

1994—No. 418

**GREYHOUND RACING CONTROL BOARD ACT 1985—  
RULES**

(Rules of the Greyhound Racing Control Board 1994)

NEW SOUTH WALES



*[Published in Gazette No. 108 of 26 August 1994]*

HIS Excellency the Governor, with the advice of the Executive Council, and in pursuance of the Greyhound Racing Control Board Act 1985, has been pleased to approve the Rules made by the Greyhound Racing Control Board and set forth hereunder.

CHRIS DOWNY  
Minister for Sport, Recreation and Racing.

The Greyhound Racing Control Board, in pursuance of section 10 of the Greyhound Racing Control Board Act 1985, makes the following Rules:

**PART 1—PRELIMINARY**

**Citation**

**1.** These Rules may be cited as the Rules of the Greyhound Racing Control Board 1994.

**Commencement**

**2.** These Rules commence on 1 September 1994.

**Repeal and savings**

**3. (1)** The Rules of the Greyhound Racing Control Board 1983 are repealed.

(2) Any person, club, greyhound trial track or meeting registered under the Rules repealed by subrule (1) immediately before their repeal is taken to have been registered under these Rules.

### Definitions

4. (1) In these Rules:

“**advertise**” means to publish whether in written or printed form, or orally;

“**approved registration authority**” means:

(a) in relation to the registration of persons—a body declared by the Board under rule 56 to be an approved registration authority; or

(b) in relation to the registration of greyhounds—a body declared by the Board under rule 129 to be an approved registration authority;

“**approved**” means approved by the Board from time to time;

“**attendant**” means a person who handles a greyhound at any race or qualifying trial meeting for or on behalf of the owner or trainer of the greyhound;

“**Board steward**” means a steward appointed by the Board under rule 13;

“**bookmaker**” means a person who carries on the business of or acts as a bookmaker at any meeting;

“**bookmaker’s clerk**” means a person employed by a bookmaker at any meeting in connection with that bookmaker’s betting activities;

“**certificate of registration**” includes a certificate issued by the Board indicating that the person named in it is registered with the Board and has paid the appropriate fee set out in Schedule 1 for a specified registration fee period;

“**chairperson**” means chairperson of the Board;

“**club**” means a non-proprietary association holding a special licence referred to in section 51 (1A) of the Gaming and Betting Act 1912;

“**committee**” of a club means the person or group of persons having the care, control or management of the affairs of the club;

“**confederacy**” means 2 or more persons;

“**defaulter**” means a person who is in default in respect of the payment of any money payable to:

(a) the Board or to a club; or

(b) a person in respect of an unpaid bet;

**“executive officer”** means the member of the Board appointed as executive officer of the Board under rule 8 (1);

**“exercise”** a function includes, where the function is a duty, the performance of a duty;

**“fought”** means that one greyhound has attacked another greyhound during the running of a race or qualifying trial and in so doing its head or the muzzle worn by it has made contact with that other greyhound;

**“function”** includes a power, authority or duty;

**“greyhound racing”** has the same meaning as in the Act;

**“lure”** means an artificial lure activated by mechanical or other means;

**“month”** means a calendar month;

**“official”** means:

(a) in relation to the Board, any person holding any office or position the duties of which comprise or include the administering or carrying out of the functions of the Board; or

(b) in relation to a club, any person appointed by the club to act in any capacity directly connected with greyhound racing;

**“owner”** of a greyhound includes:

(a) part-owner, lessee or part-lessee of the greyhound; or

(b) any person exercising or purporting to exercise the right of ownership over the greyhound; or

(c) any person having an interest in the greyhound;

**“penalty”** includes suspension, disqualification and the imposition of a fine;

**“public place”** means any place which the public are entitled to use, but does not include any racecourse licensed under the Gaming and Betting Act 1912 or any greyhound trial track registered under these Rules;

**“qualifying trial”** means the pursuit of a lure by greyhounds in a trial conducted by a club or at a registered greyhound trial track as a result of which greyhounds may be awarded the right to be drawn in a race at a subsequent meeting;

**“race”** means:

(a) the competitive pursuit of a lure by 2 or more greyhounds; or

(b) a test of the speed of a greyhound or of greyhounds competing separately,

at a meeting for greyhound racing, but does not include a qualifying trial;

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**“registered”** means registered by or with the Board under these Rules;  
**“registration period”** means:

- (a) in relation to owners, trainers and attendants — any period of 2 years ending on 31 March in any odd-numbered year; and
- (b) in relation to bookmakers and bookmakers’ clerks — any period of 2 years ending on 30 September in any even-numbered year;

**“rules”** of a club means the rules of the club approved under rule 32;  
**“secretary”** means:

- (a) in relation to the Board, the person appointed as secretary of the Board; or
- (b) in relation to a club, the person appointed as secretary of the club or, if no such appointment has been made, the person performing executive acts on behalf of the club;

**“starter”**, in relation to a race or qualifying trial, means every greyhound that has been placed in the starting boxes and which has not been subsequently withdrawn before the start by order or permission of the stewards or which has not subsequently been declared by the stewards to be a non-starter;

**“stewards”** means the persons appointed as stewards by the Board in accordance with these Rules or by a club in accordance with the rules of the club;

**“the Act”** means the Greyhound Racing Control Board Act 1985;

**“trainer”** means a person who trains greyhounds for greyhound racing;

**“veterinary surgeon”** means a veterinary surgeon registered under the Veterinary Surgeons Act 1986.

**(2)** In these Rules, a reference to the disqualification of a person or greyhound is a reference to the disqualification of that person or greyhound:

- (a) directly by the Board or any Board stewards under these Rules; or
- (b) by a direction of the Board under rule 11 or 12; or
- (c) in the case of a greyhound, under rule 83 or 84.

**(3)** In these Rules, a reference to the suspension of a person is a reference to the suspension of such of the rights and liabilities of that person as are specified in rule 25 (3):

- (a) directly by the Board or any Board stewards under these Rules; or
- (b) by a direction of the Board under rule 11 or 12.

**Breach of Rules**

**5. (1)** A person (other than a club) breaches these Rules if the person:

- (a) does anything, or causes or permits anything to be done, which is prohibited by or under these Rules; or
- (b) fails to do a thing, or causes or permits a thing to remain undone, which is directed to be done by or under these Rules; or
- (c) does anything, or causes or permits anything to be done, which is prohibited by or under the rules of a club, or fails to do a thing, or causes or permits a thing to remain undone, which is directed to be done by or under the rules of a club, or otherwise becomes liable to be penalised under the rules of a club; or
- (d) fails to comply with any conditions to which the person's registration is subject or with any conditions to which the registration of any greyhound owned by the person or under the person's care or custody is subject; or
- (e) corruptly accepts or offers to accept any money, share in a bet or other benefit in connection with greyhound racing; or
- (f) refuses or fails to attend and give evidence at any inquiry when requested to do so by the Board or any Board stewards or by the stewards or committee of any club; or
- (g) gives any evidence at an inquiry by the Board or any Board stewards or by the stewards or committee of any club which is false or misleading in any material particular; or
- (h) offers, by advertisement, circular letter or other means, to give information concerning greyhounds for the purpose of or in relation to betting or wagering in return for monetary or other consideration; or
- (i) nominates for, or attempts to enter in, or produces to compete in, any race or qualifying trial a greyhound which is disqualified or otherwise prohibited from competing in that race or trial; or
- (j) uses for breeding purposes greyhounds which have been disqualified from being used for those purposes;
- (k) takes part in or is associated with an unregistered race meeting or a race or qualifying trial meeting conducted by an unregistered club; or
- (l) is a defaulter; or
- (m) obstructs, impedes, abuses, threatens or insults the Board or assaults, obstructs, impedes, abuses, threatens or insults any member of the Board, any Board steward or any other official of the Board acting under the Act or these Rules; or

- (n) fails to give effect to any decision, order or direction made or given by the Board or a Board steward in pursuance of its or the steward's functions and notified to the person; or
- (o) conspires with any other person to do anything or to fail to do a thing which constitutes a breach of these Rules.

(2) A club breaches these Rules if it:

- (a) does anything, or causes or permits anything to be done, which by or under these Rules, the rules of the club or the constitution of the club is prohibited; or
- (b) fails to do a thing, or causes or permits a thing to remain undone, which by or under these Rules, the rules of the club or the constitution of the club is directed to be done; or
- (c) fails to comply with any condition to which its registration is subject; or
- (d) is in default in respect of the payment of any money payable to the Board; or
- (e) fails to give effect to any decision, order or direction made or given by the Board or a Board steward in pursuance of its or the steward's functions and notified to it in writing by the secretary or any other official of the Board; or
- (f) obstructs or impedes the Board, any member of the Board, any Board steward or any other official of the Board acting under the Act or these Rules.

### **Giving of notice**

6. (1) A notice or other document required or authorised to be given to or served on any person under these Rules may be given or served:

- (a) by delivering it to the person to whom it is addressed; or
- (b) by posting it by prepaid certified letter addressed to the last known place of residence or business of the person; or
- (c) by leaving it with a person at the last known place of residence or business of the person to whom it is addressed.

(2) A notice or other document required or authorised to be given to or served on a club under these Rules may be given or served:

- (a) by delivering it to the secretary of the club; or
- (b) by posting it by prepaid certified letter addressed to the secretary of the club; or
- (c) by transmitting it by telex to the secretary of the club.

**(3)** Except where otherwise provided by these Rules, a notice or other document required or authorised to be given by the Board may be signed by the Secretary of the Board or any other official or person authorised by the Board.

**(4)** If a notice or other document is posted, it is taken to have been served on the second day after the date of posting.

**(5)** Subject to these Rules, nothing in this rule operates so as to require the Board or the Board stewards to give or serve a notice or other document on a person affected by a decision, order or direction of the Board or the Board stewards if that person was present at the meeting of the Board or the Board stewards at which the decision, order or direction was announced.

## **PART 2—THE BOARD AND BOARD STEWARDS**

### **Meetings of the Board**

**7. (1)** The procedure for the calling of meetings of the Board and for the conduct of business at those meetings is, subject to any procedure that is specified in the Act or these Rules, to be as determined by the Board.

**(2)** The executive officer is, if a requisition for a meeting of the Board signed by at least 3 members of the Board is served on the secretary, to convene a meeting of the Board not less than 5 days nor more than 21 days after the requisition is so served.

### **Executive officer and deputy executive officer**

**8. (1)** The members of the Board are to appoint one of their number to be the executive officer of the Board.

**(2)** The functions of the executive officer are:

- (a) subject to rule 7, to convene meetings of the Board; and
- (b) to control, grant authorities to and give directions to the secretary and other officials of the Board; and
- (c) to care for the funds, documents, records and other property of the Board; and
- (d) to give effect to the directions of the Board and to sign all documents necessary for that purpose.

**(3)** The members of the Board may appoint one of their number to be the deputy executive officer of the Board.

**(4)** The deputy executive officer has and may exercise and perform the functions conferred or imposed on the executive officer by these Rules during the absence of the executive officer through illness or other cause.

**Functions of Board**

**9. (1)** The Board may inquire into, or cause to be inquired into, any matter or thing in connection with greyhound racing.

**(2)** The Board may require the attendance of and the giving of evidence by any registered person or any other person participating in or associated with greyhound racing who, in the opinion of the Board, may have knowledge of any of the matters which are the subject of an inquiry under subrule (1).

**(3)** If a person is, after notice to the person and due inquiry, found guilty by the Board of having breached these Rules, the Board may do any one or more of the following things:

- (a) it may impose a fine on the person not exceeding 20 penalty units;
- (b) it may suspend the person for such term as the Board thinks fit;
- (c) it may disqualify the person either permanently or for such term as the Board thinks fit;
- (d) it may cancel the registration of the person.

**(4)** The Board may, after notice to a person and due inquiry, impose on the person any one or more of the penalties referred to in subrule (3) if:

- (a) the Board is satisfied that the person has done anything, or caused or permitted anything to be done, in connection with greyhound racing which is dishonest, corrupt, fraudulent, negligent, improper or otherwise detrimental to the proper control and regulation of greyhound racing; or
- (b) the person has been convicted of an offence by any court in New South Wales or elsewhere and the Board is satisfied that the nature of the offence is such that the person's continued participation or association with greyhound racing would be detrimental to the proper control and regulation of greyhound racing; or
- (c) the person fails to satisfy the Board, after being called on to do so, that he or she has no connection or association with any person who is disqualified.

**(5)** The Board may disqualify all or any of the greyhounds owned by a person disqualified or suspended under these Rules for the same term as the term of the person's disqualification or suspension or for any other term.

**(6)** The Board may disqualify from winning or being placed in any race or qualifying trial a greyhound used in connection with a breach of these Rules.

**(7)** The Board may prohibit any greyhound from competing in any race or qualifying trial if, in its opinion, that action is necessary for the proper control and regulation of greyhound racing.

**(8)** The Board may make such orders in respect of the weight of a greyhound as it considers necessary in the interests of greyhound racing.

**(9)** The Board may from time to time determine the form of greyhound leases and trainers' agreements.

**(10)** The Board may from time to time determine the form of nomination by which a greyhound is nominated for a race or qualifying trial.

**(11)** The Board may publish in any manner or through any medium any decisions of the Board, the Board stewards or the committee or stewards of a club made in the exercise or intended exercise of any function under the Act, these Rules or the rules of a club.

**(12)** The Board may, after notice to a person and due inquiry, prohibit the person from:

(a) being employed by, or appointed as an official of, a club, whether in an honorary capacity or for reward or remuneration; or  
(b) otherwise participating in the management of the club,  
where such action is necessary in the opinion of the Board for the proper control and regulation of greyhound racing.

**(13)** The Board may, by notice in writing to a registered person, prohibit the person from taking part in, or being associated with, any race or qualifying trial meeting held by any club which is not registered under these Rules.

**(14)** If a club has been found guilty by the Board, after notice to it and due inquiry, of having breached these Rules, the Board may do any one or both of the following things:

(a) it may impose a fine on the club not exceeding 20 penalty units;  
(b) it may cancel the registration of the club.

**(15)** The Board may:

(a) prepare and maintain, or cause to be prepared and maintained, a record of the details of racing performances of greyhounds at race and qualifying trial meetings and of such other information concerning greyhounds as it thinks fit; and  
(b) require a club to supply such information as to race and qualifying trial meetings conducted or to be conducted by it within such time, to such persons and by such means as the Board considers necessary for the purpose of the preparation of any such record; and

(c) grant access to any such record to, and permit it to be used by, clubs, officials or other persons for such purposes as the Board considers consistent with the proper control and regulation of greyhound racing.

**(16)** Nothing in this rule restricts any other function conferred on the Board.

**(17)** In this rule, a reference to greyhound racing includes a reference to:

- (a) the keeping of greyhounds which are in the care or custody of registered persons; and
- (b) the registration or breeding of greyhounds.

**(18)** For the avoidance of doubt, the Board may exercise the functions conferred on the Board under this rule in relation to any matter or thing connected with a greyhound trial or training race.

#### **Special functions in case of dishonesty at meetings**

**10. (1)** If a member of the Board, or an official of the Board authorised in that behalf by the chairperson or executive officer, has reasonable cause to suspect that any dishonest, corrupt, fraudulent, negligent or improper act in connection with greyhound racing is about to or may take place, or has taken place, at any race or qualifying trial meeting, the member or official may, for the purpose of preventing, detecting or inquiring into that act:

- (a) enter and inspect any land, track, building or other place in or about which the meeting is being or is about to be or has been conducted by any club; or
- (b) make or vary all or any of the arrangements for the conduct of the meeting; or
- (c) require and obtain from the secretary of the club conducting the meeting production of all books, particulars of entry or nomination and all documents relating to the meeting and any race or qualifying trial at the meeting and any greyhound nominated or entered or present at the meeting; or
- (d) order the examination of any greyhound for the purpose of ascertaining its age or identity or for any other purpose; or
- (e) order the scratching or withdrawal of any greyhound from a race or qualifying trial; or
- (f) order the removal of any muzzle or rug; or

- (g) remove the judge, stewards or other officials at any time during the meeting and act in the place of the judge, stewards or officials, or appoint a substitute for them; or
- (h) appoint any official necessary for the proper conduct of the meeting if the member or official is of the opinion that the committee of the club has failed or neglected to do so; or
- (i) take possession of and detain for purposes of inquiry for a period not exceeding 14 days, any greyhound in respect of which, in the opinion of the member or official, there are reasonable grounds for believing or suspecting the commission or intention or attempt to commit a dishonest, corrupt, fraudulent, negligent or improper act or any act for the purpose of having the effect of affecting the speed, stamina, courage or conduct of a greyhound or preventing or disabling or impeding the greyhound from running truly according to its ability; or
- (j) inquire into or direct the stewards of a club to inquire into the question whether there has been committed, intended or attempted any dishonest, corrupt, fraudulent, negligent or improper act in connection with greyhound racing.

(2) The chairperson or executive officer may at any time revoke the authority of an official of the Board under subrule (1).

(3) A direction given under subrule (1) must be observed and carried into effect by the club, committee of the club concerned or the person to whom it is directed.

(4) In this rule, a reference to a meeting includes a reference to an official club trial.

### **Penalties imposed by authorities outside NSW**

**11. (1)** In this rule:

**“approved controlling authority”** means an authority or club conducting or controlling:

- (a) greyhound racing outside New South Wales; or
- (b) horse racing or harness racing, whether in or outside New South Wales,

being an authority or club approved for the time being by the Board for the purposes of this rule.

(2) On the Board being notified of a penalty (other than a fine) imposed on any person or on any greyhound by an approved controlling authority, the person is to be suspended immediately, or the greyhound is to be immediately prohibited from competing in any race or qualifying trial, pending consideration of the penalty by the Board.

(3) The Board is, as soon as practicable, to consider any such penalty and may, if it thinks fit, direct that the penalty is to apply in New South Wales with or without a reduction in the period of the penalty or a variation of any conditions of the penalty.

(4) When the Board directs that any such penalty is to apply in New South Wales, notice of its direction is to be sent to the person penalised, or to the owner of the greyhound penalised.

(5) In taking action under this rule, the Board is not bound to inquire into any of the circumstances of any such penalty.

(6) If the Board decides under this rule to direct that a penalty is to apply in New South Wales but the penalty is not of a kind which the Board may impose under these Rules, the Board may direct under subrule (3) that the nearest equivalent penalty that may be imposed by the Board is to apply in New South Wales.

### **Penalties imposed by clubs**

12. (1) The Board is, as soon as practicable after being notified of a penalty (other than a fine) imposed on any person or on any greyhound by the committee or stewards of any club, to consider any such penalty and may, if it thinks fit, direct that the penalty is to apply in New South Wales with or without a reduction in the period of the penalty or a variation of any conditions of the penalty.

(2) When the Board directs that any such penalty is to apply in New South Wales, notice of its direction is to be sent to the person penalised, or to the owner of the greyhound penalised.

(3) In taking action under this rule, the Board is not bound to inquire into any of the circumstances of any such penalty.

(4) This rule does not apply to a disqualification of a greyhound under rule 83 or 84.

### **Appointment of Board stewards**

13. (1) The Board may appoint any number of persons as stewards.

(2) A Board steward is, in the exercise of his or her functions (except in relation to the conduct and determination of an inquiry), subject to the control and direction of the Board.

**Board stewards acting at meetings**

**14. (1)** Board stewards may be appointed:

- (a) by the Board; or
- (b) by the chairperson, executive officer, the secretary or other authorised official of the Board,

to act at one or more race or qualifying trial meetings of a club in place of the stewards of that club.

**(2)** Notice of any such appointment is to be sent or delivered to the secretary of the club and is to be in writing signed by the chairperson, executive officer, secretary or other authorised official of the Board, but a failure to send or deliver the notice of appointment does not affect the appointment.

**(3)** If Board stewards are appointed under subrule (1) to act at a meeting conducted by a club and are in attendance at that meeting, those stewards are to be the stewards for the purpose of that meeting and stewards of the club are not entitled to act at that meeting.

**(4)** If a Board steward acts at a meeting of a club, the Board may charge the club for the services of that Board steward.

**(5)** For the purpose of subrule (4), the charge is to be such amount as may, from time to time, be determined by the Board.

**(6)** A reference in this rule to a meeting includes a reference to:

- (a) part of a meeting; and
- (b) an official club trial,

**Registration stewards**

**15. (1)** The Board may appoint any number of Board stewards as registration stewards.

**(2)** A registration steward may exercise any of the following functions of the Board:

- (a) the grant or refusal of applications for the registration of owners, trainers, attendants or confederacies, or of bookmakers or bookmakers' clerks;
- (b) the functions conferred by rules 50 and 53 in respect of any such registration, and the functions conferred by those rules as applied by rule 132;
- (c) the grant or refusal of applications for registration or renewal of registration of greyhounds as sires;

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- (d) the grant or refusal of applications for the registration of litters of greyhounds and for the registration and naming of greyhounds;
- (e) the changing of the names of greyhounds;
- (f) the transfer of the registration of greyhounds;
- (g) the functions conferred by rules 116 and 135.

**Functions of Board stewards**

**16. (1)** A Board steward may inquire into any matter or thing in connection with greyhound racing.

**(2)** A Board steward may require the attendance of and the giving of evidence by any registered person or any other person participating in or associated with greyhound racing who, in the opinion of the Board steward, may have knowledge of any of the matters which are the subject of an inquiry under subrule (1).

**(3)** If a person has been found guilty by a Board steward, after notice to the person and due inquiry, of having committed a breach of these Rules, the Board steward may do any one or more of the following things:

- (a) the steward may impose a fine on that person not exceeding 20 penalty units;
- (b) the steward may suspend that person for such term as the steward thinks fit;
- (c) the steward may disqualify that person either permanently or for such term as the steward thinks fit.

**(4)** A Board steward may, after notice to a person and due inquiry, impose on the person any one or more of the penalties referred to in subrule (3) if the steward is satisfied that the person has done anything, or caused or permitted anything to be done, in connection with greyhound racing which is dishonest, corrupt, fraudulent, negligent, improper or otherwise detrimental to the proper control and regulation of greyhound racing.

**(5)** A Board steward may disqualify all or any of the greyhounds owned by a person disqualified or suspended under these Rules for the same term as the term of the person's disqualification or suspension or for any other term.

**(6)** A Board steward may disqualify from winning or being placed in any race or qualifying trial a greyhound used in connection with a breach of these Rules.

(7) Two or more Board stewards may exercise the functions conferred on them under these Rules jointly.

(8) Nothing in this rule restricts any other function conferred on a Board steward.

(9) In this rule, a reference to greyhound racing includes a reference to:

- (a) the keeping of greyhounds which are in the care or custody of registered persons; and
- (b) the registration or breeding of greyhounds.

(10) For the avoidance of doubt, a Board steward may exercise the functions conferred on the steward under this rule in relation to any matter or thing connected with a greyhound trial or training race.

### **Chairperson of Board stewards**

17. (1) If 2 or more Board stewards act at any meeting or otherwise exercise jointly any of the functions conferred on them by these Rules, the chairperson of stewards is to be:

- (a) such one of those stewards as may be appointed by the Board to act as chairperson of stewards; or
- (b) if none of those stewards has been appointed by the Board to act as chairperson of stewards, the steward appointed by and from those stewards.

(2) The chairman of stewards has, at all proceedings of the stewards, a deliberative vote and, if the votes are equal, a casting vote.

### **Cumulative disqualification**

18. If a person or a greyhound:

- (a) is disqualified by the Board or the Board stewards on any occasion for more than one period; or
- (b) has been previously disqualified by the Board or the Board stewards for any period and during that period is again disqualified by the Board or the Board stewards,

any period of disqualification other than the first or any further period of disqualification is, if the Board or the Board stewards so directs or direct, to be cumulative.

### **Application of penalty**

19. Any penalty imposed by the Board or any Board stewards under these Rules is to apply throughout New South Wales despite anything to the contrary in these Rules or the rules of a club.

**Dealing with breaches of Rules without conviction****20. (1) If:**

- (a) a person is charged before the Board or a Board steward with a breach of these Rules; and
- (b) the Board or Board steward is of the opinion that the charge is proved but that (having regard to the matters set out in subrule (2)) it is inappropriate to inflict any punishment or any more than a nominal punishment,

the Board or Board steward may, without proceeding to record a finding of guilt and to impose a penalty, discharge the person.

**(2)** The matters to which the Board or Board steward must have regard are as follows:

- (a) the character and antecedents of the person charged;
- (b) the nature of the breach and the circumstances in which it was committed (in particular, the seriousness of the breach and any negligence, recklessness or indifference of the person charged);
- (c) whether the person has denied or admitted the charge.

**(3)** The Board or Board steward may also have regard to any other matter the Board or steward considers relevant.

**(4)** A person discharged under this rule is to be discharged on condition that the person does not commit any further breach of these Rules for a period of 12 months. The Board may at any time revoke or vary that condition.

**(5)** If the person commits a further breach of these Rules in contravention of the condition of discharge, the person may be dealt with for the breach for which the person was discharged by the Board or by any Board steward dealing with the further breach.

**Record of proceedings**

**21. (1)** The Board or any Board stewards may cause the proceedings relating to any matter before it or them to be recorded by means of shorthand, stenotype machine, sound recording apparatus or such other means (or such combination of means) as the Board or the Board stewards determines or determine.

**(2)** The record of any proceedings referred to in subrule (1) is to be retained for a period of 12 months after the date on which the proceedings are finalised.

### **Notice of decisions of Board stewards**

**22.** The secretary or other authorised official of the Board must, within 3 working days of any Board stewards making or giving a decision, order or direction which adversely affects any person, cause that person to be notified of the decision, order or direction, unless that person was present at the meeting of the Board stewards at which the decision, order or direction was announced.

### **Greyhounds subject to inquiry**

**23. (1)** If a greyhound is the subject of an inquiry arising out of which a penalty might be imposed under these Rules or the rules of a club and the owner or trainer of the greyhound has been notified by the Board or a Board steward of that inquiry and the prohibition imposed by this rule, the greyhound is prohibited from competing in any race or qualifying trial pending the determination of that inquiry.

**(2)** The Board may, on application by the owner or trainer of a greyhound, remove any prohibition under subrule (1) if:

- (a) the inquiry referred to in that subrule is not determined within 21 days of notification to that owner or trainer that the greyhound is the subject of the inquiry; or
- (b) the Board is satisfied that by reason of the special circumstances of the case the prohibition should be removed.

### **List of disqualifications and suspensions**

**24. (1)** A list of

- (a) persons disqualified or suspended; and
- (b) greyhounds disqualified or otherwise prohibited from competing in any race or qualifying trial,

is to be kept at the office of the Board, and the list or extracts from it or additions to it may be forwarded from time to time to such clubs or authorities conducting or controlling greyhound racing, horse racing or harness racing, whether in or out of New South Wales, as the Board thinks fit.

**(2)** The omission of the name of any person or greyhound from the list kept under subrule (1) is not to affect the disabilities of the person or greyhound under these Rules.

### **Effect of disqualification or suspension**

**25. (1)** Unless the Board in special circumstances otherwise directs, a person who has been disqualified is not:

- (a) entitled to retain any registration certificates held by the person; and
- (b) permitted to transact any business affecting the registration of persons or greyhounds with the Board; and
- (c) to enter any enclosure or other portion of a racecourse or any lands occupied or used in connection with a racecourse during any race or qualifying trial meeting, whether acting as agent or otherwise; and
- (d) to have any of the rights or privileges conferred by any registration under these Rules; and
- (e) eligible to otherwise participate in or associate with greyhound racing (including the breeding of greyhounds),

and any greyhound which has been nominated by the person or in the person's name, or of which the person is wholly or partly the owner or which is proved to the satisfaction of the Board to be under the person's care, custody or training, is prohibited from competing in any race or qualifying trial conducted by a club.

(2) Unless the Board in special circumstances otherwise directs, when a greyhound has been disqualified the greyhound is prohibited from competing in any race or qualifying trial conducted by a club or from being used for breeding greyhounds.

(3) When a person has been suspended, any greyhound which has been nominated by the person or in the person's name, or of which the person is wholly or partly the owner or which is under the person's care, custody or training, is prohibited from competing in any race or qualifying trial conducted by a club.

#### **Penalty on trainer**

**26. (1)** If a trainer is disqualified or suspended, any greyhound being trained by the trainer on behalf of some other person and in which the trainer has no interest other than as a trainer is prohibited from competing in any race or qualifying trial so long as it remains in the possession and control of the trainer and, unless the Board in special circumstances otherwise directs, so long as it remains on property on which the trainer usually resides.

(2) Except as provided in subrule (1), when a penalty is imposed on a trainer any greyhound being trained by the trainer on behalf of some other person and in which the trainer has no interest other than as a trainer is not, by reason only of the imposition of that penalty, prohibited from competing in any race or qualifying trial.

**Registration certificates to be returned to Board**

**27.** When a person has been disqualified or suspended, the person must immediately deliver to the Board all certificates of registration issued to the person, and for the purpose of calculating the expiry date of any such disqualification or suspension, the disqualification or suspension is taken to commence on the date of delivery of the certificates.

**PART 3—REGISTRATION**  
**Division 1—Clubs**

**Registration of clubs**

**28. (1)** A club must not conduct any race or qualifying trial meeting unless the club is registered with the Board.

**(2)** The Board may refuse to register or renew the registration of any club if it is of the opinion that the refusal is in the interests of greyhound racing.

**Applications for registration or renewal of registration**

**29.** An application by a club for registration or renewal of registration must:

- (a) be in an approved form; and
- (b) be accompanied by a copy of the rules of the club certified as correct by the club's secretary.

**Renewal of registration**

**30. (1)** The registration of a club, unless sooner cancelled by the Board, remains in force:

- (a) from the date on which it was granted by the Board; or
- (b) in the case of renewal of registration, from the date on which the previous registration ceases to be in force,

until 31 December next following that date.

**(2)** An application for renewal of registration of a club is to be made on or before 1 December of the current year of registration.

**(3)** If an application for renewal of registration is made after 1 December of the current year of registration, the Board may grant the application on such terms and conditions as it may think fit.

**Grant or refusal of application**

**31.** If a club applies for registration or renewal of registration, the Board may:

- (a) grant the application and issue the club with a certificate of registration or further certificate of registration; or
- (b) refuse the application if it is of the opinion that the refusal is in the interests of greyhound racing.

**Rules of clubs**

**32.** As a condition of registration or renewal or registration of a club, the Board may require that the club adopt and use approved rules only.

**Division 2—Race meetings****Registration of race meetings**

**33.** A club must not conduct a race meeting unless the meeting has been registered by the Board.

**Applications for registration**

**34. (1)** An application made by a club for the registration of a race meeting must:

- (a) be in an approved form; and
- (b) subject to subrule (2), be lodged at the office of the Board at least 10 days before the day on which the meeting is to be held.

**(2)** In the case of urgency, an application may be lodged at shorter notice if the chairperson of the Board so determines in any particular case.

**Registration of series of meetings**

**35.** A club may make application for registration of a series of race meetings, but any such application must be lodged with the Board at least 21 days before the day on which it is proposed to conduct the first meeting of the series.

**Grant or refusal of application**

**36. (1)** The Board may grant or refuse any application for registration of a race meeting or a series of race meetings, or may grant any such application for a date or dates other than that or those applied for. In dealing with any such application, the Board is to have regard to the following considerations:

- (a) whether on the date or dates specified in the application race meetings will be conducted by other clubs within a contiguous area which, in the opinion of the Board, would materially endanger the success of any meeting proposed to be conducted in the area;
- (b) the justice of any rival claims of clubs which propose to conduct a race meeting on the date or dates specified in any application;
- (c) the interests of greyhound racing generally.

(2) The Board may cancel or vary the registration of a race meeting, or a series of race meetings, if, in the opinion of the Board, the cancellation or variation is in the interests of greyhound racing.

### Certificate of registration

**37. (1)** On the granting by the Board of an application for registration of any race meeting or a series of race meetings to be held by a club, the Board is to issue certificates of registration in duplicate to the club.

(2) The secretary of the club issued with a certificate of registration must cause a copy of the certificate to be exhibited in a prominent place at the kennelling yard from a time commencing not later than 1 hour before the running of the first race until the completion of the meeting specified in the certificate.

## Division 3—Owners, trainers, attendants and confederacies

### Registration of owners, trainers and attendants

**38.** A person must not act or hold out as acting as an owner, trainer or attendant of any greyhound entitled or intended to compete in any race or qualifying trial to be conducted by a club unless the person:

- (a) is registered by the Board as an owner, trainer or attendant; and
- (b) has paid, and the Board has accepted, all fees that are payable under these Rules in connection with that registration.

### Application for registration

**39. (1)** An application by a person for registration as an owner, trainer or attendant must:

- (a) be in an approved form; and
- (b) be accompanied by the appropriate fee set out in Schedule 1.

(2) Any such applicant must supply such evidence of character, fitness and experience as the Board may require.

### **Confederacies**

**40. (1)** The Board may register a confederacy as the owner of a greyhound.

(2) A greyhound is prohibited from competing in any race or qualifying trial if the greyhound is owned by:

- (a) an unregistered confederacy; or
- (b) a confederacy of 11 or more persons (whether natural persons or not); or
- (c) corporation (whether or not the greyhound is also owned by a natural person).

(3) An application by registered owners of a greyhound for registration of a confederacy must be in an approved form.

### **Continuance of registration**

**41.** The registration of an owner, trainer, attendant or confederacy (in force on 1 February 1989 or granted after that date) continues in force until cancelled by the Board.

### **Payment of fee**

**42. (1)** A registered owner, trainer or attendant must pay the appropriate fee set out in Schedule 1 in respect of each registration period.

(2) The fee in respect of a registration period must be paid on or before 1 March immediately preceding that period and must be accompanied by information in an approved form.

(3) If payment of any such fee is received by the Board after the due date, the Board may accept the payment on such terms and conditions as it thinks fit.

(4) The Board may refuse to accept payment of any such fee if it is of the opinion that the refusal is in the interests of greyhound racing.

### **Grant or refusal of application**

**43.** If a person applies to the Board for registration as an owner, trainer, attendant or confederacy, the Board may:

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- (a) grant the application and issue the person with a certificate of registration; or
- (b) refuse the application if it is of the opinion that the refusal is in the interests of greyhound racing.

#### **Division 4—Bookmakers and bookmakers’ clerks**

##### **Registration of bookmakers and bookmakers’ clerks**

**44.** A person must not act as a bookmaker or bookmaker’s clerk at any race meeting (whether in respect of races at that meeting or on any other event or contingency) unless the person:

- (a) is registered by the Board as a bookmaker or bookmaker’s clerk, as the case may be; and
- (b) has paid (and the Board has accepted) all fees that are payable under these Rules in connection with that registration.

##### **Application for registration**

**45. (1)** An application by a person for registration as a bookmaker or bookmaker’s clerk must:

- (a) be in an approved form; and
- (b) be accompanied by the appropriate fee set out in Schedule 1.

**(2)** An application by a person for registration as a bookmaker must be accompanied by a cash deposit or bond of such amount as the Board may require as security for the payment of wagers and for the discharge of any obligations entered into by the person in plying the person’s calling as a bookmaker.

**(3)** An applicant referred to in subrule (1) must supply such evidence of character, fitness and experience as the Board may require.

##### **Continuance of registration**

**46.** The registration of a bookmaker or bookmaker’s clerk continues in force until cancelled by the Board.

##### **Payment of fee**

**47. (1)** A registered bookmaker or bookmaker’s clerk must pay the appropriate fee set out in Schedule 1 in respect of each registration period.

(2) The fee in respect of a registration period must be paid on or before 1 September immediately preceding that period and must be accompanied by information in an approved form.

(3) If payment of any such fee is received by the Board after the due date, the Board may accept the payment on such terms and conditions as it thinks fit..

(4) The Board may refuse to accept payment of any such fee if it is of the opinion that the refusal is in the interests of greyhound racing.

### **Grant or refusal of application**

**48.** If a person applies to the Board for registration as a bookmaker or bookmaker's clerk, the Board may:

- (a) grant the application and issue the person with a certificate of registration; or
- (b) refuse the application if it is of the opinion that the refusal is in the interests of greyhound racing.

## **Division 5—General**

### **Notice of certain decisions by Board**

**49. (1)** If the Board proposes to refuse to renew the registration of any club or to cancel the registration of any person under this Part, it must serve notice of the proposal on the club or person and allow the club or person, within 7 days of the service of the notice, to make such representations to the Board as the club or person may desire.

(2) If the Board refuses to accept payment under this Part of a fee for a registration fee period, it may (having regard to any representations made by the registered person concerned) later accept payment of that fee.

### **Registration may be subject to conditions**

**50. (1)** A certificate of registration may be issued under this Part subject to such conditions as are determined by the Board and specified in the certificate of registration or in a notice in writing served on the holder of the certificate.

(2) The Board may, by notice in writing served on the holder of a certificate of registration issued under this Part, amend or delete any condition to which the certificate is subject or add further conditions to which the certificate is subject.

**(3)** Any such amendment, addition or deletion takes effect on and from a date specified in the notice, being a date not earlier than 7 days after the notice is served in accordance with subrule (2).

#### **Assumed name**

**51.** A person may not, without the permission of the Board, make application for registration as an owner, trainer, attendant, bookmaker or bookmaker's clerk in an assumed name.

#### **Certificates of registration**

**52.** All certificates of registration issued by the Board remain the property of the Board and no right of property or other interest is to pass to or in any way become vested in any club or person:

- (a) to which or whom any such certificate may have been issued; or
- (b) for the time being having the custody of any such certificate.

#### **Duplicate certificates of registration**

**53. (1)** If a current certificate of registration issued under this Part has been lost, misplaced or destroyed, the holder of the certificate may apply to the Board for a duplicate certificate.

**(2)** Any such application for a duplicate certificate must be accompanied by a statutory declaration in which must be stated the circumstances surrounding the loss, misplacement or destruction and the efforts that have been made to recover the certificate.

**(3)** The Board may issue a duplicate certificate on an application being made to it or otherwise and, except where the Board otherwise determines, on payment of the appropriate fee set out in Schedule 1.

#### **Registration certificates to be produced**

**54. (1)** A registered person must produce the current certificate of registration issued to the person under this Part when demanded:

- (a) at any time by an official of the Board; or
- (b) at a race meeting, qualifying trial meeting or official club trial by an official of the club holding or conducting the meeting or trial.

**(2)** If an owner, trainer, attendant or bookmaker's clerk is unable to produce the current certificate of registration issued under this Part when demanded by an official under subrule (1), the official may accept a declaration (in an approved form) that the owner, trainer, attendant or

bookmaker's clerk is registered by the Board and has paid (and the Board has accepted) all fees payable under these Rules in connection with that registration.

**(3)** It is the duty of a club to see to it that any person purporting to do any act which is subject to the control of the club and which may be done only by a registered person is in fact a registered person who has paid the appropriate fee set out in Schedule 1 for the current registration fee period.

**(4)** A club is excused for a failure to perform its duty under subrule (3) if it proves to the satisfaction of the Board that it took all proper steps to inquire into the matter in order to perform its duty.

### Registers

**55.** The Board is to keep registers in which are recorded the names of all clubs, owners, trainers, attendants, confederates, bookmakers and bookmakers' clerks registered by the Board.

### Approved registration authority

**56. (1)** The Board may from time to time declare that a body responsible for the registration, for the purpose of greyhound racing, of persons in any State or Territory of Australia or in such other country as the Board thinks fit is to be an approved registration authority for the purposes of this Part and may from time to time revoke or amend any such declaration.

**(2)** Unless the Board either generally or in a particular case otherwise directs, any owner, trainer, attendant or confederacy registered with an approved registration authority is, while so registered and while the person is resident outside New South Wales, taken to be registered by the Board for the purposes of these Rules.

**(3)** The participation, by any person who is taken to be registered by the Board as a result of this rule, in any activity in New South Wales over which the Board has control or which is subject to regulation by the Board, constitutes a submission by that person to the authority of the Board to the intent that the person is subject to these Rules as if the person was registered by the Board.

## PART 4—KEEPING OF GREYHOUNDS

### Duties of persons keeping greyhounds

**57. (1)** A registered person must ensure that greyhounds which are in the person's care or custody are provided with:

- (a) proper and sufficient food, drink and clothing; and
- (b) proper exercise; and
- (c) properly constructed kennels which are adequate in size and which are kept in a clean and sanitary condition; and
- (d) veterinary attention when necessary.

(2) A registered person must exercise such reasonable care and supervision as may be necessary to prevent greyhounds under the person's care or custody from being subjected to unnecessary pain or suffering.

(3) A registered person must ensure that any greyhound under the person's care or custody does not stray onto any private property without the permission of the owner or occupier of that property, or stray onto any public place.

(4) A registered person must, within 3 working days of a greyhound coming under or leaving the person's care or custody, give notice to the Board of that occurrence.

### **Inspection**

**58.** A registered person who has the care or custody of greyhounds must permit an official of the Board authorised for the purpose to inspect the greyhounds or the kennels provided for them.

### **Greyhounds in public places to be muzzled and controlled**

**59.** A registered person must not permit a greyhound which is under the person's care or custody to be in or on a public place unless that greyhound:

- (a) has a muzzle securely fixed on its mouth in such a manner as will prevent it biting a person or animal; and
- (b) is under the effective control of some competent person by means of a leash of leather, or other durable material, not less than 19mm in width which is securely fastened to the collar worn by that greyhound.

### **Leading greyhounds in public places**

**60.** A registered person who has the care or custody of greyhounds must not:

- (a) lead more than 4 greyhounds in a public place at the one time; or
- (b) permit any person acting for the registered person to lead more than 4 greyhounds in a public place at the one time; or

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- (c) permit any person under the age of 16 years to lead a greyhound in a public place unless the registered person or some other person above the age of 18 years accompanies that person.

## PART 5—MEETINGS

### **Postponement or abandonment of racing meetings**

**61. (1)** The committee of a club may, before the commencement of a race meeting:

- (a) abandon the meeting; or
- (b) postpone the meeting, subject to the postponed meeting being registered by the Board.

**(2)** In the event of the race track being regarded by the stewards to be unfit for racing in consequence of inclement weather or other cause, or in the case of urgent necessity, the stewards may, either before or after the commencement of a race meeting:

- (a) postpone any race or races to a later time on that day or to such other day as the committee of the club may decide, subject to the race meeting on that other day being registered by the Board; or
- (b) if it is impracticable to postpone the race or races and after conferring with the committee of the club or its representative, abandon the race or races.

**(3)** In the event of any race being postponed and the draw for box positions for the race having already been carried out, the box positions are to stand and are to be the box positions for the race when it is run.

**(4)** In the event of a race meeting or race being postponed to another day, only those greyhounds which were eligible to compete when the postponement decision was announced are eligible to run at the postponed race meeting or in the postponed race.

**(5)** Subrule (4) does not apply to greyhounds classified as reserves which were withdrawn by the club before the postponement decision solely on the basis that no other greyhounds had been withdrawn from the races for which the reserves had been classified.

**(6)** In any case referred to in subrule (5), reserves are to be reinstated and to be eligible to replace greyhounds withdrawn up to 9.30a.m. on the day to which the race meeting or race is postponed.

**(7)** For the purpose of this rule, a race meeting is taken to commence 2 hours before the time advertised for greyhounds drawn to compete at the meeting to be in the hands of the stewards.

**Board to be provided with information**

**62.** If the stewards appointed to act at a race or qualifying trial meeting are not Board stewards, the club holding the meeting must, within 3 working days after the completion of the meeting (or within such shorter period as the Board may generally or in a particular case direct), supply to the Board:

- (a) a report on any decision made by the stewards in respect of a greyhound which has fought or failed to pursue the lure; and
- (b) information relating to decisions of the stewards in respect of the commencement of an inquiry into any matter arising from the conduct of the meeting; and
- (c) in the case of a race meeting, a report of the failure of any bookmaker operating at the meeting to meet the bookmaker's betting commitments; and
- (d) in the case of a race meeting, a race book published in respect of the meeting in which has been inserted the following information:
  - the numbers of the greyhounds placed first, second and third in each race;
  - the box position from which each competing greyhound started;
  - the time taken for the running of each race and the distance between the greyhounds placed first and second and the greyhounds placed second and third;
  - the starting price of each greyhound presented to compete; and
- (e) in the case of a race meeting, a list containing the following information:
  - the names of all bookmakers who laid bets at the meeting;
  - the name of any bookmaker who was granted permission for a clerk to operate in the place of the bookmaker and the name of the clerk; and
- (f) a copy of the report of the stewards on the conduct of the meeting, being a report that includes the stewards' observations generally, particulars of any disciplinary action they may have taken in respect of any person and a list of greyhounds withdrawn from races and the reasons for withdrawal; and
- (g) such other information as the Board may from time to time direct.

**Decisions of committees or stewards of clubs**

**63. (1)** A club must, within 3 working days after the giving of a decision by the committee or stewards which adversely affects any person, or within such other time as the Board may authorise, provide the Board with particulars of the decision including details of any penalty imposed.

**(2)** Particulars of a decision under subrule (1) must be accompanied by a copy of the record taken at the hearing of any charge arising from which the decision was made.

**Nomination of greyhounds**

**64. (1)** A person must not nominate a greyhound for any race or qualifying trial in a meeting to be conducted by a club unless the person is registered by the Board and:

(a) has paid (and the Board has accepted) all fees due and payable in connection with that registration; and

(b) is the owner or trainer of the greyhound.

**(2)** A nomination form by which a greyhound is nominated for any race or qualifying trial in a meeting to be conducted by a club must:

(a) be in an approved form; and

(b) be signed as nominator by the owner or trainer of the greyhound nominated and by no other person.

**(3)** An official or other person must not in any circumstances add to, delete from or in any way alter any of the particulars provided in any such nomination form submitted to a club.

**(4)** All such nomination forms received by a club in respect of a meeting must be retained by that club for a period of not less than 3 months after the date of the meeting, and the nomination forms (or any of them) are, on demand, to be delivered as soon as practicable to the Board.

**(5)** A club must not in any circumstances permit a greyhound to start in a race or qualifying trial at a meeting conducted by the club unless a completed nomination form has been lodged with the club not later than the time specified for all greyhounds competing at the meeting to be in the hands of the stewards.

**Person fielding in place of bookmaker**

**65.** A bookmaker must not permit a person to operate in the place of the bookmaker at a race meeting unless the person is authorised to do so by the Board under the Bookmakers (Taxation) Act 1917.

**Bets on concession basis**

**66.** Any bookmaker or person acting in the place of the bookmaker who is permitted to bet on a concession basis must bet only on such basis at the race meeting for which the permission is granted.

**Bookmaker to lay odds offered**

**67.** A bookmaker who is permitted by a club to carry on business at a race meeting offering odds in respect of any runner in a race (whether in respect of a race at the meeting or on any other event or contingency) is compellable to lay such odds if demanded by the taker but so that the bookmaker is not compellable to lose on any one bet more than:

- (a) except as provided by paragraph (b):
  - (i) if the bookmaker bets in the saddling paddock at Harold Park Racecourse or Wentworth Park Racecourse—\$500; or
  - (ii) in any other case—\$300; or
- (b) such greater amount as the club conducting the meeting may, with the approval of the Board, from time to time fix.

**Handling greyhounds at meetings**

**68. (1)** At any race or qualifying trial meeting, only registered owners, registered trainers, registered attendants or persons specially authorised by the Board or by the stewards acting at the meeting, are to handle any greyhound competing at the meeting.

**(2)** A registered person is not entitled to handle any such greyhound unless the person has paid (and the Board has accepted) all fees payable in connection with that registration.

**Dress**

**69.** The Board may set a standard of dress to be worn by any person while in charge of a greyhound at a race meeting or while officiating or acting as a bookmaker or bookmaker's clerk at a race meeting, and any such person must comply with the standard.

**Weight records**

**70. (1)** The Board may direct a club, to which it has issued weight record cards, to issue such a card, duly completed, to the registered person in charge of a greyhound:

- (a) produced to compete in a race; or
- (b) which qualifies for a race,

unless the registration certificate of the greyhound shows that a weight record card has already been issued, by that or any other club, in respect of that greyhound.

(2) A weight record card is duly completed by the insertion in the card of:

- (a) the weight of the greyhound; and
- (b) such other particulars as the Board may from time to time direct.

(3) A club which issues a weight record card pursuant to a direction under subrule (1) must, at the time of issue, make an endorsement, in an approved form, on the registration certificate of the greyhound.

#### **Production of certificates of greyhounds**

71. (1) A greyhound owned by a person residing in New South Wales is prohibited from competing at any race or qualifying trial meeting conducted by a club unless the certificate of registration of the greyhound issued by the Board is first produced to the stewards acting at the meeting.

(2) A greyhound owned by a person who does not reside in New South Wales is prohibited from competing in any race or qualifying trial meeting conducted by a club unless:

- (a) the greyhound is registered under these Rules; and
- (b) the certificate of registration of the greyhound issued by the greyhound registering authority of the State, Territory or country where the person resides has been produced to the stewards acting at the meeting.

(3) In this rule, a reference to a meeting includes a reference to an official club trial.

#### **Draw for box positions**

72. (1) Except as provided by subrule (2) and unless the Board otherwise determines, the draw for box positions for a race is:

- (a) to consist of a double box draw; and
- (b) to be conducted in the presence of the public on the racecourse at which the race is to be held after competing greyhounds have been placed in the kennels; and
- (c) to be conducted only for those greyhounds remaining engaged in the race at the time the draw is made.

**(2)** The draw for box positions for a race may be carried out before the day of the race meeting if the draw is conducted on a day and at a time and place and under such conditions as the Board may determine and is open to the public.

**(3)** The draw for box positions for a qualifying trial is:

- (a) to consist of a double box draw; and
- (b) to be conducted in the presence of such registered owners and trainers of competing greyhounds in the trial as choose to be present; and
- (c) to be conducted at such time and place as are advertised by the club concerned.

**(4)** The persons responsible for conducting a draw for box positions for a race or qualifying trial must invite at least 2 persons in whose presence the draw is required to be conducted to inspect and check the equipment used to determine box positions on each occasion a box draw is conducted.

### **Muzzles**

**73.** Greyhounds competing in a race or qualifying trial must wear a muzzle of an approved type.

### **Racing rugs**

**74. (1)** Each greyhound competing in a race or qualifying trial must wear a racing rug of an approved pattern showing the number allotted or drawn for the greyhound and being of the colour set out opposite that number as follows:

- 1—Red
- 2—Black and white
- 3—White
- 4—Blue
- 5—Yellow
- 6—Brown
- 7—Black
- 8—Pink
- 9—Green, white stripes
- 10—Red, white and blue

**(2)** The number allotted or drawn for a greyhound must be shown on each side of the racing rug in contrasting colour.

(3) A club must provide such quantity of racing rugs for use at race or qualifying trial meetings it conducts as the Board may from time to time direct.

### **Greyhounds in season**

75. (1) A greyhound which the owner or trainer knows or has reason to believe is in season must not be allowed to compete in any race or qualifying trial to be held within 30 days after the date on which the owner or trainer first knew or had reason to believe the greyhound was in season.

(2) A greyhound which, in the opinion of a veterinary surgeon officiating or the stewards acting at a race or qualifying trial meeting, is in season must not be allowed to be kennelled or compete in a race or qualifying trial at the meeting.

(3) A greyhound withdrawn from any race or qualifying trial by the owner or trainer or by the stewards because the greyhound is in season must not be allowed to compete in any race or qualifying trial to be held within 30 days after the date of that withdrawal.

(4) For the purpose of assessing the commencing date for any period of incapacity required by subrule (3), the date on which the greyhound has been withdrawn from any race or qualifying trial is to count as the first day of that period and the period ends at 11.30p.m. on the final day.

(5) If evidence to the satisfaction of the Board is produced that the greyhound concerned was not in fact in season, the Board may cancel any period of incapacity otherwise required by this rule.

### **Racing after whelping**

76. A greyhound which has whelped a litter must not be allowed to compete in any race or qualifying trial which is held within 16 weeks after the date of the whelping.

### **Skin complaints and unclean condition**

77. (1) If, at any race or qualifying trial meeting:

- (a) the veterinary surgeon officiating; or
- (b) if no veterinary surgeon is officiating, the stewards,

is or are of the opinion that a greyhound is suffering from a skin complaint of a kind which may be transmitted to other greyhounds or is otherwise in an unclean condition, the greyhound must not be allowed to be kennelled or to compete in any race or qualifying trial at the meeting.

**(2)** If action is taken under subrule (1), a certificate (in an approved form) must be handed by the stewards to either the owner or trainer or person who produced the greyhound to compete on the day of the race or qualifying trial meeting. However, if it is not practicable to do so, the certificate must be given or served on the owner or trainer of the greyhound in accordance with rule 6.

**(3)** A copy of any such certificate must be forwarded to the Board.

**(4)** A greyhound in respect of which any such certificate is issued must not be allowed to compete at any subsequent race or qualifying trial meeting until:

(a) a certificate from a veterinary surgeon has been furnished to the Board by the owner or trainer of the greyhound certifying that the skin complaint is not of a kind which can be transmitted to another greyhound or that the greyhound is no longer in an unclean condition; and

(b) a clearance has been issued by the Board to that owner or trainer.

### **Suspected skin complaints**

**78. (1)** If, at any race or qualifying trial meeting:

(a) the veterinary surgeon officiating; or

(b) if no veterinary surgeon is officiating, the stewards,

suspects or suspect that a greyhound may be suffering from a skin complaint capable of being transmitted to another greyhound but that action under rule 77 is not warranted, the stewards may permit the greyhound to start in the race or qualifying Vial for which it was drawn and must submit a report on the matter to the Board.

**(2)** If the Board receives a report that a greyhound is suspected to be suffering from a skin complaint, the greyhound must, if the Board so orders, not be allowed to compete in any race or qualifying trial until such time as the owner or trainer of the greyhound furnishes the Board with a certificate from a veterinary surgeon certifying that the greyhound is not suffering from a skin complaint capable of being transmitted to another greyhound.

### **Withdrawal by owner or trainer**

**79.** The owner or trainer of a greyhound may apply to the stewards to withdraw a greyhound from any race or qualifying trial on account of injury to or sickness of the greyhound, and the stewards may authorise the withdrawal of the greyhound.

**Greyhounds withdrawn by order of the stewards**

**80. (1)** If the stewards have ordered or authorised the withdrawal of a greyhound from any race or qualifying trial on account of injury or sickness, or if any greyhound has been injured during the running of a race or qualifying trial or has been injured on the race track immediately before or after the running of the race or qualifying trial in which it was drawn to compete, a certificate in an approved form stating the period of incapacitation (not exceeding 10 days) must be issued:

- (a) by the veterinary surgeon officiating at the meeting and furnished to the stewards; or
- (b) if no veterinary surgeon is officiating, by the stewards.

**(2)** The original of any such certificate must be handed to the owner or trainer or person handling the greyhound during the race or qualifying trial. However, if it is not practicable to do so, the certificate must be given or served on the owner or trainer of the greyhound concerned within 3 working days after the conclusion of the race or qualifying trial in accordance with rule 6.

**(3)** A greyhound in respect of which a certificate is issued under this rule must not be allowed to compete in any race or qualifying trial during the period stated in the certificate unless that period is varied in accordance with subrule (6).

**(4)** A copy of any certificate issued under this rule must be forwarded to the Board by the stewards acting at the meeting at which it was issued within 3 working days after the conclusion of the meeting.

**(5)** For the purpose of assessing the commencing date for any period of incapacity under this rule, the date on which the greyhound was withdrawn or injured and a certificate issued is to count as the first day of that period and the period ends at 11.30p.m. on the final day.

**(6)** If a certificate has been issued under this rule and the owner or trainer of the greyhound named in it is of the opinion that the greyhound is fit to race before the expiry date of the period of incapacity, the owner or trainer may apply to the stewards who officiated at the meeting at which the certificate was issued for permission to prove the fitness of the greyhound and, if the stewards give permission and the fitness of the greyhound is proved to the satisfaction of the stewards, the stewards may direct that the period of incapacity be shortened.

**(7)** If a period of incapacity is imposed on a greyhound under this rule, the stewards may, if they consider it necessary, recommend to the Board that the greyhound be prohibited from competing in any race or qualifying trial until such time as its fitness is proved to the Board's satisfaction.

**Greyhounds withdrawn because of condition or weight**

**81. (1)** If the stewards, after due inquiry, decide that a greyhound has been produced to compete in a race or qualifying trial at a weight or in a condition which might prevent that greyhound running truly according to its ability, the stewards may order that greyhound to be withdrawn from the race or qualifying trial in which it was drawn.

**(2)** When making any such order, the stewards may at the same time direct that the greyhound must not be allowed to compete in any race or qualifying trial for a period not exceeding 5 days.

**(3)** For the purpose of assessing the commencing date of the period of any disqualification imposed under this rule, the date on which the greyhound was withdrawn is to count as the first day of the period.

**Bandages and other appliances**

**82. (1)** If, in the opinion of a veterinary surgeon officiating at a race or qualifying trial meeting, a greyhound should not be allowed to compete in a race or qualifying trial unless it is bandaged or strapped or unless it is wearing some other appliance:

- (a) the veterinary surgeon must notify the stewards in writing of the name of the greyhound and of the veterinary surgeon's opinion; and
- (b) the stewards must forward that notification and the certificate of registration of the greyhound to the Board.

**(2)** If a veterinary surgeon who is not officiating at a race or qualifying trial meeting notifies the owner or trainer of a greyhound that the veterinary surgeon is of the opinion that the greyhound should not be permitted to compete in any race or qualifying trial unless it is bandaged or strapped or unless it is wearing some other appliance, the owner or trainer must notify the Board in writing of the opinion and forward with the notification the certificate of registration of the greyhound.

**(3)** If the trainer of a greyhound is of the opinion that the greyhound should not be permitted to compete in any race or qualifying trial unless it is bandaged or strapped or unless it is wearing some other appliance, the trainer may apply to the Board in an approved form for the greyhound to compete in races or qualifying trials wearing a bandage, strapping or other appliance.

(4) If the Board receives a notification or application under this rule, the Board may approve of the greyhound to which the notification or application relates competing in races or qualifying trials wearing a bandage, strapping or other appliance, and in doing so the Board is to specify the type of bandage, strapping or appliance to be worn.

(5) If the Board approves of a greyhound competing in races or qualifying trials wearing a bandage, strapping or other appliance, it is to arrange for the certificate of registration of the greyhound to be endorsed in such a manner as it thinks fit.

(6) The Board may, for any reason it thinks sufficient, at any time revoke an approval given under subrule (4) and arrange for the endorsement relating to the approval to be removed from the registration certificate of the greyhound.

(7) Once the Board gives approval for a greyhound to compete in races or qualifying trials wearing a bandage, strapping or other appliance, and so long as an endorsement relating to the approval remains on the certificate of registration of the greyhound, a person must not allow the greyhound to compete in any race or qualifying trial unless it is wearing an approved bandage, strapping or other appliance.

### Greyhounds fighting

83. (1) If the stewards decide that a greyhound has fought during a race or qualifying trial and that the greyhound was not retaliating after being fought by another greyhound during that race or trial, the stewards must:

- (a) endorse the registration certificate of the greyhound with such particulars as are directed by the Board from time to time; and
- (b) report the matter to the Board.

(2) Subject to this rule, if the registration certificate of a greyhound is endorsed under subrule (1) for fighting during a race or qualifying trial, the greyhound is disqualified from competing in any race or qualifying trial:

- (a) if the certificate contains one such endorsement—for a period of one month at the racecourse at which the fighting took place; or
- (b) if the certificate contains 2 such endorsements—for a period of 3 months anywhere in the State; or
- (c) if the certificate contains 3 or more such endorsements—for life anywhere in the State unless the Board, after the expiration of the period of 12 months, consents in writing to the greyhound competing in any race or qualifying trial.

**(3)** If the registration certificate of a greyhound contains one endorsement for fighting during a race or qualifying trial and the greyhound competes in at least 10 races without again having its registration certificate endorsed under subrule (1), the Board may, on application by the greyhound's owner, direct that the endorsement be removed from the certificate.

**(4)** Despite subrule (3), the Board may, for any reason it thinks sufficient, at any time direct that an endorsement placed on a registration certificate under subrule (1) be removed from the certificate.

**(5)** If the Board directs that any such endorsement be removed, the Board is, on the certificate being surrendered to the Board, to issue a duplicate certificate on which the endorsement is not reproduced.

**(6)** Subject to subrule (5), the Board is not to issue a duplicate certificate of registration of a greyhound unless it reproduces on that certificate all endorsements placed on the original certificate under subrule (1).

**(7)** If the Board has directed that an endorsement placed on the registration certificate of a greyhound be removed and the stewards decide on a later date that the greyhound has fought during a race or qualifying trial, the Board may revoke its direction and the endorsement is taken to have been restored to the certificate.

**(8)** If:

- (a) the Board has, under subrule (5), issued a duplicate registration certificate on which an endorsement has not been reproduced; and
- (b) the Board has revoked its direction for the removal of the endorsement,

the owner of the greyhound to which the certificate relates must, if requested to do so by the Board, produce the certificate to the Board for the endorsement to be restored to the certificate.

**(9)** In this rule, a reference to an endorsement placed on the registration certificate of a greyhound under subrule (1) includes an endorsement for fighting during a race or qualifying trial:

- (a) placed on that certificate before the commencement of this rule; or
- (b) placed on that certificate outside New South Wales and adopted by the Board under rule 11.

#### **Greyhounds failing to pursue the lure**

**84. (1)** If the stewards decide that a greyhound has failed to pursue the lure during a race or qualifying trial, they must cause the greyhound to be examined by the veterinary surgeon officiating at the meeting, or by some

person whom the stewards consider competent to make the examination, for the purpose of ascertaining whether it has suffered an injury during the race or qualifying trial.

(2) If such an examination reveals that the greyhound has not suffered any injury, the stewards must:

- (a) endorse the registration certificate of the greyhound with such particulars as are directed by the Board from time to time; and
- (b) report the matter to the Board.

(3) Subject to this rule, if the registration certificate of a greyhound is endorsed for failing to pursue the lure during a race or qualifying trial, the greyhound is disqualified from competing in any race or qualifying trial:

- (a) if the certificate contains one such endorsement—for a period of one month at the racecourse at which that failure to pursue the lure took place; or
- (b) if the certificate contains 2 such endorsements—for a period of 3 months anywhere in the State; or
- (c) if the certificate contains 3 or more such endorsements—for life anywhere in the State unless the Board, at the end of the period of 12 months, consents in writing to the greyhound competing in any race or qualifying trial.

(4) If the registration certificate of a greyhound contains one endorsement for failing to pursue the lure during a race or qualifying trial and that greyhound competes in at least 10 races without again having its registration certificate endorsed under subrule (2), the Board may, on application by the greyhound's owner, direct that the endorsement be removed from the certificate.

(5) Despite subrule (4), the Board may, for any reason it thinks sufficient, at any time direct that an endorsement placed on the registration certificate of a greyhound under subrule (2) be removed from the certificate.

(6) If the Board directs that an endorsement placed on the registration certificate of a greyhound be removed, the Board is, on the certificate being surrendered to the Board, to issue a duplicate registration certificate on which the endorsement is not reproduced.

(7) Subject to subrule (6), the Board is not to issue a duplicate certificate of registration of a greyhound unless it reproduces on that certificate all endorsements placed on the original certificate under subrule (2).

**(8) If:**

- (a) the Board has, under subrule (6), issued a duplicate registration certificate on which an endorsement has not been reproduced; and
- (b) the Board has revoked its direction for the removal of the endorsement,

the owner of the greyhound to which the certificate relates must, if requested to do so by the Board, produce the certificate to the Board for the endorsement to be restored to the certificate.

**(9) In this rule, a reference to an endorsement placed on the registration certificate of a greyhound under subrule (2) includes an endorsement for failing to pursue the lure in a race or qualifying trial:**

- (a) placed on that certificate before the commencement of this rule; or
- (b) placed on that certificate outside New South Wales and adopted by the Board under rule 11.

### **Awarding of prizes in respect of trials conducted by a club**

**85. (1) If a club makes an application to the Board for the Board's approval to the award by the club of a prize in respect of a greyhound trial, the Board may, subject to such conditions as it may think fit to impose, grant that approval.**

**(2) Any such application must:**

- (a) be in an approved form; and
- (b) be lodged with the Board not less than 21 days before the greyhound trial, in relation to which the application is being made, is to be held.

**(3) Nothing in this rule prevents the Board from giving its approval to the award by the club of a prize in respect of a greyhound trial if**

- (a) the application for that approval has been made less than 21 days before the day on which the greyhound trial is to be held; and
- (b) the Board determines it would be proper to give that approval.

**(4) Nothing in this rule enables the Board to give its approval to the award by a club of any money in respect of a greyhound trial.**

## **PART 6—GREYHOUND TRIAL TRACKS**

### **Definitions**

**86. In this Part:**

**“manager”** means the person registered with the Board as having the management or control of a greyhound trial track, and includes a person approved by the Board as acting manager of a track during any leave of absence granted by the Board to the manager;

**“registered holder”** means the individual or corporation in whose name a greyhound trial track is registered with the Board, and includes a person carrying on the business of that track under rule 90 or 91;

**“registration fee period”** means the period of 12 months ending on 31 December in any year.

### **Registration of trial tracks**

**87.** Greyhound trial tracks may be registered by the Board under this Part.

### **Application for registration or renewal of registration of trial track**

**88. (1)** An application for registration of a greyhound trial track or renewal of any such registration must:

- (a) be in an approved form; and
- (b) be accompanied by the appropriate fee set out in Schedule I; and
- (c) specify one individual who is to be the manager of that trial track and be signed by that person.

**(2)** The manager of a greyhound trial track may be the registered holder.

**(3)** The Board may require any applicant for registration or renewal of registration of a greyhound trial track and any proposed manager of the track to appear before the Board and supply such information in respect of the application as the Board may consider necessary.

### **Transfer of registration of trial track where registered holder transfers business**

**89. (1)** If the registered holder of a greyhound trial track is about to cease to carry on business, because of the proposed transfer of the track to some other person, that other person must apply as soon as practicable to the Board for the transfer to that other person of the registration of the track.

**(2)** An application for such a transfer is to be dealt with as if it were an application for registration under rule 88.

### **Transfer of registration of trial track where holder dies**

**90. (1)** If the registered holder of a greyhound trial track dies, any member of the holder’s family of or above the age of 18 years, or with the approval of the Board, some other person on behalf of the family,

may carry on the business of the greyhound trial track for a period not exceeding one month from the date of the death of the registered holder.

**(2)** A family member or other person referred to in subrule (1) is not entitled to carry on the business of a greyhound trial track:

- (a) unless the member or other person has first notified the Board of the death of the registered holder and of such other particulars as the Board may from time to time require; or
- (b) if the Board withdraws the authority conferred by subrule (1).

**(3)** Within the period of one month referred to in subrule (1), the person carrying on the business or any other person who claims preference over that person may apply to the Board for the endorsement of his or her name on the certificate of registration of the greyhound trial track as agent of the deceased estate pending transfer of the certificate of registration under subrule (6).

**(4)** The Board may, on application under subrule (3), order the endorsement on the certificate as agent of the name of such one of the applicants as the Board thinks fit and that agent may then carry on the business of the trial track pending the transfer of the registration under subrule (6).

**(5)** On the grant of probate of the will of the deceased registered holder or of letters of administration of his or her estate, the executor or administrator, as the case may be, must as soon as practicable apply to the Board for a transfer of the certificate of registration of the trial track either to himself or herself or to some other person nominated by the executor or administrator.

**(6)** An application for transfer under subrule (5) is to be dealt with as if it were an application for registration under rule 88.

**Transfer of registration of trial track where registered holder becomes bankrupt**

**91. (1)** If the registered holder of a greyhound trial track becomes bankrupt, the holder's trustee must, as soon as practicable, apply to the Board for the transfer of the certificate of registration of the track either to the trustee or to some other person nominated by the trustee.

**(2)** An application for transfer under subrule (1) is to be dealt with as if it were an application for registration under rule 88.

**(3)** Between the time of making an application under subrule (1) and its determination by the Board, the business of the greyhound trial track may be carried on by the trustee or some other person authorised in writing by the trustee.

**Registration of manager and assistant managers**

**92. (1)** A person must not take any part in the management or control of a greyhound trial track unless the person is registered by the Board as the manager or an assistant manager of the track and has paid (and the Board has accepted) all fees payable under these Rules in connection with that registration.

**(2)** In the event of a breach of subrule (1) at any greyhound trial track, the registered holder and manager of that track are guilty of the same breach.

**(3)** An application by a person for registration as the manager or an assistant manager of a greyhound trial track must:

- (a) be in an approved form; and
- (b) be accompanied by the appropriate fee set out in Schedule 1; and
- (c) in the case of an assistant manager of a greyhound trial track—be accompanied by a nomination of the applicant signed by the manager of that track in an approved form.

**(4)** Any such applicant must supply such evidence of character, fitness and experience as the Board may require.

**Grant or refusal of application**

**93. (1)** If a person applies for registration or renewal of registration of a greyhound trial track or for registration as the manager or an assistant manager of a greyhound trial track, the Board may:

- (a) grant the application and issue the person with a certificate of registration or a further certificate of registration, as the case may be; or
- (b) refuse the application if it is of the opinion that the refusal is in the interests of greyhound racing.

**(2)** The Board may refuse any such application without being obliged to publish the reasons for its decision.

**(3)** If the Board proposes to refuse an application for renewal of registration, it must give notice of the proposal to the applicant and allow the applicant, within 7 days of service of the notice, to make representations to the Board.

**(4)** If the Board refuses to accept payment under this Part of a fee for a registration fee period, it may (having regard to any representations by the registered person concerned) later accept payment of that fee.

**Duration of registration**

**94. (1)** The registration of a greyhound trial track, unless soon cancelled by the Board, remains in force:

- (a) from the date on which it was granted by the Board; or
- (b) in the case of renewal of registration, from the day on which the previous registration ceases to be in force, until 31 December next following that date.

**(2)** An application for renewal of registration of a greyhound trial track is to be made on or before 1 December of the current year of registration.

**(3)** If any such application for renewal of a registration is made after 1 December of the current year of registration, the Board may grant the application on such terms and conditions as it may think fit.

**Continuance of registration**

**95.** The registration of a manager or an assistant manager continues in force until cancelled by the Board.

**Payment of fee**

**96. (1)** A manager or an assistant manager must pay the appropriate fee set out in Schedule 1 in respect of each registration fee period.

**(2)** The fee in respect of each registration fee period must be paid on or before 1 December immediately preceding that period and must be accompanied by the information in the approved form.

**(3)** If payment of any such fee is received by the Board after the due date, the Board may accept payment on such terms and conditions as it thinks fit. The Board may refuse to accept payment of any such fee if it is of the opinion that the refusal is in the interests of greyhound racing.

**General provisions relating to registration**

**97.** Rules 50, 52, 53 and 55 apply to certificates of registration under this Part in the same way as they apply to certificates of registration under Part 3.

**Cancellation of registration or fine**

**98. (1)** If the Board is satisfied that it is in the best interests of greyhound racing to do so, it may do any one or both of the following things:

- (a) the Board may cancel the registration of a greyhound trial track;
- (b) the Board may cancel the registration of the manager or an assistant manager of a greyhound trial track.

(2) Without limiting the generality of subrule (1), the Board may act under that subrule if

- (a) the registered holder, the manager or an assistant manager of the greyhound trial track has been found guilty by the Board of having breached these Rules or having failed to take all necessary steps to prevent a breach of these Rules at that track; or
- (b) the registered holder, the manager or an assistant manager of the greyhound trial track has been convicted of an offence by any court in New South Wales or elsewhere and the Board is satisfied that the person's continued association with greyhound trial tracks would be detrimental to the proper control and regulation of greyhound racing; or
- (c) the manner of conduct, management or control of the greyhound trial track is, in the opinion of the Board, detrimental to the proper control and regulation of greyhound racing; or
- (d) the condition of the greyhound trial track or the surrounds is dangerous to persons frequenting it or unsuitable for the trialing or training of greyhounds.

(3) The Board or a Board steward may impose a fine not exceeding 20 penalty units on the registered holder, the manager or an assistant manager of a greyhound trial track who has been found guilty by the Board or Board steward of having breached these Rules.

(4) If the Board or a Board steward proposes to act under this rule, the Board must give notice of the proposal to the person affected and allow the person, within 7 days of service of the notice, to make representations to the Board.

(5) The cancellation of the registration of a greyhound trial track under this rule has effect on a day specified by the Board, being a day that is not sooner than 14 days after the day on which the Board decides to cancel the registration.

#### **Manager to be present at track**

**99.** A greyhound trial track must not be used or open for use unless the manager of the track, or if the manager is absent pursuant to leave of absence granted by the Board, a person approved as acting manager of the track, is personally present at the track.

**Greyhounds not allowed on unregistered trial tracks**

**100.** A registered person must not permit any greyhound which is under the person's care, custody or training to be on a greyhound trial track which is not registered by the Board.

**Investigations**

**101. (1)** The Board or a Board steward may investigate, or cause to be investigated, any occurrence in relation to any matter connected with any greyhound trial track.

**(2)** For the purpose of an investigation under this rule, an official authorised by the Board to conduct the investigation or the Board steward may require any registered person to furnish the official or steward with any information which the official or steward may consider reasonably necessary.

**Inspection of greyhound trial tracks**

**102.** A Board steward or other official of the Board may, subject to the production of proof of the steward's or official's identity if demanded, at all reasonable times enter and inspect any registered greyhound trial track and anything connected to the track (not being a dwelling-house) and may require any registered person to furnish the steward or official with such information as the steward or official may consider reasonably necessary for the purpose of administering these Rules.

**Registered persons not to supply false information etc.**

**103.** A registered person must not:

- (a) hinder, obstruct or impede the Board, any Board steward or other official of the Board in the exercise of any function conferred by this Part; or
- (b) fail to furnish information or refuse to furnish information which the person is required to furnish under this Part and which is within the person's power to furnish; or
- (c) furnish information under this Part which is, to the person's knowledge, false or misleading in any material particular.

**Prohibition on betting or wagering**

**104.** Betting or wagering at any place where a greyhound trial or training race is held is prohibited.

**Prohibition of admission charge**

**105.** The making of a charge for the admission of persons (not being persons in charge of greyhounds) to a greyhound trial track is prohibited.

**Prohibition on award of money**

**106.** The award, in respect of any greyhound trial or training race, of any money is prohibited.

**Award of prizes other than money**

**107. (1)** In this rule, “**prize**” does not include money, but does include the award to the owner of a greyhound which has competed in a trial or training race of the right to have the greyhound drawn for a subsequent race at a meeting for greyhound racing.

**(2)** If the registered holder of a greyhound trial track applies to the Board for the Board’s approval to the award by the registered holder of a prize in respect of a greyhound trial or training race at the track, the Board may, subject to such conditions as it may think fit to impose, grant that approval.

**(3)** Any such application must:

- (a) be in an approved form; and
- (b) be lodged with the Board not less than 21 days before the day on which the greyhound trial or training race, in relation to which the application is being made, is to be held.

**(4)** Nothing in this rule prevents the Board from giving its approval to the award by the registered holder of a greyhound trial track of a prize in respect of a greyhound trial or training race at that track if:

- (a) the application for that approval has been made less than 21 days before the day on which the greyhound trial or training race is to be held; and
- (b) the Board determines that it would be proper to give that approval.

**(5)** A person must not award, in respect of any greyhound trial or training race, any prize except in accordance with an approval given by the Board.

**Live animals not to be used as lure**

**108. (1)** In this rule, “**animal**” includes all species of birds and all species of animals other than humans.

**(2)** A registered person must not use or cause to be used any live animal:

- (a) as a lure for greyhounds in a greyhound trial or training race; or
- (b) for the purpose of exciting any greyhounds on any property in which a greyhound trial track is situated.

**(3)** The registered holder of a greyhound trial track or the manager of the track must not allow a live animal to be used as a lure for greyhounds in any greyhound trial or training race on the track or for the purpose of exciting greyhounds on any property in which the track is situated.

## **PART 7—REGISTRATION AND BREEDING OF GREYHOUNDS**

### **Definition**

**109.** In this Part:

**“stud manager”** means the person who has the care, control, custody or supervision, whether delegated or not, of a greyhound registered as a sire under these Rules.

### **Registered owners only to transact business**

**110.** A person is not entitled to transact any business affecting the registration of greyhounds under these Rules unless the person is registered by the Board as an owner and has paid (and the Board has accepted) all fees payable under these Rules in connection with that registration.

### **Registration of sires**

**111.** A person must not knowingly permit a greyhound to perform the duties of a sire unless the greyhound is registered by the Board as a sire.

### **Application for registration of sire**

**112. (1)** An application by a person for registration of a greyhound as a sire must:

- (a) be in an approved form;
- (b) be accompanied by the appropriate fee set out in Schedule 1; and
- (c) if the applicant is not the owner of the greyhound or is a part-owner only, be accompanied by an authority (in an approved form) to make the application for registration and signed by the owner of the greyhound or other part-owners.

(2) Any such applicant must supply such evidence as to the greyhound's suitability to be used as a sire and of the applicant's fitness and experience to perform the duties of a stud manager as the Board may require.

#### **Duration of registration**

**113.** The registration of a greyhound as a sire, unless sooner cancelled by the Board, remains in force from the date on which it was granted by the Board until the expiration of 1 calendar year after that date.

#### **Renewal of registration**

**114. (1)** An application for renewal of registration of a greyhound as a sire must:

- (a) be made at least 1 calendar month before the date of expiration of the registration; and
- (b) be in an approved form; and
- (c) be accompanied by the appropriate fee set out in Schedule 1.

(2) If any such application is made after the time specified in subrule (1) (a), the Board may grant the application on such terms and conditions as it thinks fit.

#### **Grant or refusal of application for registration of sire**

**115.** If a person applies to the Board for registration or renewal of registration of a greyhound as a sire, the Board may:

- (a) grant the application and issue the person with a certificate of registration or a further certificate of registration; or
- (b) refuse the application if it is of the opinion that the refusal is in the interests of greyhound racing (including in the interests of the breeding of greyhounds).

#### **Conditions of stud registration**

**116. (1)** In addition to any other conditions to which the registration of a greyhound as a sire is subject, the stud manager must, as a condition of registration, comply with the following requirements:

- (a) a bitch must not be impregnated by artificial means unless:
  - (i) the drawing of the semen from the sire and the impregnation of the bitch is performed by a veterinary surgeon in the presence of the stud manager and the owner of the bitch and is carried out in accordance with such procedures as may be determined by the Board from time to time; and
  - (ii) the complete ejaculation of the sire is used in each impregnation of a bitch; and
  - (iii) the impregnation is not carried out with frozen or chilled semen;
- (b) a sire must not serve (whether by natural or artificial means) more than 14 bitches in any one calendar month or such other number of bitches as the Board may from time to time determine;
- (c) if a sire fails to impregnate at least 50% of the bitches served by the sire by either natural or artificial means (and in this regard the Board may if it wishes rely solely on the whelping or other reports received by it), the stud manager must, at his or her own expense and on being notified by the Board, present the sire to a person nominated by the Board on a date and at a place and for such period as the Board may specify to enable fertility, libido or other appropriate tests to be carried out on the sire;
- (d) if the Board, after receiving a report on tests carried out under paragraph (c), is of the opinion that a sire cannot adequately perform its duties, the Board may take action under subrule (3) or:
  - (i) direct the stud manager not to allow the sire to service any bitch for a period not exceeding 30 days and for the sire to be presented for further testing; or
  - (ii) direct that the number of services by the sire in each calendar month be limited to a number determined by the Board.

(2) The stud manager must comply with any such direction.

(3) If :

- (a) after receiving a report on tests carried out under subrule (1) (c) the Board is of the opinion that a sire cannot adequately perform its duties; or
- (b) a sire fails to impregnate at least 50% of the bitches served by the sire during the period of 90 days following any test or further test carried out under subrule (1) (c) or (d) (i) which establishes that the sire is suitable to perform the duties of a sire,

the Board may, after giving the stud manager an opportunity to make representations to the Board, take action under these Rules to cancel the registration of the greyhound as a sire or take such other action under these Rules in respect of the registration as the Board considers necessary in the interests of greyhound racing (including in the interests of the breeding of greyhounds).

### **Duties of stud manager**

**117. (1)** When a bitch is presented for service by a sire and before the service takes place, the stud manager must compare the identification and other particulars appearing on the registration certificate of the bitch to be served with the bitch presented for service.

**(2)** A stud manager must not allow a sire to serve a bitch if:

- (a)** the registration certificate of the bitch is not produced to allow the stud manager to comply with subrule (1); or
- (b)** the stud manager is not satisfied that the correct bitch has been produced for service.

**(3)** If the person producing a bitch for service is not the person shown on the registration certificate of the bitch as its registered owner, the stud manager must ensure that the person provides the stud manager with a written authority from the registered owner giving permission for the bitch to be served.

**(4)** Any such authority must be sent to the Board with the application for registration of the service referred to in rule 118.

**(5)** A stud manager is not liable to any action under these Rules for cancelling an arrangement made by the stud manager for the service of a bitch by a sire under the stud manager's control if the bitch is presented for service in an unclean or unhealthy condition.

### **Notification of service**

**118. (1)** A stud manager must, within 14 days after a service arranged by the stud manager takes place or within such shorter period as the Board may generally or in a particular case direct, apply to the Board for registration of that service.

**(2)** An application for registration of a service must:

- (a)** be in an approved form; and
- (b)** be accompanied by the appropriate fee set out in Schedule 1.

### **Recording of whelping**

**119. (1)** If as a result of a registered service a bitch produces a litter, the owner or other person who has the care or custody of the bitch must, within 14 days of that occurrence, apply to the Board to have the whelping recorded.

**(2)** An application to record a whelping is to be in an approved form.

### **Notification of failure of service**

**120. (1)** If a bitch which has been served by a greyhound registered as a sire:

- (a) fails to conceive; or
- (b) if it conceives, produces a litter which does not survive for a period of at least 14 days,

the owner of the bitch or other person who has the care or custody of the bitch must notify the Board that the bitch has failed to conceive or has produced a litter which has subsequently died.

**(2)** Any such notification must be given to the Board within 14 days after the owner or other person who has the care or custody of the bitch becomes aware that the bitch has failed to conceive or produced a litter which subsequently died.

### **Registration of litters**

**121. (1)** A litter born in New South Wales must not, unless the Board in special circumstances otherwise directs, be recognised for any purpose unless the litter is registered by the Board.

**(2)** An application for the registration of a litter must:

- (a) be in an approved form; and
- (b) be made by the owner of the bitch or by another person authorised in writing by the owner to apply for registration in that other person's name; and
- (c) be lodged with the Board within 3 months of the whelping of the litter; and
- (d) be accompanied by the appropriate fee set out in Schedule 1

**(3)** If a person applies to the Board for registration of a litter, the Board may:

- (a) grant the application and issue a certificate of registration of the litter; or

- (b) refuse the application if it is of the opinion that the refusal is in the interests of greyhound racing (including in the interests of the breeding of greyhounds).

### **Litters resulting from accidental services**

**122. (1) If:**

- (a) a greyhound services a bitch and the greyhound is not at that time registered as a sire; and
- (b) the service occurred in circumstances beyond the control of the owner or other person who had the care or custody of the bitch; and
- (c) the bitch proves subsequently to be in whelp,

the Board may, after due inquiry, allow the greyhound to be registered as a sire and the service to be registered without penalty.

**(2) Any such registration is not to be granted after a litter has resulted from an accidental service.**

### **Naming and registration of greyhounds**

**123.** A greyhound is prohibited from competing or running in any race or qualifying trial meeting conducted by a club, or at any official club trial, unless the greyhound and its name are registered by the Board.

### **Application for registration and naming of greyhounds**

**124.** An application for the registration and naming of a greyhound which is from a litter registered by the Board must:

- (a) be in an approved form; and
- (b) be made by the breeder who registered the litter or by another person to whom the greyhound has been transferred (and accompanied, in the case of a transfer, by an authority in an approved form signed by that breeder); and
- (c) be accompanied by the appropriate fee set out in Schedule 1.

### **Naming of greyhounds**

**125. (1)** An applicant for the registration and naming of a greyhound may submit, in order of preference, up to such number of name selections for the greyhound as may be fixed by the Board from time to time.

**(2)** The use of figures, initials, the names of prominent persons or words which, in the opinion of the Board, have a religious or political significance or are otherwise unsuitable, in any name selected by an applicant, may be rejected by the Board.

**(3)** If the Board decides that none of the names selected by an applicant are suitable for a greyhound, whether because they have been allotted previously to another greyhound or for other good cause, the Board may allot a name for the greyhound which is the subject of the application and that name is to be accepted by the applicant.

#### **Grant or refusal of application to register and name greyhound**

**126.** If a person applies to the Board for the registration and naming of a greyhound, the Board may:

- (a) grant the application and issue the person with a certificate of registration of the greyhound in the name allotted by the Board; or
- (b) refuse the application if it is of the opinion that the refusal is in the interests of greyhound racing (including in the interests of the breeding of greyhounds).

#### **Changing greyhound's name**

**127. (1)** The Board may direct that the name of a greyhound be changed if it is satisfied that there is good cause for doing so.

**(2)** If the Board directs that the name of a greyhound be changed, the owner of the greyhound must:

- (a) on demand by the Board, return the greyhound's registration certificate to the Board within 7 working days of the demand being made or within such other period as the Board may specify; and
- (b) if the Board so requires, pay the appropriate fee set out in Schedule 1 for a change of name.

**(3)** If a greyhound has been nominated for any race or qualifying trial and the name of the greyhound is subsequently changed, any registration certificate issued by the Board for that greyhound must carry the former name as well as the new name so long as the greyhound remains registered or until such time as the Board otherwise directs.

### **Transferring named greyhounds**

**128. (1)** On the sale or disposal of a greyhound for which a certificate of registration has been issued under rule 126, the registered owner of the greyhound must, within 10 working days of the sale or other disposal, notify the Board in writing of that occurrence.

**(2)** Any such notification must include particulars of the name of the greyhound concerned, the date that the sale or disposal took place, the name and address of the new owner and such other particulars as the Board may from time to time determine.

**(3)** If an owner of a greyhound registered under rule 126 proposes to sell or otherwise dispose of the greyhound to another person and the greyhound has been or is the subject of any disability or penalty (other than a disability or penalty which has been removed by the Board), the owner must provide the prospective new owner with written details of any such disability or penalty.

**(4)** A person who purchases or otherwise acquires the ownership of a greyhound registered under rule 126 must, within 10 working days of purchasing or otherwise acquiring the greyhound, apply to the Board for the greyhound to be transferred into his or her name.

**(5)** An application for transfer must:

- (a) be in an approved form; and
- (b) be accompanied by the greyhound's certificate of registration; and
- (c) be accompanied by an authority for transfer in an approved form; and
- (d) be accompanied by the appropriate fee set out in Schedule 1.

**(6)** If a person applies to the Board for a greyhound to be transferred into his or her name, the Board may:

- (a) grant the application and transfer the registration of the greyhound; or
- (b) refuse the application if it is of the opinion that the refusal is in the interests of greyhound racing (including in the interests of the breeding of greyhounds).

### **Approved registration authority**

**129. (1)** The Board may from time to time declare that a body responsible for the registration, for the purposes of greyhound racing, of greyhounds in any State or a Territory or in any other country as the Board thinks fit is an approved registration authority for the purposes of this Part. The Board may from time to time revoke or amend any such declaration.

**(2)** Unless the Board either generally or in a particular case otherwise directs, any greyhound registered and named by an approved registration authority is, while so registered and while its owner remains resident outside New South Wales, taken to be registered by the Board.

**(3)** If the owner of a greyhound registered and named by an approved registration authority wishes to register the greyhound under these Rules, an application for that registration may be made by the owner if, in addition to complying with rule 124 (a) and (c), it is accompanied by the certificate of registration issued by that authority.

#### **Assumed name**

**130.** A person may not, without the permission of the Board, apply for registration or recording of any matter or thing under this Part in an assumed name.

#### **Marking and identification of greyhounds**

**131. (1)** The Board is not to grant an application for the registration of a litter or for the registration and naming of a greyhound unless every greyhound which is the subject of the application is marked or otherwise identified in such manner as the Board may from time to time determine.

**(2)** A person who has the care or custody of a greyhound must comply with a direction of the Board or a Board steward that the greyhound be examined and tested in such manner and at such times as the Board or Board steward considers desirable for the purpose of ascertaining the age, identity or breeding of the greyhound.

#### **General provisions relating to certificates of registration**

**132.** Rules 50, 52, 53, 54 and 55 apply to certificates of registration under this Part in the same way as they apply to certificates of registration under Part 3.

#### **Publication of information**

**133.** The Board may publish in any manner or through any medium the number of services performed by any sire and the number of litters produced from those services.

#### **Advertising of sires**

**134.** A person must not advertise any sire for service or greyhound for sale or for lease with the representation that the sire or greyhound has run a specified time unless:

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- (a) it is an official time and the representation indicates that it is an official time; and
- (b) the representation indicates whether it is the winning time of a race, or the time for a qualifying trial or official club trial, only.

### **Lease of greyhound**

**135. (1)** If any persons have entered into a lease in respect of any registered greyhound, the lessee of the greyhound must, within 5 working days of the lease being signed by the lessor and lessee, lodge with the Board:

- (a) a copy of the lease duly completed; and
- (b) the certificate of registration of the greyhound concerned; and
- (c) the appropriate fee set out in Schedule 1.

**(2)** The Board is to cause details of the lease to be recorded in such manner as it determines from time to time.

**(3)** If a lease recorded by the Board under subrules (2) is in the form of lease determined by the Board under rule 9 (9), a person breaches these Rules if it is proved to the satisfaction of the Board that the person has breached any of the conditions of the lease.

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### **SCHEDULE 1—FEES**

1. Subject to clause 2, the fees payable under these Rules for registration as an owner, trainer, attendant, bookmaker, bookmaker's clerk and a manager or assistant manager of a greyhound trial track (and for each registration fee period in connection with any such registration) are as follows:

Owner	\$32
Trainer	\$64
Attendant	\$14
Bookmaker	\$300
Bookmaker's clerk	\$90
Manager	\$10
Assistant manager	\$5

2. If

- (a) an application for the registration of an owner, trainer, attendant, bookmaker or bookmaker's clerk is made within 12 months before the next registration fee period; or
- (b) payment of the fee for any registration fee period is made within 12 months before the next such period,

the fees payable under these Rules are to be one-half of the fees payable under clause 1.

3. The fee payable under these Rules in respect of other types of registration and other business transacted with the Board are as follows:

Registration of greyhound trial track	\$50
Registration of greyhound as a sire	\$35
Notification of service	\$10
Registration of litter	\$10, plus \$2 for each puppy
Registration and naming of greyhound	\$25
Change of greyhound's name	\$10
Transfer of named greyhound	\$6
Recording of lease	\$6

4. The fee payable under these Rules for the issue of a duplicate certificate:

- (a) in the case of the registration and naming of a greyhound—is \$10 or
- (b) in any other case—is \$1.

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**SCHEDULE 1—FEES**

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**EXPLANATORY NOTE**

The object of these Rules is to repeal and remake, with minor modifications only, the Rules of the Greyhound Racing Control Board 1983.

These Rules are made under the Greyhound Racing Control Board Act 1985, including section 10. These Rules are made in connection with the staged repeal of subordinate legislation under the Subordinate Legislation Act 1989.

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