



APPEAL RESULT

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FROM: Registrar – Racing Appeals and Disciplinary Board

DATE: 2 September 2011

SUBJECT: **APPEAL HEARING RESULT – TRAINER: PATRICK PAYNE**

Panel Judge Russell Lewis (Chair), Mr Brian Forrest (Deputy Chair), Mr Ron Taylor.

Appearances Mr Payne appeared on his own behalf.
Mr Peter Ryan appeared on behalf of the Stewards.

At Swan Hill on Monday 29 August 2011, trainer Patrick Payne was fined the sum of \$500 under the provisions of LR 44(1)(b) for failing to request the scratching of the filly *Ready on Time* within the 45 minute timeframe provided by LR 44(2)(b) prior to the running of Race 3.

A Notice of Appeal against **the severity of the penalty** was lodged on Tuesday, 30 August 2011.

DECISION: **Appeal dismissed.**

**TRANSCRIPT OF
PROCEEDINGS**

RACING APPEALS AND DISCIPLINARY BOARD

**HIS HONOUR JUDGE R.P.L. LEWIS, Chairman
MR B. FORREST
MR R. TAYLOR**

EXTRACT OF PROCEEDINGS

DECISION

TRAINER: PATRICK PAYNE

MELBOURNE

FRIDAY, 2 SEPTEMBER 2011

MR P. RYAN appeared on behalf of the RVL Stewards

MR P. PAYNE appeared on his own behalf

CHAIRMAN: In this appeal, the Board accepts that the Appellant, Mr Patrick Payne, is a credible and truthful witness. The Stewards were required in arriving at a penalty to take into account the explanation of the trainer and balance that against the consequences of the late scratching.

In the opinion of the Board, the fine of \$500 was more than reasonable in the circumstances as they existed. Accordingly, the appeal is dismissed.

END OF EXTRACT