

INQUIRY INTO THE ANALYST'S FINDINGS OF A BANNED SUBSTANCE DETECTED IN A URINE SAMPLE PROVIDED BY TRACKWORK RIDER MS JAZZLIN TAYLOR AND AN ATTEMPT TO CONCEAL AND PROVIDE A SUBSTITUTE SAMPLE

Stewards Inquiry Room Kembla Grange Racecourse

Wednesday 19 January 2022

STEWARDS: T J Vassallo (Chairman)

J J E Earl

The Stewards today inquired into the analyst's findings relative to a urine sample provided by licensed trackwork rider Ms Jazzlin Taylor at the Kembla Grange Racecourse on Monday 20 December 2021 and her attempt to conceal and provide a substitute sample.

# 1. Charge 1 - AR139(1)(a) Offences where riders use banned substances

Licensed trackwork rider Ms Jazzlin Taylor did provide a sample of her urine on the morning of Monday 20 December 2021 at Kembla Grange Racecourse, which was found upon analysis to contain a banned substance under AR136(1), namely 11-Nor-delta-9-tetrahydrocannabinol-9-carboxylic acid, greater than cut-off.

Plea: Guilty

## 2. Charge 2 – AR139(1)(b) Attempt to substitute urine sample

On the morning of Monday 20 December 2021, after presenting herself to the Kembla Grange Stewards Room to provide a sample of her urine as directed to do so, Ms Taylor was found to be in possession of a concealed bottle of urine that she intended to use as a substitute sample.

Plea: Guilty

## Penalty:

The following penalty considerations were taken into account.

- Early guilty plea at first available opportunity in respect of charges 1 & 2.
- Ms Taylor's short licensing history.
- Disciplinary record.
- Nature of the substance and the very high levels detected in the sample.
- Dishonest behaviour to deceive the Stewards during their duties.
- Principle of specific and general deterrence and what message is sent to the industry in respect to such conduct.
- Purpose for issuing penalties as a protective measure for the image and interests of the thoroughbred Industry.
- 1. Charge 1 AR139(1)(a) 3 months suspension of license in full.
- 2. Charge 2 AR139(1)(b) 6 months disqualification reduced from 9 months for guilty plea.

Having considered the principles of penalty concurrency and totality, the Stewards determined that for charges 1 & 2 that a total period of disqualification of 9 months be issued, to commence on 20 December 2021, the date Ms Taylor was stood down, and to expire on 19 September 2022.

Ms Taylor was advised that under AR139(4), she would be required to provide a sample free from any banned substance prior to Racing NSW considering any future licence application.

Ms Taylor was advised of her rights of appeal.

### Relevant Rules:

## Division 5 – Substances banned for use by riders and horse handlers

### AR 136 Banned substances in relation to riders

- (1) Unless otherwise stated in these Australian Rules, the following substances and/or their metabolites, artefacts and isomers are specified as banned substances in riders when detected in a urine sample at a concentration above the respective threshold level:
- (c) all Cannabinoids, including but not limited to:
  - (i) 11-Nor-delta-9-tetrahydrocannabinol-9-carboxylic acid (15ug/L);

#### Division 6 – Banned substance offences for riders and horse handlers

### AR 139 Offences where riders use banned substances

- (1) A rider breaches these Australian Rules if:
  - (a) a banned substance under AR 136(1) is detected in a sample taken from the rider; Or
- (b) the rider refuses or fails to deliver a sample as directed by the Stewards, tampers with, adulterates, alters, substitutes, or in any way hinders the collection of, a sample or attempts to do any of those things.
- (4) If a rider incurs a penalty or is prevented by the Stewards from riding under this rule, the rider cannot resume riding until the period of the penalty has expired and a sample from the rider free of any banned substance under AR 136(1) has been delivered, as directed by the Stewards.

T J Vassallo Senior Stipendiary Steward – Racing NSW