



**GREYHOUND WELFARE & INTEGRITY COMMISSION**  
**DISCIPLINARY ACTION DECISION**

<b>Date of decision:</b>	Saturday 9 September, 2023
<b>Decision-maker:</b>	Senior Steward Dean Degan
<b>Name of relevant person:</b>	Graeme Smith
<b>Track:</b>	Dubbo
<b>Date:</b>	6 May 2023
<b>Rule no.:</b>	141(1)(a)
<b>Charge(s):</b>	Mr Graeme Smith presented the greyhound 'Nyad Parra' for the purposes of competing in race 2 at the Dubbo meeting on 6 May 2023 in circumstances where the Greyhound was not free of any prohibited substance
<b>Prohibited Substance(s):</b>	Metformin
<b>Plea:</b>	Guilty
<b>Disciplinary action taken:</b>	To issue a fine of \$750

**INVESTIGATION**

Following receipt of a certificate of analysis from Racing Analytical Services Limited dated 13 June 2023, the Commission conducted an investigation into the results of a post-event urine sample taken from the greyhound, "Nyad Parra" at the meeting on 6 May 2023.

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

**DECISION:**

1. Mr Smith is a registered Public Trainer and Breeder and the trainer of "Nyad Parra" ("the Greyhound"). The Greyhound competed in race 2 of the Dubbo meeting on 6 May 2023. Following the Event, a urine sample was taken from the Greyhound.
2. The post-event swab revealed the presence of Metformin.
3. Metformin is a prohibited substance under Rule 137 of the GWIC Greyhound Racing Rules.

4. On 29 August 2023 Mr Smith was issued with a notice of charge and proposed disciplinary action (“**Notice**”).
5. In the Notice issued on 29 August 2023 the decision maker charged Mr Smith 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 \$2000 fine and invited Mr Smith to attend a hearing on Saturday 9 September 2023 to enter a plea and make submissions in relation to the charge.
7. At the hearing conducted September 9 2023 Mr Smith;
  - Entered a plea of guilty; and
  - Made verbal submissions
8. In considering the matter, the decision maker considered Mr Smith’s plea and submissions, as well as all available evidence. The decision maker found the charge proven and took the following disciplinary action against Mr Smith:

**Charge 141 (1) (a):** To issue a fine of \$750.

9. In taking this disciplinary action, the decision maker considered all evidence, including:
  - Mr Smith’s guilty plea (25% reduction)
  - Mr Smith’s 35 year registration history and first offence
  - GWIC penalty guidelines

10. In addition, the Greyhound was disqualified from race 2 at the Dubbo meeting on 6 May 2023 pursuant to Rule 141(4) of the Rules.

.....End.....