



Joe Colliver - Rule (K)49

Disciplinary Panel - Integrity issues

19 Aug 21

Before the Independent Disciplinary Panel of the BHA: HH James O'Mahony (Chair), Dr Lyn Griffiths and Tim Etherington; a hearing concerning the admitted breach by Mr Joe Colliver, a Jockey, of Rule (K)49 of the Rules of Racing.

1. The Hearing

The above hearing took place on 19 August 2021. Miss Charlotte Davison appeared for the BHA and Mr Rory Mac Neice for Mr Colliver who was also present in the virtual hearing. There was no objection to the constitution of the Panel.

2. The Rules of Racing

Rule (K)49 provides that a Jockey must ensure that no banned substance is present in his body on a race day when he is riding. Cocaine is of course a banned substance and also a Class A drug.

3. Agreed facts and chronology

23/02/2021: Mr Colliver rode in 2 races at Wetherby. A urine sample was taken from him for analysis.

4/03/2021: Analysis was reported confirming the presence of a metabolite of cocaine at a concentration of 1650ng/ml. Interim suspension of the licence was ordered by the Judicial Panel Chairman.

4/05/2021: Mr Colliver was interviewed in the course of which he made "full and frank" admissions as to the breach and having taken cocaine on the Saturday before the test at Wetherby.

4/08/2021: By email Mr Mac Neice confirmed on behalf of Mr Colliver his admission of the breach and

the absence of any exceptional circumstances.

4. The Penalty

According to the guidelines the entry point penalty for a first offence under the Rule is suspension of 2 months with a range of 1 to 6 months. However, where the banned substance is cocaine the expectation is withdrawal of the license at the top of the range ie 6 months. As was accepted there were no exceptional circumstances.

5. Conclusion

According to the guidelines the entry point penalty for a first offence under the Rule is suspension of 2 months with a range of 1 to 6 months. However, where the banned substance is cocaine the expectation is withdrawal of the license at the top of the range ie 6 months. As was accepted there were no exceptional circumstances.

The Panel for the Enquiries will be: HH James O'Mahony (Chair), Dr Lyn Griffiths and Tim Etherington.

Please note, the BHA Judicial Panel is an independent body which encompasses the Disciplinary Panel, Appeal Board and Licensing Committee. It receives administrative support from the BHA via the Judicial Panel Secretary.

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