



**REGULATIONS of the  
NEW ZEALAND GREYHOUND RACING  
ASSOCIATION INCORPORATED**

**including the  
RULES OF RACING  
(based on the GREYHOUNDS AUSTRALASIA RULES)**

These Regulations are made under clause 24 of the Constitution of the New Zealand Greyhound Racing Association Incorporated.

These Regulations, including the Rules of Racing, came into effect (and replaced the previous Rules of Racing) on 1 February 2023.

(Updated on 20 August 2024.)

**We love our dogs.  
They love to race.™**

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## THE AIMS OF THE GRNZ RULES OF RACING

The aims of the *GRNZ Rules of Racing* are to:

- (1) promote, enhance and protect the welfare of *greyhounds*;
- (2) regulate *greyhound racing* so that public confidence in its integrity is upheld;
- (3) provide for a level playing field and greater transparency in *greyhound racing*;
- (4) record the rules which regulate *greyhound racing* in New Zealand; and
- (5) promote the long term sustainability of *greyhound racing* and the conduct of it in a socially responsible manner.

### PART 1: INTERPRETATION, DEFINITIONS AND APPLICATION OF THE GRNZ RULES OF RACING

#### Division 1: Application of the GRNZ Rules of Racing, and transitional provisions

##### 1 The Application of these Rules

- (1) *These Rules* apply from the date of their commencement on 01 February 2023 to any *person* who takes part in any activity in connection with *greyhound racing* in Australia or New Zealand.
- (2) Without limiting subrule (1) of this rule, *these Rules* apply to:
  - (a) *GRNZ* and every *Club*;
  - (b) the board members, members, officers, employees, committee members and volunteers of *GRNZ* or a *Club*;
  - (c) any *person* who takes part in any *Event* or attends any *meeting* or trial;
  - (d) any *person* who bets or wagers on *greyhound racing*;
  - (e) any *person* who engages in conduct connected with *greyhound racing* in Australia or in New Zealand;
  - (f) any proceedings or matters purporting to be conducted pursuant to, or which are expressed to be governed by, *these Rules*;
  - (fa) an *Adjudicative Committee*, *Appeals Tribunal* and the *Racing Integrity Board*;
  - (fb) any *officer*, employee or member of an *Adjudicative Committee*, *Appeals Tribunal* and the *Racing Integrity Board*; and
  - (g) any *greyhound* registered with a *Controlling Body*, or appearing in the records of a *Controlling Body*.
- (3) All *registered persons* and *Clubs* to whom *these Rules* apply are deemed to:
  - (a) have knowledge of and agree to be bound by *these Rules*; and
  - (b) have agreed that *these Rules* may be relied on as a defence to any alleged civil liability arising out of their operation.
- (4) *GRNZ*, a *Club*, *Adjudicative Committee*, *Appeals Tribunal*, the *Racing Integrity Board* or any *officer of GRNZ*, employee, volunteer or *person* contracted or expressly authorised by *GRNZ*, a *Club*, *Adjudicative Committee*, *Appeals Tribunal* or the *Racing Integrity Board* is not liable for any loss or damage sustained by a *person* as a result of or directly or indirectly arising out of the exercise of any right, privilege, power, duty or discretion conferred or imposed, or bona fide believed to have been conferred or imposed, pursuant to *these Rules*.

Compare: 2022 rr 3.1, 4.1, 6.5, 11.6, 94

## **LR1A No proceedings**

Every *person* to whom *these Rules* applies agrees not to take any action or proceedings seeking damages against *GRNZ*, a *Club*, *Adjudicative Committee*, *Appeals Tribunal*, the *Racing Integrity Board* or any *officer*, employee, volunteer or *person* contracted or expressly authorised by *GRNZ*, a *Club*, *Adjudicative Committee*, *Appeals Tribunal* or *Racing Integrity Board* where the alleged cause of action arose by reason of, or as a consequence, of the exercise of any powers conferred by *the Rules* or *Constitution*.

Compare: 2022 rr 6.4, 11.5

## **2 Transitional provisions**

- (1) In this rule, unless the contrary intention appears "*Old Rules*" means the *Rules of Racing* dated 06 April 2022 in force immediately before *these Rules* came into effect on their commencement date.
- (2) The rescinding or variation of the *Old Rules* and the commencement of *these Rules* does not, unless the contrary intention appears:
  - (a) revive anything not in force or existing at the time at which the rescinding or variation took effect;
  - (b) affect the previous operation of the *Old Rules* repealed or anything done or any decision made pursuant to them;
  - (c) affect any right, interest, title, power or privilege created, acquired, accrued, established or exercisable or any status or capacity existing prior to the rescinding or variation;
  - (d) affect any duty, obligation, liability or burden of proof imposed, created or incurred prior to the rescission or variation;
  - (e) affect any *penalty* or forfeiture incurred, or liable to be incurred, in respect of any offence committed pursuant to the *Old Rules*;
  - (f) affect any investigation, legal proceeding, inquiry or remedy in respect of any right, interest, title, power, privilege, status, capacity, duty, obligation, liability, burden of proof, *penalty* or forfeiture. Any such investigation, legal proceeding, inquiry or remedy may be instituted, continued, or enforced, and any *penalty* or forfeiture may be imposed and enforced, as if the relevant rescission or variation had not occurred.
- (3) *These Rules* apply to acts, omissions, conduct and/or events which take place as from their commencement date.

Compare: 2022 r 3.2, 3.3

## **3 Application of legislation to these Rules**

- (1) [Blank]
- (2) To the extent that a rule in *these Rules* or a *Local Rule* either conflicts with or is inconsistent with a provision contained either in applicable government legislation or a regulation relating to *greyhound racing*, the relevant legislation or regulation prevails.

## **4 Concurrent operation of Greyhounds Australasia Rules adopted by GRNZ and Local Rules**

The *Local Rules* made by *GRNZ* are to be interpreted and applied consistently together with the *Greyhounds Australasia Rules* that have been adopted by *GRNZ*. In the event it is not possible to interpret and apply a *Local Rule* consistently with a *Greyhounds Australasia Rule* adopted by *GRNZ*, the *Local Rule* shall take precedence over any *Greyhounds Australasia Rules* adopted by *GRNZ*.

5 [Blank]

6 **Matters not provided for in these Rules**

If any matter, issue, question, or circumstance arises and is not provided for in *these Rules*, that matter, issue, question, or circumstance must be considered and decided by *GRNZ*.

**Division 2: New Rules**

7 [Blank]

**LR7A Rule making by GRNZ**

- (1) *GRNZ* may, in accordance with the procedure in its *Constitution*:
  - (a) adopt any *Greyhounds Australasia Rules* (with or without modifications); or
  - (b) make its own rules or amendments that will apply as a *Local Rule*.
- (2) A rule will become effective from the date identified by *GRNZ*.

**LR7B GRNZ review of new or amended Greyhounds Australasia Rules**

*GRNZ* must review any new or amended rules made by *Greyhounds Australasia* and determine whether to adopt those new or amended rules or whether the circumstances in New Zealand mean that the matter would be better addressed by *Local Rules*.

**Division 3: Interpretation**

8 **The interpretation of the Rules**

- (1) In the interpretation of *the Rules*, an interpretation that promotes or achieves the apparent purpose of a rule, in the context of *the Rules* as a whole, is to apply.
- (2) Italicised words or phrases defined in the Definitions (see rule 9) have the meanings given to them in the Definitions.
- (3) Unless the context or subject matter indicates or requires otherwise, in *the Rules*:
  - (a) words importing the singular include the plural and vice versa;
  - (b) words in relation to persons importing any gender include other genders;
  - (c) words importing persons include all bodies and associations corporate or unincorporated;
  - (d) any reference to *these Rules* or to a *relevant Act*, statute, ordinance, code or other law includes any rules, orders, regulations, instruments or other sub-ordinate legislation made pursuant to it and consolidations, amendments, re-enactments or replacements of any of them;
  - (e) expressions similar or related to expressions defined in the Definitions (see rule 9) of *these Rules* must be construed accordingly;
  - (f) words defined in the *Local Rules* of *GRNZ* are to have the same meaning when used in *these Rules*, unless the contrary is indicated;
  - (g) the notes set out immediately after some provisions in *these Rules* following the word “**Note**” can be used as an aid to the interpretation of the rule or rules to which the Note relates. The Notes provide guidance as to the purpose behind, or meaning of, a rule; and
  - (h) if a provision is expressed to apply to a body or entity, unless there are express words to the contrary, it also applies to a successor body or entity which performs the same or substantially similar functions as the original entity.

Compare: 2022 r 2.1

## Division 4: Definitions

### 9 Definitions

In the interpretation of *these Rules* and any *Event* or *meeting* held under them, the words and phrases below have the meanings set out in this rule.

**Act** means the Racing Industry Act 2020 or any legislation which replaces the Racing Industry Act 2020.

**Adjudicative Committee** means the body appointed by the *Racing Integrity Board* under section 44(1)(e) of the *Act*.

**administration** means the giving to a *greyhound* of a substance, or the provision to a *greyhound* of a *prohibited method*. **Administers** has a similar meaning.

**advertise** means to publish:

- (a) in written or printed form;
- (b) orally; or
- (c) in an electronic form.

**All Clear** refers to the announcement the subject of rule 115.

**Appeals Tribunal** means the body appointed by the *Racing Integrity Board* under section 44(1)(f) of the *Act*.

**appointed scratching time** means the time determined by *GRNZ* to be the time by when an application to *scratch* a *greyhound* from an *Event* must be made.

**approved controlling authority** means a body authorised by law or convention to control:

- (a) *greyhound racing*, or an aspect of it, in a country other than Australia or New Zealand; and/or
- (b) thoroughbred racing (whether in Australia, New Zealand or abroad); and/or
- (c) harness racing (whether in Australia, New Zealand or abroad).

**approved DNA laboratory** means a laboratory that is approved by *Greyhounds Australasia* for the purpose of *DNA fingerprint analysis*. As at the date of commencement of *these Rules*, the following are *approved DNA laboratories*:

Massey University, Palmerston North, New Zealand

Orivet, Melbourne, Australia

**approved facility** means premises approved by *Greyhounds Australasia* or *GRNZ* at which the collection, storage, freezing and/or insemination of semen may be undertaken.

**approved laboratory** means an analytical racing laboratory that is approved by *GRNZ* and the *Racing Integrity Board*. At the date of commencement of *these Rules*, the following are *approved laboratories*:

Australian Racing Forensic Laboratory, Sydney, Australia

Racing Science Centre, Queensland Racing Integrity Commission, Brisbane, Australia

Racing Analytical Services Limited, Melbourne, Australia

Racing Chemistry Laboratory, Chemistry Centre (W.A.), Perth, Australia

The Hong Kong Jockey Club Racing Laboratory, Sha Tin, Hong Kong

New Zealand Racing Laboratory Services Limited, Avondale, Auckland, New Zealand

LGC, Fordham, Ely, Cambridgeshire, United Kingdom

Australian Sports Drug Testing Laboratory, Sydney, Australia

ChemCentre, Western Australia, Australia

National Measurement Institute, Sydney, Australia

Institute of Biochemistry, German Sports University, Cologne, Germany

**artificial insemination** means insemination by any method other than a natural method.

**Artificial Insemination Technician** means a *veterinarian* or other *registered* or *authorised person*, approved to carry out any function in connection with an *approved facility*.

**authorised person** means a *person* authorised or approved by *GRNZ*, the *Racing Integrity Board* or the *Stewards* to exercise identified powers, or to deal with certain situations under *the Rules*.

**box draw** means a random allocation process used to determine the respective starting boxes that *greyhounds* are to be placed in for an *Event*.

**breeder** means a *registered person* who owns a *breeding female*.

**breeding female** means a *female greyhound registered* with *GRNZ* for breeding purposes.

**breeding unit of semen** means a unit of semen (phial or straw) constructed to contain not less than 100 million forwardly motile normal live sperm, post thaw at the time of freezing. A frozen *breeding unit of semen* may consist of all of the sperm from an ejaculate or from a split of the same ejaculate.

**business day** means a day that is not a Saturday, a Sunday, or a public holiday in the place concerned.

**certificate of analysis** means a certificate or written record or report issued by an *approved laboratory* in relation to the finding of a *prohibited substance*.

**certificate of registration** refers to a *document* formerly issued by *GRNZ* or a *Controlling Body* to identify a *greyhound*. It has been replaced by an *identification record*.

**certified pedigree** means an official *document* issued by *Greyhounds Australasia* displaying a *greyhound's* lineage.

**clear day** means a 24 hour period from 12.00am to 11.59pm.

**close personal relationship** includes married couples, de facto couples, near relatives, and close friendships.

**Club** means a *greyhound* racing club which is a member of *GRNZ*, and includes a non-voting affiliated body, a *greyhound* racing club which is registered or licensed by *GRNZ*, or which *GRNZ* approves to conduct *greyhound* racing.

**Constitution** means the Constitution of the *New Zealand Greyhound Racing Association Incorporated*, as amended from time to time.

**Controlling Body** means the relevant body or entity, provided for by legislation as having control of *greyhound racing* or an aspect of it in a state or territory of Australia, and includes *GRNZ*.

[**Note:** In some *greyhound racing* jurisdictions there may be more than one *Controlling Body*. Typically only one of those *Controlling Bodies* will be responsible for the registration of *greyhounds*.]

**C3 Vaccination** means a vaccination *administered* to a *greyhound* by a *veterinarian* to provide appropriate protection against canine parvovirus, canine distemper virus and canine adenovirus (hepatitis) and must be confirmed by the issuing of a certificate from that *veterinarian* confirming the identity of the *greyhound* (by reference to its sex, colour and microchip), the vaccine *administered*, the date of vaccination and the due date for the next vaccination booster/review, and is in a form acceptable to *GRNZ*.

**C5 Vaccination** means a vaccination *administered* to a *greyhound* by a *veterinarian* to provide appropriate protection against canine parvovirus, canine distemper virus, canine adenovirus (hepatitis), parainfluenza virus and bordetella bronchiseptica and must be confirmed by the issuing of a certificate from that *veterinarian* confirming the identity of the *greyhound* (by reference to its sex, colour and microchip), the vaccine *administered*, the date of vaccination and the due date for the next vaccination booster/review, and is in a form acceptable to *GRNZ*.

**day** means a calendar day.

**defaulter** means a *person*, declared by GRNZ or a *person* authorised by GRNZ to be a *defaulter*, or who otherwise becomes a defaulter by operation of a rule of *greyhound racing*, who is in default in relation to the payment of money payable to *Greyhounds Australasia*, a *Controlling Body*, or a *Club*, including any *prize money* directed to be returned to the relevant *Controlling Body* or *Club*.

**Defaulter's List** means the list referred to in LR176A.

**Digital Footprint** means any part of a *greyhound's identification record* which is stored electronically or digitally.

[**Note:** Up until the commencement of *these Rules* what is now called a "Digital Footprint" was referred to as the *greyhound register*.]

**disqualification** in relation to a *person* or *greyhound* means *disqualified* by a *Controlling Body*, an *Adjudicative Committee* or the *Stewards* or pursuant to the rules of any *approved controlling authority* or thoroughbred, harness or *greyhound racing Club*. **Disqualified** and **disqualify** have a similar meaning.

**DNA** means deoxyribonucleic acid.

**DNA fingerprint analysis** means the chemical process by an *approved DNA laboratory* used for the purpose of identifying and ascertaining the biographical heritage or pedigree of a *greyhound* from a *DNA sample*.

**document** means any record of information, electronic or otherwise, and may include:

- (a) anything on which there is writing;
- (b) anything on which there are marks, figures, symbols or perforations having a meaning for persons qualified to interpret them;
- (c) anything from which sounds, images or writings can be reproduced with or without the aid of anything else; or
- (d) a map, plan, drawing or photograph.

A reference in *the Rules* to a *document* includes a reference to:

- (i) any part of the *document*;
- (ii) any copy, reproduction or duplicate of the *document* or of any part of the *document*; or
- (iii) any part of such a copy, reproduction or duplicate.

**Event** means the competitive pursuit by one or more *greyhounds* of a *lure* at a *racecourse*, and includes a *race*, a *Series*, and a *qualifying trial*. An *Event* does not include a *satisfactory trial*; it does not include any kind of trial other than a *qualifying trial*.

**Executive Officer** means the person appointed by the *Racing Integrity Board* to be the Executive Officer of the *Adjudicative Committee*.

**exempted substance** means a substance defined in rule 138 to be an *exempted substance*.

**failing to pursue** means when a *qualified greyhound* satisfies any two or more of the following three criteria during the running of an *Event*:

- (a) turns its head toward another *greyhound* and either changes its running line toward that other *greyhound* or changes its running action (typically by easing to a more upright propping action);
- (b) visibly eases; or
- (c) fails to pursue the lure with due commitment.

**False Start** means an attempted start to an *Event* where the start has not occurred fairly or in accordance with *the Rules*, or the conditions of a *race*.

**fee** means any fee payable pursuant to *the Rules*.

**field** means the *greyhounds* in a *race*, including reserves.

**gear** means any strapping or equipment (including a muzzle) allowed to be applied to a *greyhound* in connection with kennelling, *presentation for*, or competing in an *Event*.

**gear list** means the list of *gear* approved by *GRNZ*, from time to time, for application to *greyhounds*.

**gear register** means the register established by *GRNZ*, to record the *gear* to be applied to, or removed from, every *greyhound*.

**greyhound** means a canine of the *greyhound* breed which:

- (a) is *registered* pursuant to the rules of *GRNZ*;
- (b) is retired but under the care of a *registered person*;
- (c) includes the offspring conceived from the result of a *service* between a *breeding female* and a *sire*.

**greyhound passport** means an official document issued by *Greyhounds Australasia*, displaying the *greyhound's* identity and citizenship.

**greyhound trial track** means one of the following tracks used for *training* trials at Chertsey; Taranaki; the Canterbury Owners Trainers & Breeders Track; or Tokoroa. *GRNZ* may amend the list of *greyhound trial tracks* from time to time and must maintain a current list of *greyhound trial tracks* on a website managed by *GRNZ*.

**Greyhound Welfare Standards** means the *GRNZ* Greyhound Welfare Standards, promulgated by *GRNZ* pursuant to rule 13(1)(da) as updated from time to time.

**Greyhounds Australasia** refers to Greyhounds Australasia Limited ACN 106 879 903, a body constituted in September 2003 with the purpose of providing leadership for and the promotion of *greyhound racing* in Australia and New Zealand, and which aims to promote, enhance and maintain the welfare of *greyhounds*, and the integrity of *greyhound racing*. It also refers to any successor entity that principally performs the functions of that entity.

**Greyhounds Australasia Rules** means the rules made by *Greyhounds Australasia*.

**Greyhound Breeding Identification Card** means the card of that name (or information stored in relation to it), which is referred to in rule 60.

**greyhound racing** means everything and anyone who participates, at any level, at any time, with any activity associated with the racing of *greyhounds* and includes, but is not limited to:

- (a) the keeping of *greyhounds* which are in the care or custody of *registered persons*;
- (b) the registration and breeding of *greyhounds*;
- (c) the owning, handling, breeding, whelping, rearing, keeping, education, pre-training, *training*, trialling or racing of *greyhounds*.

**greyhound register** is the former name under the *Old Rules* of the electronic or digital record maintained by a *Controlling Body* in relation to a *greyhound* registered under *these Rules*. It is now called the *Digital Footprint*.

**GRNZ** means the New Zealand Greyhound Racing Association Incorporated, operating under the name Greyhound Racing New Zealand.

**GRNZ Rules of Racing** means *these Rules* and includes all *Local Rules*.

**handler** means a *person* registered by *GRNZ* to physically be in charge of a *greyhound* whilst the *greyhound* is on the *racecourse* for an *Event* or trial, and includes:

- (a) the *trainer* of a *greyhound*;
- (b) any *person* that is authorised by the *Stewards* to be in charge of a *greyhound* pursuant to rule 82(4).

**identification record** means one or more relevant identifying documents or records in relation to a *greyhound*, whether stored in hard copy or electronically. It includes the documents and/or information contained on a *greyhound* identification card, *weight record card*, and/or in the *greyhound's* *Digital*

*Footprint.*

**in season** means the times when a female *greyhound* is in pro-oestrus or oestrus.

**International Alliance of Greyhound Registries** means the voluntary alliance of that name established by an international conference of the greyhound registering authorities of Australia and New Zealand, Great Britain, Ireland and the United States of America, and includes any expansion of the membership of that alliance.

**licensed person** means a *person* licensed or registered by GRNZ, and means the same as *registered person*.

**littermaster** means a *person* responsible for the care, control or custody of a *breeding female* and its *greyhound* pups from the time the *breeding female* is served until each *greyhound* pup in the litter has been transferred to a *registered person*.

**Local Rules** (LR) means rules enacted by GRNZ which are specific to New Zealand and are not *Greyhounds Australasia Rules* adopted by GRNZ.

**lure** means any item, natural or man-made, that is used in any way, by any *person*, with the intention or effect of encouraging or inciting a *greyhound* to pursue, encourage or excite it by responding to such stimuli.

**mar** or **marring** means the act of a *qualified greyhound* which turns its head and makes head or muzzle contact with another *greyhound*.

**meeting** means any occasion at which *greyhound racing Events* are scheduled to be conducted pursuant to *the Rules*.

**microchip** means an electronic identifier transponder encoded with a unique unalterable number approved by GRNZ.

**minor infringement offence** has the meaning set out in LR156A.

**month** means a calendar month.

**nomination** means the submission of an entry of a *greyhound* for an *Event*. **Nominate**, **nominating** and **nominated for** have similar meanings.

**non totalisator meeting** means a *meeting* for all classes of *greyhounds* not utilising the totalisator for betting purposes.

**No Race** is where the results of a *race* are declared null and void for any reason referred to in *the Rules*.

**Non-starter** is where a *greyhound's* participation in a *race* is deemed null and void for any reason referred to in *the Rules*.

**officer of GRNZ** means a *person* or body authorised by GRNZ either generally or for a particular purpose to give directions or carry out any activity pursuant to *the Rules*. It includes a welfare officer, or committee.

**official** means a *person* appointed or authorised to officiate at or perform official tasks at or in relation to an *Event*, *meeting* or *trial*. An *official* can include a secretary, *Steward*, judge, assistant judge, photo finish operator, kennel, track, weighing or general, *starter*, assistant *starter*, lure driver, officiating *veterinarian*, clerk or *person* in any other official capacity connected with an *Event*, *meeting* or trials.

**owner** means any *person* who has a legal or equitable interest in a *greyhound*, including a lessee with an interest recorded with GRNZ.

**owner trainer** means an *owner* who trains a *greyhound* of which he/she is an *owner* or part *owner*. Where an *owner trainer* is only a part *owner* he/she can only train for a maximum of five different partnerships.

**parade area** means the area set aside for the parading of *greyhounds* prior to the commencement of an *Event*.

**partnership** means an association of persons registered as a *partnership* for the purpose of *greyhound racing*. A *partnership* may be a category of syndicate in certain jurisdictions if that is provided for by *Local*



*Rules.*

**penalty** means a reprimand or warning, fine, *disqualification*, *suspension*, *warning off*, cancellation of registration, declaration of *defaulter*, order of prohibition and any other determination, decision, order or other matter imposed or made pursuant to *the Rules* by which a *person* or a *greyhound* suffers or incurs a disadvantage, detriment or restriction.

**permanently banned prohibited substance** means a substance defined in rule 139(1) of *these Rules*.

**person** means any *person* or body corporate whether or not registered by *GRNZ*, who by their position or conduct is connected in some way to *greyhound racing*.

**possession** means:

- (a) an article, substance or thing is in the custody or control of a *person*;
- (b) the *person* has and exercises access to the article, substance or thing;
- (c) the article, substance or thing is found at any time on premises used in any manner in relation to *greyhound racing* and the *person* occupies or has the care, control or management of those premises or owns, trains or is in charge of a *greyhound* or *greyhounds* at those premises,

provided that paragraph (c) does not apply if the *person* proves that he or she did not know of the existence or the identity of the article, substance or thing. *Possess* has a similar meaning.

**premises of a Club:**

- (a) means the area defined by specific lease or registered title as being in the *possession* of a *Club*;
- (b) includes any building or structure identified as a *Club's* offices;
- (c) includes the area used for the purposes of conducting *greyhound racing meetings* or trialling;
- (d) includes the area where an admission *fee* is normally charged for entry to a *Club* for *greyhound racing*; and
- (e) includes the area, if any, set aside as a car park for a *Club*.

**presentation** or **presented** means a *greyhound* is presented for an *Event* as from the time commencing at the *appointed scratching time* of the *Event* the *greyhound* is *nominated for*, and which continues until the time a *greyhound* is removed from the *racecourse* after the completion of that *Event* with the permission of the *Stewards*, or is *scratched* with the permission of the *Stewards*.

**prize money** includes any money, rewards, trophies or consideration awarded in relation to a *greyhound* competing in an *Event*.

**prohibited method** means a method as defined by rule 150 of *these Rules*.

**prohibited substance** means a substance as defined by rule 137 of *these Rules*. It includes a *permanently banned prohibited substance*.

**publish** means:

- (a) to cause to be printed in any electronic or print publication or readable format (by whatever means available, including any internet service or facility, and including via social media); or
- (b) to announce or communicate publicly.

**qualified greyhound** means a *greyhound* that has completed and met the conditions of a *qualifying trial* and had its racing papers endorsed to that effect by the Racing Integrity Board.

**qualifying trial** means an *Event* held pursuant to conditions prescribed by *GRNZ* by which the eligibility of *greyhounds* to compete in another *Event* is determined.

**quarter** means the periods January to March inclusive, April to June inclusive, July to September inclusive, and October to December inclusive.

**race** is an *Event* between up to eight *greyhounds* which is authorised by *GRNZ* and may be part of a *Series*.

**racecourse** means land and surrounds approved by GRNZ and used for the purposes of *greyhound racing meetings* and includes the land inside a 100 metre boundary extending outwards from the perimeter of the race track.

**Racing Integrity Board** means the body established pursuant to section 42 of the *Act*.

**recognised adoption agency** means a *person* or body whose adoption processes for *greyhounds* have been approved by GRNZ.

**registered person** means a *person* registered or licensed by GRNZ, and means the same as “*licensed person*”. A *registered person* may be issued with a licence.

**registered address** means an address that has been registered under LR34A.

**Registration Controlling Body** means an entity responsible pursuant to either the law of a country, state or territory, for the registration of *greyhounds*. All *Registration Controlling Bodies* are *Controlling Bodies*.

**relevant Act** means legislation, including statutes and regulations made under legislation, containing provisions relevant to *greyhound racing* in a state or territory of Australia or New Zealand.

**reportable disease** means an infectious or contagious animal disease or condition identified in rule 40 to be a *reportable disease*.

**reside** means domiciled in, or having a permanent place of residence.

**residue limit** means the concentration of a *residue substance* or its specified metabolite in a *sample* during a screening test or analysis, above which the *residue substance* will be notified as a *prohibited substance*.

**residue substance** means a *prohibited substance* to which a *residue limit* applies, and which is published from time to time by GRNZ. GRNZ may from time to time pass rules, regulations or policies providing for a *residue limit* to apply in respect of certain *prohibited substances*.

**safety sensitive activity** means an activity associated with *races* or racing which is of the type that is specified by GRNZ to be a safety sensitive activity.

**sample** refers to any biological material collected from a *person* or *greyhound* for the purposes of *the Rules*, and includes a swab of saliva, urine, perspiration, breath, blood, tissue, hide, hair, or any other excretion, product or body fluid. A *sample* includes an aliquot or portion of a whole *sample*.

**satisfactory trial** means a *greyhound* trial required to be performed to the satisfaction of the *Stewards* or another *authorised person* pursuant to LR132A. It can include a **satisfactory weight trial** under rule 102.

**scratching** means the act of a *greyhound* being withdrawn from an *Event* by a *trainer* or with the permission of the *Stewards*.

[**Note:** *Scratching* has the equivalent meaning to “withdrawn”. When a *greyhound* is withdrawn from an *Event*, it can be referred to as having been “scratched”.]

**screening limit** means the concentration of a *therapeutic substance* or its specified metabolite in a *sample* during a screening test or analysis, above which the *therapeutic substance* will be notified as a *prohibited substance*.

**Series** means an *Event* comprising legs. A competing *greyhound* may qualify to participate further in an *Event* depending on its placing in a leg of an *Event*.

**service** means:

- (a) a natural service comprising a physical mating; and/or
- (b) a mating by *artificial insemination*.

**sire** refers to a male *greyhound* which is *registered* for breeding purposes.

**starter** means the *official* appointed to start an *Event* in accordance with rule 105.

**stand-down period** means the period of time a *greyhound* is ordered not to compete in an *Event* or *satisfactory trial*.

[**Note:** A *stand-down period* is sometimes referred to as a “period of incapacitation”. It can be imposed because of any injury, illness, condition or other reason.]

**Steward** means a person appointed by the *Racing Integrity Board* and approved by *GRNZ*, or appointed or approved by a *Controlling Body* in Australia (or federal, state or territory government or government body in Australia), to carry out functions or duties in relation to *greyhound racing*. It includes a *Chief Steward*, *Deputy Chief Steward*, *Senior Steward*, *Steward*, *Cadet Steward*.

**Stud Book** means the Australia and New Zealand stud book published by *Greyhounds Australasia*.

**studmaster** means a *registered person* who has the care, control, or custody of a *sire*.

**suspension** means the withdrawal for any period of any registration, licence, right or privilege granted pursuant to *the Rules*. **Suspended** and **suspend** have a similar meaning.

**swabbing official** means a person approved by the *Racing Integrity Board* to take the required specimens from a *greyhound* in accordance with the official swabbing/testing procedure.

**syndicate** means a group of persons registered under LR54B.

**therapeutic substance** means a *prohibited substance* to which a *screening limit* applies, and which is published from time to time by *GRNZ*. *GRNZ* may from time to time pass rules, regulations or policies providing for a *screening limit* to apply in respect of certain *prohibited substances*.

**the Rules** means one or more of *these Rules*, together with the *Local Rules* of *GRNZ*.

**these Rules** means these *GRNZ Rules of Racing*.

**totalisator meeting** means a *meeting* at which a totalisator is in operation.

**track** means that part of a *racecourse* known as the race track, on which *greyhounds* compete.

[**Note:** Where there is more than one *track* at a racecourse, any offence or penalty must specifically identify the *track* or *tracks* intended to be referred to.]

**train** or **training** (the latter sometimes referred to as *greyhound training*) means the preparation, education or exercise of a *greyhound*, including to race or trial.

[**Note:** Rule 157 gives a specific meaning to “training” for the purpose of rules 158 to 161 and rule 162(f).]

**trainer** means a person registered by *GRNZ* to *train* a *greyhound* and includes an *owner trainer*.

**veterinarian** means a qualified veterinary practitioner registered pursuant to the Veterinarians Act 2005 or the relevant state or territory legislation.

**warn off** refers to the act of “warning off” a *person* and means to direct that a particular *person* shall not be permitted to enter or remain on any part of the ground or *premises of a Club* where a *greyhound Event*, *satisfactory trial* or *training trial* is being held. **Warning off** and **warned off** shall have a corresponding meaning.

[**Note:** A person who is *warned off* is subject to the same consequences and restrictions as a person who has been *disqualified* under *these Rules*.]

**weight record card** is a card or record (whether in hard copy or electronic) identifying a *greyhound's* weight, recorded at every *Event* in which the *greyhound* competed. It is one of the identification documents which contains the information which forms part of a *greyhound's identification record*.

## Division 5: Fees, forms, notices and communications

### 10 Fees and forms

- (1) *GRNZ* may prescribe the forms to be completed and lodged in respect of any matter in connection with *greyhound racing*.
- (2) *GRNZ* may prescribe the *fees* payable to it in respect of any matter in connection with *greyhound*

*racing.*

- (3) GRNZ may:
- (a) refuse to accept a prescribed form lodged after a specified time limit; or
  - (b) accept a prescribed form lodged after a specified time limit on terms it thinks fit, which may include imposing an additional *fee* as a late lodgement *fee*.

Compare: 2022 rr 5.1(d), 78, 104.3

## **11 Giving notice**

- (1) A notice or other *document* required or authorised to be given to or served on any *person* pursuant to *the Rules* may be given or served by:
- (a) having it personally delivered to the *person*, or *Club* to whom it is addressed;
  - (b) sending it by courier or posting it by prepaid registered post addressed to the last known place of residence or business of the *person*;
  - (c) leaving it with a *person* at the last known place of residence or business of the *person* to whom it is addressed;
  - (d) sending it by email to an email address provided by a *person* to GRNZ;
  - (e) transmitting it by other electronic device (including by digital communication) to a known address of a *person*; or
  - (f) delivering it to his or her *training* partner by any of the above methods.
- (2) A notice or other *document* required or authorised to be given to or served on a *Club* pursuant to *the Rules* may be given or served by:
- (a) delivering it to the *Club*;
  - (b) sending it by courier or posting it by prepaid registered post addressed to the *Club*;
  - (c) sending it by email to an email address provided by the *Club* to GRNZ; or
  - (d) transmitting it by other electronic device (including by digital communication) to a known address of the *Club*.
- (3) Except where otherwise provided by *the Rules*, a notice or other *document* required or authorised to be given by GRNZ may be signed by an *officer of GRNZ*.
- (4) If a notice or other *document* is posted, it is taken to have been served on the seventh *business day* after the date of posting.
- (5) GRNZ, the *Racing Integrity Board* or an *authorised person* are not required to give or serve a notice or other *document* on a *person* affected by a decision, order or direction (or any of them) if that *person* was present at a relevant meeting/inquiry/proceeding at which the decision, order or direction was announced.
- (6) Where a period of notice is required to be given, the day of service will not be included, but the day upon which notice will expire will be included in the number of days or other period.

Compare: 2022 rr 17.1(b)(ii), 17.2

## **LR11A Time of service before appearance**

Where an information, notice or other document served in accordance with rule 11 requires a *person* to appear before a particular *person* or body, that information, notice or other document shall be served at least six days before the *person* is required to appear.

Compare: 2022 r 17.3

## **12 Central registry for information in relation to greyhound racing**

GRNZ may approve a particular entity or body for the purpose of receiving information or forms required

for the purpose of *the Rules*. In that case lodgment or filing with the relevant body will be deemed to be a lodgment or filing with *GRNZ*.

## PART 2: THE POWERS AND FUNCTIONS OF GRNZ

### Division 1: General Powers

#### 13 General Powers

- (1) *GRNZ* or a person authorised by *GRNZ* may, without limiting any of the powers set out in *the Rules* or in any *relevant Act*:
  - (a) inquire into any matter or issue in relation to *greyhound racing*, and exercise any function *GRNZ* is responsible for pursuant to a *relevant Act*;
  - (b) delegate to or authorise a body, person or subcommittee to perform or undertake certain functions;
  - (c) appoint any number of persons as *officers* of *GRNZ*, *officials* and/or *authorised persons*, approve the appointment of *Stewards* by the *Racing Integrity Board*, and revoke appointments made at any time;
  - (d) require that a *sample* be taken, or inspection, investigation or inquiry take place, for purposes consistent with *the Rules*;
  - (da) promulgate, implement and uphold the *Greyhound Welfare Standards* relating to the care and welfare of *greyhounds*;
  - (db) promulgate, implement and uphold such other policies, notices, directions, instructions, guidelines, restrictions, requirements, standards or codes of practice under *these Rules* as are consistent with the aims of *these Rules*;
  - (e) determine and approve the prescribed form of *greyhound* leases and *trainers'* agreements, or any other form pursuant to *the Rules*;
  - (f) *publish* in any manner or through any medium any decisions of *GRNZ*, the *Stewards* or another person or body which are made in the exercise or intended exercise of any function pursuant to a *relevant Act*, *the Rules*, or the rules of a *Club*;
  - (g) prohibit any *greyhound* from competing in any *Event* if, in its opinion, that is necessary for the welfare of the *greyhound* and/or for the proper control and regulation of *greyhound racing*;
  - (h) require *persons* associated with *greyhound racing* to supply information relevant to the health, welfare, and/or whereabouts of a *greyhound*, and impose *penalties* if any such requirement is breached;
  - (i) prohibit or prevent a person from:
    - (i) being employed by, or appointed as an *official* of *GRNZ* or a *Club*, whether in an honorary capacity or for reward;
    - (ii) otherwise participating in the management of *GRNZ* or a *Club*, where, in the opinion of *GRNZ*, that action is necessary for the proper control and regulation of *greyhound racing*;
    - (iii) taking part in any *race*, *Event*, *satisfactory trial* or *training* trial held by any *Club* which is not registered under *these Rules*; and
  - (j) *suspend* or cancel the registration of any *registered person*, *disqualify* or *warn off* any *person*.
- (2) If *GRNZ*, or an *official* or other *person* authorised by *GRNZ* has reasonable cause to suspect that any dishonest, corrupt, fraudulent, negligent or improper act in connection with *greyhound racing* has taken place, is about to or may take place, then it may:
  - (a) enter and inspect *the premises of a Club*;
  - (b) make or vary all or any of the arrangements for the conduct of a *meeting*;

- (c) require and obtain from a *Club* conducting a *meeting* production of all books, particulars of *nominations* and all *documents* relating to the *meeting* including in relation to any *greyhound nominated* or present at the *meeting*;
  - (d) order the examination of any *greyhound* for any purpose;
  - (e) order the *scratching* of any *greyhound* from any *Event*;
  - (f) order the removal of any *gear*;
  - (g) at any time during a *meeting*:
    - (i) remove;
    - (ii) act in the place of; or
    - (iii) appoint a substitute for, any judge, *Steward* or other *official*;
  - (h) appoint any *official* necessary for the proper conduct of a *meeting*;
  - (i) take *possession* of and detain for purposes of inquiry for a reasonable period of time it thinks fit and as allowed under a *relevant Act*, any *greyhound* which it has reasonable grounds for believing or suspecting:
    - (i) may be utilised in connection with an attempt to commit a dishonest, corrupt, fraudulent, negligent or improper act;
    - (ii) may be subject to any act which is for the purpose of or would be capable of preventing it from starting in an *Event*, affecting its condition, behaviour or performance in any *Event*, or would otherwise be detrimental to its health or welfare;
  - (j) inquire into or direct any *official* or an *authorised person* to question if there has been committed, intended to be committed or attempted to be committed any breach of *the Rules* by a *person*.
- (3) The chairperson or chief executive officer of *GRNZ* may at any time revoke the power of an *official* or *officer of GRNZ* provided pursuant to subrule (2).
- (4) A direction given pursuant to subrule (3) of this rule must be observed and carried into effect by the *Club* concerned or the *person* to whom it is directed.
- (5) *GRNZ* or an *officer of GRNZ*:
- (a) is entitled at any time to inspect any *document* or item found on the *premises of a Club*;
  - (b) is entitled to demand the name and address of any *person* located on the *premises of a Club*;
  - (c) which or who has reason to believe that any matter relating to *greyhound racing* is occurring on any premises will at any time be entitled to enter those premises and inspect any *greyhound* on the premises, and demand the name and address of any *person* found there.
- (6) A *person* who on demand being made by an *officer of GRNZ* pursuant to subrule (5) fails or refuses to provide his or her correct name and address, shall be guilty of an offence.
- (7) A person authorised by *GRNZ* present at a *meeting* may, if the person is of the opinion that a *Steward* or other *authorised person* or *official* is by reason of intoxication, illness or other cause, incapable of properly performing the *person's* duties, or is acting in a manner detrimental to the interests of *greyhound racing*, order the *person* to immediately cease to officiate at the *meeting*, and direct that an appropriately qualified person officiate for the remainder of the *meeting*.

Compare: 2022 r 5.1

### **LR13A Control of persons to be admitted to racecourses**

The separate Rules made pursuant to section 40 of the *Act* to control or prohibit the admission of persons to *racecourses* are set out in the First Schedule and form part of *these Rules*.

Compare: 2022 r 14

## **Division 2: Powers in relation to registration of persons and greyhounds**

### **14 Powers in relation to registration of persons and greyhounds**

GRNZ may, without limiting any of the powers set out in *the Rules* or in a *relevant Act*:

- (a) make decisions in relation to the registration or deregistration of a *greyhound*; and
- (b) make decisions in relation to the registration of any *person* connected to *greyhound racing*, including as to whether a person is a fit and proper person to hold the relevant registration.

Compare: 2022 r 5.1(a), (h)

## **Division 3: Powers in relation to events and meetings**

### **15 Powers in relation to events and meetings**

GRNZ may, without limiting any of the powers set out in *the Rules* or in any *relevant Act*:

- (a) determine the form or the method by which a *greyhound* is *nominated for an Event*
- (b) prepare and maintain, or cause to be prepared and maintained, a record of the details of racing performances of *greyhounds* at any *Event* and of other information concerning *greyhounds* as it thinks fit and may:
  - (i) grant access to any record held by it, and permit it to be used by *Clubs, officials* or other persons for purposes that *GRNZ* thinks fit, consistent with the proper control and regulation of *greyhound racing*.
  - (ii) require a *Club* to supply information in relation to *Events* conducted or to be conducted by it within designated time frames and to persons *GRNZ* thinks fit; and
- (c) in relation to any *meeting, publish*, or require or allow the *Club* holding the *meeting* to *publish*, any *Event* fields containing information including, but not limited to:
  - (i) the starting time for each *Event*;
  - (ii) the grade, distance and name of each *Event*;
  - (iii) the names of all *greyhounds* (and reserve *greyhounds*) drawn to compete in each *Event*;
  - (iv) the breeding, month and year of whelping, colour and sex of each *greyhound*;
  - (v) the name of the *owner* and *trainer* of each *greyhound*;
  - (vi) the *box draw* number and the rug colour allotted to or drawn for each *greyhound*;
  - (vii) the *prize money* for each *Event*; and
  - (viii) any other particulars *GRNZ* thinks fit.

Compare: 2022 r 19.2

## **Division 4: Powers of entry, search, inspection and taking of possession**

### **16 Powers of entry, search, inspection and taking of possession**

- (1) For the purposes of this rule, 'premises' includes land, buildings (but not a dwellinghouse) or any fixed or moveable structure, including any vehicle, regardless of the location of those objects, provided that they are under the control of a *person* bound by *the Rules*.
- (2) Without limiting the powers pursuant to rule 13, *GRNZ*, or an *officer of GRNZ* or *person* authorised by *GRNZ* may at any time, and without delay, enter upon land or premises owned, occupied or under the control of a *person* bound by *the Rules*:
  - (a) to inspect and search the premises and any article or thing situated on them;
  - (b) subject to subrule (4), to take *possession* of any article or thing found as a result of a search under this rule and remove from the premises any article or thing and retain it for a period of

time they think fit;

- (c) to inspect, examine and test any *greyhound* believed to be registered with a *Controlling Body*;
- (d) to inspect, examine and test any *greyhound* under the care of a *registered person*;
- (e) to take a *sample* from any *greyhound* registered with a *Controlling Body* or under the care of a *registered person*;
- (f) to inspect any *track*, racing equipment, kennelling or security arrangements;
- (g) to inspect any medication, preparations, chemicals, instruments, applicators, syringes and any other item or substance which may be capable of use in or on a *greyhound*;
- (h) to inspect any *document* and/or record reasonably believed to relate to *greyhound racing*;
- (i) to take extracts from, or make copies of, download or print out, any *documents* in relation to *greyhound racing* discovered in the course of an inspection;

for any purpose which may reasonably assist in determining whether an offence is being or has been committed, or whether any condition of a registration, or permission granted by *GRNZ*, has been or is being breached.

(3) A *person* who is present at any premises referred to in subrule (2) must:

- (aa) immediately provide any assistance to *GRNZ* or a *person* authorised by *GRNZ* to enable their entry onto the premises;
- (a) allow an *officer of GRNZ* to remain on the premises for as long as they reasonably require;
- (b) produce any *greyhound* which the *officer of GRNZ* wishes to examine or otherwise requires for inspection;
- (c) permit a *sample* to be taken from any *greyhound*;
- (d) permit any inspection, examination or test (veterinary or otherwise, including a necropsy), to be conducted in relation to any *greyhound*;
- (e) produce the *identification record* of a *greyhound* in the *possession*, custody or control of a *person* in relation to any *greyhound* upon the premises;
- (f) supply information and render assistance that *GRNZ* or *officer of GRNZ* may reasonably require to access information;
- (g) permit the making of a photographic, audio, video or other record as *GRNZ* or *officer of GRNZ* may reasonably require;
- (h) on the request of *GRNZ* (or *officer of GRNZ*) supply any *sample*, medications, preparations, chemicals, instruments, applicators, syringes or other items or substances which may be capable of use in or on a *greyhound*;
- (i) on the request of *GRNZ* (or *officer of GRNZ*) supply any records or *documents* relevant to *greyhound racing*.

(4) *GRNZ*, an *officer of GRNZ* or *person* authorised by *GRNZ* may take possession of:

- (a) any *greyhound* found on any premises referred to in subrule (2) and detain the *greyhound* for a reasonable period of time that they think fit and as allowed under a *relevant Act*;
- (b) any item or substance found by it on premises and retain it for a period of time they think fit; and
- (c) any mobile phone, computer, electronic or storage device (including a tablet), book, *document* or record, including any other telephone or financial record,

for the purposes of any examination or test or other enquiry to be carried out or proceedings to be undertaken, if *GRNZ* or *officer of GRNZ* believes that an offence has been, may have been, or is being, committed.

(5) An offence is committed if a *person* does not, within a reasonable time of a request by *GRNZ* or *officer of GRNZ*, provide access to any hard copy or electronic information or records held by that *person*.

Compare: 2022 rr 11.3(b) - (d), (y), 11.4(a), (b), (d)



## PART 3: THE POWERS AND FUNCTIONS OF THE RACING INTEGRITY BOARD

### Division 1: Powers and functions

#### LR16A Powers and functions of Racing Integrity Board

- (1) The *Racing Integrity Board* is established by the provisions of the Racing Industry Act 2020 and has all of the objectives, functions and powers conferred on it under that *Act*.
- (2) In addition to the powers conferred on the *Racing Integrity Board* under *these Rules*, the *Racing Integrity Board* also has the following powers and privileges as set out in the *Old Rules* (as defined in rule 2(1)):
  - (a) rule 6 concerning Racecourse Investigators;
  - (b) rule 11.4 to 11.6 concerning the powers of Stewards.
- (3) The *Racing Integrity Board* has responsibilities under the *Act* for ensuring compliance with, high standards of animal welfare, integrity, and professionalism by participants in the racing industry for the benefit of the public, participants, and the racing industry as a whole.

Compare: 2020 No.28, s 43

#### 17 [Blank]

#### 18 General powers of Racing Integrity Board

The *Racing Integrity Board* may conduct an inquiry into any matter concerning *greyhound racing* that falls within its powers.

Compare: 2022 r 11.3(a)

#### 19 Stewards' powers in connection with meetings

- (1) A *meeting* is deemed to commence at a time determined by *GRNZ*.
- (2) Subject to *the Rules*, the *Stewards* may make, alter or vary an arrangement for the conduct of a *meeting* or *Event*.
- (3) Subject to *the Rules*, *Stewards* have the power to control and regulate a *meeting* and without limitation, have power to:
  - (a) make orders so as to further the fulfilment of their functions as *Stewards*;
  - (b) inquire into any matter or thing in connection with a *meeting* under their control;
  - (c) require, obtain production of and examine all books, *documents* and other materials relating to a *meeting*;
  - (d) enter all *premises of a Club*;
  - (e) control, regulate, and inquire into the conduct of *officials*, *owners*, *trainers*, *handlers* and other *persons* participating in or associated with a *meeting*;
  - (f) determine all questions and objections made in relation to a *meeting*;
  - (g) order the examination of a *greyhound* drawn in a *meeting*;
  - (h) require any *trainer* to satisfy the *Stewards* that the *person* or any *greyhound nominated* by the *person* is not subject to any *penalty* or restriction pursuant to *the Rules*;
  - (i) at any time during a *meeting*, remove or replace any *official* or *person* designated functions in relation to *greyhound racing* at the *meeting*;
  - (j) appoint any *official* or *person* necessary to assist with the proper control, regulation or conduct of a *meeting*;

- (k) order the *scratching* of a *greyhound* from a *meeting* in accordance with *these Rules*;
  - (l) alter the starting time for any *Event* if in their opinion exceptional circumstances make that necessary or desirable;
  - (m) [Blank]
  - (n) use and, if they think fit, accept the results of any device or method approved by *GRNZ* to assist in arriving at decisions;
  - (o) expel or exclude a person from a *meeting*;
  - (p) exercise powers conferred on them by *GRNZ*;
  - (q) [Blank]
  - (r) delegate any of their powers pursuant to *the Rules* to a *person* officiating at a *meeting*;
  - (s) determine any act, matter or thing within their authority that arises but is not provided for by *the Rules*;
  - (t) disqualify any *greyhound* from any *Event*, if the *greyhound* is liable to be *disqualified* or *suspended* pursuant to *the Rules*;
  - (u) recommend to *GRNZ* that a *person* should be *warned off*;
  - (v) *disqualify* any *greyhound* from any *Event* if it was used in connection with a breach of *the Rules*;
  - (w) order that, prior to any further *nominations* being accepted for any *greyhound*, a certificate from a *veterinarian* be produced to the satisfaction of the *Stewards*, stating at the time of examination, the *greyhound* is fit to start;
  - (x) reinstate a *greyhound* that has been *scratched* or direct that a *greyhound* starts in an *Event*;
  - (y) order a *stand-down period* be applied to a *greyhound*;
  - (z) order the removal of any muzzle or rug.
- (4) The *Stewards* may order any *greyhound* to be *scratched* from an *Event*:
- (a) where they have reason to believe that there has or may have been an improper act committed in relation to the *greyhound* which could result in the *greyhound* not competing in the *Event* in accordance with its natural ability; or
  - (b) for any reason which in the opinion of the *Stewards* is in the best interests of the *greyhound* or *greyhound racing*;
- and apply an appropriate *stand-down period* on that *greyhound* commencing on the date the *stand-down period* is imposed.

Compare: 2022 r 11.2, 11.3, 11.4(c)

#### **LR19A Time of meeting**

Unless otherwise provided in *these Rules* a *meeting* shall be deemed to commence at 7:30 a.m. on the morning of the day on which the first *race* is appointed to be run and conclude at 12:00 midnight on the day of the last *race* of the *meeting*.

Compare: 2022 r 11.1(a)

#### **LR19B Racing Integrity Board's powers to investigate**

- (1) Subject to *these Rules* the *Racing Integrity Board* shall have the following powers:
- (a) excluding or removing from *racecourses* all *persons* prohibited from having admission thereto, by or under *these Rules*, or generally;
  - (b) taking such steps as may be reasonably practicable to prevent undesirable persons from having any connection with, or influence on, *greyhound racing* and *meetings* and any *registered persons*;
  - (c) investigate and report on any matter;

- (d) report any improper conduct of any *registered person* or *person* and report any other matters which might influence *GRNZ* in granting or refusing or suspending or withdrawing licences or registrations;
  - (e) investigate any matter which calls for investigation; and
  - (f) request a *Club* to investigate any matter which called for investigation by the *Club*, and the *Club* shall investigate such matter.
- (2) The *Racing Integrity Board* shall consider the results of any investigation and may conduct an inquiry into any person or body it considers there is reasonable cause to suspect of having committed an offence.

Compare: 2022 rr 6, 7

### **LR19C Registered person may be required to provide a sample**

- (1) Where the *Racing Integrity Board* has cause to suspect a *registered person* has used any Class A controlled drug or any Class B controlled drug as defined in the Misuse of Drugs Act 1975 the *Racing Integrity Board* may require the *person* to supply a hair and/or urine sample, and the *registered person* must comply with such a requirement.
- (2) A sample supplied by a *registered person* under subrule (1) must not contain any Class A controlled drug or any Class B controlled drug as defined in the Misuse of Drugs Act 1975 and/or its metabolites, artefacts or isomers.
- (3) If a *registered person* has supplied a sample in accordance with subrule (1), and such sample or samples is or are found upon analysis to contain any Class A controlled drug or any Class B controlled drug as defined in the Misuse of Drugs Act 1975 and/or its metabolites, artefacts or isomers, then:
  - (a) that *person* shall be notified in writing of the finding of that analysis as soon as reasonably practicable; and
  - (b) that *person's registration* shall be automatically withdrawn from the date of the written notice until the *Adjudicative Committee* issues a substantive decision in relation to any information filed against that *person* in relation to that sample or samples.
- (4) A *registered person* who has contravened this rule shall be reported to *GRNZ* by the *Racing Integrity Board* dealing with the breach and *GRNZ* shall consider whether, in addition to any penalty which may be imposed by the *Adjudicative Committee*, such *person's licence* should be cancelled, varied or *suspended* (including having conditions imposed on it), under rule 46 of *these Rules*.
- (5) A *registered person's registration* shall be reinstated when:
  - (a) no information against that *registered person* is filed within 21 days of the written notice referred to in subrule (3)(a) being served on that *person*; and
  - (b) that *registered person* has subsequently provided a further sample (being the same type as the first sample provided, e.g. urine) and such sample is found upon analysis not to contain any Class A controlled drug or any Class B controlled drug as defined in the Misuse of Drugs Act 1975 and/or its metabolites, artefacts or isomers.
- (6) If, in the opinion of *GRNZ*, the hearing of an information against a *registered person* in relation to a sample or samples referred to in this rule is not held in a timely way as a result of delays or omissions on the part of the informant, then *GRNZ* may reinstate that *person's registration* on such terms and conditions as *GRNZ* sees fit.

### **LR19D Time for carrying out investigation**

Unless otherwise provided in *these Rules* the powers of the *Racing Integrity Board* to investigate any matter or thing relating to or concerning *these Rules* shall continue for three years after the time when the matter first arose or came to the attention of the *Racing Integrity Board*.

Compare: 2022 r 11.1(b)

## Division 2: [Blank]

### 20 [Blank]

#### **LR20A Restrictions on persons authorised by the Racing Integrity Board to act in an official capacity**

- (1) A *person* authorised by the *Racing Integrity Board* to act in an official capacity shall not act or be present at a hearing or determination of a matter in which he/she is pecuniarily interested or affected (unless otherwise directed by an *Adjudicative Committee*), nor shall such a *person* determine any objection or matter in which he/she is involved in a personal, as opposed to an official, capacity.
- (2) A *person* authorised by the *Racing Integrity Board* to act in an official capacity shall not:
  - (a) engage directly or indirectly in a business connected with the sale, lease, breeding or management of a *greyhound*; or
  - (b) be directly or indirectly interested in the ownership of a *greyhound*.

Compare: 2022 r 12.3, 12.4

#### **LR20B Racing Integrity Board to report to GRNZ**

The *Racing Integrity Board* shall notify *GRNZ* and the *Club* holding the *meeting* in writing of all relevant details of the *meeting* within three working days of the conclusion of the *meeting*.

Compare: 2022 r 13

## **PART 4: ANIMAL WELFARE**

[**Note:** Animal welfare is paramount in *greyhound racing*. The provisions of Part 4 aim to enhance the welfare of *greyhounds*. They are not the only provisions in *these Rules* which relate to animal welfare. Others can be found in Part 6, which includes rules in relation to breeding, and in Part 8, which deals with *prohibited substances* and *prohibited methods*.]

### **Division 1: Animal welfare obligations in relation to greyhound racing**

#### **21 Proper care for and welfare of greyhounds**

- (1) A *registered person* must comply with the *Greyhound Welfare Standards* and ensure that any *greyhound* in the *person's* care or custody, is at all times provided with:
  - (a) proper and sufficient food, drink and protective apparel;
  - (b) proper exercise;
  - (c) kennels constructed and of a standard approved by *GRNZ* which are adequate in size and which are kept in a clean and sanitary condition;
  - (d) veterinary attention when necessary; and
  - (e) appropriate treatment for the *greyhound* if the *person* is in charge of a sick or injured *greyhound*.
- (2) A *registered person* must exercise the care and supervision necessary to prevent a *greyhound* under the *person's* care or custody from being subjected to unnecessary pain or suffering, or from anything which is likely to lead to unnecessary pain or suffering.
- (3) A *registered person* shall not cause or permit, on any premises owned or occupied by that *person*, any condition that is likely to be dangerous to the health, welfare or safety of that *greyhound*.

Compare: 2022 rr 84, 87.5

## **22 Notification of retirement, euthanasia, or other death of a greyhound**

- (1) At any time after the result of service pursuant to rule 71, the *registered person* responsible for the *greyhound* at the relevant time must notify *GRNZ* where the *greyhound* is domiciled in writing:
  - (a) within three *business days*, if that *greyhound* has been retired as a pet, been transferred to an adoption programme, or been exported or surrendered to another agency;
  - (b) within three *business days* if that *greyhound* has been humanely euthanised by a *veterinarian*, and it is a mandatory requirement under *the Rules* to include a veterinary certificate of euthanasia when lodging the relevant documentation for any *greyhound* that has been euthanised by that *veterinarian*;
  - (c) as soon as possible and prior to disposal of the *greyhound*, where a *greyhound* otherwise becomes deceased (including suddenly or unexpectedly), and the *owner* or *person* responsible for the *greyhound* must provide *GRNZ* with information detailing the circumstances giving rise to the death, to the satisfaction of *GRNZ*.
- (2) Within 24 hours of notification in accordance with subrule 22(1)(c) the *Racing Integrity Board* or an *officer of GRNZ* may direct that the *registered person* responsible for the *greyhound* release the body of the deceased *greyhound* to allow a necropsy to be performed by a *veterinarian*.
- (3) *GRNZ* may require a *registered person* to provide information it thinks fit in relation to the health, location, transfer, lifecycle, and/or death of a *greyhound*.
- (4) An offence is committed and a *person* may be penalised if a *registered person* responsible for a *greyhound* at the relevant time fails to comply with any provision of this rule, rule 34, LR34B or rule 37, or provides false or misleading information in relation to any aspect of this rule, rule 34, LR34B or rule 37.
- (5) A *greyhound* may be allowed to return to *greyhound racing* after it has been retired in accordance with *these Rules*, if it has met the following conditions:
  - (a) it has not competed in an *Event* or trial within 28 days of being retired;
  - (b) a certificate from a *veterinarian* is produced to the satisfaction of the *Racing Integrity Board*, stating at the time of the examination, the *greyhound* is fit to start;
  - (c) written reasons as to why the *greyhound* is coming out of retirement, have been provided to the satisfaction of the *Racing Integrity Board* or an *officer of GRNZ*;
  - (d) it has completed a *satisfactory trial*; and
  - (e) *GRNZ* has approved the registration of the *greyhound*.
- (6) A *registered person* who fails to comply with any of the subrules of this rule may:
  - (a) be *suspended* until the *person* provides the relevant information, or until some other time; and/or
  - (b) otherwise may be penalised.

### **LR22A Further obligations of registered person**

- (1) A *registered person* must at all times comply with the *Greyhound Welfare Standards*, the provisions of the Dog Control Act 1996 and the Animal Welfare Act 1999 (or any Act which replaces those Acts).
- (2) Where the *owner* of a *greyhound* resides outside New Zealand the *registered person* shall be jointly and severally responsible with the *owner* for the welfare of the *greyhound* and for fulfilment of the obligations set out in this rule.

Compare: 2022 rr 85.6, 87.5, 109.4

### **LR22B Deregistration of greyhound from GRNZ database**

- (1) A *greyhound* may be deregistered from *GRNZ's* database provided that the last registered *owner* makes acceptable arrangements in accordance with deregistration procedures prescribed by *GRNZ*.

- (2) The *owner* shall take all reasonable care in selling, gifting or placing a retired *greyhound* and the *owner* shall provide to *GRNZ* the full identity and contact details of the new owner on the prescribed form with the necessary declaration completed, in addition to complying with any applicable notification obligations under rule 34(5).

Compare: 2022 r 109.1, 109.2

### **LR22C Presentation of greyhound**

*GRNZ* or its agent shall have the right at any time to demand the *greyhound* be presented for inspection to confirm its wellbeing.

Compare: 2022 r 109.3

### **23 Notification in relation to greyhounds to be used for breeding purposes or to cease being used for breeding purposes**

At any time after the result of service pursuant to rule 71, the *owner* must notify *GRNZ* where the *greyhound* is domiciled, in writing and within 10 *days*, if that *greyhound* has been retired from racing with an intention to be used for breeding purposes, and:

- (a) any retirement for breeding purposes will become invalid if registration as a *sire* or *breeding female* does not occur within 12 months; and
- (b) must notify *GRNZ* within three *business days* of when the *greyhound* is no longer to be used for breeding purposes.

### **24 Mandatory sterilisation of greyhounds retired as pets**

- (1) Unless a *greyhound* is being accepted by an adoption agency approved by *GRNZ* that undertakes sterilisation, the *registered person* responsible for the *greyhound* at the time of such retirement as a pet must ensure that the *greyhound* has been surgically sterilised by a *veterinarian* before allowing the *greyhound* to leave their care and custody, except where a *veterinarian* certifies after examining that *greyhound*, to the satisfaction of *GRNZ*, that being surgically sterilised would be detrimental to its welfare.
- (2) In submitting the required notification prescribed by subrule (1), a certificate of sterilisation by a *veterinarian* must be supplied for any retired *greyhound* to which this rule applies.

### **25 Minimum vaccination requirements**

- (1) A *registered person* responsible for a *greyhound* must provide evidence of the current vaccination status of a *greyhound* upon request of the *Racing Integrity Board*, *GRNZ*, *officer of GRNZ*, or any other employee, agent or *official* with authority of *GRNZ*.
- (2) Unless *GRNZ* determines based on a certificate issued by a *veterinarian* that vaccination would prejudice the *greyhound's* health, a *registered person* responsible for a *greyhound* must ensure that a *greyhound* meets the minimum vaccination requirements and has up to date vaccination status.
- (3) The minimum vaccination requirements are:
  - (a) *C3 Vaccination* between six and eight weeks of age and prior to registration of a *greyhound* pup;
  - (b) *C5 Vaccination* between 10 and 16 weeks of age and after registration of a *greyhound* pup;
  - (c) *C5 Vaccination* at between 12 and 16 months of age and prior to naming; and
  - (d) once in every further 12-month period a *C5 Vaccination* unless a *veterinarian* certifies the *greyhound* is protected to a C5 level.
- (4) Where the minimum vaccination requirements are not met *GRNZ* may:
  - (a) refuse the registration of any litter;
  - (b) refuse the naming of any *greyhound*;

- (c) prohibit a *greyhound* from *nominating* for any *Event*;
  - (d) order a *greyhound* be *scratched* from any *Event*;
  - (e) prohibit a *breeding female* from being *serviced* or being registered as a *breeding female*;
  - (f) prohibit the *service* of a *breeding female* or being registered as a *sire*.
- (4A) Where the minimum vaccination requirements are not met a *Steward* may order a *greyhound* be *scratched* from any *Event*.

**Explanation of Vaccination Due Date**  
 The GA VAC has deemed that a *greyhound* with a Vaccination Due Date of say June 1, may start in an *Event* up to and including June 22.

- (5) *GRNZ* may determine minimum vaccination requirements be increased providing that it is in the best interests of animal welfare and *greyhound racing*, such as in response to the outbreak of a *reportable disease*.
- (6) Unless *GRNZ* determines otherwise, a *greyhound* must not compete in any *Event* within five days of the date it was *administered* a vaccine.

Vaccination Day	Able to Race from the following...
Monday	Saturday
Tuesday	Sunday
Wednesday	Monday
Thursday	Tuesday
Friday	Wednesday
Saturday	Thursday
Sunday	Friday

[Amended 2023] Compare: 2022 r 97

**26 Positive obligation to provide information about the health of a racing greyhound**

A *trainer* must notify a *Steward* prior to *presentation* for an *Event* if any *greyhound* being *presented* for that *Event* has an injury or illness which may affect the *greyhound's* fitness to compete in that *Event*, including (without limitation) injuries sustained at a previous *Event* that were not recorded by the *Stewards*.

**27 Request for examination of a greyhound**

- (1) A *registered person* may request that *GRNZ* order an examination of a *greyhound*.
- (2) If an examination is ordered pursuant to subrule (1) of this rule, the *registered person* making the request must, if requested by *GRNZ*, pay the expense of the examination. *GRNZ* may require that it be paid for in advance of the examination.

**28 Prevention of greyhound straying**

A *registered person* must ensure that any *greyhound* under the *person's* care, custody or control does not stray onto any private property without the permission of the *owner* or occupier of that property, or stray onto any public place.

Compare: 2022 r 85.4

**29 Control of a greyhound in a public place**

- (1) A *registered person* must ensure that a *greyhound* in the *person's* care, custody, or control is not in or on a public place unless the *greyhound*:

- (a) has an appropriate, properly fitted and securely fixed muzzle; and
- (b) is under the effective control of a competent *person* by use of a lead which is in a condition able to effectively restrain a *greyhound*, and which is securely fastened to the collar worn by the *greyhound*.

[**Note:** As set out in rule 36, it is not an offence under rule 29(1) if a *person* allows a *greyhound* to be off its lead or without a muzzle affixed in a public place if that is allowed by relevant legislation or a relevant regulation.]

- (2) Unless otherwise ordered by *GRNZ*, a *registered person* who has the care, custody or control of a *greyhound* must not:
  - (a) lead more than four *greyhounds* in a public place at any time;
  - (b) permit any *person* authorised by the *person* to lead more than four *greyhounds* in a public place at any time; or
  - (c) permit any *person* under 13 years of age to lead a *greyhound* in a public place unless a *registered person* over the age of 18 years accompanies the *person*.

Compare: 2022 rr 85.5, 88.1

### **LR29A Improvement notice**

- (1) The *Racing Integrity Board* may issue an improvement notice to a *registered person* if satisfied that the *registered person* has failed to comply with the *Greyhound Welfare Standards*.
- (2) An improvement notice is a notice requiring the *person* to whom it is given to take any steps specified in the notice to—
  - (a) remedy the non-compliance; or
  - (b) ensure that the non-compliance is not continued or repeated.
- (3) The notice must—
  - (a) be in writing; and
  - (b) specify a reasonable period within which the required steps must be taken.

[Amended 2023]41 (2)

### **LR29B Compliance with improvement notice**

A *registered person* who has been given an improvement notice by the *Racing Integrity Board* must comply with it within the period specified in it.

30 [Blank]

## **Division 2: [Blank]**

31 [Blank]

## **Division 3: Obligations in relation to the whereabouts of greyhounds**

### **32 Appointment and duties of marking and microchipping officials**

*GRNZ* may appoint an authorised person to:

- (a) mark or microchip *greyhounds*;
- (b) inquire into any matter relating to *greyhound* management or registration;
- (c) report on any matter relating to *greyhound* management or registration; or
- (d) perform any other activity or function authorised by *GRNZ* which relates to *greyhound* management or registration.



Compare: 2022 rr 96, 98

### **33 Greyhound to be microchipped**

- (1) A *greyhound* whelped must be microchipped in accordance with the requirements of *GRNZ*.
- (2) A *microchip* must not be implanted in a *greyhound* unless the *microchip* has been approved by *GRNZ*.
- (3) A person must not implant a *microchip* in a *greyhound* unless the person is approved by *GRNZ* to do so.
- (4) A person must not remove, attempt to remove, alter or otherwise interfere with a *microchip* implanted in a *greyhound*.

Compare: 2022 r 101

### **34 Requirements in relation to notification of control and location of a greyhound**

- (1) Except in the circumstance stated in subrule (7) of this rule or unless permission is granted otherwise by *GRNZ*, a *greyhound* must at all times be kept at the *registered address* of a *registered person*.
- (2) Subject to permission being granted pursuant to subrule (7) of this rule, a *registered person* must not permit a *greyhound* that the *person* does not *train* or own, to be kept at the *person's* premises.
- (3) A *trainer* must not *train* a *greyhound* unless the *trainer* has notified *GRNZ* in the manner required by it that the *greyhound* is kept at the *registered address* of the *trainer*.
- (4) It is an offence to *train* a *greyhound* without a licence to do so.
- (5)
  - (a) A *registered person* must notify *GRNZ* within three *business days* that a *greyhound* has come into, or left, the *person's* care or custody.
  - (b) If a *greyhound* has been *nominated* or drawn for an *Event* the notice referred to in subrule 5(a) must be given prior to the *appointed scratching time* for the *Event* in question or the *greyhound* must be scratched from that *Event*.
- (6) Upon commencing to *train* a *greyhound* a *trainer* must:
  - (a) [Blank];
  - (b) inspect the *greyhound* and by reference to the *identification record* be satisfied that the *greyhound* is the *greyhound* referred to in the *identification record*, and that the *identification record* contains an accurate description of the *greyhound*;
  - (c) in the case of an unnamed *greyhound*, take whatever steps are necessary to confirm the identity of the *greyhound*; and
  - (d) report to *GRNZ* any doubts the *trainer* has regarding the identity of the *greyhound* and/or the description contained in the *identification record* for the *greyhound*.
- (7) If a *registered person* proposes to leave a *greyhound* in the control of another *person* for any period:
  - (a) the *registered person* must in writing seek permission from *GRNZ* to leave a *greyhound* in the control of a *person* nominated by the *registered person*, and specify the period during which the *person* seeks permission for the *greyhound* to be left with that *person*;
  - (b) *GRNZ* can only consider the application if the *person* nominated pursuant to subrule 7(a) of this rule is a *person* currently registered with *GRNZ*, the *greyhound* will be kept at a *registered address*, and the nominated *person* must have provided written consent to being nominated as the controller of the *greyhound* during the identified period; and
  - (c) *GRNZ* must then consider, and then only grant the application if they think fit. The nominated *person* cannot perform any act of a *registered person* until the nomination is approved.

Compare: 2022 rr 85.1, 87.1

#### **LR34A Registered address of greyhound**

GRNZ may register the address where a *greyhound* will be kept if that address:

- (a) has been inspected and approved by the *Racing Integrity Board*;
- (c) complies with any requirements prescribed by *GRNZ*; and
- (d) has been approved by *GRNZ*.

#### **LR34B Trainer to notify relocation of greyhound to Australia**

- (1) A *registered person* must notify *GRNZ* when a *greyhound* leaves the *person's* care or custody and is relocated to a *person* in Australia.
- (4) The notification in subrule (1) must be provided:
  - (a) to *GRNZ* within three *business days* of the *greyhound* leaving the *person's* care or custody; and
  - (b) in the manner and form specified by *GRNZ*.

#### **LR34C Trainers licence issued by an overseas Controlling Body**

Any *person* being the holder of a *trainers licence* (public or otherwise) issued by a *Controlling Body* outside New Zealand shall, upon establishing to the satisfaction of *GRNZ* that he/she is the holder of such licence and that the licence is current and valid, be entitled to train a *greyhound* in New Zealand for a period not exceeding three months, thereafter such *person* must register as a *trainer* with *GRNZ*.

Compare: 2022 r 87.4

#### **35 Offence of using an unregistered or unauthorised training venue**

An offence is committed if a *person* takes any *greyhound* or in the opinion of the *Racing Integrity Board* allows any *greyhound* to be taken:

- (a) to any place or site which is built for a purpose which includes the education of *greyhounds* and is not registered with or authorised by *GRNZ*; or
- (b) to any place that is not registered with or authorised by *GRNZ* for the purpose of pursuing any *lure*.

#### **36 Greyhound off its lead or without a muzzle affixed in a public place not an offence in certain circumstances**

It is not an offence under rule 29(1) of *these Rules* if a *registered person* allows a *greyhound* to be off its lead or without a muzzle affixed in a public place if that is allowed by relevant legislation or a relevant regulation.

#### **37 Transfer of ownership – named or unnamed greyhound**

- (1) On the sale or transfer of a *greyhound* the vendor or transferor must:
  - (a) if the *greyhound* is subject to any *penalty* or order of *GRNZ*, provide the purchaser/transferee with written details of the *penalty* or order;
  - (b) as soon as possible provide the purchaser or transferee with a completed and signed transfer of ownership form, and:
    - (i) in the case of a named *greyhound*, the *identification record* for the *greyhound*; or
    - (ii) in the case of an unnamed *greyhound*, an application for naming and registration issued by *GRNZ*.
- (2) An *owner* who purchases or otherwise acquires a *greyhound* must:
  - (a) within 10 *days* lodge with *GRNZ* a completed prescribed transfer of ownership form signed by the previous *owner* together with the prescribed transfer of ownership *fee*.

- (b) if the *greyhound* is *nominated for an Event* the transfer of ownership must be lodged with GRNZ as soon as possible after the transfer, and will not be accepted after the *appointed scratching time* for the *Event* in question.
- (3) GRNZ may grant or refuse an application for a transfer of ownership of a *greyhound* as it thinks fit.

Compare: 2022 r 110

#### **Division 4: Limitations and/or exclusions in relation to participation of greyhounds in Events**

##### **38 Minimum age at which a greyhound can be nominated for an Event**

A *greyhound* must not participate in a *satisfactory trial*, be *nominated* for an *Event*, or race in an *Event*, before it reaches the age of 16 months.

Compare: 2022 r 19.10

##### **39 Consecutive days' racing or trialling prohibited**

A *greyhound* shall not be eligible to compete in more than one *Event* or *satisfactory trial* over any consecutive two *day* period.

Compare: 2022 r 19.11

##### **LR39A Limits on frequency of racing**

A *greyhound* will only be permitted to start in:

- (a) no more than a combined total of 2 *races, satisfactory trials* or *Event* starts in any 7-day period; and
- (b) no more than a combined total of 7 *races, satisfactory trials* or *Event* starts in any 28-day period.

Compare: Racing and Wagering Western Australia Rules of Greyhound Racing 2022, L39

##### **40 Reportable disease**

- (1) GRNZ may declare an infectious or contagious animal disease or condition to be a *reportable disease* from the date the declaration is published, including whenever there are multiple unexplained deaths or an outbreak of serious illness from *greyhounds* connected to the same location/premises.
- (2) The following are all *reportable diseases* under *the Rules*:
  - (a) any disease declared to be a "notifiable disease" under relevant legislation;
  - (b) canine adenovirus (hepatitis);
  - (c) canine corona virus;
  - (d) canine distemper virus;
  - (e) canine infectious respiratory disease complex (kennel cough);
  - (f) canine parvovirus; and
  - (g) *Borrelia burgdorferi* (lyme disease).
- (3) A *registered person* who is in charge of, or has in the *person's possession* or control, a *greyhound* which the *person* suspects or should reasonably suspect is infected with a *reportable disease* must:
  - (a) as soon as the *person* becomes aware that the *greyhound* is infected or becomes concerned that it is, report that to GRNZ by the quickest mode of communication available to the *person*;
  - (b) as far as practicable keep the *greyhound* separate from any other *greyhound* or animal;
  - (c) seek appropriate veterinary attention for the *greyhound*; and
  - (d) upon the request of an *officer of GRNZ* provide appropriate evidence to GRNZ once the

condition no longer exists.

- (4) If the *Racing Integrity Board, GRNZ*, or a *person* authorised by *GRNZ* reasonably suspects any premises (or part of any premises), place, region, or vehicle is contaminated with a *reportable disease*, they may by written order declare it to be an infected place or vehicle. Notice of the order must be given to the *registered person* or *person* in charge or in apparent control of the premises, place, or vehicle (or *persons* in control of premises in a region) that the order relates to.
- (5) Unless expressly authorised by the *Racing Integrity Board, GRNZ*, or a *person* otherwise authorised by *GRNZ*, a *person* must not bring, move, take or allow any *person* to bring, move or take any animal, vehicle, fodder, other digestible food or product, *gear* or fitting into, within or out of any premises, place, region or vehicle declared under subrule (4).

## **Division 5: Rules in relation to injury, condition or illness of a greyhound connected with an Event**

### **41 Greyhound suffering injury or from a condition or illness during an Event**

- (1) If a *greyhound* is injured during an *Event* the officiating *veterinarian* or in their absence, a *Steward* or other *authorised person* may impose a *stand-down period* commencing on the *day* the *greyhound* is injured.
- (2) An officiating *veterinarian* is able to order a *stand-down period* for things that are not an injury such as a condition (e.g. cramp, a heart issue), or an illness. (Note: Rules 42 and 130 may be applicable)
- (3) The *Stewards* may upon application of the *trainer* reduce a *stand-down period* made under subrule (2) of this rule to 10 *days* if a *veterinarian* certifies the *greyhound* is free of the illness or condition and is fit to start.
- (4) Unless a successful application is made to revoke a *stand-down period* pursuant to subrule (3) or (5) of this rule, a *trainer* must not permit a *greyhound* to compete in an *Event* or *satisfactory trial* during a *stand-down period*.
- (5) If a *greyhound* is prohibited pursuant to either or both of rules 41(1) and 92(2) from competing in an *Event*, a *trainer* may, subsequent to the day a *stand-down period* is ordered, in the case of injury make one application to the *Stewards* for a *greyhound* to be examined by an officiating *veterinarian* to determine whether or not the *greyhound* is free of injury.
- (6) If on application by a *trainer* pursuant to subrule (5) of this rule a *greyhound* is found not to be suffering an injury and is fit to compete, the restriction imposed shall be revoked.

Compare: 2022 r 56.1 - 56.7

### **LR41A Greyhounds suffering a fall**

- (1) Where a *greyhound* falls during a *race* or trial and the *officiating veterinarian* or *authorised person* upon examination of the *greyhound* finds no injury they shall impose a precautionary *stand-down period* of five days commencing on the day on which the *greyhound* falls in any *race* or trial conducted by a *Club*.
- (2) An owner or *trainer* shall not permit a *greyhound* subject to a precautionary *stand-down period* under subrule (1) to compete in any *race* or trial during the *stand-down period* and no review nor application for the prohibition to be removed shall apply.
- (3) Where a *greyhound* falls during a *race* or trial and the *officiating veterinarian* or *authorised person* upon examination of the *greyhound* finds an injury, they shall issue a *stand-down period* for a period of more than five days in accordance with rule 41.
- (4) For the avoidance of doubt, any *greyhound* that falls during a *race* or trial whether injured or not shall have a *stand-down period* of at least five days commencing on the day on which the *greyhound* falls in any *race* or trial conducted by a *Club*.

- (5) For the purposes of this rule, a *greyhound* falls during a *race* when all four legs lose contact with the racing surface and the *greyhound's* shoulder, side or flank makes contact with the racing surface.
- (6) A *greyhound* that falls during a *race*—
  - (a) shall be placed as “P” if it does not cross the finish line;
  - (b) shall be placed as “F” if it crosses the finish line.

Compare: 2022 r 56A

#### **42 Restrictions on greyhounds competing due to central or peripheral nervous system or vision condition**

- (1) A *greyhound* must be prohibited by the *Stewards* from competing in an *Event* if the *greyhound* is examined by the officiating *veterinarian* at a *meeting* and it is found, or otherwise information comes to light which reveals, that the *greyhound* is:
  - (a) suffering from an illness or condition which affects or may affect any part of its central or peripheral nervous system;
  - (b) suffering an illness or condition which in the opinion of the *veterinarian* may cause erratic behaviour or an unsatisfactory performance of the *greyhound* in, or otherwise affect the true running of, an *Event*; or
  - (c) in the opinion of the *veterinarian* or other *authorised person*, severely distressed, severely ataxic, collapsed (or would collapse if not supported by a *handler*), or has suffered a seizure.
- (2) Where a *greyhound* is prohibited from competing in an *Event* pursuant to subrule (1), the *greyhound* must not compete in an *Event* until the *greyhound* has passed a veterinary examination and *satisfactory trial* in the presence of an officiating *veterinarian*. If the veterinary examination indicates that the *greyhound* is in good health and is suitable to compete in an *Event* and the *satisfactory trial* is passed, the *veterinarian* will issue a certificate to that effect, and a prohibition pursuant to subrule (1) of this rule will immediately cease to have effect.
- (3) In addition to subrule (2), where a *greyhound* is prohibited from competing in an *Event* pursuant to subrule (1)(c), the *Stewards* must impose a period of *suspension* in respect of the *greyhound*, which is to be recorded by them as part of the *identification record*. The period of *suspension* imposed is to be:
  - (a) in the case of a first occurrence, 28 days at all *tracks*; or
  - (b) in the case of a second occurrence, three months at all *tracks*; or
  - (c) in the case of a third or subsequent occurrence, 12 months at all *tracks*.
- (4) Notwithstanding subrules (1), (2) and (3) of this rule, if a *greyhound* is examined by the officiating *veterinarian* and is found to have or suspected of having impaired vision in one or both eyes, the *Stewards* must order the *greyhound* be prohibited from competing in an *Event* until:
  - (a) a *veterinarian* approved by the *Stewards* examines the *greyhound* and certifies that the *greyhound's* vision is adequate to allow the *greyhound* to see the *lure*; and
  - (b) the *greyhound* has completed a *satisfactory trial*.

Compare: 2022 r 56.8 - 56.10

#### **43 Conduct of necropsy**

- (1) If a *greyhound* dies, before, during or after an *Event*, a *satisfactory trial* or a trial, *GRNZ* or the *Racing Integrity Board* may cause to be carried out any test they deem necessary in relation to the cause of death.
- (2) If a person authorised in accordance with subrule (1) of this rule is unable to determine the cause of death of a *greyhound* without performing a necropsy, then *GRNZ* or the *Racing Integrity Board* may direct that a necropsy be performed by a person qualified to perform necropsies on a *greyhound*.

- (3) For the purposes of this rule *GRNZ* or the *Racing Integrity Board* may take *possession* of and keep in their custody the carcass of a *greyhound* for a period of time and on such terms as they think fit, and/or otherwise transfer it to a veterinary hospital, pathology laboratory or clinic for a necropsy. None of *GRNZ*, the *Racing Integrity Board*, a *Club*, or any *officer of GRNZ* or employee, contractor or volunteer of *GRNZ*, the *Racing Integrity Board* or *Club* will be liable in relation to any loss or damage in relation to the necropsy process (including the decision to conduct a necropsy).
- (4) If a necropsy has been carried out pursuant to subrule (2) of this rule, a report or certificate signed by a person appropriately qualified to perform a necropsy on a *greyhound* who performed the necropsy will, without proof of the signature on it, be *prima facie* evidence of the matters contained in it.

Compare: 2022 r 58

#### **LR43A GRNZ may order necropsy**

In the event of the death of a *greyhound*, *GRNZ* shall have the right to order a necropsy, to confirm cause of death.

Compare: 2022 r 108.4

### **Division 6: Requirements in relation to a greyhound passport for the purpose of export of a greyhound**

#### **44 Greyhound passport and certified pedigree**

- (1) Any *person* bound by *these Rules* or those of a relevant *Registration Controlling Body* who is intending to export a *greyhound* from Australia or New Zealand to any other country must:
  - (a) first, obtain a *greyhound passport* and *certified pedigree* issued by *Greyhounds Australasia*; and
  - (b) having obtained a *greyhound passport*, meet the quarantine and inspection service requirements of the country the *greyhound* is to travel to.
- (2) Unless *Greyhounds Australasia* otherwise directs (which it may do in special circumstances it thinks fit), a *greyhound passport* and *certified pedigree* may be issued if:
  - (a) the *greyhound* intended to be exported has been named and *registered* by an approved *Registration Controlling Body*;
  - (b) a transfer of ownership in relation to the relevant *greyhound* has been effected by the relevant *Controlling Body* from a *registered owner* to an intended new *owner* or *trainer* or exporter;
  - (c) the previous *owner* or exporter has signed and lodged with *Greyhounds Australasia* a written certificate confirming the purpose of the export, it being a purpose approved by *Greyhounds Australasia*;
  - (d) *Greyhounds Australasia* is satisfied that a *greyhound passport* application form has been completed in full, and the prescribed *greyhound passport* and *certified pedigree fee* have been received by it. (Any naming or transfer of ownership *fee* associated with the issue of a *greyhound passport* and *certified pedigree* is separate and additional to the *greyhound passport* and *certified pedigree fee*);
  - (e) the export is in the best interests of Australian and New Zealand *greyhound racing*; and
  - (f) the *greyhound identification record* in relation to the *greyhound* has been received by *Greyhounds Australasia*.

Compare: 2022 r 104

#### **LR44A Export Certificate**

- (1) No *greyhound* may be exported without the prior approval of *GRNZ*. Such approval may not be

unreasonably withheld.

- (2) Prior approval will be granted by *GRNZ* if satisfied that the country of export has greyhound welfare practices similar to New Zealand.

Compare: 2022 r 104.4, 104.5

#### **45 Other rules in relation to export**

- (1) For the purposes of subrule 44(1) or for the purpose of any proceedings or charges laid pursuant to *the Rules*, where a *greyhound* has been exported from Australia or New Zealand without a valid *greyhound passport* and *certified pedigree* having been issued by *Greyhounds Australasia*, *GRNZ* records indicating that a *person* was the registered *owner* of the *greyhound* at the time of the export shall be prima facie evidence that the registered *owner* intended to export the *greyhound*.
- (2) Subject to subrule (3) of this rule, an offence is committed if a *person* sells or otherwise transfers ownership or custody of a *greyhound* to another *person* in circumstances where they are aware, or should reasonably be aware, that the *greyhound* will be, or is likely to be exported.
- (3) A *person* will not be in breach of subrule (2) if the *person* has, prior to selling or transferring ownership or custody of the *greyhound*, taken adequate steps to ensure that the provisions of rule 44(1) have been, or will be, complied with by the intended recipient of the *greyhound*, by obtaining from the intended recipient:
  - (a) a copy of the written request from the intended recipient to *Greyhounds Australasia* for a *greyhound passport* and *certified pedigree* in respect of the relevant *greyhound*; and
  - (b) a written response from *Greyhounds Australasia* confirming that such a *greyhound passport* and *certified pedigree* has been, or will be issued.

## **PART 5: REGISTRATION REQUIREMENTS FOR PERSONS AND GREYHOUNDS**

### **Division 1: Registration of persons and greyhounds**

#### **46 Registration of persons and greyhounds**

- (1) *GRNZ* may register a *person* in relation to *greyhound racing* and for the purpose of regulating *greyhound racing*.
- (2) *GRNZ* may prescribe categories of registration in relation to a *person* participating in *greyhound racing*.
- (3) Before being able to participate in any *Event* under *the Rules*, a *greyhound* must be *registered* with *GRNZ*.  
[**Note:** Further requirements of registration in relation to breeding are referred to in Part 6 of *these Rules*.]
- (4) *GRNZ* may prescribe categories of registration in relation to a *greyhound*.
- (5) When considering an application for registration, *GRNZ* may:
  - (a) grant the application;
  - (b) grant the application on any conditions it thinks fit;
  - (c) request a *person* making an application appear before it and provide information in respect of the application *GRNZ* thinks fit; or
  - (d) refuse to grant the application.
- (6) *GRNZ* may cancel a registration or *suspend*, vary or alter or add to the conditions of registration.

Compare: 2022 rr 75, 77, 79, 81 - 83, 88.1 - 88.2, 99.1

#### **LR46A Outline of registration provisions**

- (1) This rule contains an outline of the key registration provisions in *these Rules*.
- (2) This rule is subject to rule 46 where *GRNZ* may prescribe categories of registration for a *person* and a *greyhound* that are additional to the registration categories outlined in this rule.
- (3) All *registered persons* are required by rule 1 to comply with *these Rules*.
- (4) A *registered person* must register a *greyhound* pup with *GRNZ* under rule 64(3) before the pup is 8 weeks of age.
- (5) A *greyhound* must be kept at the *registered address* of a *registered person* in accordance with rule 34(1).
- (6) A *registered person* must notify *GRNZ* under rule 34(5) if the care or custody of a *greyhound* is transferred to another *person* (for example, a retired *greyhound* is transferred by a *trainer* to the *owner* to be kept by the *owner* as a pet).
- (7) A *greyhound* remains registered with *GRNZ* until one of the following occurs:
  - (a) the *greyhound* is exported to another country under rule 44 and LR44A;
  - (b) the *greyhound* is retired from racing and rehomed to an unregistered person;
  - (c) *GRNZ* is notified under rule 22(1)(b) the *greyhound* has been humanely euthanised by a *veterinarian*;
  - (d) *GRNZ* is notified under rule 22(1)(c) the *greyhound* has died of natural causes.

#### **LR46B Registration of address**

*GRNZ* may prescribe requirements for the registration of an address or the areas of an address where a *greyhound* is trained and/or cared for, including:

- (a) requirements for the inspection and approval of an address by the *Racing Integrity Board*; and
- (c) requirements for the approval of an address by *GRNZ*.

#### **LR46C Registered person to attend hearing**

- (1) *GRNZ* may issue a show cause notice to a *registered person* directing them to attend a hearing and demonstrate why their licence should not be cancelled, suspended or withdrawn, or have conditions imposed on it.
- (2) Any hearing will be heard by the chief executive (or his/her delegate) and a board member (who is not a member of the Integrity Committee of *GRNZ*). After the hearing the chief executive and the board member will jointly submit a recommendation to the Integrity Committee of *GRNZ* as to whether the licence should be cancelled, suspended, withdrawn, or whether it should be maintained in its current form.
- (3) The circumstances in which a show cause notice may be issued include but are not limited to:
  - (a) failure to pay debts incurred as a result of participation in the industry as evidenced by a judgement of a court or signed written complaints supported by undisputed evidence of the debt; or
  - (b) recommendations from an inquiry by the *Racing Integrity Board*; or
  - (c) failure to meet conditions of the licence; or
  - (d) any reason that may otherwise be grounds for an immediate cancellation, suspension or withdrawal of, or imposition of conditions on, the licence; or
  - (e) involvement in ongoing racing investigations; or
  - (f) a person for whom, in the opinion of *GRNZ*, there is reasonable cause to believe may bring *greyhound* racing into disrepute.

Compare: 2022 r 83.2



#### **47 Effect of registration by a Controlling Body or an approved controlling authority**

- (1) A *greyhound* registered with a *Controlling Body* or an *approved controlling authority* or under a *relevant Act* is deemed to be *registered* pursuant to *the Rules*.
- (2) Subject to the requirements of *GRNZ*, a *greyhound* must be named and *registered* with a *GRNZ* or an *approved controlling authority* before the *greyhound* commences racing or is used for breeding purposes.
- (3) Registration pursuant to subrule (2) of this rule may be effected by lodging an application with *GRNZ* in a manner prescribed by it together with a prescribed *fee* and, if available, the relevant *greyhound identification record*.

#### **48 Registration and naming of a greyhound**

- (1) A *greyhound* is not eligible to compete in an *Event* or be used for breeding purposes until it is registered (in the case of registration for breeding purposes, as a *breeding female* or *sire*) and named.
- (2) Application for naming of a *greyhound* may be made by an *owner* after a *greyhound* has attained 12 months of age, by lodging with *GRNZ*:
  - (a) a completed prescribed application form together with a prescribed *fee*; and
  - (b) evidence of meeting the minimum vaccination requirements in rule 25 of *these Rules*.
- (3) Application for naming of a *greyhound* whelped other than in Australia or New Zealand must be made to the approved *Registration Controlling Body* in the country where the *greyhound* was whelped.
- (4) Identification by way of any markings and microchipping supplied with an application must be certified by a person approved by *GRNZ*.
- (5) *GRNZ* must consider and then either accept or reject a name suggested for a *greyhound*. When considering suggested names in an application to register a *greyhound*, *GRNZ* may reject names which include:
  - (a) figures;
  - (b) initials;
  - (c) names of prominent persons;
  - (d) words which have a religious or political significance, or any word that in the opinion of *GRNZ* is unsuitable; and/or
  - (e) in the interests of *greyhound racing*, any name deemed inappropriate, for whatever reason.
- (6) On being satisfied of the bona fides of an application for naming of a *greyhound*, *GRNZ* must submit the name/s provided to them to *Greyhounds Australasia*, which will allocate a name.
- (7) If none of the names submitted are suitable, *GRNZ* and *Greyhounds Australasia* acting in concert, reserve the right to allot a name for the *greyhound*. If *GRNZ* and *Greyhounds Australasia* allots a name, the applicant must accept it.

Compare: 2022 rr 95, 99, 100

#### **LR48A If registered in another country**

- (1) Where a *greyhound* has been duly registered in another country not subject to a New Zealand reciprocal interstate or international registration rights arrangement and New Zealand registration is sought following importation, it shall be a condition of registration that the registration papers issued by the overseas country shall be yielded up to *GRNZ* to remain in its custody during such period as it is registered in New Zealand.
- (2) *Greyhounds* which have not been named and registered with a *Controlling Body* shall not be recognised for breeding purposes in New Zealand. *Greyhounds* which have been previously registered by a registration authority not approved by *GRNZ*, may be used for breeding purposes subject to the required transfer procedures and the owners successful application to register the

*greyhound* in New Zealand.

Compare: 2022 r 103

#### **49 Greyhound identification record**

- (1) An identifying *greyhound* record containing the name of a *greyhound* must be issued in respect of each *greyhound* registered with GRNZ. The aim of this provision is to enable the identification of the *greyhound* for purposes in relation to *greyhound racing* (including racing and breeding). The electronic or digital part/s of an *identification record* is known as the *greyhound's Digital Footprint*.
- (2) The intellectual property contained in any component of an *identification record* is and remains the property of GRNZ unless specifically authorised for use by another body or person.
- (3) [Blank]
- (4) A *greyhound identification record* is not conclusive evidence of legal title to ownership of a *greyhound* described in it.
- (5) GRNZ may amend any information which forms part of the *identification record*.
- (6) GRNZ is not liable to any person for any loss however arising as a result of an error or inaccuracy in preparing, issuing or amending any component of an *identification record*.

Compare: 2022 r 107

#### **50 [Blank]**

#### **51 Change of name of a greyhound**

- (1) GRNZ can direct that a *greyhound's* name be changed:
  - (a) after receiving and considering an application made by a *person* for a *greyhound's* name to be changed, if GRNZ is satisfied there is a good reason for doing so; or
  - (b) on the recommendation of *Greyhounds Australasia*; or
  - (c) of its own motion, if it thinks fit in the circumstances.
- (2) Once GRNZ directs that a *greyhound's* name be changed, it must communicate that direction to *Greyhounds Australasia*, which will then:
  - (a) allocate the changed name to the *greyhound*; or
  - (b) request a further name or names from GRNZ or the *owner* and then allocate a name from one of the alternatives provided, or otherwise allot a name.
- (3) If GRNZ directs that a *greyhound's* name be changed, then unless GRNZ directs otherwise, an *owner* has seven days to pay any prescribed *fee* required to change the name of the *greyhound*.
- (4) If there is a change of name of a *greyhound*, the *greyhound identification record* of the *greyhound* must be amended to carry the former name as well as the new name of the *greyhound* for a period of time that GRNZ directs.

Compare: 2022 r 102

#### **LR51A Registration errors**

Where any defect existing in the registration or ancillary documentation of any *greyhound* is brought to the notice of GRNZ, GRNZ may direct that the *greyhound* shall not be permitted to start in any *race* until such defect is rectified to the satisfaction of GRNZ, or if during a *meeting* to the satisfaction of the *Racing Integrity Board*.

Compare: 2022 r 93.2

## 52 Lease of a greyhound

- (1) A named and registered *greyhound* may be leased for racing and/or breeding purposes using the form of lease prescribed by *GRNZ*.
- (2) On entering into a lease:
  - (a) if the *greyhound* is subject to any *penalty* or order imposed or made by a *Controlling Body*, the lessor must provide the lessee with written details of the *penalty* or order;
  - (b) [Blank]
  - (c) both the lessor and the lessee must complete the prescribed form for registration of a lease; and
  - (d)
    - (i) the lessee must within 10 days from the date of the lease, lodge with *GRNZ* a completed prescribed registration of lease form together with the prescribed *fee*; or
    - (ii) if the *greyhound* has at the time of the lease been *nominated* or drawn for an *Event*, the notice referred to in subrule (2)(d)(i) of this rule must be provided to *GRNZ* as soon as possible, and will not be accepted after the *appointed scratching time* of the *Event* in question.
- (3) *GRNZ* may grant or refuse an application for registration of a lease on terms it thinks fit.

Compare: 2022 r 111

## 53 Cancellation of leases

When a lease is cancelled, a lessor and lessee must lodge with *GRNZ* written notification of the cancellation. That must be done:

- (a) in the ordinary course and subject to subrule (b) of this rule, within seven days of the cancellation of a lease; and
- (b) as soon as possible if a *greyhound* is *nominated* or drawn for an *Event* at the time of the cancellation of the lease, and it will not be accepted after the *appointed scratching time* of the *Event* in question.

Compare: 2022 r 111.4

## 54 Breach or dispute of lease or an authority for breeding purposes

- (1) An aggrieved *person* may report in writing an alleged breach or dispute arising in relation to a registered lease or an authority for breeding purposes, to *GRNZ*.
- (2) Upon receipt of a notice referred to in subrule (1) of this rule, *GRNZ* may, at its discretion, determine or direct:
  - (a) that the parties attend an arbitration and be bound by the determination of an arbitrator agreed between them or otherwise appointed by *GRNZ*. In that instance the decision of the arbitrator will be final and binding; or
  - (b) that it will not have any involvement in the issue.

Compare: 2022 r 111.7

## LR54A Registration of approved companies

- (1) Every company which wishes to own a *greyhound* is required to be registered under *these Rules* and shall apply to *GRNZ* for registration as an approved company by lodging with *GRNZ* a written application in the prescribed form signed by the directors of the company and accompanied by:
  - (a) the registered name of the company;
  - (b) full names and addresses and occupations of all shareholders and directors of the company;

- (c) the appointment of one member of the company to act as the company manager;
  - (d) the appointment of one other member of the company to act as its assistant manager;
  - (e) the address for service of the company;
  - (f) the prescribed fee;
  - (g) the constitution (if any) of the company.
- (2) The company manager shall be deemed to be authorised to act for and to represent the approved company and to be responsible for the observation of *these Rules*.
  - (3) The receipt by the company manager of any *prize money* shall be deemed to be receipt by the approved company.
  - (4) *GRNZ* may refuse to accept any application for registration of a company or may impose such terms and conditions as it deems fit.
  - (5) For the purposes of *these Rules*, an approved company is not permitted to have a currently *disqualified person* as either a director or shareholder.
  - (6) An approved company may own or lease more than one *greyhound* and may own or lease a *greyhound* in association or combination with any individual, syndicate, partnership or other approved company.
  - (7) *GRNZ* shall not have any responsibility for the due observance of *these Rules* by an approved company.
  - (8) Notwithstanding subrule (2), any approved company who contravenes any of the provisions of *these Rules* relating to an approved company, or fails to comply with *these Rules*, commits a breach of *these Rules*.
  - (9) In the event of any breach of *these Rules* by an approved company, a *greyhound* owned by that approved company may be *disqualified* by an *Adjudicative Committee* during the continuance of that breach.

Compare: 2022 r 89

#### **LR54B Registration of a syndicate**

- (1) A *greyhound* may only be registered in the name of a particular *syndicate* if all members of that *syndicate* have an interest in that *greyhound* in the shares specified in the application to register that *syndicate* submitted under subrule (5). Accordingly a separate *syndicate* must be formed and approved in accordance with subrule (5) for each combination of persons or shares holding interests in a *syndicate*.
- (2) For the purpose of *these Rules*, any combination of three or more persons may form a *syndicate* and any combination of more than three persons shall be deemed to be a member of a *syndicate* under *these Rules* provided that no *person* who is *disqualified* under *these Rules* shall be a member of a *syndicate*.
- (3) No *greyhound* shall be registered in the name of a *syndicate* and no lease of a *greyhound* to a *syndicate* shall be effective unless *GRNZ* has approved and registered the *syndicate*.
- (4) A *syndicate* may own or lease more than one *greyhound* and may own or lease a *greyhound* in association with any other individual, *partnership*, *syndicate* or approved company.
- (5) An application to register a *syndicate* and its manager shall be effected by lodging a written application with *GRNZ*, on the prescribed form, signed by the members and containing the following information:
  - (a) the proposed name of the *syndicate*;
  - (b) the full names, addresses, dates of birth and occupations of each member of the *syndicate*;
  - (c) the number of shares held by every member of the *syndicate* and the total number of shares held by the members;

- (d) the name of the person appointed by the *syndicate* to act as *syndicate* manager;
  - (e) the appointment of one member of the *syndicate* to act as assistant manager;
  - (f) the address for service of the *syndicate*; and
  - (g) a declaration by every member of the *syndicate* that he or she is not *disqualified* under *these Rules*.
- (6) An application to register a *syndicate* shall also be accompanied by:
- (a) a completed *syndicate* agreement setting out the rights and obligations of the members of the *syndicate* and which must make provision for the appointment and removal of the *syndicate* manager and for dispute resolution; and
  - (b) the prescribed fee.
- (7) *GRNZ*:
- (a) may refuse to accept any application to register a *syndicate* for any reason which it, in its sole discretion, considers sufficient;
  - (b) may grant registration on such terms and conditions as it thinks fit;
  - (c) shall have complete discretion whether or not to approve the appointment of a *syndicate* manager;
  - (d) may at any time, and without assigning any reason, withdraw its approval of a *syndicate* manager.
- (8) *GRNZ's* decision to refuse to register a *syndicate* shall be final and not subject to appeal.
- (9) No *syndicate* name shall be registered or continue to be registered, where any member of the *syndicate* is a company or other corporate entity except in the case of:
- (a) a company or other corporate entity acting as the executor or administrator of a deceased member or as the statutory committee or manager of a member; and
  - (b) an approved company under *these Rules*.
- (10) No *syndicate* name shall be registered, or used, which has not been approved by *GRNZ*.
- (11) Notwithstanding anything contained in *these Rules*, *GRNZ* may, at any time and without assigning any reason:
- (a) cancel a *syndicate's* registration; or
  - (b) re-instate a *syndicate's* registration (on such terms and conditions as it thinks fit).
- (12) Any notice to be given or communication to be made to any *syndicate* by *GRNZ* shall be deemed to have been duly given or made if given orally to the *syndicate* manager, transmitted by electronic device, or given in writing and left at or sent by pre-paid post to the registered address of the *syndicate*.
- (13) Every change in the membership of a *syndicate* (including death of a member) shall be notified to *GRNZ* within 14 days of the change by the *syndicate* manager completing and lodging the prescribed form with *GRNZ* together with the prescribed fee.
- (14) Every new member of a *syndicate* shall sign a declaration to the effect referred to in subrule (5)(g) above.
- (15) Any member of a *syndicate* may at any time apply to *GRNZ*, in writing, to withdraw the registration of the *syndicate* or its *syndicate* manager and *GRNZ* may, if it considers it reasonable and proper to do so, cancel the *syndicate's* registration or withdraw the *syndicate* manager. *GRNZ* may impose any conditions it thinks fit prior to withdrawing the registration of a *syndicate*, or withdrawing the *syndicate* manager.
- (16) In the event of the termination of a *syndicate*, the *syndicate* shall give written notice to *GRNZ* of the termination.
- (17) *GRNZ* shall not have any responsibility for the due observance of *these Rules* by the persons involved in a *syndicate*. Notwithstanding LR54C, any person who contravenes any of the provisions of *these*

Rules relating to *syndicates*, or fails to comply with *these Rules*, commits a breach of *these Rules*. In the event of any breach of *these Rules* by a member of a *syndicate*, a *greyhound* owned by that *syndicate* may be disqualified by an *Adjudicative Committee* during the continuance of that breach.

- (18) The *syndicate* manager shall notify *GRNZ* in writing, if any member is *disqualified* and, upon such notification, that member shall be excluded as a member of the *syndicate*.
- (19) No *greyhound* owned or leased by a *syndicate* shall be nominated or started in any *Event* while any of the members of the *syndicate* are *disqualified*.

Compare: 2022 r 90.1 - 90.11, 90.16 - 90.23

#### **LR54C Syndicate manager**

- (1) The *syndicate* manager shall be deemed to be authorised to act on behalf of the *syndicate* and shall be responsible for the *syndicate's* observance of *these Rules*. Notwithstanding this subrule, the *syndicate* manager does not have the authority to transfer the ownership of any *greyhound* owned by the *syndicate* under rule 37 on behalf of the *syndicate* and any authority to transfer ownership must be completed by all members of a *syndicate*.
- (2) The *syndicate* manager shall at all times be a full member of the *syndicate* unless *GRNZ* approves otherwise.
- (3) Any change in *syndicate* manager shall be notified within 14 days of the change by the new *syndicate* manager completing and lodging the prescribed form with *GRNZ* together with the prescribed fee.
- (4) The receipt by the *syndicate* manager of any *prize money* shall be deemed to be receipt of the same by the *syndicate*.
- (5) In addition to subrule (1), the *syndicate* manager shall take all reasonable steps to ensure that the *syndicate*:
  - (a) meets any debts incurred in connection with the racing of *greyhounds*;
  - (b) complies with any conditions imposed by *GRNZ* at the time of it granting registration; and
  - (c) carries out every obligation imposed upon *owners* by *these Rules*.

Compare: 2022 r 90.12 - 90.15, 90.17

#### **LR54D Registration of partnerships**

- (1) A *greyhound* may be owned by an individual or two or more individuals.
- (2) If two or more individuals own a *greyhound* they shall register as a *partnership*.
- (3) A *partnership* may own or lease more than one *greyhound* and may own or lease a *greyhound* in association or combination with any other individual, *syndicate*, *partnership* or approved company.
- (4) The members of a *partnership* shall apply to register the *partnership* by lodging with *GRNZ* a written application on the prescribed form signed personally by each proposed member of the intended *partnership* and accompanied by:
  - (a) the proposed name of the *partnership*;
  - (b) the full names and addresses and occupations of all members of the *partnership*;
  - (c) the appointment of one member of the *partnership* to act as the *partnership* manager;
  - (d) the appointment of one other member of the *partnership* to act as its assistant manager;
  - (e) the address for service of the *partnership*;
  - (f) the prescribed fee.
- (5) The *partnership* manager shall be deemed to be authorised to act for and represent the *partnership* and to be responsible for the observance of *these Rules*.
- (6) The receipt by the *partnership* manager of any *prize money* shall be deemed to be receipt by the *partnership*.

- (7) *GRNZ* may refuse to accept any application for registration of a *partnership* or may impose such terms and conditions as it deems fit.
- (8) If a member of a *partnership* has been *disqualified* the *partnership* manager must notify *GRNZ* in writing and upon such notification, such member shall no longer be a member of the *partnership*.
- (9) No *partnership* shall be registered or continue to be registered where any member is a company or other corporate entity, except in the case of a company or other corporate entity acting as the executor or administrator of a deceased member as the statutory committee or manager of the member.
- (10) Any member of a *partnership* may at any time make application in writing to *GRNZ* to cancel their *registration* and if *GRNZ* is satisfied that in all respects it is reasonable and proper to cancel such registration *GRNZ* may cancel the registration.
- (11) Notwithstanding anything contained in *these Rules*, *GRNZ* may, at any time and without assigning any reason, cancel the registration of any *partnership*.
- (12) Any notice to be given or communication to be made to any *partnership* by *GRNZ* shall be deemed to have been duly given or made if given orally to the *partnership* manager or if given in writing and left at or sent by pre-paid post to the address for service of the *partnership*.
- (13) In the event of the termination of a *partnership* by its members, notice shall be given in writing to *GRNZ* signed by all members.
- (14) Every change in the membership of a *partnership* (including death of a member) and every change in its *partnership* manager or its address for service shall be notified in writing to *GRNZ* within seven days of the change.
- (15) *GRNZ* shall not have any responsibility for the due observance of *these Rules* by the persons involved in a *partnership*.
- (16) Notwithstanding subrule (5), any person who contravenes any of the provisions of *these Rules* relating to *partnership*, or fails to comply with *these Rules*, commits a breach of *these Rules*.
- (17) In the event of any breach of *these Rules* by a member of a *partnership*, a *greyhound* owned by that *partnership* may be *disqualified* by an *Adjudicative Committee* during the continuance of that breach.
- (18) In the event of any alleged breach of agreement or dispute arising from alleged non observance of the rules of a *partnership* registered with *GRNZ*, the complainant must report such alleged breach or dispute to *GRNZ* in writing.
- (19) *GRNZ* may, in its absolute discretion at the request of every member of the *partnership* wherein an alleged breach of agreement or dispute occurs, appoint a single arbitrator acceptable to each of the parties and in such cases the decision given shall be final and abiding. The arbitration hearing fee and expenses of the arbitrator shall be met equally by each member of the group involved.

Compare: 2022 rr 91, 92

#### **LR54E Disputes relating to a greyhound**

Where it is brought to the notice of *GRNZ* that a dispute exists between the members of a syndicate, a partnership, partners, or *trainer* and *owners* regarding any *greyhound*, it may in its sole discretion and without disclosing any reason for its decision declare that the *greyhound* shall not start in any *Event* until the dispute has been resolved and all parties to the dispute have informed *GRNZ*. *GRNZ* shall not be liable for any loss which may arise from such decision.

Compare: 2022 r 93.1

### **Division 1A: Public syndication**

#### **LR54F Financial Markets Conduct Act requirements**

It shall be the responsibility of any approved company, *person* or syndicate who seeks approval under *these Rules* for registration to comply with the requirements of the Financial Markets Conduct Act 2013.

Compare: 2022 r 128

#### **LR54G Public syndications**

- (1) *GRNZ* may, if it thinks fit:
  - (a) establish and administer a system for the syndication of *greyhounds* in New Zealand;
  - (b) include in a Code of Practice that system and all other provisions which it considers necessary or desirable for or in relation to the establishment and maintenance of an effective such system;
  - (c) incorporate in such Code of Practice all the requirements which are to be met by any *person*, company, or other entity which on or after such date as specified by *GRNZ* or other such commencement date as *GRNZ* shall determine – seeks or does in any way syndicate *greyhounds* in New Zealand;
  - (d) seek the Financial Markets Authority’s approval of the provisions of such Code of Practice;
  - (e) amend from time to time, or revoke, such Code of Practice;
  - (f) cause such Code of Practice to be set forth as an appendix to *these Rules*.
- (2) Every Code of Practice which is set forth as an appendix to *these Rules* shall have full force and effect as part thereof.
- (3) Any *person* who fails to comply with a provision of any such Code of Practice commits a breach of this rule and shall be liable to be *disqualified* or *suspended* by an *Adjudicative Committee* for such period (including for life) as it thinks fit and shall, in addition to or in lieu of being *disqualified* or *suspended*, be liable to be fined a sum not exceeding \$50,000. Such *penalties* are in addition to any powers which may be exercised pursuant to the provisions of any such Code of Practice.
- (4) An *Adjudicative Committee* in addition to or in lieu of imposing on any *person* who commits a breach of this rule the *penalty* or *penalties* referred to in subrule (3) above, may order such *person* to pay a sum towards the costs and expenses of and incidental to the investigation of any inquiry into such breach. Without limiting the generality of the previous sentence of this subrule costs incurred during an investigation in carrying out an audit of the accounts or financial or other records of a syndicate are hereby declared to be expenses of and incidental to the investigation of any breach.
- (5) In any case where it appears to *GRNZ* that there is reason to suspect that, in respect of a *greyhound* owned or raced by a syndicate, or the syndication of such a *greyhound*, all the application provisions of such Code of Practice have not or may not have been complied with, *GRNZ* may direct that a *greyhound* be prohibited from being entered or started in a *race* until such steps as *GRNZ* shall specify have occurred. Every *Club* shall refuse to allow to be nominated for or started in an *Event* any *greyhound* which is for the time being the subject of any such direction. Every *person* who nominates or starts a *greyhound* in an *Event* while it is the subject of any such direction commits a breach of this rule and shall be liable to the *penalties* set out in subrule (3) and (4) above.
- (6) Every syndicate promoter, authorised syndicator, amateur authorised syndicator, amateur authorities syndicator, syndicate and person (such terms bearing the meanings from time to time ascribed to them in such Code of Practice) or investor in a syndicate who or which in any way applies to or does participate in the syndication of a *greyhound* in New Zealand after such date as specified by *GRNZ* by so applying or participating shall be deemed thereby to agree that in consideration of *GRNZ* establishing a system for the syndication of *greyhounds* in New Zealand, including in such Code of Practice and causing it to be set forth as an appendix to *these Rules*:
  - (a) he/she or it shall have no right to and will not make any claim or commence any legal proceedings against *GRNZ* or any officer or employee or agent thereof or *GRNZ* (or any member or agent thereof) on account of or in connection with loss or expense incurred by him, her or it as a result of any act or omission (including any negligence) on the part of all or any thereof



which is in any way directly or indirectly connected with the approval or authorisation of a syndicator or with the syndication of *greyhounds* in New Zealand;

- (b) the provisions of this rule may be pleaded against him her or it as a complete bar to such proceedings.

Compare: 2022 r 129

## **PART 6: BREEDING AND IDENTITY**

[**Note** to Part 6: Sufficient regulation of breeding is central to *GRNZ's* focus on greyhound welfare, and the sustainability of greyhound racing. Those permitted to breed greyhounds must seek to understand the rules, regulations, and policies that relate to breeding, and must comply with them. Those rules include but are not limited to the rules in this Part 6 of these Rules.]

### **Division 1: Rules in relation to breeding females, sires, and litters (including registration requirements)**

#### **55 Authority for breeding purposes**

If the *owner* of a *greyhound* consents to a *breeder* using the *greyhound* for breeding purposes, either as a *sire* or *breeding female*:

- (a) a prescribed form must be lodged by the *owner* with *GRNZ* confirming the authority of the *owner* for the *breeder* to use the *greyhound* for breeding purposes; or
- (b) if *GRNZ* requires, a lease between the *owner* and the *breeder* pursuant to rule 52 must be lodged and registered with *GRNZ* prior to *service*.

Compare: 2022 rr 75.1(b), 112.1, 112.4, 112.12 - 112.13

#### **56 Registration of sires and breeding females**

- (1) A male *greyhound* shall not be used for breeding purposes unless registered with *GRNZ* as a *sire*.
- (2) All *documents* and other items in relation to a *sire* are to be left open for inspection by the *Controlling Body* of the jurisdiction in which the *sire* is domiciled.
- (3) Application for registration as a *sire* may be made by the *owner* of a *greyhound* or *person* authorised by the *owner*, by lodging with *GRNZ*:
- (a) a completed prescribed form together with a prescribed *fee*;
- (b) at the expense of the applicant, a *DNA fingerprint analysis* on a *sample* taken by a *veterinarian* or other *authorised person* and carried out by an *approved DNA laboratory*; and
- (c) a fertility test which is acceptable to the relevant *GRNZ* and is carried out no less than 30 days prior to the application for registration as a *sire*.
- (4) The granting of registration of a *sire* is conditional on the *greyhound* being in the control of a *studmaster* and kept at a *registered address*.
- (5) If an application for registration of a *sire* is accepted, a unique identification number will be issued in relation to the *sire* and provided to the *owner* for use by the *sire's studmaster*.
- (6) A female *greyhound* shall not be used for breeding purposes unless registered with *GRNZ* as a *breeding female*.
- (7) All *documents* and other items in relation to a *breeding female* are to be left open for inspection by the *Controlling Body* of the jurisdiction in which the *breeding female* is domiciled.
- (8) Application for registration as a *breeding female* may be made by a *breeder* by lodging with *GRNZ*:
- (a) a completed prescribed form together with a prescribed *fee*;
- (b) at the expense of the applicant, a *DNA fingerprint analysis* on a *sample* taken by a *veterinarian* or other *authorised person* and carried out by an *approved DNA laboratory*; and

- (c) evidence of meeting the minimum vaccination requirements in rule 25 of *these Rules*.
- (9) The period of registration for a *breeding female* is to be one year from the current vaccination date pursuant to subrule (8)(c) of this rule.
- (10) The granting of registration of a *breeding female* is conditional on the *greyhound* being in the control of a *registered person* and kept at a *registered address*.

Compare: 2022 rr 111.11, 111.13, 111.15, 112.1, 112.3 - 112.4, 120.6

#### **57 Limit on the age at which a breeding female can be serviced**

- (1) The *breeder* of a *breeding female* must not cause any *breeding female* to be *serviced* if she is over seven years of age, except if, prior to each *service*:
  - (a) veterinary certification of appropriate health and fitness of the *breeding female* which confirms that it is appropriate for her to whelp is obtained (which must be done within 120 days prior to the date of the further *service*); and
  - (b) the written approval of *GRNZ* is obtained.
- (2) If any approval is granted by *GRNZ* under subrule (1) of this rule, one further *service* only will be permitted under that approval, irrespective of the result of that *service*.

Compare: 2019 GRNZ Registering a Breeding Female Policy

#### **58 Limit on the number of litters that can be whelped by a breeding female**

- (1) A *breeder* of a *breeding female* must not cause any breeding female to whelp more than three litters, except if, prior to each *service*:
  - (a) veterinary certification of appropriate health and fitness of the *breeding female* which confirms that it is appropriate for her to whelp is obtained (which must be done within 120 days prior to the date of the further *service*); and
  - (b) the written approval of *GRNZ* is obtained.
- (2) If any approval is granted by *GRNZ* under subrule (1) of this rule, two further *services* only will be permitted under that approval, irrespective of the result of that *service*.

Compare: 2019 GRNZ Registering a Breeding Female Policy

#### **59 Limit on number of litters that can be whelped in an 18 month period**

A *breeder* of a *breeding female* must not cause her to whelp more than two litters in any 18 month period.

#### **60 Identity confirmation**

- (1) Prior to any *service* the *studmaster* or *Artificial Insemination Technician* must, positively identify the *breeding female* presented for *service*, and that can be done with reference to the *Greyhound Breeding Identification Card*. The *studmaster* or *Artificial Insemination Technician* must also, prior to any *service*, confirm that the *breeding female* is currently eligible for breeding. If there is any doubt about the identity of the *breeding female* or her eligibility for breeding, the person carrying out the identity examination must immediately inform *GRNZ* of the doubt and ensure that the *breeding female* is not *serviced* until the doubt has been resolved.
- (2) A *breeder* presenting a *breeding female* for service may:
  - (a) positively identify the *sire* by reference to the *greyhound identification record* for the *sire*; or
  - (b) positively identify the *breeding unit of semen* by the certification of it.
- (3) If there is any doubt over the identity of the *sire* or the *breeding unit of semen*, the person carrying out the identity examination must immediately inform *GRNZ* of the doubt and ensure that the *breeding female* is not *serviced* until the doubt has been resolved.

Compare: 2022 r 112.11, 112.14

## **61 Registration of service**

- (1) A natural service must not be permitted unless the *sire* is domiciled in New Zealand.
- (2) A *studmaster* or *Artificial Insemination Technician* must, within 14 days of the first *service* of a *breeding female*, lodge with *GRNZ* a completed prescribed form to register the *service*, together with the prescribed *fee*.
- (3) A *breeding unit of semen* must only be used to inseminate one *breeding female*. The empty phial of the used *breeding unit of semen* must be forwarded to *Greyhounds Australasia* within 14 days of an *artificial insemination* taking place.

Compare: 2022 rr 116.1 - 116.2, 120.7, 120.9

## **62 Restrictions and quotas on services**

- (1)
  - (a) Subject to subrule (2) of this rule the total number of:
    - (i) complete ejaculate produced by a *sire*, either by way of natural service, or collection for *artificial insemination* must not exceed 18 in any one month.
    - (ii) *services* by natural or *artificial insemination* with fresh semen and registered *breeding units of semen* collected for use in Australia or New Zealand must not exceed 54 in any one *quarter*.
  - (b) The total number of permitted *services* as set out in this rule shall include natural services, services by means of *artificial insemination* with fresh semen (where permitted) and each occasion when semen is collected from the greyhound for the purpose of freezing (where permitted).
- (2) In respect of the 54 in any one *quarter* referred to in subrule (1), the 54 shall not include:
  - (a) a return *service* to a *breeding female* (including a replacement *breeding unit of semen*) which at its previous *service* to that *sire*, being the last *service* of any type to the *breeding female*, failed to conceive to that *sire* (this situation being known as a 'miss'); and
  - (b) a *breeding unit of semen* collected for storage:
    - (i) for future use in Australia or New Zealand, which can only be released to the Australian or New Zealand market such that it doesn't count in the 54 in any one *quarter* referred to in subrule (1) if the relevant *sire* dies, or if the relevant *sire* becomes infertile; or
    - (ii) for export to a country other than Australia or New Zealand.
- (3) *GRNZ* may determine whether or not a *service* or *breeding unit of semen* is to be included for the purpose of assessing the 54 in any one *quarter* referred to in subrule (1) of this rule.
- (4) *GRNZ* may in extraordinary circumstances resolve that a return *service* to a *sire* other than the *sire* from which the *breeding female* failed to conceive be approved and that the *service* be deemed to be a return *service* for the replacement *sire*.

Compare: 2022 rr 112.6 - 112.8, 119.3, 119.10 - 119.11

## **63 Multiple sired litters**

- (1) If the prior approval of *GRNZ* is obtained before any *service* is conducted, a *service* may involve more than one *sire* being used on the *breeding female* during the same cycle, but only if:
  - (a) the *breeder* makes written application to *GRNZ* seeking approval to use multiple *sires* and provides the following information to *GRNZ*:
    - (i) the names of all intended *sires* including acknowledgement from the *studmasters* of the intent for the *breeding female* to be serviced by the listed multiple *sires*;

- (ii) the name of the *breeding female*;
  - (iii) the anticipated time, place and method of the *services*, and any other details *GRNZ* requires; and
  - (iv) [Blank]
  - (v) an undertaking to *GRNZ* prior to the registration of the litter that all *greyhounds* resulting from a whelping by the *breeding female* shall, at the *breeder's* sole cost, be subject to *DNA fingerprint analysis*.
- (2) *GRNZ* in its absolute discretion may approve, refuse or impose other conditions as it sees fit on any application made in accordance with this rule.
  - (3) In relation to each *sire* used for breeding, a prescribed form must be lodged by a *studmaster* or *Artificial Insemination Technician* with *GRNZ* in accordance with rule 61.
  - (4) Pursuant to rule 71 a prescribed form notifying the result of *service* must be submitted and in it all *sires* used are to be listed as the *sire*.
  - (5) Upon a litter being microchipped and prior to registration of a litter in accordance with rule 64 of *these Rules*, the entire litter must simultaneously be subject to *DNA fingerprint analysis* and parentage confirmation in accordance with rules 72 and 73.
  - (6) Registration of a litter pursuant to rule 64 is to record and give effect to the confirmed parentage of each individual *greyhound*.

#### **64 Registration of a greyhound pup or litter**

- (1) Unless an exemption is granted by *GRNZ*, before an application for registration of a *greyhound* pup can be made, a *greyhound* pup to be the subject of an application for registration must be inspected and have their sex and colour recorded, and be microchipped by a *person* authorised to perform those functions.
- (2) An *authorised person* may refuse to record the sex and colour of a *greyhound* or microchip a *greyhound* if they are of the view that the condition of the premises where a *greyhound* is present is unsatisfactory, or a *greyhound* appears to be unwell.
- (3) Application for registration of a *greyhound* pup whelped in the jurisdiction of *GRNZ* must be made by lodging with *GRNZ*, within 8 weeks of whelping:
  - (a) a completed prescribed form together with the prescribed *fee*;
  - (b) evidence of meeting the minimum vaccination requirements in rule 25 of *these Rules*.

Compare: 2022 rr 95.1, 124.1, 124.3, 124.8, 124.10

#### **LR64A Late registration of litter and greyhound pup**

Litters and each greyhound in the litter may under special circumstances be registered after the time specified in rule 64(3) at the discretion of *GRNZ* by payment of an additional prescribed fee.

Compare: 2022 r 124.9

#### **65 Information release in relation to services**

- (1) *GRNZ* has the unrestricted right to *publish* information in relation to the number of *services* performed by any *sire* and the number of progeny produced from those *services* in the manner or medium it thinks fit.
- (2) In exercising rights pursuant to subrule (1) of this rule, *GRNZ* may include any information pertaining to the *service* or resulting progeny, including but not limited to the type of *service*, its location, method of insemination, and name of any *studmaster*, *Artificial Insemination Technician* or *authorised person* or *approved facility* responsible for the *service* or resulting progeny.

Compare: 2022 r 112.10

## Division 2: Artificial Insemination

### 66 Artificial Insemination Technician

- (1) *Artificial insemination* shall only be carried out by an *Artificial Insemination Technician*.
- (2) A *person*, including a *veterinarian*, may make application for registration as an *Artificial Insemination Technician* by:
  - (a) completing an *artificial insemination* training course to the satisfaction of *GRNZ*. The *person* must provide proof of having completed it by providing a written record or certificate stating that the *person* has attained the relevant standard of competency, and then must maintain that standard as required by *GRNZ*; and
  - (b) lodging with *GRNZ* the completed prescribed application form together with the prescribed fee.
- (3) An *Artificial Insemination Technician* must comply with any direction relating to the conduct of *artificial insemination* that Greyhounds Australasia or *GRNZ* thinks fit.

Compare: 2022 rr 117.1 - 117.3, 119.1

### 67 Breeding unit of semen collection and registration

- (1) *Breeding units of semen* may only be collected from *sires* as defined by *the Rules*.
- (2) Collection of an ejaculate for the purposes of *artificial insemination* must:
  - (a) at all times be conducted by an *Artificial Insemination Technician*; and
  - (b) unless registered as a *breeding unit of semen* in accordance with this rule, the complete ejaculate must be used in the *service* of the *breeding female*.
- (3) Prior to the collection and freezing of semen from a *sire*, the *Artificial Insemination Technician* must:
  - (a) obtain from *Greyhounds Australasia* the relevant *breeding unit of semen* identification number;
  - (b) identify each *breeding unit of semen*, including inscribing the name of the *sire* on each *breeding unit of semen*; and
  - (c) register with *Greyhounds Australasia* the storage location of each *breeding unit of semen*.
- (4) Within 14 days of the collection of semen from a *sire*, an *Artificial Insemination Technician* must lodge with *Greyhounds Australasia*, a prescribed form notifying *Greyhounds Australasia* of the collection, including the assessment and allocation of *breeding units of semen* from that collection for:
  - (a) use in Australia or New Zealand;
  - (b) for storage; or
  - (c) for export to another country.
- (5) Within 14 days of the collection of semen a *studmaster*, must lodge with *GRNZ* the prescribed form and *fee* notifying the *studmaster* that owns each *breeding unit of semen* referred to in subrule (4).
- (6) Within five days of acquiring a registered *breeding unit of semen* a *person* must apply to *Greyhounds Australasia* for the *breeding unit of semen* to be transferred into their name in a manner prescribed by *Greyhounds Australasia*.
- (7) The use of a *breeding unit of semen* for any purpose pursuant to *the Rules* is prohibited unless:
  - (a) the *Artificial Insemination Technician* is approved by *Greyhounds Australasia* in the jurisdiction where the *artificial insemination* takes place;
  - (b) the *breeding unit of semen* was collected pursuant to *the Rules* in the jurisdiction where the *sire* is domiciled;
  - (c) the *breeding unit of semen* was stored at an *approved facility* pursuant to *the Rules* in the jurisdiction where stored;

- (d) the *breeding unit of semen* was identified prior to use; and
- (e) prior to the use of the *breeding unit of semen* the *Artificial Insemination Technician* or a person approved by *Greyhounds Australasia* or *GRNZ* has confirmed the ownership and/or transfer of the *breeding unit of semen*, and the owner of the *breeding unit of semen* has lodged with *Greyhounds Australasia* the prescribed form and fee notifying any change in ownership of the *breeding unit of semen* pursuant to subrule (6).

Compare: 2022 rr 119.5, 119.7, 119.10 - 119.11, 120.3(d), 122.3 - 122.6, 122.8 - 122.9

## **68 Artificial insemination approved facility**

- (1) A person or company may apply for premises to be registered as an *approved facility* by:
  - (a) lodging with *Greyhounds Australasia* a completed prescribed form together with the relevant prescribed fee;
  - (b) satisfying *Greyhounds Australasia* and *GRNZ* that the premises is equipped and maintained to a standard acceptable to it; and
  - (c) undertaking to meet any costs incurred by the applicant and *Greyhounds Australasia* connected with the application, whether or not the application is granted.
- (2) An applicant in relation to subrule (1) is bound by *the Rules*.
- (3) The registration of premises as an *approved facility* is not transferable to any other premises.
- (4) No part of any *artificial insemination* shall be undertaken on premises not registered as an *approved facility*.
- (5) *Greyhounds Australasia* or *GRNZ* may prescribe conditions in respect of an *approved facility*.

Compare: 2022 r 118.1 - 118.3, 118.8

## **69 Storage of breeding units of semen**

- (1) A *breeding unit of semen* is only permitted to be stored at an *approved facility*.
- (2) When storing *breeding units of semen*, the practices employed at an *approved facility* must:
  - (a) ensure the use of:
    - (i) a storage system;
    - (ii) an inventory system;
    - (iii) an identification system;
    - (iv) storage containers,
 which are appropriate, and
  - (b) comply with any other matter or requirement that *Greyhounds Australasia* or *GRNZ* thinks fit.
- (3) Within its discretion *Greyhounds Australasia* may, as it thinks fit, determine that:
  - (a) a facility for storage be approved without being registered; and
  - (b) a *breeding unit of semen* recorded as being for storage for use other than in Australia or New Zealand be released for use in Australia or New Zealand.
- (4) An *Artificial Insemination Technician* may apply to *Greyhounds Australasia* for a facility to be registered for storage purposes only.
- (5) A change of storage location of a *breeding unit of semen* must be notified to *Greyhounds Australasia* using the prescribed form within 14 days of the physical change in location.

Compare: 2022 r 120.3

## **70 Import and export regulations in relation to breeding units of semen**

- (1) Prior to being registered for use in Australia or New Zealand, a *breeding unit of semen* imported from

a country other than Australia must be accompanied by a record of satisfactory *DNA fingerprint analysis* of the *sire*.

- (2)
  - (a) Subject to rule 56(3)(b) a *greyhound* registered for *artificial insemination* purposes by a member country of the *International Alliance of Greyhound Registries* is deemed to be *registered* in Australia and New Zealand in relation to any matter relating to *artificial insemination* with imported semen.
  - (b) Prior to the importation of a *breeding unit of semen* from a country other than Australia, the importer must lodge, in a manner prescribed by *Greyhounds Australasia*, a prescribed form notifying *Greyhounds Australasia* of the number, assessment and allocation of the *breeding units of semen* being imported, together with any prescribed *fee*.
- (3) Any *breeding units of semen* subject to *artificial insemination* processes and imported into Australia or New Zealand:
  - (a) are subject to and must comply with applicable export and import requirements; and
  - (b) must comply with *the Rules*.

### **71 Result of service**

- (1) A *breeder* of a *breeding female* must notify the result of a *service* to *GRNZ*:
  - (a) within 14 days of whelping; or
  - (b) within 14 days of the due whelping date, calculated as 63 days after the date of *service*.
- (2) The notification referred to in subrule (1) of this rule is to be made by lodging with *GRNZ* the prescribed form, together with a prescribed *fee*.
- (3) Notice of whelping pursuant to subrule (2) of this rule must include a registered address at which the *greyhounds* are located and at which the *greyhounds* may be inspected.
- (4) Except with the prior consent of *GRNZ*, a litter of *greyhounds* must not be divided or relocated from the address of whelping until they have been microchipped and vaccinated in accordance with *the Rules*, and also until a period of 14 days has elapsed from the date of the last minimum vaccination requirement pursuant to subrule 25(3)(b).

Compare: 2022 r 123.1

## **Division 3: DNA Rules**

### **72 DNA fingerprint analysis**

- (1) A *DNA fingerprint analysis* provided pursuant to *the Rules* must be carried out by an *approved DNA laboratory*.
- (2) *Greyhounds Australasia* is entitled to the results of all *DNA fingerprint analyses* performed pursuant to *the Rules*, and retains any intellectual property in them.
- (3) *GRNZ*:
  - (a) may in its absolute discretion disclose or publish to any person, the result of any *DNA fingerprint analysis* conducted pursuant to *the Rules*; and
  - (b) is not liable to any person in law or otherwise for the disclosure or publication of any result.
- (4) *GRNZ* may direct that a *DNA fingerprint analysis* be performed on a *greyhound* which is registered, or in respect of which an application for registration has been made, either for the purpose of determining the parentage of the *greyhound*, or otherwise.
- (5) Within seven days of a direction by *GRNZ* pursuant to subrule (4) being given to the *owner* of a *greyhound*, the *owner* must lodge with *GRNZ* the prescribed *DNA fingerprint analysis fee*.
- (6) The *owner* of a *greyhound* may request that a *DNA fingerprint analysis* is performed on the *greyhound*

by providing a completed prescribed form to *GRNZ* together with a prescribed *fee*. On receipt of the result of analysis pursuant to this rule, *GRNZ* must as soon as practicable provide the result to the *owner*.

- (7) Unless otherwise directed by *GRNZ*, an *approved DNA laboratory* must only disclose or provide the result of any analysis done pursuant to this rule to *Greyhounds Australasia* or *GRNZ*.
- (8) The type of biological *sample* to be taken for *DNA fingerprint analysis* is to be determined by *GRNZ*.
- (9) If a *DNA fingerprint analysis* takes place pursuant to subrules (5) or (7) of this rule, the *owner* of or *person* responsible for the *greyhound* (and if applicable, the *veterinarian*) must:
  - (a) arrange for the collection of a *sample* from the *greyhound* by a *veterinarian* or other person approved by *GRNZ* for the purpose of *sample* collection;
  - (b) ensure that a *sample* is contained/packaged in the prescribed manner and clearly labelled to show:
    - (i) the breeding, microchip number, colour and sex of the *greyhound* and name if applicable;
    - (ii) the date and time of collection of the *sample*;
    - (iii) the name of the *veterinarian* or other approved person who collected the *sample*; and
  - (c) ensure that the *veterinarian* or other approved person collecting the *sample* provides the *sample* to an *approved DNA laboratory* within a reasonable period of time of the *sample* being collected.

Compare: 2022 r 126.2 - 126.8, 126.10, 126.12 - 126.13

### **73 Doubt over identity or parentage**

- (1) Where in the opinion of *GRNZ* it is known or suspected that a *greyhound* may have been conceived through:
  - (a) *service* by more than one *sire*;
  - (b) *service* with a *greyhound* not registered as a *sire* at the time of the *service*;
  - (c) an accidental *service*; or
  - (d) a *service* occurring in circumstances beyond the control of the *breeder*, *studmaster* or *littermaster* who had care or control of the *breeding female*, then,  
subject to satisfactory *DNA fingerprint analysis* of the *sire*, *breeding female* and litter at the expense of the breeder or other *person* as directed by *GRNZ*, and registration of the *sire*, *GRNZ* may allow the registration of the *service* and the resultant litter on conditions it thinks fit.
- (2) In circumstances where a *sire* and/or *breeding female* is:
  - (a) deceased; or
  - (b) unable to be located,prior to *DNA fingerprint analysis* for the purpose of confirming parentage, a *DNA fingerprint analysis* record of the grandparents is to be made available to *Greyhounds Australasia* for acceptable confirmation by an *approved DNA laboratory*.
- (3) If in the opinion of *GRNZ* the parentage of a *greyhound* cannot be confirmed by *DNA fingerprint analysis*, *GRNZ* may, in its discretion, register a *greyhound* whelped as part of a litter “for racing purposes only”, meaning that the intention is for it never to breed with another *greyhound*.

Compare: 2022 r 125.3

### **LR73A Restrictions on registration as a result of an accidental service**

For the purposes of rule 73(1)(c), *GRNZ* may not allow the registration of the *service* and the resultant litter that may have been conceived through an accidental service unless *GRNZ* is satisfied on reasonable grounds that the parentage of the resultant litter has been confirmed by *DNA fingerprint analysis*.



## Division 4: The Stud Book

### 74 Admission to the Stud Book

- (1) Subject to subrules (2) and (3) of this rule a *greyhound* registered by, and a litter recorded and registered with, GRNZ in accordance with *the Rules* is eligible to be included in the *Stud Book*. Only *greyhounds* in the *Stud Book* are able to race.
- (2) A litter must not be recorded in the *Stud Book* unless the *sire* and the *breeding female* of the litter are currently recorded in the *Stud Book*.
- (3) A *greyhound* must not be recorded in the *Stud Book* unless:
  - (a) the *sire* and the *breeding female* of the *greyhound* are currently recorded in the *Stud Book*; and
  - (b) the litter of which the *greyhound* was a member, is or has been previously, recorded in the *Stud Book*.
- (4) Subrules (2) and (3) of this rule do not apply to a *greyhound* or litter already recorded in the *Stud Book* or a stud book of a member of the *International Alliance of Greyhound Registries*.
- (5) Where application for entry into the *Stud Book* is made for a *greyhound* or litter, if *the Rules* have not been complied with, the *greyhound* or litter must not be entered into the *Stud Book* unless approval is granted by *Greyhounds Australasia*.
- (6) A *sire* or *breeding female* must not be entered into the *Stud Book* unless a *DNA fingerprint analysis* record is made available to *Greyhounds Australasia* for acceptable parentage confirmation by an *approved DNA laboratory*.
- (7) If in the opinion of GRNZ doubt exists about the parentage of a *greyhound* entered in the *Stud Book*, the entry must be deleted.
- (8) A deleted entry of a *greyhound* in the *Stud Book* may be reinstated if, in the opinion of *Greyhounds Australasia*, the circumstances surrounding the deletion no longer exist.

## PART 7: EVENTS AND MEETINGS

### Division 1: Restrictions on conduct of Stewards and other officials

#### 75 Suitability, availability and restrictions on conduct of Stewards and other officials

- (1) Unless otherwise ordered by GRNZ or the *Stewards*, an *owner*, *trainer* or *handler* (or a person who resides with or is in a close personal relationship with an *owner*, *trainer* or *handler*) of a *greyhound* competing at a *meeting*, shall not act as an *official* at the *meeting*.
- (2) Unless otherwise ordered by GRNZ where an *officer* or employee of GRNZ, or an *official*, employee or servant of a *Club* is, or resides with an *owner*, *trainer* or *handler* of a *greyhound nominated for an Event*, that officer, employee, *official* or servant shall not in any way, directly or indirectly, be involved in the grading, selection of fields, or *box draw* of any *Event* at that *meeting*.
- (3) Unless GRNZ orders otherwise:
  - (a) all *Clubs*, officers, employees, volunteers, contractors to and members of *Clubs* must comply with *the Rules* and any directions of GRNZ; and
  - (b) a *Club official* is to be appointed on the condition that the official will comply with *the Rules*. A *Club* which fails to inform a person of this requirement at or prior to the time a person is appointed or employed, is guilty of an offence.
- (4) GRNZ or the *Racing Integrity Board* may require a *Club* to make available (at no cost to GRNZ or the *Racing Integrity Board*) persons suitable to act as *officials* at a *meeting* and a *Club* must ensure that

those persons:

- (a) are appropriately registered with *GRNZ* or engaged by the *Racing Integrity Board*; and
  - (b) carry out the duties required of them.
- (5) If *GRNZ* or the *Racing Integrity Board* form the opinion that an *official*, employee or contractor of *GRNZ*, or a *Club official*, employee, volunteer, or contractor is incapable of properly performing duties required of that *person* by reason of intoxication, illness or other cause, they must direct that some other *person* carry out the duties of the relevant *person*.
- (6) A *person* officiating in a capacity that has the potential to affect the result of an *Event* (which includes a kennel official, judge, starter, *veterinarian*, *swabbing official*, lure driver, track curator, and photo finish and timekeeper) must not:
- (a) own, train or lease a *greyhound* in the *Event*;
  - (b) adjudicate on any matter in which the *person* is involved in a personal capacity;
  - (c) engage in any betting transaction on that *Event* (and that prohibition includes causing a bet to be placed by or through another person or entity);
  - (d) provide information not publicly available.
- (7) An *official* or *authorised person* appointed by the *Racing Integrity Board* must not:
- (a) own, train or lease a *greyhound*;
  - (b) be directly or indirectly interested in a business connected with the sale, lease, breeding or management of a *greyhound*;
  - (c) adjudicate on any matter in which the person is involved in a personal as opposed to an official capacity; or
  - (d) directly or indirectly engage in any betting transaction on any *meeting*.

Compare: 2022 r 12

## **Division 1A: Meeting schedules, trials, nominations and field selection**

### **LR75A Meeting schedules**

- (1) *GRNZ* may:
- (a) specify the requirements for a *meeting* schedule;
  - (b) approve a *meeting* schedule, if satisfied that the provisions of *these Rules* have been complied with; or
  - (c) at its discretion, refuse to approve a *meeting* schedule submitted for approval under this rule.
- (2) When approving a meeting schedule *GRNZ* may:
- (a) impose such conditions as it thinks fit; and
  - (b) publish the *meeting* schedule in the official publication of *GRNZ*.
- (3) No approved *meeting* schedule or any of the conditions of a *meeting* schedule shall be altered by any *Club* or *official*, without the approval of *GRNZ*.
- (4) A *meeting* schedule is subject to *the Rules*, and *GRNZ* is responsible for determining the interpretation of a *meeting* schedule. Any such determination shall be final and no correspondence shall be entered into.

Compare: 2022 rr 18, 24

### **LR75B Training trials**

- (1) *Training* trials shall be conducted by a *Club* or an organisation approved by *GRNZ* at a venue determined by the *Club* or approved organisation.
- (2) A *greyhound* at a *training* trial may only be handled by a *handler*.

- (3) An unlicensed *person* may handle a *greyhound* at a *training* trail if:
  - (a) the *person* is supervised by a *handler* who is with the *person* at all times;
  - (b) the *handler* has overall responsibility for the *greyhound* the *person* is being trained to handle; and
  - (c) the *handler* is not in control of any other *greyhound* while they are supervising the *person*.
- (4) No *greyhound* shall compete in more than one *training* trial in any one day.
- (5) *Training* trials are deemed to be unofficial and so are not required to be recorded and results are not required to be forwarded to GRNZ.

Compare: 2022 r 38.11 - 38.13

### **LR75C Qualifying trials**

- (1) A *greyhound* must have completed and met the conditions of a *qualifying trial* and its racing papers endorsed to that effect by the *Racing Integrity Board* before being *nominated* to *race*. If this requirement is not complied with, the *nominator* shall be liable to a fine not exceeding \$1,000.00.
- (2) *Qualifying trials* may be conducted over a sprint or middle distance, being the distance normally raced at the *racecourse* on which the *qualifying trial* is conducted.
- (3) A *qualifying trial* must comprise a minimum of four starters of comparative grade (i.e. either unqualified *greyhounds* that are also attempting to qualify or C0 or C1 *greyhounds* only).
- (4) A *greyhound* shall qualify if, in the opinion of the *Steward*, the *greyhound's* racing conduct is considered satisfactory and it has met the qualifying times applying to the *track* and distance as set by GRNZ after consultation with *Club* officials and the *Racing Integrity Board* and as published on GRNZ's website.
- (5) Notwithstanding subrule (4), a *greyhound* shall not qualify, regardless of meeting the conditions of the *qualifying trial*, if the *greyhound's greyhound identification record* was not in order or if any transfer or lease had not been registered with GRNZ at the time of qualifying.
- (6) Immediately after any *qualifying trials*, the secretary of the *Club* conducting the *qualifying trial* must forward to GRNZ a full list of the starters in each *qualifying trial* including details of placed *greyhounds*, times recorded (including notification of method of timing – electronic timing or hand timing), distance of the *qualifying trial* and margins.
- (7) Complete identification of a *greyhound* is to be undertaken at a *qualifying trial* and the *greyhound identification record* is to be certified by the *Racing Integrity Board*.

Compare: 2022 r 38.1 - 38.8

### **LR75D Nominations**

- (1) *Nominations* must comply with the following requirements:
  - (a) *nominations* are to be made in the approved manner as determined by GRNZ;
  - (b) the *nominator* of a *greyhound* is liable for the payment of any monies due to the *Club* in respect of the *nomination*;
  - (c) a *greyhound* may be *nominated* for more than one *race* on the programme for which it is eligible, but preference for a start must be indicated at time of *nomination*;
  - (d) a *greyhound* may not be *nominated* if there are any outstanding fees payable to GRNZ or a *Club*, in respect of that *greyhound*;
- (2) *nominations* are to be received by GRNZ in accordance with the closing time as determined by GRNZ; if a *greyhound* is *nominated* for, or races in, an *Event* for which such *greyhound* is not eligible, the *nominator* of such *greyhound* shall be liable to a fine of up to \$100 for each offence and such *greyhound* shall be *disqualified* from its original placing and all *prize money* earned and any *nomination* fees paid shall be forfeited. Where a *greyhound* is *disqualified* under this subrule, the *Club*

shall make the appropriate alterations to the placings of the other *greyhounds*.

- (3) A *greyhound* correctly *nominated* for any *race* is entitled to fulfil such engagement, provided that prior to the closing of *nominations* for the *race*, the *greyhound* has not won a *race* of the same class as that of the *nominated race* resulting in the re-grading of the *greyhound*.

Compare: 2022 r 19.1 - 19.9

#### **LR75E Re-opening of nominations**

- (1) *Nominations* for any *meeting* or specific *races* at any *meeting* may be re-opened only with the approval of *GRNZ* under such conditions as it determines.
- (2) Where the closing of *nominations* is extended under subrule (1), those *greyhounds nominated* in the period of extension shall have the same rights to selection for any *race* as any *greyhounds nominated* prior to the original scheduled closing time for *nominations*.
- (3) *Greyhounds* which have previously been *nominated* for a *meeting*, but which have been re-graded between the official advertised closing time of *nominations* for the *meeting* and the extended closing time of *nominations* for the *meeting*, shall be permitted to run out *nominations* in the class for which they were eligible prior to the extension of *nomination* closing time.
- (4) Any *greyhound* not previously *nominated* for a *meeting* by the official advertised closing time of *nominations*, but which is *nominated* during the extended *nomination* closing time, shall for *nomination* purposes, be graded as at the amended *nomination* closing time.

Compare: 2022 r 20

#### **LR75F Nomination fee**

- (1) No *Club* may charge a *nomination* fee in respect of each *greyhound* entered for a totalisator *race*, other than a *race* for which early entry and/or sustaining payments are required and which has been approved by *GRNZ*.
- (2) A *Club* may charge a *nomination* fee in respect of each *greyhound* entered for a non-totalisator *race*. Such fee shall not exceed an amount determined by *GRNZ*.

Compare: 2022 r 21

#### **LR75G Field selection**

- (1) *GRNZ* may specify the procedures *GRNZ* or a *Club* may use to select the field to compete in an *Event* from *nominations* received, including, but not limited to:
  - (a) the *officials* or committees who make field selection decisions;
  - (b) the selection of fields on form;
  - (c) the selection of more than one field for *races* of the same class and distance;
  - (d) the selection of *greyhounds* (and reserve *greyhounds*) drawn to compete in each *Event*;
  - (e) the use of heats to decide starters and reserves for the final of a *race*;
  - (f) the allocation of *nominations* into divisions for any *race*;
  - (g) the combining of *races* of different classes where insufficient *nominations* are received;
  - (h) the performance criteria for including *greyhounds* in the *box draw*;
  - (i) the cancellation of *races* if insufficient *nominations* are received;
  - (j) any other matters *GRNZ* thinks fit.
- (2) The selection criteria that apply to a nomination are the selection criteria specified by *GRNZ* under subrule (1) and published on *GRNZ's* website at the time of the nomination.

Compare: 2022 r 22

## Division 1B: Race types and grading

### LR75H Race types and grading

- (1) GRNZ may specify the types of *race* that may be offered at a *meeting*, including, but not limited to:
  - (a) the eligibility requirements for a *race*;
  - (b) the distance of a *race*;
  - (c) the age and sex of the *greyhounds* who will compete in the *race*;
  - (d) different classes of *race*;
  - (e) the conditions or other requirements for a *race*; and
  - (f) any other matters GRNZ thinks fit.
- (2) GRNZ may specify the classes of *race* by *race* distance and *race* type for the purposes of grading *greyhounds* into different classes of *race*, including:
  - (a) the *official* who will make grading decisions and the other *officials* or *persons* who may be present when such decisions are made;
  - (b) the circumstances when a *greyhound* will be re-graded or downgraded from one class to another class;
  - (c) specifying different grading rules for different types of *race*;
  - (d) the rules that will apply to the grading of *greyhounds* imported from overseas;
  - (e) any other matters GRNZ thinks fit.

Compare: 2022 rr 23, 25 - 32, 34 - 37

## Division 2: Scratchings

### 76 Scratchings after box draw

- (1) The *trainer*, or in the *trainer's* absence a *person* authorised by the *trainer*, must:
  - (a) prior to the *appointed scratching time* of an *Event* a *greyhound* is engaged to compete in, examine the *greyhound* to ensure that it is free of injury, illness and in the case of a female *greyhound*, not in season; and
  - (b) withdraw the *greyhound* pursuant to subrule (2) if any injury, illness or seasonal condition that will prevent the *greyhound* from competing (or competing would be adverse to the *greyhound's* health or welfare) is apparent before the *appointed scratching time*.
- (2) In order to withdraw a *greyhound* from an *Event*, the *person* who nominated the *greyhound* shall notify the secretary of the *Club* for which the *greyhound* is to be *scratched* of the *scratching* not later than 7.30am on the day of the *Event*, and the *greyhound* shall incur a 10 day *stand-down period* commencing on the date of the application to withdraw the *greyhound*.
- (3) The *Stewards* may require that a *greyhound* that is *scratched* from an *Event* be examined at a designated time and place.

[**Note** to subrule (3): Stewards may require that be done by a veterinarian and that a written report as to the health and welfare of the greyhound be provided to them prior to a greyhound next competing in an Event.]
- (4) A *greyhound scratched* from an *Event* due to injury or illness is given a stand-down period of 10 days commencing on the date of the application to withdraw the *greyhound*.
- (5) The *stand-down period* referred to in subrule (4) of this rule may be reduced by the *Stewards* to a minimum of seven days, commencing on the date of the application to withdraw the *greyhound*, upon production of a certificate from a *veterinarian* to the satisfaction of the *Stewards*, stating that at the time of examination the *greyhound* is fit to start in another *Event*.
- (6) Further to subrule (5) of this rule, the *stand-down period* cannot be reduced if the *scratching* of the *greyhound* took place after the *appointed scratching time* for an *Event*.

- (7) An offence by a *trainer* is committed if, in the opinion of the *Stewards*, a *greyhound* is *scratched* from an *Event* for an unacceptable reason.

Compare: 2022 r 40.1 - 40.3, 40.13 - 40.16

#### **LR76A Scratchings relating to other meetings and change of trainer**

- (1) When more than one *totalisator meeting* is held on the same day, being drawn into a field at one *totalisator meeting*, (whether as a result of competing in qualifying *races* or otherwise) shall not constitute a valid reason for *scratching* the *greyhound* from the *race* at another *totalisator meeting*.
- (2) If a *greyhound* is drawn into a *field* at a *totalisator meeting* and holds an engagement at a *non-totalisator meeting*, the *greyhound* can be *scratched* from the *non-totalisator meeting* without *penalty*, except where such *non-totalisator race* is a *qualifying race* for a *totalisator group* or feature race.
- (3) Notwithstanding subrule (2), a *greyhound*, which has had a *trainer* change between *nomination* and *race day*, may be *scratched* by the new *trainer* without *penalty*.

Compare: 2022 r 40.4 - 40.6

#### **LR76B Location of reserve greyhound a valid reason for scratching**

For the purposes of rule 76(7) it shall be deemed a valid reason for the *scratching* of a *greyhound* after the *box draw*, if the *greyhound* is drawn as a reserve *greyhound* and is usually kennelled at a place outside a radius of 100kms from where the *Event* is being held and is *scratched* before the *greyhound* is included in the draw pursuant to Grading Guideline 19(5) or 19(6). The *trainer* of the *greyhound* is responsible for contacting the *Club* as soon as practicable to confirm the *scratching* and immediately he/she is aware that it is not the intention to fulfil the *greyhound's* engagement. For the purpose of this rule, a *greyhound* can only be *scratched* within 48 hours of the start of the *Event*.

Compare: 2022 r 39.10

#### **77 Greyhound in season must be scratched**

- (1) Where a *trainer* or *person* in charge of a *greyhound* knows or believes that a *greyhound* is *in season*, the *trainer* or *person* in charge of the *greyhound* may *scratch* the *greyhound* from the *Event* the *greyhound* is *nominated for* or engaged in.
- (2) On the day of an *Event*, a *person* must not bring a *greyhound* which is *in season* onto, or cause it to be brought onto, the *premises of a Club*.
- (3) A *greyhound* which, in the opinion of an officiating *veterinarian* or the *Stewards*, is *in season*, must not be permitted to be kennelled and must be *scratched* from the relevant *Event*.
- (4) A *greyhound scratched* from an *Event* because it is *in season* is given a *stand-down period* of 28 days commencing on the date of the application to withdraw the *greyhound*.
- (5) Where evidence is produced to the satisfaction of the *Stewards* that a *greyhound* concerned was not *in season* (provided that such evidence may not be produced earlier than 10 days after the *stand-down period* was imposed) the *Stewards* may cancel the *stand-down period* imposed under subrule (4) where it was first thought a *greyhound* was *in season*. This subrule may only be applied if a *veterinarian's* certificate was supplied to the *Stewards* at the time of the application of the *stand-down period* under subrule (1).

Compare: 2022 r 40.10 - 40.12

#### **78 Stewards can scratch a greyhound in certain circumstances**

- (1) The *Stewards* may order that a *greyhound nominated for* an *Event* be *scratched* from the *Event* if in the opinion of the *Stewards*:
  - (a) the *greyhound* is owned by a person other than the registered *owner*;

- (b) the *greyhound* is *trained* by a person other than the registered *trainer*;
- (c) the *greyhound* is not kennelled at the registered kennel address of the registered *trainer*;
- (ca) there are outstanding fees payable to *GRNZ* or a *Club*, in respect of the *greyhound*;
- (d) the *greyhound* is being kept in circumstances which have resulted in, are resulting in or may result in detriment being caused to the *greyhound*; or
- (e) uncertainty exists as to:
  - (i) the identity of the *owner* or *trainer* of the *greyhound*;
  - (ii) the identity of the *greyhound*;
  - (iii) the identity of the person who has the care or control of the *greyhound*; or
  - (iv) whether the *greyhound* is kennelled at the registered kennel address of its *trainer*.
- (2) Where possible to do so, the *Stewards* will not make an order pursuant to subrule (1) before communicating or endeavouring to communicate with the *owner* or the *trainer* of the *greyhound* so as to give the *person* the opportunity to show cause why the order should not be made. No appeal will lie in respect of any order made pursuant to this rule.
- (3) A *greyhound scratched* from an *Event* pursuant to subrule (1) of this rule is prohibited from competing in any *Event* until the *Stewards* are satisfied that the basis upon which the *scratching* was made no longer exists.

Compare: 2022 r 40.17 - 40.19

### **Division 3: Race day procedures, checks and requirements prior to the start of a race**

#### **79 Requirements in relation to track measurement**

- (1) The measurement of a *track* is to be in metres, from one metre from the inside rail.
- (2) [Blank]

#### **80 Racing facilities to be inspected for suitability**

- (1) Prior to the commencement of kennelling at a *meeting* and as often as they think fit, the *Stewards* will:
  - (a) inspect the kennel building and associated areas for cleanliness, security and suitability for *greyhounds*;
  - (b) inspect the surface, fixtures and fittings of the *track* for safety, and for operational suitability for racing purposes;
  - (c) inspect and test racing equipment for safety, and for operational suitability for racing purposes; and
  - (d) seek to ensure that all equipment is of a type approved by *GRNZ*.
- (2) The *Club* hosting a *meeting* must provide to the *Stewards* the number and size of verified check weights, as prescribed by *GRNZ*.
- (3) Prior to commencement of weighing of *greyhounds* presented for kennelling, the *Stewards* must ensure that a weighing instrument to be used by them is checked for accuracy, using the check weights.

Compare: 2022 r 41.1 - 41.3

#### **LR80A Pre-race health and safety requirements**

- (1) The *Club* hosting a *meeting* must ensure that all pre-race health and safety checks, procedures and notifications have been completed prior to the commencement of racing.

- (2) All *registered persons* when at a *racecourse* must comply with the applicable health and safety plans, policies, procedures and controls of *GRNZ* and the *Club*.

### **81 Control of a greyhound at a racecourse**

- (1) The *trainer* of a *greyhound* is responsible for, and must make provision for, the proper care and handling of each *greyhound* in that *person's* control from the time the *greyhound* arrives at a *racecourse* for an *Event* or trial until the time the *greyhound* leaves the *racecourse*.
- (2) Without limiting subrule (1) of this rule, a *trainer* must ensure:
- (a) [Blank];
  - (b) that between kennelling and completion of all the *Event* and post *Event* activities, a *handler* is in physical control of not more than one *greyhound* at any time; and
  - (c) compliance with any directions that *GRNZ* (or other *authorised person*) may issue from time to time in relation to the handling of *greyhounds* at a *racecourse*.
- (3) For the purpose of this rule a *person* will be considered to be in “physical control” of a *greyhound* where that *person* is handling the *greyhound* during pre-*Event* preparations, *Events* and post-*Event* activities. Further, a *greyhound* that is kennelled does not require a *person* to be in “physical control” of it.

Compare: 2022 rr 87.6, 88.3 - 88.5

### **82 Unauthorised person not to enter kennels or handle a greyhound**

- (1) A *registered person* at a *racecourse* must produce current proof of registration (including any registration card) issued to the *person* at the request of a *Steward* or other *official*.
- (2) A *person* may be guilty of an offence if the *person* fails to comply with the request of a *Steward* or other *official* pursuant to subrule (1) of this rule, and any *greyhound* owned, trained or handled by that *person* may be excluded from competing in the relevant *Event*.
- (3) Without the permission of the *Stewards*, a *person* must not enter the kennel area at a *meeting*.
- (4) A *person* must not handle a *greyhound presented* for an *Event* unless that *person* is a *handler* or other *registered person* authorised by the *Stewards* to handle a *greyhound* for the *Event*.
- (5) A *trainer* or *person* otherwise in charge of a *greyhound* shall not permit an unauthorised *person* to handle a *greyhound presented* for an *Event*.

Compare: 2022 r 42.1 - 42.3

### **LR82A Change of trainer during an Event**

Where any change of *trainer* of a *greyhound* takes place during the currency of any *Event*, or within the period of 24 hours immediately preceding the commencement of such *Event*, such notice must be given to the *Racing Integrity Board* for transmission to *GRNZ* and where so given shall operate as notice to *GRNZ*.

Compare: 2022 r 87.2

### **LR82B Restriction on greyhound competing in an Event when not kept in kennels of registered person**

Any *greyhound* domiciled in kennels other than those of its *registered trainer* in excess of 14 days shall not be entitled to compete or participate in any *Event* or *satisfactory trial* conducted by a *Club*, unless permission is first obtained from *GRNZ*. *GRNZ* must keep a record of any permission granted under this rule.

Compare: 2022 r 87.3



### **83 Absence of trainer at an Event**

- (1) When a *trainer* of a *greyhound* is not present when a *greyhound* is presented for an *Event*, a written request signed by the *trainer* requesting authority for another *registered person* to handle the *greyhound* must be provided to the *Stewards* prior to kennelling the *greyhound*. The *Stewards* may refuse authority for the *person* the subject of the request to handle the *greyhound*, and may order the *scratching* of the *greyhound* from the *Event*.
- (2) Where a letter of authority is unable to be produced pursuant to subrule (1) of this rule, the *Stewards* may accept a written statement of responsibility from the *handler*.

Compare: 2022 r 42.4 - 42.5

### **84 Greyhound and other animals excluded on racecourse**

- (1) Without the permission of the *Stewards*, no *greyhound* other than a *greyhound* drawn to compete in an *Event*, a *satisfactory trial* or a *training trial* is permitted on a *racecourse* on a day of a *meeting*.
- (2) Without the permission of the *Stewards*, no other animal is permitted on a *racecourse* on the day of a *meeting*.

Compare: 2022 r 43

### **85 GRNZ may add or remove any greyhound from an Event**

Notwithstanding any other rule, *GRNZ* may add or remove any *greyhound* from an *Event* for any reason on such terms and conditions as *GRNZ* thinks fit.

Most parts migrated to Grading Guidelines July2024. Compare: 2022 r 39

### **86 Kennelling time**

- (1) Unless otherwise directed by the *Stewards*, the *handler* of a *greyhound* drawn in an *Event* must present the correct *greyhound* to the *Stewards* not later than 60 minutes before the advertised starting time of the first *Event* of the relevant *meeting*.
- (2) The *Stewards* may alter the standard kennelling time referred to in subrule (1) of this rule if they think fit.
- (3) If a *greyhound* is not *presented* within the time frame referred to in subrule (1), or within the time frame referred to in subrule (2) of this rule if the standard kennelling time is altered, it is not permitted to compete in the *Event* for which it has been drawn.

Compare: 2022 r 44.1 - 44.2, 44.5, 44.7

### **LR86A Kennelling shifts**

- (1) The *Club* may, with the approval of *GRNZ*, provide for competitors in the first five *races* to be kennelled in the first half of the hour prior to one hour of the first *race* and that competitors in the second five *races* be kennelled in the second half of the hour.
- (2) The *Club* shall provide for competitors to be kennelled in shifts at a dual *greyhound/harness* or galloping meetings, or at *meetings* where more than 10 *races* are programmed, or at *meetings* of more than three hours duration from closure of kennels, provided that:
  - (a) all other kennelling *rules* are complied with;
  - (b) no *greyhound* shall be required to be kennelled for more than three hours prior to the scheduled start time of the *race* for which the *greyhound* is entered; and
  - (c) a *greyhound* is kennelled for at least one hour prior to its retrieval from the kennels for its *Event*.

Compare: 2022 r 44.3, 44.4

### **87 A greyhound to be in proper condition for racing**

A *trainer* and/or *handler* of a *greyhound* drawn for an *Event* shall ensure that the *greyhound* is fit and properly conditioned to race, and must report to the *Stewards* any condition or issue that may affect its ability to run in the *Event* as soon as practicable once that is known.

### **88 Weight record**

- (1) A *greyhound* may not be permitted to compete in an *Event* unless the electronic *weight record* is produced to the *Stewards* at the time of kennelling.
  - (a) [Blank]
  - (b) [Blank]
- (2) Further to subrule (1) of this rule the *Stewards* have absolute discretion to permit a *greyhound* to start in an *Event* if satisfied of the identity of the *greyhound*.
- (3) [Blank]
- (4) [Blank]

Compare: 2022 r 44.8(a)

### **89 Examination in relation to the identity of a greyhound**

- (1) Unless otherwise ordered by the *Stewards*, a *greyhound* shall be examined for its microchip before the comparison is made of the particulars contained in or endorsed as part of the *greyhound's identification record* to the satisfaction of the *Stewards* at the time of kennelling.
- (2) Where any variation is found between the particulars contained as part of a *greyhound's identification record* and the particulars appearing in an official *Event* programme, the variations shall be communicated to the relevant *Club* conducting the *Event*, and announced to the public.
- (3) If the *Stewards* are satisfied that an identifying *document* or record in respect of a *greyhound* presented for an *Event* is the record which has been issued for a *greyhound*, but the particulars contained on it are inadequate or misleading, the *Stewards*:
  - (a) must not alter the *greyhound's identification record*; and
  - (b) must cause a copy of the *greyhound's* particulars to be prepared and provided to *GRNZ* for correction and re-issue.

Compare: 2022 r 44.10 - 44.12

### **90 Gear to be approved and application for use**

- (1) Any *gear* to be applied to a *greyhound* in connection with kennelling, preparation for racing or competing in an *Event* must be of a type approved by *GRNZ* or applied to the satisfaction of a *Steward*.  
[Note: Mandatory approved gear includes an approved collar and affixed lead, and an approved racing muzzle. Other approved gear may include: approved blinkers; approved strapping or tape; or an approved catching lead (for catching purposes only).]
- (2) *Gear* other than mandatory approved *gear* is only to be applied to a *greyhound* if:
  - (a) the *handler* of a *greyhound* applies to the *Stewards* at the time of kennelling for that *gear* to be applied to the *greyhound*; and
  - (b) an officiating *veterinarian* or other *authorised person* approves the use of that *gear*.
- (3) A *greyhound* shall not be kennelled, prepared for racing or compete in an *Event* without approved *gear* being applied unless, at the time of kennelling, the *Stewards* have received from the *trainer* an application to remove the *gear*.
- (4) For the purposes of this rule the *Stewards* may require a *greyhound* to perform a *satisfactory trial* with *gear* before permission is granted for that *greyhound* to wear that *gear* in an *Event*.
- (5) If permission has been granted for *gear* to be applied to or removed from a *greyhound*, the *Stewards*

must record that *gear* in the relevant part of an *identification record*.

- (6) If a *greyhound* requires bandaging or other *gear* applied during a *meeting*, that must be carried out by or under the supervision of an officiating *veterinarian* or applied to the satisfaction of a *Steward*.

Compare: 2022 r 44.13 - 44.15

#### **LR90A Gear list**

- (1) *GRNZ* may approve, from time to time, a list of *gear* to be applied to *greyhounds*.
- (3) *Gear* may not be approved for application or removal from a *greyhound* in accordance with rule 90(2) unless that *gear* is of a type contained in the *gear list*.
- (4) *Gear* approved in respect of a *greyhound* under rule 90(2) is to be included in the *gear register*.
- (5) A *trainer* of a *greyhound* may apply to the *Racing Integrity Board* at any time prior to the *Event* for approval to apply to the *greyhound gear* not on the *gear list* or remove from the *greyhound gear* recorded in the *gear register*

Compare: 2022 r 44.12 - 44.15

#### **91 Blinkers**

- (1) A *greyhound* must not wear blinkers in an *Event* unless prior to the *Event* the *trainer* has obtained the permission of the *Stewards* to wear them. Permission cannot be granted unless a *satisfactory trial* with the *greyhound* wearing blinkers has been completed.
- (2) Any blinkers to be worn must be approved by the *Stewards*.
- (3) A *greyhound* authorised to wear blinkers must not compete in an *Event* without blinkers unless the *Stewards* have authorised the removal of the blinkers. Blinkers must not be removed unless a *satisfactory trial* has taken place without blinkers.
- (4) Any permission, approval or authorisation for a *greyhound* to wear blinkers under subrules (1) – (3) is specific to the configuration of those blinkers (for example, one-sided right side, one-sided left side or double sided) and a *satisfactory trial* will be required with differently configured blinkers before those differently configured blinkers may be worn.

Compare: 2022 r 44.17

#### **92 Examination of greyhound for fitness, injury, illness, cleanliness or contagious condition, and stand-down periods**

- (1) When a *greyhound* is *presented* for an *Event* the *Stewards* must cause the *greyhound* to be examined by a *veterinarian* or *authorised person* in order to determine whether or not the *greyhound* is fit to compete including, in the case of a female *greyhound*, that she is not *in season*.
- (2) If at the time of an examination at kennelling an officiating *veterinarian* or *authorised person* identifies a condition that they determine makes a *greyhound* unsuitable to compete (including an injury, illness or that a female *greyhound* is *in season*), they must provide the *Stewards* with confirmation of the condition, and recommend a *stand-down* period. Upon the recommendation of a *stand-down* period, a *greyhound* must be *scratched* from the *Event*.
- (3) A *greyhound* scratched from an *Event* pursuant to subrule (2) due to illness or being *in season* shall be removed from the kennelling area at the relevant *racecourse* as soon as possible.
- (4) If an officiating *veterinarian* or *authorised person* suspects that a *greyhound*:
  - (a) is suffering from a contagious skin complaint;
  - (b) is infested with parasites; or
  - (c) is otherwise in an unclean or contagious condition,

the *greyhound* must be removed from the kennelling area at the relevant *racecourse* as soon as possible and cannot compete in an *Event* until a certificate from a *veterinarian* has been provided to *GRNZ* (or the *Stewards*), certifying that the condition no longer exists.

Compare: 2022 r 44.19 - 44.21, 44.23

### **93 Kennelling procedure and security at meetings**

- (1) Each *greyhound* must be allocated a separate kennel.
- (2) A *greyhound* must not be kennelled in any *gear* other than that directed or approved by the *Stewards*.
- (3) The door of a kennel shall not be covered with any type of material.
- (4) A *greyhound* cannot be kennelled unless a *handler* is in *possession* of an appropriate authorisation which permits the *greyhound* to use the kennel.
- (5) The *Stewards* may prohibit a *person* bringing into the kennelling area any item which in their opinion is inappropriate, excessive in quantity, or in an unacceptable condition.
- (6) A *handler* is not permitted to remain in the kennelling area once the *handler's greyhound* is kennelled, and cannot re-enter the kennelling area until permitted to do so by the *Stewards*.
- (7) While kennelled, a *greyhound* must at all times be kept so that only *authorised persons* shall have physical access to the *greyhound*.
- (8) A person must not in any manner excite or attempt to excite any *greyhound* in the kennelling area.

Compare: 2022 r 46.1 - 46.4, 46.6 - 46.8, 46.11

### **LR93A Wearing of muzzle when kennelled**

- (1) Any *greyhound* to be kennelled must wear an approved racing muzzle unless approval has been obtained from the *Racing Integrity Board* for the *greyhound* to be kennelled without a muzzle.
- (2) Where a *greyhound* is kennelled without a muzzle, the matting or bedding to be placed in the kennel must be approved by the *Racing Integrity Board*.

Compare: 2022 r 46.9 - 46.10

### **94 Removal of a greyhound from a kennel**

- (1) Unless authorised by the *Stewards*, a *handler* of a *greyhound* must not remove a *greyhound* from its allotted kennel or the kennelling area prior to the *greyhound* having competed in the *Event* it was *presented* for.
- (2) [Blank]

Compare: 2022 r 46.5

### **95 Person not in a condition to handle a greyhound properly**

- (1) If the *Stewards* are of the opinion that a *person* handling a *greyhound* is incapable of properly handling a *greyhound* by reason of intoxication, illness, or any other cause, they must order that the *greyhound* be handled by another *registered person*.
- (2) An offence is committed if a *person* handles, or attempts to handle a *greyhound* when incapable of doing so by reason of intoxication, illness or any other cause.
- (3) An offence is committed if a *person* fails to comply with an order given by the *Stewards* pursuant to subrule (1) of this rule, and in that case the *greyhound* must be *scratched* from the *Event*.

Compare: 2022 r 47.5 - 47.6

### **LR95A Registered person carrying out safety sensitive activity may be required to provide a sample**

- (1) The *Racing Integrity Board* may require a *registered person* who has carried out, is carrying out, or is likely to carry out, a *safety sensitive activity* at a *racecourse*, to supply a *sample* at a time and such place nominated by the *Racing Integrity Board*, and the *registered person* must comply with such a requirement.
- (7) A *sample* supplied by a *registered person* under subrule (1) must not contain any controlled drug as defined in the Misuse of Drugs Act 1975 or other illicit substance and/or its metabolites, artefacts or isomers.
- (8) A *handler* who handles, or presents themselves to handle, a *greyhound* at an *Event* must not have a breath alcohol level greater than;
  - (a) 0 micrograms of alcohol per litre of breath, if that *person* is younger than 20 years of age;
  - (b) 250 micrograms of alcohol per litre of breath, if that *person* is 20 years of age or older.
- (9) If a *handler* has supplied a *sample* in accordance with subrule (1), and such *sample* or *samples* is or are found upon analysis to contain any controlled drug as defined in the Misuse of Drugs Act 1975 or other illicit substance and/or its metabolites, artefacts or isomers, then:
  - (a) that *person* shall be notified in writing of the finding of that analysis as soon as reasonably practicable; and
  - (b) that *person's registration* shall be automatically withdrawn from the date of the written notice until the *Adjudicative Committee* issues a substantive decision in relation to any information filed against that *person* in relation to that *sample* or *samples*.
- (10) A *handler* who has carried out, is carrying out, or is likely to carry out, a *safety sensitive activity* at a *racecourse* acting in contravention of this rule shall be reported to *GRNZ* by the *Racing Integrity Board* dealing with the breach and *GRNZ* shall consider whether, in addition to any penalty which may be imposed by the *Adjudicative Committee*, such *person's* licence should be cancelled, varied or *suspended* (including having conditions imposed on it), under rule 46 of *these Rules*.
- (11) A *handler's registration* shall be reinstated when:
  - (a) no information against that *handler* is filed within 21 days of the written notice referred to in subrule (4)(a) being served on that *person*; and
  - (b) that *handler* has subsequently provided a further *sample* (being the same type as the first *sample* provided, e.g. urine) and such *sample* is found upon analysis not to contain a controlled drug as defined in the Misuse of Drugs Act 1975 or other illicit substance and/or its metabolites, artefacts or isomers.
- (12) If, in the opinion of *GRNZ*, the hearing of an information against a *handler* in relation to a *sample* or *samples* referred to in this rule is not held in a timely way as a result of delays or omissions on the part of the informant, then *GRNZ* may reinstate that *person's registration* on such terms and conditions as *GRNZ* sees fit.

Compare: 2022 r 62.4.

## **96 Use of communication devices prohibited at certain times**

Unless *GRNZ* or the *Stewards* order otherwise, a *handler* must not use a mobile telephone, mobile communication device or any unauthorised device while on a *racecourse* on the day of a *meeting*:

- (a) while parading, handling or acting as a catcher of a *greyhound*;
- (b) while participating in a presentation ceremony; or
- (c) while present in the kennelling or parade area.

## **97 [Blank]**

### **LR97A Preparation for racing**

- (1) A *greyhound* shall be retrieved from its allotted kennel by the *handler* under the supervision of a person authorised by the *Racing Integrity Board* at the time as displayed in the kennels, so as to allow:
  - (a) the identity of the *greyhound* to be further verified;
  - (b) the *greyhound* to be further examined by an officiating *veterinarian* or a *person* authorised by the *Racing Integrity Board* in order to determine that the *greyhound* is fit to compete and, in the case of a *female greyhound*, is not in season if required;
  - (c) the correct race rug to be placed on the *greyhound*;
  - (d) the *greyhound* to relieve itself;
  - (e) any item or substance, with the approval of a *Steward*, to be applied to the *greyhound* prior to leaving the kennels;
  - (f) the examination by an *official* to ensure that the muzzle and the correct race rug have been placed on the *greyhound* securely so as to prevent its dislodgment during the running of the *race*.
- (2) If the *handler* of a *greyhound* engaged to compete in a *race* fails to appear at the kennels at the appointed time to retrieve the *greyhound*, the *Racing Integrity Board* may order the *scratching* of the *greyhound* and the *handler* shall be guilty of an *offence*.

Compare: 2022 r 47.1 - 47.2

## **98 Parading greyhound**

If a *person* in charge of a *greyhound* does not follow the reasonable direction of an *official*, that *official* must report the matter to the *Stewards*.

## **99 Catcher to be available**

Unless authorised by the *Stewards*, the *handler* of a *greyhound* engaged to compete in an *Event* must ensure that the *handler* or other *person* authorised by the *Stewards* is present prior to the commencement of an *Event* for the purpose of catching the *greyhound*.

Compare: 2022 r 47.4

# **Division 4: Weighing and weight procedures**

## **100 Weighing**

- (1) *GRNZ* or an *authorised person* may make orders in respect of the weight of a *greyhound* as it thinks fit in the interests of *greyhound racing*.
- (2) *GRNZ* must issue and maintain a *weight record*.
- (3) [Blank]
- (4) [Blank]
- (5) Unless the *Stewards* order otherwise, a *greyhound* must not compete in an *Event* unless its *weight record* is available.
- (6) [Blank]
- (7) A *greyhound* must be weighed without its lead or collar, but with its racing muzzle.
- (8) A *handler* of a *greyhound* competing in an *Event* may during kennelling request that the scales be checked by the *Stewards* with the check weights provided pursuant to rule 80(2).
- (9) The weight of a *greyhound* must be recorded in kilograms to the nearest 0.1 of a kilogram.
- (10) [Blank]
- (11) Prior to an *Event*, the *Stewards* must *publish* the weight of each *greyhound*.
- (12) A *greyhound* which fails to fulfil its engagement after kennelling is closed must have its recorded

weight deleted from its *weight record*.

[**Note:** “failing to fulfil an engagement” includes being declared a No Race, a greyhound being declared a Non-starter, an abandoned meeting, or a late scratching.]

Compare: 2022 r 45.1 - 45.10

## 101 [Blank]

### LR101A Weight variation

- (1) Where the weight of a *greyhound* recorded at an *Event* varies by more than 4 percent from the weight recorded in an *Event* or *satisfactory trial* in which it last performed that *greyhound* shall be scratched from the *race*.
- (2) For the purposes of calculating the 4 percent weight variation in subrule (1), the weight of a *greyhound* from its previous performance will be multiplied by 0.96 and rounded down to the nearest 100g to obtain its minimum allowed weight, and multiplied by 1.04 and rounded up to the nearest 100g to obtain its maximum allowed weight.

**Example:** A *greyhound* that weighed 27.0kg at its previous start will have a—

- minimum allowed weight of  $27.0 \times 0.96 = 25.92$  which rounds down to 25.9kg;
- maximum allowed weight of  $27.0 \times 1.04 = 28.08$  which rounds up to 28.1kg,

and so the *greyhound* will be allowed to start if it weighs between 25.9kg and 28.1kg inclusive.

- (3) Where the weight of a *greyhound* is recorded at an *Event* or *satisfactory trial* and the scales used to determine that weight are subsequently found to be in error or not working properly, the weight of the *greyhound* recorded at that *Event* or *satisfactory trial* shall be disregarded for the purposes of determining the *greyhound's* weight under subrule (1) and the *greyhound* shall not be scratched from the *race* under subrule (1).
- (4) Where a *greyhound* competed at an *Event* or completed a *satisfactory trial* and subrule (3) applies, subrule (1) does not apply until the *greyhound* has competed in a subsequent *Event* or completed a *satisfactory weight trial* under rule 102(1) or 102(1A).

Compare: 2022 r 45.11 - 45.12

### 102 Satisfactory weight trial

- (1) If a *trainer* wishes a variation from the weight recorded in an *Event* or *satisfactory trial* in which a *greyhound* last performed, the *trainer* may have the *greyhound* run a *satisfactory weight trial* in the presence of a *Steward* or an *authorised person* prior to *nominating* the *greyhound* for any subsequent *Event*.
- (2) A *Steward* or *authorised person* must weigh the *greyhound* prior to the weight trial referred to in subrule (1) of this rule and record the relevant weight and whether or not a *satisfactory weight trial* has been performed in the *identification record* of the *greyhound*.

(Note Rule LR132A Satisfactory Trials)

[Amended 2023]

## Division 5: The starting and running of a race

### 103 Preparation for starting

- (1) At least 10 minutes before the advertised starting time for the first *Event* on any programme, the *Club* must supply the *starter* with a record of the *greyhounds* eligible to start at the *meeting*.

- (2) If a *greyhound* becomes ineligible to start in an *Event* after the *Club* has complied with subrule (1) of this rule, the *Stewards* must order its *scratching* from the *Event* and advise the *starter* as soon as practicable.
- (3) A *Steward* or *official* must ensure that the *greyhounds* engaged in an *Event* arrive at the starting boxes prior to the starting time of the *Event*.
- (4) A *handler* must not carry or assist a *greyhound* from the parade area to the starting boxes.

Compare: 2022 r 47.7 - 47.8

### **LR103A All greyhounds must wear a muzzle while on the racecourse**

A *greyhound* must at all times whilst on the *racecourse* wear a muzzle acceptable to the *Racing Integrity Board*.

Compare: 2022 r 47.10

### **LR103B Right of trainer to stir up greyhound**

Every *Club* must give *trainers* the right to stir up their *greyhounds* pre-race.

Compare: 2022 r 47.11

## **104 Starting boxes**

All starting boxes used for the starting of *Events* must be of a kind approved by *GRNZ*.

## **105 Starting procedures**

- (1) No person shall hinder or attempt to hinder a *starter* from carrying out the *starter's* duties.
- (2) *Events* must be started by the appointed *starter*.
- (3) The *starter* must give all orders and take all measures considered necessary to ensure a fair start.
- (4) When *greyhounds* arrive at the starting boxes for an *Event* they are deemed to be "in the *starter's* hands".
- (5) After *greyhounds* engaged in an *Event* are placed in the *starter's* hands, the *starter* must order that any nose straps, head checks, leads, collars, parade rugs or *gear* other than that which the *greyhound* is approved to compete in, be removed.
- (6) If the *starter* is of the opinion that the *handler* of a *greyhound* is having difficulty in placing a *greyhound* in its starting box, the *starter* must seek or provide assistance that the *starter* considers necessary to place the *greyhound* in its starting box.
- (7) If a *handler* of a *greyhound* does not follow the directions of a *starter*, the *starter* may delay the start of the *Event*, and must report the matter to the *Stewards*.
- (8) If a *handler* refuses to place a *greyhound* in the allocated starting box for the *greyhound* he or she is handling:
  - (a) the *Stewards* may withdraw the *greyhound* from the *Event*; and
  - (b) the *handler* will be guilty of an offence.
- (9) Once ordered by the *starter* to box their *greyhound*, the *handler* must box the *greyhound* as quickly as possible and avoid any unnecessary delay.
- (10) The *starter* must seek to ensure that:
  - (a) unless otherwise directed by the *Stewards*, *greyhounds* are placed in starting boxes in the following order: boxes 1-3-5-7 followed by boxes 2-4-6-8;
  - (b) the doors of starting boxes are securely fastened after all the *greyhounds* in an *Event* have been placed in them, and that no *greyhound* is visibly held or caught by doors;



- (c) neither the *starter* nor any other person attracts the attention of any *greyhounds* once they are placed in the starting boxes;
- (d) after being placed in a starting box, the position of a *greyhound* in its starting box shall not be corrected by any person; and
- (e) the *Event* is started without undue delay by signalling to the lure driver to immediately activate the *lure* once the *Event* is ready to be run.

Compare: 2022 r 48.1 - 48.9, 48.12

### **106 Greyhound difficult to place in, or turning in, starting box**

- (1) Where in the opinion of the *Stewards* a *greyhound* turned in its starting box and did not take a competitive part in an *Event*, it must complete a *satisfactory trial* before being eligible to be *nominated for* or compete in any *Event*.
- (2) Where the *Stewards* declare a *greyhound* difficult to be placed in a starting box, the *Stewards*:
  - (a) may order that the *greyhound* be placed in a starting box prior to other *greyhounds* in future *Events*; and if so
  - (b) must cause the relevant part of the *identification record* to be updated accordingly, with that order and record to remain until the *Stewards* are satisfied that the *greyhound* is no longer difficult to place in a starting box.
- (3) Where a *greyhound* is required to complete a *satisfactory trial* under subrule (1), the *satisfactory trial* must not be conducted on the same day the *greyhound* turned in its box.

Compare: 2022 r 48.10 - 48.13

### **107 Lure driver**

- (1) *GRNZ* may approve and register a person to be an *official* to be known as a *lure* driver if:
  - (a) the person satisfies *GRNZ* or the *Racing Integrity Board* of the person's ability to control the *lure*; and
  - (b) the person passes an acceptable eye test, as confirmed in writing by a registered optometrist.
- (2) Unless determined otherwise by *GRNZ* or the *Racing Integrity Board*, a *Club* must have one *lure* driver in attendance at a *meeting*.
- (3) The *Racing Integrity Board* may allocate the *Events* in which a *lure* driver is to drive the *lure*.
- (4) A person cannot act as a *lure* driver for an *Event* unless the person is approved by *GRNZ*.

Compare: 2022 r 49.1 - 49.3

### **108 The lure starting point**

- (1) On a circle *track*, a disc or other marking to mark the starting position of a *lure* must be placed at a position no further than 100 metres behind the starting boxes in order to seek to ensure that the *lure* reaches the starting boxes approximately seven seconds after being set in motion.
- (2) On a straight *track*, *GRNZ* must designate the point at which a *lure* is to be set in forward motion, by disc or other marking.
- (3) The gates of the starting boxes are to immediately open once the *lure* reaches the starting point for an *Event*. If, in the opinion of the *Stewards*, the automatic mechanism fails to operate effectively, they may order that the starting gates be opened manually once the *lure* reaches the starting boxes.
- (4) Where an automatic starting device is not being used, there must be a visual indication of the point at which the *starter* elects to manually open the starting boxes.

Compare: 2022 r 50

### **109 Lure – distance from leading greyhound**

- (1) Subject to subrule (2) of this rule and unless otherwise determined and *published* by GRNZ, the *lure* is to be controlled so that it is at all times positioned at a distance of not less than five metres and no greater than ten metres ahead of the leading *greyhound*.
- (2) Following the running of an *Event*, the *Stewards* may permit a variance to the distance required by subrule (1) of this rule that occurred during an *Event* if satisfied that as a consequence of the variance no *greyhound* was advantaged or disadvantaged so as to affect the outcome of the *Event*.
- (3) If the *Stewards* are of the opinion that the outcome of an *Event* has been affected by the positioning of the *lure*, they may declare the *Event* to be a *No Race*.

Compare: 2022 r 51

### **110 No Race, False Start and Non-starter**

- (1) If any human intervention, mechanical issue or other extraordinary circumstance takes place which has the effect of preventing an *Event* from being completed, or another circumstance arises which warrants it, the *Stewards* may declare the *Event* to be a *False Start* or a *No Race*.
- (2)
  - (a) If, in the opinion of the *Stewards*, a *greyhound* has been prevented from participating on equal terms with other starters in an *Event* because of fault connected with the starting boxes or the circumstances of placing the *greyhounds* in them, the *Stewards* may declare a *greyhound* to be a *Non-starter*.
  - (b) If, in the opinion of the *Stewards*, a *greyhound* has had its chances in an *Event* materially prejudiced by an extraordinary circumstance, the *Stewards* may declare the *greyhound* to be a *Non-starter*.
- (3) Subrule (1) of this rule shall not apply where a *greyhound* affects the running of an *Event* by *marring* or *failing to pursue*.
- (4) If the *Stewards* are considering whether to declare an *Event* a *False Start* or a *No Race*, or a *greyhound* a *Non-starter*, they must cause a warning signal to be given and/or a public announcement to be made to that effect.
- (5)
  - (a) If, in the opinion of the *Stewards*, any *greyhound* was not going to finish 1st, 2nd, 3rd or 4th and has its chances materially prejudiced by the extraordinary circumstance/s, the *All Clear* should be given.
  - (b) If, in the opinion of the *Stewards*, any *greyhound* may have finished 1st, 2nd, 3rd or 4th but does not through its chances being materially prejudiced by an extraordinary circumstance/s, it may be declared a *Non-starter* or the *Event* a *No Race*.
  - (c) If, in the opinion of the *Stewards*, any *greyhound* finishes 1st, 2nd, 3rd or 4th but as a result of an extraordinary circumstance/s its chances were materially prejudiced and finishes in a different position than it otherwise would have without the extraordinary circumstance/s, a *No Race* should be declared.
- (6) If the *Stewards* have declared an *Event* to be a *False Start* or a *No Race* or a *greyhound* to be a *Non-starter*, they must cause a warning signal to be given and/or a public announcement to be made to that effect.
- (7) Subject to rule 111(1), in the *Event* of a *False Start*, an *officiating veterinarian* shall inspect all *greyhounds* at the boxes. Unless otherwise ordered by the *Stewards*, a restart may only take place if at least 50% of the field is deemed fit to start.

Compare: 2022 r 52.1 - 52.5

### **111 Postponement or abandonment where warranted**

- (1) An *Event* declared to be a *False Start* or a *No Race* must be postponed or abandoned if, in the opinion of the *Stewards*, the re-starting of the *Event* would be detrimental to the welfare of a *greyhound* (acting on the advice of the *officiating veterinarian*), or any other circumstance warrants the postponement or abandonment of the *Event*.
- (2)
  - (a) If an *Event* is abandoned pursuant to subrule (1) of this rule, and in the opinion of the *Stewards* a *greyhound* would have qualified to be eligible to participate further in a *Series* had the *Event* not been abandoned, the *Stewards* may order that the *greyhound* be qualified for that *Series* and be exempt from any ballot pursuant to subrule (2)(b) of this rule.
  - (b) If an abandoned *Event* is a leg of a *Series*, and the *Stewards* have made no or only a partial ruling pursuant to subrule (2)(a) of this rule, the *Stewards* must, on the same day or at such other time as *GRNZ* or the *Stewards* think fit, conduct a public random ballot from all remaining *greyhounds* which either competed or at the time were to compete in the abandoned *Event* for the purpose of determining the *greyhound/s* which will be eligible to participate further in the *Series*.
  - (c) If times are a factor in determining which *greyhounds* are eligible to participate further in a *Series*, the *greyhound/s* drawn in accordance with subrule (2)(b) of this rule will be deemed to be the slowest time of the required placings to further participate in the *Series*.
  - (d) When there is more than one abandoned *Event* and a differentiation is required between two (or more) *greyhounds* drawn in accordance with subrule (2)(b) of this rule, a further ballot shall be conducted to differentiate between them.
- (3) If an *Event* is abandoned pursuant to subrule (1) of this rule, half of the *prize money* allocated to the *Event* shall be distributed evenly among the relevant connections of the *greyhounds* eligible to compete at the time of the abandonment.
- (4) If a circumstance arises or might arise either before or after the commencement of a *meeting* which might prevent the conduct or continued conduct of that *meeting*, *GRNZ*, the *Stewards*, or another *authorised person* may declare that the *meeting* or any part of it be abandoned or postponed.
- (5) [Blank]
- (6) A decision to postpone a *meeting* or *Event* to another day must be approved by *GRNZ*.
- (7) If an *Event* is postponed, the box positions applicable on the day of the original *Event* are to stand at the rescheduled *Event*.
- (8) If a *meeting* or *Event* is postponed to another day:
  - (a) except for *scratchings* subject to a *stand-down period*, any *scratchings* notified for the *meeting* or *Event* must be deemed void; and
  - (b) the time for *scratchings* must be extended until the *appointed scratching time* for the rescheduled *meeting*.
- (9) Subrule (8) of this rule does not apply to a *greyhound* classified as a reserve which was *scratched* before the postponement decision solely on the basis that no other *greyhound* had been *scratched* from the *Event* for which the reserve had been classified.
- (10) In any case referred to in subrule (9) of this rule, reserve *greyhounds* are to be reinstated and be eligible to replace *greyhounds scratched* at the *appointed scratching time* on the day to which the *meeting* or *Event* is postponed.
- (11) If it is impracticable to postpone an *Event*, the *Event* shall be abandoned.

Compare: 2022 rr 11.3(s), 52.6 - 52.9

### **112 [Blank]**

### **113 Timing of Events**

- (1) The timing of an *Event* must be carried out by a person authorised by *GRNZ* or the *Club*.
- (2) The timing of runners in an *Event* must be determined using electronic timing and photo finish.
- (3) 0.066 of a second is deemed to be the equivalent of one body length of a *greyhound*.

Compare: 2022 r 53.14

### **114 Judging**

- (1) *GRNZ* or the *Stewards* may authorise the use of any method or device to assist the determination of the finishing placings of *greyhounds* in an *Event*.
- (2) The finishing placings in an *Event* shall be decided by the judge or the assistant judge, but only if one of them occupies the judge's box at the time when the *greyhounds* pass the finishing line.
- (3) Where the judge or the assistant judge is not in the judge's box at the time the *greyhounds* pass the finishing line, the *Stewards* or a person authorised by them will assume the role of judge and determine the finishing placings.
- (4) The finishing placings of *greyhounds* in an *Event* must be recorded according to the order in which their noses have reached the finishing line.
- (5) If a *greyhound* refuses to follow the *lure* or leaves the *track* or does not perform over the entire distance of an *Event*, the judge shall decide the result of the *Event* after conferring with the *Stewards*.
- (6) As soon as possible after determining the first, second, third, and fourth placings in an *Event* (together with any other positions, as directed by the *Stewards*), the finishing placings are to be displayed on the semaphore board and/or be electronically displayed.
- (7) In an *Event* where the margin between *greyhounds* is 0.5 lengths of one *greyhound* or less, the judge shall determine the finishing placings with the aid of any authorised method or technology.
- (8) The finishing placings as decided by the judge shall be final subject only to alteration by the *Stewards*, in its absolute discretion, provided that the judge may correct a mistake before the "*All Clear*" for the *Event* is announced.

Compare: 2022 r 53.4 - 53.9, 53.11

### **LR114A Judges**

- (1) *GRNZ* shall approve persons to act as judges at *meetings*.
- (2) A *Club* shall have a judge in attendance at a *meeting*.

Compare: 2022 r 53.1 - 53.2

### **115 All Clear**

- (1) When the finishing placings in an *Event* have been decided by the judge, the first four *greyhounds* and any others the *Stewards* direct are to have their identity confirmed prior to the *Stewards* making an "*All Clear*" announcement.
- (2) In the event that it is discovered prior to *All Clear* that a *greyhound* was ineligible to compete in an *Event* but competed, or started from an incorrect box position, the *Stewards* may declare that *greyhound* to be a *Non-starter* or the *Event* to be a *No Race*.
- (3) The *Stewards* may cause the *All Clear* to be announced for any finishing placing determined by the judge before the judge has determined all finishing placings.

Compare: 2022 r 53.10

### **116 Correction after All Clear**

- (1) The judge, in consultation with the *Stewards*, or the *Stewards*, may correct a mistake after the *All Clear*

signal has been announced.

- (2) A correction made after *All Clear* is announced shall not have any effect on betting transactions, which must be settled based on the finishing placings existing at the time that *All Clear* was announced.
- (3) Unless corrected pursuant to subrule (1) of this rule, the entitlement to *prize money* is to be determined based on the finishing placings existing at the time that the *All Clear* was announced.

Compare: 2022 r 53.12 - 53.13, 53.16

### **117 Greyhound disqualified from an Event after All Clear**

- (1) If a *greyhound* was ineligible to compete in an *Event* but competed, or started from an incorrect box position, it must be *disqualified* from the *Event* and the finishing placings amended accordingly.
- (2) If a *greyhound* is *disqualified* or as the result of the correction of an error another eligible *greyhound* becomes the winner or a place-getter in an *Event*:
  - (a) the *owner* or *trainer* of the *disqualified greyhound* must return any *prize money* received by either of them in relation to the relevant *race* to *GRNZ*; and
  - (b) failing repayment of the *prize money* to *GRNZ*, the *owner* or *trainer* of the replacement *greyhound* is entitled to seek to recover through civil proceedings from the *owner* or *trainer* of the *disqualified* or other *greyhound*, any *prize money* awarded for the *Event*.
- (3) If an *owner* or *trainer* of a *disqualified greyhound* whose connections are determined not to be entitled to *prize money* fails to return any *prize money* in relation to an *Event* for more than 14 days after the *disqualification* of the *greyhound* or other determination (including correction of an error), the *owner* or *trainer* will be declared a *defaulter*.
- (4) *GRNZ* or a *Club* is not responsible for the recovery of any *prize money* by the *owner* or *trainer* of a replacement *greyhound* or person otherwise entitled to *prize money* from a *defaulter*. The *owner* or *trainer* of the replacement *greyhound* or person otherwise entitled to *prize money* from a *defaulter* may bring civil proceedings, but under *these Rules* agrees not to include or join to those proceedings *GRNZ*, a *Club*, or any other person employed or authorised by *GRNZ*.

Compare: 2022 r 53.15, 53.17 - 53.18

### **118 [Blank]**

### **119 Walkover**

- (1) If only one *greyhound* remains in an *Event* and the *greyhound* is placed in a starting box and runs the distance of the *Event* to the satisfaction of the *Stewards*, it will be deemed the winner and the *Event* will be considered to be a walkover.
- (2) If a walkover takes place, the *prize money* for winning the *Event* must be awarded to the relevant connections of the winner.
- (3) All remaining *prize money* which was to be distributed for the *Event* must become the property of *GRNZ* or *Club* unless the conditions of the *Event* otherwise provide.

### **120 Dead heat**

- (1) If two or more *greyhounds* dead heat for first place or another placing in an *Event* comprising a leg of a *Series*, the right of a *greyhound* concerned to further participate in the *Event* shall, where necessary, be decided by a ballot.
- (2) If two or more *greyhounds* dead heat in an *Event* the *prize money* to be awarded for the relevant placings must be aggregated and equal shares awarded to the relevant connections.
- (3) Where the connections of *greyhounds* which run a dead heat cannot agree which of them is to receive any available prize which is not money and is unable to be physically divided the *Stewards* will:

- (a) decide who receives the prize by ballot;
  - (b) determine what (if any) sum of money is to be paid by the connections who receive the indivisible prize to the connections who do not take it; and
  - (c) where the prize money is like a trophy or award that must be returned at some point to the Club or some other person, decide what information should be officially recorded on, or in respect of, that trophy or other award.
- (4) If a dead heat is declared for second place and the winner of an *Event* is *disqualified*, the *greyhounds* which ran the dead heat for second place will be deemed to have run a dead heat for first place, and the other finishing placings are to be amended accordingly. The same principle applies by analogy for a dead heat for any other finishing placing.

Compare: 2022 r 33

### **LR120A Payment of prize money**

- (1) *GRNZ* or the *Club* conducting a *race* is authorised to pay any *prize money* to the *trainer* of a *greyhound* unless specifically instructed in writing by the *trainer* to do otherwise.
- (2) All *prize money* will be paid by electronic funds transfer into the recipients nominated account, unless *GRNZ* believes that special circumstances exist which justify a different payment method.
- (3) Any dispute between the *trainer*, the *owner* or any other third party regarding payment of the *prize money* shall be resolved between those parties without reference to *GRNZ* or the *Club*.

Compare: 2022 r 54.2 - 54.4

### **121 Prize money may be withheld pending the outcome of an inquiry**

If:

- (a) an inquiry is instituted; or
- (b) any action is taken or is about to be taken which could lead to an inquiry, and the result of that inquiry could affect the result of an *Event*,

the *Stewards* may direct the *Club* conducting an *Event*, or where relevant *GRNZ*, to withhold payment of *prize money* related to the *Event* pending the outcome of the inquiry.

Compare: 2022 r 54.1

### **122 Obligation to report a matter affecting performance or health or welfare**

- (1) The *trainer* or *person* in charge of a *greyhound* must inform the *Stewards* as soon as practicable about anything that might have affected the running or health or welfare of a *greyhound* in an *Event*. This must be done whether the issue becomes known either on or off the *racecourse*.
- (2) If anything that may have a bearing on the past or future competing of a *greyhound* comes to the notice of a *trainer* or *person* in charge of a *greyhound* after the *greyhound* has left a *racecourse*, it must be reported to the *Stewards* as soon as practicable.

Compare: 2022 r 56.11

## **Division 6: Marring, and where a greyhound fails to pursue**

### **123 Marring by a greyhound**

Where, in the opinion of the *Stewards*, a *greyhound* is found to have *marred* during an *Event*, the *Stewards* must impose a period of *suspension* in respect of the *greyhound* pursuant to rule 127, which is to be recorded by them as part of the *identification record*.

Compare: 2022 r 55.1

#### **124 Failing to pursue**

Subject to rule 125, where, in the opinion of the *Stewards*, a *greyhound fails to pursue the lure* during an *Event*, the *Stewards* must impose a period of *suspension* in respect of the *greyhound* pursuant to rule 127, which is to be recorded by them as part of the *identification record*.

Compare: 2022 r 55.1

#### **125 Failing to pursue by reason of injury**

- (1) A *greyhound* which in the opinion of the *Stewards* *fails to pursue the lure* must be examined by an officiating *veterinarian* and:
  - (a) if the *greyhound* is found to be seriously injured, a *stand-down period* will apply as recommended by the officiating *veterinarian* and the *greyhound* will not be permitted to compete in an *Event* until the completion of a *satisfactory trial* (with the specifics of the injury and trial to be recorded as part of its *identification record*);
  - (aa) if the *greyhound* is found not to be seriously injured upon an examination by an officiating *veterinarian*, the *trainer* of the *greyhound* may, within 72 hours after the completion of the *Event* at which the *greyhound* failed to pursue the lure, apply to the *Racing Integrity Board* seeking a re-examination at a time to be agreed by the *Racing Integrity Board*, and subrule (1)(a) or (1)(b) shall apply;
  - (b) if the *greyhound* is found not to be seriously injured, then the provisions of rules 124 and 127 apply.
- (2) If following an examination pursuant to this rule, a *greyhound* is found to be suffering from a serious injury, a written record or report must be provided by the *veterinarian* who has examined the injury, to the *Stewards*.
- (3) For the purposes of this rule, “seriously injured” or “serious injury” means an injury which the *veterinarian* concludes will result in a period of incapacitation of 21 days or more.

Compare: 2022 r 55.2 - 55.5

#### **126 Greyhounds failing to pursue and marring during an Event**

Where in the opinion of the *Stewards*, a *greyhound* has both *failed to pursue the lure* and *marred* during the same *Event*, the offence of *marring* must be preferred by the *Stewards*.

#### **127 Period of suspension to be imposed for marring or failing to pursue**

Subject to rule 125, where, in the opinion of the *Stewards*, a *greyhound* is found to have *marred* or *failed to pursue the lure* during an *Event* the *Stewards* must impose a period of *suspension* in respect of the *greyhound*, which is to be recorded as part of the *identification record* as follows:

- (a) in the case of a first offence, 28 days at all *tracks* and until the completion of a *satisfactory trial*; or
- (b) subject to rule 128, in the case of a second offence, 28 days at all *tracks* and until completion of a *satisfactory trial*; or
- (c) in the case of a third or subsequent offence, three months at all *tracks* and until the completion of two *satisfactory trials*.

Compare: 2022 r 55.1

## **128 Circumstances in which an endorsement for marring, or failing to pursue, can be removed from the record of a greyhound**

- (1) If one endorsement is made against the *identification record* of a *greyhound* as having offended rule 123, 124 or 125 then:
  - (a) once the *greyhound* competes in at least 10 *Events* without again breaching the requirements of rule/s 123, 124 and 125, *GRNZ* must cancel the endorsement on the record of the *greyhound*; and
  - (b) an endorsement can only be cancelled once pursuant to this rule in respect of any *greyhound*.
- (2) If *GRNZ* cancels an endorsement against the record of a *greyhound*, that one cancelled endorsement must not be treated as a prior offence for the purpose of determining the length of the period of *suspension* to be imposed on a *greyhound* for a subsequent offence or in relation to any other application of rule 125.

Compare: 2022 r 55.7 - 55.9

## **LR128A Review of marring or failing to pursue**

An *owner* or *trainer* of a *greyhound* may seek a review of any decision under rules 123 or 124, by an *Adjudicative Committee*, in accordance with rule LR173E.

Compare: 2022 r 55.11

## **LR128B Satisfactory trial following marring or failing to pursue**

Where a *greyhound* is required to complete a *satisfactory trial* following a *suspension* pursuant to rules 123 or 124 the *satisfactory trial* shall:

- (a) not be carried out on the day of the offence; and
- (b) be in a field of four, which shall not be a *race*.

Amended Jun 2024. Compare: 2022 r 55.10

## **Division 7: Steps to be taken where performance or behaviour of a greyhound raises concern**

### **129 Unsatisfactory performance**

If a *greyhound* fails to perform to the satisfaction of the *Stewards* during the running of an *Event*, the *Stewards* may:

- (a) order that the *greyhound* complete a *satisfactory trial* before being eligible to be *nominated for* or compete in any *Event*; and/or
- (b) order that before the *greyhound* is eligible to be *nominated for* or compete in any *Event* its *trainer* or connections must produce a veterinary certificate certifying that it is not suffering from an injury or condition to the satisfaction of the *Stewards*.

### **130 Cramping**

If a *greyhound* has been determined by the officiating *veterinarian* or other *authorised person* to have cramped during the running of an *Event*, the *Stewards* may:

- (a) order that the *greyhound* complete a *satisfactory trial* before being eligible to be *nominated for* or compete in any *Event*; and/or
- (b) order that before the *greyhound* is eligible to be *nominated for* or compete in any *Event* its *trainer* or connections must produce a veterinary certificate certifying that it is not suffering from an injury or condition to the satisfaction of the *Stewards*.



### **131 Unsatisfactory behaviour**

- (1) If, in the opinion of the *Stewards*, a *greyhound* demonstrates unreasonable aggression towards another *greyhound* or a person at some point during the time from when the *greyhound* arrives at a *racecourse* for an *Event* or trial until the time the *greyhound* leaves the *racecourse*, the *Stewards* may direct any or all of the following:
  - (a) that the *greyhound* must wear and possibly also compete in specified *gear* approved by the *Stewards* pursuant to rule 90;
  - (b) that a *handler* approved by the *Stewards* must act as a catcher and be stationed in an area determined by the *Stewards*;
  - (c) that where a *greyhound* is unable to be safely identified by an *official* or be examined to the satisfaction of an officiating *veterinarian*, the *greyhound* be *scratched* from the *Event*; and/or
  - (d) that the *greyhound* complete a *satisfactory trial* prior to competing in a further *Event*.
- (2) In addition to the provisions of subrule (1) of this rule, *GRNZ* or the *Stewards* may direct that no *nominations* be accepted in relation to any *greyhound* subject to this rule until the completion of any direction or action required by *GRNZ* or the *Stewards*.

### **132 [Blank]**

#### **LR132A Satisfactory trials**

- (1) Where a *greyhound* fails to perform to the satisfaction of the *Racing Integrity Board* or an *authorised person*, the *Racing Integrity Board* or the *authorised person* may, after considering any submission made by the *trainer* or *person* in charge of the *greyhound*, order that the *greyhound* undergo one or more *satisfactory trials* and/or such action as they deem necessary before being eligible to compete in or be *nominated* for any *race*. No appeal shall lie in respect of an order made to undergo one or more *satisfactory trials*.
- (2) Where a *greyhound* is ordered pursuant to *these Rules* to undergo a *satisfactory trial* the *greyhound* shall not be permitted to compete in or be *nominated* for any *Event* until there has been compliance with the following provisions:
  - (a) the *trainer* of the *greyhound* shall make application to a *Club* that the *satisfactory trial* be conducted;
  - (b) the *Club* upon receipt of such application shall make the necessary arrangements and shall advise the *trainer* accordingly;
  - (c) the *satisfactory trial* shall be conducted with a *field* of *greyhounds* as determined by the *Racing Integrity Board* over a similar distance or distance approved by the *Racing Integrity Board*. For clearance at all venues the *satisfactory trial* may be performed at any venue;
  - (d) the *satisfactory trial* shall be completed in the presence of, and to the satisfaction of, the *Racing Integrity Board* or *authorised persons*;
  - (e) the *satisfactory trial* must not be conducted on the same day as the incident or issue which resulted in the order to undergo a *satisfactory trial*.

Compare: 2022 r 38.9 - 38.10

## **Division 8: Restrictions on a greyhound participating in an event after whelping, service, or if unraced for more than six months**

### **133 Restriction on racing after whelping**

- (1) A *greyhound* which has whelped a litter cannot be *nominated*:

- (a) for an *Event* to be conducted within 16 weeks after the date of the whelping; and
  - (b) until it has completed a *satisfactory trial* pursuant to LR132A; and
  - (c) until it passes an approved examination conducted by a *veterinarian*.
- (2) If a *greyhound* has whelped a litter, the *owner* or *trainer* of the *greyhound* is required to notify GRNZ of that before next *nominating* the *greyhound* for an *Event*.

Compare: 2022 r 57

### **134 Restriction on racing after natural service or collection of semen**

- (1) A *greyhound* which has performed a natural *service* or has undergone a collection of semen is ineligible to compete in an *Event* for at least 48 hours after the *service* or collection.
- (2) If a *greyhound* drawn to compete in an *Event* has been or will be used for a *service* or collection referred to in subrule (1) within 48 hours of an *Event* the *trainer* or *studmaster* must notify the *Stewards* before the *appointed scratching time* for the *Event*, and the *Stewards* must order its *scratching*.

### **135 Restriction on racing if unraced for more than six months**

A *greyhound* which has not competed in an *Event* for greater than six months cannot be *nominated* for an *Event* unless:

- (a) it has passed an approved examination conducted by a *veterinarian* within the previous 21 days; and
- (b) it has completed a *satisfactory trial* pursuant to LR132A within the previous 21 days.

[**Note:** The return of a *greyhound* from retirement is dealt with in rule 22(5).]

Compare: 2022 r 57.4

## **Division 9: Objections**

### **LR135A Notice of objection**

- (1) An objection may be made against any *greyhound* in respect of any *race* on the following grounds:
  - (a) that one or more *greyhounds* is not entitled to be placed in the *race* in accordance with the judge's decision provided that no objection may be made in relation to the judge's decision about placing under rules 114(8) or 116(1);
  - (b) that by reason of any breach of *these Rules*, the *race* should be declared void.
- (2) An objection can be lodged verbally by the *owner*, *trainer* or *handler* of some other *greyhound* engaged in the *race* or the *Racing Integrity Board*.
- (3) An objection must be lodged with the *Racing Integrity Board* within three minutes of the judge having confirmed the placings. The *Racing Integrity Board* will issue a receipt noting the time the lodgement was received and which will serve as confirmation that the objection has been made.
- (4) Where the hearing of a notice of objection under subrule (1) is to take place during a *meeting* the defendant shall be deemed to have been served when service of the notice of objection and advice of the date, time and place of hearing is effected upon the *person* in apparent control of a *greyhound* to which the objection relates.
- (5) Any party affected by a decision of the *Racing Integrity Board* under subrule (1) shall be entitled to seek a review of that decision in accordance with LR173E.
- (6) The following objections may be lodged in writing with the secretary of the *Club* within 14 days of the conclusion of the *meeting*:
  - (a) mis-statement or omission in any entry;
  - (b) the *greyhound* which competed was not the *greyhound nominated*;

- (c) the *greyhound* was not qualified under the conditions of the *race*;
  - (d) the *greyhound* concerned was disqualified;
  - (e) the name of the owner or trainer of such *greyhound* is on the Defaulter's List or is disqualified.
- (7) Where the secretary of a *Club* receives a notice of objection under subrule (6), the secretary must forward that objection to the *Executive Officer*, who will advise the defendant in the notice of objection of the date, time and place of hearing by the *Adjudicative Committee*.

Compare: 2022 rr 17.1(b)(i), 65

### **LR135B Hearing of objection**

- (1) The hearing of an objection shall be conducted by the *Racing Integrity Board* as it sees fit.
- (2) Where for any reason the *Racing Integrity Board* is not able to conduct any hearing, the hearing shall be conducted by any *person* specified by the *Racing Integrity Board*.
- (3) The *Racing Integrity Board* or such other *person* conducting any hearing may in his or her discretion admit any evidence he or she deems relevant whether admissible in a Court of law or not.
- (4) The hearing may be recorded and evidence given may, at the discretion of the *Racing Integrity Board* or such other *person* conducting the hearing, be committed to writing.
- (5) If the outcome of a hearing may affect the dividends payable in respect of any *greyhound* or *greyhounds* in any *race* on that date:
  - (a) the hearing shall be concluded on that day and shall not be adjourned to any later date; and
  - (b) any decision of the *Racing Integrity Board* or such other *person* conducting the hearing into the objection is final.

Compare: 2022 r 66.4

## **PART 8: PROHIBITED SUBSTANCES AND PROHIBITED METHODS**

### **Division 1: Powers in relation to testing and collection of samples**

#### **136 Testing and collection of samples**

- (1) *GRNZ* or the *Racing Integrity Board* may carry out or cause to be carried out any test, examination or inspection they think necessary in relation to a *greyhound* at any time, including:
  - (a) a *greyhound* which has been *nominated for* or has competed in an *Event*;
  - (b) a *greyhound* presented for a *satisfactory trial* or such other trial as provided for pursuant to *the Rules*;
  - (c) a *greyhound* which has been *presented* for any test or examination for the purpose of ascertaining its fitness to take part in an *Event* and/or for the purpose of having removed or varied any *stand-down period* issued pursuant to *the Rules*.
- (2) For the purposes of this rule, *GRNZ* or the *Racing Integrity Board* may take *possession* of and detain a *greyhound* for a reasonable period of time and on conditions they think fit.
- (3) No liability will lie against the *Racing Integrity Board*, *GRNZ*, any *authorised person*, *Club*, or the officers, employees, contractors to or volunteers of *GRNZ* or any *Club* in relation to any loss or damage sustained in relation to a test, examination or inspection conducted pursuant to this rule, including in relation to the taking *possession* of and/or detention of a *greyhound* for that purpose.
- (4) The *trainer* of a *greyhound* detained pursuant to subrule (2) of this rule must, within three days of receipt of a written notice from *GRNZ* that the *greyhound* is ready to be collected following a test, examination or inspection conducted pursuant to this rule:
  - (a) pay *GRNZ* an amount determined by *GRNZ* to cover the reasonable costs of *GRNZ* and the *Racing Integrity Board* in detaining the *greyhound* for the purposes of this rule; and

(b) collect and take *possession* of the *greyhound* from *GRNZ* or the *Racing Integrity Board*.

Compare: 2022 r 59

## **Division 2: Prohibited substances, exempted substances, and permanently banned prohibited substances, and offences in relation to them**

### **137 Meaning of prohibited substance**

The substances set out below at rule 137(a) to 137(f) are *prohibited substances* unless they are an *exempted substance*.

- (a) Substances capable at any time of causing either directly or indirectly an action or effect, or both an action and effect, within one or more of the following mammalian body systems:
- i. the nervous system
  - ii. the cardiovascular system
  - iii. the respiratory system
  - iv. the digestive system
  - v. the musculoskeletal system
  - vi. the endocrine system
  - vii. the urinary system
  - viii. the reproductive system
  - ix. the blood system
  - x. the immune system.
- (b) Substances falling within, but not limited to, the following categories:
- i. acidifying agents
  - ii. adrenergic blocking agents
  - iii. adrenergic stimulants
  - iv. agents affecting calcium and bone metabolism
  - v. agents that directly or indirectly affect or manipulate gene expression
  - vi. alcohols
  - vii. alkalinising agents
  - viii. anabolic agents
  - ix. anaesthetic agents
  - x. analgesics
  - xi. antiangina agents
  - xii. antianxiety agents
  - xiii. antiarrhythmic agents
  - xiv. anticholinergic agents
  - xv. anticoagulants
  - xvi. anticonvulsants
  - xvii. antidepressants
  - xviii. antiemetics
  - xix. antifibrinolytic agents
  - xx. antihistamines
  - xxi. antihypertensive agents
  - xxii. anti-inflammatory agents
  - xxiii. antinauseants
  - xxiv. antineoplastic agents
  - xxv. antipsychotic agents
  - xxvi. antipyretics
  - xxvii. antirheumatoid agents
  - xxviii. antispasmodic agents

- xxix. antithrombotic agents
- xxx. antitussive agents
- xxxii. blood coagulants
- xxxiii. bronchodilators
- xxxiii. bronchospasm relaxants
- xxxiv. buffering agents
- xxxv. central nervous system stimulants
- xxxvi. cholinergic agents
- xxxvii. corticosteroids
- xxxviii. depressants
- xxxix. diuretics
  - xl. erectile dysfunction agents
  - xli. fibrinolytic agents
  - xlii. haematopoietic agents
  - xliii. haemostatic agents
  - xliv. hormones (including trophic hormones) and their synthetic counterparts
  - xlv. hypnotics
  - xlvi. hypoglycaemic agents
  - xlvii. hypolipidaemic agents
  - xlviii. immunomodifiers
  - xlix. masking agents
    - l. muscle relaxants
    - li. narcotic analgesics
    - lii. neuromuscular agents
    - liii. oxygen carriers
    - liv. plasma volume expanders
    - lv. respiratory stimulants
    - lvi. sedatives
    - lvii. stimulants
    - lviii. sympathomimetic amines
    - lix. tranquillisers
    - lx. vasodilators
    - lxi. vasopressor agents
    - lxii. vitamins administered by injection.
- (c) any substance *administered* to disguise or make undetectable, or attempt to disguise or make undetectable, the *administration* or presence of any of the substances referred to in paragraphs (a) or (b) of this rule;
- (d) any substance specified in Schedules 1 to 9 inclusive of the *Standard for the Uniform Scheduling of Medicines and Poisons* contained in the *Australian Poisons Standard* (Cth) as amended from time to time;
- (e) unusual or abnormal amounts of an endogenous, environmental, dietary, or otherwise naturally present, substance;
- (f) a metabolite, isomer or artefact of any of the substances referred to in paragraphs (a), (b), (c) or (d) irrespective of whether or not such metabolite, isomer or artefact has any pharmacological effect.

Compare: 2022 r 1 "prohibited substance"

## **LR137A References to Australian legislation and requirements in this Part to include New Zealand legislation and requirements**

The references in this Part in rules 137(d), 139(1)(f), 145(4), 148(1), 148(4) and 151(6) to Australian legislation or an Australian Schedule, register, standard, permit or requirement are deemed to include a reference to the equivalent New Zealand legislation, Schedule, register, standard, permit or requirement.

### **138 Meaning of exempted substance**

An *exempted substance* includes the following substances:

- (a) ethyloestrenol or norethisterone when *administered* orally to a female *greyhound* and where it has been prescribed by a *veterinarian* for the sole purpose of regulating or preventing oestrus in a female *greyhound*.
- (b) antimicrobials (antibiotics) and other anti-infective agents with the exception of procaine penicillin.
- (c) antiparasitics approved and registered for the use on canines, with the exception of levamisole and its metabolites when detected in a *sample* taken from a *greyhound*.
- (d) vaccines against infectious agents.
- (e) cyclosporin, tacrolimus, oclacitinib or lokivetmab when administered to a greyhound as an immunomodifier and where it has been prescribed by a veterinarian for the sole purpose of treating or preventing a chronic condition in a greyhound including superficial chronic keratitis (pannus) or allergic/atopic dermatitis, providing that the *trainer* of the *greyhound* notifies the *Controlling Body* in the prescribed form of the chronic condition before the *greyhound* competes in any *Event*.

Section (e) GA Recommendation added Jun 2024

### **139 Permanently banned prohibited substances, and certain offences in relation to them**

- (1) The following *prohibited substances*, or any metabolite, isomer or artefact of any of them are deemed to be *permanently banned prohibited substances*:
  - (a) any substance capable of disguising or making undetectable, or being used in an attempt to disguise or make undetectable, the *administration* or presence of any *permanently banned prohibited substance*.
  - (b) erythropoiesis-stimulating agents, including but not limited to erythropoietin (EPO), epoetin alfa, epoetin beta, epoetin delta, epoetin omega, novel erythropoiesis stimulating protein (NESP; darbepoetin alfa), and methoxy polyethylene glycol-epoetin beta (Mircera) and other continuous erythropoietin receptor activators.
  - (c) gonadotropins, including luteinising hormone (LH), follicle stimulating hormone (FSH), human chorionic gonadotropin (hCG) and equine chorionic gonadotropin (eCG; pregnant mare serum gonadotropin; PMSG).
  - (d) Gonadotropin releasing hormone (GnRH) including synthetic analogues, modulators or agonists (including but not limited to gonadorelin, buserelin, deslorelin, goserelin, leuprorelin, narfarelin and triptorelin).
  - (e) corticotropins, including adrenocorticotrophic hormone (ACTH) and tetracosactrin (tetracosactide).
  - (f) substances listed in Schedule 8 and Schedule 9 of the *Standard for the Uniform Scheduling of Medicines and Poisons* contained in the *Australian Poisons Standard* (Cth) as amended from time to time. Notwithstanding that, the substances buprenorphine, butorphanol, fentanyl, hydromorphone, ketamine, methadone, morphine, oxymorphone, pethidine, and their metabolites, isomers and artefacts, are excepted from the provisions of subrule (1)(f) of this rule when *administered* in accordance with applicable Commonwealth, state and territory legislation by a *veterinarian* for pain relief, sedation or anaesthesia (but would be a *prohibited substance*).
  - (g) diacetylmorphine (heroin), benzoylmethylecgonine (cocaine), cannabinoids and lysergic acid

diethylamide (LSD), gammahydroxybutyric acid (GHB) and its salts and amphetamines including amphetamine, methylamphetamine and methylenedioxy-methamphetamine (MDMA).

- (h) insulins and insulin-like growth factor-1.
  - (i) growth hormones and their releasing factors.
  - (j) selective receptor modulators including but not limited to selective androgen receptor modulators (SARMS), selective estrogen receptor modulators (SERMS), selective opiate receptor modulators (SORMS) and selective glucocorticoid receptor agonists.
  - (k) peroxisome proliferator activated receptor  $\delta$  (PPAR $\delta$ ) agonists, including but not limited to GW 1516.
  - (l) AMPK activators, including but not limited to AICAR (5-amino-1- $\beta$  Dribofuranosyl-imidazole-4-carboxamide).
  - (m) other agents that directly or indirectly affect or manipulate gene expression.
  - (n) hypoxia inducible factor (HIF)-1 stabilisers, including but not limited to cobalt and FG-4592, and hypoxia inducible factor (HIF) activators including but not limited to argon and xenon.
  - (o) agents modifying myostatin function, including but not limited to myostatin inhibitors.
  - (p) oxygen carriers including but not limited to perfluorochemicals, efaproxiral and modified haemoglobin products.
  - (q) thymosin beta.
  - (r) venoms of any species or derivatives of them.
  - (s) synthetic proteins and peptides and synthetic analogues of endogenous proteins and peptides not registered for medical or veterinary use in Australia or New Zealand.
  - (t) anabolic androgenic steroids excluding those that are defined as an *exempted substance* pursuant to *the Rules*.
  - (u) non-erythropoietic EPO receptor agonists.
  - (v) allosteric effectors of haemoglobin, including but not limited to ITPP (myo-inositol trispyrophosphate).
  - (w) haemotopoietic growth factors, including but not limited to filgrastim.
  - (x) hydrocortisone (excluding registered topical preparations when *administered* topically).
- (2) In addition to testing pursuant to rules 136(1) and rule 154 of *these Rules*, the *Racing Integrity Board* or an *officer of GRNZ* may carry out, or cause to be carried out, tests they think fit in relation to a *greyhound* at any time for the purposes of this rule.
- (3) When a *sample* taken from a *greyhound* being trained by a *trainer* or in the care of a *registered person* has been established to contain a *permanently banned prohibited substance*:
- (a) the *trainer* and any other *person* who was in charge of the relevant *greyhound* at the relevant time shall be guilty of an offence;
  - (b) the *greyhound* shall be *disqualified* from any *Event* or any benefit derived from a trial or test for which it was *nominated* at the time the *sample* was taken;
  - (c) in addition to subrule (3)(b) of this rule, the *greyhound* may be *disqualified* from any *Event* in which it has competed subsequent to the taking of such *sample* where, the *permanently banned prohibited substance* was likely to have had any direct and/or indirect effect on the *greyhound* at the time of the *Event*.
- (4) If upon analysis a *sample* has detected in it a *permanently banned prohibited substance* or a *sample* is unable to be taken when required by *GRNZ* or the *Racing Integrity Board* due to the actions or inactions of a *person* responsible for the *greyhound*, then:
- (a) the *greyhound* must be *scratched* from any *Event* which it is *nominated for* or engaged to compete in; and

- (b) without limiting the application of rule 169(5), the *greyhound* is ineligible to be *nominated* for any further *Event* until a *sample* is taken that does not breach this rule.
- (5) GRNZ may at any time determine any addition, subtraction or amendment to the list of *permanently banned prohibited substances* identified in subrule (1) of this rule, and must *publish* any changes.
- (6) If any *permanently banned prohibited substance* is found at any premises used in relation to *greyhound racing*, any *registered person* who owns, trains or races or is in charge of a *greyhound* or *greyhounds* at those premises is deemed to have the substance or preparation in their *possession*.
- (7) An offence is committed if a person is deemed to be in *possession* of a relevant substance or preparation pursuant to subrule (6).

Compare: 2022 rr 61.5, 61.6, Fifth Schedule

#### **140 Prohibited substances subject to a threshold**

In addition to the *exempted substances*, a substance is not a *prohibited substance* for certain offences identified in *these Rules* if detected at or below the following thresholds in a *sample* of the specified *sample* type:

- (a) testosterone as evidenced by the presence of 5 $\beta$ -androstane-3 $\alpha$ , 17 $\beta$ -diol at or below a concentration of 10 nanograms per millilitre in a *sample* of urine taken from a female *greyhound*;
- (b) testosterone as evidenced by the presence of 5 $\beta$ -androstane-3 $\alpha$ , 17 $\beta$ -diol at or below a concentration of 100 nanograms per millilitre in a *sample* of urine taken from a male *greyhound*;
- (c) ethanol as evidenced by the presence of ethyl glucuronide and ethyl sulphate at or below a concentration of 20 micrograms per millilitre in a *sample* of urine taken from a *greyhound*;
- (d) hydrocortisone (cortisol) at or below a mass concentration of 1000 nanograms per millilitre in a *sample* of urine taken from a *greyhound*;
- (e) 3-methoxytyramine at or below a mass concentration of 1600 nanograms per millilitre in a *sample* of urine taken from a *greyhound*;
- (f) cobalt at or below a mass concentration of 100 nanograms per millilitre in a *sample* of urine taken from a *greyhound*; and
- (g) arsenic at or below a mass concentration of 800 nanograms per millilitre in a *sample* of urine taken from a *greyhound*.
- (h) Prednisolone at or below a mass concentration of 50 nanograms per millilitre in a *sample* of urine taken from a *greyhound*.

Section (h) GA Recommendation added Jun 2024 Compare: 2022 r 1 "prohibited substance"

#### **141 Greyhound to be free of prohibited substances**

- (1) The *trainer* or other *person* in charge of a *greyhound*:
  - (a) *nominated* to compete in an *Event*;
  - (b) *presented* for a *satisfactory trial* or such other trial as provided for by *the Rules*; or
  - (c) *presented* for any test or examination for the purpose of a *stand-down period* being varied or revoked,
 must present the *greyhound* free of any *prohibited substance*.
- (2) It will not be a breach of subrule (1) of this rule if there is established in a *sample* a *prohibited substance* at or below a level stated in rule 140.
- (3) The *trainer* or person in charge of a *greyhound* *presented* contrary to subrule (1) of this rule shall be guilty of an offence.
- (4) A *greyhound* *presented* for an *Event* in circumstances where subrule (1) of this rule has been breached



must be *disqualified* from the relevant *Event* and from receiving any benefit derived from the relevant trial, test or examination.

- (5) Where an *Event* is being or has been conducted as a *Series*, if upon a single analysis a *prohibited substance* is detected in a *sample* taken from a *greyhound*:
- (a) the *greyhound* must be *disqualified* from the *Event* at which the *sample* was taken and will not be eligible to compete in any further *Event* in the *Series*; and
  - (b) if the *greyhound* has competed in any further *Event* of the *Series* the *greyhound* must be *disqualified* retrospectively from the *Event*.

Compare: 2022 r 61.1, 61.3 - 61.4

#### **142 Administration of a prohibited substance established in a sample taken from a greyhound in connection with an Event**

- (1) An offence is committed if a *person*:
- (a) *administers*, attempts to *administer* or causes to be *administered* a *prohibited substance* to a *greyhound*;
  - (b) aids, abets, counsels or procures the *administration* of or an attempt to *administer* a *prohibited substance* to a *greyhound*; or
  - (c) has prior knowledge of a *prohibited substance* being *administered* or attempted to be *administered* to a *greyhound*,

which is established in any *sample* taken from a *greyhound* presented for an *Event* or when subject to any other contingency pursuant to *the Rules*.

- (2) It will not be a breach of subrule (1) of this rule if there is established in a *sample* referred to in subrule (1) a *prohibited substance* at or below a level stated in rule 140.
- (3) A *person* who commits an offence pursuant to subrule (1) of this rule may be penalised.
- (4) A *greyhound* presented for an *Event* in circumstances where subrule (1) of this rule has been breached must be *disqualified* from the *Event* and from receiving any benefit derived from a trial, examination or test.

[**Note:** Proving an offence which requires proof of the *administration* of a *prohibited substance* may be established by any “reliable means” including but not limited to scientific analysis or testing. In respect of proof of a *presentation* offence, a *prohibited substance* must be established in a *sample* using at least some scientific analysis. Reliable means includes, in addition to scientific analysis or testing: admissions by a *trainer* or *person* who has a role with the care or *training* of a *greyhound* or any other *person*; witness statements; documentary evidence; or analytical information which does not otherwise satisfy all the requirements to scientifically establish a *prohibited substance* being in a *sample*.]

Compare: 2022 r 61.2

#### **143 Administration of a prohibited substance for the purpose of affecting condition, behaviour or performance, or preventing a greyhound from starting in an Event**

- (1) An offence is committed if a *person*:
- (a) *administers*, attempts to *administer* or causes the *administration* of a *prohibited substance* to a *greyhound*;
  - (b) aids, abets, counsels or procures the *administration* of or an attempt to *administer* a *prohibited substance* to a *greyhound*; or
  - (c) has prior knowledge of a *prohibited substance* being *administered* or attempted to be *administered* to a *greyhound*,

for the purpose of affecting its condition, behaviour or performance in an *Event* or of preventing it from starting in an *Event*, or when subject to any other contingency provided for by *the Rules*.

- (2) A *person* who commits an offence pursuant to subrule (1) of this rule may be penalised.

- (3) A *greyhound* presented for an *Event* in circumstances where subrule (1) of this rule has been breached must be *disqualified* from the relevant *Event* and from receiving any benefit derived from a trial or test.

#### **144 Administration, acquisition or possession of permanently banned prohibited substances**

- (1) An offence is committed if a *person*:
- (a) *administers*, attempts to *administer*, allows to be *administered* or causes to be *administered* a *permanently banned prohibited substance* to a *greyhound*;
  - (b) aids, abets, counsels or procures the *administration* of or an attempt to *administer* a *permanently banned prohibited substance* to a *greyhound*;
  - (c) has prior knowledge of a *permanently banned prohibited substance* being *administered* or attempted to be *administered* to a *greyhound*;
  - (d) acquires, attempts to acquire or *possesses* any *permanently banned prohibited substance*.
- (2) A *person* who commits an offence pursuant to subrule (1) of this rule may be penalised.
- (3) A *greyhound* presented for an *Event* in circumstances where subrule (1) of this rule has been breached must be *disqualified* from the relevant *Event* and from receiving any benefit derived from a trial, examination or test.

#### **145 Treatment prior to an Event**

- (1) An offence is committed if, without the permission of the *Racing Integrity Board*, a *person* *administers*, causes to be *administered*, or attempts to *administer* any treatment to a *greyhound* at any time on the day of a *meeting* until that *greyhound* is no longer *presented* for an *Event*.
- (2) The *Racing Integrity Board* may order that any *greyhound* that has been *administered* a treatment in breach of subrule (1) of this rule be *scratched* or *disqualified* from an *Event*.
- (3) No *person* without the permission of the *Racing Integrity Board* may *administer* or cause to be *administered* any injectable substance to a *greyhound* at any time during the one *clear day* prior to 12.00am on the day of an *Event* that it is *nominated* to compete in.
- (4) For the purpose of this rule “treatment” includes:
- (a) all Controlled Drugs (Schedule 8) *administered* by a veterinarian;
  - (b) all Prescription Animal Remedies and Prescription Only Medicines (Schedule 4);
  - (c) any injectable substance not already specified in this rule, notwithstanding the route of *administration*;
  - (d) all Pharmacist Only (Schedule 3) and Pharmacy Only (Schedule 2) medicines;
  - (e) all veterinary and other substances containing other scheduled and unscheduled *prohibited substances*;
  - (f) any tablets, capsules, or pills;
  - (g) any liquid or paste that requires syringing into the oral cavity.

#### **146 [Blank]**

#### **147 [Blank]**

#### **148 Possession of a prohibited substance, exempted substance or other substance and other rules in relation to certain substances**

- (1) A *person* must not, without the express permission of the *Racing Integrity Board*, *possess* any

*prohibited substance, exempted substance* or other substance (including any other medication, medicine, injectable substance, supplement, herbal product or therapeutic good) that:

- (a) is not registered by the Australian Pesticides and Veterinary Medicines Authority (APVMA);
  - (b) is not registered with the APVMA except where the APVMA has granted a permit to use the substance on canines;
  - (c) is not listed or registered on the Australian Register of Therapeutic Goods; or
  - (d) is a compounded substance except where:
    - (i) the compounded substance has been prescribed by a *veterinarian* in accordance with the relevant legislation and guidelines to a particular *greyhound* under their care after taking all reasonable steps to ensure a therapeutic need existed for that substance;
    - (ii) the substance has been compounded in accordance with New Zealand legislation by a:
      - (A) *veterinarian*;
      - (B) pharmacist registered in New Zealand in accordance with a prescription from a *veterinarian*;
    - (iii) there is no alternative product registered in New Zealand which is available to treat the specific condition for which the compounded substance has been prescribed;
    - (iv) the compounded substance has been labelled to show all ingredients; and
    - (v) all active ingredients are:
      - (A) registered by the APVMA;
      - (B) if not registered with the APVMA, the subject of a permit issued by the APVMA to permit the use of the substance on canines; or
      - (C) listed or registered on the Australian Register of Therapeutic Goods.
- (2) A *person* must not provide, *possess*, acquire, attempt to acquire, *administer*, attempt to *administer* or allow to be *administered* to a *greyhound*, any *prohibited substance, exempted substance* or other substance (including any other medication, medicine, injectable substance, supplement, herbal product or therapeutic good), that is not labelled, prescribed, dispensed and obtained in accordance with relevant New Zealand legislation.
- (3) Without limiting any other rule, the *Racing Integrity Board* or an *officer of GRNZ* may take *possession* of any substance or preparation mentioned in subrules (1) and (2) so as to test and/or destroy it, and may use it as evidence in any relevant investigations, inquiries or proceedings.
- (4) A *person* (other than a *veterinarian*) must not *administer* or allow to be *administered*, any Schedule 4 substance listed in the *Standard for the Uniform Scheduling of Medicines and Poisons* contained in the *Australian Poisons Standard* (Cth) as amended from time to time, unless that substance is *administered* as it was intended to be when it was prescribed by a *veterinarian* who prescribed that substance in compliance with relevant Commonwealth, state and/or territory legislation for the treatment of those *greyhounds* under their care after taking all reasonable steps to ensure a therapeutic need exists for that substance.
- (5) A *person* who is in breach of rule 148(1), (2) or (4) commits an offence.
- (6) It will be a complete defence to a charge pursuant to this rule if a *person* proves that the substance in their *possession* is for their own personal use. A *person* raising that defence bears the burden of establishing it. The relevant standard of proof is the balance of probabilities.

For the purposes of this rule:

“compounded substance” is a substance which is combined with one or more other therapeutically active substances in such a way that it cannot be separated from them by simple dissolution or by other simple means.

**149 Possession of a prohibited substance or an item that could be used to administer a prohibited substance on a racecourse or in certain motor vehicles or trailers**

- (1) An offence under *these Rules* is committed if, without the permission of *GRNZ* or the *Racing Integrity Board*, and except in the case of an officiating *veterinarian* carrying standard equipment, a *person* has a *prohibited substance* or a syringe, needle or other instrument which could be used to *administer a prohibited substance* to a *greyhound* in their *possession*, either on a *racecourse* or in any motor vehicle or trailer being used for the purpose of travelling to or from a *racecourse*.
- (2) The *Racing Integrity Board* may impose terms and conditions when giving permission under subrule (1). An offence is committed if a *person* fails to comply with a term or condition imposed under this subrule.

**Division 3: Prohibited methods**

**150 Prohibited methods**

- (1) The following are *prohibited methods* under *the Rules*:
  - (a) the *administration* of any quantity of autologous, homologous or heterologous blood, or red blood cell products of any origin into the circulatory system, except when performed by a *veterinarian* for either lifesaving purposes (e.g. blood transfusion) or as an accepted regenerative therapy for the treatment of musculoskeletal injury or disease;
  - (b) any method of artificially enhancing the uptake, transport or delivery of oxygen including the *administration* of those listed in subrule 139(1)(p);
  - (c) any method of intravascular manipulation of the blood or blood components by physical or chemical means;
  - (d) the *administration* of any polymers of nucleic acids or nucleic acid analogues;
  - (e) the *administration* of any gene editing agents designed to alter genome sequences and/or the transcriptional or epigenetic regulation of gene expression;
  - (f) the *administration* of any normal or genetically modified cells, except when performed by a *veterinarian* as a reasonably accepted regenerative therapy for the treatment of musculoskeletal injury or disease.
- (2) A *prohibited method* must not be performed, attempted to be performed, or caused to be performed, to or on any *greyhound*.
- (3) An offence is committed if a *person* contravenes subrule (1) or (2) of this rule.
- (4) Where there has been an offence committed under this rule:
  - (a) a *greyhound* may be stood down from participating in any *Event* for a period deemed appropriate by *the Racing Integrity Board*; and
  - (b) a *greyhound* may be *scratched* from an *Event* for which it is *nominated*;
  - (c) a *greyhound presented* for an *Event* must be *disqualified* from the relevant *Event* and from receiving any benefit derived from a trial, examination or test.

**Division 4: Requirements in relation to treatment records**

**151 Treatment records to be kept**

- (1) The *registered person* in charge of a *greyhound* must keep and retain written records detailing all vaccinations, antiparasitics and treatments *administered* to the *greyhound*:
  - (a) from the time the *greyhound* enters their care until the *greyhound* leaves their care; and
  - (b) for a minimum of two years.
- (2) If requested by the *Racing Integrity Board*, *GRNZ*, or an *authorised person*, the record/s of treatment referred to in subrule (1) of this rule must be produced for inspection.

- (3) Each record of treatment kept in accordance with this rule must be made by midnight on the *day* on which the treatment was given, and, as a minimum requirement, include the following information:
- (a) the name of the *greyhound*;
  - (b) the date and time of *administration* of the treatment;
  - (c) the name of the treatment (brand name or active constituent);
  - (d) the route of *administration*;
  - (e) the amount given; and
  - (f) the name and signature of the person or persons *administering* and/or authorising the treatment.

For the purpose of subrule (3), “day” means the 24-hour period from 12.00am to 11.59pm on any calendar day.

- (4) An offence is committed if any *person* in charge of a *greyhound* at the relevant time fails to comply with any of subrules (1) to (3) of this rule.
- (5) A *person* who commits an offence under subrule (4) of this rule may be penalised.
- (6) For the purposes of this rule “treatment” includes:
- (a) all Controlled Drugs (Schedule 8);
  - (b) all Prescription Animal Remedies and Prescription Only Medicines (Schedule 4);
  - (c) any injectable substance not already specified in this rule, notwithstanding the route of administration;
  - (d) all Pharmacist Only (Schedule 3) and Pharmacy Only (Schedule 2) medicines; and
  - (e) all veterinary and other medicines containing other scheduled or unscheduled *prohibited substances*.

## **Division 5: Evidentiary and procedural provisions in relation to samples**

### **152 Evidentiary provisions**

- (1) If a provision of Part 8 of *these Rules* places the burden on a *person* to rebut a presumption or establish specific facts or circumstances, the standard of proof for that is the ordinary civil standard applicable in New Zealand courts, namely, the balance of probabilities.
- (2) Except for *exempted substances*, or where a quantitative threshold specifically applies to a *sample*, any quantity of a *prohibited substance* is sufficient for that substance to be a *prohibited substance*.
- (3) In relation to offences under this Part 8 of *these Rules*:
- (a) the person or body bringing the charge does not need to prove that a *person* charged with an offence knew that a *prohibited substance* the subject of an alleged offence was in fact a *prohibited substance*;
  - (b) the person or body bringing the charge does not need to prove that a *person* charged with an offence knew that the relevant substance the subject of a charge was a *prohibited substance* of a particular kind or name;
  - (c) the *person* or body bringing the charge does not need to prove that a *prohibited substance* has a specific effect in relation to behaviour, condition or performance, either on *greyhounds*, another species of mammal, or otherwise; and
  - (d) the *person* or body bringing the charge does not need to prove that a *prohibited substance* has been scientifically proven to enhance the performance of a *greyhound* or other mammal.

### 153 Methods of establishing facts or presumptions in relation to an offence under Part 8 of these Rules

Except for an offence which requires proof that a *sample* taken from a *greyhound* contains a *prohibited substance* (in which case proof using scientific analysis from at least one *approved laboratory* is required), facts in connection with alleged offences under Part 8 of *these Rules* may be established by any other “reliable means” in addition to, or as an alternative to, scientific analysis or testing. Reliable means includes scientific analysis or testing and may also include (but is not limited to) proof by: admissions; witness statements; documentary evidence; and analytical information which does not otherwise satisfy all the requirements to scientifically establish a *prohibited substance* being in a *sample*.

### 154 Testing procedures, and the evidentiary value of certificates of analysis

- (1) If the *Racing Integrity Board* has requested or instructed a *veterinarian* to take a *sample* for the purposes of testing a *greyhound* pursuant to *the Rules*, the *veterinarian* may take from the *greyhound* such *sample* or *samples* pursuant to any established procedures for the collection of *samples*.
- (2) If the *Racing Integrity Board* requires a *sample* or *samples* to be taken from a *greyhound*, except for in the case of a *sample* of blood (which must only be taken by a *veterinarian*), the *Racing Integrity Board* or other *authorised person* is equally authorised to take such *sample* or *samples* from a *greyhound* pursuant to any established procedures for the collection of *samples*, provided that if a *greyhound* is entered in an *Event* or trial on that day, a hair sample may only be taken after that *Event* or trial.
- (3) A *Steward*, *veterinarian* or other *person* authorised to take a *sample* pursuant to subrule (1) or (2) of this rule is not liable for any loss, damage or injury arising out of, or occurring during the taking of a *sample*.
- (4) Where a *sample* is taken from a *greyhound* for testing pursuant to *the Rules* the *sample* must:
  - (a) be placed in a sealed container having attached to it a number and information that the *Racing Integrity Board* think fit; and
  - (b) be delivered to an *approved laboratory*.
- (5) A *certificate of analysis* signed by a person at an *approved laboratory* who is authorised to and purports to have analysed a *sample* (“**A**” **portion**) is, with or without proof of that person’s signature, prima facie evidence of the matters contained in it in relation to the presence of a *prohibited substance* for the purpose of any proceedings pursuant to *the Rules*.
- (6) Once the *owner* or *trainer* has been advised of the result under subrule (5), the owner (or their authorised representative) or the trainer has until 4.00pm on the third working day after notification to request (at their own cost) to have another portion of a *sample* (if one is available) (the **reserve** (“**B**”) **portion**) and reserve control sample analysed at an approved laboratory, and a second *certificate of analysis* signed by a person at an *approved laboratory* who is authorised to and purports to have analysed another portion of a *sample* (the **reserve** (“**B**”) **portion**) which confirms that the *prohibited substance* detected in the *reserve* (“**B**”) *portion* and identified in the second *certificate of analysis* is the same as the *prohibited substance* detected in the “**A**” *portion* and identified in the first *certificate of analysis* constitutes, with or without proof of that person’s signature and subject to subrule (8) below, together with the first *certificate of analysis*, conclusive evidence of the presence of a *prohibited substance*.
- (7) If only one *approved laboratory* is either able, or available, to analyse both the “**A**” *portion* and the *reserve* (“**B**”) *portion* of a *sample*, then that laboratory can analyse both the “**A**” *portion* and the *reserve* (“**B**”) *portion*, provided that they are each analysed by separate qualified analysts or groups of analysts (so that no one analyst or group of analysts participates in the analysis of both the “**A**” *portion* and the *reserve* (“**B**”) *portion* of the *sample*).
- (8) Notwithstanding the provisions of this rule, *certificates of analysis* do not possess evidentiary value and do not establish an offence if it is proved that the certification, testing or analysis process which preceded the production of a *certificate of analysis*, was materially flawed.
- (9) Subrules (5) and (6) above do not preclude it being established in ways other than through two

*certificates of analysis* that a *prohibited substance* (including a *permanently banned prohibited substance*) was in the system of a *greyhound*, or *administered* to a *greyhound*.

- (10) The *Racing Integrity Board* may direct that *samples* taken from a *greyhound* pursuant to *the Rules* be stored, in whole or in part, and must be disposed of only as they direct.
- (11) The *Racing Integrity Board* may direct that a stored *sample*, in whole or in part, be submitted or resubmitted for any test to determine whether or not any *prohibited substance* (including a *permanently banned prohibited substance*) was, at the relevant time, in the system of the *greyhound* the *sample* was taken from.
- (12) When a *prohibited substance* (including a *permanently banned prohibited substance*) is detected in a stored *sample* submitted or resubmitted for testing in accordance with subrule (11) of this rule, then rules 136 - 140 apply as they do in relation to other *samples*.
- (13) Where in any proceedings pursuant to *the Rules* it is necessary to prove that a substance is a *prohibited substance* (including a *permanently banned prohibited substance*), a certificate signed by a *veterinarian*, chemist or officer or employee of an *approved laboratory* will, with or without proof of that person's signature, constitute prima facie evidence of the matters contained in it for the purpose of *the Rules* and any proceedings under them.

Compare: 2022 r 60

### **155 Notification of positive analysis**

When a *prohibited substance* (including a *permanently banned prohibited substance*) has been detected upon analysis by an *approved laboratory* to be present in a *sample* taken from a *greyhound* which has been *nominated* or *presented* for an *Event* or other contingency provided for in *the Rules*, the *Racing Integrity Board* must:

- (a) as soon as practicable upon receipt of a *certificate of analysis* from an *approved laboratory*, officially notify the *owner* and *trainer* of the *greyhound* of the finding; and
- (b) take steps to ensure that any inquiry into the circumstances surrounding the *prohibited substance* is held as soon as possible.

## **PART 9: MISCONDUCT/OFFENCES**

### **Division 1: General offences**

#### **156 General offences**

An offence is committed if a *person* (including an *official*):

- (a) contravenes any of *the Rules*;
- (b) fails to comply with any conditions:
  - (i) of the *person's* registration or licence as an *owner*, *trainer*, *handler* or any other category of registration or licence;
  - (ii) to which the registration of any *greyhound* owned by the *person*, trained by the *person* or under the *person's* care or custody is subject;
- (c) being a *person* who is not registered with *GRNZ* or an approved *Registration Controlling Body* as an *owner* or *trainer*, acts or holds themselves out as the *owner* or *trainer* of a *greyhound* entitled or intended to compete in an *Event*;
- (d) attempts or conspires with another person to commit a breach of *the Rules*;
- (e) aids, abets, counsels or procures a *person* to commit a breach of *the Rules*;
- (f) has, in relation to a *greyhound* or *greyhound racing*, done something, or omitted to do something, which, in the opinion of *GRNZ* or *the Racing Integrity Board*:

- (i) is corrupt, fraudulent, or dishonest;
- (ii) constitutes misconduct or is negligent or improper;
- (g) wilfully assaults, obstructs, impedes, abuses, interferes with, threatens or insults:
  - (i) *GRNZ*;
  - (ii) any officer, employee or member of *GRNZ*;
  - (iii) a *Club*, or an officer, employee or member of a *Club*;
  - (iv) the *Racing Integrity Board* or any other *official*;
  - (v) a Committee or Sub-committee of *GRNZ*;
  - (vi) any officer, employee or member of an *Adjudicative Committee, Appeals Tribunal* or the *Racing Integrity Board*,

in or at any place, including at or in the vicinity of the place where an inquiry, other disciplinary process, hearing or appeal proceeding is to take place, is taking place or has taken place.
- (h) disobeys or fails to comply with a lawful order of the *Racing Integrity Board, GRNZ*, or another *person* authorised by *GRNZ* with official duties in relation to *greyhound racing*;
- (i) prevents, attempts to prevent, interferes with or attempts to interfere with the carrying out of any identification, examination, test, necropsy, analysis, inquiry, investigation or inspection (including a kennel inspection) pursuant to *the Rules*. For the purpose of this subrule:
  - (i) a test includes, but is not limited to, the collection of a *sample*; and
  - (ii) removing, or allowing to be removed, hair from a majority of a *greyhound*, or any part of the tail of a *greyhound*, and preventing the collection of a *sample* will amount to a breach of this rule unless a *person* has obtained the permission of the *Racing Integrity Board*.
- (j) alters (including by addition, amendment or deletion), duplicates or falsifies any *document* issued by *GRNZ* without the approval of *GRNZ*;
- (k) wilfully *nominates*, causes to be *nominated* or to compete in an *Event* a *greyhound* which the *person* knows to be *disqualified*, or where the *person* knows an *owner* or *trainer* of a *greyhound* is *disqualified* or *suspended*;
- (l) without the permission of *GRNZ* or an *approved controlling authority*, uses a name other than the *person's* own name in relation to *greyhound racing*;
- (m) commits a breach of *the Rules* in relation to syndicates or any regulations or policies relating to them;
- (n) takes part in or is in any way associated with:
  - (i) a *meeting* not approved by *GRNZ*; or
  - (ii) a *meeting* not conducted by a *Club* registered pursuant to *the Rules*;
- (o) makes or *publishes* any statement known by the *person* to be false where the publication is to:
  - (i) a member of *GRNZ*;
  - (ii) an *officer of GRNZ*;
  - (iii) an employee of *GRNZ*;
  - (iv) the *Racing Integrity Board*, an officiating *veterinarian* or *official* in the course of them performing their functions; or
  - (v) an officer, employee or member of an *Adjudicative Committee, Appeals Tribunal* or the *Racing Integrity Board*.
- (p) does, attempts to do, or causes to be done any improper act for the purpose of affecting the performance or behaviour of a *greyhound* in an *Event* or trial;
- (q) does, attempts to do, or causes to be done any improper act for the purpose of preventing a *greyhound* starting in an *Event*;
- (r) being a *handler* in charge of a *greyhound*, fails to comply with the dress standards of *GRNZ* or



*Club;*

- (s) tampers with any *gear* used on a *greyhound*;
- (t) uses any substance or item to affect the performance of a *greyhound* or *greyhounds*;
- (u) is a *defaulter*;
- (v) in the opinion of the *Racing Integrity Board* or *GRNZ*, is guilty of neglect or any dishonest, corrupt or improper act or practice in connection with the breeding, registration, sale or transfer of *greyhounds*, or has attempted such an act or practice;
- (w) acts in contravention of or fails to comply with a policy or direction given, made or imposed by *GRNZ* under *these Rules*;
- (wa) fails to comply with any direction;
- (x) being a *registered person* or *person* associated with *greyhound racing*, associates with a *disqualified* or *warned off person* for the purposes of *greyhound racing*;
- (y) does or attempts to alter, tamper or otherwise interfere with any means of identification of a *greyhound* (as provided for in the *Rules*);
- (z) while present at a meeting, uses, or has in the *person's possession*, any device or other thing, which, in the opinion of the *Racing Integrity Board*, is capable of affecting the behaviour or performance of a *greyhound* in an *Event*.

Compare: 2022 r 62.1, 62.2

### **LR156A Minor infringement offences**

An offence under *these Rules* is classified as a *minor infringement offence* where:

- (a) the *offence* is a breach of one of the rules set out in the Second Schedule; and
- (b) the *person* who has committed the *offence* has not committed more than two (or such higher number as may be determined by the *Racing Integrity Board*) breaches of that rule in the period 120 days immediately preceding, and including, the date that the *offence* has been committed.

Compare: 2022 r 62.3(a), (b)

## **Division 2: Animal welfare offences relating to luring and baiting (including live baiting offences)**

### **157 Further definition of “training” for the purposes of rules 158 to 161, and rule 162(f)**

For the purposes of rules 158 to 161, and rule 162(f):

*‘training’* includes, in addition to those activities otherwise defined as ‘training’ in rule 9 of *these Rules*, any activities where a *greyhound* is exposed to any item for the purpose or effect, or that would have the likely effect, of pursuing, exciting or encouraging it to pursue, or that causes any of those reactions from a *greyhound*.

### **158 Approved types of lures**

- (1) Only *lures* approved by *GRNZ* are permitted to be used or kept in the *possession* of a *person* at any place where *greyhounds* are, or *greyhound racing* activities occur.
- (2) *GRNZ* may specify the types of *lures* that are approved under *these Rules* in a policy issued by *GRNZ*.
- (3) This is an absolute liability offence in that anyone who uses or has in their *possession* a *lure* that is not approved by *GRNZ*, is guilty of an offence.

Compare: 2022 r 86.1, GRNZ Lure Policy, 01 February 2018

### 159 Offences relating to luring and baiting

- (1) A person who, in the opinion of GRNZ or the Racing Integrity Board:
- (a) uses, or attempts to use, in connection with *greyhound training* or *greyhound racing*, any live animal, whether as bait, quarry or *lure*; or
  - (b) attempts to *possess*, has *possession* of, or brings onto any premises, grounds or within the boundaries of any property where *greyhounds* are, or activities associated with *greyhound racing* occur or are intended to occur any live animal for the purpose of being, or which is reasonably likely to be or capable of being, used as bait, quarry or *lure*; or
  - (c) causes, procures, permits or allows a *greyhound* to pursue or attack any live animal; or
  - (d) fails to use all reasonable endeavours to prevent a *greyhound* pursuing or attacking any live animal; or
  - (e) advertises, promotes, or organises any occasion or event that includes conduct which would breach subrules (1)(a), (1)(b), (1)(c), or (1)(d) of this rule; or
  - (f) is in any way directly or indirectly involved in committing, or is knowingly concerned with, the conduct set out in subrules (1)(a), (1)(b), (1)(c), (1)(d), or (1)(e) of this rule; or
  - (g) aids, abets, counsels or procures any *person* to commit any of the conduct set out in subrules (1)(a), (1)(b), (1)(c), (1)(d), or (1)(e) of this rule; or
  - (h) is convicted in any court of an offence in relation to the use or attempted use of, or having in the *person's possession*, any live animal in connection with *greyhound training* or *greyhound racing*,

must be *disqualified* for life, and, if applicable, in addition fined a sum of money not exceeding the amount specified in a *relevant Act* or *the Rules*.

- (2) Any person who pleads or is found guilty of an offence under subrule (1) of this rule is not eligible to make any future applications for any licence or registration to GRNZ, or to be an *owner* of any registered *greyhound*.
- (3) A person who, in the opinion of GRNZ or the Racing Integrity Board:
- (a) uses or attempts to use in connection with *greyhound training* or *greyhound racing*, any animal carcass or part of an animal whether as bait, quarry or *lure*; or
  - (b) attempts to *possess*, has *possession* of, or brings onto any premises, grounds or within the boundaries of any property where *greyhounds* are, or activities associated with *greyhound racing* occur or are intended to occur, any animal carcass or part of an animal, for the purpose of being, or which is reasonably likely to be or capable of being, used as bait, quarry or *lure*; or
  - (c) causes, procures, permits or allows a *greyhound* to pursue or attack any animal carcass or part of an animal; or
  - (d) fails to use all reasonable endeavours to prevent a *greyhound* pursuing or attacking any animal carcass or part of an animal; or
  - (e) advertises, promotes, or organises any occasion or event that includes conduct which would breach subrules (3)(a), (3)(b), (3)(c), or (3)(d) of this rule; or
  - (f) is in any way directly or indirectly involved in committing, or is knowingly concerned with, the conduct set out in subrules (3)(a), (3)(b), (3)(c), (3)(d), or (3)(e) of this rule; or
  - (g) aids, abets, counsels or procures any person to commit any of the conduct set out in subrules (3)(a), (3)(b), (3)(c), (3)(d), or (3)(e) of this rule; or
  - (h) is convicted in any court of an offence in relation to the use or attempted use of, or having in the *person's possession*, any animal carcass or part of an animal in connection with *greyhound training* or *greyhound racing*,

must be *disqualified* for a period not less than 10 years and, if applicable, in addition fined a sum of money not exceeding the amount specified in a *relevant Act* or *the Rules*, unless there is a finding that

a special circumstance exists at the time of the offence, in which case a *disqualification penalty* less than the minimum *disqualification penalty* stated in this subrule may be imposed.

- (3A) The words “part of an animal” in subrule (3) do not include skin, but do include hair, bone, blood, faeces, urine or flesh.
- (4) For the purposes of subrule (3):
- (a) the onus of establishing special circumstances is on the *person* seeking to rely on the special circumstance/s;
  - (b) the circumstances that may constitute “special circumstances” must exist and have effect at the time of the relevant offending;
  - (c) the special circumstances that may exist at the time of the offence include that:
    - (i) the offender had impaired mental functioning causally related to the relevant offending;
    - (ii) the offender had a particular illness or disability causally related to the relevant offending;
    - (iii) the offender was under duress that is causally related to the relevant offending;
    - (iv) the offender was coerced with that coercion causally related to the relevant offending; or
    - (v) there was, in the interests of justice and in relation to the offending, the presence of one or more other objective circumstances considered to constitute “special circumstances”.
  - (d) a *person’s* contribution to the *greyhound racing* industry or any code of racing can never constitute “special circumstances”; and
  - (e) the impact of a *disqualification* on a *person’s* livelihood or business interests can never constitute “special circumstances”.
- (5) [Blank].
- (6) A *person* who witnesses conduct as set out in subrule (1) or (3) of this rule, whether witnessed in person, by live stream or viewed by way of recorded footage, but fails to report that conduct to *GRNZ* as soon as reasonably practicable must be *disqualified* for a period of not less than five years and fined a sum not exceeding \$20,000, unless a special circumstance exists at the time of the offence, in which case a *disqualification penalty* less than the minimum *disqualification penalty* stated in this subrule may be imposed. “Special circumstances” is to have the meaning provided for in subrule (4) of this rule.
- (7) A breach of subrule (1)(b) will not be committed if, with prior notification to and approval of *GRNZ*, the animal is kept on or at the premises as a domesticated pet or is kept for rural or agricultural purposes and the animal is not used, reasonably likely to be used or intended to be used in a manner that would breach subrule (1). For the purpose of this subrule and for it to apply, the relevant notification must be in the manner and form required by *GRNZ*.
- (8) The offences within subrules (1) and (3) are absolute liability offences in that the references to “live animal”, “animal carcass”, “part of animal” and “animal material” refer to the fact of the existence of each of those conditions, whether or not the charged *person* knew or believed of the applicable condition.

Compare: 2022 r 86.2

## **160 Obligations regarding the reporting of conduct in relation to luring and baiting**

- (1) Where any *registered person* or:
- (a) officer or manager;
  - (b) employee;
  - (c) volunteer;
  - (d) member or committee member;

(e) visitor or contracted *person*

of *GRNZ* or a *Club* knows or suspects an offence may be occurring under rule 158 or 159 on any grounds, premises or within the boundary of any property used, controlled, managed or licensed by *GRNZ* or a *Club*, that *person* or *Club* must as soon as possible report the matter to *GRNZ*. A failure to do so may result in the *person* being penalised, the licence of that *Club* being suspended or cancelled (for a specified period or permanently), and the *Club* being otherwise penalised pursuant to *the Rules*.

(2) Where any *registered person* or:

(a) officer or manager;

(b) employee;

(c) volunteer;

(d) member or committee member;

(e) visitor or contracted *person*

of *GRNZ*, *Club*, *greyhound trial track*, *greyhound training property* or *greyhound training facility*, knows or suspects an offence may be occurring under rule 158 or 159 on any property of those kinds, the relevant *person* must as soon as possible report the matter to *GRNZ*. A failure to do so may result in the *person* being penalised and in the registration of the track, property or facility and of any *person* concerned with the management of that track, property or facility, being suspended or cancelled (for a specified period or permanently).

Compare: 2022 r 86.3

### **161 Other provisions in relation to baiting**

(1) Any *person* who pleads or is found guilty under rule 159(1) in any jurisdiction, or pleads or is found guilty of an offence in any jurisdiction that in *GRNZ's* opinion, would amount to a breach of rule 159(1), is prohibited from making any application to *GRNZ* for any licence or registration, or to be an *owner* of any registered *greyhound*.

(2) Nothing in rule 159 or 160 serves to create an offence in association with the normal, routine feeding of meat to *greyhounds*, provided that the feed (including its source) has been obtained in accordance with all applicable legislation and regulations relating to the acquisition of such food items and the welfare of the animals involved, and is not being used or intended to be used for any other purpose.

## **Division 3: Other animal welfare offences**

### **162 Other animal welfare offences**

An offence is committed if a *person* (including an *official*):

(a) pleads guilty or is found guilty of any offence provided for by legislation directed at the prevention of cruelty to animals;

(b) unless authorised by *GRNZ* or the *Racing Integrity Board*, keeps on or brings onto a *racecourse* or *greyhound trial track*, or surrounding area of any of those (as defined by *GRNZ*), a live animal other than a *greyhound*. This is an absolute liability offence in that the offence is committed if the animal is alive, whether or not a charged *person* knew or believed it was alive;

(c) uses a *greyhound* for breeding purposes when the *person* is not registered or licensed as a breeder, or where the *greyhound* is not registered as a *sire* or *breeding female*;

(d) by use of any *gear*, equipment, device, substance or by any other means inflicts pain, distress or suffering on a *greyhound*;

(e) has in their *possession* any aversive *gear*, equipment, device, substance or any other thing capable of inflicting pain, distress or suffering on a *greyhound*;

(f) uses or is involved in the use of an animal for any purpose connected with *greyhound training* or *greyhound racing* in a manner which, in the opinion of the *Racing Integrity Board*, amounts

to maltreatment of an animal, or which is improper or illegal.

Compare: 2022 r 62.1(u)

#### **LR162A Offence in relation to death of any greyhound**

- (1) No person may knowingly participate in causing the unnatural death of any *greyhound*, other than by accepted euthanasia by a *veterinarian* or in a medical emergency.
- (2) Any *person* found in breach of this rule or who knowingly participates in causing the unnatural death of any *greyhound*, other than by accepted euthanasia by a *veterinarian*, is subject to a fine of up to \$10,000 and/or permanent *disqualification* from involvement in any way in *greyhound racing* in New Zealand.

Compare: 2022 r 108.1, 108.5

### **Division 4: Corruption, dishonesty, and misleading behaviour**

#### **163 Offences in relation to corruption, dishonesty, and misleading behaviour**

An offence is committed if a *person* (including an *official*):

- (a) in connection with *greyhound racing*:
  - (i) corruptly;
  - (ii) fraudulently; or
  - (iii) improperly,  
accepts, or offers to accept, offers or gives any money, share in a bet or other benefit to any *person*, including but not limited to a *person* having duties in relation to the breeding and/or the registration of *greyhounds* or any *person* having charge of, or access to, a *greyhound*;
- (b) being a *trainer*, or a *person* having an interest in a *greyhound*, *nominates* or allows a *greyhound* to compete in an *Event* pursuant to a fraudulent, misleading or deceptive description;
- (c) registers, attempts to register or causes to be registered a *greyhound* of which the *person* is not the *owner*, or which the *person* is not otherwise entitled to register pursuant to *the Rules*, either in a name other than that of the *owner* or by way of a false or fraudulent *document*, statement or representation;
- (d) falsely or fraudulently registers, attempts to register or causes to be registered or licensed themselves or another person, or does so by way of a false or fraudulent *document*, statement or representation.

Compare: 2022 r 62.1(c), (i), (j), (k)

### **Division 5: Offences in relation to investigations and inquiries**

#### **164 Offences in relation to investigations and inquiries**

An offence is committed if a *person* (including an *official*):

- (a) makes a false or misleading statement in relation to or during an investigation, inspection, examination, test or inquiry (or at any other disciplinary process, hearing or appeal proceeding) or makes or causes to be made a falsification in a *document* in connection with *greyhound racing* or the registration of a *greyhound*;
- (b) refuses or fails to attend or to give evidence at an inquiry (or at any other disciplinary process, hearing or appeal proceeding) or produce a *document* or other thing in relation to an investigation, examination, test or inquiry (or other disciplinary process, hearing or appeal proceeding) pursuant to *the Rules* when directed by *GRNZ*, an *Adjudicative Committee*, *Appeals Tribunal*, the *Racing Integrity Board* or another *authorised person*.

Compare: 2022 r 62.1(d), (e), (bb)

## **Division 6: Conduct detrimental to the interests of greyhound racing**

### **165 Conduct detrimental to the interests of greyhound racing**

An offence is committed if a *person* (including an *official*):

- (a) commits or omits to do any act or engages in conduct which is in any way detrimental or prejudicial to the interest, welfare, image, control or promotion of *greyhound racing*;
- (b) *publishes* or causes to be *published*, or broadcasts or causes to be broadcast, the use of any contemptuous, unseemly, improper, insulting, or offensive language in any manner or form towards, or in relation to:
  - (i) *GRNZ*;
  - (ii) any officer, employee or member of *GRNZ*;
  - (iii) a *Club*, or an officer, employee or member of a *Club*;
  - (iv) the *Racing Integrity Board* or any other *official*;
  - (v) a Committee or Sub-committee of *GRNZ*;
  - (vi) an *Adjudicative Committee, Appeals Tribunal* or the *Racing Integrity Board*;
  - (vii) any officer, employee or member of an *Adjudicative Committee, Appeals Tribunal* or the *Racing Integrity Board*,
- (c) engages in contemptuous, unseemly, improper, insulting, or offensive conduct or behaviour in any manner or form towards, or in relation to:
  - (i) *GRNZ*;
  - (ii) any officer, employee or member of *GRNZ*;
  - (iii) a *Club*, or an officer, employee or member of a *Club*;
  - (iv) the *Racing Integrity Board* or any other *official*;
  - (v) a Committee or Sub-committee of *GRNZ*;
  - (vi) an *Adjudicative Committee, Appeals Tribunal* or the *Racing Integrity Board*;
  - (vii) any officer, employee or member of an *Adjudicative Committee, Appeals Tribunal* or the *Racing Integrity Board*.

Compare: 2022 r 62.1(f), (q)

### **166 Prohibiting lay betting**

- (1) For the purposes of this rule "*lay*" means the offering or placing of a bet on a *greyhound*:
  - (a) to lose an *Event*;
  - (b) on a *greyhound* to be beaten by any other runner or runners in an *Event*, other than a bet on multiple runners of a type which will generate a dividend if all elements of that bet type are satisfied;  
[**Note:** two examples of this type of bet include an exacta bet where the bet is on a *greyhound* finishing second, and a trifecta bet where the bet is on a *greyhound* finishing second or third]
  - (c) on a *greyhound* to be beaten by any margin or range of margins in an *Event*;
  - (d) on a *greyhound* that it will not be placed in any one of the first four finishing placings in an *Event*;
  - (e) on all *greyhounds* in a race in any bet type to the exclusion of a *greyhound* trained or owned by a *person*.
- (2) An offence is committed if any *person* directly involved, or employed in the *nomination*, training or care of a *greyhound* or a *person* who has provided a service connected to a *greyhound* in the period of 21 days prior to an *Event*, *lays* the relevant *greyhound* in an *Event*.

- (3) In circumstances where it is an offence for a *person* to *lay a greyhound* pursuant to subrule (2) of this rule, an offence is also committed if that *person*:
- (a) has a *greyhound* laid on the *person's* behalf; or
  - (b) receives any money or other consideration in any way connected with the *laying* of a *greyhound* by another *person*.
- (4) An offence is committed if a *person* offers an inducement to a participant *in greyhound racing* with the intention of profiting from a *greyhound* not participating in an *Event* to the best of its ability.

## **Division 7: Misconduct by Clubs**

### **167 Offences by a Club**

An offence is committed by a *Club* if it:

- (a) fails to give effect to any decision, order or direction made or given by the *Racing Integrity Board*, or *GRNZ* pursuant to their powers and notified to *the Club* in writing;
- (b) obstructs or impedes the *Racing Integrity Board*, a *Steward*, *GRNZ*, any member of *GRNZ*, or any other *official* of or *officer* of *GRNZ* or *authorised person* acting pursuant to a *relevant Act* or *the Rules*; or
- (c) permits a person to act as or on behalf of the *Racing Integrity Board* or other *official* at any *meeting* and the person is:
  - (i) *disqualified, suspended* or *warned off*; or
  - (ii) prohibited by *GRNZ* from being employed by or appointed as an *official* of a *Club*, whether in an honorary capacity or for reward or remuneration; or
  - (iii) otherwise prohibited from participating in the management of a *Club*.

Compare: 2022 r 62.2(b), (c)

## **Division 8: Obligations of registered persons to report certain offences and circumstances**

### **168 Obligations of registered persons to report certain offences and circumstances**

A *registered person* must notify *GRNZ* and any *Controlling Bodies* by whom they are registered, within seven days of:

- (a) being found guilty of an offence punishable by fine or imprisonment, other than a fine for a traffic offence;
- (b) having their registration with any *Controlling Body* or *approved controlling authority* (including those that relate to harness racing and thoroughbred racing, either in New Zealand, Australia or abroad) *suspended, disqualified* or cancelled;
- (c) becoming a *defaulter* in the jurisdiction of any *Controlling Body*;
- (d) being *warned off* or fined in excess of \$300 in connection with greyhound, harness or thoroughbred racing, other than by *GRNZ*;
- (e) being the subject of any action under legislation directed at the prevention of cruelty to animals.

## PART 10: RACING INTEGRITY BOARD DISCIPLINARY PROCESSES AND PENALTIES

### Division 1: Disciplinary matters

#### 169 Conduct of inquiry

- (1) The *Racing Integrity Board* may regulate their own procedures at an inquiry or other disciplinary process and are not bound by formal rules of evidence. They can inform themselves in any manner they think fit.
- (2) The hearing of an inquiry or other disciplinary process is, to the extent practicable, to be recorded, with a transcript prepared. A record of any proceedings must be retained for a period of not less than 12 months after the date on which the proceedings are finalised.
- (3) The *Racing Integrity Board* may do any one or more of the following in relation to an inquiry or other disciplinary process:
  - (a) adjourn the inquiry or disciplinary process from time to time and from place to place;
  - (b) determine that no charge should be laid;
  - (c) lay a charge;
  - (d) dismiss a charge;
  - (e) order the refund of any *prize money* paid; and
  - (f) reprimand persons involved in the inquiry or other disciplinary process.
- (4) In considering the subject matter of an inquiry or other disciplinary process, the *Racing Integrity Board* must have regard to:
  - (a) the character and antecedents of a person charged;
  - (b) the nature of a breach and circumstances in which it was committed, in particular, the seriousness of the breach and any negligence, intent, recklessness, or indifference of the person charged;
  - (c) whether the person has denied or admitted the charge.
- (5) Pending the decision or outcome of an inquiry or other disciplinary process, the *Racing Integrity Board* may direct that:
  - (a) if the inquiry or other disciplinary process directly or indirectly involves or is connected with a *greyhound*, that the *greyhound* is not permitted to compete in or be *nominated* for any *Event*; and
  - (b) if the inquiry or other disciplinary process directly or indirectly involves or is connected with an *owner* or *trainer*, that no *greyhound* owned by the *owner* or trained by the *trainer* is permitted to compete in or be *nominated* for an *Event*.
  - (c) [Blank]

Compare: 2022 rr 5.1(e), 11.3(p), 11.4(e)

### Division 2: Inquiries, hearings and appeal rights

#### 170 Inquiries or other disciplinary processes

- (1) The *Racing Integrity Board* may require the attendance of and the giving of evidence by any person who, in their opinion, may have knowledge of any of the matters the subject of or related to an inquiry or other disciplinary process.
- (2) Where it appears that any *person* or *Club* may have committed a breach or offence under *the Rules*, a charge or charges may be laid against the *person* or *Club*.
- (3) The conduct of an inquiry or other disciplinary process pursuant to *the Rules* must be in accordance



with rule 169.

- (4) An inquiry or other disciplinary process is not to be open to the public unless otherwise provided by a *relevant Act* or determined by the *Racing Integrity Board*.
- (5) A *person* may be represented by another *person* at any inquiry or other disciplinary process.
- (6) Where a *person* is served with the notice of an inquiry or other disciplinary process in accordance with *the Rules* but does not appear at the inquiry or other disciplinary process, it may proceed in the absence of that *person*.

### **171 Conduct of person at an inquiry, hearing or appeal**

An offence is committed if a *person*:

- (a) wilfully influences or attempts to influence the *Racing Integrity Board*, any member of *GRNZ*, an officer or employee of *GRNZ* or the *Racing Integrity Board*, or any party, witness or person concerned in any way with an inquiry or other disciplinary process to be or being conducted;
- (b) wilfully interrupts an inquiry or other disciplinary process; or
- (c) misbehaves in any manner before the *Racing Integrity Board* at an inquiry or during another disciplinary process.

Compare: 2022 r 62.1(aa)

### **172 Notice of inquiry decision**

- (1) Unless exceptional circumstances exist the *Racing Integrity Board* must, within three *business days* of the relevant *Racing Integrity Board* making or giving a decision, order or direction which adversely affects any *person*, cause the *person* to be notified of the decision, order or direction (except if the *person* was present at the meeting or proceeding of the *Racing Integrity Board* at which the decision, order or direction was made).
- (2) The *Racing Integrity Board* must take steps to record and for a reasonable period of time retain (in hard copy or electronically) the following records in relation to a disciplinary inquiry or other disciplinary process:
  - (a) any *document* setting out the charge or charges;
  - (b) the transcript (if any) of the proceeding;
  - (c) any exhibits presented;
  - (d) any recording of the inquiry made electronically; and
  - (e) any *document* recording the *penalty* imposed.

### **173 Inquiry or other disciplinary process decision to be binding**

Other than the exercise of any right of appeal provided for by a *relevant Act* or *the Rules*, a *person* who fails to abide by any decision of the *Racing Integrity Board*, made at any inquiry or other disciplinary process is guilty of an offence.

## **PART 11: ADJUDICATIVE PROCESSES, PENALTIES AND APPEALS**

### **Division 1: Informations and appeals**

#### **LR173A Filing of information**

- (1) An information may be filed against any *person* or *greyhound* in respect of any incident, matter or thing occurring, arising or taking place during the course of a *meeting*, by the *Racing Integrity Board*

if it has reasonable cause to believe that an offence has been committed.

- (2) An information under subrule (1) shall be filed with the *Executive Officer* of the *Adjudicative Committee* and shall be in the form prescribed by the *Racing Integrity Board*.
- (3) An information may be filed against any *person* or *greyhound* in respect of any incident, matter or thing occurring, arising or taking place other than during a *meeting*, by the *Racing Integrity Board* where the Board has reasonable cause to believe that an offence has been committed.
- (4) An information under subrule (3) shall be filed with the *Executive Officer* of the *Adjudicative Committee* and shall be in the form prescribed by the *Racing Integrity Board*.
- (5) An information shall be lodged within three years of the facts alleged in the information being brought to the knowledge of the *Racing Integrity Board*.

Compare: 2022 r 66.1 - 66.2

### **LR173B Minor infringement offence proceeding**

- (1) If the defendant pleads guilty to a *minor infringement offence* and accepts the *penalty* set out in the Second Schedule:
  - (a) the *Racing Integrity Board* shall ensure that the defendant signs the information sheet prescribed by the *Racing Integrity Board*, and the defendant confirms an address for service; and
  - (b) the *Racing Integrity Board* shall electronically transmit the information sheet to the *Executive Officer* of the *Adjudicative Committee* on the next working day; and
  - (c) once an *Adjudicative Committee* has approved and endorsed the information sheet, the *Executive Officer* shall return the endorsed information sheet to the *Racing Integrity Board* for service on the defendant;
  - (d) the *penalty* decision shall become effective 48 hours after the *Racing Integrity Board* serves the notice in accordance with one of the methods in rule 11(1).
- (2) The endorsement of the *Adjudicative Committee* shall be treated as if the *Adjudicative Committee* had considered the information sheet and made a decision upon it, except that there shall be no right to appeal the imposition of the *penalty* to the *Appeals Tribunal*.
- (3) If a defendant pleads not guilty to an information for a *minor infringement offence*, or does not accept the prescribed *penalty* in these *Rules*, the *Racing Integrity Board* shall forward the information to the *Executive Officer* for hearing by an *Adjudicative Committee*.
- (4) Where the third offence in the Second Schedule provides for referral of the offence to an *Adjudicative Committee* at the *Steward's* discretion, a *Steward* may impose another fine at the level listed for the second offence or refer the offence to an *Adjudicative Committee*.
- (5) A *registered person* accruing more than a total of \$800 in fines within any 12 month period for *minor infringement offences* under the *Greyhound Welfare Standards* shall be subject to a review by *GRNZ* as to whether the *person* is a fit and proper person to hold the relevant registration.

Compare: 2022 rr 17.1(c), 66.3(c) - (e), (g)

### **LR173C Adjudicative Committee and Appeals Tribunal**

- (1) Notwithstanding any other provision of *these Rules*, the common rules of practice and procedure for an *Adjudicative Committee* and *Appeals Tribunal* set out in the Third Schedule shall apply to all proceedings of an *Adjudicative Committee* and *Appeals Tribunal*.
- (2) Any of *the Rules* touching or concerning any matter covered by the rules set out in the Third Schedule shall only apply to the extent that *the Rules* are not inconsistent with the rules set out in the Third Schedule.

Compare: 2022 r 67

### **LR173D Adjudicative Committee decisions**

- (1) Following any hearing commenced before it under *these Rules*, an *Adjudicative Committee* shall determine the proceeding.
- (2) An *Adjudicative Committee* may find any offence proved, or dismiss the information or objection, either on the merits or without prejudice to its again being laid, or make such other order as it thinks fit.
- (3) On finding an offence proved an *Adjudicative Committee* may impose any penalty and/or affect any remedy provided by *these Rules*. In imposing a *penalty* or affecting any remedy provided in *these Rules*, an *Adjudicative Committee*, may have regard to such matters as it considers appropriate and, in imposing any *penalty*, may order that the whole or any part of any fine imposed be paid to any *person* it thinks fit.
- (4) Subject to any right of appeal pursuant to *these Rules*, the decision of an *Adjudicative Committee* shall bind all *persons*.
- (5) Every person who is affected by an *Adjudicative Committee* decision shall forthwith do all that it is necessary for the purpose of giving full effect to the decision.
- (6) It shall be the duty of all *persons* subject to *these Rules* to investigate and report to an *Adjudicative Committee* upon all matters which an *Adjudicative Committee* indicates in its decision are required to be investigated by any such *person*.

Compare: 2022 r 66.10 - 66.11, 66.17 - 66.19

### **LR173E Review by Adjudicative Committee**

- (1) An *Adjudicative Committee* may review any decisions made under LR135A(1) or as expressly provided for in *these Rules*. A party who seeks a review of any decision under *these Rules* shall, no later than 4.00pm on the 14th day after, and exclusive of the day on which the decision is given, lodge a written notice of review with the *Executive Officer*.
- (2) Where there is a right of review, the *Racing Integrity Board* shall advise the *owner* or *trainer* of their rights to seek a review.
- (3) The lodging of a written notice for review shall not constitute a stay of any decision but any *owner* or *trainer* may have a right to apply for a stay at the time of their lodging the written notice of review.

Compare: 2022 r 66.20 - 66.22

### **LR173F Appeals**

- (1) Where on the determination of any information by an *Adjudicative Committee*, the *Adjudicative Committee* in the decision:
  - (a) find, or do not find an offence proved;
  - (b) make an order or decline to make an order;
  - (c) impose any *penalty* or decline to impose any *penalty*;the *Racing Integrity Board* or the defendant may appeal to the *Appeals Tribunal* against the decision of the *Adjudicative Committee*.
- (2) The appeal may be against:
  - (a) the findings of an *Adjudicative Committee*;
  - (b) the *penalty*;
  - (c) the order; or
  - (d) in the case of an order for the payment of costs, the order or the amount of the costs ordered to be paid, or both.
- (3) No appeal against a finding shall be lodged until an *Adjudicative Committee's* decision in respect of *penalty* has been given.

- (4) Any party to any decision given, not being a decision of an *Adjudicative Committee*, who is aggrieved by such decision given under *these Rules*, may appeal that decision to the *Appeals Tribunal*.
- (5) Where the appellant is the *Racing Integrity Board* no filing fee shall be required to be paid.
- (6) Notwithstanding anything in subrules (1) - (5), no appeal shall lie against:
  - (a) any decision declared to be final in *these Rules*;
  - (b) any decision to file or not to file or withdraw an information;
  - (c) any decision made by a *Steward* during the currency of a *meeting* that a *greyhound* should or should not be *disqualified* or placed after another *greyhound* on account of something which happened during the running of a *race* and any findings relating to that decision;
  - (d) any decision made by an *Adjudicative Committee* to which clause 3 of the Second Schedule to the *Act* applies [no appeal to the Appeals Tribunal against any decision made by an *Adjudicative Committee* on the day of a race in respect of placings in that race or stakes payable for those placings];
  - (e) any decision of the *Racing Integrity Board*, a *Steward*, *Adjudicative Committee*, or committee of a *Club* where no *disqualification*, *suspension* is imposed or where any fine imposed is less than \$100.00, except with leave of the *Racing Integrity Board*.

Compare: 2022 rr 68, 69.4

### **LR173G Powers of Appeals Tribunal on appeal**

- (1) In its decision the *Appeals Tribunal* may:
  - (a) uphold the decision appealed from and dismiss the appeal;
  - (b) set aside the decision appealed from;
  - (c) amend the decision appealed from (within the limits imposed by *these Rules*) and, if it thinks fit, quash any *penalty* imposed and either:
    - (i) impose any *penalty* (whether more or less severe) which the body or person whose decision is appealed against could have imposed; or
    - (ii) deal with the appellant in any other way in which the body or person whose decision is appealed from could have dealt with the appellant on the decision as so amended.
- (2) In the case of an appeal against *penalty*, the *Appeals Tribunal* may:
  - (a) confirm the *penalty* and dismiss the appeal;
  - (b) if the *penalty* (either in whole or in part) is one which the body imposing it had no jurisdiction to impose, or is one which is manifestly excessive or inadequate or inappropriate, either:
    - (i) quash the *penalty* and impose such other *penalty* permitted by *these Rules* (whether more or less severe) in substitution therefore as the *Appeals Tribunal* thinks ought to have been imposed or deal with the appellant in any other way that the *Adjudicative Committee* could have dealt with the appellant on finding the information proved; or
    - (ii) quash any invalid part of the *penalty* that is severable from the residue; or
    - (iii) vary, within the limits permitted in *the Rules*, the *penalty* or any part of it or any condition imposed in it;
  - (c) in any case of an appeal against the amount of any sum ordered to be paid, the *Appeals Tribunal* may confirm the amount or increase or reduce it within the limits imposed by *these Rules*;
  - (d) exercise any power that the *Adjudicative Committee* whose decision is appealed (if any) might have exercised;
  - (e) where no *penalty* was imposed, impose such *penalty* as is permitted by *these Rules*;
  - (f) refer any matter back to the *Adjudicative Committee* for further hearing or consideration or for re-hearing.
- (3) If any decision of an *Adjudicative Committee* is held by an *Appeals Tribunal* to be invalid or void on

the grounds that the representative(s) ought not to have sat as a member in the determination of a matter in which the member was in some manner interested the *Appeals Tribunal* shall also decide whether the matter in question shall be heard and determined by newly appointed representative(s) who shall sit in the place of the person who ought not to have sat.

- (4) No information, *penalty*, decision, order, document, process or proceeding shall be quashed, set aside or held invalid by an *Appeals Tribunal* by reason only of any defect, irregularity, omission or want of form unless the *Appeals Tribunal* is satisfied that there has been a miscarriage of justice.
- (5) The decision of the *Appeals Tribunal* shall be final, shall bind all *persons* and shall not be subject to any appeal under *these Rules*.
- (6) The *Appeals Tribunal* may order on determination that any fee paid on the filing of an appeal be refunded or returned to the appellant. Where the *Appeals Tribunal* refuses or fails to make such order the filing fee lodged shall forfeit to the *Racing Integrity Board*.

Compare: 2022 r 73.1 - 73.2, 73.7, 73.19 - 73.21

### **LR173H Powers of Appeals Tribunal in respect of disqualifications and suspensions**

- (1) Where a decision imposing a term of *disqualification* or *suspension* is stayed pending determination of an appeal and that appeal is subsequently dismissed or with leave of the *Appeals Tribunal* is abandoned then, in exercising its powers under *these Rules*, the *Appeals Tribunal* shall impose a term of *disqualification* or *suspension* commensurate with that originally imposed or so much of it as has not been served.
- (7) Notwithstanding anything to the contrary in *these Rules* express or implied, but subject to subrule (3), any *person* who has been *disqualified* for at least 12 months, or who owns a *greyhound* which has been *disqualified* other than for a *race*, may apply in writing to the *Appeals Tribunal* for a cancellation of the remainder of the *disqualification*.
- (8) Notwithstanding the provisions of subrule (2) no *person disqualified* for life shall make any such application until the expiration of five years from the date of the imposition of the *disqualification*.
- (9) No *person disqualified* for a term shorter than life shall make an application under subrule (2) until the expiration of 12 months from the date of the imposition of this *disqualification*.
- (10) An application by the *owner* of a *greyhound disqualified* other than for a *race* may be made at any time after the expiration of three months from the date of the imposition of the *disqualification* of the *greyhound*.
- (11) If an application made pursuant to subrule (2) is dismissed the applicant may not make any further application until at least 12 months have elapsed since the date on which the first-mentioned application was dismissed.
- (12) The *Appeals Tribunal* may direct the other *persons* an application under subrule (2) should be served on and every *person* on which a copy of the application is served shall be entitled to appear and be heard on the hearing of the application.
- (13) The *Appeals Tribunal* may order that all or any of the costs and expenses of any of the following *persons* be paid by the applicant and may fix an amount by way of such costs and expenses:
  - (a) any party to an application under subrule (2);
  - (b) any *person* on whom the application was directed by the *Appeals Tribunal* to be served;
  - (c) *GRNZ* or any official or employee of *GRNZ*;
  - (d) the *Racing Integrity Board*;
  - (e) *Adjudicative Committee* or the *Appeals Tribunal*.
- (14) Any costs or expenses ordered by the *Appeals Tribunal* under subrule (8) shall, if unpaid, be deemed arrears and the person may be placed on the *Defaulter's List* by *GRNZ*.

Compare: 2022 r 73.11 - 73.18

## Division 2: Penalties

### 174 Penalties

- (1) An *Adjudicative Committee* may as it thinks fit penalise a *person* found guilty of an offence under *the Rules* by any one or a combination of the following *penalties*:
  - (a) a reprimand (sometimes known as a warning or caution);
  - (b) a fine not exceeding \$10,000.00 for any one offence except a luring and baiting offence under rule 159;
  - (c) *suspension*;
  - (d) *disqualification*;
  - (e) cancellation of a registration or a licence, or in the case of a *Club*, its affiliation to *GRNZ*; or
  - (f) *warning off*.
- (2) An *Adjudicative Committee* may *disqualify* or *suspend* a *greyhound* that is owned by a *person* for the same time period as the term of the *person's disqualification* or *suspension*, or for any other term that they think fit.
- (3) Any part or portion of a *penalty* imposed may be *suspended* for a time and pursuant to conditions that an *Adjudicative Committee* thinks fit.
- (4) If a *person* is *disqualified* or *warned off*, any registration or licence that the *person* holds with *GRNZ* is to be automatically cancelled.
- (5) A *penalty* imposed by an *Adjudicative Committee* is deemed to commence at the time of the giving of notice of the *penalty*, unless an *Adjudicative Committee* orders otherwise.
- (6) For the purpose of calculating the expiry date of a *disqualification* or *warning off*, the *disqualification* or *warning off* may be taken to commence on the date identified as the commencement date by an *Adjudicative Committee*.
- (7) An *Adjudicative Committee* may impose on a *person* any one or more of the penalties referred to in subrule (1) of this rule if:
  - (a) the *person* has been convicted of an offence by any court and the *Adjudicative Committee* is satisfied that:
    - (i) the nature of the offence is such that the *person's* continued participation or association with *greyhound racing* would be detrimental to the proper control and regulation of *greyhound racing*; or
    - (ii) the continued enjoyment of rights and privileges by the *person* would be prejudicial or contrary to the interests of *GRNZ*.
  - (b) a *person* fails to satisfy an *Adjudicative Committee*, after being called on to do so, that he or she has no connection or association with any *person* who is *disqualified* or *warned off*.

Compare: 2022 rr 63.1 - 63.2, 63.4, 64.7

### LR174A Penalties for prohibited substances offences

- (1) *GRNZ* may, after consulting the *Racing Integrity Board*, prescribe different categories of *prohibited substance* for the purposes of specifying starting points for the *penalties* for offences involving those different categories of *prohibited substance*.
- (2) An *Adjudicative Committee* is to have regard to the prescribed starting points when considering any matter relating to the level of *penalty* imposed or to be imposed in respect of an offence involving a *prohibited substance*.

Compare: Categories of Prohibited Substances Policy

### **175 Payment of a fine**

Unless an *Adjudicative Committee* orders otherwise, a fine imposed by an *Adjudicative Committee* must be paid to GRNZ within 14 *days* of the date on which the *person* is notified of the fine, or if there is an appeal and the fine is upheld (either in whole or in part), within 14 *days* of the date on which the fine is upheld.

Compare: 2022 r 63.3

### **176 Cumulative penalties**

If a *person* or greyhound:

- (a) is *disqualified* or *suspended* on any occasion for more than one period; or
- (b) has been previously *disqualified* or *suspended* for any period and during that period is again *disqualified* or *suspended*,

any period of *disqualification* or *suspension* other than the first, or any further period of *disqualification* or *suspension* is, if an *Adjudicative Committee* so directs, to be cumulative.

### **LR176A Defaulters**

- (1) A list to be known as the '*Defaulter's List*' shall be kept by GRNZ and shall be regularly published in the official publication of GRNZ.
- (2) Any *person* who owes arrears to GRNZ, a *Club* or *approved controlling body* may be placed on the *Defaulter's List*.
- (3) Every entry made in the *Defaulter's List* shall state the name of the *person* and the name of the *greyhound* (if any) to which the arrears relate, to whom the arrears are due and the amount of such arrears.
- (4) GRNZ may from time to time transmit to any authority copies of the *Defaulter's List*.

Compare: 2022 r 64

### **177 Breach of the Rules without recording of finding of guilt or imposing a penalty**

- (1) An *Adjudicative Committee* may, without proceeding to record a finding of guilt or imposing a *penalty*, discharge a *person* (so that no formal finding of guilt will be recorded against the *person*) if:
  - (a) a *person* is charged by the *Racing Integrity Board* with a breach of *the Rules*; and
  - (b) an *Adjudicative Committee* is of the opinion that the charge is proved but that it is inappropriate to inflict any punishment on the *person*, or any more than a nominal punishment.
- (2) A *person* discharged pursuant to subrule (1) of this rule is to be discharged on the condition that the *person* does not commit any further breach of *the Rules* for a specified period or if no period is specified, a period of 12 months. An *Adjudicative Committee* may at any time revoke or vary that condition.
- (3) If a *person* commits a further breach of *the Rules* in relation to a condition of discharge, the *person* may be dealt with for the breach for which the *person* was discharged by an *Adjudicative Committee* dealing with the further breach.

### **178 Effect of disqualification, suspension, warning off or being declared a defaulter**

- (1) [Blank]
- (2) A *person* who is *disqualified*, *warned off*, *suspended* or declared to be a *defaulter* must not, during the period of the *penalty*:
  - (a) *nominate* a *greyhound* for any *Event*;
  - (b) permit a *greyhound* that the *person* owns or trains to compete in any *Event*;
  - (c) act as a *handler* at a *meeting*;

- (d) own or *train* a *greyhound*;
  - (e) participate in any activity connected with the breeding of *greyhounds*;
  - (f) act as an *official* at a *meeting*;
  - (g) be engaged as an employee or agent by any other *person* associated with the *training* of *greyhounds*; or
  - (h) be a member, officeholder, employee or volunteer of a *Club*.
- (3) Unless an *Adjudicative Committee* orders otherwise, a *person* who is *disqualified*, *warned-off* or declared a *defaulter* is not:
- (a) permitted to transact or engage in any business affecting the registration or licensing of *persons* or *greyhounds* with *GRNZ*;
  - (b) to enter any enclosure or other part of a *racecourse* or any property occupied or used in connection with a *racecourse* whether acting as agent or in any other capacity;
  - (c) to enter the *premises of a Club*;
  - (d) to have or hold any of the rights or privileges conferred by any licence or registration pursuant to *the Rules*;
  - (e) eligible to otherwise participate in or associate with *greyhound racing*, and any *greyhound* which has been *nominated* by the *person* or in the *person's name*, or which the *person* wholly or partly owns which is proved to the satisfaction of the *Racing Integrity Board* to be under the *person's care*, custody or in training with the *person*, is prohibited from competing in any *Event*.

Compare: 2022 rr 63.5, 63.7, 64.6, 76.2

#### **LR178A Effect of being declared a defaulter**

Any *person* recorded in the *Defaulter's List* shall, if registered, be *disqualified* until such time as the arrears have been paid.

Compare: 2022 r 64.5

#### **179 Penalty to be recommenced after breach**

Where a *person* breaches rule 178 the period of *penalty* imposed on a *disqualified* or *warned off person* is automatically deemed to be recommenced as from the most recent date of that breach, and the *person* may be subject to further *penalty*.

#### **180 Unregistered or unlicensed person**

- (1) For the purpose of *the Rules* an "unregistered *person*" or "unlicensed *person*" means a *person* who:
  - (a) does not hold a current registration or licence; or
  - (b) has had their registration or licence cancelled or has been refused a registration or licence.
- (2) A *registered person* must not permit an unregistered or unlicensed *person* to:
  - (a) *train*, at any place; or
  - (b) handle, on any *racecourse*,  
a *greyhound* owned by the *owner* or under the control of the *trainer*.
- (3) A *person* must not *train* or keep a *greyhound* (unless retired as a pet) at any property or premises of a *disqualified*, *suspended* or *warned off person* or *person* declared to be a *defaulter*.
- (4) Unless an *Adjudicative Committee* in special circumstances orders otherwise, a *disqualified greyhound* is prohibited from competing in any *Event* or from being used for breeding purposes.
- (5) Unless an *Adjudicative Committee* in special circumstances orders otherwise, if a *person* is *suspended*, any *greyhound nominated* by the *person* or in the *person's name*, which is wholly or partly owned by the *person*, or which is under the *person's care*, custody or training, is prohibited from competing in



any *Event*.

Compare: 2022 r 76.1

### **181 Racing Integrity Board to retain a record of penalties**

- (1) The *Racing Integrity Board* and *GRNZ* must retain a record of and at their discretion *publish* records of their respective decisions in relation to:
  - (a) *persons disqualified, suspended, warned off* or declared to be the subject of an inquiry or other disciplinary process, or a *defaulter*; and
  - (b) *greyhounds disqualified* or otherwise prohibited from competing in any *Event*.
- (2) A *Club* must take all necessary actions to enforce the actions or directions of the *Racing Integrity Board*, an *Adjudicative Committee* or *GRNZ* in relation to:
  - (a) *persons disqualified, suspended, warned off*, or declared to be subject of an inquiry or other disciplinary inquiry, or who are a *defaulter*; or
  - (b) *greyhounds disqualified* or otherwise prohibited from being nominated for or competing in any *Event*.

Compare: 2022 r 16

### **182 Reciprocity of penalties as between Australian and New Zealand Controlling Body jurisdictions**

- (1) If a *penalty* (other than a fine or reprimand) has been imposed by a *Controlling Body* or *Stewards* in another jurisdiction, that *penalty* automatically applies in the jurisdictions of all other *Controlling Bodies*. If the relevant *penalty* relates to a *greyhound*, the *greyhound* is immediately prohibited from competing in any *Event*.
- (2) Only an *Adjudicative Committee* or the *Controlling Body* which issues a *penalty* must provide notice of that decision to the *person* penalised, or the *owner* of the *greyhound* penalised.
- (3) The *Racing Integrity Board* and *GRNZ* are not required to inquire into any of the circumstances of a *penalty* imposed by a *Controlling Body* or the *Stewards* in another state or territory.
- (4) If the *Racing Integrity Board* or *GRNZ* wishes to apply a *penalty* from another jurisdiction in its own jurisdiction, but the *penalty* is not of a kind which can apply in the jurisdiction pursuant to *the Rules* or a *relevant Act* which applies to it, the *Racing Integrity Board* or *GRNZ* may direct that the nearest equivalent *penalty* that may be imposed by the *Racing Integrity Board*, *Adjudicative Committee* or *GRNZ* is to apply in its jurisdiction.

### **183 Penalties imposed by approved controlling authorities to apply to Controlling Body jurisdictions**

- (1) Except for fines and reprimands, any other *penalty*, (including a *warning off*, declaration of a *defaulter*, or placement on an unpaid forfeit list) made by an *approved controlling authority* automatically applies in the jurisdictions of the *Controlling Bodies*.
- (2) Notwithstanding subrule (1) of this rule, an *Adjudicative Committee* may, if it thinks fit, expressly rule that a *suspension* imposed by an *approved controlling authority* does not apply in its jurisdiction.

## **FIRST SCHEDULE – PERSONS PROHIBITED FROM BEING ADMITTED TO A RACECOURSE**

- 1. Interpretation** – In this schedule:
  - (a) racecourse, racing rules, racing code, and racing betting each has the same meaning ascribed to it in section 5 of the Racing Industry Act 2020;
  - (b) bookmaking has the same meaning ascribed to it in section 4 of the Gambling Act 2003;
  - (c) Exemptions Committee means a committee comprising of the chief executive of each racing code and a chairman appointed by the racing codes;
  - (d) references to any Act include references to any subsequent Act consolidating or in substitution of it.
  
- 2. Prohibited persons** – For the purpose of maintaining public confidence in the conduct of racing and the integrity of racing betting:
  - (a) persons (other than eligible individuals under the Criminal Records (Clean Slate) Act 2004 and those persons to which clause 2(b) applies) of the classes described in Category 1 are excluded absolutely from entering any racecourse;
  - (b) persons (other than eligible individuals under the Criminal Records (Clean Slate) Act 2004) of the classes described in Category 2 are excluded for a period of 2 years from the date of conviction from entering any racecourse.
  
- 3. Exemptions—**
  - (a) Any person excluded under clause 2 from entering a racecourse may apply in writing to the Exemptions Committee to be exempted wholly or in part from that prohibition.
  - (b) The Exemptions Committee may grant an exemption in whole or in part if it is satisfied that, having regard to the exceptional circumstances of the particular individual, doing so will not compromise the maintenance of public confidence in the conduct of racing and the integrity of racing betting.

### **Category 1**

Classes of person excluded absolutely from entering any racecourse under clause 2(a)—

#### *Racing Disqualifications*

- (a) Disqualified persons under the racing rules made by racing codes;
- (b) Persons who are disqualified or prohibited by racing authorities in any country outside New Zealand having reciprocal agreements with one or more of the racing codes;

#### *Bookmaking, Betting and Racing*

Bookmakers and persons acting as bookmakers agents, but not persons lawfully acting as bookmakers or bookmakers' agents in any country outside New Zealand;

- (c) Persons convicted (whether before or after the commencement of these rules) of any

offence or infringement offence under the Gambling Act 2003, the Gaming Act 1908 or under Part II of the Gaming and Lotteries Act 1977;

- (d) Persons convicted (whether before or after the commencement of these rules) of any offence under the Racing Industry Act 2020, the Racing Act 2003 or the Racing Act 1971;

#### *Offences*

- (e) Persons convicted (whether before or after the commencement of these rules) of the following offences:
- (i) endangering safety under sections 12 or 13 of the Summary Offences Act 1981;
  - (ii) possession of weapons or imitation firearms in a public place; or
  - (iii) any offence under the Gaming and Lotteries Act 1977 (other than Part II which relates to Bookmakers and Betting);

#### *Crimes*

- (f) Persons convicted (whether before or after the commencement of these rules) of any of the following crimes, or of being a party to any such crime, or of conspiring or attempting to commit any such crime:
- (iv) crimes involving dishonesty, fraud, forgery, bribery or corruption;
  - (v) violence offences, sexual offences; indecent acts or arson;
  - (vi) serious drug offences;
  - (vii) burglary, robbery or conversion; or
  - (viii) participation in an organised criminal group under section 98A of the Crimes Act 1961.

#### *Overseas Convictions*

- (g) Persons convicted (whether before or after the commencement of these rules) in countries outside New Zealand of offences or crimes corresponding to those mentioned in paragraphs (d), (e), (f) and (g) of these rules.

### **Category 2**

Classes of person excluded from entering any racecourse for the period referred to in rule 2(b)—

- (a) Persons convicted (whether before or after the commencement of these rules) of assault, except those persons whose sentence or cumulative sentence (in the case of multiple convictions) in any such case is a fine of less than \$1000 or community work of less than 100 hours and those persons on whom no sentence was imposed;
- (b) Persons belonging to any one or more of the classes referred to in paragraphs (f) and (g) of Category 1 on whom no sentence was imposed or whose sentence:
- (i) did not include a custodial sentence (as defined in section 4 of the Criminal Records (Clean Slate) Act 2004); and
  - (ii) did not include a fine of \$1000 or more or a term of community work of 100 hours or more or supervision.



## SECOND SCHEDULE – MINOR INFRINGEMENT TABLES

<b>Rule</b>	<b>Description</b>	<b>1<sup>st</sup> offence</b>	<b>2<sup>nd</sup> offence</b>	<b>3<sup>rd</sup> offence</b>
25(1)	Fails to provide vaccination certificate at request of <i>GRNZ</i> or <i>Racing Integrity Board</i>	\$200	\$300	Referral to <i>Adjudicative Committee</i>
29(1)	Failure to have a securely fixed muzzle in a public place and have a <i>greyhound</i> under appropriate control	\$100	\$200	Referral to <i>Adjudicative Committee</i>
34(5)(a)	<i>Trainers</i> not fulfilling administration obligations re <i>trainer</i> kennel changes (3 <i>business days</i> )	\$50	\$100	\$150
LR75D(2)	Non eligible <i>nomination</i>	\$100	\$100	Referral to <i>Adjudicative Committee</i>
76(2)	Not <i>scratched</i> by 7:30am thus constituting a late <i>scratching</i>	\$150 If no reserve <i>greyhound</i> is denied a start	\$200	Referral to <i>Adjudicative Committee</i> at <i>Steward's</i> discretion
76(2)	Not <i>scratched</i> by 7:30am thus constituting a late <i>scratching</i>	\$300 If a reserve <i>greyhound</i> is denied a start	\$300	Referral to <i>Adjudicative Committee</i> at <i>Steward's</i> discretion
76(7)	Non valid withdrawal	\$200	\$250	\$300
LR76B	100km rule	\$100	\$200	Referral to <i>Adjudicative Committee</i>
81(1)	<i>Trainers</i> not fulfilling obligations regarding proper care of <i>greyhounds</i> whilst on a <i>racecourse</i>	\$300	Referral to <i>Adjudicative Committee</i>	Referral to <i>Adjudicative Committee</i>
81(2)(b)	<i>Handlers</i> offending by handling more than one <i>greyhound</i> post kennelling	\$50	\$100	\$200

<b>Rule</b>	<b>Description</b>	<b>1<sup>st</sup> offence</b>	<b>2<sup>nd</sup> offence</b>	<b>3<sup>rd</sup> offence</b>
LR82A	<i>Trainers</i> not fulfilling administration obligations re kennel changes (post <i>nomination</i> )	\$50	\$100	\$150
LR82B	<i>Trainers</i> not notifying GRNZ of <i>greyhounds</i> being domiciled in others' kennels	\$50	\$100	\$300
86(3)	Fails to produce the <i>greyhound</i> at or <i>before</i> the time specified in rule 86(1)	\$50	\$50	\$50
93	Kennelling breaches	\$50	\$100	\$100
LR97A(1)(c)	Incorrect race rug	\$50	\$100	\$100
LR97A(2)	Failure by a <i>handler</i> to collect a <i>greyhound</i>	\$50	\$50	\$50
99	Failure by <i>trainer/handler</i> to arrange for a catcher	\$50	\$50	\$50
151(1)	Previous two years treatment records unavailable	\$200	\$300	Referral to <i>Adjudicative Committee</i>
156(f)	Applies only to boxing offences only – e.g. placing <i>greyhound</i> in the wrong box resulting in <i>disqualification</i> of <i>greyhound</i>	\$200	\$300	Referral to <i>Adjudicative Committee</i>
156(r)	Failure to meet dress standards	\$25	\$50	\$50
156(s) and (t)	<i>Handlers</i> tampering with <i>greyhound</i> muzzles etc.	\$50	\$100	\$200

<b>Welfare Standard</b>	<b>Description</b>	<b>1<sup>st</sup> offence</b>	<b>2<sup>nd</sup> offence</b>
1.7	Contaminated or unclean food containers	\$200	\$300 or refer to <i>Adjudicative Committee</i>
1.7	Unclean food preparation and/or storage area(s)	\$200	\$300 or refer to <i>Adjudicative Committee</i>
1.9	Clean water not available to <i>greyhound</i>	\$200	\$300 or refer to <i>Adjudicative Committee</i>
1.14	Out of date vaccinations for distemper, hepatitis, parvovirus and infectious canine cough	\$200	\$300 or refer to <i>Adjudicative Committee</i>
1.17	Failure to control internal or external parasites	\$200	\$300 or refer to <i>Adjudicative Committee</i>
1.25	Introducing <i>greyhound</i> with an infectious disease to a new area	\$300	Refer to <i>Adjudicative Committee</i>
1.26	<i>Greyhound</i> with an infectious disease not isolated	\$300	Refer to <i>Adjudicative Committee</i>
1.29	Does not have established relationship with a local <i>veterinary</i> practitioner or veterinary clinic	\$300	Refer to <i>Adjudicative Committee</i>
1.32	Medication not held in a secure location	\$200	\$300 or refer to <i>Adjudicative Committee</i>
2.5	Facilities and individual kennels fail to offer safe enclosure to minimise risks of injury	\$200	\$300 or refer to <i>Adjudicative Committee</i>
2.7b	Kennels fail to meet the minimum standard for size = 3m <sup>2</sup> floor (no less than 1.2m wide) x 1.2m high	\$300	Refer to <i>Adjudicative Committee</i>
2.7b, Table 3	Kennel(s) used by <i>breeding female</i> and litters between 7 days – 8 weeks under 15m <sup>2</sup>	\$300	\$300 or refer to <i>Adjudicative Committee</i>
2.7b, Table 3	Whelping box(es) does not provide enough room for the <i>greyhound</i> to lie comfortably while whelping and accommodate all puppies during feeding	\$300	\$300 or refer to <i>Adjudicative Committee</i>
2.7d	Run fence posts appropriately constructed and free of projections and rough/sharp edges	\$100	\$200 or refer to <i>Adjudicative Committee</i>

<b>Welfare Standard</b>	<b>Description</b>	<b>1<sup>st</sup> offence</b>	<b>2<sup>nd</sup> offence</b>
2.7f	Kennel doors not fitted with a secure latching device	\$100	\$200 or refer to <i>Adjudicative Committee</i>
2.8	Minimum size of day/spelling yard(s) is less than 9m <sup>2</sup> and fencing material is less than 1.2m high.	\$200	\$300 or refer to <i>Adjudicative Committee</i>
2.9	Exercise yard external fencing not a minimum of 1.2m high	\$100	\$200 or refer to <i>Adjudicative Committee</i>
2.10	Kennels fail to provide at least enough space for each animal	\$300	Refer to <i>Adjudicative Committee</i>
2.12	Kennel – <i>greyhounds</i> do not always have access to clean/dry/hygienic or raised bedding	\$200	\$300 or refer to <i>Adjudicative Committee</i>
2.17	Use of lights which generate excessive heat that a <i>greyhound</i> cannot avoid	\$200	\$300 or refer to <i>Adjudicative Committee</i>
2.19	Using transport or crawl space as housing for a <i>greyhound(s)</i>	\$300	Refer to <i>Adjudicative Committee</i>
2.20	Evidence of tethering being used as a form of containment	\$200	\$300 or refer to <i>Adjudicative Committee</i>
2.29	Kennels are not clean, free from faeces, urine and food waste or routinely disinfected	\$200	\$300 or refer to <i>Adjudicative Committee</i>
2.31	Use of non-impervious flooring in <i>greyhound</i> enclosure	\$200	\$300 or refer to <i>Adjudicative Committee</i>
2.32	Use of toxic paint in <i>greyhound</i> enclosure	\$200	\$300 or refer to <i>Adjudicative Committee</i>
2.34	Unclean exposed drains	\$200	\$300 or refer to <i>Adjudicative Committee</i>
2.35	Uncontrolled pests on premises	\$100	\$200 or refer to <i>Adjudicative Committee</i>
2.38	Failure to follow instructions for the use of cleaning, disinfecting and pest control agents	\$100	\$200 or refer to <i>Adjudicative Committee</i>



<b>Welfare Standard</b>	<b>Description</b>	<b>1<sup>st</sup> offence</b>	<b>2<sup>nd</sup> offence</b>
2.39	Facility does not prevent access to unauthorised people	\$100	\$200 or refer to <i>Adjudicative Committee</i>
2.40	Double barriers not used to prevent <i>greyhound</i> escape	\$100	\$200 or refer to <i>Adjudicative Committee</i>
2.41	Failure to store poison or harmful substances out of reach of <i>greyhounds</i> and/or children	\$300	Refer to <i>Adjudicative Committee</i>
2.42	Fail to have firefighting equipment	\$200	\$300 or refer to <i>Adjudicative Committee</i>
2.43	Fail to have working smoke alarms	\$100	\$200 or refer to <i>Adjudicative Committee</i>
2.44	Fail to develop an emergency plan	\$100	\$200 or refer to <i>Adjudicative Committee</i>
2.52	Evidence, or use of, poorly fitting muzzle on <i>greyhound</i> when in race day kennels	\$200	\$300 or refer to <i>Adjudicative Committee</i>
2.53(c) 2.54, 2.56 and 4.21	Kennel(s) used by <i>breeding female</i> and litters between 7 days – 8 weeks not separated from other <i>greyhounds</i> or maintained at an age-appropriate temperature	\$300	\$300 or refer to <i>Adjudicative Committee</i>
2.59 a, b, c, d	Unsafe, or unsupervised use of, automated exercise equipment	\$200	\$300 or refer to <i>Adjudicative Committee</i>
3.8	Puppies between the ages of 3 – 16 weeks not socialised daily	\$100	\$200 or refer to <i>Adjudicative Committee</i>
6.4	Unwarranted mode of transport/vehicle	\$300	Refer to <i>Adjudicative Committee</i>
6.7	Floor of cages/compartments isn't non-slip material	\$200	\$300 or refer to <i>Adjudicative Committee</i>
6.7	Inadequately sized trailer cages/compartments	\$200	\$300 or refer to <i>Adjudicative Committee</i>
6.10(c)	Transport cages/compartments not clean prior to enclosing <i>greyhounds</i>	\$200	\$300 or refer to <i>Adjudicative Committee</i>

<b>Welfare Standard</b>	<b>Description</b>	<b>1<sup>st</sup> offence</b>	<b>2<sup>nd</sup> offence</b>
6.11	Failure to provide clean potable water at least every three hours when travelling	\$200	\$300 or refer to <i>Adjudicative Committee</i>
6.11	Excessive retention in transport enclosure without adequate breaks and inspection	\$300	Refer to <i>Adjudicative Committee</i>
6.14	Failure to inspect <i>greyhound</i> prior to disembarking the ferry	\$300	Refer to <i>Adjudicative Committee</i>
6.14	Fail to notify the ferry operators that <i>greyhounds</i> are onboard	\$300	Refer to <i>Adjudicative Committee</i>

## THIRD SCHEDULE – COMMON RULES OF PRACTICE AND PROCEDURE FOR THE ADJUDICATIVE COMMITTEE AND APPEALS TRIBUNAL

### Part 1: General Provisions

#### 1. Application

- 1.1 This Schedule applies to any proceeding before the *Adjudicative Committee* or *Appeals Tribunal* under the *GRNZ Rules of Racing (GRNZ Rules)*.
- 1.2 Unless provided otherwise, any reference in this Schedule to a particular rule is a reference to that rule in this Schedule.

#### 2. Structure of this Schedule

- 2.1 This Schedule has four parts:
- (a) **Part 1:** General provisions;
  - (b) **Part 2:** Adjudicative Committee;
  - (c) **Part 3:** Appeals Tribunal; and
  - (d) **Part 4:** Miscellaneous.

#### 3. Objective

- 3.1 The objective of the rules, as they apply to any proceeding before the *Adjudicative Committee* or *Appeals Tribunal*, is to promote the just, fair, speedy, and inexpensive determination of the proceeding.
- 3.2 Dealing with a proceeding justly and fairly includes:
- (a) Dealing with the proceeding in ways proportionate to the complexity of the issues;
  - (b) Seeking informality and flexibility in proceedings;
  - (c) Using the *Adjudicative Committee's* and *Appeals Tribunal's* specialist expertise effectively; and
  - (d) Avoiding delay as far as compatible with the proper consideration of the issues.
- 3.3 Where in any proceeding, any matter is required to be proved by an informant or defendant, the standard of proof shall be the balance of probabilities.

#### 4. Power to regulate procedure

- 4.1 Subject to the rules, the *Adjudicative Committee* and *Appeals Tribunal* may regulate their procedure and conduct any hearing in any manner they consider fit.
- 4.2 Where any matter is not otherwise provided for in the rules, the *Adjudicative Committee* and *Appeals Tribunal* shall have the jurisdiction to make such orders or give such directions as they consider to be consistent with the objective set out at rule 3.1 of this Schedule.
5. **Natural justice**
- 5.1 The *Adjudicative Committee* and *Appeals Tribunal* must exercise and perform their duties, powers, and functions in a manner consistent with the rules of natural justice.

## Part 2: Adjudicative Committee

### General

#### 6. Registry

6.1 The *Executive Officer* of the *Adjudicative Committee* means:

- (a) the person or persons appointed by the *Racing Integrity Board* to be the *Executive Officer* of the *Adjudicative Committee*, not being a *race day Adjudicative Committee*;
- (b) the person appointed by the Secretary or Chief Executive Officer of the *Club* conducting a *meeting* as the *race day Adjudicative Committee Executive Officer*;

and in either case must not be a member of the *Adjudicative Committee*.

6.2 Subject to rule 11.1(a) of this Schedule, documents to be filed with the *Adjudicative Committee* shall be sent to the *Executive Officer* of the *Adjudicative Committee* at the following address:

Adjudicative Committee Executive Officer  
Racing Integrity Board  
Private Bag 17902  
Greenlane  
Auckland  
Email: [info@racingintegrityboard.org.nz](mailto:info@racingintegrityboard.org.nz)

#### 7. Jurisdiction of Adjudicative Committee

7.1 The *Adjudicative Committee* shall have jurisdiction to inquire into, hear and determine all proceedings commenced pursuant to the *GRNZ Rules* which are not expressly stated to be within the jurisdiction of any other person or body.

7.2 The *Adjudicative Committee* shall determine a dispute between the parties as to whether it has jurisdiction to hear a matter in such manner as it thinks fit.

#### 8. Duties of Adjudicative Committee members

8.1 When exercising powers or performing duties under the rules, an *Adjudicative Committee* member must act:

- (a) in good faith;

- (b) with reasonable care, diligence, and skill; and
- (c) with honesty and integrity.

## **9. Appointment of chairperson of Adjudicative Committee**

- 9.1** The Chairperson of the *Racing Integrity Board* shall appoint one of the members of a *Adjudicative Committee* to act as the Chairperson of that *Adjudicative Committee*.
- 9.2** In any case where the appointed Chairperson of the *Adjudicative Committee* is unable to act in relation to a particular matter, the *Adjudicative Committee* may appoint another of its members to act as Chairperson in relation to that matter.

## **10. Quorum**

- 10.1** Subject to rule 10.2 of this Schedule, all appointed members of an *Adjudicative Committee* shall, if practicable, determine any matter, information or proceeding submitted for the determination of that Committee.
- 10.2** One member shall constitute a quorum of the *Adjudicative Committee*.

## **Commencement and management of proceedings**

### **11. Commencement of proceedings**

- 11.1** Unless provided otherwise in the *GRNZ Rules*, all proceedings shall be commenced by filing an information either:
- (a) with the *Executive Officer* of the *Adjudicative Committee* appointed for a *meeting* in accordance with rule 6.1(b) of this Schedule where the information is filed during a *meeting*; or
  - (b) with the Registry of the *Racing Integrity Board* in accordance with rule 6.2 of this Schedule where the information is filed other than during a *meeting*.

### **12. Timing of determination of informations**

- 12.1** All informations filed during any *day* of a *meeting* shall be determined by the *Adjudicative Committee* appointed to officiate on that *day* by the *Racing Integrity Board*, except where the hearing of the information is adjourned.
- 12.2** Where the hearing is adjourned in accordance with rule 12.1 of this Schedule, the hearing and the determination shall be by either that *Adjudicative Committee* or such other *Adjudicative Committee* as appointed by the *Racing Integrity Board*.
- 12.3** All informations filed other than on a *race day* shall be determined by an *Adjudicative Committee* appointed by the *Racing Integrity Board*.

### **13. Notice of hearing**

- 13.1** Subject to rule 13.2 of this Schedule, the person or persons named in the information as a defendant shall be served with a copy of the information and shall be advised by the *Executive*

*Officer* of the date, time, and place of hearing.

**13.2** Where the hearing of an information is to take place during a *meeting*, and the decision of the *Adjudicative Committee* may affect the placings of a *greyhound*, and where in respect of any proceedings the defendant is not present, the defendant shall be deemed to have been served when service of the information and advice of the date, time and place of hearing is effected upon the person in apparent control of a *greyhound* named in the information.

**14. Adding parties**

**14.1** A person who has an interest in the subject matter of the proceeding may be added to the proceeding at the discretion of the Chairperson of the *Adjudicative Committee* either as a party or in some other capacity.

**15. Preliminary matters and pre-hearing conferences**

**15.1** The Chairperson of an *Adjudicative Committee* may hear and determine any preliminary matters.

**15.2** The Chairperson of an *Adjudicative Committee* may hold a pre-hearing conference or conferences prior to the substantive hearing of any proceeding.

**15.3** Matters which may be considered at a pre-hearing conference include:

- (a) Adding parties;
- (b) Identification of issues;
- (c) Disclosure;
- (d) Timetabling for any steps required in the proceeding;
- (e) Special needs at the hearing;
- (f) Time required for the hearing;
- (g) Venue; and
- (h) Any other matters raised by the parties or of the *Adjudicative Committee's* own motion.

**15.4** A pre-hearing conference may be held by telephone or any other mode.

**15.5** The Chairperson hearing and determining any matters under this rule need not be the same Chairperson who hears and determines the proceedings.

**15.6** The Chairperson may direct the parties to file memoranda at any time prior to the pre-hearing conference as the Chairperson thinks fit.

**Evidence**

**16. Summoning of witnesses**

- 16.1** The *Adjudicative Committee*, of its own motion or on the application of a party to any proceedings before it, shall have the power to require (including by way of summons signed by the Chairperson or other member thereof) any person to appear before it, to answer any question put to that person, and to produce to it any papers, documents, records or things referred to in such summons.
- 16.2** A person who is summonsed to attend to give evidence before an *Adjudicative Committee* or to produce to the *Adjudicative Committee* any papers, documents, records or things:
- (a)** shall attend in accordance with the summons;
  - (b)** shall not refuse to be sworn or to give evidence or refuse to answer any question that the person is lawfully required by the *Adjudicative Committee* or any member of it to answer concerning the proceeding; and
  - (c)** shall produce any such paper, document, record or thing.
- 16.3** A breach of this rule without sufficient cause is deemed to be an offence.

## **17. Evidence**

- 17.1** The *Adjudicative Committee* may receive as evidence any statement, document, information, or matters that may, in its opinion, assist it to deal justly, speedily, and inexpensively with the matters before it, whether or not that statement, document, information, or matter would be admissible in a court of law.
- 17.2** The *Adjudicative Committee* may receive evidence on oath, and, for that purpose, any member of the *Adjudicative Committee* may administer an oath.
- 17.3** The *Adjudicative Committee* may permit a person appearing as a witness before it to give evidence by tendering his or her written witness statement and verifying that statement by oath.
- 17.4** The *Adjudicative Committee* may receive evidence given by audio-visual communication or by any other means of communication if it thinks fit.

## **18. Evidence of persons about to leave New Zealand or otherwise unavailable**

- 18.1** Upon application by a party or of its own motion, the Chairperson of the *Adjudicative Committee* may make an order for the taking of the evidence of any person, if the Chairperson is satisfied that the person intends to depart from New Zealand before the hearing, or may otherwise be unavailable to give evidence at the hearing, and that it is desirable or expedient that such evidence should be so taken.
- 18.2** The evidence shall be taken before the *Adjudicative Committee* and recorded in such manner as directed by that member.
- 18.3** Evidence taken in accordance with this rule may be tendered at the hearing as if it were given in the course thereof.
- 18.4** Nothing in rules 18.1 to 18.3 of this Schedule limits the power of the *Adjudicative Committee* to receive any evidence it thinks fit in accordance with rule 17.1 of this Schedule.

## **19. Independent experts and counsel**

- 19.1** The Chairperson of the *Adjudicative Committee* may, in any proceeding, either on his or her own motion or on the application of any party, appoint a person who is independent of the parties with expertise in the subject matter of the dispute to:
- (a)** give evidence in the proceeding;
  - (b)** assist and advise the *Adjudicative Committee*.
- 19.2** An appointed independent expert shall be entitled to be present at the hearing and have such powers and duties as are specified in the order of appointment.
- 19.3** An appointed independent expert shall not be present during any deliberation of the *Adjudicative Committee*.
- 19.4** The Chairperson of the *Adjudicative Committee* may appoint counsel to assist it in any proceeding.
- 19.5** Appointed counsel may be present at the hearing and at other times advise the *Adjudicative Committee* on matters of law, procedure, or evidence in that proceeding or matter at any time.
- 19.6** Appointed counsel shall not be present during any deliberations of the *Adjudicative Committee*.
- 19.7** The *Adjudicative Committee* shall be responsible for any fees and expenses incurred by a person appointed under this rule unless it otherwise directs.

## **The hearing and decisions**

### **20. Hearing may be in private**

- 20.1** All hearings are open to the public unless an order is made under rule 20.2 of this Schedule.
- 20.2** Upon application by a party or of its own motion, the *Adjudicative Committee* may order that a hearing, or any part of a hearing, be held in private.

### **21. Determination on the papers**

- 21.1** Where the *Adjudicative Committee* deems it appropriate, any matter or proceeding may be determined solely on the basis of the documents and evidence filed by the parties, without the need for an oral hearing.

### **22. Right to attend hearing**

- 22.1** The informant and defendant shall be entitled to be present at the hearing of any proceeding unless:
- (a)** rule 21.1 of this Schedule applies;
  - (b)** such person so unreasonably interrupts the hearing as to render its continuance in that person's presence impractical;



- (c) that person absents himself without the leave of the *Adjudicative Committee*; or
- (d) the *Adjudicative Committee* believes there is good reason to continue to proceed in that person's absence.

**22.2** In any of the cases referred to in rule 22.1 of this Schedule the *Adjudicative Committee* may proceed in the absence of the person.

**22.3** The *Adjudicative Committee* may permit the informant and defendant to be absent from the hearing during the whole or any part of the hearing on such terms as it thinks fit.

### **23. Representation**

**23.1** Subject to rules 23.2 and 23.3 of this Schedule, a person shall not be represented by counsel or a lay advocate at any hearing held by an *Adjudicative Committee* in respect of a matter which arises on a *race day* and which is held on that *day*.

**23.2** If an *Adjudicative Committee* is conducting a hearing at a *racecourse* in the course of a *race day* and a defendant is unavoidably absent from the *racecourse*, such person as is permitted by the *Adjudicative Committee* to appear as his duly authorised representative, together with the informant, shall have the right to be present while the whole of the evidence is being given.

**23.3** At a hearing conducted by an *Adjudicative Committee* which is held other than on the *race day* on which the matter arose, each person against whom and/or against whose *greyhound* an information has been filed, shall be entitled to have representation by counsel, or a lay advocate approved by the *Adjudicative Committee*.

### **24. No appearance at hearing**

**24.1** If, at the hearing of an information, the defendant does not appear and the *Adjudicative Committee* is satisfied the information has been served and the defendant is aware of the date of hearing, the hearing may proceed in the absence of the defendant.

**24.2** Where rule 24.1 of this Schedule applies:

- (a) evidence of a fact or opinion which could have been given orally may be given by way of affidavit; and
- (b) the *Adjudicative Committee* shall have the same power to deal with the defendant as if the defendant had appeared before it.

**24.3** A defendant who does not appear at the hearing of the information may admit the breach of the *GRNZ Rules* alleged in that information by giving written notice to the *Adjudicative Committee* that the defendant does so and the *Adjudicative Committee* shall have the same power to deal with the defendant as if the defendant had appeared before it and admitted that breach.

**24.4** A defendant who fails to appear at the hearing without sufficient cause or without giving notice in accordance with rule 24.3 of this Schedule commits an offence as a breach of the *GRNZ Rules*.

**24.5** Where on the hearing of an information only the defendant appears or neither the informant nor the defendant appear, the *Adjudicative Committee* may dismiss the information for want

of prosecution or, subject to rules 26.2 to 26.4 of this Schedule, adjourn the hearing to such time and place and on such conditions as it thinks fit.

**25. Appearance at hearing**

**25.1** Where at the hearing of an information both the informant and the defendant appear:

- (a) the *Adjudicative Committee* shall conduct the hearing as it thinks fit;
- (b) the hearing may be recorded and evidence given may at the direction of the *Adjudicative Committee* be committed to writing;
- (c) if a defendant admits a breach of the *GRNZ Rules*, the *Adjudicative Committee* shall find the breach proved; and
- (d) evidence of a fact or opinion which may be given orally may also be given by way of an affidavit or in such other manner as the *Adjudicative Committee* permits.

**26. Adjournments**

**26.1** A hearing may be adjourned to such time and place, and upon such conditions, as the *Adjudicative Committee* thinks fit.

**26.2** If the hearing commences during any *day* of a *meeting* and the *Adjudicative Committee's* determination may affect the declaration of the Official Result of Placings on that *day* the hearing shall be concluded on that *day* and shall not be adjourned to any later date.

**27. Amendments to informations**

**27.1** In any case where an information alleging a breach of the *GRNZ Rules* has been filed and the defendant has appeared to answer the information the informant may, at any time before the *Adjudicative Committee* has given its decision in respect of the information, request the *Adjudicative Committee* to permit an amendment of the information and the *Adjudicative Committee* may permit the information to be amended accordingly.

**27.2** In any case where an information has been filed alleging that a person or *greyhound* has committed a breach of the *GRNZ Rules* the *Adjudicative Committee* may, of its own motion, amend the information in such respect or respects as it thinks fit at any time before it gives its decision in respect of the information.

**27.3** Without limiting the generality of the powers conferred by rules 27.1 and 27.2 of this Schedule, an information may be amended by substituting one alleged breach of the *GRNZ Rules* for another or others.

**27.4** If an information is amended:

- (a) the defendant against whom the information has been filed shall be asked whether the information is admitted as amended;
- (b) the hearing shall thereafter proceed as if the information had been filed as amended; and
- (c) the *Adjudicative Committee* shall have the power to accept the evidence already given

as applying to the amended information.

**27.5** Notwithstanding rule 27.4(c) of this Schedule, the defendant may request the *Adjudicative Committee* to recall any witness who has already given evidence to enable that witness to be cross-examined, or further examined or re-examined, in view of the amended information.

**27.6** Subject to rule 26.2 of this Schedule, the *Adjudicative Committee* may, if it considers that the defendant would be disadvantaged by reason of any amendment to the information, adjourn the hearing of the information.

## **28. Withdrawal of informations**

**28.1** Any information or any breach of the *GRNZ Rules* alleged therein may, by leave of the *Adjudicative Committee*, be withdrawn by the informant before determination of the information by the *Adjudicative Committee*.

**28.2** The withdrawal of an information or the dismissal of an information for want of prosecution shall not operate as a bar to any other proceedings in the same matter.

## **29. Costs**

**29.1** On the determination of an information or its dismissal or its withdrawal, the *Adjudicative Committee* may order that all or any of the costs and expenses of:

- (a) any party to the hearing;
- (b) any person granted permission to be heard at the hearing by direction of the Chairperson of the *Adjudicative Committee*;
- (c) *GRNZ* and/or any employee or officer thereof;
- (d) the *Racing Integrity Board* and the *Adjudicative Committee*

be paid by such person or body as it thinks fit.

**29.2** If a costs order made under rule 29.1 of this Schedule is unpaid within 28 days after and exclusive of the date on which that amount was ordered to be deemed to be Arrears and may be placed in the Arrears List, Unpaid Forfeit List, or *Defaulters List* as the case may be.

## **30. Decisions**

**30.1** Decisions of the *Adjudicative Committee* shall:

- (a) be committed to writing;
- (b) state the specific rule under which any person or *greyhound* is penalised;
- (c) be notified to the parties, *GRNZ* as the case may be, and the Chief Executive of the *Racing Integrity Board*;
- (d) be published by the *Racing Integrity Board* on its website, unless the Chairperson of the *Adjudicative Committee* otherwise directs.

- 30.2** Nothing in rule 30.1 of this Schedule prevents the *Adjudicative Committee* from delivering an oral decision, with reasons to be given in writing at a later date.
- 30.3** Except where rule 26.2 of this Schedule applies, the *Adjudicative Committee* may, if it thinks fit, reserve its decision and in that case may give it at any adjourned or subsequent sitting of the *Adjudicative Committee* or may draw up its decision in writing and have it notified in accordance with rule 30.1 of this Schedule.

### **Part 3: Appeals Tribunal**

#### **General**

#### **31. Registry**

**31.1** The *Executive Officer* of the *Appeals Tribunal* means the person or persons appointed by the *Racing Integrity Board* to be the *Executive Officer* of the *Appeals Tribunal*.

**31.2** Documents to be filed with the *Appeals Tribunal* shall be sent to the *Executive Officer* of the *Appeals Tribunal* at the following address:

Adjudicative Committee Executive Officer  
Racing Integrity Board  
Private Bag 17902  
Greenlane  
Auckland  
Email: [info@racingintegrityboard.org.nz](mailto:info@racingintegrityboard.org.nz)

#### **32. Jurisdiction and authority**

**32.1** The *Appeals Tribunal* shall have the same jurisdiction and authority as the *Adjudicative Committee* or other persons or body appealed from and any additional jurisdiction and authority prescribed by the *GRNZ Rules*.

**32.2** The *Appeals Tribunal* shall determine any dispute between the parties as to whether it has jurisdiction to hear and determine a matter in such manner as it thinks fit.

#### **33. Duties of Appeals Tribunal members**

**33.1** When exercising powers or performing duties under the rules, an *Appeals Tribunal* member must act:

- (a) in good faith;
- (b) with reasonable care, diligence, and skill; and
- (c) with honesty and integrity.

#### **34. Appointment chairperson of Appeals Tribunal**

**34.1** The Chairperson of the *Racing Integrity Board* shall appoint one of the members of an *Appeals Tribunal* to act as the Chairperson of that *Appeals Tribunal*.

**34.2** In any case where the appointed Chairperson of an *Appeals Tribunal* is unable to act in relation

to a particular matter, the *Appeals Tribunal* may appoint another of its members to act as Chairperson in relation to that matter.

**35. Quorum**

**35.1** Subject to rule 35.2 of this Schedule, all appointed members of an *Appeals Tribunal* shall, if practicable, determine any appeal or matter submitted for the determination of that *Tribunal*.

**35.2** Any two members shall constitute a quorum of an *Appeals Tribunal*.

**Commencement and management of appeals**

**36. Notice of appeal**

**36.1** Appeals are commenced by notice of appeal.

**36.2** The notice of appeal shall be signed by the appellant or his or her agent.

**36.3** The notice of appeal must include:

(a) The name and address of the appellant;

(b) The grounds on which the appellant intends to rely; and

(c) The name and address of the appellant's representative, if any, and whether the *Appeals Tribunal* should send notices concerning the appeal to the representative instead of to the appellant.

**36.4** The notice of appeal must be accompanied by a copy of the decision against which the appeal is made.

**36.5** Any person or body who wishes to appeal against a decision of an *Adjudicative Committee* in respect of any matter which arose on the *day* of the relevant *meeting* (whether or not it was finally concluded on that *day*) must, not later than 48 hours after the written decision of the *Adjudicative Committee* is delivered, file with the *Executive Officer* of the *Appeals Tribunal* a notice of appeal and a filing fee. The notice and filing fee must both reach the *Appeals Tribunal* by that time.

**36.6** Any person or body who wishes to appeal against any other decision in respect of which an appeal may be brought under the rules and/or Constitution must, by 4.00pm on the fourteenth *day* after and exclusive of the *day* on which the decision is given, file with the *Executive Officer* of the *Appeals Tribunal* a notice of appeal and a filing fee. The notice and filing fee must both reach the *Appeals Tribunal* by that time.

**36.7** Where the *Adjudicative Committee* delivers an oral decision, with written reasons to be given later, the time period for filing an appeal under rules 36.5 and 36.6 of this Schedule commences when the oral decision is delivered.

**36.8** Notwithstanding rules 36.5 and 36.6 of this Schedule, the *Appeals Tribunal* may exercise its discretion and allow an appeal to proceed out of time if it is in the interests of justice to do so.

**36.9** If it is likely that a notice of appeal will be delivered to the office of the *Appeals Tribunal* after the expiry of the time limit, the appellant shall include with the notice of appeal a statement

of reasons for the delay.

**36.10** Except by special leave of the *Appeals Tribunal* on such terms and conditions as it thinks fit, an appellant shall not argue or be permitted to argue any ground of appeal not set out in the notice of appeal.

**37. Transmission of notice of appeal to Adjudicative Committee**

**37.1** Where an appeal is against a decision of the *Adjudicative Committee*, the *Appeals Tribunal* shall as soon as practicable send a copy of the notice of appeal to every respondent, *GRNZ*, as the case may be, the *Adjudicative Committee* and any other person to whom the Chairperson of the *Appeals Tribunal* directs a copy to be sent.

**37.2** The *Adjudicative Committee* shall send to the *Appeals Tribunal*, where available:

- (a) the information;
- (b) any articles, documents, films or other items which were produced to the *Adjudicative Committee* at the hearing;
- (c) a copy or transcript of the decision of the *Adjudicative Committee*; and
- (d) any other documents, exhibits or items relating to the hearing which remain in its custody.

**38. Setting down appeal for hearing**

**38.1** After the *Appeals Tribunal* has received the documents referred to in rule 37.2 of this Schedule, the Chairperson of the *Appeals Tribunal* shall determine a date and place for the hearing of the appeal.

**38.2** The *Executive Officer* of the *Appeals Tribunal* shall thereafter notify the parties to the appeal, and any other person who or body which was sent a copy of the notice of appeal, of the date, time and place appointed for the hearing.

**38.3** The *Executive Officer* of the *Appeals Tribunal* shall also give notice of the date, time and place fixed for the hearing of the appeal to such other bodies and/or persons as the Chairperson of the *Appeals Tribunal* directs.

**39. Adding parties**

**39.1** A person who has an interest in the subject matter of the appeal may be added to the appeal at the discretion of the Chairperson of the *Appeals Tribunal* either as a party or in some other capacity.

**40. Preliminary matters and pre-hearing conferences**

**40.1** The Chairperson of the *Appeals Tribunal* may hear and determine any preliminary matters.

**40.2** The Chairperson of the *Appeals Tribunal* may hold a pre-hearing conference or conferences prior to the substantive hearing of any proceeding.

**40.3** Matters which may be considered at a pre-hearing conference include:

- (a) Adding parties;
- (b) Identification of issues;
- (c) Timetabling for any steps required in the proceeding;
- (d) Special needs at the hearing;
- (e) Time required for the hearing;
- (f) Venue; and
- (g) Any other matters raised by the parties or of the *Appeals Tribunal's* own motion.

**40.4** A pre-hearing conference may be held by telephone or any other mode.

**40.5** The Chairperson hearing and determining any matters under this rule need not be the same Chairperson who hears and determines the appeal.

**40.6** The Chairperson may direct the parties to file memoranda at any time prior to the pre-hearing conference as he thinks fit.

## **Evidence**

### **41. Summoning of witnesses**

**41.1** The *Appeals Tribunal*, of its own motion or on the application of any party to any appeal, shall have the power to require (by way of summons signed by the Chairperson or other member thereof) any person to appear before it to answer any question put to that person and to produce to it any papers, documents, records or things referred to in such summons.

**41.2** A person who after being summonsed to attend to give evidence before an *Appeals Tribunal* or to produce to the *Appeals Tribunal* any papers, documents, records or things:

- (a) shall attend in accordance with the summons;
- (b) shall not refuse to be sworn or to give evidence or refuse to answer any questions that the person is lawfully required by the *Appeals Tribunal* or any member of it to answer concerning the proceeding; and
- (c) shall produce any such paper, document, record or thing.

**41.3** A breach of this rule without sufficient cause is deemed to be an offence.

### **42. Evidence**

**42.1** The *Appeals Tribunal* will reach its determination based on the evidence adduced at the hearing conducted by the persons or body whose decision is appealed against unless an order is made under rule 42.2 of this Schedule.

**42.2** The *Appeals Tribunal* may make an order to receive such further evidence, if any, as it thinks fit.

- 42.3** The *Appeals Tribunal* may receive as evidence any statement, document, information, or matters that may, in its opinion, assist it to deal justly, speedily, and inexpensively with the matters before it, whether or not that statement, document, information, or matter would be admissible in a court of law.
- 42.4** The *Appeals Tribunal* may receive evidence on oath, and, for that purpose, any member of the *Appeals Tribunal* may administer an oath.
- 42.5** The *Appeals Tribunal* may permit a person appearing as a witness before it to give evidence by tendering his or her written witness statement and verifying that statement by oath.
- 42.6** The *Appeals Tribunal* may receive evidence given by audio-visual communication, or by any other means of communication as it thinks fit.

**43. Evidence of persons about to leave New Zealand or otherwise unavailable**

- 43.1** Upon application by a party or of its own motion, the Chairperson of the *Appeals Tribunal* may make an order for the taking of the evidence of any person if the Chairperson of the *Appeals Tribunal* is satisfied that the person intends to depart from New Zealand before the hearing, or may otherwise be unavailable to give evidence at the hearing, and that it is desirable or expedient that such evidence should be so taken.
- 43.2** The evidence shall be taken before the *Appeals Tribunal* and recorded in such manner as directed by the *Appeals Tribunal*.
- 43.3** Evidence taken in accordance with this rule may be tendered at the hearing as if it were given in the course thereof.
- 43.4** Nothing in rules 43.1 to 43.3 of this Schedule limits the power of the *Appeals Tribunal* to receive any evidence it thinks fit in accordance with rule 42.3 of this Schedule.

**44. Independent experts and counsel**

- 44.1** The Chairperson of the *Appeals Tribunal* may, in any proceeding, either on his or her own motion or on the application of any party, appoint a person who is independent of the parties with expertise in the subject matter of the dispute to:
- (a)** give evidence in the proceeding;
  - (b)** assist and advise the *Appeals Tribunal*.
- 44.2** An appointed independent expert shall be entitled to be present at the hearing and have such powers and duties as are specified in the order of appointment.
- 44.3** An independent expert shall not be present during any deliberation of the *Appeals Tribunal*.
- 44.4** The Chairperson of the *Appeals Tribunal* may appoint counsel to assist it in any proceeding.
- 44.5** Appointed counsel may be present at the hearing and at other times may advise the *Appeals Tribunal* on matters of law, procedure or evidence in that proceeding or matter at any time.
- 44.6** Appointed counsel shall not be present during any deliberations of the *Appeals Tribunal*.



**44.7** The Tribunal shall be responsible for any fees and expenses incurred by a person appointed under this rule unless it otherwise directs.

### **The hearing and decisions**

#### **45. Appeal is by way of rehearing**

**45.1** All appeals shall, except when and to the extent that the *Appeals Tribunal* otherwise directs, be by way of rehearing.

#### **46. Hearing may be in private**

**46.1** All hearings are open to the public unless an order is made under rule 46.2 of this Schedule.

**46.2** Upon application by a party or of its own motion, the *Appeals Tribunal* may order that a hearing, or any part of a hearing, be held in private.

#### **47. Determination on the papers**

**47.1** By consent of the parties or as otherwise deemed appropriate by the *Appeals Tribunal*, any matter or proceeding may be determined solely on the basis of the documents and evidence filed by the parties, without the need for an oral hearing.

#### **48. Right to attend hearing**

**48.1** Any party shall be entitled to be present at the appeal hearing unless:

- (a)** rule 47 of this Schedule applies;
- (b)** that person so unreasonably interrupts the hearing as to render its continuance in that person's presence impractical;
- (c)** that person absents him or herself without the leave of the *Appeals Tribunal*; or
- (d)** the *Appeals Tribunal* believes there is good reason to continue to proceed in that person's absence.

**48.2** In any of the cases referred to in rule 48.1 of this Schedule, the *Appeals Tribunal* may proceed in the absence of the person.

**48.3** The *Appeals Tribunal* may permit the informant and defendant to be out of the hearing during the whole or any part of the hearing on such terms as it thinks fit.

#### **49. Representation**

**49.1** At the hearing of the appeal each party and any other person or body permitted by the Chairperson of the *Appeals Tribunal* to be heard at the hearing shall be entitled to have representation by counsel, or a lay advocate approved by the *Appeals Tribunal*.

#### **50. No appearance at hearing**

**50.1** If the appellant fails to appear at the time fixed for hearing of the appeal, and the *Appeals*

*Tribunal* is satisfied the appellant is aware of the date of hearing, the *Appeals Tribunal* may:

- (a) dismiss the appeal;
- (b) proceed with the hearing;
- (c) adjourn the hearing to such time and place and on such conditions (if any) as it thinks fit.

**51. Adjournment of hearing**

**51.1** The *Appeals Tribunal* may adjourn the hearing from time to time on such terms and conditions as it thinks fit.

**52. Withdrawal of appeal**

**52.1** An appellant may withdraw the appeal with leave of the *Appeals Tribunal* and on such terms as the *Appeals Tribunal* sees fit to impose.

**53. Costs on appeal**

**53.1** On the determination or withdrawal of an appeal, the *Appeals Tribunal* may order that all or any of the costs and expenses of:

- (a) any party to the appeal;
- (b) any person granted permission to be heard at the appeal hearing by direction of the Chairperson of the *Appeals Tribunal*;
- (c) *GRNZ* and/or of any employee or officer thereof;
- (d) the *Racing Integrity Board* and the *Appeals Tribunal*;

be paid by such person or body as it thinks fit.

**53.2** If a costs order made under rule 53.1 of this Schedule is unpaid within 28 days after and exclusive of the date on which that amount was ordered to be paid, it shall be deemed to be Arrears and may be placed in the Arrears List, Unpaid Forfeit List, or *Defaulter's List* as the case may be.

**54. Decisions**

**54.1** The decision of the *Appeals Tribunal* shall be in accordance with the decision of the majority of the members hearing the proceeding.

**54.2** If the members hearing the proceeding are equally divided in their decision, the decision appealed from is taken to be affirmed.

**54.3** All decisions of the Appeal Tribunal shall:

- (a) be committed to writing;
- (b) state the specific rule under which any person or *greyhound* is penalised;

- (c) be notified to the parties to the appeal, *GRNZ* as the case may be, and the Chief Executive of the *Racing Integrity Board*;
- (d) be published by the *Racing Integrity Board* on its website, unless the *Appeals Tribunal* otherwise directs.

**54.4** *GRNZ* shall notify a decision by the *Appeals Tribunal* in the official Greyhound publication.

**54.5** Nothing in rule 54.3 of this Schedule prevents the *Appeals Tribunal* from delivering an oral decision, with reasons to be given in writing at a later date.

**54.6** The *Appeals Tribunal* may, if it thinks fit, reserve its decision and in that case may give it at any adjourned or subsequent sitting of the *Appeals Tribunal* or may draw up its decision in writing and have it notified in accordance with rule 54.3.

## **Miscellaneous**

### **55. Applicable law**

**55.1** The *Adjudicative Committee* and *Appeals Tribunal* shall hear and determine all proceedings according to the laws of New Zealand.

### **56. Disqualification**

**56.1** A member of the *Adjudicative Committee* or *Appeals Tribunal* shall not sit as a member thereof in the determination of any matter, information or proceeding in which the member is in any manner interested.

### **57. Correction of accidental slip or omission**

**57.1** If any decision of the *Adjudicative Committee* or *Appeals Tribunal* contains a clerical mistake or an error arising from any accidental slip or omission, the decision may be corrected by the *Adjudicative Committee* or *Appeals Tribunal* as the case may be.

**57.2** The correction may be made by the *Adjudicative Committee* or *Appeals Tribunal*, as the case may be, on its own motion or as a result of an application made for that purpose.

### **58. Filing fees**

**58.1** Where not otherwise provided for in the rules, the *Racing Integrity Board* may set filing fees for any proceeding, including waiver of filing fees for any class of person.

### **59. Forms**

**59.1** Where not otherwise provided for in the rules, the *Racing Integrity Board* may prescribe or approve forms for any purpose in any proceeding.

### **60. Time rules**

**60.1** Where these rules fix a *day* within a time period for doing any act or taking any step in a proceeding, unless otherwise provided such act or step shall be taken by 5.00pm (New Zealand time) on that *day*, unless directed otherwise by the *Adjudicative Committee* or *Appeals*

*Tribunal*, as the case may be.

**60.2** The *Adjudicative Committee* or *Appeals Tribunal* in its discretion may extend or, in urgent situations, abridge, the time period for doing any act or taking any proceeding or any step in the proceeding on such terms (if any) as it thinks just.

**60.3** This discretion may be exercised even if the application for an extension is made after the expiration of the time appointed or fixed.

**60.4** The power to extend or abridge time limits shall not be exercised in a manner inconsistent with the rules.

## **61. Service of documents**

**61.1** Any information or other document which is required to be served on a person may be served in any of the following ways:

(a) by being delivered to the person personally or being brought to the person's notice if the person refuses to accept it;

(b) by being left for the person at the person's place of residence with a person appearing to reside there and appearing to be of or over the age of 14 years;

(c) by being sent to the person by letter addressed to the person's last known or usual place of residence or at the person's place of business;

(d) by being left at a document exchange;

(e) by being sent to the person by facsimile at the person's known facsimile number or the facsimile number at the person's place of business;

(f) by being sent to the person by email at the person's known email address;

(g) by being served on the person's training partner by any of the above methods, if the person is part of a Training Partnership; or

(h) by compliance with rule 13.2.

**61.2** Unless the contrary is proved, service shall be deemed to have been effected on a person:

(a) in the case of personal delivery to the person or a person of the type set out in rules 61.1(a), 61.1(b), or 61.1(g) of this Schedule, when received by that person;

(b) where rule 61.1(c) of this Schedule applies, the earlier of the third working *day* after the *day* on which it was posted to the addressee's last known address in New Zealand or the *day* on which it was received;

(c) where rule 61.1(d) of this Schedule applies, the earlier of the second working after the *day* on which it was left or the *day* on which it was received;

(d) where rule 61.1(e) of this Schedule applies, when sent to the addressee's facsimile number; and

- (e) where rule 61.1(f) of this Schedule applies, the document must
- (i) be treated as dispatched at the time the electronic communication first enters an information system outside the control of its originator; and
  - (ii) be treated as received, —
    - (A) in the case of a party who has designated an information system for the purpose of receiving electronic communications, at the time the electronic communication enters that information system; or
    - (B) in any other case, at the time the electronic communication comes to the attention of the party or person being served, or the solicitor or other agent of that party or person.
  - (iii) When a document is transmitted electronically on a *day* that is not a working *day*, or after 5 pm on a working *day*, it must be treated as served on the first subsequent working *day*.
  - (iv) When a document is served electronically under this rule, the party or person served must, on receiving the document, immediately give to the person who served the document, or that person's solicitor or agent, an acknowledgement in writing or electronically—
    - (A) that the document has been received; and
    - (B) of the date and time of receipt.
  - (v) In this rule, **information system** means a system for producing, sending, receiving, storing, displaying, or otherwise processing electronic communications.

## 62. Commencement

- 62.1 This Schedule shall apply to all proceedings irrespective of when those proceedings commenced.