

Harness
Racing Appeals & Disciplinary Board

Media Release

Racing Appeals & Disciplinary Board

Result of the appeals held before the HRV Racing Appeals and Disciplinary Board on 10 October 2018.

Kima Frenning

Against a 2 week suspension imposed by the stewards under Rule R163(1)(a)(iii) at Bendigo on 7 September 2018.

Appeal Dismissed. Suspension to commence midnight Saturday 13 October 2018.

HRV RAD Board Panel: Graeme Hicks (Chairman), Kevin Carson.

Appellant Representative: Lance Justice
HRV Representative: Shane Larkins

The Racing Appeals & Disciplinary Board (RADB) is established under section 50B of the Racing Act (1958). The RADB is an independent Board established to hear and determine appeals in relation to decisions made under the rules to impose penalties on persons and to hear and determine charges made against persons for serious offences.

TRANSCRIPT OF PROCEEDINGS

RACING AND DISCIPLINARY BOARD

JUDGE GRAEME HICKS, Chairman

MR KEVIN CARSON

EXTRACT OF PROCEEDINGS

KIMA FRENNING

DECISION

11 October 2018

Mr SHANE LARKINS appeared on behalf of the HRV Stewards

Mr LANCE JUSTICE appeared on behalf of KIMA FRENNING

PLEA OF GUILTY

We are satisfied that you did cause or contribute to interference. In arriving at a just penalty, we've taken into account all the relevant matters Mr Justice mentioned including your driving history, your personal antecedence, your plea of guilty and general and specific deterrence, which in my opinion has only a small part to play in this exercise and protection of the integrity of the harness racing industry. In our opinion, you have an excellent driving record. We have also taken into account the minimum penalty guidelines of Harness Racing Victoria for first turn offences and the minimum penalty which is two weeks. Those guidelines are not binding upon us, though are relevant considerations. We are overall though of the opinion as were the stewards that a period of two weeks suspension for the circumstances is appropriate. At the end of the day, we accept this was low interference, and at the end of the day, the responsibility was the responsibility of yours, to make sure at that turn, a turn that you were well familiar with, you didn't shift in. In all of the circumstances, we say that the penalty of two weeks suspension is appropriate.

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