

APPEAL RESULT

DISTRIBUTION: Chief Executive
Group Integrity Services
Group Racing and Group Racing Development
ARB, ATA, TVN, VJA
Office of Racing
T Moxon – National Drug Register
Racing Press

FROM: Registrar – Racing Appeals and Disciplinary Board

DATE: 6 October 2015

SUBJECT: **APPEAL HEARING RESULT – JOCKEY: LUKE CURRIE**

Panel Judge John Bowman (Chair), Mr Stephen Curtain & Prof Raymond Harbridge.

Appearances Mr Des O’Keeffe appeared on behalf of Mr Currie.
Mr Peter Ryan appeared on behalf of the stewards.

At Bendigo on Thursday 1 October 2015, jockey Luke Currie was found guilty of a charge of careless riding on his mount *Constant Justice* in Race 1 the *Victorian Seniors Festival 3YO Maiden Plate* (1000m).

The carelessness being that approaching the 200m he rode his mount to obtain running to the outside of *Equidant* and in doing so was insufficiently clear of *Penny Shares*, tightening that filly out onto *Amenzel* resulting in *Penny Shares* having to be checked. In laying the charge Stewards concede there was a slight shift outwards from *Equidant*.

Luke Currie had his licence to ride in races suspended for a period to commence at midnight Sunday, 4 October 2015 and to expire at midnight on Monday, 12 October 2015 - a total of 9 race meetings (1 metropolitan, 8 provincial). In assessing penalty Stewards took into account the contribution made by *Equidant* and that the incident was in the low range.

A Notice of Appeal against **the decision and severity of the penalty** was lodged on Sunday, 4 October 2015. A stay of proceedings was not requested.

DECISION: **Appeal against conviction dismissed.**
Appeal against severity of penalty allowed.

Penalty varied so that that the period of suspension expires at midnight on Friday, 9 October 2015 (6 race meetings.)

**TRANSCRIPT OF
PROCEEDINGS**

RACING APPEALS AND DISCIPLINARY BOARD

**HIS HONOUR JUDGE J. BOWMAN, Chairman
MR S. CURTAIN
PROF R. HARBRIDGE**

EXTRACT OF PROCEEDINGS

DECISION

**IN THE MATTER OF THE VICTORIAN SENIORS' FESTIVAL
THREE-YEAR-OLD MAIDEN PLATE OVER 1000 METRES AT
BENDIGO ON 1/10/15**

JOCKEY: LUKE CURRIE

MELBOURNE

TUESDAY, 6 OCTOBER 2015

MR P. RYAN appeared on behalf of the RVL Stewards

MR D. O'KEEFFE appeared on behalf of the Appellant

CHAIRMAN: The Board has considered the matter. We are of the view that the carelessness in itself was in the low range. Who knows what would have happened but for Pegus's mount moving out. There might have been a bump between Mr Currie's mount and Patrick Moloney's mount, but that is speculation.

The carelessness of itself seems to us to be of a low order. There is then a further allowance to be made in our opinion for the behaviour of Pegus's mount and the contribution made by it in the situation.

We have examined Mr Currie's record which, whilst not absolutely spotless, is quite good. In the circumstances, we are going to vary the penalty and impose a penalty of six meetings, the period of suspension expiring midnight, Friday, 9 October 2015.
