

Avondale JC 25 March 2015 - R 4

Rules:

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

Name(s):

Ms R Smyth - Apprentice Rider
Mr N Tiley - Trainer assisting Ms Smyth
Mr A Coles - Stipendiary Steward

Charge:

Facts:

admitted

Following the running of race 4, Ray White Commercial 1200, an Information was filed pursuant to Rule 638 (1)(d). The Informant, Mr Oatham, alleged that Ms Smyth permitted her mount WHERE THERES SMOKE to shift inwards when not sufficiently clear of NOTHINLYKHER(M Du Plessis) which was checked near the 250 metres.

Ms Smyth acknowledged that she understood the nature of the charge, the Rule and confirmed her admission of the breach. Mr Tiley assisted his apprentice Ms Smyth at the hearing.

Rule 638(1) (d) provides: *A Rider shall not ride a horse in a manner which the Judicial Committee considers to be careless.*

Mr Coles identified on the video films that near the 300 metres Ms Spratt's mount who was racing on the outside of Ms Smyth made slight contact with WHERE THERES SMOKE. He said shortly after this point Ms Smyth continued to ride her mount forward when it shifted in. He said this resulted in NOTHINGLYKHER (M Du Plessis) being checked. Mr Coles added that Ms Smyth moved in about 1 horse width when only a bare length clear of Mr Du Plessis.

Mr Tiley told the Committee that Ms Smyth hit her horse once and it rolled in which resulted in NOTHINLYKHER being checked. He acknowledged that the Stewards had to be proactive and charge riders when interference has occurred. However, he noted that WHERE THERES SMOKE was having its first start and was a very green horse.

Ms Smyth confirmed her horse was green and had nothing further to add.

Decision:

As Ms Smyth admitted the breach the Committee find the charge proved.