

CONTROL APPEAL COMMITTEE PUBLICATION

APPELLANT	Mr. Luke Kilcoyne
ADDRESS	“The Rock”, Ougham Tubbercurry, Co. Sligo
MATTER	<p>Appeal of Control Committee decision of 3rd November 2017</p> <p><u>Control Committee Decision:</u> Fine of €1,500 imposed on the Appellant in respect of an adverse analytical finding (Amphetamine) returned from a urine sample obtained from the greyhound Ougham Anna at Lifford Greyhound Stadium on 13th May 2017.</p>
PRELIMINARY ISSUE	<p>In the Notice of Appeal, the Appellant had requested an Oral Hearing of the Appeal and this was considered and granted by the Control Appeal Committee. The Appellant and Bord na gCon were both notified of the date of the Oral Hearing.</p> <p>However, the Appellant later informed the Secretary of the Control Appeal Committee that he would not be attending an Oral Hearing.</p> <p>In those circumstances the Control Appeal Committee decided to proceed on the basis of the Notice of Appeal and the submissions previously received from Bord na gCon.</p>
FINDINGS	<p>The Control Appeal Committee considered the detail submissions made by both the Appellant and Bord na gCon.</p> <p>The Control Appeal Committee were satisfied that the sample was properly taken and analysed and showed a reading which was reasonably high for Amphetamine which is a prohibited substance under the Regulations.</p> <p>The Control Appeal Committee were fully satisfied in relation to the analysis of the sample in question by the National Greyhound Laboratory, which is a fully accredited laboratory to the ISO/IEC 17025 Standard, and that all laboratory staff are appropriately qualified to undertake such analysis.</p> <p>The Control Appeal Committee were satisfied that the sample contained a reasonably high level of Amphetamine and the Appellant (the owner of the greyhound who presented the greyhound for racing on the evening in question) was responsible for same.</p> <p>In those circumstances, the Control Appeal Committee were satisfied that the fine imposed by the Control Committee was appropriate.</p> <p>The Appeal was therefore, dismissed and the Control Committee decision of 3rd November 2017 was affirmed.</p> <p>Pursuant to the Greyhound Industry (Control Committee and Control Appeal Committee (Amendment) Regulations 2015 the decision will be published.</p>