

PROPOSED DRAFT RULE CHANGES

FIT AND PROPER PERSON REQUIREMENTS

***Mark-up reflect proposed changes to address the other changes to the registration framework**

- LR## (a) Persons engaging with greyhounds for the purposes of greyhound racing must be registered with the Board in an appropriate category of registration to undertake the activities of:
- i. owning
 - ii. breeding
 - iii. a studmaster
 - iv. whelping
 - v. rearing
 - vi. educating (or breaking in)
 - vii. training
 - viii. attending
 - ix. catching

[subparagraphs iv to vii do not come in to force until ## following the date these amended rules come into effect (as published in the Victoria Government Gazette)]

- (b) The categories of registration are:

- i. Owner
- ii. Breeder
- iii. Studmaster
- iv. Whelper
- v. Rearer
- vi. Greyhound Educator
- vii. Trainer
- viii. Attendant
- ix. Catcher

- LR11.1 A person may only be registered with the Board if –
- (a) the person is over the age of 18 years, or if seeking registration only as a catcher or an attendant, over the age of 15 years;
 - (b) the person's principal place of residence is in the state of Victoria;
 - (c) the Board is satisfied that the person is a fit and proper person to be registered in the category of registration sought, having regard to all matters relevant to the category of registration, which may include the person's character, reputation, honesty, integrity, criminal history and the person's history in relation to animal welfare;
 - (d) the person has attained the experience and/or training prescribed by the Board for registration in the relevant category;
 - (e) any premises required for activity in relation to the proposed category of registration are fit for purpose;
 - (f) the person has complied with any other requirements prescribed by the Board from time to time for registration in the relevant category.

- LR11.2 (a) Applications for registration with the Board must:

- (i) be made in the manner and the form prescribed by the Board from time to time;
 - (ii) state each category of registration being sought;
 - (iii) be accompanied by the prescribed information relating to the identity of the applicant;
 - (iv) be accompanied by the prescribed information relating to the character of the applicant;
 - (v) be accompanied by a current national police certificate and/or an authorisation signed by the applicant for the Board to obtain a national police certificate for the applicant;
 - (vi) be accompanied by prescribed information relating to the education and/or training of the applicant;
 - (vii) be accompanied by the prescribed fee;
 - (viii) be complete and accompanied by any other information or declarations required by the Board.
- (b) The Board may require the applicant to provide the Board with further information or declarations that the Board requires to determine the application, and may refuse the application if the applicant does not comply with the request within the time determined by the Board.
- (c) The Board may, in its absolute discretion refuse to grant an application for registration.
- (d) The Board may grant an application for registration subject to any conditions the Board thinks appropriate for the registration.
- (e) Without limiting the Board's power to refuse to grant an application, the Board may refuse to grant an application in circumstances where, in the opinion of the Board:
- (i) the applicant is the current and ongoing spouse or domestic partner (as defined in the Racing Act 1958) of a person who has been refused registration or deregistered by the Board, who is disqualified, or who is suspended for a not insignificant period; or
 - (ii) the applicant is likely to, for purposes of activity related to their proposed registration, associate with a person who is disqualified, warned off, suspended or declared to be a defaulter under the Rules, in the period for which the applicant is registered;
 - (iii) the registration may adversely impact the Board's control or promotion of the sport of greyhound racing or the conduct of greyhound races.
- (f) Without limiting the Board's power to refuse to grant an application, the Board may only grant an application for registration in a category if the Board is satisfied that:
- (i) the applicant is a fit and proper person to be registered;
 - (ii) the applicant has attained the experience and/or training to hold the registration in the particular category or can attain that experience and/or training within a reasonable time as determined by the Board;
 - (iii) any premises required for activity in relation to the proposed category of registration are fit for purpose or will be fit for purpose within a reasonable time as determined by the Board;
 - (iv) the applicant meets any other criteria determined by the Board from time to time.

- (g) The Board has complete discretion to vary the conditions applicable to the registered person after the date of registration.
- (h) The Board may cancel or suspend any registration.
- (i) Unless sooner cancelled or suspended by the Board, the registration of a person under LR 11.2 remains in force for a period specified by the Board which cannot be longer than three (3) years.

Delete LR16.4 and replace with:

- LR16.4
- (a) An application for registration is granted by the Board and registration is held by the registered person on the condition that:
 - (i) the person agrees to be bound by and comply with these Rules as amended from time to time;
 - (ii) the person is, at all times, a fit and proper person to be registered by the Board; and
 - (iii) the information in the application and accompanying declarations submitted by the person was true and correct.
 - (b) If the Board determines that a registered person is not a fit and proper person to be registered by the Board, the Board may deregister the person and not re-register the person, or suspend the person from participating in greyhound racing, until that person has satisfied the Board that the person is a fit and proper person to be registered by the Board.
 - (c) The Board may, from time to time, require a registered person to provide information, further details or undertakings in relation to any matter related to the Board's functions and duties. The Board may de-register a person, or suspend them from participating in greyhound racing, if the information or undertakings are not provided within the period specified by the Board.