

RACING VICTORIA LIMITED
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RACING APPEALS AND
DISCIPLINARY BOARD



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HEARING RESULT

Distribution: Chief Executive
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FROM: Registrar – Racing Appeals and Disciplinary Board

DATE: 19 November 2009

SUBJECT: **HEARING RESULT – STABLE EMPLOYEE: PETER HAMILTON**

Panel Judge Russell Lewis (Chair), Mr Stephen Curtain, Mr Graeme Ward

Appearances Mr James Williams, Stipendiary Steward, appeared on behalf of the RVL Stewards.
Mr Neil Dyer, licensed trainer, appeared on behalf of Peter Hamilton.

Charge Breach of AR 175q – improper conduct.

The charge relating to an incident at Mornington racecourse on Thursday, 1 October 2009.

Plea Guilty

Decision The conditions of Mr Hamilton's stable employee registration varied in that he is not to ride track work or in jump outs until 1 January 2010. During this period Mr Hamilton is also to reside in the Kyneton area.

Georgie Curtis
Registrar - Racing Appeals and Disciplinary Board

TRANSCRIPT OF PROCEEDINGS

RACING APPEALS AND DISCIPLINARY BOARD

**HIS HONOUR JUDGE R.P.L. LEWIS, Chairman
MR S. CURTAIN
MR G. WARD**

DECISION

EXTRACT OF PROCEEDINGS

STABLE EMPLOYEE: PETER HAMILTON

MELBOURNE

THURSDAY, 19 NOVEMBER 2009

MR J. WILLIAMS appeared on behalf of the Stewards

MR N. DYER appeared on behalf of the Appellant

CHAIRMAN: In this case, Peter Hamilton has pleaded guilty to a serious charge. It is serious because it is conduct which is incompatible with the image of racing and these days - although members of this Board are not wet behind the ears, we know what goes on - animal welfare issues are now very much to the forefront with the Stewards. You only have to look at the recent kerfuffle over the whip business to understand that.

Peter Hamilton's record is appalling. As I said during the course of the hearing, I think this is about the last roll of the dice for you, Peter. If you are out of racing, then God knows what you will do to earn a living. It would be very difficult for you to earn a living anywhere else, I should have thought, particularly if people get hold of your record, which involves, let us face it, on a number of occasions where you have tried to cheat your way in riding, by altering vests and the like.

But you are only 21 and the Board is mindful of the fact that there is a chance that you may turn the corner. Certainly Mr Dyer is prepared to take that chance, which is to his eternal credit, because there are plenty of other trainers who would not let you in their front gate, let alone employ you.

So the Board will vary your conditions of registration so that you are not to ride trackwork, nor to ride in jump-outs, until 1 January 2010. Effectively that is about a six-week period. During that period, you are to reside in the Kyneton area.

Finally, let me say this: if you breach that condition or indeed are involved in any other breach of the Rules of Racing and you come up before this Board again, I think you can rest assured that not only will you not be riding but your registration of a stable employee will be cancelled and you will be out. I cannot put it any more plainer than that. So it is up to you now. You have got a lifeline through Mr Dyer, and if I were you, I would grasp it and hold on to it.

END OF EXTRACT