



THOROUGHBRED RACING SA LIMITED

ADDITIONAL STEWARDS' REPORT – MR N SMART

MORPHETTVILLE – TUESDAY, 10 DECEMBER 2013

On Tuesday, 10 December 2013 Stewards concluded an inquiry, which was adjourned from Thursday, 3 and Tuesday, 22 October 2013. The inquiry concerned the discovery of a substance at the stable premises of Permit Trainer Mr. Nick Smart on 20 June 2013. Mr. Nick Smart and the previous tenant appeared at the hearings. Evidence was taken from a local Veterinary Surgeon, an Analyst from Racing Analytical Services Limited, the Thoroughbred Racing SA (TRSA) Industry Veterinarian and members of the TRSA Stewards' Panel. In addition Stewards considered laboratory reports and other documentary evidence pertaining to the matter.

Mr. Nick Smart pleaded guilty to a charge under AR.177B(5), the particulars being that on 20 June 2013, during a stable inspection conducted by Stewards, a prohibited substance as declared by AR.177B(2)(q), being a synthetic peptide not registered for medical or veterinary use, was found to be at his training premises and consequently in his possession.

In determining penalty Stewards considered a number of factors including, but not limited to, Mr. Smart's clean record in this regard, his personal circumstances and his guilty plea. Stewards also considered the serious nature of the substance found and the gravity of the Rule in breach. In the circumstances Stewards determined Mr. Smart be disqualified for a period of twelve (12) months. Stewards ordered the disqualification to commence at midnight on Tuesday, 17 December 2013 and to expire at midnight on 17 December 2014.

In addition Mr. Smart was advised of the Stewards' determination in respect of horses trained by him, horses in which he had an ownership interest and conditions in respect of his attendance at specified locations during the period of his disqualification.

Stewards advise that subsequent to the conclusion of the inquiry Mr. Smart lodged an appeal to the Racing Appeals Tribunal in South Australia and was granted a stay of proceedings in the matter.

J. C. PETZER
CHAIRMAN OF STEWARDS
10 December 2013

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