

# **Media Release**

## **Racing Appeals & Disciplinary Board**

Result of appeals held before the HRV Racing Appeals and Disciplinary Board on 3 March 2015.

### **Joshua Aiken**

Against a 2 week suspension imposed by the stewards under Rule 163(1)(a) at Tabcorp Park Melton on 14 February 2015.

**Appeal dismissed.**

HRV RAD Board Panel: Brian Collis QC (Chairman), Rod Osborne

Appellant Representative: Self

HRV Representative: Shane Larkins

### **Timothy McLean**

Against a 10 day suspension imposed by the stewards under Rule 163(1)(a) at Terang on 11 February 2015.

**Appeal withdrawn.**

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# **TRANSCRIPT OF PROCEEDINGS**

**RACING AND DISCIPLINARY BOARD**

**BRIAN COLLIS QC, Chairman**

**MR ROD OSBORNE**

**EXTRACT OF PROCEEDINGS**

**JOSH AIKEN**

**DECISION**

**TUESDAY 3 MARCH 2015**

**MR S LARKINS appeared on behalf of the HRV Stewards**

**MR AIKEN appeared on his own behalf**

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The Board has considered the evidence given at the harness racing stewards inquiry held on the 14<sup>th</sup> of February of this year and the video footage of the race in question and the submissions of each of the parties this day. We take into account that Mr Aiken has withdrawn his appeal with respect of the decision itself and that he is only appealing with respect of the severity of penalty. We note that he is a relatively young driver who has been driving for one and half seasons. He's had a total of some 457 drives over that period. He drives now approximately on 30 occasions a month. This is his third breach of this particular rule, the last one being in May 2014 and that he has had 250 odd drives since that time. We are mindful of the fact that interference was at the very least mid-range and it involved two horses. We note we are mindful of the fact that the protest against his horse was dismissed. In all the circumstances the Board is of the view that the penalty imposed by the stewards was a reasonable one so we dismiss the appeal with respect to the severity of the penalty and the suspension of two weeks will commence at midnight on Saturday 7 March of this year.

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.