

26 March 2012

The Racing/Sports Editor

PRESS STATEMENT

Additions and Amendments to MRA Rules of Racing and Regulations

Annex A sets out the additions and amendments (highlighted in bold) to MRA Rules of Racing and Regulations for implementation.

Registrations of Professional Trainer Licences

2 The applications for Professional Trainer licences by David Robert Miller, Edylyn Goh Yi Ching, Loh Kin Kuen and Frank William Maynard were officially registered with MRA.

3 They have six months (until 26 September 2012) to secure stable facilities at any of the four associated Clubs, failing which his registration will lapse.

Applications for Assistant Trainer Licences

4 Ang Chee Wee, Liew Sai Kwan, Lim Shung You and Teo Chen Hao were granted Assistant Trainer licences for the remainder of the 2012 racing season. They are attached to Trainers Tan Soo Beng, Simon Liew Yoon Nam, James Barry Brogan and Michael John Clements respectively.

Application for Professional Jockey Licences

5 Mohamed Nizam bin Abdul Jabah and Mohd Affandi bin Taib were granted Professional Jockey licences for the remainder of the 2012 racing season.

Applications for "B" Grade Apprentice Jockey Licences

6 Chung Wah Thong, Bukhari bin Abdul Hamid and Haswindy bin Haslan were granted "B" Grade Apprentice Jockey licences for the remainder of the 2012 racing season. They would be indentured to Trainers Dr Tan Swee Hock, Malcolm Peter Thwaites and Kevin Felix Coetzee respectively.

Applications for "C" Grade Apprentice Jockey Licences

7 Amirul Adil bin Ismail, Chin Kok Keong, Muhammad Yusoff bin Fadzli and Tham Kin Chong were granted "C" Grade Apprentice Jockey licences for the remainder of the 2012 racing season. They would be indentured to Trainers Evert van Breukelen, Wong Kong Fatt, Dr Tan Swee Hock and Nor Azman bin Mohamed Ali respectively.

Applications for Stable Supervisor Licences

8 The following persons were granted Stable Supervisor licences for the remainder of the 2012 racing season:

	<u>Stable Supervisor</u>	<u>Employer (Trainer)</u>
.1	Lau Tuck Kok	Chong Keng Leong
.2	Loo Wing Onn	Luke Navaratnam Danis
.3	Siva Kumar a/l D Subramaniam	Visuanathan s/o A M Perumal

**ADDITIONS, AMENDMENTS AND DELETIONS
OF MRA RULES OF RACING AND REGULATIONS**

MRA RULES OF RACING

PART III : THE COMMITTEE, LOCAL COMMITTEE AND RACING STEWARDS

Panel of Racing Stewards conducting an Inquiry

Rule 11(4) *[Amended rule to be effective from 2 April 2012.]*

No Racing Steward officiating a **race** or in respect of any inquiry or appeal arising therefrom shall:

- (a) have an interest in a bet or bets on any horse in that race or an interest in any lottery drawn which is based on the outcome of that race, whether by himself or through his immediate family, servant or agent;
- (b) have an interest in any horse, whether by himself or through his immediate family, servant or agent, which is entered for **that race**.

PART IV : RIDERS

Jockeys under Disqualification or Suspension

Rule 48 *[Amended rule to be effective from 2 April 2012.]*

- (1) Jockey licences shall be liable to be suspended or cancelled by the Stewards or the Local Committee for any offence against the rules of racing or any misconduct which in their opinion renders the jockey unfit to hold a licence. Such suspension or cancellation shall be immediately reported to the Secretary of the Association.

- (2) A jockey or Rider who is disqualified shall not ride. A jockey or Rider who is suspended may not ride unless given prior written permission by the Stipendiary Steward to do so. In giving such permission to a jockey or Rider who is suspended, the Stipendiary Steward may extend it for the whole of the period of suspension or a lesser period.
- (3) A jockey whose licence is withdrawn or refused or is revoked shall be prohibited from riding. Such jockey shall not be permitted access to any weighing room, stand, enclosure, racecourse, or training ground except with the prior written permission of the Local Committee.
- (4) A Rider whose licence has been suspended by the Stewards shall not ride in any race during the period of his suspension. **In the case, of a Club Licensed Jockey who has been suspended for six (6) months or more under the Rules of Racing of the Association, his licence to ride in the MRA circuit shall be deemed revoked upon the pronouncement of such a sentence unless the suspension is stayed. In all cases where the sentence has been stayed, the licence of the jockey shall be deemed revoked upon the sentence being confirmed. In the case, of a Club Licensed Jockey who has been disqualified or suspended by any recognized racing authority, Rule 152A shall apply.**
- (5) The suspension of the licence of a Rider shall, unless the Stewards otherwise direct, take effect from the completion of that rider's engagements for the day on which the suspension is handed down, provided that the Stewards may defer for a period of no longer than nine (9) days the commencement of such suspension if such rider holds an engagement to ride a horse during this period.
- (6) If a Rider becomes a disqualified person, his permit or licence is thereby immediately revoked upon such disqualification.
- (7) Any Rider who wishes to apply for a licence after serving a period of disqualification shall be deemed to be making a fresh application for such licence. Such application can only be made after the expiry of the period of disqualification.

Provided that no Club Licensed Jockey who has been disqualified for six (6) months or more under the Rules of Racing of the Association or any other recognised racing authority shall be eligible to apply for a jockey's licence until the expiration of three (3) years from the expiry of the period of disqualification.

- (8) Any Rider whose licence has been suspended:
- (a) for a period of less than one month shall have his licence automatically renewed, for the unexpired duration of his original licence; and
 - (b) for a period of one month or more shall have his licence renewed, for the unexpired duration of his original licence, by obtaining from the Secretary of the Association a Certificate of Renewal. An application for a Certificate of Renewal shall be in writing and shall only be entertained after expiry of the period of suspension. The renewal of the licence shall be effective from the date of issue of the Certificate.

Provided that no Club Licensed Jockey who has been suspended for six (6) months or more under the Rules of Racing of the Association or any other recognised racing authority shall be eligible to apply for a jockey's licence until the expiration of three (3) years from the expiry of the period of suspension.

- (9) This Rule shall not apply:
- (1) **Subject to Rule 152A**, to a Club Licensed Jockey taking part in a race which a Local Committee has declared to be open to international entries and the jockey is licensed with a recognised turf club or racing authority of another country; or
 - (2) where the cancellation was incurred under Rule 154(3) (which provides for a 14-day period of grace for the disqualified person to have his name removed from the Forfeit List).

PART IX : RACE MEETINGS

Jockeys weighing out for races

Rule 107(9) *[Amended rule to be effective from 2 April 2012.]*

If a rider intends to ride overweight in a race, he must declare the amount of his overweight to the Clerk of Scales. If such overweight is half a kilogram or more, the rider must first obtain the permission of the Stewards to carry such extra weight.

PART XI : APPEALS

Giving Notice of Appeal to the Racing Stewards

Rule 145 *[Amended rule to be effective from 2 April 2012.]*

- (1) Any person who wishes to appeal against the decision of the Stipendiary Stewards:
 - (a) Shall, within twenty four (24) hours of the findings of the Stipendiary Stewards being communicated to such person, lodge with the President and Chief Executive/General Manager or Secretary of the Associated Club at which the offence was alleged to have been committed, a Notice of Appeal accompanied by a deposit of S\$1,000/RM2,000.
 - (b) Shall lodge in writing his Grounds of Appeal within fourteen (14) days, excluding Sundays and public holidays, from the date on which he is notified that the Notes of Evidence and/or Proceedings of the case are available.

Provided that where the decision appealed against relates to careless riding under Rule 44(9)(a)(ii), **Notes of Evidence and/or Proceedings of the case shall not be provided and any such person appealing against the said decision shall lodge in writing his Grounds of Appeal at the time of lodging his Notice of Appeal.**

- (2) Subject to **Rule 145(1)**, if required by such person, the Notes of Evidence and/or Proceedings shall be applied for at the time of filing the Notice of Appeal and shall be provided upon payment of a fee, which shall be notified by the Association. The fee shall be paid to the club providing the Notes of Evidence and/or Proceedings and is not refundable.
- (3) The Grounds of Appeal shall consist of sequentially numbered paragraphs with cross-references to the Notes of Evidence of the case, **where available**, and shall state succinctly:
 - the circumstances out of which the appeal arises;
 - the issues arising in the appeal; and
 - the contentions or arguments that are proposed to be put forward by the party filing it and the reasons for those contentions or arguments.
- (4) The Racing Stewards hearing the appeal may, if they deem fit, require the person who has lodged his Grounds of Appeal to:
 - submit written clarification on any matter on which the Racing Stewards require clarification at any time; and/or
 - provide oral clarification on any matter on which the Racing Stewards require clarification at the hearing of the appeal.
- (5) Should a Notice of Appeal or Grounds of Appeal not be lodged within the prescribed time periods, the right of appeal or the appeal, as the case may be, shall lapse provided that the Racing Stewards may, upon written application to them, in their absolute discretion and on such terms and conditions as they may determine, allow the late lodgement of a Notice of Appeal or Grounds of Appeal.

- (6) Any person who has filed a Notice of Appeal or who gives an undertaking to file a Notice of Appeal within the timeframe stipulated under these Rules against a decision of the Stipendiary Stewards may apply for a postponement/stay of operation of any penalty imposed, pending the hearing of the appeal.
- (7) The Panel of Stipendiary Stewards shall have the power, at their absolute discretion, to grant or to refuse to grant such a stay.
- (8) Unless such a stay is granted, an appeal shall not, of its own, operate as a stay of operation of any penalty imposed.

Appeals to be by way of a rehearing

Rule 148 *[Amended rule to be effective from 2 April 2012.]*

Save with leave of the appellate body: -

- (a) **All appeals shall be heard by way of a rehearing.**
- (b) **The parties to an appeal shall be bound by and confined to the notes of the proceedings, where available, recorded before the panel of Stipendiary Stewards who dealt with the matter which is the subject of the appeal.**
- (c) **The parties to an appeal shall not be entitled to introduce new evidence.**
- (d) **The appellant shall not raise a ground of appeal not set out in the Notice of Appeal.**

PART XII

MISCELLANEOUS

Reciprocation of Penalties

Rule 152A *[New rule to be effective from 2 April 2012.]*

- (1) Subject to sub-Rule (3) of this rule, any person on whom a suspension or disqualification has been imposed by any recognised horseracing authority is a suspended person or a disqualified person under these rules so long as the suspension or disqualification continues unless the Racing Stewards declare that the suspension or disqualification shall not have effect under these rules.**

- (2) Upon the Committee and/or the Local Committee receiving Notice from any Overseas Racing Authority of the imposition, by that Overseas Racing Authority, of a suspension, disqualification, or other penalty upon a person, the Committee and/or the Local Committee of the Club holding the race meeting, shall cause a copy of the Notice to be served upon the person named therein.**

- (3) An application to the Local Committee of the Club holding the race meeting, for a declaration under sub-Rule (1) may be made by the person suspended or disqualified provided**
 - (a) that he has exhausted all procedures for appeal available under the Rules of the recognised Overseas Racing Authority, and**

 - (b) that he particularises reasons why he believes the penalty does not comply with the laws of natural justice and/or such other grounds.**

- (4) The person named in a Notice served pursuant to sub-Rule (2) (hereinafter referred to as “the applicant”) may apply to the Local Committee of the Club holding the race meeting, for a declaration that the penalty set out in the Notice not be applied at all or be applied only in part.**

- (5) Any application made under sub-Rule (3) shall be made within a period of fourteen (14) days from the date of service of a copy of the Notice under sub rule (2). The application shall:**

 - (a) be accompanied with deposit of S\$2,000/RM4,000 or other sum which may from time to time be notified by the Committee or Local Committee,**

 - (b) be accompanied by a statement of the applicant confirming that the applicant has exhausted all avenues of appeal for which provision is made under the rules of the Overseas Racing Authority under which the penalty set out in the Notice was imposed,**

 - (c) provide particulars of why the applicant believes that the penalty does not comply with the laws of natural justice and such other ground(s) upon which the application is made; and**

 - (d) set out the terms of any declaration(s) sought.**

- (6) Upon receipt of an application pursuant to sub-Rule (3), the Local Committee to whom such application is made, shall within a period of fourteen (14) days of the receipt of the application, appoint a panel of Racing Stewards to hear and determine the matter.**

- (7) The quorum for the panel of Racing Stewards hearing an application pursuant to sub-Rule (3), shall be not less than three (3) members. The decision shall be that of the majority and all members shall have one vote each, except that in the event of a tie the Chairman of the panel shall have a casting vote. In the event that any member shall not be able to vote in respect of any matter and the remaining members shall fall below the said quorum, the remaining members shall co-opt any other Racing Stewards or Professional Stewards into the panel.
- (8) At the hearing of an application made pursuant to sub-Rule (3), the panel of Racing Stewards may, on the application of the applicant and, notwithstanding the provisions of sub-Rule (5), waive compliance with all or any of the provisions of that sub-Rule if it considers it appropriate to do so.
- (9) The applicant may with the leave of the panel of Racing Stewards be represented by legal counsel, give oral evidence, adduce other oral or written evidence and make oral or written submissions in support of the application.
- (10) At the conclusion of the hearing of an application made pursuant to sub-Rule (3), the panel of Racing Stewards shall if satisfied that the penalty imposed by the Overseas Racing Authority does not comply with the laws of natural justice and/or such other ground(s) upon which the application is made order that the application be granted and make the declaration(s) sought, otherwise order that the application be dismissed.
- (11) For the purposes of sub-Rule (3), the onus of establishing that the penalty imposed by the Overseas Racing Authority does not comply with the laws of natural justice and/or such other the ground(s) upon which the application is made shall be upon the applicant.
- (12) Upon the making of any order(s) or declarations(s) pursuant to sub-Rule (10), the panel of Racing Stewards to whom the application was made shall inform the Committee of the terms of such order(s) or declaration(s). The Associated clubs shall thereupon apply the order(s) or declarations(s) in the terms set out therein.

- (13) Where a person upon whom a suspension or disqualification has been imposed by a recognised Overseas Racing Authority has made an application for a declaration under sub-Rule (3) of this rule, the panel Racing Stewards have the power to defer the suspension or disqualification under these rules pending their decision on the application.
- (14) In the event that the Committee or the Local Committee does not reciprocate a penalty imposed by a recognised Overseas Racing Authority, it shall, without delay, inform that recognised horseracing authority of its decision and the reasons why the penalty has not been reciprocated.
- (15) In the absence of any application being made under sub-Rule (3), the Committee or the Local Committees shall apply the penalty set out in the Notice.

MRA REGULATIONS

MISCELLANEOUS

Prohibited Substances and Threshold Levels

Regulation 45.2 *[Amended regulation to be effective from 2 April 2012.]*

Prohibited Substances and Threshold Levels (for Riders and Other Persons)

Prohibited Substances for Riders, for the purposes of these Rules shall be any substances which fall into the following classes:

- (a) Stimulants
- (b) Narcotics
- (c) Anorectics

- (d) Diuretics
- (e) Depressants
- (f) Alcohol
- (g) **Dissociative** Anaesthetics
- (h) Hallucinogens
- (i) Muscle Relaxants
- (j) Any other substances, not included in the above classes but, which, in the opinion of the Medical Officer, may affect a Rider's health, ability to safely perform the duties of a Rider and/or which may alter the integrity and/or validity of the testing results obtained.

Referee Laboratories and Samples

Regulation 46 *[Amended regulation with immediate effect.]*

- .1 Referee Laboratories (Approved by MRA)
 - .1 Analysis of Equine Referee Samples
 - .1 The Hong Kong Jockey Club Laboratory
Sha Tin Racecourse
N.T., Hong Kong
 - .2 Racing Analytical Services Ltd
400 Epsom Road
Flemington
Victoria 3031
Australia
 - .3 **HFL Sport Science**
Newmarket Road
Fordham, Cambridgeshire
United Kingdom CB7 5WW

- .4 Australian Racing Forensic Laboratory
Royal Randwick Racecourse
Alison Road
NSW 2033
Australia

- .5 Laboratoire des Courses Hippiques
15 rue de Paradis
91370 verrieres le Buisson
France