

Gore RC 23 September 2016 - R 4 - Chair, Mr N Skelt

Rules:

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

Name(s):

Miss S Wynne - Class A Rider of PREDICTION
Mr D Chin - Apprentice Rider of STRATEGUS
Mr J Oatham - Stipendiary Steward

Charge:

Facts:

denied

Following the running of Race 4 Gore Septic Tank Cleaners Maiden an information was filed pursuant to rule 638 (1)(d).

The informant Stipendiary Steward Mr Tidmarsh alleged that Miss Wynne permitted her mount Prediction to shift inwards when not sufficiently clear of Strategus (D. Chin) which clipped a heel and blundered near the 1000 metres.

Miss Wynne acknowledged that she understood the rule and confirmed that she did not admit the breach.

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

Mr Oatham demonstrated the incident using the available video films. He identified that Miss Wynne's horse Prediction started the race from barrier (5), Mr Chin's horse Strategus started from Barrier (4), and Mr Moseley's horse Muzza's Mate started from Barrier (1).

Mr Oatham highlighted Prediction racing three wide near the 1000m mark, and angling inwards leaving insufficient room for Strategus, who was less than a length behind on the inside of Prediction.

Mr Oatham further highlighted Mr Chin taking a hold of his horse, stating that Mr Chin could see what was happening, with his horse being checked and blundering and losing ground.

Mr Oatham highlighted the starting barriers were not ideally placed, leading into the first bend, which may have slightly attributed to the incident.

Mr Chin stated that his horse Strategus had clipped heels nearing the 1000 metre mark. As Miss Wynne had moved inwards when there was not enough room "less than a length" Mr Chin stated. Mr Chin also said that there was no movement outwards from the inside horse Muzza's Mate who was ridden by Mr Moseley. Mr Chin said he lost a couple of lengths as a result of the incident.

Mr Chin also said when questioned that his horse was racing kindly, and he had it under control prior to the incident and that his horse did not contribute in any way to the incident.

Miss Wynne told the committee that in normal circumstances she would plead guilty, however in this instance she felt there were several contributing factors to consider.

Miss Wynne acknowledged she had moved inwards, however she believed that Mr Moseley's horse Muzza's Mate who had drawn barrier (1) had moved off the rails and was racing greenly.

Miss Wynne said she saw Mr Chin take a hold of his horse, and also thought Mr Moseley had moved outwards slightly onto Mr Chin's horse, which all had an effect on the alleged incident.

Miss Wynne also stated that her horse was having its first start, and raced greenly throughout making it a difficult ride.

Decision:

The Committee was satisfied from the evidence that it heard from the Stipendiary Stewards, Mr Chin and from the video evidence that Miss Wynne was not her required own length and another length clear when she allowed her mount, Prediction, to shift inwards 150 metres after the start of Race 4 on to Strategus, ridden by Mr Chin, which forced him to take hold of his horse abruptly, clipping a heel and blundering.

Miss Wynne herself, eventually conceded that she was not the required distance clear and, in the end, her defence was based around mitigating factors, that Mr Moseley's horse Muzza's Mate had come out onto Mr Chin's horse Strategus thus contributing to the alleged incident.

The Committee is satisfied that Miss Wynne has shifted in of her own accord resulting in a check to Mr Chin's ride Strategus. We do not believe that Mr Chin's horse or any other jockey had contributed to the incident.

We find that, in shifting ground inwards when not sufficiently clear of Mr Chin's mount, Miss Wynne rode carelessly and we therefore find the charge of careless riding proved.

The committee found the charge proved.