



**RACING APPEALS
AND
DISCIPLINARY BOARD**

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RACING VICTORIA STEWARDS

v

PAUL JONES

Date of Hearing: 6 June 2016

Panel: Judge John Bowman (Chair), Mr Josh Bornstein (Deputy), Dr June Smith.

Appearances: Mr Justin Hooper, instructed by Mr James Ogilvy, appeared as Counsel for the Racing Victoria stewards.

Mr Justin Marcus of Behan Legal appeared on behalf of Mr Jones.

Charge 1: Breach of AR 177B(6) which relevantly states that:

(6) Any person who, in the opinion of the Stewards, administers, attempts to administer, causes to be administered or is a party to the administration of, any prohibited substance specified in sub-rule (2) to a horse being trained by a licensed trainer must be penalised in accordance with AR 196(5).

The particulars are that Mr Jones administered, or caused to be administered, a prohibited substance, namely TB-1000, to the registered racehorse *General Sateen*. Under the provisions of AR 177B(2)(q), TB-1000 is a prohibited substance and not registered for medical or veterinary use as it contains a synthetic peptide.

Charge 2: Breach of AR 177B(5) which relevantly states that:

(5) If any substance or preparation that could give rise to an offence under this rule if administered to a horse at any time is found at any time at any premises used in relation to the training or racing of horses then any owner, trainer or person who owns, trains or races or is in charge of horses at those premises is deemed to have the substance or preparation in their possession and such person shall be guilty of an offence and liable to penalty.

The particulars are that the finding of TB-1000 at Mr Jones' training premises constitutes a breach of the Rules as it is a substance or preparation that could give rise to an offence under AR 177B(5) if administered to a horse at any time.

Plea: Charge 1 - guilty.
Charge 2 - guilty.

Decision: **Charge 1** - Mr Jones convicted and disqualified for a period of 6 months.
Charge 2 - Mr Jones convicted and disqualified for a period of 4 months.

Decision (cont): Two months of the period of disqualification in relation to Charge 1 are to be served concurrently with the period of disqualification in relation to Charge 2. A total period of disqualification of 8 months.

The Board orders that the commencement of the periods of disqualification be deferred until midnight Monday 13 June 2016, it being the maximum period of deferral of the disqualification as permitted by the rules; see Australian Rule 196(6)(a).

Pursuant to AR 196(6)(b), Mr Jones must not start a horse in any race from the date of the Board's decision until the expiration of the period of disqualification.

Georgie Gavin
Registrar - Racing Appeals and Disciplinary Board