

Ashburton RC 16 March 2012 - R 1

Rules:

[638\(1\)\(d\)](#)

Name(s):

Miss A B Collett - Apprentice Jockey
Mr K H Hughes - Licensed Trainer
Ms B J Middlewood - Licensed Trainer
Mr L M Robinson - Licensed Jockey
Mr C W Johnson - Licensed Jockey

Charge:

Careless riding.

Facts:

denied

Following the running of Race 1, the Rural Livestock Maiden, an information was filed by Stipendiary Steward Mr J. M. McLaughlin alleging a breach of Rule 638(1)(d) by Apprentice Jockey Miss A. B. Collett in that she rode carelessly.

The information reads as follows:

"I the above named informant allege that the above named Respondent committed a breach of Rule 638(1)(d) (in that) Miss Alysha Collett allowed her mount to shift in near the 1000m crowding the running of The Guru which was checked, clipped heels and lost ground."

Rules 638(1)(d) reads as follows:

*"(1) A Rider shall not ride a horse in a manner which the Judicial Committee considers to be:
(d) careless..."*

Miss Collett is an Apprentice Jockey and she was assisted at this hearing by Licensed Trainer Mr K. H. Hughes. Miss Collett had indicated on the information that this breach was not admitted, and she confirmed this at the hearing. Miss Collett also agreed that she understood the charge and the Rule it was brought under.

Mr McLaughlin gave evidence and had Stipendiary Steward Mr Ray use video coverage to show that at about the 1000 metre mark "Control" (1) had been racing on the outside of "The Guru" (3) with "Noeline" (7) on the inside of that horse. It was alleged that Miss Collett had then moved inwards crowding "The Guru" with the result that "The Guru" had clipped the heels and lost ground.

Mr L. M. Robinson, the rider of "The Guru", gave evidence that before this incident he was established on the inside of Miss Collett with Mr Johnson ("Noeline") about ¾ length ahead of him on his inside. Miss Collett was improving on his outside and he ran out of room and ended up clipping heels. Mr Robinson was clear in his evidence that there was pressure from his outside (Miss Collett), but none from his inside.

When questioned Mr Robinson did not agree that he had received any pressure from "Noeline" which might have contributed to the incident. It was put to Mr Robinson that his horse had stumbled rather than clipping heels, but Mr Robinson said this was not so.

Miss Collett gave evidence that she had been keeping a straight line and was clear of "The Guru" when she moved inwards, and that the problem had been caused because "Noeline" was racing erratically and had pushed "The Guru" outwards.

At the conclusion of her evidence Miss Collett was asked if she had contemplated calling Mr C. W. Johnson to give evidence. Miss Collett said that she would like to call Mr Johnson to give evidence on her behalf. The hearing was then adjourned for this purpose.

When the hearing resumed Mr Johnson was asked if his horse had been hard to control, and if it had moved outwards onto "The Guru" at the time of this incident. Mr Johnson said that his horse was keeping its line and that it had not moved outwards onto "The Guru" as suggested.

At the conclusion of the hearing both parties made closing submissions outlining their cases.

We adjourned to consider our decision.

Decision:

We carefully reviewed the evidence and the video coverage. We were satisfied that when Miss Collett moved inwards she was not clear and put pressure on "The Guru" with the result that this horse was pushed inwards with the result that it clipped the heels of "Controlo". The evidence of Mr Robinson and Mr Johnson was quite clear and we reject Miss Collett's submission that there was any contribution to this incident from "Noeline".

On resuming the hearing Miss Collett was being assisted by Licensed Trainer Ms B. J. Middlewood. We gave our reasons (as set out above) and advised that we found that the charge had been proved.