



APPEAL RESULT

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FROM: Registrar – Racing Appeals and Disciplinary Board

DATE: 15 April 2014

SUBJECT: **APPEAL HEARING RESULT – APPRENTICE JOCKEY: JYE MCNEIL**

Panel Judge Russell Lewis (Chair), Prof Raymond Harbridge, Mr Darren McGee.

Appearances Mr Des O’Keeffe appeared on behalf of Mr McNeil.
Mr Robert Cram appeared on behalf of the Stewards.

At Sandown Hillside on Wednesday 9 April 2014, apprentice jockey Jye McNeil was found guilty of a charge under the provisions of AR 137A(5)(a)(ii) for using his whip eight times in a forehand manner prior to the 100m mark (3 times more than is permitted under the Rules.)

The charge relating to his ride on *Oerter* in Race 6 the *Sportingbet Best Tote Plus 5% Handicap* (2400m) at Sandown Hillside on Wednesday, 9 April 2014.

Mr McNeil was fined the sum of \$500.

A Notice of Appeal against **the severity of the penalty** was lodged on Friday, 11 April 2014.

DECISION: **Appeal allowed.**

Penalty varied to a fine of \$300.

**TRANSCRIPT OF
PROCEEDINGS**

RACING APPEALS AND DISCIPLINARY BOARD

**HIS HONOUR JUDGE R.P.L. LEWIS, Chairman
PROF R. HARBRIDGE
MR D. McGEE**

EXTRACT OF PROCEEDINGS

DECISION

**IN THE MATTER OF THE SPORTINGBET BEST TOTE
PLUS 5% HANDICAP OVER 2400 METRES AT SANDOWN
HILLSIDE ON 9/4/14**

APPRENTICE JOCKEY: JYE McNEIL

MELBOURNE

TUESDAY, 15 APRIL 2014

MR R. CRAM appeared on behalf of the RVL Stewards

MR D. O'KEEFFE appeared on behalf of Mr J. McNeil

CHAIRMAN: In this appeal, the matters which the Board take into consideration are the number of strikes, the previous good record as acknowledged by the Stewards or at least relatively good record of Jye McNeil; his experience or lack of in long-distance races at Sandown; the value of the race which was of \$35,000, and the fact that the horse was in contention.

For these reasons, and taking into account the general thrust of decisions over the last several months, we think that in the circumstances, the Stewards' penalty was too high, and we will vary the penalty so that the fine will be \$300.
