered as being responsible for management care and control of such horse.
- (b) Any foreign owner shall nominate and declare a locally domiciled person to exercise control and be responsible for such horse whilst such foreign owner is not domiciled in Australia.

PART 49**BRANDING****Horses To Be Branded**

551. No horse shall be eligible for naming unless it bears a discernible freeze brand applied in accordance with these Rules.

Branding Procedure

552. (a) In the case of all horses foaled prior to 1st August 1977 brands applied shall be consistent with the relevant State Brands Act and the Rules applicable prior to that date.
- (b) In the case of all horses foaled subsequent to 1st August 1977:
- (i) if Western Australia is designated a "freeze branding State" by the Controlling Body, freeze brands shall be applied by the duly appointed Official Branding Officers, in accordance with the coding designation of the Australian Harness Racing Council Inc. prior to such horse attaining the age of six (6) months of age or being weaned, whichever be the sooner; or
 - (ii) if Western Australia is not designated a "freeze branding State" by the Controlling Body, brands shall be applied in accordance with paragraph (a) of this Rule.
- (c) The Controlling Body may at its discretion, require freeze branding in the official code of all or any horses under its jurisdiction
- (d) The Controlling Body shall charge a fee for official freeze branding as prescribed.
- (e) In the case of all horses required by these Rules to be freeze branded, it shall always remain the responsibility of the owner of such horse to present his horse to the Official Branding Officers at the time appointed for the application of such official brand.
- (f) Any horse not so presented and branded may be declared ineligible for registration.
- (g) If any brand is indistinct or illegible, the Controlling Body may order that a fresh brand be applied in a suitable position under supervision of an official appointed by the Controlling Body or by a Freeze Branding Officer.
- (h) If Western Australia is designated a "freeze branding State" any horse offered for sale privately or by public auction shall bear an identifying brand, unweaned foals under six (6) months of age sold with their dams as one lot, excepted.

PART 50**OWNERSHIP OF HORSES****Owners And Managers Registered**

553. (a) The register of horses kept by the Controlling Body shall incorporate a register of all owners and their authorised agents and description of each type of ownership interest of each horse listed therein.
- (b) When a horse is owned by two (2) or more persons, the person first named in the Certificate of Registration, or, if it is leased, in the lease, shall be deemed to be the manager, subject to any other appointment of a manager which has been signed by all nominators and lodged with the Controlling Body.

Changes Of Ownership Recorded And Authorised

554. (a) All changes of ownership, registration of leases, contingencies, joint interests, syndicates, partnership or any transfer of any interest whatsoever shall be recorded against the registration of each individual horse.
- (b) No change of ownership or registration of any interest whatsoever shall be recorded against the registration of any horse nor shall it have any effect unless such change is authorised by the Controlling Body or by an officer authorised by the Controlling Body to do so.
- (c) No change of ownership or registration of any interest whatsoever shall be recorded on the register of horses until the full requirements of the Rules of Harness Racing have been duly observed.

Controlling Body Control Of Transactions

555. For the purpose of maintaining the integrity of harness racing and proper practices in the industry which supports such racing the Controlling Body in exercising its control may in its absolute discretion refuse to recognise any transaction or dealing with a registered harness racing horse or notified foal, and shall not thereby be liable to be sued in any action at law in equity for such refusal.

Syndicate Defined

556. (a) Any registered company, firm, business, stud farm, stable or other like descriptions of a person or persons using or trading under one of the aforesaid descriptions of name and proposing to use such name for purposes of ownership, breeding or racing shall be defined as a syndicate.
- (b) A group of more than six (6) persons proposing to own, lease, breed or race any standardbred horse shall be defined as a syndicate.

Partnership Less Than 6 Persons

557. The number of persons in a partnership shall not exceed six (6) persons.

Undertaking By Syndicate

558. Before any person or persons, or a partnership or a syndicate shall be recorded as an owner or lessee there shall be lodged with the Controlling Body an absolute undertaking by the ownership concerned that it will agree to abide by the Rules of Harness Racing from time to time in force and to hold indemnified the Controlling Body, its servants and agents, from any action at, law or in equity and shall declare that no other person has any interest whatsoever in the said horse and shall further declare to agree to notify the Controlling Body of any change in the status of these declarations.

Assumed Names

559. (a) Unless expressly permitted by the Controlling Body the use by any person, partnership or company for the purpose of racing, ownership, breeding or registration of an assumed name is prohibited.
- (b) If any person or Body desires to use an assumed name application shall be made in such manner and accompanied by such fee as the Controlling Body may from time to time prescribe and upon receipt of the application the Controlling Body may, at its discretion grant permission for the use of the assumed name upon such terms and conditions as it may determine.
- (c) Permission to use an assumed name may be cancelled or withdrawn by the Controlling Body at any time.
- (d) The use of an assumed name without the permission of the Controlling Body is an offence against these Rules.

Use Of Assumed Names

560. (a) No person shall be entitled to use or continue to use an assumed name similar to or likely to be confused with the proper name of any person registered as the owner or lessee of a horse.
- (b) If the Controlling Body grants to the owner or lessee of a horse permission to use an assumed name, such owner or lessee shall use such assumed name only for the purposes of these Rules.
- (c) A person, partnership or group of persons shall not have or use at any time more than one assumed name.

Disclosure Of Proper Name

561. Where permission is granted to use an assumed name, the proper name of the owner or lessee shall not be disclosed without the consent of the Controlling Body or the owner or lessee to whom such permission has been granted.

PART 51**SYNDICATES****Requirements For Syndicates**

562. No partnership or group of persons consisting of less than the number deemed to be a syndicate who jointly own, lease or have any interest in a horse shall be permitted to register such interest as a syndicate nor shall adopt, or use the word syndicate nor continue to use the word syndicate to describe the ownership, lease or interest of such horse.

Syndicate/Partnership Managers

563. (a) Every partnership or syndicate shall nominate one of its members, or in the case of a company one of its authorised representatives or one of its officers as its manager, who shall have full and sole authority to act on behalf of such partnership or syndicate in respect of all racing matters, including entry, withdrawal, acceptance, declaration of forfeits, and collection of stakemoney and trophies in relation to any horse entered or raced by such partnership or syndicate.
- (b) No member of a partnership or syndicate, other than the duly notified registered manager or his authorised representative shall act on behalf of the partnership or syndicate in any racing matter.
- (c) Except where a member of a syndicate has appointed a power of attorney the Racing Manager of a syndicate shall have sole authority to act on behalf of the syndicate when signing documents relating to the sale, lease or purchase of a horse on behalf of a syndicate.

Stakemoney And Managers

564. Any Club which pays or presents to the manager of a partnership or syndicate or his authorised agent any stakemoney or any other monies due to such partnership or syndicate or trophy due to such partnership or syndicate, shall be deemed to have completely acquitted its responsibility in respect of such stakemoney, money or trophy.

Parties Responsible For Own Agreement

565. The constitution of a joint interest in the form of a partnership or syndicate shall be the entire responsibility of the parties to such joint interest, and neither the Controlling Body nor any Club shall accept responsibility for the due observance of any agreement or any clause thereof; and in the event of any dispute arising between the parties to a joint interest the matter shall be decided as between the parties themselves under the civil law applicable in the State concerned.

Re-Registration Of Syndicates

566. (a) Every syndicate shall be re-registered annually according to the conditions then prevailing of the Controlling Body.
- (b) No such syndicate shall be eligible to enter a horse for racing or use such horse for breeding unless such renewal has been effected.

Syndicates To Be Registered

567. (a) No horse shall be registered in the name of a syndicate and no lease of a horse to a syndicate shall be effective unless such syndicate has been registered with the Controlling Body of the State in which the syndicate has its registered address.
- (b) No syndicate name shall be registered or used which has not been approved by the Controlling Body.

Applications For Syndicate Registration

568. (a) Application for the registration of a syndicate shall be made to the Controlling Body of the State in which the syndicate has its registered address, and such Controlling Body may, in its complete discretion, register such syndicate.
- (b) Each application for registration of a syndicate shall be in writing and shall be signed personally by every member of the syndicate. In the case of any application by a company, such application shall be under its common seal.

Contents Of Applications

569. Each application for registration of a syndicate shall contain the following particulars:
- (a) the name under which it is proposed that the syndicate shall be known for the purpose of nominating and racing horses;
- (b) the full names and addresses and occupations of members of the syndicate;
- (c) the nomination of a manager who is a member of the syndicate to act as an authorised representative of the syndicate; and
- (d) the nomination of the registered address of the syndicate.

Previously Registered Syndicates

570. Any new members of a previously registered syndicate must complete and lodge a standard syndicate agreement document and such other documentation as required with the Controlling Body.

Application Fees

571. Each application for registration of a syndicate shall be accompanied by the registration fee as prescribed.

Certificate Of Registration

572. The Controlling Body with which a syndicate is registered shall issue a certificate of such registration showing the syndicate name, the name of the Racing Manager, the registered address, the date of registration, and such other particulars as the said Controlling Body shall deem fit. Any such certificate shall be prima facie evidence of the due registration of the syndicate and of the correctness of the information contained therein.

Controlling Body Control Over Registration

573. (a) Notwithstanding anything in these Rules contained, the Controlling Body with which the syndicate is registered may at any time and without assigning any reason cancel the registration of any syndicate.
- (b) The Controlling Body may refuse to accept any application for registration of a syndicate or may accept such application upon such terms and conditions as the Controlling Body deems fit.

Effect Of Disqualifications

574. (a) No syndicate may be registered or continue to be registered if and while any horse owned (but not in the sense of owner/lessor) or leased by such syndicate is under disqualification, or if and while any of the members thereof is a person whose interest in any horse would under these Rules operate to prohibit such horse from being entered for or started in any race.
- (b) No horse owned or leased by any syndicate shall be allowed to be entered or started in any race while any horse owned or leased by that syndicate is under disqualification or if and while any of the members thereof is a person under disqualification.
- (c) Any syndicate must notify the Controlling Body in writing that any member thereof is a disqualified person, whereupon such member shall be deemed by the Controlling Body to be no longer a member of the syndicate.

Register Of Syndicates

575. Full particulars of all registered syndicates shall be entered in a register and such register shall be available for public inspection and perusal at the office of the Controlling Body.

Cancellation Of Registrations

576. Any member of a syndicate may at any time make application in writing to the Controlling Body which registered the syndicate to cancel such registration, and if the Controlling Body is satisfied:

- (a) that written notice of such application has been given by the applicant to all other members; and
- (b) that within one (1) month of having received such notice no member has given notice in writing to the Controlling Body that he objects; and

- (c) that in all respects it is reasonable and proper that the registration shall be cancelled, the Controlling Body may cancel such registration.

Communication With Syndicates

577. Any notice to be given or communication to be made to any syndicate by the Controlling Body shall be deemed to have been duly given or made if given orally to the Racing Manager or if given in writing and left at or sent by pre-paid post to the registered address of the syndicate.

Termination Of Syndicate

578. In the event of the termination of a syndicate by the members, notice thereof shall forthwith be given, in writing, by all the members to the Controlling Body with which such syndicate is registered, PROVIDED THAT no such notice need be given by the members in the case of a syndicate which terminates by the effluxion of time on a date specified in the application for registration.

Changes In Composition

579. (a) Every change in the membership of a syndicate (including death of a member) and every change in the manager of a syndicate or in its registered address shall be notified in writing to the Controlling Body with which the syndicate was registered within fourteen (14) days of the change.
- (b) The registration of a syndicate shall continue in force notwithstanding any such change as aforesaid PROVIDED THAT notification thereof shall be, or shall have been, duly given pursuant to this Rule.

Ownership And Leasing Of Horses

580. A syndicate may own or lease more than one horse but shall not own or lease any horse in combination with any other syndicate or person.

Breaches Of Syndicate Rules

581. Every person committing a breach of any of these Rules relating to syndicates or failing to comply with any of the requirements thereof may be penalised by the Controlling Body.

Rules Binding

582. Every member of a syndicate shall in all respects and for all purposes be bound by these Rules, irrespective of the nature or extent of the interest or rights of such person in the syndicate and irrespective of the provisions of any Rules or constitution governing the syndicate or any agreement or stipulation as between the members of the syndicate.

PART 52**LEASES****Leases To Be Lodged For Registration**

583. (a) The lessee of any horse within fourteen (14) days of leasing such horse or prior to acceptance for a race with the said horse whichever is the shorter period of time shall lodge with the Controlling Body the lease agreement form.
- (b) The lessee shall prior to the lodgement of the lease agreement with the Controlling Body, be responsible for payment of the stamp duty fee in compliance with relevant legislation.
- (c) Application for registration of a lease agreement with the Controlling Body shall be made on the prescribed form and accompanied by such fee or late fee as may be determined from time to time. The lessee shall be responsible for the payment of the fee.
- (d) The horse's Registration Assessment Certificate (if any) shall accompany the lease agreement when lodged with the Controlling Body.

Registration

584. (a) Upon being satisfied that all the provisions of these Rules relating to the registration of leases have been complied with, the Controlling Body may in its discretion register such lease.
- (b) The Controlling Body may refuse to register any lease, defer such registration or impose such conditions as it thinks fit prior to such registration.
- (c) The Controlling Body may in its discretion cancel the registration of any lease.

Notices To Controlling Body

585. (a) On cancellation of registration of a lease by the Controlling Body, notice of cancellation shall forthwith be served on the lessor and lessee.
- (b) Upon the cancellation of a lease the lessee must advise the Controlling Body, in writing, and accompanied by the Registration Assessment Certificate and such fee as from time to time prescribed within seven (7) days of such cancellation.
- (c) Should the Registration Assessment Certificate not be received by the Controlling Body within seven (7) days of cancellation of the lease the lessee shall be responsible for replacement of the Registration Assessment Certificate at his or her own expense.
- (d) In the event of a registered lease being surrendered or determined prior to the full term thereof the lessee and

at the discretion of the Controlling Body the lessor shall within seven (7) days thereafter notify the same in writing to the Controlling Body.

- (e) In the event of a registered lease being extended or conditions being altered or amended the lessor and lessee shall within seven (7) days thereafter notify the same in writing to the Controlling Body.

Effect Of Unregistered Lease

586. No lease of any harness racing horse shall have any effect for the purpose of these Rules:

- (a) before the registration thereof; or
- (b) after cancellation of the registration thereof.

Leases And Racing

- 587. (a) If any lessee shall enter a harness racing horse leased for any race before registration of the lease thereof or after service of notice of cancellation of registration of the lease the Controlling Body may declare such entry to be invalid and there upon the fees (if any) paid in respect of such entry shall be forfeited.
- (b) The lessor of any harness racing horse leased for racing purposes may during the currency of such lease, enter such horse for any race to be run after the expiration of such lease.

Powers Of Controlling Body To Check Leases And Ownership

- 588. (a) The Controlling Body shall be entitled to accept such evidence as it sees fit to the ownership of any horse or as to the existence or non existence of any lease of a horse and shall be entitled to act on any such evidence without being in any way whatever responsible or liable in damages for any action taken and shall be indemnified against any such action by the parties to any such action by the parties to any dispute regarding ownership of a horse or the existence of a lease.
- (b) The rights of the Controlling Body as to freedom from any responsibility in any action arising out of the exercise of its powers, and indemnity shall be an implied condition in every registration of ownership, lease or transfer of ownership or lease.

When Leases May Be Registered

- 589. (a) Notwithstanding anything contained in the Rules under this Part, the Controlling Body may not register and/or recognise a lease of any horse unless and until the foaling of such horse shall have been notified to the Controlling Body in compliance with the provisions of these Rules, an application for the registration of the said horse shall have been lodged with the Controlling

Body, such horse have been granted a name and such name is duly notified to the owner by the Controlling Body.

- (b) Leases may be lodged for unnamed horses provided details of pedigree, freeze brand and age are clearly stated on such lease, and provided such unnamed horse is a notified foal in compliance with the provisions of these Rules.

PART 53**TRANSFER OF INTERESTS IN HORSES****Notice**

590. (a) Notice of any change in the ownership of a registered horse or notified foal shall be given in the prescribed form by the transferor and transferee to the Secretary of the Controlling Body within fourteen days (14) after such change is effected and before the horse starts in a race; and where the change of ownership occurs by way of the sale of a horse which at the time of such sale is subject to a contingency, notice of such change shall forthwith be given by the seller to any person entitled to claim any benefit under such contingency.
- (b) The transferee shall be responsible for paying to the Controlling Body a transfer fee as prescribed.

Notice Details

591. With respect to the notice of change of ownership required by these Rules the following provisions shall apply:

- (a) where the change of ownership is consequent on any contract, the notice of change shall be signed by all the parties to such contract;
- (b) except only in the case of the death or incapacity or absence from the territory of the Controlling Body concerned of the person whose name is entered on the register as owner of the horse or interest therein as the case may be, every notice of change of ownership or interest shall be signed by such registered owner;
- (c) if any person whose signature is required by this Rule refuses or fails to sign the notice of change, the notice signed by the other or others whose signature is required may be accepted as sufficient, if accompanied by such evidence as the Controlling Body may require that the change of ownership has in fact been effected; and
- (d) where the change of ownership occurs by way of the sale of a horse which at the time of sale is subject to a contingency, notice of such change shall forthwith be given by the seller to any person entitled to claim any benefit under the contingency.

Transfers Before Meetings

592. Where any such change of ownership takes place during the currency of any race meeting or within the period of seventy-two (72) hours immediately preceding the commencement of such race meeting, such notice may be given, in writing, to the Chairman of Stewards conducting such meeting for transmission to the Secretary of the Controlling Body and when so given shall operate as a notice to the Secretary of the Controlling Body and shall be notified over all course amplifiers at such meeting.

Notices And Registrations

593. Every change of ownership shall be noted against the registration of any registered horse or notified foal.

Date Of Transfer

594. For the purpose of completion of the form of transfer referred to in Rule 590 of this Part and for the purpose of the records of the Controlling Body the date of acquisition of ownership of any horse shall prima facie be the date on which the contract to acquire the horse is made.

Transfers To Part-Owners

595. Where the change of ownership of a horse involves the transfer of such horse to more than one person, the notice of change of ownership shall include the name of the part-owner who is empowered by all the part-owners to enter, withdraw, accept and declare forfeits in respect of the subject horse, and is authorised by all the part-owners to collect any stake money won or awarded to the subject horse.

Compliance

596. Every person who fails or refuses to comply with the Rules in this Part contained shall be deemed to be guilty of an offence against the Rules and may be dealt with accordingly.

Transfers During Leases

597. Where a change of ownership of a horse takes place during the currency of a lease and the transferee fails to pay the fee for the registration of the transfer such failure shall not affect the eligibility of the horse to be nominated for or start in a race whilst the lease is current.

Engagements And Transfers Or Leases

598. In the absence of any agreement to the contrary lodged with the Controlling Body, the engagements of a horse shall be deemed to pass with its ownership in the event of a transfer of such ownership, or to a lessee on registration of the lease, or to the lessor on termination of the lease.

Liabilities For Payments

599. (a) On the sale or lease of a horse the seller or lessor's liability (in case of default by the purchaser or lessee) for payment of the sweepstakes, forfeits and any other payments due (or thereafter to become due) in respect of the entry of the horse for any race shall not cease unless the seller and the purchaser, or the lessor and the lessee, as the case may be, join in a written transfer of the horse's engagements and such transfer is approved by the Controlling Body.
- (b) If the Controlling Body refuses to approve any such transfer of engagements, the seller or lessor may strike the horse out of all or any of its engagements on payment

of all monies then due to the Controlling Body or any Club in respect of such horse unless the purchaser or lessee shall within fourteen (14) days after being required in writing to do so, deposit with the Secretary the full amount of all sweepstakes, forfeits and other payments which may become due to the Controlling Body or Club, after the date of sale or lease in respect of the then existing engagements of the horse.

- (c) If any purchaser or lessee shall make a deposit in accordance with the provisions of sub-section (a) of this Rule, the engagements of such horse shall be placed in the name of such purchaser or lessee.
- (d) If before any transfer of a horse or its engagements is lodged with the Secretary of the Controlling Body for approval any party to such transfer is charged with an offence or is the subject of an inquiry wherein such party is suspected of an offence which may entail his disqualification (except disqualification for a particular race) such transfer shall not be approved until the charge has been finally disposed of.
- (e) Where the seller or lessor of any horse sold or leased with its engagements is compelled, through the default of the purchaser or lessee of such horse to pay any sweepstakes, forfeits or other monies in respect of any engagement of the horse, the Controlling Body may, at the request of the seller or lessor, place the name of such purchaser or lessee and the name of the horse on the Unpaid Forfeit List in respect of the amount so paid.

Leases Ending Similar To Transfer

600. Rules 593, 594 and 595 shall apply to the surrender, determination or cancellation of the registration of a registered lease in the same manner as if the horse reverting to its owner thereon were sold and for the purposes thereof the lessee shall be deemed to be the seller and the lessor shall be deemed to be the purchaser.

Controlling Body Control Over Transactions

- 601. (a) A Controlling Body may, at its discretion refuse to recognise any transaction or dealing with a registered horse, without being in any way whatsoever responsible or liable to be sued in law or in equity for such refusal.
- (b) The Controlling Body may at its discretion refuse to recognise a transfer or any transaction dealing with any registered horse whether the transfer or other transaction be by public auction or private treaty until such time as such registered horse has been inspected as to identity, markings and brands by an officer appointed by the Controlling Body.

PART 54**NOTICES****Serving Of Notices**

602. (a) Any notice required to be given under these Rules may be served upon any person if the same be delivered to him personally or left at his usual place of abode with some inmate thereof appearing to be above the age of fourteen (14) years, or forwarded to him by registered letter addressed to him at his usual or last known place of abode or business.
- (b) After any such notice has been so given or served the Controlling Body or Stewards, as the case may be, may proceed to deal with the matter in his absence.

PART 55**TIME****Variation Of Time Periods**

603. Wherever in these Rules any time is provided within which any act, matter or thing is to be done or performed, then the Controlling Body may, in its discretion, and without assigning any reason therefor, enlarge or abridge such time in any particular case or cases either with or without imposing any penalty.

Computation Of Days

604. In any particular case in which any particular number of days not expressed to be clear days is prescribed by these Rules, the same shall be reckoned as exclusive of the first day and inclusive of the last day.

Holidays

605. (a) When the last day for doing anything in relation to any race under these Rules falls on a Sunday it may be done on the next day business is normally conducted unless the act to be done relates to a race to be run on the Monday in which case it shall be done not later than the previous Saturday.
- (b) When such last day falls on Christmas Day or Good Friday the act required to be done shall be performed on the previous day unless that day is a Sunday when it shall be done on the previous Saturday.

Days When Controlling Body Is Closed

606. Without affecting the provisions of Rule 605 where the time for doing any act expires on a Sunday or other day on which the offices of the Controlling Body are closed, and by reason thereof such act cannot be done on that day, such act shall so far as regards the time for the doing of same be held to be done if done on the day on which the offices are next opened.

PART 56**BOOKMAKERS AND BOOKMAKERS' CLERKS****Bookmakers To Be Licensed**

607. A bookmaker shall not be entitled to field at any meeting under the control of the Controlling Body or of a Club unless he shall be the holder of a current licence or permit issued by the Controlling Body.

Bookmakers' Clerks

608. (a) A bookmaker shall not employ or engage any person as a clerk unless that person is the holder of a current licence or permit issued by the Controlling Body.
- (b) No person shall be in the employ of a bookmaker as a clerk or otherwise unless he is the holder of a current Bookmakers Clerk's licence or permit issued by the Controlling Body.

Compliance

609. Any bookmaker or other person who commits a breach of any Rule in this part contained shall be guilty of an offence against these Rules and shall be liable to be dealt with accordingly.

Betting Control Act Regulations

610. The regulations (hereinafter called "the regulations") from time to time in force under the Betting Control Act 1954 (as amended) shall apply to every bet made with a bookmaker (hereinafter referred to as a "licensed bookmaker") and to every dispute in relation thereto licensed by the Controlling Body.

Stewards To Determine Betting Disputes

611. If a dispute shall arise in relation to a bet made with a licensed bookmaker then the same shall be determined by the Stewards who shall in determining such dispute apply the provisions of the regulations so far as they may be made applicable and in the event of there being no regulation or Rule applicable or appropriate to the matter in dispute or in issue then the Stewards shall determine the same on such basis as to them seems just and proper.

Stewards And Matters Affecting Betting

612. In the event of a horse being withdrawn from a race at any time or in the event of there occurring any other matter or thing which, in the opinion of the Stewards, affects bets made with bookmakers then the Stewards shall make such ruling in relation to such bets as is required by or as is consistent with the regulations and in the event that any such matter or thing shall not be dealt with by the regulations then the Stewards shall make such ruling order or determination in relation thereto as shall, in their opinion, be fair, reasonable and proper in all the circumstances.

Bookmaker Betting Limits

613. (a) Metropolitan Front Race Meetings:
a Liability Limit of two thousand dollars (\$2000) before horses enter onto the track, reducing to one thousand dollars (\$1000) once the horses have entered onto the track.
- (b) Country Front Race Meetings (including Harold Park):
a Liability Limit of one thousand dollars (\$1000) before horses enter onto the track, reducing to five hundred dollars (\$500) once the horses have entered onto the track.
- (c) Pinjarra, Bunbury, Harvey, Northam:
a Liability Limit of one thousand dollars (\$1000) before horses enter onto the track, reducing to three hundred dollars (\$300) once the horses have entered onto the track.
- (d) All Other Country Tracks:
a Liability Limit of five hundred dollars (\$500) before horses enter onto the track, reducing to two hundred dollars (\$200) once the horses have entered onto the track.

Field Size In Relation To Place Payouts

614. (a) When eight (8) or more horses remain in a race when Bookmakers commence betting on that race, place bets shall be settled on horses placed first second and third.
- (b) When five (5) six (6) or seven (7) horses remain in a race when Bookmakers commence betting on that race, place bets shall be settled on horses placed first and second.
- (c) When four (4) or less horses remain in a race when Bookmakers commence betting on that race, no place betting shall occur.
- (d) For the purpose of this Rule a scratching after the commencement of betting shall have no effect.

Bookmakers' Scratching Deductions—Withdrawal Of Horse Or Horses

615. (a) Where one horse is scratched after betting on a race has commenced and bets have been placed on the scratched horse prior to the announcement of the scratching at odds within the range set on Table 1 then bets on the winner or placed horses shall be settled as follows:
- (i) In the case of a bet for a win there shall be deducted from each dollar of the "Face Value" of the ticket the amount set out in the second column of Table 1 against the price offered for the scratched horse at the time of its withdrawal.
- (ii) In the case of a Concession bet on a winning horse there shall be deducted from each dollar of the "Odds

- Value" of the ticket the amount set out in the second column of Table 1 against the price offered for the scratched horse at the time of its withdrawal.
- (iii) In the case of a each way (place) bet, there shall be deducted from each dollar of the "Face Value" of the ticket the amount set out in the;
 - (A) Third column of Table 1 against the price offered for the scratched horse at the time of its withdrawal when three places are paid,
 - (B) Fourth column of Table 1 against the price offered for a scratched horse at the time of its withdrawal when two places are paid.
 - (iv) Under no circumstances shall a winning bettor receive back less than the amount of the bettors stake, except in the case of a dead heat.
 - (v) All bets made on the scratched horse shall be refunded.
- (b) In the case of place only betting, when the odds that Bookmakers are showing on a scratched horse or a horse declared a non-runner are within the range set on Table 2, the Stewards may:
- (i) Where in their opinion there is sufficient time to re-open betting, declare all bets off and order betting on the race to be re-opened.
 - (ii) Where in their opinion there is insufficient time to reopen betting order bets to be settled:
 - (a) at Totalisator Odds; or
 - (b) in the case of bets placed prior to the announcement of the scratching, at a deduction assessed from Table 2.
- (c) Where two horses are withdrawn from the one event after pay up time at odds of 15/1 or less, the Stewards calculate the deductions to be made from the "Face Value" of tickets in one or other of the following ways:
- (i) They may order that tote odds be paid on all tickets laid prior to the withdrawal of both horses.
 - (ii) If both horses are withdrawn at exactly the same time deductions applicable to each horse are added together, giving combined deductions.
 - (iii) If two horses are withdrawn at different times, the price offering on each withdrawn horse would have a bearing on all bets laid prior to the withdrawal of the first of such horses, bets made between the time of withdrawal of each would be subject only to a deduction for an individual horse.
 - (iv) Where the odds prevailing for one of such horses is in excess of 15/1 no account of this is taken when assessing the deduction necessary because of the withdrawal of the other horse.

- (v) Where both of the withdrawn horses are at odds in excess of 15/1, no deduction is made.

Conduct Of Bookmakers

616. A Bookmaker registered with the Controlling Body shall:

- (a) commence betting 30 minutes prior to the advertised start time for the first race;
- (b) set his prices personally and without undue delay;
- (c) show the price against all horses before commencing betting;
- (d) mark each betting transaction clearly on the betting sheets and also show the amount held on each race and the name of the winning horse;
- (e) show on the top of the first betting sheet for a meeting the names of all staff working at the particular meeting;
- (f) show the surname of any credit bettor and the betting ticket number against the appropriate entry on the betting sheet;
- (g) mark each betting ticket clearly, showing the amount payable and the name of the horse, mark an "X" on a ticket which represents a Straight Out bet, "E/W" on a ticket which represents an Each Way bet and a "P" on a ticket which represents a Place Only bet;
- (h) retain all winning tickets for a minimum of one (1) month;
- (i) remain on his allotted stand and accept bets until the start of the race on which he is betting;
- (j) ensure his Betting Return card is completed with all the relevant details and show on the reverse of the card details of expenses incurred for the particular meeting, then hand the card to the Betting Supervisor or Stewards;
- (k) submit a Taxation return to the Club Secretary of the country Club at which he operated within seven (7) days of the meeting or in the case of a metropolitan meeting within three (3) days, to the Cashier of the Club concerned;
- (l) bet to a limit of 3/1 on the result of a photo finish; and
- (m) refrain from partaking of intoxicating liquor for the duration of a race meeting at which he is operating as a bookmaker.

Pre-Draw Betting

617. (a) The selected field shall be subject to a random draw at acceptance time to establish race book number order.
- (b) The Barrier Draw for the race shall be carried out four (4) minutes prior to the advertised starting time.

- (c) All betting on a pre-draw betting race shall close four (4) minutes prior to the advertised starting time.
- (d) There shall be no betting at all after the time designated for the commencement of the barrier draw.

PART 57**THE TOTALISATOR***Division 1—General Provisions***Generally Rules Applicable To Totalistors**

618. (a) This Rule shall apply to all Totalisators.

Interpretation

(b) Unless inconsistent with the context the following words shall have the following meanings:

"AUTHORITY" means Authority for the time being or from time to time operating or having the control and conduct of the Totalisators or of the particular Totalisator to which any one or more of the Rules hereinafter containing relates.

"DIVIDEND" means the dividend calculated as hereinafter provided in relation to a unit of investment of fifty cents (\$0.50)

"INVESTMENTS AND TICKETS TAKEN" in relation to the Totalisator (including but not limited to the Win Totalisator) means the total sum actually invested on the Totalisator on the course including off the course investments made on the course by the Totalisator Agency Board actually made on the course and the total number of tickets actually taken on the course by reason of such off the course investments.

"NON STARTER" means a horse that is an acceptor for a race and is withdrawn prior to the start of the race or declared to be a non-starter for the race by the Stewards.

"POOL" means the total amount invested on the particular Totalisator less any amount refundable to investors under these Rules and after commission calculated at the rate and in the manner fixed from time to time in respect of that particular Totalisator has been deducted.

"PLACE" in relation to a race refers to the placing of a horse in a race after the All Clear shall have been given.

"STARTER" means a horse that is an acceptor for a race and which is not withdrawn prior to the start of the race or declared not to be a starter for the race by the Stewards.

"TICKET" means a unit of investment as determined by the Controlling Body.

No Horse Barred

(c) No horse shall be barred on the Totalisator.

No Limit To Investments

- (d) The numbers of the horses in the Totalisator shall correspond with the numbers thereof in the official programme and investors may back any number to an unlimited amount.

Paying Of Dividends

- (e) Unless otherwise ordered by the Stewards no dividend shall be paid in respect of a race until after "All Clear" or correct weight shall have been given or made on that race.

First Horse Paid

- (f) (i) The horse placed first by the Judge shall unless a protest be lodged be deemed the winner.
(ii) In the case of a protest being lodged no payment shall be made until after the Stewards' decision.

Protest-Stewards Decision Final

- (g) The decision of the Stewards in the event of a protest shall (as far as the Totalisator is concerned) be final and the Club shall not be liable for payment on any other horse, although such decision may subsequently be reversed by the relevant appellant Body.

Ticket To Be Presented

- (h) No dividend will be paid except upon presentation of the ticket and no defaced or damaged ticket will in any case be admissible unless certified to by the Stewards.

Claiming Of Dividends

- (i) Holders of winning tickets shall claim their dividends immediately following "All Clear" after the last race except when a protest has been lodged, in which case the Stewards shall appoint a time and place for payment of dividends, but in such event the holders of tickets on any horse which may be subsequently declared the winner shall register such tickets with the Secretary of the Club or his deputy within one (1) hour after the last race of that day, otherwise they shall not be entitled to the dividend. In any special case the Stewards may direct a dividend to be paid notwithstanding that the ticket has not been presented or registered within the prescribed time.

Winning Horse Not Backed

- (j) In the event of there being no winning ticket on a horse or on a combination of horses on a Totalisator on which investments may have from time to time been made then at the discretion of the Controlling Body or of the Club conducting the meeting (as the case may be) the pool may be carried forward and added to the pool for the same Totalisator to be conducted on a race at the same or at a subsequent meeting to be conducted by the Controlling Body or by that Club or by another Club or may at such

discretion as aforesaid be divided into such proportions as the Controlling Body or Club may determine such portions to be added to the pools of the same Totalisator conducted on such number of races into which it shall be so divided either at the same meeting or at a subsequent meeting or meetings.

Dead Heat Division

- (k) In the event of a dead-heat (not run off) the total money shall be divided into as many equal parts as there are horses placed first, and such part shall be treated as a separate total, and separate dividends shall be paid thereof according to the number of investors upon each horse.

Dead-Heat One Only Backed

- (l) If the final result of a race should be a dead-heat, in which only one horse is backed, the holders of tickets on the horse backed shall receive the whole dividend.

Purchasing Ticket, Wrong Dividends

- (m) Every purchaser of a ticket shall satisfy himself that he has received the ticket applied for, and seeing that his ticket is properly stamped before leaving the counter, as no unstamped ticket shall be recognised, and every holder of a ticket shall see that he has his proper dividend before leaving the counter, as no subsequent claim shall be recognised.

Commission

- (n) (i) The total amount invested on the Quinella, Forecast quinella, Swinger Quinella, Tierce, Trifecta Quartet, Doubles and Jackpot Totalisator, less the statutory commission provided under the totalisator Duty Act 1905-1972 (as amended), shall be divided *pro-rata* between the investors of the winning numbers (based on a unit investment of fifty cents) (\$0.50), but no fractional part of five (\$0.05) cents shall be paid; provided that
- (ii) in the event of a dead-heat, the nett amount shall be divided into as many equal parts as there are winning combinations, and each such part shall be treated as a separate total, and separate dividends shall be paid thereof according to the number of investors upon each winning combination.

Rules Binding On Ticket Holders

- (o) Every purchaser of a ticket and every holder of a ticket shall be deemed to have made himself thoroughly acquainted with the Rules and to have agreed to be bound thereby.

Officers Agents For Ticket Holders

- (p) Every investor on the Totalisator shall when applying for a ticket be deemed to have irrevocably constituted the employees of the Authority and each and every one of

them, his agents and agent, to invest any money paid by him in advance at the price of such ticket, on the horse indicated in such ticket and for the race named in such ticket subject to these Rules and as soon as the money so paid shall have been so invested, and the ticket issued to the purchaser, he shall have no rights other than those conferred by these Rules on the holder of a ticket issued under these Rules.

Race Run Again

- (q) In the event of the Stewards ordering that a race be re-run they may at their discretion order that all investments on the first attempt stand and that the Totalisator be re-opened for further investments or that the Totalisator remain closed and that all investments stand or that all investments on the first attempt be refunded in full and that the Totalisator be re-opened for the second attempt.

Closing Totalisator

- (r) Notwithstanding the provisions of sub-Rule (q) above, in no circumstances whatever shall any further monies be accepted or investments permitted after the Totalisator has once been officially closed.

Posting Dividend

- (s) Immediately after the declaration of a dividend the amount of such dividend shall be posted in a conspicuous place on or near the Totalisator.

Horse Never Starting

- (t) In the event that a horse does not reach the Starter's hands or is withdrawn after reaching the Starter's hands or is declared to be a non-starter, the Stewards may at their discretion order that all investments on such horse or on any combination of horses of which that horse is one shall be refunded (either in full or after deducting commission) and may at the same time make such order as they consider appropriate as to the number of dividends to be declared on that race by the Totalisator or Totalisators operating thereon.

No Claim When Horse Disqualified

- (u) An investor shall not be entitled to claim any refund or payment on account of the disqualification of any horse whether the grounds of such disqualification arose before, during or after the race.

Disputes

- (v) (i) All disputes which shall arise whether during or after a meeting and whether in relation to the conduct of the Totalisator or the computation of dividends or as to the division of money amongst investors or as to the return of monies or otherwise arising out of the conduct of the Totalisator and not wholly provided for herein shall be determined by

the Stewards of the Controlling Body whose decision shall be final and binding and shall not be subject to review or appeal or be questioned in any Court.

- (ii) Any act or thing done and every decision and ruling made or given by the Authority or by the Stewards of the Controlling Body respectively pursuant to these Rules or otherwise in relation to the Totalisator shall be final and conclusive and shall not be questioned or the subject of any suit or proceeding in any Court of Law.

Controlling Body

- (w) Where the Totalisator is conducted at a meeting other than by the Controlling Body these Rules in respect of the Totalisator shall be read and construed as if the words "Club" appeared in lieu of the words "Controlling Body" and the words "Committee of the Club" appeared in lieu of the words "Committee of the controlling Body".

Division 2—Calculation of Dividends—Losing bets method

Win Totalisator

619. Win Pool Totalisator and Commission

The total amount invested less, by way of commission an amount not exceeding twenty per centum (20%) of the amount by which the amount of the win pool exceeds the amount invested on the winning number, shall be divided pro rata between the investors on the winning number PROVIDED THAT:

- (a) no fractional part of five cents (\$0.05) shall be paid; and
 (b) when a win dividend calculated and payable under this Rule is less than fifty-five cents (\$0.55) the Committee of the club, in its absolute discretion, may declare and pay a dividend of fifty-five (\$0.55) cents.

Place Totalisator

620. The following rules shall apply to Place Totalisators:

Dividends Payable

- (a) (i) When eight (8) or more horses remain in a race when the Totalisator is opened on that race, dividends shall be paid on horses placed first, second and third.
 (ii) When five (5), six (6) or seven (7) horses remain in a race when the Totalisator is opened on that race, dividends shall be paid on horses placed first and second.
 (iii) When four (4) or a lesser number of horses remain in a race, the Place Totalisator shall not be opened.

Calculation of Dividends Eight or More Horses Three Dividends Commission

- (b) (i) If eight (8) or more horses remain in a race when the Totalisator is opened on that race, three (3) separate

pools of equal amount (one for each placed horse) shall be established and dividends calculated for the horses placed first, second and third respectively in the following manner;

- (a) There shall be deducted from each of the three (3) pools a commission not exceeding twenty-five per centum (25%) of the amounts by which the amounts of such pools respectively exceed the amounts invested on the horses placed first, second and third.
- (b) Dividends for the horses placed first, second and third shall then be calculated by dividing the number of winning tickets (based on a unit investment of fifty cents (\$0.50) per ticket) on each of such placed horses into the amounts of the respective pools.
- (ii) If the amount invested on one (1) or more of the horses respectively placed first, second or third is in each case more than one-third of the total pool before the establishment of the three (3) separate pools under paragraph b (i) preceding a dividend of fifty cents (\$0.50) per unit of investment shall be declared and paid out of the total pool in respect of such horse or horses and the provisions of paragraph (i) preceding shall apply *mutatis mutandis* thereto.

Five, Six or Seven Horses Two Dividends

- (c) If the number of horses remaining in a race when the Totalisator is opened is five (5), six (6) or seven (7), two (2) pools only (one for the horse placed first and one for the horse placed second) shall be established and such pools shall be constituted and the dividends payable in respect thereof, calculated *mutatis mutandis* as provided in sub-Rule (b) preceding.

Dead Heats

- (d) If two (2) or more horses dead-heat for first, second or third place, necessitating the payment of one (1) or more additional place dividends, then the dividend to be declared and paid for each horse in the dead-heat shall be the dividends that, but for such dead-heat, would otherwise have been declared divided by the number of horses forming the dead-heat.

Minimum Dividend

- (e) Notwithstanding the provisions of this Rule, where a place dividend calculated and payable under this Rule is less than fifty-five cents (\$0.55) the Committee of the Club, in its absolute discretion, may declare and pay a dividend of fifty-five cents (\$0.55).

*Clubs May Apply to Calculate Dividends on Lesser Number
Horses—Dividends Payable*

- (f) The Committee may on application by Clubs in respect of the racing dates on which the Totalisator Agency Board does not operate an off-course Totalisator on their races, allow that:
- (i) when six (6) or more horses remain in a race when the Totalisator is opened on that race, dividends shall be paid on horses placed first, second and third;
 - (ii) when four (4) or five (5) horses remain in a race when the Totalisator is opened on that race, dividends shall be paid on horses placed first and second; or
 - (iii) when three (3) or a lesser number of horses remain in a race, the Place Totalisator shall not be opened.

Division 3—Calculating of Dividends—Return of Stake Method

Win Totalisator—Special Method Of Calculation On Application

621. On application to the Committee the following deduction may apply to race meetings conducted outside the Metropolitan Area on which the Totalisator Agency Board does not operate an off-course Totalisator:

the total amount invested, less twenty percent (20%) commission, shall be divided *pro rata* between the investors of the winning number, but no fractional part of five cents (\$0.05) shall be paid.

Place Totalisator—Special Method Of Calculation On Application

622. On application to the Committee the following Rule may apply to Place Totalisators at meetings conducted outside the Metropolitan Area on which the Totalisator Agency Board does not operate an off course Totalisator.

Dividends Payable

- (a) (i) When eight (8) or more horses remain in a race when the Totalisator is opened on that race, dividends shall be paid on horses placed first, second and third that race, dividends shall be paid on horses placed first and second.
- (ii) When five (5), six (6) or seven (7) horses remain in a race when the Totalisator is opened on that race, dividends shall be paid on horses placed first and second.
- (iii) When four (4) or a lesser number of horses remain in a race, the Place Totalisator shall not be opened.

*Calculation of Dividends, Eight or More Horses, Three Dividends
—Commission*

- (b) (i) If eight (8) or more horses remain in a race when the Totalisator is opened on that race, three (3) separate pools (one for each placed horse) shall be established and dividends calculated for the horses placed first, second and third respectively, in the following manner:
- (a) there shall be deducted from the total amount invested for a place in that race the total amount of the winning bets, that is, the aggregate of the amounts invested on the horses respectively placed first, second and third;
 - (b) the balance then remaining (being the aggregate of the losing bets in that race) shall be divided into three equal parts, one of which shall be allocated to each of the three pools. There shall then be added to the pool for the horse placed first, the amount invested on that horse, and to the pool for the horse placed second, the amount invested on that horse, and to the pool for the horse placed third, the amount invested on that horse; and
 - (c) a Commission equal to twenty-five per centum (25%) shall then be deducted from each pool and the dividend for each pool calculated by dividing the amount remaining in each pool by the number of winning tickets (based on a unit investment of fifty cents (\$0.50) per ticket) on the horse the subject of the pool.

Dead-Heat, Three Dividends

- (ii) In the event of a dead-heat which does not necessitate the payment of more than three dividends, the following shall apply:
- (a) there shall be a pool for each horse; and
 - (b) the provisions of (a), (b) and (c) of sub-Rule (b)(i) shall apply *mutatis mutandis*.

Dead-Heats, More Than Three Dividends

- (iii) (a) For the purpose of (a) of sub-Rule (b) (i) the respective amounts invested on the horses in the dead-heat requiring the payment of an additional dividend or dividends shall be divided by the number of horses in the dead-heat and a sub-pool of the amount so obtained constituted for each such horse.
- (b) There shall be added to each sub-pool an amount obtained by dividing the principal pool constituted under sub-Rule (b)(i) (a) above in respect of the place relative to the horses in the dead-heat by the number of horses in the dead-heat.

- (c) The dividend payable for each horse in the dead-heat shall then be calculated in the manner set out in sub-Rule (b) (i) (c) above.

Five, Six or Seven Horses, Two Dividends

- (iv) If the number of horses remaining in a race when the Totalisator is opened is five (5), six (6) or seven (7), two pools only (one for the horse placed first and one for the horse placed second) shall be established and such pools shall be constituted and the dividends payable calculated (*mutatis mutandis*) as provided in sub-Rule (b) (i), (ii), or (iii) above, whichever shall be applicable.

Clubs May Apply to Calculate Dividends on Lesser Number of Horses

- (c) PROVIDED THAT the Committee may on application allow that:
- (i) when six (6) or more horses remain in a race when the Totalisator is opened on that race, dividends shall be paid on horses placed first, second and third;
 - (ii) when four (4) or five (5) horses remain in a race when the Totalisator is opened on that race, dividends shall be paid on horses placed first and second;
 - (iii) when three (3) or a lesser number of horses remain in a race, the Place Totalisator shall not be opened.

All Up Bets

623. The following Rules shall apply to "All Up Bets" on the win and Place totalisators:

All Up Win Bet and All Up Place Bets

- (a) "All Up" betting shall be conducted on the win and Place Totalisators under the provisions of Rules 620 and 621, and shall be in respect of the selection in not more than three races, of:
- (i) in the case of the "Win" Totalisator a horse to fill first place in each of the three races the subject of the "All Up Win" bet; and
 - (ii) in the case of the "Place" Totalisator a horse to fill either first, second or third place in each of the three races the subject of the "All Up Place" bet.

Non-Starter

- (b) In the event of any horse in the combination of horses selected by the investor being declared a non-starter, the bet shall be decided on the horse selected in each of the remaining races, the subject of the "All Up" bet.

Race Re-Run

- (c) In the event of any race, the subject of the "All Up" bet, being ordered by the Stewards to be run at a time later on the same day or on such other day as they may appoint or for any other reason not being run in the

original sequence of events as appearing in the official racebook, the horse selected in such race shall be treated as a non-starter and the bet decided on the horse selected in each of the remaining races, the subject of the "All Up" bet.

Refund

- (d) A refund shall be made on production and delivering up of the ticket if all of the horses in the combination of horses selected by the investor fail to start in the races the subject of the "All Up" bet.

Quinella

624. The following Rules shall apply to "Quinella" Totalisators:

Definition

- (a) The "Quinella" Totalisator shall be in respect of the selection in any race specified by the Committee of the Club, of the two horses filling the first and second places in such races irrespective of the order in which they finish.

Refund

- (b) A refund shall be made on production and delivering up of the ticket if either horse in the "Quinella" combination of an investor shall be a non-starter.

Dead-Heat for First Place

- (c) (i) In the event of a dead-heat by two (2) horses for first place, the dividend to be declared and paid shall be in respect of the two (2) horses the subject of the dead heat.
- (ii) In the event of a dead-heat by more than two (2) horses for first place, necessitating the payment of more than one dividend, the dividends to be declared and paid shall be in respect of each horse in the dead-heat taken with one of the other horses forming the dead-heat.

Dead-Heat for Second Place

- (d) In the event of a dead-heat by two (2) or more horses for second place, necessitating the payment of two or more dividends, the dividend to be declared and paid shall be in respect of each horse the subject of the dead-heat taken with the horse placed first.

Carry-Over

- (e) If no ticket is issued on the combination of horses which fill the first and second places in any "Quinella" race the amount invested on that race less the commission mentioned in 618 (n), shall be carried forward and added to the amount invested on such subsequent Quinella race, whether on the same or another race day as the Committee of the club may determine.

Forecast Quinella

625. The following Rules shall apply to "Forecast Quinella" Totalisators:

Definition

- (a) The "Forecast Quinella" Totalisator shall be in respect of the selection in any race specified by the Committee of the Club, of the two horses filling first and second places in the order in which they finish first and second in such races.

Refund

- (b) A refund shall be made on production and delivering up of the ticket if either horse in the "Forecast Quinella" combination of an investor shall be a non-starter.

Dead-Heat for First Place

- (c) (i) In the event of a dead-heat by two (2) horses for first place, the dividends to be declared and paid shall be in respect of the two (2) horses the subject of the dead-heat.
- (ii) In the event of a dead-heat by more than two (2) horses for first place, necessitating the payment of more than one dividend, the dividends to be declared and paid shall be in respect of each horse in the dead-heat taken with one of the other horses forming the dead-heat.

Dead-Heat for Second Place

- (d) In the event of a dead-heat by two (2) or more horses for second place necessitating the payment of two or more dividends, the dividends to be declared and paid shall be in respect of the horse placed first taken with each horse the subject of the dead-heat.

Carry-Over

- (e) If no ticket is issued on the combination of horses which fill first and second in that order in any "Forecast Quinella" race, the amount invested on that race, less the commission mentioned in Rule 618(n) shall be carried forward and added to the amount invested on such subsequent "Forecast Quinella" race, whether on the same or another race day as the Committee of the Club may determine.

Swinger Quinella

626. The following Rules shall apply to "Swinger Quinella" Totalisators:

Definition

- (a) The "Swinger Quinella" Totalisator shall be in respect of the selection in any race specified by the Committee of the Club, of any two (2) horses to fill either first, second or third places in such places irrespective of the order in which they finish.

Refund

- (b) A refund shall be made on production and delivering up of the ticket if either horse in the "Swinger Quinella" combination of an investor shall be a non-starter.

Dead-Heat for First Place

- (c) (i) In the event of a dead-heat by two (2) horses for first place, the dividends to be declared and paid shall be in respect of both horses the subject of the dead-heat and each of the horses in the dead-heat taken with the horse placed third.
- (ii) In the event of a dead-heat by more than two (2) horses for first place, the dividends to be declared and paid shall be in respect of each horse in the dead-heat taken with one of the other horses forming the dead-heat.

Dead-Heat for Second Place

- (d) In the event of a dead-heat by two (2) or more horses for second place, the dividends to be declared and paid shall be in respect of the horse placed first taken with each horse the subject of the dead-heat and each horse in the dead-heat taken with one of the other horses forming the dead-heat.

Dead-Heat for Third Place

- (e) In the event of a dead-heat by two (2) or more horses for third place, the dividends to be declared and paid shall be in respect of the horses placed first and second and each horse the subject of the dead-heat taken with either the horse placed first or the horse placed second.

Carry-Over

- (f) If no ticket is issued on the combination of any two (2) horses to fill first, second or third places in any "Swinger Quinella" race, the amount invested on that race, less the commission mentioned in 618 (n) shall be carried forward and added to the amount invested on such subsequent "Swinger Quinella" race, whether on the same or another race day as the Committee of the Club may determine.

Tierce

627. The following Rules shall apply to "Tierce" Totalisators:

Definition

- (a) The "Tierce" Totalisator shall be in respect of the selection in any race specified by the Committee of the Club, of the three (3) horses filling first, second and third places in such races, irrespective of the order in which they finish.

Refund

- (b) A refund shall be made on production and delivery up of the ticket if any horse in the "Tierce" combination of an investor shall be a non-starter.

Dead-Heat for First Place

- (c) (i) In the event of a dead-heat by two horses for first place, the dividend to be declared and paid shall be in respect of the two (2) horses the subject of the dead-heat and the horse placed third.
- (ii) In the event of a dead-heat by more than two (2) horses for first place, the dividend to be declared and paid shall be in respect of each horse in the dead-heat taken with two (2) of the other horses forming the dead-heat.

Dead-Heat for Second Place

- (d) In the event of a dead-heat by two (2) or more horses for second place, the dividend to be declared and paid shall be in respect of the horse placed first taken with two (2) of the horses the subject of the dead-heat.

Dead-Heat for First and Third

- (e) In the event of a dead-heat by two (2) horses for first place and a dead-heat by two (2) or more horses for third place, the dividend to be declared and paid shall be in respect of both horses the subject of the dead-heat for first place taken with each of the horses the subject of the dead-heat for third.

Dead-Heat for Third Place

- (f) In the event of a dead-heat by two (2) or more horses for third place, necessitating the payment of more than one dividend, the dividend to be declared and paid shall be in respect of the horses placed first and second taken with each of the horses forming the dead-heat.

Carry-Over

- (g) If no ticket is issued on the combination of horses which fill first, second and third places in any "Tierce" race, the amount invested on that race, less the commission mentioned in 618(n) shall be carried forward and added to the amount invested on such subsequent "Tierce" race, whether on the same or another race day as the Committee of the Club may determine.

Trifecta

628. The following Rules shall apply to "Trifecta" Totalisators:

- (a) The "Trifecta" Totalisator shall be in respect of the selection in any race specified by the Committee of the Club, of the three (3) horses filling first second and third places in the order in which they finish first, second and third in such races.

Refund

- (b) A refund shall be made on production and delivering up of the ticket if any horse in the "Trifecta" combination of any investor shall be a non-starter.

Dead-Heat for First Place

- (c) (i) In the event of a dead-heat by two (2) horses for first place, the dividend to be declared and paid shall be in respect of the two (2) horses the subject of the dead-heat and the horse placed third.
- (ii) In the event of a dead-heat by more than two (2) horses for first place, the dividend to be declared and paid shall be in respect of each horse in the dead-heat taken with two (2) of the other horses forming the dead-heat.

Dead-Heat for Second Place

- (d) In the event of a dead-heat by two (2) or more horses for second place, the dividend to be declared and paid shall be in respect of the horse placed first taken with two (2) of the horses the subject of the dead-heat.

Dead-Heat for First and Third Place

- (e) In the event of a dead-heat by two (2) horses for first place and a dead-heat by two (2) or more horses for third place, the dividend to be declared and paid shall be in respect of both horses the subject of the dead-heat for first place taken with each of the horses the subject of the dead-heat for third.

Dead-Heat for Third Place

- (f) In the event of a dead-heat by two (2) or more horses for third place, necessitating the payment of more than one dividend, the dividend to be declared and paid shall be in respect of the horses placed first and second taken with each of the horses forming the dead-heat.

Carry-Over

- (g) If no ticket is issued on the combination of horses which fill first, second and third places in any "Trifecta" race, the amount invested on that race, less the commission mentioned in 618(n) shall be carried forward and added to the amount invested on such subsequent "Trifecta" race, whether on the same or another race day as the Committee of the Club may determine.

Quartet

629. The following Rules shall apply to "Quartet" Totalisators:

Definition

- (a) The "Quartet" Totalisator shall be in respect of the selection in any race specified by the Committee of the Club of the four (4) horses filling first, second, third and fourth places in the order in which they finish first, second, third and fourth in such races.

Refund

- (b) A refund shall be made on production and delivering up of the ticket if any horse in the "Quartet" combination of any investor shall be a non-starter.

Dead-Heat for First Place

- (c) (i) In the event of a dead-heat by two (2) horses for first place, the dividend to be declared and paid shall be in respect of the two (2) horses the subject of the dead-heat and the horses placed third and fourth.
- (ii) In the event of a dead-heat by three (3) horses for first place, the dividend to be declared and paid shall be in respect of each horse in the dead-heat taken with two (2) of the other horses forming the dead-heat and the horse placed fourth.
- (iii) In the event of a dead-heat by four (4) or more horses for first place, the dividend to be declared and paid shall be in respect of each horse in the dead-heat taken with three (3) of the other horses forming the dead-heat.

Dead-Heat for Second Place

- (d) (i) In the event of a dead-heat by two (2) horses for second place, the dividend to be declared and paid shall be in respect of the horse placed first, taken with each of the horses the subject of the dead-heat and the horse placed fourth.
- (ii) In the event of a dead-heat by three (3) or more horses for second place, the dividend to be declared and paid shall be in respect of the horse placed first, taken with each of the horses the subject of the dead-heat.

Dead-Heat for Third Place

- (e) In the event of a dead-heat by two (2) or more horses for third place, the dividend to be declared and paid shall be in respect of the horses placed first and second taken with each of the horses the subject of the dead-heat.

Dead-Heat for Fourth Place

- (f) In the event of a dead-heat by two (2) or more horses for fourth place, the dividends declared and paid shall be in respect of the horses placed first, second and third taken with each of the horses the subject of the dead-heat.

Dead-Heat for First and Third Place

- (g) In the event of a dead-heat by two (2) horses for first place and a dead-heat by two (2) or more horses for third place, the dividend declared and paid shall be in respect of both horses the subject of the dead-heat for first place taken with each of the horses the subject of the dead-heat for third place.

Dead-Heat for First and Fourth Place

- (h) (i) In the event of a dead-heat by three (3) horses for first place and a dead-heat by two (2) or more horses for fourth place, the dividends declared and paid

shall be in respect of each horse the subject of the dead-heat for first place taken with each of the horses the subject of the dead-heat for fourth place.

- (ii) In the event of a dead-heat by two (2) horses for first place and a dead-heat by two (2) or more horses for fourth place, the dividends declared and paid shall be in respect of both horses the subject of the dead-heat for first place with the horse placed third taken with each of the horses the subject of the dead-heat for fourth place.

Dead-Heat for Second and Fourth Place

- (i) In the event of a dead-heat by two (2) horses for second place and a dead-heat by two (2) or more horses for fourth place, the dividends declared and paid shall be in respect of the horse placed first, taken with each of the horses the subject of the dead-heat for second place with the horses the subject of the dead-heat for fourth place.

Carry-Over

- (j) If no ticket is issued on the combination of horses which fill first, second, third and fourth places in any "Quartet" race, the amount invested on that race less the commission mentioned in 618(n) shall be carried forward and added to the amount invested on such subsequent "Quartet" race, whether on the same or another race day as the Committee of the Club may determine.

Doubles

630. The following Rules shall apply to "Doubles" Totalisators:

Doubles

- (a) In a "doubles" bet the person making the bet shall select a combination of two (2) horses to fill first place in each of the two (2) races of the double.

Substitute Runner

- (b) (i) Where the horse selected in either the first or second race of the double fails to start in such races, another runner will be substituted.
- (ii) The substituted runner shall be the horse announced as the most favoured horse on the Win Totalisator at the time that final off-course investments are signalled as being included in the on course pool on such races. PROVIDED THAT, at meetings conducted outside the Metropolitan Area on which the Western Australian Totalisator Agency Board does not operate on an off-course Totalisator, the substituted runner shall be the horse announced by the Committee of the Club as the most favoured horse on the Win Totalisator.

Second Leg Abandoned or Postponed

- (c) In the event of the second race of the double being abandoned or postponed from one day to another or not

being run in the sequence of events as appearing in the official programme for the meeting, a dividend shall be declared and paid in respect to the first race of the double, by dividing the total amount invested on the double less the commission mentioned in Rule 618(n) pro-rata between the investors of the winning number in the first race of the double.

Refund

- (d) In the event of the first race of the "double" being abandoned or postponed from one day to another day or not being run in the sequence of events as appearing in the official programme for the meeting, the amount invested on the "double" shall be refunded on presentation and delivering up of the ticket.

Carry-Over

- (e) If no ticket is taken on the winning combination the amount invested on the race, less the commission mentioned in Rule 618(n), shall be carried forward and added to the amount invested on a subsequent "double" whether on the same or another race day as the Committee of the Club may determine.

Jackpot

631. The following Rules shall apply to "Jackpot" Totalisators:

- (a) The "Jackpot" shall be in respect of such number of races run on the race day as the Committee of the Club shall from time to time determine.
- (b) Rule 618(n) shall not apply to a "Consolation" Dividend.
- (c) Horses who dead-heat for a win in any race shall each be treated as a winner.
- (d) If any race is re-run the winner of that race shall for the purpose of the "Jackpot" be the winner of the re-run.
- (e) The Committee of any Club may, subject to the prior approval thereto of the Committee make regulations not inconsistent with the Rules for the conduct of "Jackpots" at meetings conducted by it and any such regulations with the like approval, amend, vary or rescind. Any regulation so made and approved shall be posted in a conspicuous position near the Totalisator on the Club's racecourse.

Copy Of Rules

632. The affixation of a copy of the Rules contained in this part of the Rules on the Totalisator Buildings shall be deemed to be a sufficient publication of same, and a complete notice to every investor on the Totalisator of the existence thereof.

TABLE 1
SCRATCHING DEDUCTIONS FOR WIN, PLACE AND EACH
WAY BETS

Price of Horse Scratched	WIN Cash Deduc- tion	PLACE Cash Deduction 3 Places	PLACE Cash Deduction 2 Places
15/1	6c	6c	6c
14/1	6c	6c	6c
12/1	6c	6c	10c
10/1	10c	10c	10c
9/1	10c	10c	15c
8/1	10c	10c	15c
7/1	10c	10c	15c
6/1	15c	15c	15c
5/1	15c	15c	20c
9/2	20c	15c	20c
4/1	20c	15c	20c
7/2	20c	15c	25c
3/1	25c	20c	25c
5/2	30c	20c	25c
9/4	30c	20c	30c
2/1	35c	20c	30c
7/4	35c	20c	30c
6/4	40c	20c	35c
5/4	45c	25c	35c
10/9	45c	25c	35c
EVENS	50c	25c	38c
9/10	50c	25c	38c
4/5	55c	30c	40c
4/6	60c	30c	40c
4/7	65c	30c	40c
1/2	65c	30c	45c
4/9	70c	30c	45c
2/5	70c	30c	45c
1/3	75c	30c	45c
1/4	80c	30c	45c

TABLE 2
SCRATCHING DEDUCTIONS FOR PLACE ONLY BETTING

PLACE ODDS AGAINST A NON STARTER AT TIME OF DECLARATION			DEDUCA- TIONS IN THE \$ ON AMOUNT PAY- ABLE TO BACKER (INCL. STAKE)	DEDUC- TIONS IN THE \$ ON AMOUNT PAYABLE TO BACKER (INCL. STAKE)
PRICE OF HORSE SCRATCHED			FACE VALUE FOR A PLACE 2 DIV.	FACE VALUE FOR A PLACE 3 DIV.
1/50	1/12		45c	30c
1/10	1/8	1/7	43c	28c
1/6	1/5	1/4	40c	26c
2/7	1/3		37c	25c
4/11	2/5	4/9	35c	23c
1/2			33c	22c
4/7			30c	20c
4/6	8/11	4/5	27c	18c
9/10			25c	17c
Evens	10/9		24c	16c
5/4	11/8	6/4	20c	13c
13/8	7/4		18c	12c
2	9/4		16c	11c
5/2	11/4		14c	9c
3	13/4		12c	8c
7/2	15/4	4	10c	6c
9/2	5		9c	5c
11/2	6		7c	5c
13/2	7		6c	4c
8	9		5c	4c
10	11	12	4c	3c
14	15		3c	3c

INDEX

Acceptance	
failure to withdraw before	180
fees and divisions	200
must be timely	179
variation of time and date for	178
withdrawal of nomination before	191
Acceptance fees	
in programme	158(a)(iv)
limit	172
Accident	
drivers' duties after	386
inquiry	457
reporting of	457
Accident/Warning systems	329
Advertised	
definition	1
Advertised race	
definition	1
Advertising	
colours on	308
on colours and sponsorship	308
Affiliation	36(k)
Age	
horse, definition	1
Agricultural show	
permit requirement	127
Rule exemptions	127
Agricultural shows	
Stewards' powers	12
Alcohol	
approved testing devices	509
deemed under the influence	500
drivers may be tested	503
driving under the influence	504
"percentage of alcohol" definition	509
All Clear	
absence of driver	280
betting based on positions at	425
corrections after don't affect betting	346(b)
declaration of	278
definition	1
dividends to be claimed immediately after	190
judge may correct mistakes before	396(a)
protests before	418
race declared void before	340
All Clear Steward	
All Clear	278
definition	278
Drivers report to after race	276

duties	277
inspection after race	277
protests to	418
to notify protest	279
All Up Bets	
generally	623
non-starter	623(b)
race re-run	623(c)
refund	623(d)
Ambulance	
or similar vehicle at meeting	150
Appeal	
approaches concerning	482
auction after determination	102(d)
definition	1
effect on training of horse	97
entry to course pending	96(b)
improper conduct at	487
power to order re-hearing	47
re-hearing vacates	50
rights of on re-hearing	51
training pending	85
Tribunal	36(o)
Appeal Committee	
definition	1
Appeal Tribunal	
remuneration	36(o)
Appeal Tribunal	
constitution	36(o)
Controlling Body and	36(a)
effect on lease	99
Application for licence	
form of	109(f)
Approved Apparatus	
drug offences	508
drug testing	508
Approved artificial breeding station	
application for licence	513(c)
Artificial Breeding Technician	516
change of responsible person	516(b)
Controlling Body licence powers	524(b)
definition	512(c)
display of licence	518
licence	514
licence to state conditions	515
notice of approval in advertisements	517
proprietor to ensure artificial breeder licensed	519
registration of	516

Veterinary Surgeon	516(a)(ii)
withdrawal of licence	516(b)
Arrears	
definition	1
listed on Unpaid Forfeit List	63
non-payment may prevent starting	205
notification of	65
payment of	69
payment before checking out	205
payment before race	80
payment of remittance	71
removal from Unpaid Forfeit List not discharge of	73
who paid to	69
Artificial breeding	
certificate of performance of	515(h)
compliance with laws	513
conditions	515
Controlling Body may refuse registration of horses .	525(b)
definition	512(a)
government approval	515(a)
horses not different	522
infringement of rules	525
must be on licensed premises	515(c)
only licensed person to perform	516
performance of	515
performance without licence	523
registration of horse	522
semen	515(e)
Artificial Breeding of Stock Act 1965	
Artificial Breeding (Horses) Regulations 1982	513
Artificial Breeding Technician	
application for licence	514
artificial breeding before receipt of licence	523
definition	512(c)
licence	514(c)
licence conditions	514(a),520
licence necessary	520
must perform artificial breeding	515(b)
responsibility	516
Assault	
on authorised officers	29(b)
Assumed name	
definition	1
proper name not to be disclosed	561
use without permission	560
application for use of	559(b)
cancellation of permission to use	559(c)

only one at a time	560(c)
permission required	559
proper names and	561
Attempts	
offences and	492
Attendant	
definition	1
Auction	
horse of disqualified person	102(d)
Australian Breeding Season	
definition	1
Australian Harness Racing Council	36(i)
approval of futurity races	237(e)
colouration principles	511(t)(vi)
definition	1
naming regulations	534(b)
record list	405(c)
records and	403
Stud Book Regulations	528
to be notified of Unpaid Forfeit List	76
Authorised agent	
definition	1
Authorised officer	
definition	26
indemnity	32, 33
not trespasser	32
Autopsy	
Stewards may authorise	11(t)
Bet	
repudiation of	463
Betting	
all up bets	623
Betting Control Act Regulations apply	610
betting return card	616(j)
by owners and drivers	489
claiming of dividends	618(i)
commencement of	616(a)
commission	618(n)
corrections by judge after All Clear	396(b)
dead heat	618(l), 618(k)
defaced or damaged ticket	618(h)
disputes	618(g)
disputes and Stewards	11(m)(vi)
dividend payment	618(i)
Doubles	630
field size and payouts	614
first horse	618(f)
horse non-starter for	322
horse not starting	618(t)
horse withdrawn after scratching time	324
illegal	462
illegal, assisting	462

issue of ticket	616
Jackpot	631
limits for bookmakers	613
minimum dividend	619
no maximum	618(d)
no refunds on disqualification	618(u)
no winning ticket	618(j)
objections after All Clear	425
officiating persons not to	148
photo finish	616(e)
place payouts and field size	614
posting of dividend	618(s)
pre-draw	617
protest decisions and	425
protest decisions on	421
Quartet	629
quinella	624
race re-runs	618(q)
race void	341
re-handicapping and	211
scratching deductions	615
scratching where horse unfit and	346
setting of prices	616(b)
sheets	616
Stewards and	11(o)
Stewards decisions on matters affecting	612
Stewards to determine disputes	611
Stewards' decisions on protest final	618(g)
Swinger Quinella	626
ticket holders bound by rules	618(o)
tickets	616
ticket required for payment	618(h)
tierce	627
Totalisator employees are agents	618(p)
transactions on betting sheets	616(d)
trifecta	628
winning tickets	616(h)
wrong dividends	618(f)
Betting Control Act Regulations	
apply to bets	610
Betting Ring	
drivers not to go near	286
Betting Supervisor	
disputes	11(m)(vi)
Stewards	11(m)(vi)
Birdcage	
definition	1
Bleeder	
definition	1
Bleeding	
disqualification of horse	311

Blood test	
doubtful parentage and	510
fees	510(t)
parentage	510
Body	
definition	1
Bookmaker	
betting limits	613
betting return card	616(j)
betting sheets	616
breach of rules by	609
Clerk	608
conduct	616
definition	1
drinking at meetings	616(m)
employee	608
licence necessary	607
licences unavailable to	109(d)
must show prices	616(c)
setting of prices	616(b)
stand	616(i)
taxation returns	616(k)
winning tickets	616(h)
Bookmaker	
scratching deductions	615
Bookmakers Clerk's Licence	
necessary	608
Branding	
fee	552(d)
indistinct/illegible	552(g)
necessary	552
owner to present for	552(e)
procedures	552
sales and	552(h)
Breaking	
performance against time	410
Breeder	
definition	1
disqualification and foal	46
Breeding	
inspection of premises	27(d)
Breeding Season	
definition	1
Cancellation	
of meeting	140
of meeting, effect of	141
Cannabis	
deemed influence	507
Carbon dioxide	
as drug	498

Carcass	
impounding of	11(t)
Central Registrar of Names	
allocates name	534
approval of name changes	538
definition	1
Certificate of Registration	
cancellation of	53
definition	1
production of	28(d)
suspension of	53
Certificate of Registration of Club	
issue of	118(c)
period of validity	118(c)
Certificate of Service	
Studmaster to forward to owner	511(o)
Certificate of Track Dimensions	135
Chairman of Stewards	
appointment of	16(b)
definition	1
Check Clerk	
definition	1
name in programme	140(iii)
notice of name of driver to	253
Checked in	
definition	1
Checked out	
definition	1
Chief Executive Officer	
definition	1
Chief Steward	
appointment	16
casting vote	16(a)
of meeting, definition	1
Civil Engineer	
to certify track dimensions	135
Claiming	
affidavit from claimant	222(j)
agreements to claim	221(d)
box	222(d)
box, opening of	222(e)
claimant's credit	222(a)
Claiming Authorisation Form	227
claims to be in 15 mins before race	222(d)
declaration fraudulent	228
delivery of claimed horse	222(g)
drugs and	222(n)
fraud by claimant	229
lodgement documents	227
multiple claims	222(f)
no sale or transfer once entered	221(g)

opening of box	222(e)
owner's consent	221(e)
persons able to	221
price and minimum purse	225
price, payment of	223
prices on programme	222(c)
procedure	222
prohibitions on	221
race must be conducted before claim	222(m)
refusal to deliver claimed horse	222(h)
Registration/Assessment Certificate	227
return of horse to owner	222(k)
scratched horse may be claimed	222(e)
transfer fees	221(g)
vesting of title to horse	222(i)
Claiming Authorisation Form	
lodgement of	227
Claiming price	
greater than minimum purse	225
Horse owner may determine	226
payment of	223
Claiming race	
age and sex of horses	76
conditions and allowances	224
definition	1
horse may be entered only once at a time	221(f)
title passes before	222(i)
Classic Race	
definition	1
Clearance	
definition	1
Clerk of the Course	
definition	1
drivers to obey	317
not to bet	148
Club	
applications for additional meetings	121
breach of Rules by	53
cancellation of Certificate of Registration	53
cancellation of race	189
certificate of registration	118
colours	306
definition	1
failure to give notice of forfeit	203(b)
futurity race obligations	237(e)
investigation duty	153
liability for forfeits and sweepstakes	204
may conduct saddle races	155
may refuse entry	181
may withhold stakes pending inquiry	281
must be incorporated	119
must be registered	118

must be registered before programme approved	156
power to exclude warned off/disqualified persons	152
race divisions and	199
racetrack must be registered	120
register of	117
registration application fee	118(d)
registration requirements	119, 120
suspension of	53
transfer of nominations	189
unregistered	122
Co-ownership	
definition	1
Collusion	
offence	455
Colouration Principles	
generally	511(t)(vi)
Colours	
advertising	308
application for advertising on	308
club	306
registration	303
specifications	307
unavailable	306
Committee	
definition	1
Committee member	
disqualification of	106
Committee of the Club	
definition	1
Company	
definition	1
Complaint	
All Clear Steward	275
announcement of	436
definition	1
inquiry	435
inquiry evidence	436
inquiry into	435
notice of result to Controlling Body	435(d)
notice to person complained against	435(c)
Conflict of interest	
Stewards	19
Contingency	
definition	1
transfer and	590
Controlling Body	
definition	1
interpretation of Rules	8
member may not be licensed	109(e)
refusing to obey directions of	476

Corrupt practices	
exclusion from course for	152
Cortisol	
drug offence	498(b)
Course	
definition	4
exclusion of warned off/disqualified persons	152
horse late to	251
removal from	20, 21
Crossing	
definition	440(b)
interference	440
Cumulative penalties	84
Dam	
produce races	234, 235
Dead heat	
dividends	191, 194, 196
handicapping	388
indivisible prizes	387
only one horse backed	618(l)
stakes and	386
Decision	
publication of	36(j), 11(r)
re-hearings	49
variation on re-hearing	49
Declaration of ownership	
before entry to race	183
Deputy	
not to bet	148
Stewards may appoint	11(p)
Derby	
Country	
definition	131
limit on number of	132
Metropolitan	133
use of term	132
Device	
inspection of	28(g)
Directors	
bound by Rules	247
Disease	
notifiable	314
publication of	314(c)
Dishonoured payment	
disqualification for	81
Unpaid Forfeit List	82
Disqualification	
Controlling Body may amend/revoke etc.	36(g)
list	91, 92

Dividend	
claiming of	618(i)
definition	618(b)
disputes as to	618(v)
lesser numbers of horses	622(c), 620(c)
losing bets method	619
minimum	620(e)
payment after protest	618(g)
payments and commission	618(n)
place	620
place, calculation	620
posting	618(s)
return of stake method	621
ticket required	618(h)
time for payment	618(e)
time for payment within	618(i)
win	619
wrong payment	618(f)
Divisions	
handicapping	198
nomination	198
race may be run in	199
Document	
during disqualification	107
inspection of	27(e)
production of	28(d)
Doubles	630
Driver	
accident reporting	456
appearance after check-in	267
attire	272, 267
betting	489
body protruding from sulky	469(c)
broken equipment on start	369
careless	439(b), 469(b)
carrying out horse	479
causing interference	443
change of during meeting	261
change of must be announced	261(b)
change of, time limit	262
changing position	441(d)
collusion	455
colours	305
communicating on track	343
competitive racing	448
control of wayward horse	442
correct way of track	315
crossing	440
deemed under the influence	506
definition	1
dismounting	325
disobeying starter	337
driving fee	265(c)

drug and alcohol testing	503
duties on accidents/obstructions	385
excessively slow pace	444
failure to report to All Clear Steward	280
failure to start after check in	273
feet in rests	301
finishing race	452
fitness of	249
fitness to drive after injury	285
forcing passage	478
gaining unfair advantage	375
gear damage	291
helmet	309, 265(g)
horse breaking and	377
horse starting in front of mark	345
improper approaches to handicapper	215
incompetence	440, 469(b)
inconsistent racing	453
ineligible	468
injured	285
inquiry attendance required	455
interference	440
jostling	440
leaving employer	470
licence	265(a)
light failure	383
loitering in betting ring	286
looking around	454
may not claim own horse	221(a)
medically unfit	249
must report attendance	252
must report interference	437
name to be notified by owner etc.	253
not in sulky	394(b)
not to enter public areas attired	490
obey Clerk of the Course	317
racing competitively	448, 450
reducing speed	443(c)
refusal to drive	470
removal of	11(d)
Report after race	276
report to check clerk	264
return of saddlecloth numbers	282
shifting position	441
shouting	443(b)
stake share	269
substitute	274
substitution of	11(b)
talking after check out	480
trailing position	446
uncompetitive racing	448, 450
uncompetitive racing, 2 offences	451
under the influence	504
unfair advantage	345

unfit after approval	274
unfitness of	11(b)
unqualified	468
unseated during race	384
use of whip	472
using whip excessively	443(a)
wayward horse	442
whip necessary	265(h)
Drivers' Check Clerk	
drivers to report to	264
duties of	265
issue of numbers	270
Drug	
definiton	1
test for	11(g)
Drugs	
administration offence	497
approved apparatus	509
cannabis	507
claiming and	222(n)
deemed administration	498
deemed under the influence	506
driving under the influence	504
evidence of	498
failure to undergo test	505
horse must be tested after time trial	412
horse not to compete pending inquiry	500
notice of treatment	499
possession of	501
quantities in horse	498
swabs property of Controlling Body	494
testing	493
testing of in drivers	503
Ease out rule	441
Eligibility payment	
futurity races	236
Employees	
refusal to serve	470
Employment	
of deputies and assistants	147
of disqualified person	101
Entrance fee	
payment not irrevocable licence	21
Entry	
alteration of	194
correction of error in	196(b)
definition	1
error in	196
invalid	196
must be timely	179
not in accordance with rules	195

omission in	196
refusal of	181
refusal of to designated person	187
subject to no-liability rule	197
variation of time and date for	178
waiver of refusal of	188
Entry fee	
cancellation of meeting, refund	141
Entry for race	
unregistered lease and	586
Entry to Race	
declaration of interests in horse	183
not affected by death of nominator	170
Equipment	
broken at start	367(c), 368
Event	
definition	1
Evidence	
behaviour in race sufficient	449(c)
collection of	27(f)
collusion inquiries	455(d)
complaint inquiry	436
death or disposal of horse	544
drug offences	498
lease of	558
of motive	449(b)
ownership of	558
re-hearing	48
recording of	11(q)
refusal to give	38(d)
uncompetitive racing	449
Examination	
horse	27(a), 28
payment for	11(f)(iii)
purposes of	11(f)
Stewards may order	11(f)
Exclusion from course	20
False start	
bases for	367
Fee	
application to register club	118(d)
division of race and	200
forfeit of where entry contrary to Rules	196(a)
liability of owner for	202
owner and	202
payment before checking out	205
refund where race divided	200

Fees	
acceptance and	180
effect of unpaid fees	173
forfeit of	180
payment on time	179
refund where horse ineligible	182
variation of time and date for payment	178
Filming of Races	151
Final Determination	
definition	1
Firm	
definition	1
First Aid	
at meeting	150
Foal	1
blood testing	511
branding and	552
Certificate of Service lodgement	327
colouring	511(t)
doubtful parentage	511(u)
lease of	586
must be registered within 2 years	527(c)
parents must be registered	528
produce races	234
registered, definition	1
registration of	527
registration of lease of	359
service not notified	527
stallion owner disqualified	107
Forecast quinella	
carry over	199
Foreign country	
disqualification in	93
Foreign horse	
definition	1
importer bound by Rules	4(g)
registration of	549
responsible local person	550
Forfeit	
declaration time and date variations	178
declaration, on time	179
failure to give notice of	203
liability of owner for	202
part-owner responsible for	595
payment before checking out	205
payment of by clubs	204
Fraudulent practice	
exclusion from course for	152
Free range service	
definition	1

Freeze Branding Officer	
definition	1
Front	
definition	1
Front mark	
definition	1
Futurity races	
accounts of	238(c)
application conditions	237, 238
applications for	237
approval of	237(a)
club obligations	238
definition	236
insufficient nominations	239
minimum stakemoney	240
Gear	
alteration of	471(c)
broken, lost etc during race	297(c)
changes in before starting	296
changes must be notified	297(c)
damage must be reported	291(c)
insecure	291(b)
late changes	297(d)
orthodox	287
possession of	44
Record of Gear Form	98
refusal to deliver up	44(b)
Stewards and	44
testing of	44(a)
unsafe	291
Gear changes	98
General Manager	
definition	1
Good standing	
clearance and	1
definition	1
Gymkhana	
exemption from programme requirements	127
definition	1
permit requirement	127
programme	164
Stewards' powers	12
Hand service	
definition	1
Handicap mark	
definition	1
Handicap race	
defintion	1
Handicapper	
betting	217
businesses connected with horses	217

changes to Registration Assessment Certificate	541(b)
conflict of interest	217
Controlling Body may select	213
definition	1
improper approaches to	215
must not be judge	149
name in programme	158(a)
not of Controlling Body	129
ownership of horses	217
Steward-in-Charge may exercise powers	211(c)
to re-handicap after win	174
Handicapping	
10m intervals	208(b)
allotment	210
amendment	211(a)
dead heats and	338
explanation of	216
incorrect	176, 211(a)
maximum	209
metric system	209
only handicapper may	214
qualifying divisions	198
re-handicapping	174
starting lineup	326
Handicapping regulations	
definition	1
Harness Racing Stud	
definition	1
register of	511
Head number	
issue of	270
Heat	
definition	1
Helmets	
requirements	309
Holidays	
time requirements and	605
Hopples	
horse competing unhoppled	294
length to be stated	294(a)
Horse	
definition	1
advantaged after accident	385(c)
Age	1
application of Rules to	5
artificially bred not different	522
behaviour at barrier	11(m)
bleeding, ban	311
blind in one eye	31
branding	551
brand must be clipped	539(c)
carcass	11(t)

carrying out	479
causing interference	438
change of ownership	192
changing course in final straight	445
claiming	220
colours	303
competitive racing	448, 450
crossing other horse	440
dangerous, banning	310
declared non-starter	322
deemed starter	323, 372
defects, banning	310
delaying start	333
destroying of	457
different to Registration Assessment Certificate	539
diseased, suspension	314
disguising	473
disqualification	35
drug test	11(g), 493
ear or lip twitch	302
earnings and stake money	207
eligibility	165
eligibility, objection to	414
entering unregistered meeting	126
examination of	11(f), 27,(a), 28(b)
excluded from barrier draw	326, 331,370 j
fallen at start	367(a)
first	618(e)
fit to race	259
forced inside line	439
foreign and interstate	549, 550
fractious, assistance for	283
hopples	294
identity	511, 539
identity check on transaction	601(b)
inconsistent racing	453, 417
ineligibility, inquiry	411
ineligible where owner on Unpaid Forfeit List	74
ineligible where stable return not lodged	185
ineligible where trainer disqualified	83
ineligible, scratching of	182
inside line	439
inspection	27(a)
inspection before first race	539
inspection of after race	277
lame	257
likely to be disqualified	400
location of	30
misbehaving, barrier position	333
must be named	529
name not in racebook	347
neurectomy	312
nomination of	168
non-starter for betting	322

nose bleeding	311
not on course on time	251
not to be unattended	255
not to leave track	352
notice of gelding	545
number of on front line	357
on track	320
on wrong mark at start	344
only horse in race	380-382
pacemaker	409
parentage test	524
performance affected	257
position at barrier	326
position in home stretch	445
possession of by Stewards	44
production of	30
racing age	164
registered, definition	1
registration requirements	528
sale of	511(v)
second starts	258
shifting position	441
State-bred, definition	1
suffering	471
swabbing after time trial	412
testing of	27(a)
trainer relinquishing	186
trainer responsible for condition etc.	257
uncompetitive	257
uncompetitive racing	450
unfit for racing	257
unfit, reporting of	346
unfit, under Starter	323
unfit, withdrawal of	346
unsatisfactory form	11(o)
unsatisfactory barrier manners	370
waiver of refusal of entry	187
warming up	316
wayward etc, causing interference	439
withdrawal and barrier positions	329
withdrawal of	11(n)
withdrawal where not on TAB acceptors list ..	347
without driver does not place	394(b)
Improper behaviour	
towards officials	111(i)
Inconsistent running	
offence	39, 477
Indemnity	
authorised officer	33
on notification of arrears	68
Information	
attempting to obtain unauthorised	461
designed to pervert inquiry	475

disclosure requires owner's permission	488
disclosure to bookmakers	488(b)
divulging without permission	461
false	464
service	511(w)
supplying of	464
Inquiry	
adjournment	38(c)
attempts to influence	475
by Controlling Body	36(d)
collusion	455
competitive racing	451
complaints and	435
control of	38(b)
decisions final	25
evidence	38(d), 436
improper conduct at	487
notice to person subject to complaint	435(c)
objections, pre-race	417
power to hold	38(a)
protest	420
report to Controlling Body	38(e)
stake withheld pending	281
standing down pending	43
Stewards' powers	24
uncompetitive racing	449
uncompetitive racing, 2 offences	451
witness, protest inquiry	420
Inspection	
documents	28(d)
horse	27(a)
premises	27
Inspector	
racecourse	36(n)
Inter Dominion Harness Racing Council	36(k)
Interest	
definition	1
Interference	
defence	440(c)
driver causing	443
replacement of horse for	440(c)
reporting of	437
types of	438, 443
Interpretation	
generally	1
Interstate Horse	
definition	1
registration of	549
Investments and tickets taken	
definition	618(a)
Jackpot	
rules	631

Joint Interest	
definition	1
Joint ownership	
definition	1
Jostling	
interference	438(b)
Judge	
appointment of	392
conflict of interest	397
decision final	393
doubt as to driver in sulky	394(b)
must not be handicapper	149
name in programme	158
not to bet	148
number of places	394(a)
out of position	340(d)
payment of	392
removal of	392
substitute	395
to decide races	390
unavailable	395
Keeper of the Stud Book	
definition	1
Lap Steward	
not to bet	149
Lease	
cancellation requirements	585
cancellation, notice of	585
consent required to entry	221(e)
Controlling Body control	601
definition	1
determination, notice	585
determination, transfer rules apply	600
disqualified horse	102
engagements and	598
engagements and liabilities	599
expiry of during disqualification	102
failure to register	466
horse leased from disqualified lessee	99
liability for payments and	599
lodgement for registration	583
must be registered	583, 586
registration	584
Rules	596
stakes where Lessor disqualified	86
stallion	510(m)
stamp duty	583(b)
surrender, notice of	585
surrender, transfer rules apply	600
syndicate lessee must be registered	567
transfer during	591
unnamed horse and	589
unregistered, ineffective	586

unregistered, races and	587
void on disqualification of lessee	99
waiver of refusal to enter	188
Lessee	
collusion	455(c)
deemed owner	168
definition	1
disqualification of	99
entry on Unpaid Forfeit List	599(e)
lease registration fees payable by	583(c)
may nominate for produce races	233, 234
must lodge lease	583(a)
produce races	233, 234
stakes and produce races	235
stamp duty to be paid by	583(b)
Lessor	
definition	1
disqualification and	102, 86
entries for races after expiry of lease	587(b)
Liability	
exemption for lease and ownership decisions	588
exemption for persons taking possession of things	44(c)
exemption where horse not in racebook	347
exemption where horse not on TAB list	347
exemption where ineligible horse in race	197
exemption where transactions not recognised	555
exemption where transactions refused	601(a)
horse incorrectly run	197
indemnity by syndicates	558
trespass	32
Licence	
application	109
cancellation of	109(j)
conditions	109(i)
Controlling Body and applications	109
Controlling Body may grant	36(c)
Controlling body may revoke/suspend	36(c)
definition	1
fees	109(f)
form of application	109(f)
interview for applicants	109(g)
not available to bookmaker	109(d)
not available to Controlling Body members	109(e)
period of	109(a)
physical fitness and	109(h)
refusal by Controlling Body	109(j)
renewal	109(j)
suspension of	109(j)
Licensed Harness Racing Meetings	
definition	1
Licensee	
definition	1

Licensing sub-committee	
Controlling Body appoints	109(g)
shall interview applicants	109(g)
Lien	
claims and	221(e)
Lighting	
failure of	383
List of disqualifications	
definition	1
Local Regulation	
definition	1
Loudspeaker	
use of	356
Maiden	
definition	1
Malpractice	
objections	424(b)
penalty	56
uncompetitive racing	450
Manager	
definition	1
Mare	
blood testing	511(r-t)
breeding card	511(m)
completion of breeding card	511(n)
death of	511(l)
foaling	511(r)
Free range service, and	1
furity races	237
in foal not eligible for claiming race	221(h)
lodgement of Certificate of Service after foaling	527
refusal to register progeny	413
service	510
service dates unusual	511(t)
service of	511
unregistered, serviced by stallion	510
Marshalling points	
determination of	359
Match	
death of party to	171
definition	1
Medical practitioner	109(h)
Meeting	
alteration of date	136
application dates	139
appointment of officials	144
date of	158, 139
deemed cancellation	140
definition	1
notice of officials names before	145

postponement of	138, 137, 136
transfer of horse before	592
to be held in accordance with Rules	122
Member of a Syndicate	
definition	1
Metropolitan Area	
Derby	133
Misbehaviour	
penalty	56
Misconduct	
penalty	56
Misrepresentation of ownership	
offence	464
Mobile barriers	
approval of	335, 354, 350
minimum standards	334, 351
must be approved	335, 334, 350
persons allowed on	355
register of	352
regulations	351, 362
track width	353
Mobile Start	
barrier regulations	362
definition	1
deviation from barrier position	364
offences at	367
speed	365
unsuitable	354
Mobile starts	354
Month	
definition	1
Mortgage	
consent to entry and	221(e)
Moving start	
definition	1
Moving starts	354
Mudguards	
sulky owner to have available	292(a)
Multiple owners	
deemed manager	553(b)
Names	
allocation of	534
applications for	530
changes of	538
Controlling Body may refuse applications for	533
horses must have	529
horses over 7 years old	542
information in applications for	531
leases and	589
use of	536

Natural service	
definition	1
Negligence	
running of horse	56
Neurectomy	
horse ineligible	312
News Media	
definition	1
Nomination	
amendment of	194
death of nominator and entry	170
definition	1
fee limit	172
form of	169
heats	198
insufficient numbers of	189
insufficient, futurity races	239
mistake in	196(b)
not in accordance with Rules	196
notification of transfer	191
places and times in programme	158
qualifying divisions	198
threats to refrain from	483
transfer of	189
withdrawal after transfer	191
Nomination Fee	
in programme	158
limit	172
Nominator	
definition	1
Non-starter	
definition	618(b)
Notifiable diseases	314
Objection	
after All Clear	423
after All Clear does not affect betting	425
definition	1
failure to lodge	416
frivolous	428
who may lodge	423, 418
withdrawal after objection	417
Objections	
inquiry into	417
time limit on	1
time limit prior to race	415(c)
whom to	415
Obstruction	
drivers' duties	385
Obstruction of officials	29

Offence	
absconding from employer	470
accepting bribe	439
actions resulting in inconsistent running	477
aiding and abetting	484
allowing horse to start from wrong mark	176
allowing unfit horse to race	486
altering gear	471
approaching officials	482
artificial breeding before permission	523
artificial breeding without licence	526
assisting illegal betting	462
attempting to obtain information	461
attempting to pervert inquiry	475
betting on own horse	489
body protruding from sulky	409(c)
breaching bookmakers' rules	609
bribery	459
bringing trotting into disrepute	458
carrying out	479
causing harm to others	469
changing course in final straight	445
changing drivers during meeting	261
collusion	455
communication on track	343
conduct after accidents	385
conduct detrimental to racing	474
conduct discreditable to participants in sport	481
conversing after check out	459, 469, 480
corruption	474
crossing over before start	376
delay mobile start	376
disclosing information to bookmaker	488
disclosing information without permission	488
disguising horse	473
disobeying officials	476
disobeying officials after accident	385
disobeying Starter	337, 376, 458
divulging information	461
driver attired in public areas	490
driver changing position dangerously	441
driver refusing to drive	470
driving carelessly	469
driving incompetently	469
driving under the influence	504
driving when ineligible	468
driving when not qualified	468
drugs	497
employing disqualified person	465
entering horse after neurectomy	312
Entry not in accordance with Rules	196
failing to report accident	456
failure to come up to position	376
failure to enter horse for race	195

failure to get permission to change drivers	262
failure to identify horse	511(v)
failure to lodge objection	416
failure to notify	485
failure to notify disease	314
failure to notify drug treatment	499
failure to notify win to Handicapper	174
failure to notify win to Stewards	175
failure to obey Stewards	495
failure to perform as ordered	467
failure to register interests	466
failure to report gear damage	291
failure to report interference	437
failure to report to All Clear Steward	280
failure to report unfit horse	346
failure to undergo drug test	505
failure to withdraw unfit horse	346
feet not in rests	301
forcing passage	469, 478
fraud	474
horse not starting after check-in	273
horse unprepared	257
identity of horse	539
improper approach to handicapper	215
improper conduct at proceedings	487
incorrect attire	272
inflicting suffering on horse	471
insecure gear	291
inspection of premises for	27
interference	440
interference at start	376
minimum speeds	444
misleading official inspecting stud	511(j)
misrepresentation of ownership	104
misuse of whip	472
naming/registration breaches	548
non-registration of employees	111
notified driver unavailable	253, 252
Obstructing officials	29
offering bribe	459
officials betting	148
out of position at start	376
pecuniary interest	148
re-handicapping rules	219
refusal to deliver gear/horse etc	44
refusal to pay fines	458
refusal to supply information	464
refusing Controlling Body instructions	476
repudiation of bet	463
running inside line	439
rushing mobile start	376
stallion servicing unregistered mare	510(c)
starting in front of mark	345
starting of ineligible horse	193

supplying false information	464
threats related to race entry	483
trailing position	446
transferring tickets	491
transfers	596
unattended horse	255
uncompetitive racing	448, 450
unfair advantage at start	376
unjustified scratching	250
unlicensed person performing artificial breeding	519
unorthodox gear	289
unregistered employees	115
unsupervised horse	257
using assumed name without permission	559
using electrical/mechanical devices	471
whip use in time trials	411
wilfully entering ineligible horse	460
Offences	
attempts	492
concealment of	485
Controlling Body	36(d)
counselling and procuring	484
part 11	116
right to view video of races	151(c)
Steward's powers	11(k)
Offensive behaviour	
towards officials	11(i)
Offensive language	
to official	29(c)
Office bearer	
disqualification	106
Official	
appointment of	144
Controlling Body may disallow appointments of	146
drug offences definition	509
notification to Controlling Body	145
not to bet when officiating	148
removal of	11(c)
Official Calendar	
definition	1
Orthodox gear	
list of	287
Owner	
betting	489
breeding card of mare	511(m)
change of after entry	192
changes of	554
collusion	455
definition	1
definition for Rule 526	526(e)
failure to notify win	175
improper approach to handicapper	215

lessee deemed to be	168
liability for fees	202
may claim	220
may determine claiming price	226
may nominate for produce races	234
may not claim own horse	221(a)
must nominate horse	168
notification of win to Stewards	175
notify death or disposal of horse	544
notify diseases	314
notify gelding	545
present horse for branding	552(e)
produce races	233
register employees	11
register of horses and	553
report unfit horse	346
selling horse	511(v)
signature on transfer	591
stakes and produce races	235
trainer and, more than 1 horse racing	260
withdraw unfit horse	346
Owner/trainer	
acquiring training establishment	110(b)
change of address	110(b)
change of horses	110(c)
list of horses	110(c)
new horse	110(c)
Owner/trainer's licence	
requirements for	108(b)
Ownership	
proof of	11(e)
Pacemaker	409
Paceway	
definition	1
Pacing	
definition	1
Paid Official	
definition	1
Part owner	
more than one horse in race	260
Part-owner	
disqualification of	103
Partnership	
definition	1
failure to register	466
manager	463
manager has authority	463(c)
members responsible for own agreement	465
Patrol Stewards	14(c)(iv)
Pay up time	
definition	1

Pecuniary interest	
officials	148
Penalties	
annulment by Controlling Body	36(h)
artificial breeding offences	525
breach of rules	36, 53, 54
commencement of	10
Controlling Body	36
Controlling Body may amend/revoke	36(g)
cumulative	11(k), 84
definition	1
from other States	36(f)
generally	53-61
notice to Controlling Body	435(e)
reporting	17
Stewards may determine commencement of	10
Stewards' powers	11(h), 11(k)
suspension of	58
Performance	
definition	1
Performances against time	
advertising of	404(b)
assistance to horse	409
breaking horse disqualified	410
horse to beat specified time	408
horse must be swabbed	412
meeting requirements	404
notice of	404
pacemakers	409
start	405
timing procedure	405
Permit to train or drive	
definition	1
Permits to ride	108(d)
Person	
definition	1
registered, definition	1
Photograph	
on premises	28(f)
Photography	151
judge may use	391
use of	11(s)
Place	
definition	618(b)
Placed Horse	
definition	1
Placing	
disqualified horse and	89
Pool	
definition	618(b)

Postponements	137
Pre-draw betting	617
Premises	
assistance to officials on	28
entry not trespass	32
power to enter	27
purposes for entering	27
Prescribed form	
definition	1
Prizemoney	
definition	1
Prizes	
other than money	134
Produce races	
death of foals	232
distribution of stakes	235
entries	231
nomination for	233
nominations don't affect stake receipt	235
return of entrance money	232
stakes and	235
Programme	
advertising of	162
alteration of	163
approval by Controlling Body	157
approval fee	157(b)
claiming race prices on	222(c)
club must be registered	156
condition for renomination	201
contents	158
correction of error/omission not alteration	158(c)
errors and omissions in	158
forwarding of draft copies	157
produce race rules	233
requirements	158
Protest	
All Clear Steward	275
announcement of	420
appeals against decisions	422
before All Clear	418, 279
conduct after accidents	386(c)
decisions and betting	421
definition	1
disqualification of horse	420(b)
frivolous	428
horses raced or trained by same interests	420(d)
inquiry	420
inquiry, who may attend	420(c)
Stewards to decide	420
Stewards' decision final	618(g)
who may lodge	418
whom to	418

Publicly announced	
definition	1
Qualifying divisions	
definition	1
nomination	198
Race	
All Clear Steward	275
application of Rules to	6
cancellation of	189
declared void	340
definition	1
failure to enter in	195
filming of	151
finishing	452
horse ineligible where lessee disqualified	100
insufficient nominations for	189
interference during	440
light failure	383
minimum speed	444
not fair and proper	340
notification of cancellation	190
re-run, all up bets	623(c)
re-run, betting	618(q)
recall procedure	371
rescheduling	11(o)
Stewards may declare void	11(o)
Stewards may stop	11(o)
substitution of driver	11(b)
void where collusion occurs	455
void, effect on betting	341
void, re-run	341
wrong distance	340
Race Meeting	
definition	1
Racebook	
omission from	347
TAB acceptors list and	347
Racecourse	
definition	1
Racecourse Inspector	36(n)
definition	1
powers to remove people	20
Racetrack	
approval of by Controlling Body	120
definition	1
registration by club	120
Stewards' approval of	120
Racing	
definition	1
Racing age	
commencement	542

Racing Manager	
definition	1
Racing Penalties Appeal Tribunal	
decisions final	61
Racing year	
definition	1
Re-Handicapping	211
after win	218
announcement on course	211(d)
barrier draw and	330
betting and	211(e)
dead heats and	388
generally	211
Re-hearing	
Appeal Tribunal may order	47
appeal vacated by	50
appeals	45
Controlling Body may order	47
costs	52
decision	49
evidence	48
notice of	46
power	45
Record of Gear Form	297
Records	
requirements for	403
timing of	398-401
Register	
definition	1
Register of Clubs	
application	118
application documents	119
cancellation of registration	118(b)
Controlling body to keep	117
racetracks also registered	120
Register of employees	
control of registraton	111
form of application	112
generally	111
Register of sires	
applications	510
change of ownership of sire	510(l)
Controlling Body to keep	510(a)
interstate and foreign horses	510(j)
Register of studs	511
Register of times	
Club to keep	398
Timekeeper to make entries	400
Registered foal	
definition	1

Registered horse definition	1
Registered person definition	1
Registrar definition	1
Registration Assessment Certificate	
amendments to	541
belongs to Controlling Body	540
cancellation of lease and	585(b)
Certificate of Registration, and	1
definition	1
first named person deemed manager	553(b)
gelding and	545
handicapping amendments	541(b)
handing in on death or disposal	544
horse must comply with	539
issue of	535
leases and	585
owners and	553
replacement of	585(c)
requirement to produce	11(e)
Registration of horse	
branding and	551
cancellation	30
changes of ownership and	554
foreign or interstate	549
interstate/foreign horse may race pending	532
lease and	589
necessary information	531
ownership and	554
parentage requirements	528
transfer and	590
Reinsperson's licence	108(c)
Remuneration	
sub-committees	36(o)
Renomination	201
Restricted meeting	
definition	1
Results	
provision to Stewards	143
reporting	130
Revocation	
of licence by Controlling Body	36(c)
Rider	
driver, and	1

Rules	
alteration of	36(i)
application to horses	5
application to races	6
binding on all syndicate members	582
commencement of	7
consent to	3
Controlling Body and	8
copies of	632
definition	1
display at totalisator	632
intepretation of	8
interpretation	1
knowledge of	3
meetings to be run in accordance with	123
previous rules	7
trustees and directors	247
who bound by	4
Rules of Harness Racing	
definition	1
Saddle Races	155
Saddlecloth	
definition	1
Saddlecloth numbers	
issue of	270
return of	282
Sale Race	
application requirements	241
application time	241
approval of	241
Club obligations	242
definition	1
entry	242
insufficient nominations	244
payment	242
stake minimum	243(d), 245
Sample	27(b), 28(c)
Schedule of Handicapping	
Controlling Body to publish	212
maximum	209
Scratching	
before re-runs	342
betting	615
cancellation of	248(c)
deductions	615
drug offences and	496
effect of on horse	259
interests of racing	346(d)
notice of	248
on postponement of meeting	137

positions following	373
veterinary reasons	259
where horse unfit	346
without good reason	250
Secretary	
definition	1
name in programme	158
not to bet	148
Sectional time	
definition	1
Security	
of devices, medicine etc	27(c)
power to inspect measures for	27(c)
Semen	
freezing and storage of	515(e)
must be used immediately	515(e)
transportation of	515(d)
Service	
artificial breeding notification	521
blood testing	511
broodmare breeding card necessary before	511(m-o)
Certificate of	511
correct mare	511(e)
details in broodmare breeding card	511(n)
failure to notify results	526
fees	511(q)
form of notification of results	526(b)
information relating to	511(w)
no record of	511(r)
notification of results	526
notification of results subject to bloodtyping	526(d)
results	526
unplanned	511(p)
Service Certificate	
issue of	511
Show harness racing	
definition	1
Sires	
produce races	233
register of	510
withdrawal of registration of	413
Special lease	
definition	1
Speed	
minimum	444
Sports meeting	
definition	1
programme requirements	164
Stewards' powers	12
Stable area	
definition	1

Stable return	
change of trainer and	185
colours in	305
contents	169
to be lodged before nomination	169
Stablehand	
conditions on registration of	114
control of registration by Controlling Body	114
definition	1
form of application to register	112
leaving employer	47
must be registered	111
registration period	113
unregistered may not work	115
Stakes	
amount of in programme	158
alteration of	142
breakup	159
dead heat and	386
declaration of interest	183
deduction of money owing to club	142
deemed part of earnings	207
definition	1
disqualified horse	89
distribution rules in prodcue races	235
forfeit of where entry contrary to Rules	196
furity races	240
inquiry and	281
minimum, sale race	245
not paid during disqualification	86
objections after All Clear	426
only one horse	381
paid to syndicate managers	563
part-owner authorised to collect	595
protest decisions and	421
recovery of by Club	426
Sale races	243(d)
share to trainer and driver	269
Unpaid Forfeit List and	426(c)
where only one horse places	382
Stallion	
blood testing	511
certificate of artificial insemination by	515
change of ownership	510
disqualification of owner	107
Free range service, and	1
furity races	236
gelding of	510(n)
late lodgement of service record	511(n)
lease of	510(m)
owner to notify service	521
parents must be registered	510(g)
record of mares served	515(g), 511(h)

registration of	510
service of mares, limit on	515(f)
unregistered mare	510(e)
Stalls	
entry to	256
Standardbred	
definition	1
Standing down	
pending inquiry	43
Standing start	
Starter's command	334, 338
Starter	
appointment	318
check marks with Stewards	344
conflict of interest in	349, 148
decision as to when started	336
definition	1, 618(b)
delay start	367
directions of	364
get horses in position	366
handicap list	319
horse delaying start	333
list of starting horses	319
misbehaving horse and	333
mobile start procedure	363
name in programme	158
not to bet	148
powers of, generally	337
recall field	337
replacement of	348
report driver to Stewards	337(c)
report matters to Stewards	337(b), 364(b)
starting words	338
unavailable	348
when in control	361
Starting	
approval of starting points	360
barrier positions where horse withdrawn	329
barriers	335
before appointed time	340
change of method	374
generally	124
horse on wrong mark	344
in front of mark	345
interference at	367(b)
lineup	326
method of	334
mobile start procedure	363
no recall after	372
no reduction in speed	365
number of horses	124
prevention of where fees unpaid	205
publication of time of	160

recall procedure	371
regulations	321
Starter's decisions final	336
starting points to be marked on rail	360
TAB to be consulted on times	161
unfair advantage	337, 345
wrong mark	344
State-bred horse	
definition	1
Stewards	
appointment	9, 13, 14
conflict of interest	19, 148
definition	1
definition for part 8	59
duties on notice of protest	420
from outside district	14
late arrival	15(i)
names in programme	158
not present	15, 18
not to bet	148, 19
number of at meetings	15
pecuniary interest	19
power of majority	16
re-hearings	45
role of	9, 11
temporary	18
Stipendiary Steward	
appointment of	14
control of meetings	14
definition	1
officiates where available	14
unavailable	14
Stud	
approved artificial breeding station	514
definition	1
inspection of	511(j)
proprietor performing artificial insemination	519
records of	511
register of	511
Stud Book Regulations	
horse must conform to	528
Stud premises	
definition	1, 512(d)
Stud Register	
applications for	511
Stud season	511(j)
Studmaster	
artificial breeding rules not complied with	524
completion of mare breeding card	511(m)
definition	1
ensure correct mare served	511(e)
inaccurate returns by	511(w)

inspection of records of	511
issue of Service Certificate	511(f)
must keep records up to date	511
must lodge records of service	511
Sub-committees	
appointment	36(e)
remuneration	36(m)
Sulky	
approval	292
driver not in	394(b)
feet must be in rests	301
length	292(h)
list of approved	292(b)
modification prohibited	292(g)
modifications of	406
mudguards	299
performance against time	406
repairs must be approved	292(f)
requirements	292
testing	292(c-d)
traces	300
wheel discs	406
width	292(a)
Surveyor	
track dimensions	135
Suspension	
Controlling Body may amend/revoke etc.	36(g)
definition	1
list	91
of licence by Controlling Body	36(c)
of penalty	58
Sweepstakes	
definition	1
payment before checking out	205
payment of by clubs	204
Swinger Quinella	626
Syndicates	
breaches of rules relating to	581
cancellation of registrations	576
Certificate of registration	572
communications with	577
Controlling Body control over registration	573
definition	1, 556
disqualified horses and	574
disqualified person in	574
dissolution of	576
less than 6 persons	556(b)
manager has sole authority	563
manager's authority	563
managers may receive stakes	564
managers, communication with	577
members responsible for own agreement	565

membership changes	579
must be registered to own/lease horse	567
must have 6 members	562
names must be approved	567
ownership and leasing of horses	580
previously registered - requirements	570
re-registration	566
register of	575
registration application content	569
registration application fees	571
registration application	568, 569
registration cancellation	576
termination	578
undertakings on registration as owner	558
use of word	562
TAB	
acceptors list and racebook	347
consultation on start times	161
definition	1
Territory	
definition	1
Ticket	
definition	618(a)
transfer of	491
Tierce	627
Time	
computation of days	604
holidays and	605
variation of time periods	603
Time trial (see 'Performance against time')	
definition	1
Timekeepers	
appointment of	399
duties of	400
electronic timing devices	400
failure to agree	405(e)
fraudulent	402(b)
name in programme	158
not to bet	148
performances against time	405
Records and	403
Times	
announcement of	400(c)
commencement of	401
evidence of fraud	402(b)
no amendment	402(c)
official	400
official only to be recorded	402
performances against time	405
record	403
register of	400
unofficial, use of	402

Totalisator	
close of	618(r)
commission	618(n)
copy of rules at buildings	632
dividend payments	618(e)(i)
dividend posting	618(s)
employees are agents for investors	618(p)
horse not starting	618(t)
horse not to be barred from	618(c)
no winning ticket	618(j)
race re-run	618(q)
Traces	
position	300
Track	
accident/warning systems	328
changes	407(b)
communicating whilst on	343
horses must drive correct way	315
length of to be certified	135
maximum number of horses of	327
measurement	407
mile races	407(c)
obstruction	385
unauthorised entry	283
width required for mobile barrier	351
without running rail	439
Trainer	
acquiring training establishment	110(b)
change of	185
change of address	110(b)
change of horse	110(c)
collusion	455(c)
definition	1
drug offences	497
failure to notify win	175
gear changes	296
improper approaches to handicapper	215
knowledge of matter affecting performance	437
leaving employer	470
list of horses of	110(c)
new horse	110(c)
not to claim own horse	221(a)
notification of change of	185
notification of win to Stewards	175
notifying use of treatment drugs	499
owner and, more than 1 horse racing	260
preparation of horses	257
Record of Gear Form	297
register of employees	111
relinquishing horse	186
report unfit horse	346
responsibilities of	257
selling horse	511(v)

stake share	269
supervision of horses	257
to report injured horse	257(d)
unfitness of	11(b)
withdraw unfit horse	346
Trainer's licence	
address requirement for	110(a)
change of horses	110(c)
conditions for	105(a)
list of horses	110(c)
new horse	110(c)
requirements for	105(a)
Training	
disqualified horses	97
licence necessary	109(b)
Training complex	
definition	1
Training establishment	
address of to be supplied	110(a)
change of address of	110(b)
definition	1
permission to train elsewhere	110(b)
Training track	
breach of rules at	23
inquiry into incidents at	24
Transfer of horse	
before meeting	592
Controlling Body control	601
date of	594
disqualified horse	102
during lease	597
engagements and	598
engagements and liabilities	599
fees	590(b)
identity check	601(b)
liability for payments	599
notice	590
notice details	591
offences	596
offences and	601(d)
part-owner, to	595
purchaser entered on Unpaid Forfeit List	599(e)
registration of horse and	593
signatures	591
transferee not paying fees	599
Treasurer	
name in programme	158(a)
Trespass	
authorised officer and	32

Trial	
breach of rules at	23
definition	1
inquiry into incident	24
refusal to	42
Stewards may order	41
Trial regulations	128
Trifecta	628
Trotting	
definition	1
Trotting ground	
definition	1
Trotting meeting	
definition	1
Trustees	247
bound by Rules	247
Two-year olds	
may not race over 2400m	167
Uncompetitive racing	
evidence	448, 450
Undesirable person	
removal from course	20
Unfair advantage	
at start	367(d)
offence	375
Unorthodox gear	
breach of Rules	289
permission to use	290
Unpaid Forfeit List	
arrears listed on	64
contents of	64
definition	62
dishonoured payment	82
effect of appearing on	74
entry on	63
lessee entered on	599(e)
notice to Australian Harness Racing Council	76
purchaser entered on	599(e)
removal from	70, 73
removal of horse from	78
Secretary of Controlling body to keep	65
Secretary of Controlling Body to make entries	66
Unregistered meeting	
disqualification of officials at	125
disqualification of participants	125
horse in	126
Value of race	
definition	1

Veterinary Surgeon	
artificial breeding	515(b)
Authorised officer	26(f)
definition of	512(b)
destroying of horse	457
horse fit to race	259(c)
Walk over	
generally	380-382
Warming up	
instructions and regulations	316
Warn off	
definition	1
Warning off	
breach of rules	24
Controlling Body and	37
disqualification and	106(d)
exclusion from courses by clubs	152
non-registration of employees	111(c)
removal from course for	20(e)
Trustee or Director	247(b)
Westbred	
definition	1
Western Australian Country Derby	133(b)
Western Australian Pacing Derby	133(a)
Whip	
driver must have	265(h)
misuse offences	472
use in performances against time	411
use of	472
Winning	
definition	1
Winnings	
definition	1
Withdrawal of horse	
betting deductions	615
effect on betting	612
failure to before acceptance	180
threats designed to obtain	483
Yearlings	
may not race	166

**WESTERN AUSTRALIAN TROTTING
ASSOCIATION**

COMPARATIVE

TABLE

OF

NATIONAL/W.A. RULES

NATIONAL	NEW	LOCAL
1	1	
2	2	
3	3	
4	4	
5	5	
6	6	
7	7	
8	8	
9	9	
10	10	
11	11	
12	12	
13	13	
14	14	
15	15	
16	16	
16(c)	38(c)	
17	17	
18	18	
19	19	
20	20	
21	21	
22	22	
23	23	
24	24	
25	25	
26	26	
27	27	
28	28	
29	29	
30	30	
31	31	
32	32	
33	33	
34	34	
35	35	
36	36	
	36(m)	1
37	37	
38	38	
39	39	
40	40	
41	41	
42	42	
43	43	
44	44	
45	45	
46	46	
47	47	

NATIONAL	NEW	LOCAL
48	48	
49	49	
50	50	
51	51	
52	52	
53	53	
54	54	
	55	2
55	56	
56	57	
57	58	
58	59	
59	60	
	61	2(a)
60	62	
61	63	
62	64	
63	65	
64	66	
65	68	
66	69	
67	70	
68	71	
69	72	
70	73	
71	74	
72	75	
73	76	
74	77	
75	78	
76	79	
77	80	
78	81	
79	82	
80	83	3
81	84	
82	85	
83	86	
84	87	
85	88	
86	89(a)	4
87	90	
88	91	
89	92	
90	93	
91	94	
92	95	
93	96	
94	97	
95	98	

NATIONAL	NEW	LOCAL
96	99	
97	100	
98	101	
99	102	
100	103	
101	104	
102	105	
103	106	
104	107	
	108	5
	109	6
	110	7
	111	8
	112	9
	113	10
	114	11
	115	12
	116	13
105	117	
106	118	
107	119	14
108	120	
108(d)	124(a)	
108(e)	124(b)	
109	121	
110	122	
111(a)	123	
111(b)	124(c)	
112	125	
112(c)	126	
113	127	
	128	15
114	129	
115	130	
116	131	
117(i)	132(a)	
117(ii)	132(b)	
118	132(c)	
	133	16
119	134	
120	135	
121	136	
122	137	
	138	17
123	139	
124	140	
125	141	
126	142	
127	143	
128	144	

NATIONAL	NEW	LOCAL
129	145	
130	146	
131	147	
132	148	18(a)
	149	18(b)
133	150	
134	151	
135	152	
136	153	
137	154	
	155	19
138	156	
139	157	
140	158	
	159	20
141	160	
	161	21
142(part)	162,163	
143	164	
144	165	
145	166	
146	167	
147	168	
148	169	
149	170	
150	171	
151	172	
152	173	
153(a)(part)	174(a),(b)	
153(b)	174(c)	
154	175	
155	176(a)	
156	176(b)	
157	177	
158	178	
159	179	
160	180	
161	181	
162	182	
163	183	
164	184	
165	185(a)	
166	185(b)	
167	186	
168	187	
169	188	
170	189	
171	190	
172	191	
173	192	

NATIONAL	NEW	LOCAL
174	193	
175	194	
176	195	
177	196	
178	197(a)	
179	197(b)	
180	198	
181	199	
182	200	
183	201	
184	202	
185	203	
186	204	
187	205	
188	206	
189	207	
190	208(a)	
191	208(b)	
192	209	
193	210	
194	211	
195	212	
196	213	
197	214	
198	215	
199	216	
200	217	
201	218	
202	219	
203	220	
204	221	
205	222	
206	223	
	224	22
208	225	
209	226	
210	227	
211	218	
212	229	
213	230	
215	231	
216	232	
217	233	
218	234	
218(a)-(e)	235	
219(a)	236	
219(b)-(f)	237	
219(g)	238	
219(h)	239	
219(i)	240	

NATIONAL	NEW	LOCAL
	241	23(a)-(e)
	242	23(f)
	243	23(g)
	244	23(h)
	245	23(i)
	246	23(j)
	247(a)	23(k)
	247(b)	23(l)
221(a)(i)	248(a)	
	248(b)	24
221(a)(ii)	248(c)	
221(b)	249	
222	250	
223	251(a)	
224(a)	251(b)	
224(b)	252	
	253	25
225	254	26
226(a)-(b)	255	
	256	27
226(c) and (d)	257	
226(e)-(h)	258	
	259	28
227	260(a)	
	260(b)	29
228	261	
229	262(a)	
	262(b)	30
230	262(c)	
231	263	
232	264(a)	
233	264(b)	
234	285	
235	265	
236	266	
	267	31(a)
	268	32(a)
	269	32(b)
237	270	
238	271	
239	272	
240	273	
241	274	
242	275	
243	276	
244	277	
245	278	
246	279	
247	280(a)	
248	280(b)	

NATIONAL	NEW	LOCAL
249	281	
250	282	
251	283	
	284	33
	286	31(b)
252	287,288	
253	290	
254	289	
255(a)-(d)	291	
255(e)-(l)	292	
255A	293	
256	294	34
257	296	
	297	35
258	298	57
	299	36
260	300	
261	301	
262	302	
263(a)	303	
263(b)	304	
263(c)	305	
263(d)	306	
	307	37(a)
	308	37(b)-(f)
264	309	
265	310(a)	
	310(b)	39
266	311	
267	312	
268	313	
269	314	
270	315	
	316	40
271	317	
272	318	
273	319	
274	320	
	321	41
275	322	
276	323	
277	324	
278	325	
279	326	
	327	42
280	328	43
281	329(a)	
282	329(b)	
283(a)	330	
283(b)	331	44

NATIONAL	NEW	LOCAL
284	332	
285	333	
286	334	
287	335	
288	336	
289	337	
290	338	
291	339	
293	340	
294	341	
	342	45
295	343	
296	344	
297	345(a)	
298	345(b)	
299	346-(c)	
300(a)-(b)	346(d)-(e)	
300(c)	347	
301	348	
	349	46
302	350(a)	
303	350(b)	
	351(a)-(c)	47-(c)
304	352	
305	351(d)-(e)	
	351(f)	47(d)
306	353	
307	355	
308	356	
309	354	
310	357	
	358	48
311	359	
312	360	
313	361	
	362	49
314	363	
315	364	
316	365	
317	366(a)	
318	366(b)	
319	367	
	368	50
	369	51(a)-(c)
	370	52
321	371	
322	372	
323	373(a)	
	373(b)	53
324	374	

NATIONAL	NEW	LOCAL
325	375	
326	376	
327	377	
328	378	
329	379	
330	380	
331	381	
332	382	
333	383	
334(a)	384	
334(b)	385	
335	386	
336	387	
337	388	
338	389	
339	390,391	
340	392	
341	393	
342	394	
343	395	
344	396	
345	397	
346	398	
347	399	
348	400	
349	402	
350	403	
351	404	
352(a)-(d)	405(a)-(f)	
352(e)	406(a)	
352(f)	406(b)	
353	407	
354	408	
355	409	
356	410	
357	411	
358	412	
359	413	
360	414	
361	415	
362	416	
363	417	
364	418	
365	419	
366	420	
367	421	
368	422	
369(a)	423,425	
369(b)	424	
370	426	

NATIONAL	NEW	LOCAL
371	427	
372	428	
373	429	
374(a)	430	
374(b)	431	
375	432	
376	433	
377(a)	435(a)	
377(b)	434	
378(a)	435(b)	
378(b)	435(c)	
378(c)	435(d)	
378(d)	435(e)	
	436	54
379	437	
380	438	
	439	55
381	440	
	441	56
382	442	
383	443	
384	444	
385	445	
386	443(f)	
387	446	
388	447	
389	448	
390	449	
391	450	
392	451	
393	452	
394	453	
395	454	
396	455	
397	456	
398	457	
399	458	
400	459(a)	
401	459(b)	
402	460	
403	461(a)	
404	461(b)	
405	462	
406	463	
407	464	
408	465	
409	466	
410	467	
411	468	
412	469	

NATIONAL	NEW	LOCAL
413	470	
414	471	
414A(2)	472(1)	
414A(6)	472(2)	
414A(12)	472(3)	
415	473	
416	474	
417	475	
418	476	
419	477	
420	478	
421	479	
422	480	
423	481	
424	482	
425	483	
426	484	
427	485	
428	486	
430	487	
431(a)	488(a)-(b)	
431(b)	489	
431(c)	490(a)	
	490(b)	60
432	491	
433	492	
442(a)	510(a)	
442(b)(ii)	510(b),(e),(f)	
442(b)(iii)	510(c)	
	510(d)	64
442(b)(ii)	510(e)	
442(b)(ii)	510(f)	
442(b)(iv)	510(g)-(h)	
442(b)(v)(part)	510(i)-(j)	
442(b)(vi)	510(k)	
442(b)(vii)	510(l)	
442(b)(viii)	510(m)	
442(b)(ix)	510(n)	
442(b)(x)	510(o)	
442(c)(i)	511(a)	
442(c)(ii)(part)	511(b)-(c)	
442(c)(iii)	511(d)	
442(c)(iv)	511(e)	
442(c)(v)	511(f)	
442(c)(vi)	511(g)	
442(c)(vii)	511(h)	
442(c)(viii)	511(i)	
442(c)(ix)	511(j)	
442(c)(x)(part)	511(k)-(l)	
	511(m)	66(i)

NATIONAL	NEW	LOCAL
	511(n)	66(ii)
	511(o)	67(iii)
442(e)	511(p)	
442(f)	511(q)	
	511(r)	65
442(g)	511(s)-(t)	
442(h)	511(u)	
442(i)	511(v)	
442(j)	511(w)	
443	512	
	513	67
444	514	
445	515(a)-(g)	
446	516	
447	517	
448(part)	518	
448(a)-(b)	519	
449	520	
451(a)	515(h)	
451(b)	521	
452	522(a)	
453	522(b)	
454	523	
455	524	
456	525(a)	
457	525(b)	
458	525(c)	
459	526	
	527(a)-(b)	68
	527(c)	69
460	528	
461	529	
462	530	
463	531	
	532	70
464	533	
465	534(a)	
466	534(b)	
467	535	
	536	71
468	537	
469	538	
470(a)	539(a)-(b)	
470(b)	539(c)	
	539(d)-(e)	72
471	540	
472	541(a)	
473	541(b)	
474	542	
475	543	

NATIONAL	NEW	LOCAL
476	544	
477	545	
478	546	
479	547(a)	
480	547(b)	
	547(c)	73
481	548	
482	549	
483	550	
484	551	
485	552	
486	553	
487	554(a)	
488	554(b)	
489	554(c)	
490	555	
491	556(a)	
492	556(b)	
493	557	
494	558	
495	559(a)-(b),(d)	
496	560(a)	
497	560(b)	
498	559(c)	
499	560(c)	
500	561	
501	562	
502	563(a)	
	563(c)	74
503	565	
504	566	
505	567(a)	
506	580	
507	578(a)	
508	578(b)	
509	569	
	570	75
510	571	
511	572	
512	563(b)	
513	573(b)	
514	567(b)	
515	574	
516	575	
517	576	
518	573(a)	
519	577	
520	578	
521	579	
522	581	

NATIONAL	NEW	LOCAL
523	582	
524	564	
525	583	
526	584(a)	
527	585(a)	
	585(b)-(c)	76
528	585(d)	
529	585(e)	
530	587	
531	586	
532(a)	588	
532(b)	589(a)	
532(c)	589(b)	
533	590	
534	591	
535	592	
536	593	
537	594	
538	595	
539	596	
540	597	
541	598	
542	599(a)	
543(a)	599(b)	
543(b)	599(c)	
543(c)	599(d)	
544	599(e)	
545	600	
546	601(a)	
547	601(b)	
548	602	
549	603	
550	604	
551	605	
552	606	
	607	77
	608(a)	78
	608(b)	79
	609	80
	610	81
	611	82
	612	83
	613	84
	614	85
	615	86
	616	87
	617	88
	618	89
	619	90
	620	91

NATIONAL	NEW	LOCAL
	621	92
	622	93
	623	94
	624	95
	625	96
	626	97
	627	98
	628	99
	629	100
	630	101
	631	102
	632	103
