



APPEAL RESULT

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FROM: Registrar – Racing Appeals and Disciplinary Board

DATE: 27 April 2016

SUBJECT: **APPEAL HEARING RESULT – JOCKEY: LUKE NOLEN**

Panel Judge Bowman (Chair), Mr Geoff Ellis, Prof Raymond Harbridge.

Appearances Mr Terry Bailey appeared on behalf of the stewards.
Mr Nolen appeared on his own behalf.

At Caulfield on Saturday 23 April 2016, jockey Luke Nolen was found guilty of a charge of careless riding on his mount *Kapset* in Race 3 the *Selangor Turf Club Handicap* (1800m).

The carelessness being that near the 700m he permitted his mount to shift out when insufficiently clear of *Bantry Bay (IRE)* resulting in that horse being checked and shifting out inconveniencing *Morning Mix (IRE)*.

Mr Nolen was suspended for a period to commence at midnight on Tuesday, 26 April 2016 and to expire at midnight on Monday, 2 May 2016 – a total of 8 race meetings (2 metro, 6 provincial).

In assessing penalty Stewards took into account his good record and that the carelessness was in the low range.

A Notice of Appeal against **the decision and severity of the penalty** was lodged on Monday, 25 April 2016. A stay of proceedings was not requested.

DECISION: **Appeal against conviction dismissed.**
Appeal against severity of the penalty allowed.

Penalty varied so that the period of suspension will expire at midnight on Saturday, 30 April 2016 (6 race meetings).

Noting that this will be followed by the commencement of the suspension incurred at Flemington on 25 April 2016.