

**VICTORIAN CIVIL AND ADMINISTRATIVE TRIBUNAL
ADMINISTRATIVE DIVISION
REVIEW AND REGULATION LIST**

VCAT Reference: Z21/2021

APPLICANT: Harness Racing Victoria
RESPONDENT: Ricky Ryan
WHERE HELD: Melbourne
BEFORE: Member R. Tang, AM
HEARING TYPE: Hearing via video conference
DATE OF HEARING: 24 June 2021
DATE OF ORDER: 25 June 2021

ORDERS

1. By consent, and without consideration of the merits, the Tribunal sets aside the decision of the Victorian Racing Tribunal dated 29 December 2020 as to penalties and substitutes that decision as follows:
 - Charge 1** Any licence held by the respondent be suspended for 12 months effective from 29 December 2020, to be served concurrently with the period of suspension in respect of Charge 2.
 - Charge 2** Any licence held by the respondent be suspended for 18 months, effective from 29 December 2020.
 - Charge 3** Any licence held by the respondent be suspended for 18 months effective from 29 December 2020, to be served concurrently with period of suspension in respect of Charge 2.
 - Charge 4** Any licence held by the respondent be suspended for two months, to be served cumulatively to Charge 2, with one month of that period suspended subject to no further breach of Australian Harness Racing Rule (AHRR) 235B between 29 December 2020 to 28 December 2022.
 - Charge 5** \$200 fine.
 - Charge 6** A suspension of all licences for 2 months wholly suspended for 2 years from 29 December 2020.
 - Charge 7** A suspension of all licences for 2 months wholly suspended for 2 years from 29 December 2020.
 - Charge 8** \$1,000 fine, with \$250 of that amount suspended subject to no further breach of AHRR 231(1) between 29 December 2020 to 28 December 2022.



2. Liberty to apply.

MEMBER R. TANG, AM

APPEARANCES:

For the applicant: Mr A Cusumano, solicitor

For the respondent: Mr L Justice, representative