

Stewards' Report

Mr Alwyn Bailey, RE: Sheez Bean Talkin' & Stifling

Date: 7 February 2024

Panel: Paul Gillard, Samuel Copelin, Ashleigh Holzhauser, Yorick Walburgh Schmidt

Queensland Racing Integrity Commission (QRIC) Stewards today inquired into a report from the RSC analyst that the prohibited substance Arsenic was detected in a urine sample taken from SHEEZ BEAN TALKIN' at Cairns on 4 February 2023 and STIFLING at Townsville on 28 February 2023.

After considering all the evidence, in that SHEEZ BEAN TALKIN' which was brought to the Cairns Jockey Club, on 4 February 2023 and competed in Race 4 'Fiona Green@ Realty Maiden Plate – 1250 Metres' and STIFLING which had been brought to the Townsville Turf Club, on 28 February 2023 and competed in Race 7, 'Next Race Meeting on Thursday 9 March - Class 3 Plate 1200 Metres'.

A post-race urine sample of the respective horses were collected following their winning performances which upon analysis revealed the sample to contain Arsenic above the permitted threshold, a substance prohibited under the Australian Rules of Racing AR 240(2).

Stewards noted that the rule in question is one of absolute liability which once the prohibited substance is found, matters concerning the reasons for the presence were more relevant to any penalty. It was also accepted that extensive soil testing, and stable inspections were conducted, at Mr Baileys stables. Stewards, therefore, could not exclude to the requisite standard that the level of Arsenic detected was not the result of mitigating circumstances. There was no other evidence before the inquiry in relation to administration of products containing Arsenic. Under the circumstances and in addition to the forthright evidence and conduct throughout the inquiry of Mr Bailey, the stewards determined not to impose a penalty against Mr Bailey for the breach of AR 240(2).

Mr Bailey was further advised that it is his obligation to ensure corrective action and adequate measures are taken to prevent further possible breaches of AR 240(2).

Under the provisions of AR240(1), SHEEZ BEAN TALKIN' and STIFLING were both disqualified from their respective races of first placing in the above-mentioned races and the placings were amended as follows:

Cairns Jockey Club 4 February 2023 - Race 4 'FIONA GREEN @ REALTY MAIDEN PLATE – 1250 Metres' (SHEEZ BEAN TALKIN' – Disqualified)

1 ST – CONQUERED JOURNEY

2 ND – MISHANI MENACE

3 RD – BORGOV

4 TH – AGLOT

5 TH – VANCOUVER LIGHTS

Townsville Turf Club, 28 February 2023 – Race 7 'Next Race Meeting Thursday 9 March, Class 3 Plate 1200 Metres' (STIFLING – Disqualified)

1 ST – SMARTY LEE

2 ND – DARK REBEL

3 RD – WHISPERING TYCOON

4 TH – PAGIARIZED

5 TH – CASTILE

Mr Bailey was advised of his appeal rights.