

Appeals against Decisions of Tasracing, Clubs and in relation to betting disputes

PROCEDURE

A Notice of Appeal form (see next page) must be lodged with the Secretary as follows:

- (a) For an appeal against a decision of Tasracing or a Club, a notice of appeal **MUST** be lodged within **fourteen (14)** days after the handing down of the decision, together with a deposit of **\$200.00**.
- (b) For a dispute with a bookmaker, a notice of appeal **MUST** be lodged within **sixty (60)** days after the conclusion of the event to which the disputed bet relates, together with a deposit of **\$200.00**.

PLEASE NOTE:

- **Part (or all) of your deposit may be forfeited depending on the outcome of the appeal.**
- **You may also be required to pay some (or all) of the transcript costs.**

For further information see section 99 of the *Racing Regulation and Integrity Act 2024*.

Please lodge your appeal by completing the following form: Notice and Grounds of Appeal

This form sets out the basic information you need to provide when you lodge an appeal or apply to have the operation of the decision or a penalty against which you are appealing suspended pending the appeal. If you require assistance to complete the form, then please contact the secretary of the Tasmanian Racing Appeals Board or seek legal advice.

For further information contact the TRAB Secretary on **(03) 6777 2063**.

Notice and Grounds of Appeal

The Secretary
Tasmanian Racing Appeal Board
PO Box 821
LAUNCESTON, TAS 7250

Dear Secretary,

I, , wish to lodge an appeal with the Tasmanian Racing Appeal Board as follows:

1. Date of decision by Tasracing/Club: *If you are in dispute with a bookmaker, proceed to Question 2.*

2. Decision of Tasracing/Club/Betting Dispute to which this appeal relates:

3. I will be represented at the hearing: Yes No

If yes, please indicate whether the representative is a: Lawyer **OR** an Advocate/Non-Lawyer

Name of representative:

Contact Phone:

Email:

4. The grounds of appeal are:

5. There are dates that I am unavailable to attend a hearing: Yes No

If yes, please provide details:

Please estimate how long the hearing may take: Fewer than 2 hours 2-4 hours More than 4 hours

6. I wish to request that the Chairperson of the Tasmanian Racing Appeal Board suspends the operation of the decision or penalty pending the appeal: Yes No

If yes, please complete the Request to Suspend a Decision section and Applicant details and signature section overleaf.

If no, please complete the Applicant details and signature section overleaf.

Request to Suspend a Decision or Penalty

I hereby request the Chairperson of the Tasmanian Racing Appeal Board to suspend the operation of the decision or penalty against which I am appealing until my appeal is heard. This request is made pursuant to section 85 of the *Racing Regulation and Integrity Act 2024*. When considering my request, I would like the Chairperson to take into account the following matters:


PLEASE NOTE

The Chairperson is not obliged to grant the request. The Chairperson must not grant the request if:

- (a) the decision was made, or the penalty imposed because of a serious risk to:
 - (i) the welfare or health of an animal; or
 - (ii) the safety of any person; or
 - (iii) the integrity of The Tasmanian racing industry; or
- (b) the appeal is intended to be heard within 7 days of lodgement, unless the Chairperson considers that extenuating circumstances require otherwise.

APPLICANT DETAILS AND SIGNATURE

Name:	Phone No.		
<input type="text"/>	<input type="text"/>		
Mobile:	Email:		
<input type="text"/>	<input type="text"/>		
Postal Address:	Suburb:	State:	Postcode:
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
Signature of Applicant:	Date:		
<div style="border: 1px solid #0070C0; padding: 5px; display: flex; align-items: center;">X</div>	<input type="text"/>		

 PDF Users: Select the Sign Tool to apply your signature.

OFFICE USE ONLY

RECEIPT NO.:	DATE:	
<input type="text"/>	<input type="text"/>	<input type="text"/>

Rights of Appeal

Generally

Section 77 of the *Racing Regulation and Integrity Act 2024* provide for appeals to the Tasmanian Racing Appeals Board (TRAB) as follows:

- (1) A person may appeal to the TRAB if the person is aggrieved by a decision of Tasracing to:
 - (a) refuse to grant a licence, or approve a registration, under the Rules of Racing, of the person or a horse or greyhound owned, leased or trained by the person; or
 - (b) cancel or suspend a licence or registration under the Rules of Racing of the person or a horse or greyhound owned, leased or trained by the person; or
 - (c) refuse to register the person as a bookmaker or bookmaker's agent; or
 - (d) cancel or suspend the person's registration as a bookmaker or bookmaker's agent; or
 - (e) refuse to endorse the person's certificate of registration as a bookmaker with an on-course telephone betting endorsement, an off-course telephone betting endorsement or an off-course function betting endorsement; or
 - (f) cancel or suspend the person's on-course telephone betting endorsement, off-course telephone betting endorsement or off-course function betting endorsement; or
 - (g) refuse under section 155(4)(b) to issue to the person an off-course function approval; or
 - (h) cancel under section 141(1) and (2) or section 156(1) an off-course function approval issued to the person; or
 - (i) refuse to register a club of which the person is a member; or
 - (j) cancel or suspend the registration of a club of which the person is a member; or
 - (k) impose conditions on the person's licence, or registration, granted or approved under the Rules of Racing; or
 - (l) impose conditions on the person's registration as a bookmaker or bookmaker's agent; or
 - (m) impose conditions on the person's on-course telephone betting endorsement, off-course telephone betting endorsement or off-course function betting endorsement; or
 - (n) impose conditions on an off-course function approval; or
 - (o) impose conditions on the registration of a club of which the person is a member; or
 - (p) impose a fine on the person.
- (2) A wagering operator may appeal to the TRAB if the wagering operator is aggrieved by a decision of Tasracing to -
 - (a) refuse to grant approval to the wagering operator to publish Tasmanian race field information; or
 - (b) impose conditions, other than conditions referred to in section 128(4)(a) in respect of a race field information publication approval; or
 - (c) cancel a race field information publication approval; or
 - (d) vary the conditions, other than conditions referred to in section 128(4)(a), in respect of a race field information publication approval.
- (3) A person may also appeal to the TRAB if the person is -
 - (a) in dispute with a bookmaker regarding the placement, acceptance, payment, non-payment or amount of a bet; or
 - (b) aggrieved, as a registered bookmaker or bookmaker's agent, by the decision of a registered club to withdraw its permission for the person to engage in bookmaking on a racecourse under its control.

Appeals against warning off or an exclusion notice

Section 76(1)(a) of the *Racing Regulation and Integrity Act 2024* provides that a person may appeal to the TRAB if the person is aggrieved by the decision of Tasracing or a registered club to issue the person with a warning-off notice or an exclusion notice, under section 124.