

## Investigative Stewards Hearing Report

**Tuesday 8<sup>th</sup> of March 2023**

Date of Hearing: Tuesday 8<sup>th</sup> of March 2023  
Venue of Hearing: Ballarat Greyhound Racing Club  
Name: Mr Darrel LEATHAN  
Date of offence: Saturday 24<sup>th</sup> of September 2022

Rule: **GRV Local Rule (LR) 12(1)**

Rule: **GRV Local Rule (LR) 12(2)(1)**

Rule: **Greyhounds Australasia Rules (GAR) 24 (1)**

Rule: **Greyhounds Australasia Rules (GAR) 156 (w)**

Officiating Investigative Stewards: Mr Ben CONSIDINE and Mr Scott BOURKE

### **REPORT**

On Thursday, 12<sup>th</sup> of January 2023, Investigative Stewards held an Inquiry with Mr Darrell LEATHAN considering four (4) charges relating to the retirement and sterilisation of greyhound TOMMY CAWBOURNE (NGCBG) and an expired Establishment Health Management Plan (EHMP).

On Wednesday, 8<sup>th</sup> of March 2023, Investigative Stewards held a Stewards Hearing with Mr LEATHAN relating to four (4) charges. Mr LEATHAN believed he had taken all necessary steps to find the greyhound a suitable home and had complied with his obligations under the rules of racing concerning all four charges.

The charges are as follows:

### **CHARGE 1**

#### ***GRV Local Rule (LR) 12(1)***

Relates to the rehoming effects undertaken to find greyhound TOMMY CAWBOURNE (NGCBG) an appropriate home in accordance with the local rules of racing.

Mr LEATHAN pleaded not guilty to the charge. The charge was dismissed.

### **CHARGE 2**

#### ***GRV Local Rule (LR) 12(2)(1)***

Relates the maintaining and completion of documented records concerning the rehoming of greyhound TOMMY CAWBOURNE (NGCBG).

Mr LEATHAN pleaded not guilty to the charge. The charge was proven.

**CHARGE 3**

***Greyhounds Australasia Rules (GAR) 24 (1)***

Relates to the mandatory sterilisation of greyhound TOMMY CAWBOURNE (NGCBG) before being rehomed to a third party.

Mr LEATHAN pleaded not guilty to the charge. The charge was proven.

**CHARGE 4**

***Greyhounds Australasia Rules (GAR) 156 (w)***

Relates to the operation of a GRV approved kennel without a valid EHMP as required by the Code of Practice for the Keeping of Racing Greyhounds.

Mr LEATHAN pleaded not guilty to the charge. The charge was proven.

Investigative Stewards found three of four charges proven and imposed the following penalty.

**PENALTY**

**Charge 1**

- Dismissed

**Charge 2, 3, and 4**

- 1 month suspension wholly suspended for a period of 12 months.
- \$500 fine with \$250 suspended for a period of 12 months.

In determining penalty, Investigative Stewards considered several factors namely:

- Mr LEATHAN's explanation around the rehoming of the greyhound and not guilty plea. This charge was dismissed.
- Mr LEATHAN's not guilty pleas to all charges.
- Mr LEATHAN's prior history.
- Specific and general deterrence.



**Ben Considine**  
Investigative Steward  
GREYHOUND RACING VICTORIA