



GREYHOUND WELFARE & INTEGRITY COMMISSION
DISCIPLINARY ACTION DECISION

Date of decision: 9 April 2020

Decision-maker: Director Legal Services, Matthew Tutt

Name of relevant person: Mr Matthew Martin

Track: The Gardens

Date: 14 December 2019

Rule no.: Rule 83(2)(a)

Charge(s): (1) Mr Martin presented the greyhound 'Federal Wozza' ("Greyhound") for the purposes of competing in race 10 at the Gardens meeting on 14 December 2019 in circumstances where the Greyhound was not free of any prohibited substance.

Permanently banned prohibited substance(s): Amphetamine

Disciplinary action taken: 15 months disqualification [with 3 weeks and 2 days suspended due to period of interim suspension served]

REPORT:

Following receipt of a certificate of analysis from the Racing Analytical Services Laboratory, the Commission conducted an investigation into the results of a post-race urine sample taken from the greyhound, 'Federal Wozza' ("Greyhound") at the Gardens meeting on 14 December 2019.

Further analysis of the sample was conducted by the Australian Racing Forensic Laboratory, confirming the presence of amphetamine.

After considering the evidence, the Commission charged Mr Martin with a breach of Rule 83(2)(a) of the Commission's Greyhound Racing Rules ("Rules") given that the post-race urine sample taken from the Greyhound confirmed the presence of the permanently banned prohibited substance amphetamine.

Mr Martin admitted the charge at the earliest opportunity.

The disciplinary action was conducted in writing in accordance with the participant's election.

DECISION:

1. Mr Martin is a registered greyhound trainer and the trainer of the Greyhound. The Greyhound competed in race 10 at the Gardens meeting on 14 December 2019 (“Event”). Following the Event, as the Greyhound placed first, a urine sample was taken from the Greyhound.
2. The post-Event swab revealed the presence of amphetamine. Amphetamine is a permanently banned prohibited substance under Rule 79A(2)(v) and (vi) of the Rules.
3. The Commission charged Mr Martin under Rule 83(2)(a), which reads:
 - (2) The owner, trainer or person in charge of a greyhound-
 - (a) nominated to compete in an Event;
 - (b) presented for a satisfactory, weight or whelping trial or such other trial as provided for pursuant to these Rules; or
 - (c) presented for any test or examination for the purpose of a period of incapacitation or prohibition being varied or revokedshall present the greyhound free of any prohibited substance.
4. Mr Martin admitted the charge, provided written submissions and elected to have the disciplinary proceeding conducted in writing.
5. The Commission found the charge proven and took the following disciplinary action against Mr Martin:

To disqualify his trainer registration for a period of 15 months, with:

 - (a) 3 weeks and 2 days being the period served under an interim suspension taken into account as time served; and
 - (b) The remaining period of disqualification to be served, commencing on 10 April 2020 and expiring on 16 June 2021.
6. In taking this disciplinary action, the Commission considered all evidence, including:
 - Mr Martin has been a registered trainer for a short period of time, of approximately 19 months at the time of the offence;
 - Mr Martin has no history of any prohibited substance matters;
 - The low level of the prohibited substance detected;
 - The period served under an interim suspension: being 18 March 2020 to 9 April 2020;
 - NSW greyhound racing penalty guidelines and precedents;
 - Mr Martin’s submissions in mitigation of any penalty, including in relation to his personal and financial circumstances, the review of his animal husbandry practices and remorse.

7. In addition, the Greyhound was disqualified from race 10 at the Gardens meeting on 14 December 2019 pursuant to Rule 83(4) of the Rules.

.....End.....