

QUICK GUIDE (see over for details)

SUMMARY OF HOW TO APPEAL CERTAIN DECISIONS OF STEWARDS, CLUBS, THE DIRECTOR OF RACING OR TASRACING.

Obtain an appeal form from the Tasmanian Racing Appeal Board;

Complete the appeal form clearly;

Lodge the appeal form with the Secretary of the TRAB as follows:

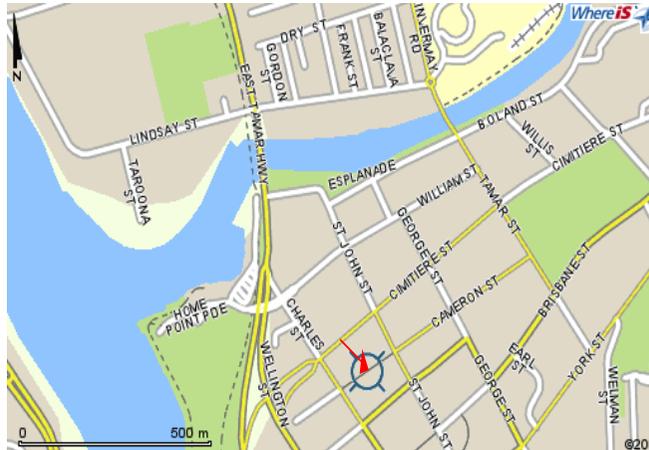
- In the case of a minor appeal **within 7 days** of the decision, with the **\$200** appeal deposit.
- In the case of a major appeal **within 14 days** of the decision, with the **\$500** appeal deposit.
- In the case of an appeal against a decision of the Director of Racing or Tasracing **within 14 days** of the decision, with the **\$200** appeal deposit.
- In the case of a dispute with a bookmaker **within 60 days** of the conclusion of the event to which the bet relates, with the **\$200** appeal deposit.

APPLICATION FOR STAY OF DECISION

If you want to apply for the original decision to be stayed, complete an Application for Stay of Proceedings.

HEARING

You will be notified of the time and date for the hearing. You must attend with all relevant documents and witnesses.



Secretary
Tasmanian Racing Appeal Board

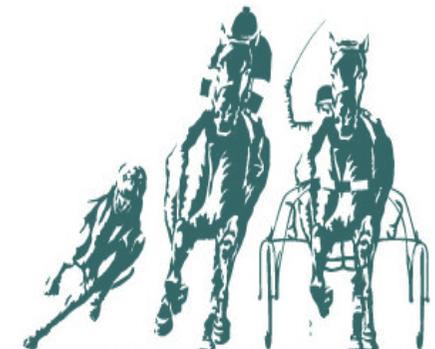
Level 2
Henty House
1 Civic Square
LAUNCESTON TAS 7250

Postal Address:
P O Box 821
LAUNCESTON TAS 7250

Phone: (03) 6777 1902
Fax: (03) 6777 5148
Email: trab@racing.tas.gov.au

TASMANIAN RACING APPEAL BOARD

HOW TO APPEAL A DECISION



WHAT IS THE TASMANIAN RACING APPEAL BOARD (TRAB)?

The TRAB is an independent body established by the Tasmanian Government under section 23 of the *Racing Regulation Act 2004* to handle appeals for the racing industry.

Appeals may be lodged with the TRAB against certain decisions of stewards, clubs, the Director of Racing or Tasracing.



<p>Step 1 Appeal within time</p>	<p>WHEN SHOULD I START THE APPEAL? Your appeal must be lodged with the Secretary of the TRAB as follows:</p> <ul style="list-style-type: none"> For a minor appeal (a fine not exceeding \$500 or a suspension for a period not exceeding 30 days) documents must be lodged within 7 days after the imposition of the penalty. For a major appeal documents must be lodged within 14 days after the imposition of the penalty. For an appeal against the Director of Racing or Tasracing documents must be lodged within 14 days after the decision is handed down. For a dispute with a bookmaker documents must be lodged within 60 days after the conclusion of the event to which the disputed bet relates.
<p>Step 2 Get the form</p>	<p>HOW DO I START AN APPEAL? The required form/s (Notice and Grounds of Appeal and, if required, Application for a Stay of Proceedings) are available from:</p> <ul style="list-style-type: none"> The Office of Racing Integrity (Launceston and Hobart); www.racingintegrity.tas.gov.au; or telephone (03) 6777 1902 and the Secretary will send you the form/s by post, fax or email.
<p>Step 3 Complete and lodge the form</p>	<p>Fill in the appeal form/s clearly and post or deliver to the Secretary (see contact details back page) together with the required appeal deposit and any relevant documents. The deposit may be paid by cheque or money order if forwarding through the post, cash or credit card if paying in person, or credit card if paying by telephone (EFTPOS).</p>
<p>Step 4 Stay of decision</p>	<p>HOW DO I APPLY FOR A STAY? If you wish to apply for a stay of the decision you must fill out the details on the Application for Stay of Proceedings form. You will be notified of the outcome by telephone.</p>
<p>Timeframe</p>	<p>WHEN WILL THE APPEAL BE HEARD? Minor appeals will usually be heard within 14-21 days of receipt of your appeal by the Secretary. All other appeals are scheduled for hearing at the earliest opportunity, however, where the issues are complex, matters may take longer to be heard.</p>
<p>Hearing Date</p>	<p>HOW WILL I BE NOTIFIED OF THE HEARING? The Secretary will send a notice to the address you provide, stating the time, date and place you have to attend. It is your responsibility to keep the Secretary advised of your current contact details.</p>

<p>Location</p>	<p>WHERE WILL THE HEARING BE HELD? The Secretary will notify you of the venue.</p>
<p>Representation</p>	<p>CAN I HAVE LEGAL REPRESENTATION? You may be represented by any person of your choosing including a lawyer if you so wish. Any costs involved in representation must be met by you.</p>
<p>Hearing</p>	<p>WHAT SHOULD I BRING TO THE HEARING? You should attend the hearing at the time and place notified and bring all relevant documents, any evidence and your witnesses. In some cases the TRAB may allow a witness to give evidence by phone, but it is generally required that they attend in person.</p> <p>The TRAB has power to summons witnesses.</p> <p>WHO WILL CONDUCT THE HEARING? For minor appeals, the hearing will normally be conducted by the Chairperson or Deputy Chairpersons of the TRAB. For all other appeals, a minimum of three TRAB members will comprise the Panel.</p> <p>WHO CAN ATTEND THE HEARING? Hearings are open to the public. However, your witnesses must remain outside the hearing room until called to give evidence.</p> <p>HOW LONG WILL THE HEARING TAKE? Most hearings take between 30 minutes and three hours. Complex appeals may take longer.</p>
<p>Decision</p>	<p>WHEN WILL I KNOW THE OUTCOME OF THE APPEAL? The decision will either be handed down at the close of the hearing or published after the hearing. Written reasons for the decision will be sent to you.</p>
<p>Appeal Deposit & transcript costs</p>	<p>WHAT HAPPENS TO MY DEPOSIT?</p> <ul style="list-style-type: none"> If the appeal is dismissed you will forfeit at least 50%. If the penalty is varied you will forfeit at least 25%. If the appeal is upheld you will be refunded in full. If the appeal is withdrawn (with no application for a stay of proceedings) you will be refunded in full. If the appeal is withdrawn (after an application for a stay of proceedings) you will forfeit at least 50%. <p>WHAT OTHER COSTS? There is a requirement that a transcript of the stewards' inquiry be prepared for the appeal hearing.</p> <p>You will be required to pay 50% of the cost of the preparation of that transcript.</p>