

# Stewards' Report

## Stewards Report: Andrew Cowell – Sizzling Diamond

**Date: 9<sup>th</sup> November 2021**

### **Panel: Tate Hudson & Daniel Aurisch**

Queensland Racing Integrity Commission (QRIC) Stewards today concluded an inquiry into a report from the analyst that the prohibited substance Arsenic was detected in a urine sample taken from Sizzling Diamond at Gatton on 12<sup>th</sup> July 2020. Documentary evidence was tabled from the Racing Science Centre (RSC) and Racing Analytical Services Ltd (RASL) along with evidence from licensed trainer Mr Andrew Cowell. After considering all the evidence Mr Cowell was issued with a charge pursuant to AR 240 (2) which reads:

“Subject to subrule (3), if a horse has been brought to a racecourse for the purpose of participating in a race and a prohibited substance on Prohibited List A and/or Prohibited List B is detected in any sample taken from the horse prior to or following its running in any race, the trainer and any other person who was in charge of such horse at any relevant time may be penalised”.

The specifics of the charge being that licensed trainer Mr Andrew Cowell brought the horse Sizzling Diamond to Gatton on the 12<sup>th</sup> of July 2020 for the purpose of engaging in the Gatton View Hotel Fillies and Mares Maiden Plate 1400m and a post-race urine sample taken was found to contain the prohibited substance Arsenic.

Mr Cowell submitted a guilty plea to the charge and made submissions on his behalf.

When assessing penalty, consideration was provided to the Applicant's submissions, cooperation, guilty plea, mitigating circumstances, disciplinary history, penalty precedents and longevity in the industry.

However, the stewards were also mindful of similar penalty precedents, the negative impact such breaches have on the image of racing and the need for a penalty to serve as an appropriate deterrent to ensure racing is conducted free of prohibited substances.

Mr Cowell was subsequently fined \$2000.

However, acting under AR 283 (5), Stewards suspended \$1000 of the penalty for a period of (2) years, in which if Mr Cowell was to reoffend under this rule, the imposed suspended penalty would be implied as well as any additional penalty that may apply from the Stewards panel operating that inquiry.

Furthermore, acting under the provisions of AR 240 (1), Sizzling Diamond was disqualified from winning the Gatton View Hotel Fillies and Mares Maiden Plate 1400m and the placing's were amended as follows:

Gatton 12<sup>th</sup> July 2020 – Gatton View Hotel Fillies and Mares Maiden Plate 1400m

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1st – Mykiss Froma Rose

2nd – Golden Jazz

3rd – Styk At It

4th – Zagitova

5th – Eager Street

6<sup>th</sup> – Algonquin Bay

7<sup>th</sup> – Gomathi

8<sup>th</sup> – Eskimo Kiss

9<sup>th</sup> – Minaj A Star

10<sup>th</sup> – Boom Chugga Lugga

11<sup>th</sup> – De Nova Stella

DQ – Sizzling Diamond

Mr Cowell was made aware of his right to an internal review.

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