

S.I. No. XXX of 2023

GREYHOUND INDUSTRY (LICENSED TRAINERS) REGULATIONS,
2023.

ARRANGEMENT OF ARTICLES

Article

1. Revocation.
2. Definitions.
3. Training of Greyhounds.
4. Classes of Licences.
5. Application for Licences.
6. Conditions attaching to Licences.
7. Grant, suspension and revocation of Licences.
8. Duties of a Licensed Trainer.
9. Charges for Licences.
10. Duty of industry participants and Status of Regulations.
11. Citation and commencement

GREYHOUND INDUSTRY (TRAINERS LICENCES) REGULATIONS, 2023

Rásaíocht Con Éireann, in exercise of the powers conferred on it by Section 24 of the Greyhound Racing Act 2019 (No 15 of 2019), after consultation with the Minister for Agriculture, Food and the Marine, hereby makes the following regulations, that is to say:—

Revocation.

1. The Greyhound Trainers' Regulations 1961 to 2016 are hereby revoked.

Definitions.

2. In these regulations, the following words and expressions have the meanings hereby assigned to them, that is to say:—

"the Act" means the Greyhound Racing Act 2019 (No 15 of 2019);

"authorised kennelhand" carries the same meaning as that set out in the Greyhound Industry (Racing) Regulations 2023.

"the Club" means the Irish Coursing Club;

"control steward" carries the same meaning as that set out in the Greyhound Industry (Racing) Regulations 2023;

"kennelhand authorisation" carries the same meaning as that set out in the Greyhound Industry (Racing) Regulations 2023;

"licence" means a public or private trainer's licence granted pursuant to these regulations;

"licensed trainer" shall mean the holder of a public or private trainer's licence granted pursuant to these regulations;

"meeting" carries the same meaning as that set out in the Greyhound Industry (Racing) Regulations 2023

"Principal Act" means the Greyhound Industry Act 1958 (No. 12 of 1958);

"prohibited substance" carries the same meaning as that set out in the Greyhound Racing (Prohibited Substances) Regulations 2023;

"race" carries the same meaning as that set out in the Greyhound Industry (Racing) Regulations 2023

"race track" carries the same meaning as that set out in the Greyhound Industry (Racing) Regulations 2023

"RCÉTS" carries the same meaning as that set out in the Greyhound Industry (Traceability) Regulations 2023;

"trial" carries the same meaning as that set out in the Greyhound Industry (Racing) Regulations 2023

"veterinary practitioner" means a person registered under Part 4 of the Veterinary Practice Act 2005, and subsequent amendments;

"warned-off person" carries the same meaning as that set out in the Greyhound Industry (Racing) Regulations 2023

Training of Greyhounds.

3. (1) It shall not be lawful for any person to train greyhounds for reward save under and in accordance with the terms of a licence granted by the Board at its discretion pursuant to these regulations on foot of an application for such licence in accordance with regulation 5 of these regulations.

Classes of Licences.

4. (1) There shall be two classes of licence:—

(a) A public trainer's licence, which shall entitle the holder to train and manage greyhounds (unlimited in number) for reward; and

(b) A private trainer's licence, which shall entitle the holder to train and manage for reward not more than four greyhounds at the same time.

Application for Licences.

5. (1) A person who proposes to act as a licensed trainer and who is not disqualified from doing so under paragraph (2) of this regulation shall make an application to the Board for the grant or the renewal (as the case may be) of a licence and the application shall be made in such form or manner as the Board may direct and shall be accompanied by the appropriate fee as stipulated in regulation 9 of these regulations. In

the event of an application for the grant or renewal of a licence being refused, the Board shall refund the fee paid on foot of such application.

(2) A warned-off person, or a person subject to an exclusion order or its equivalent as issued by the Club, the Greyhound Board of Great Britain or an international equivalent organisation as recognised by the Board, shall be disqualified from acting as a licensed trainer.

Conditions attaching to Licences.

6. (1) It shall be a condition of any licence granted under these regulations that:—

(a) the holder of such licence shall comply in all respects with the racing, traceability and welfare regulations, for the time being in force and with the directions of the Board.

(b) the holder of such licence shall complete and forward to the Board such records and documents as the Board may, from time to time, direct.

(c) the kennels of the licence holder shall be kept in a condition deemed satisfactory by the Board.

(d) the holder of such licence shall, at all reasonable times, and irrespective of any security arrangements in place at the premises, grant immediate inspection facilities and co-operation to any authorised officer and/or control steward attending any land or premises used by a licensed trainer in connection with the training of greyhounds, other than any part of land or premises which is a private dwelling. Advance notice by the Board to the licence holder is not required in advance of inspections where the attending authorised officer and/or control steward may enter any land or premises used by a licence holder in connection with the training of greyhounds (other than any part of land or premises which is a private dwelling) and on entering such land or premises, the attending authorised officer and/or control steward may do all or any of the following:—

(i) inspect the land or premises and their facilities;

(ii) inspect any container, fridge, freezer, fixture or fitting and vehicles or other transport;

(iii) examine, inspect or test any greyhound on the premises, whether or not such greyhound is in training;

(iv) conduct identification checks in relation to any such greyhound;

(v) take such specimens (including blood, urine, faeces, hair, tissue or remains of implants) as the authorised officer and/or control steward may deem necessary from any such greyhound;

(vi) examine, inspect, test, or take samples from anything an authorised officer and/or control steward believes to be an unauthorised veterinary medicinal product (within the meaning of the Regulation (EU) 2019/6 of the European Parliament and of the Council of 11 December 2018) or to be a prohibited substance (within the meaning of the Greyhound Racing (Prohibited Substances) Regulations, 2023);

(vii) examine any document or electronic device and take extracts from and copies of any such document/digital media or any information contained on such device(s).

(e) the holder of such licence shall be over 18 years of age and a resident of the Republic of Ireland.

(2) Without prejudice to the conditions prescribed in the foregoing subparagraphs of this regulation, the Board may, at any time, under these regulations, attach such other conditions as it thinks fit to a licence. Failure to adhere to any condition attached to a licence under this provision, within such reasonable time period as advised by the Board, may result in the suspension or revocation of the licensed trainer's licence.

Grant, renewal, suspension, and revocation of licences.

7. (1) The Board may grant or refuse to grant an application for a licence or for the renewal of a licence, or may suspend or revoke a licence, under these regulations.

(2) An application for the grant or renewal of a licence from any person shall comply in all respects with these regulations and shall satisfy the Board that the applicant for such licence is:—

- (i) not a person who has committed a breach which, in the reasonable opinion of the Board, constitutes a significant breach of the Racing code or regulations made pursuant to the Act or its subsequent amendments;
- (ii) not a person who has an unpaid fine(s) issued by the Control Committee or the Appeal Committee;
- (iii) not a person who has unpaid fixed payment(s) issued by the Board pursuant to Section 27 of the Welfare of Greyhounds Act, 2011, or its subsequent amendments;
- (iv) not a person who has an unpaid fine(s) issued by the Greyhound Board of Great Britain or the Club;

- (v) not a person who has committed an offence which, in the reasonable opinion of the Board, constitutes a significant offence pursuant to the Welfare of Greyhounds Act 2011, or its subsequent amendments;
- (vi) not a person who has committed an offence which, in the reasonable opinion of the Board, constitutes a significant offence pursuant to the Animal Health and Welfare Act 2013, or its subsequent amendments.

(3) The Board may suspend or revoke a licence where it is satisfied that a licensed trainer is in breach of these regulations. Without prejudice to the generality of the foregoing, the Board may suspend and/or revoke a licence where it is satisfied that a licensed trainer is no longer compliant with the provisions of paragraph (2) hereof.

(4) Without prejudice to the provisions of regulation 7 (2) or 10 (2) hereof, a decision to refuse to grant or renew, or to suspend or revoke, a licence may be made at any time, at the discretion of the Board, in circumstances where the Board deems such refusal, revocation or suspension necessary to protect the integrity of the greyhound industry.

(5) A decision to refuse to grant or renew, or to suspend or revoke, a licence may be appealed by the applicant/licensed trainer pursuant to the provisions of Section 51 of the Principal Act (as amended).

Duties of a Licensed Trainer.

8. (1) It shall be the duty of a licensed trainer to keep an up-to-date record, in a form and containing such particulars as may be determined and published from time to time by the Board, of all greyhounds which he/she has on his/her premises and submit a copy of this record to the Board with any application for a licence or with a renewal for a licence.

(2) In the event of a change to the position as reflected in the most recently submitted record to the Board, it shall be the duty of the licensed trainer to submit a copy of the amended record to the Board, to be received on or before the 10th day of the month following the month in which the change occurred.

(3) In advance of any greyhound arriving at the premises of a licensed trainer, it shall be the duty of the licensed trainer to notify the Regulation Department of the Board in writing, whether by email or post, that the greyhound (irrespective of age of the greyhound or whether the greyhound has been entered to race/trial or not) has come under their care.

(4) Where it is established by an authorised officer or a control steward that the number of greyhounds actually on the premises of a licensed

trainer does not correspond with the number as shown in the most recent records referred to in sub-paragraphs (1), (2) and (3) above, the matter shall be reported to the Board as a regulatory breach for investigation by the Control Committee and the Board may suspend the licence, and may additionally suspend from racing or trialling any greyhound assigned under their care or discovered on the premises, pending the outcome of such investigation.

(5) Save in circumstances where greyhounds are kennelled for racing at race tracks, it shall be the duty of a licensed trainer to ensure, at all times, that only persons authorised by the licensed trainer, have access to greyhounds assigned to that licensed trainer, whether at the licensed trainer's premises or not, and this shall include all arrangements relating to the licensed trainer's greyhounds' training, feeding, husbandry and transport arrangements.

(6) It shall be the duty of a licensed trainer to ensure that any person that has access to greyhounds assigned to that licensed trainer, including authorised kennelhands, whether at the licensed trainer's premises or not, and this shall include all arrangements relating to a licensed trainer's greyhounds' training, feeding, husbandry and transport arrangements, is:—

- (i) not a person who has committed a breach which, in the reasonable opinion of the Board, constitutes a significant breach of the Racing code or regulations made pursuant to the Act or its subsequent amendments;
- (ii) not a person who has an unpaid fine(s) issued by the Control Committee or the Appeal Committee;
- (iii) not a person who has unpaid fixed payment(s) issued by the Board pursuant to Section 27 of the Welfare of Greyhounds Act, 2011, or its subsequent amendments;
- (iv) not a person who has an unpaid fine(s) issued by the Greyhound Board of Great Britain or the Club;
- (v) not a person who has committed an offence which, in the reasonable opinion of the Board, constitutes a significant offence pursuant to the Welfare of Greyhounds Act 2011, or its subsequent amendments;
- (vi) not a person who has committed an offence which, in the reasonable opinion of the Board, constitutes a significant offence pursuant to the Animal Health and Welfare Act 2013, or its subsequent amendments;
- (vii) not the holder of a licence to train greyhounds for reward issued pursuant to these regulations.

(7) It shall be the duty of a licensed trainer to ensure that premises, and all facilities used in the keeping of greyhounds in the care of the licensed trainer, including kennels, containers, fridges, freezers,

fixtures/ fittings and vehicles are at all times appropriately maintained in compliance with the provisions of the Code of Practice for the Care and Welfare of Greyhounds as published from time to time by the Board.

(8) It shall be the primary duty of a licensed trainer to ensure the welfare standards of all greyhounds in their care, are appropriately maintained in compliance with the provisions of the Code of Practice for the Care and Welfare of Greyhounds as published from time to time by the Board.

(9) It shall be the primary duty of the licensed trainer to ensure that greyhounds under their care that require veterinary treatment, have appropriate access to a veterinary practitioner to ensure prompt veterinary treatment without any undue delay in order to prevent unnecessary suffering or hardship for such greyhound.

Charges for Licences

9 The charges payable to the Board for the grant and renewal of licences shall be as determined by a resolution of the Board from time to time. The charges applicable for grant and renewal of licences shall be published on the Board's website.

Duty of industry participants and Status of Regulations.

10 (1) It is the duty of all persons engaged in greyhound racing (be they the holder of a licence or not) and subject to these regulations, to have express knowledge of these regulations.

(2) These regulations constitute racing sanction provisions, a breach of which:

(i) constitutes a sanction breach of the Racing code within the meaning of section 2 of the Act; and

(ii) may be subject to a racing sanction that may be imposed by the Control Committee and/or the Appeal Committee.

Citation and commencement.

11. (1) These Regulations may be cited as the Greyhound Industry (Trainers Licences) Regulations, 2023.

(2) These regulations shall come into operation on the XX day of XXXX, 2023.

GIVEN under the Seal of Rásaíocht Con Éireann/Greyhound Racing Ireland, this XX day of XXXX, 2023.

Chairman of the Board.

Chief Executive of the Board, an officer authorised by the Board to authenticate the Seal of the Board.

EXPLANATORY NOTE.

These regulations set out the rules and procedures under which a person may be granted a trainer's licence to train greyhounds for reward. The regulations additionally provide for the conditions that apply for the refusal to grant such a licence, its suspension or revocation by Rásaíocht Con Éireann and the duties of a licence holder in respect of regulatory and welfare obligations for greyhounds under their care. From MXX day of month XX, 2023 all previous regulations made by the Board in that connection being revoked.