

Additional Stewards Report



Stewards: - J. Petzer (Chairman), M. Santoro, and S. Callanan

Monday, 7 November 2022

PIMM'S PARTY – Mr. L. Macdonald & Mr. A. Gluyas

Stewards concluded an inquiry into the result of the analysis of a post-race blood sample taken on Saturday, 30 July 2022 from the racehorse **Pimm's Party**, which was presented to race in and competed in Race 9 – The Zilzie Wines Handicap run over – 1200m at the Morphettville Racecourse. Analysis of the sample disclosed the presence of **Nicotine & its metabolite Cotinine**, substances prohibited under the Rules of Racing.

Evidence was taken from Mr. L. Macdonald & Mr. A. Gluyas, the Co-Trainers of **Pimm's Party**, Racing SA Chief Veterinarian, Dr. T. Koenig, and Racing Analytical Services Limited Laboratory Director, Mr. D. Batty. Evidence was also taken from Veterinarian Dr W. Marmion of the Morphettville Equine Clinic, who was called in evidence by Mr. L. Macdonald and Mr. A. Gluyas.

After considering the evidence, Stewards charged Mr. L. Macdonald & Mr. A. Gluyas, under AR240(2), the particulars being that as licensed trainers and the co-trainers of the racehorse **Pimm's Party** at all relevant times leading up to and including Saturday, 30 July 2022, they did bring the said racehorse to the Morphettville Racecourse where it competed in Race 9 the Zilzie Wines Handicap run over 1200 metres, after which a blood sample taken from the horse, disclosed upon analysis the substance **Nicotine & its metabolite Cotinine**, which substances are prohibited substances under the rules of racing. Mr. Macdonald & Mr. Gluyas pleaded guilty to the charge – a charge of strict liability.

In determining penalty Stewards had regard for a number of factors including the nature of the rule with which they were charged, elements of individual and general deterrence, and the fact that Racing SA Stewards had provided notice on a number of occasions in recent years that offences in relation to prohibited substance matters may in future attract more severe penalties. In the circumstances Stewards imposed a fine of \$12,000, however having regard for mitigating factors, which included Mr. Macdonald's & Mr. Gluyas's guilty pleas, their cooperation and forthrightness during the process, their good record, albeit noting that Mr. Macdonald had two (non recent) previous offences under the same rule (more than 15 years ago), Stewards reduced the penalty to a fine of \$9,000.

Further, acting under AR240(1), **Pimm's Party**, which was declared the winner of the race, was disqualified from this event, and the result of the race was amended as follows;

1 st	May Be Fate
2 nd	Eyes Never Lie
3 rd	Circle Of Magic (NZ)
4 th	I'm a Legend
5 th	Loco Logic

Mr. Macdonald & Mr. Gluyas were informed of their rights of appeal.

J Petzer
General Manager Integrity