

TASMANIAN RACING APPEAL BOARD

PROCEDURES WITH REGARD TO APPEALS AGAINST DECISIONS OF THE DIRECTOR OF RACING, TASRACING, CLUBS AND IN RELATION TO BETTING DISPUTES

The notice of appeal must be lodged with the Secretary as follows:

- (a) For an appeal against a decision of the Director of Racing, Tasracing or a Club documents **MUST** be lodged within **fourteen (14)** days after the handing down of the decision together with a deposit of **\$200.00**.
- (b) For a dispute with a bookmaker documents **MUST** be lodged within **sixty (60)** days after the conclusion of the event to which the disputed bet relates with a deposit of **\$200.00**.

Mandatory forfeiture of deposit		
Determination of Appeal Board	Appeal Deposit	Minimum amount of deposit forfeited
Appeal dismissed	\$200	\$100
Penalty varied	\$200	\$50
Appeal upheld	\$200	NIL
Appeal withdrawn (with no application for a stay of proceedings)	\$200	NIL
Appeal withdrawn (after an application for a stay of proceedings)	\$200	\$100

Mandatory payment of transcript costs	
Determination of Appeal Board	Payment required
Appeal dismissed	Not less than 50%
Penalty varied	Not less than 25%
Appeal upheld	Nil
Appeal withdrawn or abandoned	Not less than 50%

For further information contact The Secretary on **(03) 6777 1902**.

TASMANIAN RACING APPEAL BOARD

The following sets out the basic information you need to supply when you lodge an appeal or apply for a stay of proceedings. If you require assistance in completing the form please contact the Secretary of the Board.

NOTICE AND GROUNDS OF APPEAL

The Secretary
Tasmanian Racing Appeal Board
P O Box 821
LAUNCESTON TAS 7250

Dear Madam

I wish to lodge an appeal with the Tasmanian Racing Appeal Board as follows:

1. Date of decision by Director of Racing/Tasracing:
2. Decision of Director of Racing/Tasracing to which this appeal relates:
.....
.....

I will be represented at the hearing: Yes No

3. Name of representative: (solicitor/advocate)

4. I wish to apply for a stay of proceedings: Yes No

If yes, please complete attached form.

5. The grounds of the appeal are:
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.....
.....

DATED:

SIGNED:

NAME:

POSTAL ADDRESS:

TELEPHONE:

FOR OFFICE USE ONLY: Receipt No: Date:.....

TASMANIAN RACING APPEAL BOARD

APPLICATION FOR A STAY OF PROCEEDINGS

I hereby apply to the Chairman of the Appeal Board for a Stay of Proceedings until my appeal is heard.

In considering the grant of a Stay of Proceedings, I would like the Chairman to take into account the following matters:

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Please Note:

The Chairman will not grant a stay if:

- (a) the appeal is in relation to penalty only; or
- (b) the appeal is intended to be heard within 7 days of lodgement, unless the chairman considers that extenuating circumstances require otherwise.

TASMANIAN RACING APPEAL BOARD

RIGHTS OF APPEAL

- (1) A person may appeal to the Tasmanian Racing Appeal Board (TRAB) if the person is aggrieved by a statutory decision of the Director to:
 - (a) refuse to grant a licence or approve a registration under the *Rules of Racing*, or
 - (b) refuse to register the person as a bookmaker or bookmaker's agent; or
 - (c) cancel or suspend the person's registration as a bookmaker or bookmaker's agent; or
 - (d) refuse to endorse the person's certificate of registration as a bookmaker with a telephone betting endorsement; or
 - (e) cancel or suspend the person's telephone betting endorsement; or
 - (f) refuse to register a club of which the person is a member; or
 - (g) cancel or suspend the registration of a club of which the person is a member; or
 - (h) impose conditions on the person's licence or registration granted or approved under the *Rules of Racing*; or
 - (i) impose conditions on the person's registration as a bookmaker or bookmaker's agent; or
 - (j) impose conditions on the person's telephone betting endorsement; or
 - (k) impose conditions on the registration of a club of which the person is a member; or
 - (l) issue the person with a warning-off notice under section 54' or
 - (m) impose a fine on the person.
- (2) A person may appeal to the TRAB if the person is aggrieved by the decision of Tasracing or a registered club to issue the person with a warning-off notice under section 54 of the *Racing Regulation Act 2004*.
- (3) Wagering operators may appeal to the TRAB against decisions of Tasracing to:
 - (a) refuse to grant approval to the wagering operator to publish Tasmanian race field information; or
 - (b) impose conditions, other than conditions referred to in Section 54B(2)(a) and section 54B(2)(b)(i) of the *Racing Regulation Act 2004*, in respect of a race field information publication approval; or
 - (c) cancel a race field information publication approval; or
 - (d) vary the conditions in respect of a race field information publication approval.
- (4) A person may also appeal to the TRAB if the person is:
 - (a) in dispute with a bookmaker regarding the placement, acceptance, payment, non-payment or amount of a bet; or
 - (b) aggrieved, as a registered bookmaker or bookmaker's agent, by the decision of a registered club to withdraw its permission for the person to engage in bookmaking on a racecourse under its control.