

Racing Appeals & Disciplinary Board

Media Release

1 December 2015

Racing Appeals & Disciplinary Board

Date of Hearing: Monday, 1 December 2015
Venue of Hearing: RADB Hearing room, Level 2, 46-50 Chetwynd St, West Melbourne
Panel: Mr. John Wardle (Chairman) and Mr. Terry O'Connor (Deputy Chairman)
Name of Person Charged: Mr. Kyle Smale
Suburb: Meeniyan
Track: Tooradin Trial Track
Breaches of rules: LRR 18.5, GAR 86(n), GAR 86 (af), GAR 86 (o)

Offences Charged:

- (1) GAR86 (n) and LRR 18.5 Kyle Smale, a registered trainer, on 18 November, 2014 at Tooradin, at the Tooradin Trial Track located at 175 Harewood-Mains Road, Tooradin, Victoria, knowingly aided and abetted Dennis Dean, a registered trainer, to commit breaches of Local Rule 18.5, namely, to use or cause to be used a live animal as a lure for greyhounds and/or for the exciting of greyhounds on a Greyhound Trial Track, namely, the Tooradin Trial Track.
- (2) GAR86 (n) and GAR86 (af) Kyle Smale, a registered trainer, on 18 November, 2014 at Tooradin, at the Tooradin Trial Track located at 175 Harewood-Mains Road, Tooradin, Victoria, knowingly aided and abetted Dennis Dean, a registered trainer, to commit breaches of GAR 86(af), namely, to use an animal for a purpose connected with greyhound racing in a manner which was improper.
- (3) GAR86 (o) Kyle Smale, a registered trainer, on 18 November, 2014 at Tooradin, at the Tooradin Trial Track located at 175 Harewood-Mains Road, Tooradin, Victoria, did a thing in relation to greyhounds or greyhound racing which, in the opinion of the Stewards, was improper, or which constituted misconduct.

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REPORT:

Under Rule 47.1 of the Greyhound Racing Victoria Local Rules these breaches of LRR 18.5, GAR 86(n), GAR86(af) and GAR86 (o) each constitutes a Serious Offence. As a result, on Monday, 1 December 2015 this matter was heard before the Racing Appeals and Disciplinary Board in the first instance under Greyhound Local Racing Rule 47.3 and Sections 83C(b) and 83M(1) of the Racing Act.

Mr. Kyle Smale did not attend the hearing.

Mr. Paul Holdenson QC, instructed by Corrs Chambers Westgarth represented the Stewards Panel.

Mr. Glenn Fish (GRV Chief Steward) appeared as a witness.

Mr. Ross Farmer gave character evidence on behalf of Mr. Smale.

After hearing all the evidence tendered including viewing video footage and hearing closing submissions from Mr. Holdenson the RADB found Mr. Smale guilty on all charges. Mr. Holdenson sought penalty on charge 1 only and the RADB reserved its decision in these matters.

.....End.....

For More Information:

Pat Griffin
RADB Registrar
(03) 8329 1102
pgriffin@grv.org.au