

Registrar  
Racing Appeals and Disciplinary  
Board



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## Hearing Result

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**Distribution** : Chief Executive  
Group Integrity Services, Group Racing  
Group Racing Development  
Credit Controller  
ATA  
TVN  
Office of Racing  
S. Carvosso – Racing NSW  
Racing Press

**FROM** : Registrar – Racing Appeals and Disciplinary Board

**DATE** : 23 February 2009

**SUBJECT:** HEARING RESULT : APPRENTICE JOCKEY – NATHAN ROSE

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**Panel** Judge Russell Lewis (Chair), Mr Bill Kneebone, Mr Michael Murphy

**Charge** 1 - AR 175(g) – [misleading evidence]  
2 - AR 175(q) – [improper conduct]

Both charges relating to a Steward's Inquiry at Yarra Valley racecourse on 25<sup>th</sup> January 2009 regarding the whereabouts of a set of Australia Day colours.

**Plea** Charge 1 – Guilty  
Charge 2 – Guilty

**Decision** Both charges proved and adjourned without conviction until 22<sup>nd</sup> February 2010.

Georgie Curtis

Registrar  
Racing Appeals and Disciplinary Board

**TRANSCRIPT OF  
PROCEEDINGS**

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**RACING APPEALS AND DISCIPLINARY BOARD**

**HIS HONOUR JUDGE R.P.L. LEWIS, Chairman  
MR B. KNEEBONE  
MR M. MURPHY**

**EXTRACT OF PROCEEDINGS**

**DECISION**

**IN THE MATTER OF THE AUSTRALIA DAY COLOURS**

**JOCKEY: NATHAN ROSE**

**MELBOURNE**

**MONDAY, 23 FEBRUARY 2009**

MR C. WALLER appeared on behalf of the Stewards

MR P. NEWCOMBE appeared on behalf of Mr N. Rose

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CHAIRMAN: For the reasons I indicated just before the parties left the room, the Board thinks that Nathan Rose ought to be given an opportunity of proving to the racing community that he is a decent young man who is not dishonest. He is only young and the Board intends to give him that opportunity.

The following order is made - and I might say this is the first time the Board has handed down a disposition of this kind, but in the circumstances, in my opinion, and in the opinion of the other members, it warrants it - the Board finds each charge proved. Both charges are adjourned without conviction until 22 February 2010, that is, in 12 months' time, upon Nathan Rose giving the Racing Appeals and Disciplinary Board an undertaking that in the meantime (1) he will not commit a breach of Rule AR. 175(g) and/or AR.175(q). They are the rules the subject of the charges brought today.

(2) he will attend upon Ms Lisa Stevens and/or the Apprentices Training School as and when directed.

Nathan Rose gives a further undertaking that he will appear before the Racing Appeals and Disciplinary Board on 22 February 2010 or at any time prior thereto if and when called upon to do so. A breach of any undertaking so given will result in Nathan Rose appearing before the Racing Appeals and Disciplinary Board when the adjourned charges will be dealt with, as well as any charge the subject of the breach.

The Racing Appeals and Disciplinary Board orders that a copy of the transcript of these proceedings be lodged with the registrar of the Racing Appeals and

Disciplinary Board and that a copy of this order be provided to trainer  
Marshman and to Nathan Rose.

**END OF EXTRACT**