6 June 2023

**DECISION**

**GREYHOUND RACING VICTORIA**

**and**

**JOHN CHIRCOP**

**Date of hearing:** 26 May 2023

**Panel:** Magistrate John Doherty (Deputy Chairperson) and Dr June Smith.

**Appearances:** Mr Anthony Pearce appeared on behalf of the Stewards.

Mr Shaun Boag represented Mr John Chircop.

**Charges:** Greyhounds Australasia Rule (“GAR”) 105(4)(i) states:

A registered person shall within 3 working days of a greyhound coming pursuant to or leaving the person’s care or custody, give notice to the Controlling Body of that occurrence.

GAR 86(p) states:

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

- disobeys or fails to comply with the lawful order of a Steward or other person or body having official duties in relation to greyhound racing.

Local Racing Rule (“LR”) 42.9(a) states:

Where a greyhound has died (whether due to natural causes, accident or misadventure, euthanasia or otherwise):

(a) within 2 working days of the date of death (and prior to the disposal of the body of the deceased greyhound), the Owner or person responsible for the greyhound must notify the Board in the prescribed form of the death of the greyhound and provide a veterinary certificate of euthanasia where available (including, without limitation, the written certificate or letter referred to in LR 42.8).

GAR 106(3)(a) states:

At any time after the notification of the result of service pursuant to Rule 136, the last registered owner of the greyhound at the relevant time, shall notify the Controlling Body by lodging the prescribed form:

(a) within ten working days, if that greyhound has transferred ownership, been retired as a pet or a breeding greyhound, been transferred to an adoption program, exported or surrendered to another agency.

**Particulars of charges: Charge 1: GAR 105(4)(i)**

1. You were, at all relevant times, a trainer registered with Greyhound Racing Victoria (GRV) (Member No. 226540) and a person bound by the Greyhounds Australasia Rules and Local Racing Rules.
2. You have not, within 3 working days of a greyhound leaving your care and custody, given notice to Greyhound Racing Victoria (GRV) of that occurrence, in that;
3. On 27 April 2021, an audit was conducted of greyhounds that were under your care during a kennel inspection at your kennel address of 39 Bandys Rd, Smythesdale, during which six (6) greyhounds namely UNNAMED (VFMMJ); UNNAMED (VFMMM); UNNAMED (VFMMF); UNNAMED (VFMMH); UNNAMED (VFMMI); UNNAMED (VFMMG) were identified as having left your care or custody;
4. you had not given notice to GRV of these greyhounds leaving your care and custody within 3 working days of the kennel inspection on 27 April 2021;
5. At the time of the relevant conduct described, it was an offence under Greyhounds Australasia Rule 105(4)(i) (as then in force) to engage in the conduct described in particular 2.
6. By reason of Greyhounds Australasia Rule 2 (as currently in force), the rescinding or variation of the Old Rules and commencement of the New Rules does not:
7. affect the previous operation of the Old Rules (including Rule 105(4)(i));
8. affect any obligation or liability imposed, created or incurred prior to the recission or variation of the Old Rules (including by virtue of Rule 105(4)(i)); or
9. affect any penalty incurred, or liable to be incurred, in respect of any offence committed pursuant to the Old Rules (including a breach of Rule 105(4)(i)).

**Charge 2: GAR 86(p)**

1. You were, at all relevant times, a trainer registered with Greyhound Racing Victoria (GRV) (Member No. 226540) and a person bound by the Greyhounds Australasia Rules and Local Racing Rules.
2. On 23 November 2020, a Letter of Direction from Investigative Stewards of Greyhound Racing Victoria (GRV) was personally served on you and directed you to do the following by 30 November 2020:

**“Advise of the location of the following greyhounds, including the greyhound’s current whereabouts and status: 956000005388942 VFMMG Dog BK; 956000005396878 VFMMF Dog BD; 956000005411651 VFMMI Dog BK; 956000005577184 VFMMJ Bitch BD; 956000004881125 VFMMM Bitch BK; 956000005428268 VFMMH Dog BE.**

**These are all unnamed greyhounds, with sire; Nolen, and dam; Talira, and all were whelped on 18/4/2016. If the greyhounds are still alive, provide details of who has care and control of the greyhounds (including their current contact details; emails and phone numbers), when the greyhounds went to those people, and in what capacity (eg; trainer, new owner, retired as a pet). If the greyhounds are deceased, provide details of where the greyhounds were at the time, when they went there, who was caring for them and in what capacity (new owner, trainer, pet etc.), and the cause of death. Please also provide any available evidence of the death/s (such as vet certificate)”.**

1. You failed to update your FastTrack records on or before 30 November 2020 as directed by the Direction and these records remained to be an inaccurate record of greyhounds on your property.
2. At the time of the relevant conduct described, it was an offence under Greyhounds Australasia Rule 86(p)) (as then in force) to engage in the conduct described in particular 3.
3. By reason of Greyhounds Australasia Rule 2 (as currently in force), the rescinding or variation of the Old Rules and commencement of the New Rules does not:
4. affect the previous operation of the Old Rules (including Rule 86(p));
5. affect any obligation or liability imposed, created or incurred prior to the recission or variation of the Old Rules (including by virtue of Rule 86(p)); or
6. affect any penalty incurred, or liable to be incurred, in respect of any offence committed pursuant to the Old Rules (including a breach of Rule 86(p)).

**Charge 3: GAR 86(p)**

1. You were, at all relevant times, a trainer registered with Greyhound Racing Victoria (GRV) (Member No. 226540) and a person bound by the Greyhounds Australasia Rules and Local Racing Rules.
2. On 18 May 2021, a Letter of Direction from Investigative Stewards of Greyhound Racing Victoria (GRV) was personally served on you and directed you to comply with the below by 25 May 2021:

**“Update FastTrack Unnamed “VFMMJ” – 956000005577184 – This dog was expected at your kennels but was not scanned there on 27 April 2021. The Location History requires updating.**

**Update FastTrack – Unnamed “VFMMM” – 956000004881125 – This dog was expected at your kennels but was not scanned there on 27 April 2021. The Location History requires updating.**

**Update FastTrack Unnamed “VFMMF” – 956000005396878 – This dog was expected at your kennels but was not scanned there on 27 April 2021. The Location History requires updating.**

**Update FastTrack – Unnamed “VFMMH” – 956000005428268 – This dog was expected at your kennels but was not scanned there on 27 April 2021. The Location History requires updating.**

**Update FastTrack – Unnamed “VFMMI” – 956000005411651 – This dog was expected at your kennels but was not scanned there on 27 April 2021. The Location History requires updating.**

**Update FastTrack Unnamed “VFMMG” – 956000005388942 – This dog was expected at your kennels but was not scanned there on 27 April 2021. The Location History requires updating. …..**

**Your response is required by 5pm on 25th of May 2021”.**

1. You failed to update your FastTrack records on or before 25 May 2021 in respect of these 6 greyhounds as directed by the Letter of Direction and these records remained to be an inaccurate record of greyhounds on your property.
2. At the time of the relevant conduct described, it was an offence under Greyhounds Australasia Rule 86(p) (as then in force) to engage in the conduct described in particular 3.
3. By reason of Greyhounds Australasia Rule 2 (as currently in force), the rescinding or variation of the Old Rules and commencement of the New Rules does not:
4. affect the previous operation of the Old Rules (including Rule 86(p));
5. affect any obligation or liability imposed, created or incurred prior to the recission or variation of the Old Rules (including by virtue of Rule 86(p); or
6. affect any penalty incurred, or liable to be incurred, in respect of any offence committed pursuant to the Old Rules (including a breach of Rule 86(p)).

**Charge 4: GAR 86(p)**

1. You were, at all relevant times, a trainer registered with Greyhound Racing Victoria (GRV) (Member No. 226540) and a person bound by the Greyhounds Australasia Rules and Local Racing Rules.
2. On 30 June 2021, a Letter of Direction from Investigative Stewards of Greyhound Racing Victoria (GRV) was personally served on you and directed you to comply with the below by 2 July 2021:

**“You are to provide a suitable time and date between 9 and 16 July 2021 for the conducting of an inquiry into your failure to notify Greyhound Racing Victoria of the location via FastTrack of six (6) unnamed greyhounds”.**

1. You failed to provide a suitable time and date between 9 and 16 July 2021 for the conducting of an inquiry by 2 July 2021.
2. At the time of the relevant conduct described, it was an offence under Greyhounds Australasia Rule 86(p) (as then in force) to engage in the conduct described in particular 3.
3. By reason of Greyhounds Australasia Rule 2 (as currently in force), the rescinding or variation of the Old Rules and commencement of the New Rules does not:
4. affect the previous operation of the Old Rules (including Rule 86(p));
5. affect any obligation or liability imposed, created or incurred prior to the recission or variation of the Old Rules (including by virtue of Rule 86(p); or
6. affect any penalty incurred, or liable to be incurred, in respect of any offence committed pursuant to the Old Rules (including a breach of Rule 86(p).

**Charge 5: LR 42.9(a)**

1. You were, at all relevant times, a trainer registered with Greyhound Racing Victoria (GRV) (Member No. 226540) and a person bound by the Greyhounds Australasia Rules and Local Racing Rules.
2. You were, at all relevant times, the owner of an unnamed greyhound (VFMMF).
3. The unnamed greyhound (VFMMF) was euthanised in either April or May 2017 after injuring its shoulder and requiring veterinary intervention.
4. You have not, within 2 working days, notified Greyhound Racing Victoria of the death of the unnamed greyhound (VFMMF) in the prescribed form.
5. At the time of the relevant conduct described, it was an offence under Local Rule 42.9 (a)) (as then in force) to engage in the conduct described in particular 4.
6. By reason of Greyhounds Australasia Rule 2 (as currently in force), the rescinding or variation of the Old Rules and commencement of the New Rules does not:
7. affect the previous operation of the Old Rules (including Rule 42.9 (a));
8. affect any obligation or liability imposed, created or incurred prior to the recission or variation of the Old Rules (including by virtue of Rule 42.9 (a); or
9. affect any penalty incurred, or liable to be incurred, in respect of any offence committed pursuant to the Old Rules (including a breach of Rule 42.9 (a)).

**Charge 6: LR 42.9(a)**

1. You were, at all relevant times, a trainer registered with Greyhound Racing Victoria (GRV) (Member No. 226540) and a person bound by the Greyhounds Australasia Rules and Local Racing Rules.
2. You were, at all relevant times, the owner of an unnamed greyhound (VFMMI).
3. The unnamed greyhound (VFMMI) was euthanised on or around 7 May 2017 after suffering a twisted bowel and requiring veterinary intervention.
4. You have not, within 2 working days, notified Greyhound Racing Victoria of the death of the unnamed greyhound (VFMMI) in the prescribed form.
5. At the time of the relevant conduct described, it was an offence under Local Rule 42.9 (a) (as then in force) to engage in the conduct described in particular 4.
6. By reason of Greyhounds Australasia Rule 2 (as currently in force), the rescinding or variation of the Old Rules and commencement of the New Rules does not:
7. affect the previous operation of the Old Rules (including Rule 42.9 (a));
8. affect any obligation or liability imposed, created or incurred prior to the recission or variation of the Old Rules (including by virtue of Rule 42.9 (a)); or
9. affect any penalty incurred, or liable to be incurred, in respect of any offence committed pursuant to the Old Rules (including a breach of Rule 42.9 (a)).

**Charge 7: 106(3)(a)**

1. You were, at all relevant times, a trainer registered with Greyhound Racing Victoria (GRV) (Member No. 226540) and a person bound by the Greyhounds Australasia Rules and Local Racing Rules.
2. You were, at all relevant times, the owner of the unnamed greyhound (VFMMJ).
3. You failed to notify Greyhound Racing Victoria within 10 working days and in the prescribed form, of details relating to the rehoming of the unnamed greyhound (VFMMJ), in that:
4. Between 11 April 2016 and 27 April 2022 you rehomed the greyhound.
5. You failed to keep relevant details of the rehoming of the greyhound.
6. You failed to provide any further details to GRV regarding the greyhound.
7. At the time of the relevant conduct described, it was an offence under Greyhounds Australasia Rule 106(3)(a) (as then in force) to engage in the conduct described in particular 3.
8. By reason of Greyhounds Australasia Rule 2 (as currently in force), the rescinding or variation of the Old Rules and commencement of the New Rules does not:
9. affect the previous operation of the Old Rules (including Rule 106(3)(a));
10. affect any obligation or liability imposed, created or incurred prior to the recission or variation of the Old Rules (including by virtue of Rule 106(3)(a)); or
11. affect any penalty incurred, or liable to be incurred, in respect of any offence committed pursuant to the Old Rules (including a breach of Rule 106(3)(a)).

**Charge 8: 106(3)(a)**

1. You were, at all relevant times, a trainer registered with Greyhound Racing Victoria (GRV) (Member No. 226540) and a person bound by the Greyhounds Australasia Rules and Local Racing Rules.
2. You were, at all relevant times, the owner of the unnamed greyhound (VFMMM).
3. You failed to notify Greyhound Racing Victoria within 10 working days and in the prescribed form, of details relating to the rehoming of the unnamed greyhound (VFMMM), in that:
4. Between 11 April 2016 and 27 April 2022 you rehomed the greyhound.
5. You failed to keep relevant details of the rehoming of the greyhound.
6. You failed to provide any further details to GRV regarding the greyhound.
7. At the time of the relevant conduct described, it was an offence under Greyhounds Australasia Rule 106(3)(a) (as then in force) to engage in the conduct described in particular 3.
8. By reason of Greyhounds Australasia Rule 2 (as currently in force), the rescinding or variation of the Old Rules and commencement of the New Rules does not:
9. affect the previous operation of the Old Rules (including Rule 106(3)(a));
10. affect any obligation or liability imposed, created or incurred prior to the recission or variation of the Old Rules (including by virtue of Rule 106(3)(a)); or
11. affect any penalty incurred, or liable to be incurred, in respect of any offence committed pursuant to the Old Rules (including a breach of Rule 106(3)(a)).

**Charge 9: GAR 106(3)(a)**

1. You were, at all relevant times, a trainer registered with Greyhound Racing Victoria (GRV) (Member No. 226540) and a person bound by the Greyhounds Australasia Rules and Local Racing Rules.
2. You were, at all relevant times, the owner of the unnamed greyhound (VFMMH).
3. You failed to notify Greyhound Racing Victoria within 10 working days and in the prescribed form, of details relating to the rehoming of the unnamed greyhound (VFMMH), in that:
4. Between 11 April 2016 and 27 April 2022 you rehomed the greyhound.
5. You failed to keep relevant details of the rehoming of the greyhound.
6. You failed to provide any further details to GRV regarding the greyhound.
7. At the time of the relevant conduct described, it was an offence under Greyhounds Australasia Rule 106(3)(a) (as then in force) to engage in the conduct described in particular 3.
8. By reason of Greyhounds Australasia Rule 2 (as currently in force), the rescinding or variation of the Old Rules and commencement of the New Rules does not:
9. affect the previous operation of the Old Rules (including Rule 106(3)(a));
10. affect any obligation or liability imposed, created or incurred prior to the recission or variation of the Old Rules (including by virtue of Rule 106(3)(a)); or
11. affect any penalty incurred, or liable to be incurred, in respect of any offence committed pursuant to the Old Rules (including a breach of Rule 106(3)(a)).

**Charge 10: LR 42.9(a)**

1. You were, at all relevant times, a trainer registered with Greyhound Racing Victoria (GRV) (Member No. 226540) and a person bound by the Greyhounds Australasia Rules and Local Racing Rules.
2. You were, at all relevant times, the owner of an unnamed greyhound (VFMMG).
3. The unnamed greyhound (VFMMG) was euthanised on 7 May 2019 at the Wendouree Veterinary Clinic.
4. You have not, within 2 working days, notified Greyhound Racing Victoria of the death of the unnamed greyhound (VFMMG) in the prescribed form.
5. At the time of the relevant conduct described, it was an offence under Local Rule 42.9 (a)) (as then in force) to engage in the conduct described in particular 4.
6. By reason of Greyhounds Australasia Rule 2 (as currently in force), the rescinding or variation of the Old Rules and commencement of the New Rules does not:
7. affect the previous operation of the Old Rules (including Rule 42.9 (a));
8. affect any obligation or liability imposed, created or incurred prior to the recission or variation of the Old Rules (including by virtue of Rule 42.9 (a); or
9. affect any penalty incurred, or liable to be incurred, in respect of any offence committed pursuant to the Old Rules (including a breach of Rule 42.9 (a)).

**Pleas:** Guilty to all charges

**DECISION**

Mr John Chircop has pleaded guilty to 10 charges. These charges relate to his failure to update FastTrack records and notify Greyhound Racing Victoria (“GRV”) of six rehomed and/or deceased greyhounds.

**CHARGE 1**

Charge 1 is pursuant to Greyhounds Australasia Rule (“GAR”) 105(4)(i), which requires industry participants to advise the Controlling Body within three working days of a greyhound coming into or leaving the person’s care or custody.

Between 19 October and 23 November 2020, Greyhound Racing Integrity Unit (“GRIU”) personnel had communication with Mr Chircop requesting he update FastTrack records relating to six un-named greyhounds “VFMMJ”, “VFMMM”, “VFMMF”, “VFMMH”, “VFMMI” and “VFMMG”.

Greyhound Racing Victoria (“GRV”) Investigative Stewards conducted a routine visit to Mr Chircop’s kennels on 27 April 2021 and the above-mentioned greyhounds were not located at his kennels on that date but were still in his FastTrack account.

Despite numerous requests to arrange for these records to be updated on his FastTrack account to record each greyhound’s current location, Mr Chircop failed to do so.

Inquiries by Investigative Stewards resulted in two of the records, being VFMMM and VFMMH being resolved on Mr Chircop’s FastTrack account via rehoming to third parties. The remaining four records are still outstanding as follows:

* VFMMJ) was said to have been rehomed by a participant who has no knowledge of the rehoming;
* VFMMF was euthanised at Smythesdale Vet following injury, however, the Stewards have not been able to confirm this. The veterinary practice has changed hands and they do not have a record of this greyhound;
* VFMMI was euthanised due to illness. Howitt Street Clinic in Ballarat confirmed the greyhound as a patient but have no records as to the treatment or outcome;
* VFMMG was rehomed by Mr Chircop’s son, Stephen, to an address in New South Wales (“NSW”) but no details were retained by Stephen or Mr Chircop regarding this.

Mr Chircop failed to provide Investigative Stewards with any documentation or evidence to support any of the said locations of the six greyhounds. Mr Chircop believed advising GRV verbally of what happened to the unnamed greyhounds was sufficient.

**CHARGE 2**

Charge 2 is pursuant to GAR 86(p), which relates to disobeying or failing to comply with a lawful order of a Steward or other person or body having official duties in relation to greyhound racing.

On 19 October 2020, GRIU personnel sent an email to Mr Chircop requesting he update six FastTrack records relating to unnamed greyhounds VFMMJ, VFMMM, VFMMF, VFMMH, VFMMI and VFMMG.

As a result of no action being taken by Mr Chircop, he was served a Direction Notice to his registered email address on 23 November 2020. This directed Mr Chircop to:

*“Advise of the location of the following greyhounds, including the greyhound’s current whereabouts and status:*

*Your response is required by 5pm on 30 November 2020”.*

Between 1 and 18 December 2020, there was telephone contact by Mr Chircop with GRIU staff. Mr Chircop provided vague information concerning some of the six greyhounds. He was requested to provide more substantive information supported by documentation to enable the relevant records to be updated however, failed to do so.

Mr Chircop stated to GRV Stewards that he did not recall receiving the Direction Notice.

**CHARGE 3**

Charge 3 is pursuant to GAR 86(p).

During the kennel visit on 27 April 2021, a scan was conducted on all greyhounds present in the kennels.

It was expected that six unnamed greyhounds, VFMMJ, VFMMM, VFMMF, VFMMH, VFMMI and VFMMG, were to be present in the kennels, however, were not there.

On 18 May 2021, a Direction Notice was served on Mr Chircop via email directing that he update the FastTrack records relating the six unnamed greyhounds by 5pm on 25 May 2021.

Investigative Stewards contacted Mr Chircop and conducted inquiries in relation to the six greyhounds. Based on information provided by him, this resulted in the update of two of the six records however, Mr Chircop did not update the six records as directed and did not provide sufficient information to enable all records to be updated.

Mr Chircop stated he believed what he had previously told GRV was sufficient.

**CHARGE 4**

Charge 4 is pursuant to GAR 86(p).

On 30 June 2021, Investigative Stewards served a Letter of Direction. This directed the following:

*“You are to provide a suitable time and date between 9th and 16th July 2021 for the conducting of an inquiry into your failure to notify Greyhound Racing Victoria of the location via FastTrack of six (6) unnamed greyhounds.”*

*Your response is required by 5pm on 2 July 2021”.*

Mr Chircop failed to contact Investigative Stewards and respond to this direction. Mr Chircop advised Investigative Stewards he did not receive the Direction Notice.

**CHARGES 5, 6 & 10**

Charges 5, 6 and 10 are pursuant to Local Racing Rule (“LR”) 42.9(a), which requires the owner or person responsible for the greyhound to notify the GRV board, in the prescribed form, of the death of the greyhound, the date of death prior to the disposal of the body of the deceased greyhound and provide a veterinary certificate of euthanasia, where available, within two working days of the date of death.

On 11 April 2016, Mr Chircop became the registered owner of an unnamed greyhounds, VFMMF, VFMMI and VFMMG after the greyhound was whelped on the property of his son, Mr Ivan Chircop.

In either April or May 2017, the greyhound, VFMMF, injured its shoulder and required veterinary intervention. The greyhound was subsequently euthanised due to the injury.

On 7 May 2017, the greyhound, VFMMI, suffered an episode of twisted bowel and required veterinary intervention. The greyhound was subsequently euthanised due to the illness.

As the owner of the greyhound, Mr Chircop failed to notify GRV of the death, failed to provide the euthanasia certificate and failed to seek permission to dispose of the greyhound.

Mr Chircop’s explanation regarding these charges was that he believed the vet had notified GRV of the euthanasia.

In relation to the greyhound VFMMG, GRV Stewards initially charged Mr Chircop under GAR 106(3)(a). However, Mr Chircop subsequently provided a euthanasia certificate which advised that the greyhound had been euthanised at the Wendouree Veterinary Clinic on 7 May 2019.

Given Mr Chircop was able to provide the euthanasia certificate for this greyhound, the Tribunal granted the application of the Stewards to amend Charge 10. The Stewards charged Mr Chircop pursuant to LR 42.9(a) as he had failed to notify GRV within two working days of the death of this greyhound in the prescribed form.

**CHARGES 7, 8 & 9**

Charges 7, 8 and 9 are pursuant to GAR 106(3)(a), which requires the last registered owner of the relevant greyhound to notify the Controlling Body, in the prescribed form, within 10 working days, if that greyhound has transferred ownership, been retired as a pet or a breeding greyhound, has been transferred to an adoption program, exported or surrendered to another agency.

On 11 April 2016, Mr Chircop became the registered owner of an unnamed greyhounds VFMMJ, VFMMM and VFMMH after the greyhounds were whelped on the property of his son, Mr Ivan Chircop.

Information was provided by Mr Chircop that these greyhounds had been rehomed.

As the owner, Mr Chircop did not maintain records as to who the greyhounds were rehomed to and has been unable to provide the location of the greyhounds to GRV. Further, he failed to provide any further documents or information to GRV regarding these greyhounds.

As a result, GRV have not been able to locate these greyhounds.

Mr Chircop was of the view that his son, Ivan, was solely responsible for the rehoming of the greyhounds.

**PENALTY**

Mr John Chircop is 71 years old and lives in Smythesdale. He has had a long association with greyhound racing being a registered trainer since 1985.

English is not Mr Chircop’s first language and he believed, innocently, that information required by GRV had been supplied verbally by his veterinarian. He maintains that he did not deliberately seek to avoid GRV’s directions and with limited computer literacy, admits there were administrative oversights.

We now understand that Mr Chircop is assisting his son in greyhound racing and that there are now processes in place to ensure that administrative requests are followed through and met.

The maintenance of record keeping by GRV and the need to comply with requests by GRV are important requirements to ensure integrity and welfare concerns are met. Penalties should not only account for Mr Chircop’s personal situation and pleas of guilty, but also reflect the need for general deterrence considerations.

In the event, we impose the following penalties: -

**Charge 1:** three month suspension, wholly suspended for two years and concurrent with the penalty imposed on Charge 2.

**Charge 2:** three month suspension, wholly suspended for two years and a fine of $500.

**Charge 3:** three month suspension, wholly suspended for two years and concurrent with the penalty imposed on Charge 2.

**Charge 4:** three month suspension, wholly suspended for two years.

**Charge 5:** three month suspension, wholly suspended for two years and a fine of $500.

**Charge 6:** three month suspension, wholly suspended for two years and concurrent with the penalty imposed on Charge 5.

**Charge 7:** three month suspension, wholly suspended for two years and a fine of $500.

**Charge 8:** three month suspension, wholly suspended for two years and concurrent with the penalty imposed on Charge 7.

**Charge 9:** three month suspension, wholly suspended for two years and concurrent with the penalty imposed on Charge 7.

**Charge 10:** three month suspension, wholly suspended for two years and concurrent with the penalty imposed on Charge 5.

Kathleen Scully

Assistant Registrar, Victorian Racing Tribunal