

## APPEAL RESULT

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**DISTRIBUTION:** Chief Executive  
Group Integrity Services  
Group Racing and Group Racing Development  
ARB, ATA, TVN, VJA  
Office of Racing  
T Moxon – National Drug Register  
Racing Press

**FROM:** Registrar – Racing Appeals and Disciplinary Board

**DATE:** 24 November 2014

**SUBJECT:** **APPEAL HEARING RESULT – JOCKEY: BRIAN HIGGINS**

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**Panel** Judge Russell Lewis (Chair), Mr Brian Forrest (Deputy), Mr Graeme Johnson.

**Appearances** Mr John Didham appeared on behalf of Mr Higgins.  
Mr Terry Bailey appeared on behalf of the stewards.

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At Sandown Lakeside on Wednesday, 19 November 2014, jockey Brian Higgins was found guilty of a charge of careless riding on his mount *Marvellous Choice* in Race 8 the *Le Pine Funerals Handicap* (1200m).

The careless riding being that near the 800m he permitted his mount to shift in to a point where he caused unnecessary tightening to *True Ladys Man* placing that horse in restricted room and as a result was checked.

Mr Higgins had his licence to ride in races suspended for a period to commence at the conclusion of the day meeting on Friday, 21 November 2014 and to expire at midnight on Thursday, 27 November 2014, a total of eight race meetings (2 metropolitan, 6 provincial).

In assessing the penalty, Stewards took into account Mr Higgins' good riding record and deemed the incident to be in the low range.

A Notice of Appeal against **the decision and severity of the penalty** was lodged on Friday, 21 November 2014.

A stay of proceedings was granted effective until midnight Sunday, 23 November 2014.

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

**The period of suspension will now expire at midnight on Friday, 28 November 2014 (6 race meetings.)**