



HEARING RESULT

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FROM: Registrar – Racing Appeals and Disciplinary Board

DATE: 2 June 2015

SUBJECT: **HEARING RESULT – TRACK RIDER: DAMIEN BRADBURY**

Panel Judge Russell Lewis (Chair), Mr Brian Forrest (Deputy) & Mr Geoff Ellis.

Appearances Mr Bradbury appeared on his own behalf.
Mr Dayle Brown appeared on behalf of the stewards.

Charge Breach of AR 175(hh)(ii)

*The Committee of any Club or the Stewards may penalise:
(hh) Any person who: (ii) has in his possession, any electric or electronic
apparatus or any improper contrivance capable of affecting the
performance of a horse in a race, official trial, jump-out or training gallop.*

The particulars being that on 20 April 2015 Mr Bradbury had in his possession whilst riding trackwork an electric and/or electronic apparatus capable of affecting the performance of a horse at a training gallop conducted at the Mornington race course.

Plea Guilty.

Decision Mr Bradbury convicted and disqualified for a period of 18 months.

The Board directs that the period in which Mr Bradbury was stood down be taken into account so that the period of disqualification will expire on 22 October 2016.

**TRANSCRIPT OF
PROCEEDINGS**

RACING APPEALS AND DISCIPLINARY BOARD

**HIS HONOUR JUDGE R.P.L. LEWIS, Chairman
MR B. FORREST, Deputy Chairman
MR G. ELLIS**

EXTRACT OF PROCEEDINGS

DECISION

TRACKRIDER: DAMIEN BRADBURY

MELBOURNE

TUESDAY, 2 JUNE 2015

MR D. BROWN appeared on behalf of the RVL Stewards

MR D. BRADBURY appeared on his own behalf

CHAIRMAN: Damien Bradbury, you have pleaded guilty to the charge of possessing an electronic device known as a "jigger" or "jack". The facts relating to the commission of this offence have been well canvassed during the course of the plea.

This is demonstrably a serious matter. General deterrence, the image of racing and preservation of the integrity of racing are important sentencing considerations, as well as the Board's denunciation of this type of conduct. Further, animal welfare considerations are relevant.

Although the device was not applied to the horse, there was an intention to do so. If there had been actual use, that would have been reflected in a more substantial penalty.

All that being said, the Board in arriving at an appropriate penalty is bound to take into account all relevant mitigating factors. These include your plea of guilty, your moral contrition, your cooperation before the Board and your financial circumstances. The Board also gives you credit for a good record in 25 years in the industry.

In the circumstances, the Board is of the view that the appropriate penalty is a period of 18 months' disqualification, effective from midnight this day, 2 June 2015. The Board directs that the time during which you have been stood down be taken into account in calculating the period of disqualification.
