



GREYHOUND WELFARE & INTEGRITY COMMISSION
DISCIPLINARY ACTION DECISION

Date of decision:	Tuesday 14 May 2024
Decision-maker:	Senior Steward Dean Degan and Steward Ken Storck
Track:	Wagga
Date:	23 February 2024
Rule no.:	141(1)(a)
Charge(s):	Mr. Anthony Lowry presented the greyhound 'Tiny Dodger' ("Greyhound") for the purposes of competing in race 6 at the Wagga meeting on 23 February 2024 in circumstances where the Greyhound was not free of any prohibited substance.
Prohibited Substance(s):	Arsenic at or in excess of the threshold of 800 nanograms per millilitre.
Plea:	Guilty
Disciplinary action taken:	\$1000 fine and a 12-week suspension, wholly and conditionally suspended for a period of 12 months pending no further breaches under this or any like rule.

INVESTIGATION

Following receipt of a certificate of analysis from Racing Analytical Services Limited dated 20 March 2024, the Commission conducted an investigation into the results of a pre event urine sample taken from the greyhound, 'Tiny Dodger' at the Wagga meeting on 23 February 2024.

Further analysis of the sample was conducted by the Racing Chemistry Laboratory confirming the presence of Arsenic at or in excess of the threshold of 800 nanograms per millilitre.

DECISION:

1. Mr Lowry is a registered Public Trainer and Owner and the trainer of 'Tiny Dodger' ("Greyhound"). The Greyhound competed in race 6 of the Wagga meeting on 23 February 2024. Prior to the Event, a urine sample was taken from the Greyhound.
2. The pre-event swab revealed the presence of Arsenic at or in excess of the threshold of 800 nanograms per millilitre.
3. Arsenic at or in excess of the threshold of 800 nanograms per millilitre is a prohibited substance under Rule 140(g) of the GWIC Greyhound Racing Rules.

4. On 8 May 2024 Mr Lowry was issued with a notice of charge and proposed disciplinary action (“**Notice**”).
5. In the Notice issued on 8 May 2024 the decision makers charged Mr Lowry with an offence under Rule 141(1)(a) of the Greyhound Racing Rules, which reads:

Rule 141(1), Rules

(1) The owner, trainer or other person in charge of a greyhound:

(a) nominated to compete in an Event;

...

must present the greyhound free of any prohibited substance.

...

(3) The owner, trainer or person in charge of a greyhound presented contrary to subrule (1) of this rule shall be guilty of an offence.

6. The Notice proposed a penalty of a four-month suspension and invited Mr Lowry to attend a hearing to enter a plea and make submissions in relation to the charge.
7. At the hearing conducted via Microsoft Teams on Tuesday 14 May 2024, Mr Lowry:
 - (a) entered a plea of guilty; and
 - (b) made verbal submissions
8. In considering the matter, the decision makers considered Mr Lowry’s plea and submissions, as well as all available evidence. The decision makers found the charge proven and took the following disciplinary action against Mr Lowry:
 - To issue a \$1000 fine and a 12-week suspension, wholly and conditionally suspended for a period of 12 months pending no further breaches under this or any like rule.
9. In taking this disciplinary action, the decision makers considered all evidence, including:
 - Mr Lowry’s guilty plea (25% reduction);
 - Mr Lowry’s four year trainer registration and ten-year owner license history with unblemished record
 - Mr Lowry’s co-operation and forthright evidence;
 - GWIC penalty guidelines.

10. In addition, the Greyhound was disqualified from race 6 at the Wagga meeting on 23 February 2024 pursuant to Rule 141(4) of the Rules.

.....End.....