

**Ontario  
Racing  
Commission**

**Commission  
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## **STANDARD BRED DIRECTIVE NUMBER 6 – 2009 RULES OF STANDARD BRED RACING 2008**

*The Ontario Racing Commission at its meeting of Friday, December 18, 2009 resolved that the Rules of Standardbred Racing 2008 and the Rules of Procedure be amended by the promulgation of the following Rules, effective January 1, 2010.*

**Rule 3.09.01** (f) A trainer shall maintain records relating to the particulars of any medications administered to horses in his/her care. For the purposes of this Rule, the term medication shall mean a medication that could result in a positive test. All documentary evidence provided under this Rule shall be kept confidential by the Commission. At any hearing before the Judges or a panel of the Commission, all such documents shall remain confidential unless otherwise ordered.

**Rule 5.02.02** An appeal from a ruling of the Judges employed by the holder of a permit under rules 5.02.01 shall be heard by the Commission. The Commission shall have jurisdiction to hear all appeals from the Judges employed by the holder of the permit.

**Rule 5.02.03** Any fine imposed by the Judges employed by the holder of a permit shall be paid to the Commission. If the Judges employed by the holder of a permit impose a suspension on a person who holds a licence under the Racing Commission Act, 2000, that person's licence under the Act shall be suspended for the same period. Rules 6.12 to 6.14 of the Rules of Standardbred racing shall apply to any horse that is affected by any such suspension.

**Rule 5.22** No ruling made by the Judges or by the Commission with regard to distribution of purse money or the placing of horses in the order of finish, after the race has been declared official shall have any bearing on the pay-out prices of the distribution of pari-mutuel pools. If an incorrect order of finish is posted, declared official and then rules to be in error, the Pari-Mutuel Betting Supervision Regulations of the Criminal Code respecting pay-out prices shall apply.

**Rule 24.01** An appeal is a request to review any decisions or rulings of the Judges or delegated officials. An appeal may deal with placings, penalties, interpretation of the rules, or other questions dealing with the conduct of racing. Appeals shall lie to:

(a) The Commission, comprised of one panel member or more, as designated by the Chair, if the decision imposes a fine of more than \$1000 or a suspension of 30 days or more;

(b) The Commission, comprised of one panel member or more, as designated by the Chair, if the decision imposes a fine of \$1000 or less or a suspension of less than 30 days.

**Rule 24.02** Delete

**Rule 24.03** An appeal lodged in accordance with Rule 24.01 must be based upon specific grounds which would warrant modification or reversal of the decision. The Commission may uphold, rescind, modify or increase any penalty imposed. After due notice, any appellant who fails to appear at the hearing of his/her appeal without good cause may be fined or suspended.

**Rule 24.04** Notice of Intent to appeal to the Commission must be given to the Judges or to the Director within 48 hours of receipt of notice of the decision or ruling being appealed. A further eight days is accorded to file the appeal with the Judges or the Director. All appeals shall be in writing and must be completed upon a form furnished by the Commission.

**Rule 24.08** Delete

**Rule 24.09** A ruling of the Commission which affects the distribution of purse money or order of finish of a race after the race had been declared official shall have no bearing on the distribution of pari-mutuel pools.

**Rule 24.10** Delete

**Rule 24.11** At the conclusion of an appeal to the Commission, the Commission may uphold, rescind, modify, or increase the penalty imposed by the Judges or delegated official. In addition, after holding the hearing, the Commission may order a penalty against the person requesting the hearing in an amount prescribed by the Regulations in addition to any other penalty for which the person may be liable.

**Rule 25.02.03** All rulings issued by the Judges under Rule 25.02.02 may be appealed to the Commission. Notice of Appeal is to be lodged in accordance with Rule 24.04.

**ORC Rules of Procedure**

Rule 4.7.1            The requirements set out in Rule 4.7 shall not apply when an appeal is filed pursuant to Standardbred Rule 24.01(b) or Thoroughbred Rule 13.17(b).

- Rule 4.8            (1)    The parties shall each submit a Book of Documents not less than five days prior to the Hearing to include all documents to be provided to the Hearing Panel in advance of the hearing.
- (2)    A Book of Documents shall not be required from a party who is self represented, however, the Administration will prepare its Book of Documents and provide a copy to the Appellant.
- (3)    The Book of Documents prepared by the Administration should include:
- (a)    Notice of Appeal;
  - (b)    Notice of Hearing;
  - (c)    The decision under appeal;
  - (d)    Evidentiary exhibits;
  - (e)    Other additional relevant material.
- (4)    The Book of Documents prepared by the Appellant should include:
- (a)    Evidentiary exhibits;
  - (b)    Other additional relevant material.

Rule 4.8.1            The requirements set out in Rule 4.8 shall not apply when an appeal is filed pursuant to Standardbred Rule 24.01(b) or Thoroughbred Rule 13.17(b).

**Implementation**

All appeals filed in accordance with Standardbred Rule 24.01(b) and Thoroughbred Rule 13.17(b) prior to amendments which have not been adjudicated shall be deemed as appeals filed under the Standardbred Rule 24.01(b) and Thoroughbred Rule 13.17(b) as amended.

**BY ORDER OF THE COMMISSION**

  
Rob McKinney  
Acting Executive Director