

# Racing Integrity Board

Harness Racing

Penalty Guide

1 February 2023



## Harness Racing Penalty Guide

### Penalties

- Note: A reset period of 6 months or 200 drives, whichever arises first, will apply to all breaches except serious racing matters
- All periods of suspension are “genuine” days and not “national” days
- All starting point penalties assume the severity of breach is mid-range
- No warnings will be issued for Group and Listed races
- Where the term “Group 1” is used that also includes races with a stake of \$100,000 or more
- References to starting point penalties for “Group/Listed Race” are for Group 3 and Listed races. Starting point penalties for Group 1 and Group 2 races will be higher

| Rule                | Description   | Starting Point –<br>1 <sup>st</sup> breach | Starting point –<br>2 <sup>nd</sup> breach |
|---------------------|---|--|--|
| 303(2)              | Misconduct, fail to comply with request, Fact dependent | \$600 fine                                 | \$1000 fine                                |
| 502A(1)             | Incorrect horse brought to racecourse                   | \$400 fine                                 | \$500 fine                                 |
| 502A(2)             | Incorrect horse presented to race                       | \$400 fine                                 | \$500 fine                                 |
| 507(1)              | Breaking driving engagement                             | \$200 fine                                 | \$300 fine                                 |
| 512(1)              | Sample contains prohibited substance                    | 8 weeks suspension                         | 12 weeks suspension                        |
| 512(2)              | Fails or refuses to supply the sample                   | 6 months suspension                        | 12 months suspension                       |
| 513(4)(b)           | Fails or refuses to complete the alcohol breath test    | 6 months suspension                        | 12 months suspension                       |
| 513(4) (c)          | Excess breath alcohol level                             | 4 weeks suspension                         | 8 weeks suspension                         |
| 858(1)(b)           | Failure to follow directive of starter                  | \$300 fine                                 | \$400 fine or 3 day suspension             |
| 858(1)(c),(j)       | Rush ahead of position – mobile or moving start         | \$200 fine                                 | \$300 fine                                 |
| 858(1),(f),(g), (l) | Disrupting the start                                    | 3 days suspension                          | 5 days suspension                          |
| 859(1)              | Horse starting in advance of proper mark                | 3 days suspension                          | 4 days suspension                          |

| <b>Rule</b> | <b>Description</b>  | <b>Starting Point –<br/>1<sup>st</sup> breach</b>   | <b>Starting point –<br/>2<sup>nd</sup> breach</b>   |
|-------------|---|---|---|
| 859(2)      | Starting from incorrect barrier position if not disqualified  | \$400 fine  | \$500 fine  |
|             | If disqualified   | 3 days suspension   | 4 days suspension   |
| 863         | Attempting to start horse in indifferent health, unsound or unfit condition                         | \$1000 fine   | 2 months suspension   |
| 864(1)      | Using unapproved gear   | \$400   | \$500   |
| 868(1)      | Cause or permit horse to run other than on its merits   | 4 months suspension   | 6 months suspension   |
|             | In any Group/Listed race  | 6 months suspension   | 9 months suspension   |
| 868(2)      | Driver failing to take all reasonable and permissible measures to win or gain best possible placing | 7 days suspension   | 10 days suspension  |
|             | In any Group/Listed race  | 10 days suspension  | 15 days suspension  |
| 868(3)      | Fail to drive out to finish when reasonable chance of horse running in first 6 placings             | Determined according to placing lost<br>1 <sup>st</sup> 7 days suspension<br>2 <sup>nd</sup> 5 days suspension<br>3 <sup>rd</sup> 4 days suspension<br>4 <sup>th</sup> 3 days suspension<br>5 <sup>th</sup> 2 days suspension | Determined according to placing lost<br>1 <sup>st</sup> 9 days suspension<br>2 <sup>nd</sup> 7 days suspension<br>3 <sup>rd</sup> 6 days suspension<br>4 <sup>th</sup> 5 days suspension<br>5 <sup>th</sup> 4 days suspension |
|             | In any Group/Listed race  | 1 <sup>st</sup> 10 days suspension<br>2 <sup>nd</sup> 8 days suspension<br>3 <sup>rd</sup> 6 days suspension<br>4 <sup>th</sup> 5 days suspension<br>5 <sup>th</sup> 4 days suspension  | 1 <sup>st</sup> 12 days suspension<br>2 <sup>nd</sup> 10 days suspension<br>3 <sup>rd</sup> 8 days suspension<br>4 <sup>th</sup> 7 days suspension<br>5 <sup>th</sup> 6 days suspension                                       |

| Rule      | Description   | Starting Point –<br>1 <sup>st</sup> breach   | Starting point –<br>2 <sup>nd</sup> breach                   |
|-----------|---|--|--|
| 86g(2)    | Use of whip in contravention of Whip & Rein Regulations   |  |  |
|           | More than wrist flicking motion or free of the rein or loose reining or continuous <ul style="list-style-type: none"> <li>- low level</li> <li>- mid level</li> <li>- high level</li> </ul>   | \$300 fine or 2 days suspension<br>\$500 or 2 days suspension<br>3 days suspension | 3 days suspension<br>4 days suspension<br>5 days suspension  |
|           | More than wrist flicking motion or free of the rein or loose reining or continuous<br>Group 1 and any race with a stake of \$100,000 or more<br>Group 2<br>Group 3/Listed<br>In addition a fine equal to <ul style="list-style-type: none"> <li>- low level breach – 12.5% of the drivers stake</li> <li>- mid level breach – 25% of the drivers stake</li> <li>- high level breach – 50% of the drivers stake</li> </ul> | 7 days suspension<br>5 days suspension<br>3 days suspension                        | 10 days suspension<br>7 days suspension<br>5 days suspension |
|           | Any other breach of Sections, 2,3 and 4 of the Whip & Rein Regulations  | \$200 fine   | \$300 fine   |
|           | Any other breach of Sections, 2,3 and 4 of the Whip & Rein Regulations <ul style="list-style-type: none"> <li>- Group 1 and any race with a stake of \$100,000 or more</li> <li>- Group 2</li> <li>- Group 3/Listed</li> </ul>  | \$400 fine<br>\$300 fine<br>\$250 fine   | \$600 fine<br>\$500 fine<br>\$350 fine                       |
| 86g(3)(a) | Incompetent driving<br><br>In a Group/Listed race   | 10 days suspension<br>15 days suspension   | 10 days suspension<br>20 days suspension                     |
| 86g(3)(b) | Careless driving<br><br>Causing relegation/disqualification<br><br>In a Group/Listed race   | 3 days suspension<br>4 days suspension<br>5 days suspension                        | 4 days suspension<br>5 days suspension<br>6 days suspension  |

| <b>Rule</b>          | <b>Description</b>  | <b>Starting Point –<br/>1<sup>st</sup> breach</b> | <b>Starting point –<br/>2<sup>nd</sup> breach</b> |
|----------------------|---|---|---|
|                      | Causing a fall  | 4 weeks suspension                                | 2 months suspension                               |
|                      | Any time driver hits wheel (the consequences of this action go to penalty)  | \$300 fine  | 3 days suspension                                 |
|                      | In a Group/Listed race  | \$400 fine  | 4 days suspension                                 |
| 86g(3)(c)            | Reckless driving  | 10 days suspension                                | 15 days suspension                                |
|                      | In a Group/Listed race  | 15 days suspension                                | 20 days suspension                                |
| 86g(3)(d)            | Dangerous driving   | 15 days suspension                                | 20 days suspension                                |
|                      | In a Group/Listed race  | 20 days suspension                                | 25 days suspension                                |
| 86g(3)(e)            | In a foul manner  | 20 days suspension                                | 25 days suspension                                |
|                      | In a Group/Listed race  | 25 days suspension                                | 30 days suspension                                |
| 86g(3)(f)            | Improper driving  | 8 days suspension                                 | 10 days suspension                                |
|                      | In a Group/Listed race  | 10 days suspension                                | 12 days suspension                                |
| 86g(3)(g)            | Diminishing chances<br>*Miscounting rounds}<br>*Race dueling}   | 8 days suspension                                 | 10 days suspension                                |
|                      | In a Group/Listed race  | 10 days suspension                                | 15 days suspension                                |
| 86g(4)               | Causing interference<br>Driver or horse doing something during a race which interferes or is likely to interfere with his own horse and/or any other horse or its progress. | 2 days suspension                                 | 3 days suspension                                 |
|                      | In a Group/Listed race  | 5 days suspension                                 | 7 days suspension                                 |
| 86g(4),(6)<br>(b)(c) | Push out rule   | \$200 fine  | 3 days suspension                                 |
|                      | In a Group/Listed race  | \$400 fine  | 5 days suspension                                 |
| 86g(5)               | Half carting  | \$200 fine  | \$250 fine  |
|                      | In a Group/Listed race  | \$400 fine  | \$500 fine  |
| 86g(7A)(c)           | Shifting inwards and causing another horse or sulky to contact or protrude inside marker line   | \$300 fine  | \$500 fine  |

| <b>Rule</b> | <b>Description</b>  | <b>Starting Point –<br/>1<sup>st</sup> breach</b>   | <b>Starting point –<br/>2<sup>nd</sup> breach</b>  |
|-------------|---|---|--|
|             | In a Group/Listed race  | \$400 fine  | \$600 fine   |
| 869(7B)     | Sulky protruding inside marker line – causing a disqualification  | 3 days suspension   | 5 days suspension  |
|             | In a Group/Listed race  | 5 days suspension   | 7 days suspension  |
| 1001(1)(v)  | Offensive, insulting, abusive language or behaviour to Racing Integrity Board staff and/or Administration Officials and/or license holders            | \$1500 fine. Fact dependent. Period of suspension or disqualification may be considered         | \$2500 fine. Fact dependent. Period of suspension or disqualification may be considered          |
|             | Where the language, behavior or conduct complained of has racial, ethnicity, sexual orientation or intimidatory connotations, overtones or references | 2 month suspension or \$3000 fine. Fact dependent. Period of disqualification may be considered | 4 month suspension or \$5,000 fine. Fact dependent. Period of disqualification may be considered |
|             | Any other breach of any sub-Rule within Rules 1001 (1) and 1001A(2)   | Fact dependent. A fine, period of suspension or disqualification may be considered              | Fact dependent. A fine, period of suspension or disqualification may be considered               |

## **Prohibited substances – Harness Racing**

### **All penalties are starting points**

#### **TCO<sup>2</sup> - Rule 1004(2)**

|                |   |
|----------------|---|
| First offence  | One year disqualification and a fine of up to \$20,000  |
| Second offence | Two year disqualification and fine of up to \$20,000    |
| Third offence  | Five year disqualification and a fine of up to \$20,000 |

#### **Administration Offences**

|                |                                  |
|----------------|----------------------------------|
| First offence  | Eighteen months disqualification |
| Second offence | Three year disqualification      |
| Third offence  | Five year disqualification       |

#### **Presentation Offences**

|                |  |
|----------------|--|
| First offence  | \$8,000 fine   |
| Second offence | Two year disqualification and fine of up to \$20,000 |