

Stewards' Report

Date: Wednesday, 16 November 2022

Panel: Mr W Hadley (Chairperson), Ms Aleisha Turner, Mr R Doss

Person: Mr Steven Boody

Rule: GAR 83(1A)(a), GAR 105(2), GAR 84(2)

Charges:

1. Administered a prohibited substance, being Apomorphine, to the greyhound Perfect Pacific on or around 16 April 2022, with that substance being detected in a sample collected from that greyhound when it was presented to compete in Race 3 at the Townsville Greyhound Racing Club on 19 April 2022
2. Permitted the greyhound Perfect Pacific to be kept at his premises from on or around 16 April 2022 when he was not the trainer or owner of that greyhound and without the prior permission of the Controlling Body
3. Was in possession of Apomorphine at his registered kennel address on or around 16 April 2022, which substance had not been prescribed and dispensed in compliance with relevant State or Commonwealth legislation

Substance: Apomorphine

Penalty:

Charge 1: Twelve (12) month suspension wholly suspended for twelve (12) months and a \$2,000.00 fine

Charge 2: \$750.00 fine

Charge 3: \$500.00 fine

On 16 November 2022, the Queensland Racing Integrity Commission Stewards concluded an inquiry into analysts' findings that the prohibited substance Apomorphine was detected in a post-race urine sample collected from the greyhound Perfect Pacific when it competed in, and won, Race 3 at the Townsville Greyhound Racing Club on 19 April 2022 and the resulting kennel inspection that was undertaken by the Stewards on 13 June 2022.

Submissions were made by licensed trainer Mr Steven Boody, together with his son, Mr Ken Boody, as the licensed trainer of Perfect Pacific at the relevant time.

After considering all of the evidence, Stewards issued three (3) charges pursuant to the Greyhounds Australasia Rules effective 1 July 2016 as follows:

Charge 1: Issued pursuant to Greyhounds Australasia Rule 83(1A)(a), which provides:

A person who administers, attempts to administer or causes to be administered a prohibited substance to a greyhound which is detected in any sample taken from such greyhound that has been presented for an Event or when subject to any other contingency provided for pursuant to these Rules, shall be guilty of an offence.

The specifics of Charge 1 were as follows:

That Mr Steven Boody did administer a prohibited substance, being Apomorphine, to the greyhound Perfect Pacific on or around 16 April 2022, with that substance being detected in a sample collected from that greyhound when it was presented to compete in Race 3 at the Townsville Greyhound Racing Club on 19 April 2022.

Charge 2: Issued pursuant to Greyhounds Australasia Rule 105(2), which provides:

A person shall not permit a greyhound of which the person is not the trainer or owner to be kept at the person's premises unless permission has been granted.

The specifics of Charge 2 were as follows:

That Mr Steven Boody permitted the greyhound Perfect Pacific to be kept at his premises from on or around 16 April 2022 when he was not the trainer or owner of that greyhound and without the prior permission of the Controlling Body.

Charge 3: Issued pursuant to Greyhounds Australasia Rule 84(2), which provides:

A registered person who has in their possession at any place used in relation to the training or racing of a greyhound, any quantity of a prohibited substance commits an offence unless that substance has been registered or labelled, or prescribed, dispensed or obtained, in compliance with the relevant State or Commonwealth legislation.

The specifics of Charge 3 were as follows:

That Mr Steven Boody, a registered person with the Queensland Racing Integrity Commission, was in possession of Apomorphine at his registered kennel address on or around 16 April 2022, which substance had not been prescribed and dispensed in compliance with relevant State or Commonwealth legislation.

Mr Boody entered a plea of not guilty to Charge 1 and Charge 2 together with a plea of guilty to Charge 3, providing further brief submissions in respect of his not guilty pleas.

Stewards considered Mr Boody's further submissions and the Stewards formally found Mr Boody guilty of Charge 1 and Charge 2, with Mr Boody then providing brief submissions regarding penalty.

In determining the matter of penalty, Stewards considered the following:

- Mr Boody's plea of not guilty to Charge 1 and Charge 2;

- Mr Boody's plea of guilty to Charge 3 at the earliest available opportunity;
- Mr Boody's time in the greyhound racing industry, being approximately thirty (30) years;
- Mr Boody's exemplary disciplinary history, noting no prior offences of a similar nature;
- the circumstances of the offending, specifically the background to the training of the greyhound Perfect Pacific and the explanation as to why the substance Apomorphine was administered to the greyhound Perfect Pacific;
- that holding a licence within the greyhound racing industry is a privilege, not a right, and it is the participant's responsibility to comply with his/her obligations under the Greyhounds Australasia Rules;
- the need for both specific deterrence to Mr Boody and general deterrence to the wider industry;
and
- relevant penalty precedents.

Accordingly, the Stewards imposed the following penalties:

Charge 1: Twelve (12) month licence suspension, with Stewards electing to wholly suspend the penalty for a period of twelve (12) months acting under Greyhounds Australasia Rule 95(3) conditional upon no similar breach of the Greyhounds Australasia Rules and a \$2,000.00 fine

Charge 2: \$750.00 fine

Charge 3: \$500.00 fine

Mr Boody was advised of his right to an Internal Review.