



**Gaming Policy and  
Enforcement Branch**

# Rules of Thoroughbred & Standardbred Horse Racing in British Columbia

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*Authorized under section 53 of the  
**Gaming Control Act**  
and **Gaming Control Regulation**  
proclaimed August 19, 2002*

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Additional horse racing information including links to the Gaming Control Act and Regulation, as well as general contact information, are available on the Gaming Policy and Enforcement Branch website at [www.gaming.gov.bc.ca](http://www.gaming.gov.bc.ca)

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Rules of  
Thoroughbred & Standardbred  
Horse Racing in British Columbia

Part 1 - Common Racing Rules

—CHAPTER 1—  
Definitions

**Act** – the Gaming Control Act.

**Authorized agent** – is a person appointed in writing on an acceptable form signed and acknowledged before a commissioner of oaths by the owner on whose behalf the agent will act.

**Branch** – the Gaming Policy and Enforcement Branch.

**Director of Racing** - to have the same powers as and be interchangeable with “Executive Director” *(added 16/04/2014)*

**Executive Director** – the Racing Division Executive Director of the Gaming Policy and Enforcement Branch. *(amended 12/04/2010)*

**General Manager** – the General Manager appointed under the Gaming Control Act.

**Judge** – a racing official employed by the Branch to regulate all aspects of Standardbred horse racing.

**Official chemist** – a chemist approved by the Branch or the Canadian Pari-Mutuel Agency to perform analytical procedures on a sample.

**Positive test** – the finding by the official chemist of a drug or interfering substance in a sample.

**Racing Division** – the Division of Racing in the Gaming Policy and Enforcement Branch.

**Steward** – a racing official employed by the Branch to regulate all aspects Thoroughbred horse racing.

—CHAPTER 2—  
Licensing

**1. Licensing authority**

The authority to licence matters referred to in s. 46 of the Act, are delegated to the Executive Director, and to each Steward and Judge.

**2. Enforcement against licensees by the Executive Director and the Stewards/Judges**

In respect to matters referred to in s. 1 of these rules, the powers of the General Manager

(1) Under s. 51 of the Act are delegated to the Executive Director; and

(2) Under s. 51 of the Act, except those under s. 51(5) are delegated to every Steward and Judge.

**3. Licensing and registration fees**

(3) A licence will not be issued to any person who is not registered with the Branch.



- (4) A fee will be charged for registration, as prescribed in the Gaming Control Act regulations.
- (5) A replacement fee may be charged to replace a lost licence.

#### **4. Types of licences**

The following types of licences may be issued, combined, varied, amended or renewed, under s. 53(2)(d) of the Act:

- (1) Licensed Racing Officials:
  - (a) clocker/timer
  - (b) clerk of scales
  - (c) *(deleted 01/04/2004)*
  - (d) track veterinarian
  - (e) horse identifier
  - (f) equipment inspector
  - (g) paddock judge
  - (h) race secretary
  - (i) assistant racing secretary
  - (j) starter
  - (k) assistant starter
  - (l) chief test inspector
  - (m) outrider
  - (n) valets
  - (o) jockeys room custodian
  - (p) stall person
  - (q) security guard/patrolman *(added 12/04/2010)*
- (2) Medical, Veterinary and Drug Testing Functionaries:
  - (a) ambulance driver
  - (b) animal health technician
  - (c) test inspectors
  - (d) first aid attendant
  - (e) track doctor
  - (f) track nurse
  - (g) veterinarian
  - (h) veterinary assistant
- (3) Owners:
  - (a) absentee owner
  - (b) authorized agent
  - (c) personal representative of an estate
  - (d) lessee
  - (e) lessor
  - (f) trustee
  - (g) incorporated company
  - (h) stable names
- (4) Racing Trades and Callings:
  - (a) farrier
  - (b) exercise rider
  - (c) groom

- (d) jockey or apprentice jockey
- (e) driver or restricted driver
- (f) hotwalker
- (g) pony riders
- (h) trainer or assistant trainer
- (i) track superintendent
- (5) Others:
  - (a) honorary
  - (b) includes all other persons required to be licensed at the discretion of the Executive Director, Judges, and Stewards

## **5. Licence application requirements**

- (1) A person required to be licensed under the Act shall complete, in a true and accurate manner, a written application prescribed by the Branch, pay any fees required by the Act or Regulations and submit satisfactory evidence of identity.
- (2) A licence applicant may also be required to submit photographs, a birth certificate and furnish evidence of financial responsibility in relation to horse racing, and to submit to examination under oath or provide a written statement under oath satisfying the Branch that he or she is qualified to receive a licence. *(amended 21/02/2006)*
- (3) A person applying for a licence as security guard/patrolman shall have the minimum training of the successful completion of the Basic Security Training Course (BST1) or equivalent. *(added 12/04/2010)*

## **6. Reasons to refuse, cancel, suspend or limit the issuance or renewal of a licence**

The Executive Director, Stewards or Judges may suspend, cancel, restrict, limit or place conditions on, or refuse to issue or renew a licence to any person who:

- (1) *(deleted 17/03/2005)*
- (2) Does not possess a valid registration; *(amended 21/02/2006)*
- (3) Is, in the judgment of the Stewards/Judges, unqualified to perform the duties required of the licence;
- (4) Has failed to disclose or stated falsely any information required in the horse racing application; *(amended 21/02/2006)*
- (5) Has been found in violation of any statute, regulation or rule governing racing in this or any other jurisdiction; *(amended 21/02/2006)*
- (6) Has racing disciplinary actions pending in the province or any other jurisdiction; *(amended 21/02/2006)*
- (7) Is or has been excluded from a race track or its grounds by a racing commission, Branch or corporation in this or any other jurisdiction;
- (8) *(deleted 06/09/2005)*
- (9) Has had a licence denied, suspended or revoked in this or any other jurisdiction;
- (10) Has accumulated unpaid obligations relating to racing or has otherwise demonstrated financial irresponsibility directly related to horse racing activities *(amended 20/04/2012);*
- (11) *(deleted 11/03/2004)*
- (12) *(deleted 06/09/2005)*
- (13) *(deleted 06/09/2005)*
- (14) *(deleted 06/09/2005)*

- (15) If applying for a Standardbred licence, is not in good standing with Standardbred Canada. *(added 15/04/2015)*

## **7. Expiration of licence**

- (1) Licences shall expire as recommended by the General Manager, or such other date as may be indicated on the licence.
  - (a) The Branch may issue geographically restricted and temporary permits. *(amended 21/02/2006)*
  - (b) The Branch may issue a temporary licence to an absentee owner applicant pending receipt of the material required under these rules, and that temporary permit is valid for 30 clear days from the date of issue. *(amended 21/02/2006)*

## **8. Age restrictions**

No person may be licensed under the Act who is under the age of 19 years, except in the following categories and under the conditions specified by the Branch:

- (1) A jockey licence shall not be issued to any person under the age of 16 years.
- (2) A driver licence shall not be issued to any person under the age of 19 unless their application is endorsed by a parent or legal guardian in a manner satisfactory to the Judges and be covered by a policy of health and accident insurance acceptable to the Judges.
- (3) An exercise rider licence may be issued to a person under the age of 16 years, who, in the opinion of the Stewards is qualified.
- (4) No licence shall be issued to any groom or any other help employed by a person until that person signs the applicant's application for a licence and the Branch is satisfied that the applicant is at least 15 years of age.
- (5) All persons under the age of 17 years must have their application endorsed by a parent or legal guardian in a manner satisfactory to the Branch. *(amended 11/03/2004)*
- (6) Notwithstanding (4) a person under the age of 15 years may be licensed, but not licensed as a jockey or Driver, by special permission of the Stewards/Judges.

## **9. Additional requirements of a licensee**

The Stewards/Judges or the Branch may require that a licensee:

- (1) Periodically allow himself or herself to be photographed or re-photographed for the purpose of identification;
- (2) Periodically submit to examination or re-examination under oath, or to provide a further written statement under oath, in relation to his or her qualifications for licensing *(amended 21/02/2006)*;
- (3) Not employ or harbour any unlicensed person on the grounds, nor employ a licensee for a function for which he/she is not licensed;
- (4) Agree to abide by the conditions set out in the application for the licence, the licence itself, the Act, and the Racing rules; *(amended 21/02/2004)*
- (5) Be interviewed by the Branch, Racing Division Inspector or the Stewards/Judges and make statutory declarations or statements in writing respecting a violation of these rules or any matters which in the opinion of the Branch or the Stewards/Judges is not in the best interests of horse racing; and/or
- (6) The licence application of an employee is signed by the licensed employer.

#### **10. Changes in information on application**

Every licensee shall report to the Branch any change in the information provided on their licence application within 30 days of the occurrence of the change.

#### **11. Change of status and licence surrender**

When the qualification(s) that made a licensee eligible for a licence cease to exist, a licence is no longer valid. *(amended 21/02/2004)*

#### **12. Use of licence**

- (1) A licence may only be used by the person to whom it is issued.
- (2) No person shall apply for or hold a licence if they are the subject of a ruling that has not been complied with, imposed by a recognized racing commission, association, corporation, branch or club.
- (3)
  - a) A person shall present an appropriate licence to enter a restricted area or when requested to do so by a Branch employee or security staff;
  - b) Only owners, trainers and officials are permitted to sign in guests; *(added 20/04/2012)*
  - c) No licensee shall accompany an unlicensed person onto the grounds unless they are properly signed in. *(added 20/04/2012)*
  - d) Any person who fails or refuses to produce upon request his or her valid licence or a guest pass issued to him or her may be subject to a fine and/or suspension in the case of a licensee or to removal from the premises in the case of a guest. *(added 15/04/2015)*
- (4) A restricted area for the purposes of this section means an enclosed portion of the Track Operator's grounds to which access is limited to licensees whose occupation or participation requires access.
- (5) *(deleted 12/04/2010)*
- (6) The Branch may authorize unlicensed persons temporary access to restricted areas. Such persons shall be identified and their purpose and credentials verified and approved in writing by track security. A copy of the written approval shall be filed with the Branch within 24 hours. Such authorization or credentials may be only used by the person to whom it is issued.

### —CHAPTER 3— Stewards and Judges

#### **13. Period of Authority**

- (1) The Stewards' authority at the racetrack shall begin no less than sixty (60) days prior to the start of the meet and extends to the close of the race meet or until they complete their official business pertaining to the race meet. For Interior race meets, such authority shall be extended on a weekly basis from entry day until the end of the live racing day; *(amended 30/06/2020)*
- (2) The Judges' authority at the racetrack shall begin on the first day that qualifying races are scheduled and extends to the close of the race meet or until they complete their official business pertaining to the race meet. *(added 11/05/2011)*

### **13a. Responsibility and authority of Stewards/Judges**

The Stewards/Judges for each race meeting shall:

- (1) Ensure the race meeting is conducted in accordance with the Act, the regulations and the rules. In all matters pertaining to the conduct of racing, the directions and orders the Stewards/Judges shall supersede the directions and orders of the Track Operator;
  - (a) the Stewards/Judges shall ensure the Track Operator shall have in attendance during morning workouts and race programs for Thoroughbreds and for qualifying races and race programs for Standardbreds person-ambulance(s) and horse ambulance(s) staffed with qualified personnel to render first aid and transport injured persons or horses to the closest place available for medical or veterinary treatment, as the case may be. *(added 15/04/2015)*
  - b) The Stewards/Judges shall ensure that warning lights and a siren for Standardbreds and a siren for Thoroughbreds be installed such that they can be activated by the Judges/Stewards in the event of an emergency or accident on the track. *(added 15/04/2015)*
- (2) Supervise and govern the conduct of each official and licensee, including all racing officials, track management, licensed personnel, other persons responsible for the conduct of racing, and patrons, as necessary, to ensure compliance with the Act, regulations and rules;
- (3) Have authority to:
  - (a) make decisions to resolve any conflicts or disputes that may arise related to the racing meet, in accordance with the rules; *(amended 21/02/2004)*
  - (b) enforce those decisions; and
  - (c) discipline persons who disregard or violate those decisions;
- (4) *(deleted 06/09/2005)*
- (5) Set the post time for each race;
- (6) Direct and be in control of the off time for each race; and
- (7) Judge the validity of a claim of a horse. *(amended 21/02/2006)*
- (8) In matters regarding the Rules and Policies of Thoroughbred/Standardbred Horse Racing in British Columbia, the Stewards/Judges interpretation will take precedence. *(added 09/04/2016)*

### **14. Disciplinary powers of Stewards/Judges or designate**

The Stewards/Judges, or their designate:

- (1) Shall conduct such inspections as they deem necessary regarding any alleged racing violation or conduct which is detrimental to the best interest of horse racing: *(amended 21/02/2006)*
  - (a) violation of the Act, the regulations or these rules;
  - (b) crime affecting horse racing; or
  - (c) conduct which is detrimental to the best interests of horse racing;
- (2) May, if satisfied upon the conclusion of the inspection, that the alleged racing violation or detrimental conduct has occurred: *(amended 21/02/2006)*
  - (a) impose against any licensee such penalty, provided for in these rules, as they deem fit; and
  - (b) report thereon to the Executive Director;
- (3) Shall designate the time that any penalty so imposed shall take effect, or if no time is designated it shall take effect immediately, subject to any review;

- (4) May publish their findings subject to direction from the Executive Director.
- (5) May reinstate a licensee after he/she has complied with the issued ruling. *(amended 20/02/2009)*

**15a. Procedure where positive test sample occurs**

- (1) Upon receiving a written report from the official chemist that a positive test has been secured from a sample taken from a horse, the Stewards/Judges shall immediately notify the trainer of that horse, and immediately commence an inspection. *(amended 21/02/2006)*
- (2) For a period not exceeding seven clear days from the commencement of and during the period of inspection required under (1): *(amended 21/02/2006)*
  - (a) all horses trained by the trainer of the horse whose positive test is the subject of the inspection may be denied entry privileges; *(amended 16/04/2014)*
  - (b) all horses wholly owned by the trainer may be denied starting privileges unless sold or transferred to persons approved by a Steward or Judge; *(amended 16/04/2014)* and
  - (c) the horse whose positive test is under investigation may not be permitted to start until the investigation is completed. *(added 16/04/2014)*
- (3) If the Stewards/Judges find that a horse has run a race while a drug was present in its system, the horse shall be disqualified, and if the Stewards/Judges deem it to be necessary, they may:
  - (a) revise the order of finish; and
  - (b) redistribute the purse.
- (4) Sample test results when received from the official laboratory or the approved TCO<sub>2</sub> laboratory, become the sole property of the Racing Division. Only test results that cause the issuance of a Certificate of Positive Analysis of an official sample will be conveyed to the trainer, owner or their official representative. At no time will any drug level of a negative test or the blood gas level of a compliant TCO<sub>2</sub> test be disclosed. *(added 16/07/2013)*

**15b. Sample Residual Residue Testing**

- (1) Sample Residual Residue Testing will be conducted according to the procedures listed in the CPMA Policy Paper P-006 or subsequent updates;
- (2) To proceed with the process for Sample Residual Residue Testing by a referee laboratory:
  - (a) The Originator (Owner, Trainer or Representative) shall make the request in writing to the Executive Director of Racing including their full name, mailing address, daytime telephone number, email address or fax number. The request process must be completed within 21 days after the issue of the Certificate of Positive Analysis otherwise the sample will be disposed of by the official laboratory;
  - (b) The Racing Division shall provide to the Originator a copy of the CPMA Policy Paper P-006;
  - (c) The Executive Director of Racing, upon receipt of the written request will provide written notification of the request to the CPMA Regional Manager who will authorize the release of the sample residue and will provide written notification of such to the official laboratory and to the Racing Division;

- (d) The Originator will provide the name and address of the referee laboratory to official laboratory personnel according to the instructions contained in the Residue Release Request letter provided by the CPMA Regional Manager. The referee laboratory is to be chosen from the listing of acceptable laboratories shown in the CPMA Policy Paper P-006 Appendix 'B' – List of Referee Laboratories. Upon receipt of this information, the official laboratory will package and ship the sample residue along with the associated documentation to the specified referee laboratory;
- (e) All costs incurred by the official laboratory including packaging and shipping costs and the referee laboratory testing costs attributed to this request shall be borne solely by the Originator;
- (f) Upon completion of the test, the referee laboratory shall provide a complete copy of the results to the Racing Division. *(added 08/04/2013)*

#### **16. Penalties imposed by the Stewards/Judges**

- (1) The Stewards/Judges may impose any of the following penalties on a licensee for a violation of the regulations or regulatory racing rules:
  - (a) suspend the licence of that person;
  - (b) limit the activities of that person;
  - (c) fine the licensee not more than \$5,000;
  - (d) deny the licensee the privileges of the grounds;
  - (e) impose terms and conditions on the licence of that person;
  - (f) order the return of any claimed horse, and the consideration paid therefore;
  - (g) *(deleted 11/03/2004)*
  - (h) *(deleted 11/03/2004)*
  - (i) *(deleted 11/03/2004)*
  - (j) issue a warning; or
  - (k) scratch any horse.
  - (l) *(deleted 11/03/2004)*
- (2) All fines imposed under these rules shall be paid to the Branch within 30 days.

#### **17. Hearing protests, objections and complaints**

- (1) The Stewards/Judges shall investigate promptly and render a decision in respect to every protest or objection made to them in relation to a race. *(amended 21/02/2006)*
- (2) An objection or protest cannot be withdrawn without leave of the Executive Director.
- (3) Protest of any issue based on matters other than those specifically mentioned in the rules may not be heard unless made within forty-eight hours of the occurrence. *(amended 21/02/2006)*
- (4) The result of any race or the decision respecting any race is not invalidated, despite the breach of any regulatory or operational racing rule, unless the Judges/Stewards decide it should be invalidated.
- (5) An objection relating to the conduct of a horse, or of a jockey or driver engaged in a race, may be made by the owner or authorized agent, trainer, driver or jockey of some other horse engaged in the same race. *(amended 21/02/2006)*
- (6) An objection based upon any matter occurring during the running of a race must be made to the outrider, the Stewards/Judges, or a patrol judge before the final result of the race is declared official.

- (7) Protests relating to the participation of a horse entered in any race shall: *(amended 21/02/2006)*
  - (a) be made to the Stewards/Judges in writing, signed by the protester, and filed not later than one hour prior to the post time for the first race on the day on which the questioned horse is entered; and
  - (b) set forth the specific reason or grounds for the protest in such detail so as to establish probable cause for the protest.
- (8) The Stewards/Judges may consider a protest filed under (7) until such time as the horse becomes a starter. *(amended 21/02/2006)*
- (9) No protest based upon the distance of a race shall be made after the start of the race.
- (10) A protest by any owner, or his or her trainer or authorized agent, that a horse in the race:
  - (a) is not carrying correct weight; or
  - (b) is otherwise ineligible in a race shall be made to the Stewards or Judges not less than one hour before post time, otherwise the protest may not be considered.
- (11) A protest against any horse which has started in a race shall be made to the Stewards or Judges in writing, signed by the protester within 72 hours of the race exclusive of non-racing days.
- (12) Notwithstanding any other provision of these rules, the time limitation on the filing of a protest shall not apply in any case in which fraud or wilful conduct is alleged, provided the Stewards or Judges are satisfied the allegations are bona fide and verifiable.
- (13) No person shall file any objection or protest knowing the same to be inaccurate, false, untruthful, vexatious, or frivolous.
- (14) The Stewards/Judges or the Executive Director may order any purse, award or prize for any race withheld from distribution pending the determination of any protest or objection.
- (15) In the event any purse, award or prize has been distributed to an owner, or for a horse which by reason of a protest or other reason is disqualified or determined to be not entitled to such purse, award or prize, the Stewards/Judges or the Executive Director may order such purse, award or prize returned and redistributed to the rightful owner or horse.
- (16) Any person who fails to comply with an order to return any purse, award or prize erroneously distributed shall be subject to fines and/or suspensions.
- (17) Pending the determination of an objection or protest, any prize won by the horse objected to shall be held by the Track Operator until the matter or protest is determined, if so ordered by the Stewards/Judges or the Executive Director.
- (18) A delay in announcing the disqualification of a horse in a race because of an infraction of the rules shall in no way affect the eligibility of other horses in the same race to run in any subsequent race.
- (19) Any decision on an objection which affects purse money or the order of finish after the race was declared official by the Stewards/Judges shall have no effect on the distribution of pari-mutuel betting pools.
- (20) A protest of the claiming of a horse must be in writing and given to the Stewards/Judges prior to the start of the race in which the horse runs. *(added 21/02/2006)*

## **18. Responsibilities of Stewards/Judges**

- (1) The Stewards/Judges shall supervise each race meeting. *(amended 19/04/2016)*



- (2) One Steward/Judge shall attend the office of the racing secretary before the closing of entries each day of entries.
- (3) Three Stewards/Judges shall be present in the Stewards’/Judges’ stand during the running of each race.
- (4) The Steward’s/Judges’ stand shall be occupied only by authorized persons.
- (5) After the horses are ordered to the starting post, and until the race has been run, all persons except the jockeys, outriders, attending pony riders, and camera operators approved by the Stewards/Judges and officials shall be excluded from the course.
- (6) Each horse shall carry the full weight assigned for a race from the paddock to the finish of the race. *(amended 04/15/2015)*
- (7) Horses shall arrive at the starting post in post position order or as determined by the Starter/Stewards.
- (8) Horses shall take their positions in the starting gate in the numerical order named in the official program, counting from the inside rail or in such order that has been conveyed and is acceptable to the Stewards.
- (9) After a horse has entered the track for the post it may be excused by the Stewards/Judges if they consider it unfit to run or upon recommendation of the Track or Racing Division Veterinarian.
- (10) If a horse is excused by the Stewards/Judges because they consider it unfit to run, all tickets purchased on the horse so excused are redeemable subject to the enactments of Canada.
- (11) No race shall be run, if the horses cannot be seen plainly by the Stewards/Judges from the stand or by any other means of viewing the horses acceptable to the Stewards/Judges. If a race has begun, and in their opinion, the Stewards/Judges are unable to properly judge the running or finish of the race or in the interest of safety, they may declare the race to be “No Contest” and the provision of Rule 20 shall apply. *(amended 15/04/2015)*
- (12) Horses are in the hands of the Starter from the moment they leave the paddock until the stall gate opens or starting gate wings close, and no jockey/driver shall dismount without the Stewards/Judges or Starter’s permission. Jockeys/drivers shall obey the orders of the Starter.

## **19. To determine order of finish**

- (1) The Stewards/Judges shall determine the official order of finish for each race.
- (2) The decision of the Stewards/Judges as to the official order of finish, including the disqualification of a horse or horses as a result of any event occurring during the running of a race, shall be final for the purposes of distribution of the pari-mutuel wagering pool.
- (3) Where, after a race has started, the Stewards/Judges determine that due to extraneous circumstances outside the control of the owner, trainer, driver or jockey, a horse is prevented from competing fairly in a race; they may declare the horse a non-contestant for the purpose of application of enactments of Canada relating to refund.
- (4) When the Stewards/Judges determine that a horse be disqualified for interference, they may place the offending horse behind such horse or horses as in their judgment it interfered with, or they may place it last.
- (5) If a horse is disqualified for a foul, any horse or horses with which it is coupled as an entry may also be disqualified at the discretion of Stewards/Judges.

- (6) The Stewards/Judges may determine that a horse shall be unplaced for the purpose of purse distribution and time trial qualification.
- (7) In the event the Stewards/Judges determine that two or more horses finished the race simultaneously and cannot be separated as to their order of finish, a dead heat shall be declared.
- (8) When horses run a dead heat:
  - (a) the dead heat shall not be run off;
  - (b) all prizes to which the owners of the dead-heated horse would have been jointly entitled had one beat the other shall be divided equally between them;
  - (c) if a horse which finished in front of the dead heat is disqualified, the horse which ran the dead heat shall be deemed to have run the dead heat in the advance position which may result from the disqualification; and
  - (d) if the dividing owners cannot agree as to which of them is to have a trophy or other prize which cannot be divided, the question shall be determined by lot by the Stewards/Judges.

## **20. Cancellation of wagering**

The Stewards/Judges have the authority to cancel wagering on an individual betting interest or on an entire race, and also have the authority to cancel a pari-mutuel pool for a race or races, if such action is necessary to protect the integrity of pari-mutuel wagering.

## **21. Horses prohibited from racing**

The Stewards/Judges may at any time prohibit a horse from racing by reason of age, infirmity, performance, or any other similar reason. *(amended 21/02/2006)*

- (1) In Thoroughbred racing, Stewards shall maintain a list of those horses, and horses so listed shall be denied entry and starting privileges.
- (2) In Standardbred racing, Judges may place horses on the Judge's list for any of the following reasons, namely that it:
  - (a) is dangerous or unmanageable;
  - (b) chokes or bleeds during a race or a warm up for a race;
  - (c) falls in a race where there is no accident or interference;
  - (d) for reasons other than breaking stride, interference or broken equipment:
    - (i) fails to finish in a race; or
    - (ii) finishes distanced in a race;
  - (e) breaks stride in:
    - (i) two consecutive races on a racetrack rated Fast/Good; or sloppy; or *(amended 07/04/2003)*
    - (ii) a start immediately after a qualifying race on a racetrack rated fast/good or sloppy; *(amended 11/03/2011)*
  - (f) refuses to start;
  - (g) has not a recent performance on its official performance record in accordance with these rules;
  - (h) fails to meet the qualifying standards for a meeting; or
  - (i) has been scratched twice consecutively as a result of a veterinarian's slip and must qualify to race; *(added 15/04/2015)*

- (j) provide a negative Coggins Test Certificate certifying that within the prior two years the horse tested negative for equine infectious anemia (EIA). *(added 09/10/2015)*
- (3) Notwithstanding (2)(d)(ii), if a horse is distanced in a race, but its individual time is recorded and is within the qualifying standards for that race meeting, the horse may not be posted on the judges' list at the discretion of the judges, except a horse that is distanced in two consecutive races shall be posted on the judges' list.

## —CHAPTER 4— Racing Officials

### **22. Types of licensed officials**

Officials at a race meeting include the following types:

- (1) Racing secretary
- (2) Horsepersons' bookkeeper
- (3) Paddock judge
- (4) Horse identifier
- (5) Clerk of the Scales
- (6) Jockey room custodian
- (7) Starter
- (8) Assistant starter
- (9) Clocker/timer
- (10) Charter
- (11) Patrol judge
- (12) Placing judge
- (13) Racing division veterinarian
- (14) Track veterinarian
- (15) Chief test inspector
- (16) Test inspectors
- (17) Outriders
- (18) Valets
- (19) Assistants to any person listed above
- (20) Equipment inspector
- (21) Any other person designated by the Branch

### **23. Approval and licensing prior to opening of race meeting**

A Track Operator shall submit a list of its employed officials to the Executive Director for approval 30 days prior to the opening of its race meeting.

### **24. Conflicts for racing officials as owners**

A racing official who is an owner of either the sire or dam of a horse entered to race shall not act as an official with respect to that race, if the official may benefit financially from the outcome of the race.

## **25. Horsepersons' bookkeeper**

- (1) The horsepersons' bookkeeper may:
  - (a) inspect all documents dealing with partnership agreements, appointment of authorized agents, leases and assumed racing or stable names; and
  - (b) may demand production of the same in order to satisfy himself/herself as to their validity and authenticity and that all regulations and rules have been complied with.
- (2) All stakes, entrance money, forfeits, jockey fees/driver fees, purchase money in claiming races and other monies that can properly come into his/her possession shall be received and recorded by the horsepersons' bookkeeper.
- (3) The horsepersons' bookkeeper shall keep himself/herself thoroughly informed concerning such forfeits as may be authoritatively listed or reported by authorized matters. A forfeit list shall be compiled and kept accessible at all times to other officials of the meeting.
- (4) *(deleted 11/03/2004)*
- (5) The horsepersons' bookkeeper may be audited by the Branch.

## **26. Placing Judges**

There shall be three Placing Judges, any or all of whom may be Stewards/Judges and they shall determine the order of finish in a race as the horses pass the finish line, and with approval of the Stewards/Judges, may display the result on the tote board.

## **27. Employment restrictions for owners, trainers or a person with a financial interest**

- (1) A person who is licensed as an owner or trainer, or has any financial interest in a horse registered for racing at a race meeting in this jurisdiction, shall not be employed or licensed at the race meeting as a jockey, racing official, track maintenance supervisor, racing chemist or testing-laboratory employee. *(amended 11/03/2004)*
- (2) Financial Interest for the purpose of these rules means an interest that could result in directly or indirectly receiving a pecuniary gain or sustaining a pecuniary loss as a result of ownership or interest in a horse or business entity, or as a result of salary, gratuity or other compensation or remuneration from any person.
- (3) For the purpose of these rules, the breeder and lessor of a horse have a financial interest.

## **28. Other restrictions for racing officials**

While serving in an official capacity, racing officials and their assistants shall not:

- (1) Participate in the sale or purchase, or ownership of any horse racing at the race meeting;
- (2) Sell or solicit horse insurance on any horse racing at the race meeting;
- (3) Be licensed in any other capacity without approval of the Executive Director or in a case of emergency, the permission of the Stewards/Judges; *(amended 07/04/2003)*
- (4) Wager directly or indirectly on the outcome of any race under the jurisdiction of the Branch;
- (5) Receive presents, gratuities, or remuneration which may be construed as being given for the purpose of any type of special consideration;
- (6) Consume or be under the influence of alcohol or drugs while performing official duties;

(7) Advise anyone on the probable outcome of a race.

**29. Requirement to report violations**

Racing officials and their assistants shall report immediately to the Stewards/Judges every observed or reported violation of these rules regulations and policies. *(amended 29/02/2006)*

**30. Multiple appointments requiring written approval**

A person shall not be appointed to more than one racing official position at a race meeting, unless approved in writing by the Executive Director or Stewards/Judges. *(amended 07/04/2003)*

**31. Appointment of substitute officials**

Where an emergency vacancy exists among racing officials, the Stewards/Judges or the Track Operator, with the Stewards/Judges approval, shall fill the vacancy immediately. Such appointments shall be reported to the Executive Director by the Stewards/Judges and shall be effective until the vacancy is filled in accordance with these rules.

—CHAPTER 5—  
Veterinarians

**32. Racing Division Veterinarian**

The Racing Division Veterinarian shall:

- (1) Be employed by the Branch;
- (2) Recommend to the Stewards/Judges any horse deemed unsafe or unfit to be raced;
- (3) Place horses on the Veterinarian's List when necessary, and remove from the list those horses which are, in the Racing Division Veterinarian's opinion, able to satisfactorily compete in a race; *(amended 11/03/2004)*
- (4) Report to the Stewards/Judges the names of all horses destroyed or which otherwise expire at the meeting and the reasons thereof;
- (5) Refuse employment or payment, directly or indirectly, from any horse owner or trainer who is licensed;
- (6) Be present in the paddock or at the starting gate before each race and inspect each horse, and if any horse is not in condition to race, immediately notify the Stewards/Judges;
- (7) Refrain from directly treating or prescribing for any horse registered to race during his/her term of appointment at any recognized race meeting except in cases of emergency, accident or injury, in which case a full report shall be made to the Stewards/Judges;
- (8) Advise the Stewards/Judges on any question of medication or drugs administered to race horses.

**33. Track Veterinarian**

- (1) At the discretion of the Branch, a Track Veterinarian may be employed by a Track Operator or the Branch. At the discretion of the Executive Director, the duties of a Track Veterinarian may be assumed by the Racing Division Veterinarian.
- (2) A Track Veterinarian shall:

- (a) be directly responsible to the Racing Division Veterinarian;
- (b) be present in the paddock during preparation, on the racetrack during the post parade or at the starting gate, until the horses are dispatched from the gate for the race;
- (c) recommend scratching a horse to the Stewards/Judges if, in the opinion of the Track Veterinarian, the horse is physically incapable of exerting its best effort to win;
- (d) examine any horse which appears in physical distress during a race or at the finish of the race, and shall report such horse together with his/her opinion as to the cause of the distress to the Stewards/Judges and to the Racing Division Veterinarian;
- (e) refrain from directly treating or prescribing for any horse registered to race during his/her term of appointment at any recognized race meeting, except in cases of emergency, accident or injury, in which case a full report shall be made to the Stewards/Judges; and
- (f) be subject to the direction of the Stewards/Judges.

#### **34. Veterinarian's list**

- (1) The Racing Division Veterinarian and Track Veterinarian shall maintain a list, to be called the Veterinarians' List, upon which they shall enter the name of any horse unfit to compete in a race due to physical distress, unsoundness, infirmity, medical, or any other reason.
- (2)
  - (a) In Thoroughbred racing, a horse so listed must remain on the list for at least three clear days from the date it is placed on the list.
  - (b) In Standardbred racing, a horse so listed will be on the Short Term Veterinarian's List and must remain on this list for five (5) clear days. Horses so listed as sick will be permitted to enter but not race or qualify until the expiration of the five (5) clear days. Those listed as lame will not be permitted to enter, race or qualify until the expiration of the five (5) clear days.
  - (c) A horse placed on the Long Term Veterinarian's List due to chronic physical or health problems by the Racing Division Veterinarian shall remain on the Veterinarian's List and shall not enter to race or qualify until such time as it is removed from the list by the Racing Division Veterinarian. *(amended 18/09/2019)*
- (3) Notwithstanding (2) in Thoroughbred racing, should the Racing Division Veterinarian be presented with reasonable evidence by a licensed practicing veterinarian that a horse that has been placed on the Veterinarians List will be able to race to its potential on the race date in question, he may remove the horse from the Veterinarians List in less than three days and the horse will be allowed to enter and start. *(amended 08/04/2013)*

#### **35. Bleeder list**

- (1) Should the Racing Division or Track Veterinarian declare a horse as having bled following the running of a race or workout, such horse shall not be eligible to start in a race until a period of fourteen clear days has elapsed from the date on which it bled.
- (2) Should a horse bleed more than once within a period of 365 days, it shall not be allowed starting privileges for a minimum of:
  - (a) 14 clear days after the first recurrence;
  - (b) 90 clear days after the second recurrence;
  - (c) 365 clear days after the third recurrence.

### **36. Substance prohibitions**

No licensee shall:

- (1) Administer to any horse, without the authority of the Racing Division Veterinarian:
  - (a) any drug which could affect the racing condition or performance of a horse in a race; or
  - (b) any interfering substance.
- (2) Tamper with any horse as to affect its performance in any race;
- (3) Possess, control or transport on the grounds an electrical or mechanical appliance, other than a whip approved by the Stewards/Judges, that could affect the performance of a horse in a race;
- (4) Have in his/her possession or control or on his/her premises or to transport on the grounds any drug or medication, unless:
  - (a) it is patent medicine clearly labelled as such and complying with the Proprietary or Patent Medicine Act or the Food and Drug Act of Canada, and bearing the Proprietary or Patent Medicine Act number;
  - (b) it is a medication prescribed by a veterinarian and clearly labelled to show the name and address of the prescribing veterinarian and the dispenser and a complete list of ingredients, with the active ingredients designated quantitatively, and show the name of the horse to which the medication was prescribed and withdrawal time as per CPMA guidelines; *(amended 04/15/2015)*
- (5) Other than a licensed veterinarian or an authorized employee of a licensed veterinarian have in their possession or control or on the grounds, their premises, or motor vehicles, or to transport on the grounds: *(amended 21/02/2006)*
  - (a) any hypodermic syringe, needle or injectable substance;
  - (b) any tubing device, drenching equipment or apparatus that may be used to administer a drug or medication to a horse;
- (6) For the purposes of (4) and (5), premises include those facilities on the grounds that are utilized by a licensee.

### **37. Licensing of practicing veterinarians**

- (1) An applicant for a licence as practicing veterinarian shall be qualified and licensed to practice veterinary medicine pursuant to the laws of the Province of British Columbia.
- (2) Evidence of qualifications requires the following:
  - (a) submission of a copy of the applicant's current provincial licence;
  - (b) the recommendation of the Racing Division Veterinarian.

### **38. Veterinary practices**

- (1) Every practicing veterinarian who examines, treats or prescribes medication for a horse that is participating at a race meeting, other than the Racing Division Veterinarian or a Track Veterinarian, shall:
  - (a) maintain a daily record describing every treatment or medication with the exact time and amount of administration and every prescription and billing and other information respecting their practice at the race track;
  - (b) on request, deliver the daily records to the Racing Division Veterinarian, a Track Veterinarian, or the Stewards/Judges as the case may be.

- (2) Should a practicing veterinarian medicate, provide medication, or give a prescription that could result in a positive test or administer an interfering substance, he/she shall immediately advise the owner or trainer of the horse, the Racing Division Veterinarian, a Track Veterinarian, and the Stewards/Judges.
- (3) Should a practicing veterinarian prescribe a medication, he/she shall clearly label same to show the name and address of the prescribing veterinarian, the name of the horse for which the medication is being prescribed, and the dispenser and a complete list of ingredients with the active ingredients designated quantitatively and withdrawal time as per CPMA guidelines. *(amended 15/04/2015)*
- (4) Should a practicing veterinarian treat a horse for a serious illness, he/she shall promptly report the illness to the Stewards/Judges, or Racing Division Veterinarian.
- (5) At the request of the Stewards/Judges, every practicing veterinarian shall immediately report to the Racing Division Veterinarian, a Track Veterinarian and the Stewards/Judges, the name and cause of death of any horse which is or has been stabled on the grounds, and which has been destroyed or died for any reason within 15 days of it being stabled at the track. *(amended 11/03/2004)*
- (6) A practicing veterinarian may be held responsible if medication administered by him/her or his/her staff, results in a positive test.

### **39. Procedure for taking samples**

- (1) If after a race a sample is to be taken from a horse, nothing shall be administered or given to the horse until the sample has been taken, except with the expressed permission of the Stewards/Judges and in the presence of the Official Collector.
- (2) After a race, a horse that is selected for testing must be taken directly to the test barn.
- (3) Samples shall be collected by the Official Collector from all winners and such other horses as may be decided by the Stewards/Judges.
- (4) The owner, trainer or authorized representative may be present when a sample is taken from a horse under his/her care and an official receipt in the form of a numbered tag shall be signed by the owner, trainer or designated representative. *(amended 15/04/2015)*
- (5) Failure of the owner, trainer or designated representative to be present or sign the official receipt when the sample is taken shall not affect the admissibility of the sample as evidence.
- (6) The detection of any overage of furosemide in any sample by the Official Chemist shall constitute prima facie evidence that the performance of the horse was affected thereby.
- (7) Biological samples may be collected and tested at any time from horses eligible to race, whether stabled on or off the grounds. Owners and/or trainers of horses shall allow person(s) designated by the Director acting upon reasonable grounds that the business of horse racing in any or all of its forms is taking place, access to the following:
  - (i) stabling area;
  - (ii) training areas; and/or
  - (iii) Vehicles and/or trailers used in the transportation of horses or the business of horse racing:
    - a) access shall be granted for the purpose of:
      - (i) collecting biological samples which include, but not limited to blood, hair, saliva and urine from the horse;
      - (ii) conducting unannounced random inspections for illegal or non-therapeutic medications or drugs or device;



(iii) seizing any unsuspected illegal or non-therapeutic medication or drugs or device.

- b) For the purposes of this rule, a horse shall be deemed to be:
- (i) a horse that has raced in the past 60 days or is within 60 days of racing, qualifying and/or workout; or
  - (ii) a horse qualified to race in British Columbia; or
  - (iii) a horse entered to race in British Columbia; and /or
  - (iv) a registered thoroughbred.
- (added 15/04/2015)*

(8) The failure or refusal to make a horse available for biological sampling or to provide access as per 39(7)(a) may result in one or more of the following sanctions:

- a) The horse may be scratched from any race it is entered into;
- b) The owner or trainer may be prevented from entering any horse(s) in future races in the Province of British Columbia; and
- c) The owner or trainer may become subject to a fine and/or suspension.

## —CHAPTER 6—

### Exercise Induced Pulmonary Haemorrhage Program

#### 40. Definitions

For the purposes of the Common Rules, the following terms mean as described:

**Bleed** –

- (1) The presence of blood in the trachea or bronchi of a horse in sufficient quantity to affect its performance in an official workout/qualifying race or a race, as established by a veterinarian licensed to practice by the Branch, after examination with a fibre optic bronchoscope;
- (2) An exercise induced pulmonary haemorrhage from both nostrils of a horse, as established by the Racing Division Veterinarian or Track Veterinarian.

**Bleeder** – a horse that bleeds.

**Bleeder's list** – the list referred to in s. 41.

**Certified horse** – a horse that is certified under s. 43.

**EIPH Program** – the exercise induced pulmonary haemorrhage program established by the provision of these rules that apply to a certified horse.

#### 41. Bleeder's list to be kept

- (1) The Racing Division Veterinarian or Track Veterinarian shall place a horse on a list which shall be called the “bleeder’s list” on being satisfied that the horse bled during or immediately after a race or an official workout/qualifying race:
  - (a) *(deleted 18/09/2019)*
- (2) If a certified horse bleeds during or immediately after a race/warm up for a race or official workout/qualifying race more than once within a period of 365 days, it shall remain on the bleeder’s list and not be allowed starting privileges for a minimum period of:
  - (a) 14 clear days after the first recurrence;
  - (b) 90 clear days after the second recurrence;
  - (c) 365 clear days after the third recurrence.

**42. Ordering examination of a horse**

- (1) The Stewards/Judges may order an owner of a horse or the owner's authorized agent or trainer to have a veterinarian perform a fibre optic bronchoscopic examination on the horse to determine if the horse is a bleeder.
- (2) No person shall prevent a veterinarian from carrying out an examination under (1).

**43. Certifying a horse as eligible to participate**

- (1) When the Racing Division Veterinarian is satisfied that a horse meets the requirements that are set out in this section, he or she shall certify the horse as being eligible to participate in the EIPH Program by placing the name of the horse on a list, which shall be called the "certified list".
- (2) The Racing Division Veterinarian shall certify a horse under (1) when:
  - (a) An owner or trainer and a veterinarian licensed by the Branch verifies on a form approved by the Executive Director, that he or she has formed a professional opinion that it would be in the horse's best interest to be placed on the "certified list"; *(amended 06/05/2012)*
    - (i) through (v) *(deleted 05/04/2007)*
  - (b) *(deleted 05/04/2007)*
  - (c) when the Stewards/Judges or the Racing Division Veterinarian certify on a form approved by the Executive Director, that they have received a certificate certifying that the horse is qualified for the EIPH Program in another jurisdiction. *(amended 05/04/2007)*
    - (i) through (iii) *(deleted 05/04/2007)*
- (3) After a horse has been certified, the said horse may not race for 12 clear days from the date it was certified. *(amended 18/09/2019)*

**44. Filing of certificate required**

- (1) A certificate is only valid with respect to a race if the certificate is filed with and accepted by the Stewards/Judges:
  - (a) in the case of a horse from British Columbia, at the time of entry for the race; and
  - (b) in the case of a horse from a jurisdiction other than British Columbia, before scratch time of the race in which the horse participates.
- (2) Under (1)(b) the necessary documentation may be accepted via facsimile machine provided the original documents are filed with the Stewards/Judges not less than one hour before the race in which the horse participates.

**45. *(deleted 05/04/2007)***

**46. Requirements regarding certified horses**

- (1) A person entering a horse in a race must disclose the fact that a horse is a certified horse on the entry form for a race.
- (2) No person shall knowingly misrepresent a horse as a certified horse.

**47. Requirements relating furosemide**

- (1) If a horse is certified, its trainer or the trainer's licensed representative shall, before the horse competes:

- (a) ensure the horse does not receive furosemide for at least 36 hours before the race, except as provided in paragraph (c);
  - (b) be present at the horse's stall to identify the horse, witness, and assist as required, the administration of furosemide to the horse between four hours and 15 minutes and three hours and 45 minutes before the published post time of the race in which the horse is entered;
  - (c) ensure that the Racing Division Veterinarian or his designate administers intravenously not less than 150 mg and not more than 250 mg of furosemide to the horse between four hours and 15 minutes and three hours and 45 minutes before the published post time of the race.
- (2) The Stewards/Judges may scratch a horse from a race if the requirements of (1)(a,b,c) are not met.

#### **48. Requirements to remain in program**

- (1) A certified horse must remain in the EIPH Program for 100 days from the date of its most recent certification, regardless of any change of owner or trainer.
- (2) A horse from a jurisdiction other than British Columbia which is racing in that jurisdiction under an EIPH Program must race under the EIPH Program in British Columbia, unless the horse has been in an EIPH Program for more than 100 days and is removed in accordance with these rules.
- (3) A horse from a jurisdiction other than British Columbia, which has raced in that jurisdiction on furosemide in its last pari-mutuel start, but was not a certified horse at that time, may race in British Columbia on furosemide and will be considered to be a certified horse upon completion of the Racing Division Forms "B" and either Form "C" or "D" (whichever form is applicable to the out of jurisdiction horse) by the Owner/Trainer/Authorized Agent. *(amended 30/06/2020)*
- (4) The Racing Division Veterinarian or the Stewards/Judges may decertify a horse by removing its name from the certified list, after the expiration of 100 days from its most recent certification, on application by the Trainer of the horse on a form approved by the Executive Director *(amended 06/05/2012)*
- (5) A horse that has been decertified under (4) may be recertified:
  - (a) *(deleted 06/05/2012)*; or
  - (b) and not allowed starting privileges for 12 days clear from the date it was recertified.
- (6) The Racing Division Staff shall provide the Stewards/Judges with a list of all certified horses and shall
- (7) update the list each time a horse is certified or decertified. The Stewards/Judges shall:
  - (a) ensure that the Racing Secretary is provided with a copy of the list.
  - (b) provide the Chief Test Inspector, at least five hours before post time of the first race, with a list of the certified horses participating in that program.

#### **49. Requirement to provide public information**

The Racing Secretary/Program Director shall:

- (1) Ensure the appropriate symbol for furosemide use appears in the daily racing program for each certified horse; and
- (2) Provide on the daily racing program the appropriate symbols approved by the Stewards/Judges:

- (a) for horses treated with furosemide;
  - (b) for horses treated with furosemide for the first time; and
  - (c) for horses treated with furosemide for their last start, but not treated with it for the start for which the program is printed; and
- (3) Ensure that the daily racing program includes an explanation of the symbols.

## —CHAPTER 7—

### Total Carbon Dioxide Testing Program

#### **50. Excess levels defined**

An excess level of total carbon dioxide (TCO<sub>2</sub>) in a race horse is deemed adverse to the best interests of Standardbred and Thoroughbred racing, and adverse to the best interests of the horse, in that such a condition alters its normal physiological state. Accordingly, a person designated by an approved (TCO<sub>2</sub>) laboratory may obtain venous blood samples from a horse for the purpose of the testing of said samples by that laboratory for (TCO<sub>2</sub>) levels.

Where the (TCO<sub>2</sub>) level, based upon such testing, equals or exceeds the following levels:

- (a) 36 or more millimoles per litre for horses not competing on furosemide; *(amended 01/08/2021)* or
- (b) 38 or more millimoles per litre for those horses competing on furosemide; *(amended 01/08/2021)*

the Stewards/Judges may impose penalties pursuant to s. 14 and s. 16 of these rules.

#### **51. Approved TCO<sub>2</sub> laboratory**

“Approved TCO<sub>2</sub> laboratory” means a laboratory approved by the Executive Director to conduct the testing of standardbred/thoroughbred horses.

#### **52. Laboratory approval process**

The Executive Director shall approve a laboratory if:

- (1) The Executive Director is satisfied that the laboratory employs competent staff, and has the necessary facilities and technical capability to conduct the testing of Standardbred/Thoroughbred horses in accordance with rule s. 54; and
- (2) The laboratory conducts the testing of Standardbred/Thoroughbred horses in accordance with these rules; and
- (3) The laboratory undertakes to allow the Executive Director or any person designated by the Executive Director such access to its facilities and records, at any reasonable time selected by the Executive Director that will allow the Branch to audit the laboratory operations for the purposes of determining its compliance with these rules.

#### **53. Testing procedure**

- (1) All horses that race may be selected by the Stewards/Judges for blood gas testing. The entry of a horse shall constitute permission for a person designated by the approved TCO<sub>2</sub> laboratory to obtain blood samples.
- (2) The owner, trainer or other person responsible for the horse will be given notice that the horse is to be tested and must provide an attendant horseperson to restrain the horse when the blood sample is taken. *(amended 01/08/2021)*

- (3) Refusal of an owner, trainer, or other person responsible for the horse to attend the taking of the sample will not affect the validity of the test.
  - (4) Any owner, trainer or other person responsible for the horse that refuses or fails to permit the taking of a sample from a horse, shall:
    - (a) have all applicable horses scratched by the Stewards/Judges; and
    - (b) be deemed an admission of violation of s. 75(8) and (23).
  - (5) It shall be the responsibility of the trainer of a horse selected for testing to ensure that the horse is present, with an attendant horseperson, at the designated place and time for testing. *(amended 01/08/2021)*
  - (6) Stewards/Judges will select the horses to be tested and advise the approved TC0<sub>2</sub> laboratory personnel accordingly.
  - (7) The Stewards/Judges shall be empowered to hold a hearing whereby the penalties contemplated by s. 17 may be imposed.
- 54. The approved TC0<sub>2</sub> laboratory is responsible for:**
- (1) Collecting blood samples, by an authorized person from each selected horse into plasma separator tubes; *(amended 17/05/2018)*
  - (2) Obtaining the sample at any time from a selected horse prior to its' scheduled post time or not sooner than 90 minutes after the race in which the horse competes, in a secured location designated by the Stewards/Judges; *(amended 15/04/2015)*
  - (3) Ensuring the samples are centrifuged within approximately 20 minutes of collection and kept under refrigerated conditions until shipped;
  - (4) Shipping the samples to the laboratory in an insulated container;
  - (5) Analyzing the samples for TC0<sub>2</sub> using an approved and validated instrument. *(amended 17/05/2018)*
  - (6) Analyzing samples within 72 hours or up to a maximum of 120 hours in exceptional circumstances of collection and reporting all results to the Executive Director and the Canadian Pari-Mutuel Agency. *(amended 01/08/2021)*
- 55. Duplicate sample policy**  
*(deleted 01/08/2021)*

## —CHAPTER 8— Owners and Trainers

**56. Owners' licence requirements**

- (1) No person shall be issued a licence as an owner unless he/she has a horse registered with the Racing Secretary or registered electronically with Standardbred Canada.
- (2) Each person who owns a horse must be licensed. *(amended 29/04/2008)*
- (3) An owner shall notify the Stewards/Judges of a change in trainer of his/her horse.
- (4) No person shall sell a horse that is drawn to start or is also eligible in a race, except with the permission of the Stewards/Judges.
- (5) A person of any age may apply for an owner's licence provided they are, in the opinion of the Branch, capable of understanding the concept of ownership. If younger than 19 years of age, an applicant for an owner's licence shall submit a notarized affidavit from his/her parent or legal guardian stating that the parent or legal guardian assumes the

responsibility for the applicant's financial, contractual and other obligations relating to the applicant's participation in racing.

- (6) Each licensed owner is responsible for disclosure to the Branch of the true and entire ownership of each of his/her horses registered with the Racing Secretary and may be required to set forth those particulars by an affidavit.
- (7) Any change in ownership or trainer of a horse registered with the Racing Secretary must be recorded on an approved form and approved by the Stewards/Judges.
- (8) The transfer of a horse in order to circumvent the spirit and intent of any rule or ruling is prohibited.
- (9) The Branch or the Stewards/Judges may require a spouse or member of the immediate family or household of a person ineligible to be licensed as an owner, who is licensed or has applied for a licence, to demonstrate to the satisfaction of the Branch that his/her participation in racing will not permit him/her to serve as a substitute for the ineligible person.
- (10) When the ownership of a horse consists of more than five interests, the ownership shall be registered under a stable name.
- (11) The owner of a share of a horse shall not assign the share or any part of it without first notifying the Stewards/ Judges that the other partners have consented to the assignment.
- (12) The owner or authorized agent of a Thoroughbred horse shall supply the Stewards with a bill of sale if a horse registered with the Racing Secretary is sold or transferred during a race meeting and proof of payment of all necessary taxes, if a horse registered with the Racing Secretary is sold or transferred during a race meeting. *(amended 15/04/2015)*

**57. Trainer not considered an owner where interest is only in earnings**

A trainer shall not be considered an owner of a horse by reason only of having an interest in its earnings.

**58. Companies, partnerships, and other forms of ownership**

- (1) If the legal owner of any horse is a partnership, corporation, syndicate or other association or entity, each shareholder or partner shall be licensed.
- (2) All partnerships and changes in partnerships, the name and address of every person having any interest in a horse to be entered for racing, the relative proportions of such interests, and the terms of any sale with contingency, lease or other arrangement shall be registered with the Stewards/Judges and the Racing Secretary. All such interests shall be acknowledged in writing by all the parties or their authorized agents. Partners shall be jointly and severally liable for all stakes and forfeits of the partnership. The Stewards/Judges are empowered to limit the number of partners in a partnership, on being satisfied that such action is in the best interest of horse racing.

**59. Where owner is a corporation**

- (1) Where the owner of a horse registered with the Racing Secretary is a corporation, the chair, secretary, and other senior executive officers and every director of the corporation must apply and hold a licence, as well as:
  - (a) every shareholder where there are ten or fewer shareholders; *(amended 05/04/2007)*
  - (b) shareholders having more than 20 per cent voting rights where there are ten or more, but fewer than 50 shareholders; or

- (c) shareholders having more than 10 per cent voting right where there are 50 or more shareholders.
- (2) All members of a limited partnership must be licensed and have not less than a 5 per cent ownership in that limited partnership.
- (3) It is a condition of every licence issued under (1) that:
  - (a) a certified copy of the last annual report of the corporation is filed with the Executive Director;
  - (b) a list of shareholders of the corporation is filed with the Executive Director;
  - (c) the name of the authorized agent of the corporation is filed with the Executive Director.
- (4) Where a limited company or corporation consists of only one person, that person may, under unusual or extenuating circumstances and with consent of the Stewards/Judges, race in his/her name as well as the name of the limited company or corporation so owned.

#### **60. Estates**

Where an owner of a horse is deceased, the horse may be raced in the name of the estate of that owner, if the personal representative of that estate applies for and holds a licence in respect of it.

#### **61. Multiple ownership**

Where more than one person is licensed as an owner of a horse, it is a condition of the licence that:

- (1) Any obligation imposed on one licensee is the responsibility of every holder of a licence in respect to that horse;
- (2) A limited partnership which is a corporation must comply with all provisions in s. 59.

#### **62. Joint ownership**

- (1) Application for joint ownership shall include a designation of a person to represent a joint ownership and that person's address. Receipt of any correspondence, notice or order at such address shall constitute official notice to all persons involved in the ownership of such horse.
- (2) Notwithstanding (1) when the ownership consists of a stable name or company such application shall designate an authorized agent.

#### **63. Leasing of horses**

A horse may be raced under lease provided that:

- (1) The lease is filed with the Racing Division Inspectors on a form acceptable to the Stewards/Judges;
- (2) The lessor and lessee shall be licensed as horse owners.

#### **64. Stable names**

- (1) Licensed owners and lessees may adopt a stable name subject to the approval of the Stewards/Judges.
- (2) An application for a stable name shall be made to the Racing Division Inspectors by an owner or his authorized agent.

- (3) The applicant shall identify all persons using the stable name. Changes shall be reported immediately to the Racing Division Inspectors.
- (4) A person who has registered a stable name may cancel it upon written notice to the Racing Division Inspectors.
- (5) A stable name may be changed by registering a new stable name.
- (6) A stable name which has been registered by any other person will not be approved by the Stewards/Judges.
- (7) A stable name shall be clearly distinguishable from other registered stable names.
- (8) The official program shall show the stable name as the owner.
- (9) A Thoroughbred owner cannot have more than one stable name, but will also be allowed to participate as a shareholder in racing syndicates; a standardbred owner cannot be part of more than three stable names. *(amended 20/04/2012)*
- (10) A person may race in their own name outside of their stable name with approval of the Stewards/Judges. *(amended 11/03/2004)*

#### **65. Thoroughbred racing colours**

- (1) Racing colours shall be registered with the Racing Division Inspectors and shall not be adopted by any other person. Any dispute over colours shall be determined by the Stewards.
- (2) Colours shall be made of silk or satin or other suitable material and kept clean and presentable.
- (3) Racing colours, jockeys' apparel and riding equipment shall not display insignia or crests that have not been approved by the Stewards.
- (4) The Stewards may authorize a temporary substitution of racing colours when necessary.
- (5) The racing colours to be worn by each jockey in a race shall be described in the program, and any change shall be announced to the public prior to the commencement of the race.
- (6) No person shall run a horse in colours other than the registered colours of its owner without approval of the Stewards.

#### **66. Standardbred racing colours**

- (1) When a driver is racing or a licensee is warming up a horse for a race, he/she shall only wear:
  - (a) colours that are made from suitable material;
  - (b) white driving pants.
- (2) Where there is a dispute concerning colours that a driver may wear, the dispute shall be referred to the Judges for resolution.
- (3) When a driver is racing he/she shall:
  - (a) wear distinguishing colours;
  - (b) in the opinion of the Judges be properly dressed;
  - (c) wear a driving outfit that is clean; and
  - (d) be well groomed and presentable.
- (4) When a driver is racing during inclement weather, he/she shall wear a rain suit made of his/her colours or of a transparent material through which his/her colours are easily distinguishable.
- (5) Racing colours, drivers' apparel and equipment shall not display insignia or crests that have not been approved by the Judges.



- (6) The Judges may authorize a temporary substitution of racing colours when necessary.
- (7) The racing colours to be worn by each driver in a race shall be described in the program, and any change shall be announced to the public prior to the commencement of the race.

**67. Owners' authorized agents**

An owner may delegate authority to an authorized agent provided that:

- (1) Application for a licence shall be filed for each owner represented;
- (2) A written instrument signed by the owner shall accompany the application and shall clearly set forth the delegated powers of the authorized agent;
- (3) The owner's signature on the written instrument shall be acknowledged before a notary public or commissioner of oaths;
- (4) Any changes shall be made in writing and filed with the Racing Division Inspectors;
- (5) The authorized agent's appointment may be terminated, in writing by the owner, and filed with the Racing Division Inspectors, whereupon the authorized agent's licence shall not be valid; and
- (6) In the instance of a syndicate, owners automatically agree to delegate authorized agent powers to the manager(s) of the syndicate. *(added 30/06/2020)*

**68. Powers and duties of a licensed authorized agent of an owner**

- (1) May perform all acts on behalf of the licensed owner, as specified in the agency appointment, except that an authorized agent shall not use his/her authority to make a transfer to himself/herself.
- (2) In executing any document on behalf of the principal, shall clearly identify the authorized agent and the owner.
- (3) Responsible for disclosure of the true and entire ownership of each horse for which they have authority.
- (4) Any change in ownership shall be reported immediately to, and approved by, the Stewards/Judges and recorded by the Racing Secretary.
- (5) An authorized agent is subject to the same duties, obligations, restrictions and penalties, and is entitled to the same privileges as an owner.

**69. Thoroughbred trainer and assistant trainer requirements**

- (1) An applicant for a licence as a trainer or assistant trainer of Thoroughbreds shall:
  - (a) be at least 19 years of age;
  - (b) be qualified, as determined by the Stewards by reason or experience, background and knowledge of racing. A trainer's licence from another jurisdiction may be accepted by the Stewards as evidence of compliance with (2).
- (2) Applicants not previously licensed as trainers shall:
  - (a) be required by the Executive Director to appear before a racing board, being the Stewards and three other persons appointed by the Horsemen's Benevolent and Protective Association, to be examined as to his or her qualifications and the racing board may set the conditions of any licence issued to the applicant.
  - (b) may not apply unless:
    - (i) they have been previously licensed by a recognized racing jurisdiction for at least two years in an occupational category in the backstretch; *(amended 29/04/2008)*

- (ii) *(deleted 29/04/2008)*
- (iii) they have the signed recommendation of three of the top ten trainers in the previous year's racing.

## **70. Standardbred trainer and assistant trainer requirements**

- (1) An applicant for a licence as trainer or assistant trainer of Standardbreds shall:
  - (a) be at least 16 years of age;
  - (b) be qualified, as determined by the judges by reason of experience, background and knowledge of racing. A trainer's licence from another jurisdiction, having been issued within a prior period as determined by the Judges, may be accepted as evidence of experience and qualification. Evidence of qualification may require compliance with (2);
  - (c) pass a physical and eye examination by a duly qualified medical practitioner in British Columbia:
    - (i) when he/she first applied for a trainer's licence;
    - (ii) annually on reaching 65 years old; and
    - (iii) when required at any time by the Executive Director or the Judges.
- (2) Applicants not previously licensed as trainers shall:
  - (a) be required by the Executive Director to appear before a racing board, being the Judges and three other persons appointed by Harness Racing BC, to pass a written or oral examination or both and a practical exam, as to his or her qualifications;
  - (b) not apply unless:
    - (i) they have been employed in the racing industry in a capacity as a groom or owner/groom for a period of at least 24 months.
    - (ii) and (iii) *(deleted 06/09/2005)*
    - (iv) be a member in good standing with Standardbred Canada. *(added 19/04/2016)*
- (3) The holder of a trainer's licence may operate a public stable.
- (4) The principal trainer of a training or racing stable must be listed as the trainer in the official program and must hold a current licence with the Branch.
- (5) The principal trainer shall be determined by the Judges using the following criteria:
  - (a) the identity of the person who is responsible for the business decisions of the training or racing stable, including, but not limited to, business arrangements with and any payments to or from owners or other trainers, licensed or otherwise, veterinarians, feed companies, hiring and firing of employees, obtaining workers' compensation or proof of adequate insurance coverage, payroll, Horsepersons' bookkeeper;
  - (b) the identity of the person responsible for communicating with the Racing Secretary's office, staff manager, Track Operator, or owners regarding racing schedule or any other matters related to racing;
  - (c) the identity of the person responsible for the principal conditioning of the horse or horses;
  - (d) the identity of the person responsible for race day preparation including, but not limited to, accompanying horses to the paddock, selection of equipment, authority to warm up horses before the public, discussion of strategy;
  - (e) the total number of horses in the control of the training or racing stable.

- (6) If a principal trainer permits another person to be listed in the official program, the principal trainer and the person held out as the trainer shall be held equally liable for rule violations.
- (7) No person, other than a person who is training a horse, may represent himself/herself as a trainer.
- (8) A trainer shall not be considered an owner of a horse by reasons only of having an interest in its earnings.

#### **71. Trainer responsibilities**

- (1) The trainer shall be the absolute insurer of and responsible for the condition of the horses under his/her control and entered in a race, regardless of the acts of third parties, unless he/she can establish that the condition is the result of some circumstance or person over which or whom he or she had no control and that condition arose without any negligence on his/her part or on the part of any person under his/her direction or control.
- (2) The trainer or licensee has the responsibility of exercising good husbandry practices with respect to all horses under the trainer's care at the track, whether or not the horses are entered to race, and that responsibility continues whenever the trainer or licensee is absent from the track, and in particular and without restricting the generality of the foregoing, the trainer or licensee has the responsibility of ensuring that the horse(s) are adequately housed, fed, watered and nurtured at all times.
- (3) The trainer, groom or any other person having charge, custody, or care of a horse shall properly protect the horse and guard it against the administration of any drug which may affect the racing condition or performance of the horse in a race, or the administration of any interfering substance.

#### **72. A trainer shall be responsible for:**

- (1) The condition and contents of stalls, tack rooms, feed rooms, sleeping rooms and other areas which have been assigned by the Track Operator;
- (2) Maintaining the assigned stable area in a clean, neat, and sanitary condition at all times;
- (3) The proper identity, custody, care, health, condition and safety of horses in his/her charge;
- (4) Disclosure of the true and entire ownership of each horse in his or her care, custody, or control. Any change in ownership shall be reported immediately to and approved by the Stewards/Judges and recorded by the Racing Secretary;
- (5) Training all horses owned wholly or in part which are participating at the race meeting; however, the Stewards/Judges may grant permission in special circumstances to allow for variance of this sub-section; *(amended 21/02/2006)*
- (6) Registering with the Racing Secretary each horse in his/her charge stabled on Track Operators grounds;
- (7) Ensuring that, at the time of arrival at a licensed racetrack, each horse in his/her care is in good health and has a health certificate and negative tests as may be required;
- (8) Using the services of those veterinarians licensed by the Branch to attend horses that are on the Track Operators' grounds;
- (9) Immediately reporting the alteration of the sex of a horse in his/her care to the horse identifier and the Racing Secretary, whose office shall note such alteration on the certificate of registration;
- (10) Ensuring that a horse in a race that has been nerved:

- (a) is done so in the posterior digital area only;
  - (b) has received prior approval of the Racing Division Veterinarian;
  - (c) has been reported to the Stewards/Judges before the horse is entered in a race;
  - (d) has been reported to the Racing Secretary; and posted in the racing office;
  - (e) has had such information designated on its certificate of registration prior to March 1, 2015. No horse nerved after March 1, 2015 will be permitted to race in British Columbia; *(amended 15/04/2015)*
- (11) Promptly reporting to the Stewards/Judges and the Racing Division Veterinarian the serious illness of any horse in his/her care;
  - (12) Promptly reporting the death of any horse in his/her care on the Track Operators grounds to the Stewards/Judges and/or the Racing Division Veterinarian;
  - (13) Maintaining a knowledge of the medication record and status of all horses in his/her care;
  - (14) Immediately reporting to the Stewards/Judges and the Racing Division Veterinarian if he/she knows, or has cause to believe, that a horse in his/her custody, care or control and entered in a race, has received any prohibited drugs or medication;
  - (15) Representing an owner in making entries and scratches and in all other matters pertaining to racing;
  - (16) Horses entered as to eligibility and weight allowances (if applicable), or other allowances claimed;
  - (17) Ensuring the fitness of a horse to perform credibly at the distance entered;
  - (18) Ensuring that Thoroughbreds are shod and Standardbreds are properly shod; *(amended 11/03/2004)*
  - (19) If a Thoroughbred horse, presenting his/her horse in the paddock at least 15 minutes before post time or at a time otherwise appointed before the race in which the horse is entered; *(amended 21/02/2006)*
  - (20) Personally attending to his/her horse in the paddock and supervising the preparation thereof, unless excused by the Stewards/Judges, in which case the trainer shall appoint a licensed employee acceptable to the Stewards/Judges to attend his/her horse;
  - (21) If a Thoroughbred horse, instructing the jockey to give his/her best effort during a race and that each horse shall be ridden to win;
  - (22) Attending the collection of a sample from the horse in his/her care, or delegating a licensed employee or the owner of the horse to do so;
  - (23) Notifying horse owners upon the revocation or suspension of his/her trainer's licence. Upon application by the owner, the Stewards/Judges may approve the transfer of such horses to the care of another licensed trainer, and upon such approved transfer, such horses may be entered to race;
  - (24) Ensuring that all owners of horses have applied for a license prior to their horses starting; and *(amended 21/02/2006)*
  - (25) Tying down a horse's tongue with clean bandages, gauze or tongue strap, as necessary;
  - (26) Ensuring that all horses in his/her custody have a negative Coggins' Test Certificate. The certificate, properly identifying the horse, must have been issued by a laboratory approved by the Canadian Pari-Mutuel Agency, certifying that within the prior two years the horse has been tested negative for equine infectious anemia (EIA). For racing purposes, proof of a negative Coggins' Test may be one of the copies of the stamped and signed serum test reports presented to the race secretary before the horse starts. If at that time it is determined that a horse already declared to race does not have proof of

a negative Coggins' Test, the horse shall be permitted to race and immediately thereafter the Judges/Stewards shall place the horse on the Judges/Stewards' list. The horse shall not race thereafter until such time as proof of a negative Coggins' Test is presented. *(added 09/10/2015)*

**73. Approval of and responsibilities of assistant trainers**

- (1) Upon the demonstration of a valid need, a trainer may employ an assistant trainer as approved by the Stewards/Judges. The assistant trainer shall be licensed prior to acting in such capacity on behalf of the trainer.
- (2) The Stewards/Judges may approve a licensed assistant trainer to be employed by a licensed trainer.
- (3) Qualifications for obtaining an assistant trainer's licence shall be determined by the Stewards/Judges. *(amended 08/04/2013)*
- (4) An assistant trainer may substitute for and shall assume the same duties, responsibilities and restrictions as imposed on the licensed trainer.
- (5) The trainer and assistant trainer shall be jointly responsible for the assistant trainer's compliance with the Act, the regulations and the rules governing racing.
- (6) Unless a Standardbred trainer who employs an assistant trainer is temporarily absent, the Track Operator may not name an assistant trainer on the daily race program.

**74. Substitute trainers**

- (1) A trainer absent for more than five days from his/her responsibility as a licensed trainer may obtain another licensed trainer or assistant trainer to substitute. *(amended 18/09/2019)*
- (2) A substitute trainer shall accept responsibility for the horses in writing and be approved by the Stewards/Judges.
- (3) A substitute trainer and the absent trainer shall be jointly responsible as absolute insurers of the condition of their horses entered in a race.

—CHAPTER 9—  
Prohibitions

**75. Prohibitions specified**

No licensee shall:

- (1) *(deleted 06/09/2005)*
- (2) *(deleted 06/09/2005)*
- (3)
  - a) Use, possess, distribute, manufacture, offer or sell illegal drugs or illegal drug paraphernalia;
  - b) Report to work under the influence of illegal drugs or alcohol;
  - c) Have in their body the presence of illegal drugs or unprescribed drugs for which a prescription is legally required in Canada, as determined through the testing program;
  - d) Intentionally misuse medications including medications not prescribed, using someone else's prescription medication, combining medication and alcohol use against direction;

- e) Have unauthorized possession of prescribed medications without a legally obtained prescription, shall not distribute, offer or sell prescription medications (traffic). *(amended 14/12/2017)*;
- (4) On request of the security, or a representative of the Branch or Stewards/Judges, not produce his/her licence for inspection;
- (5) Engage in the practice of toutting;
- (6) Instruct, induce or connive with a jockey/driver to ride/drive or handle his/her horse other than for the purpose of winning; *(amended 21/02/2006)*
- (7) Give or offer money to or share in a bet with any official;
- (8) Obstruct any official in the exercise in his/her duties; *(amended 21/02/2006)*
- (9) *(deleted 06/09/2005)*
- (10) Use improper or offensive language, create or be involved in a disturbance or altercation, act in an improper or offensive manner towards any other licensee or racing official; *(amended 20/02/2009)*
- (11) Offer or accept money for declaring an entry out of a race;
- (12) Remove or cause to be removed any horse from the grounds without giving notice to the Racing Secretary;
- (13) Falsely identify any horse being entered in a race;
- (14) Enter a horse in a race for which it is not eligible;
- (15) Enter or start a disqualified horse;
- (16) Be mounted on a horse on the grounds of a Thoroughbred track, unless wearing an approved protective helmet with the chin strap securely fastened and an approved safety vest properly worn. A list of approved helmets and safety vests is available in the race office and Racing Division offices; *(amended 15/04/2015)*
- (17) (a) Drive a horse on the grounds of a Standardbred track, unless wearing an approved helmet with the chin strap securely fastened. *(amended 15/04/2015)*  
 (b) Drive a horse in a race, or qualifying race at a Standardbred track unless wearing an approved safety vest properly worn. *(amended 18/09/2019)*;  
 A list of approved helmets and safety vests is available in the race office and Racing Division offices.
- (18) Employ or pay any veterinarian during the period he/she is employed by the Branch or the Track Operator;
- (19) *(deleted 06/09/2005)*
- (20) *(deleted 06/09/2005)*
- (21) *(deleted 06/09/2005)*
- (22) Give false evidence at a hearing held by the Stewards/Judges, or give false information or refuse to give requested information to the Stewards/Judges or their representatives;
- (23) Violate or attempt to do anything in violation of these rules;
- (24) Engage in any activity except that for which they are licensed;
- (25) Do any act which obstructs or disrupts the conduct of a race meeting; *(amended 05/04/2007)*
- (26) Enter the jockey room on a day of racing without the expressed permission of the Stewards, except jockeys, members of the Branch, Stewards, and racing officials acting in their official capacity;
- (27) *(deleted 06/09/2005)*
- (28) Lodge a frivolous or vexatious oral objection concerning the running of a race with the Stewards/Judges;

- (29) Provide inaccurate information on the performance of a horse;
- (30) *(deleted 11/03/2004)*
- (31) Commit an act of cruelty or neglect of a horse;
- (32) Refuse or disobey a valid order of the Stewards/Judges made under these rules;
- (33) Where a horse is selected by the Stewards/Judges to give an official sample, fail to take the horse directly to the retention area;
- (34) Unless he/she has permission of the Stewards/Judges, scratch a horse that is drawn as a starter or as an also eligible in a race;
- (35) Enter or exit the grounds in any manner except through the gates provided;
- (36) *(deleted 06/09/2005)*
- (37) Lead more than one horse at one time on the Racing Strip;
- (38) Smoke:
  - (a) During racing hours while on the race track;
  - (b) At any time in the barns, shed rows, stalls and feed or tack rooms;
- (39) Omit to have a change of ownership recorded on a form provided by the Racing Division Branch, or a form provided by Standardbred Canada;
- (40) Strike, kick or otherwise agitate a horse after the running of a race; *(added 21/02/2006)*
- (41) Change a trainer on a horse entered into a race; or
- (42) (a) Use a helmet camera, body camera or any similar devices capable of recording or transmitting live video while mounted on a horse on the grounds of a Thoroughbred track or driving a horse on the grounds of a Standardbred track without the prior permission of the Stewards/Judges.  
(b) Use cell phones or any other handheld device while mounted on a horse on the racing surface of a Thoroughbred track or driving a horse on the racing surface of a Standardbred track without the prior permission of the Stewards/Judges.
- (43) Use improper or offensive language on social media towards any other licensee or racing official.
  - Social Media is defined as any public media source such as, but not limited to Facebook, Twitter, newspaper, radio or television. *(added 19/04/2016)*
- (44) Fail to follow the posted protocols or requirements put forth by the Regulatory Branch, Track Operator, Racing Association or Public Health Authority. *(added 30/06/2020).*

## —CHAPTER 10— Reconsideration of a Decision

### 75.1 Reconsideration of a Decision

- (1) A Reconsideration of a Decision (Appeal) is a request for the Director of Racing to review decisions or rulings of the Stewards, Judges or other delegated officials in matters that involve the carrying out of the Rules of Racing or other questions dealing with the conduct of racing.
- (2) A Request for Reconsideration lodged in accordance with 75-1(1) must be based on specific grounds which would warrant a modification or reversal of the original decision.

- (a) A Notice of Intent for Reconsideration must be provided to the Director of Racing within 48 hours of receipt of the decision or ruling for which the Reconsideration is being requested. A further eight (8) calendar days will be accorded to file the Reconsideration with the Director. All requests for Reconsideration shall be in writing and must be completed upon a form provided by the Racing Division.
- (b) Within thirty (30) days, or as operationally feasible, after receiving the filed request for Reconsideration, the Director, or other delegate of the general manager, must confirm or vary the decision in writing.
- (c) Purse money affected by a request for Reconsideration shall be held pending disposition of the Reconsideration.
- (d) Pending disposition of the Reconsideration, all penalties imposed shall continue in full force and effect except when stayed by order of the Director of Racing.
- (e) Warnings will not be Reconsidered.



Rules of  
Thoroughbred & Standardbred  
Horse Racing in British Columbia

Part 2 - Thoroughbred Racing Rules

—CHAPTER 1—  
Definitions

**76.** *For the purposes of Part 2 – **Thoroughbred Racing**, the following terms mean as described:*

**Added money** – the amount added into a sweepstake by the Track Operator, or by sponsors, provincial bred programs or other funds added to those moneys gathered by nomination, entry, sustaining, or other fees coming from those persons authorized to pay such funds.

**Age** – as applied to a horse, shall be calculated from January 1st of the year in which it was foaled;

**Also Eligible** - pertains to:

- (a) a number of eligible horses, properly entered, which are not drawn for inclusion in a race, but which become eligible according to preference or lot if an entry is scratched prior to scratch time; or
- (b) the next preferred non-qualifier for the finals or consolation from a set of elimination trials which will become eligible in the event a finalist is scratched by the Stewards or is otherwise eligible if written race conditions permit.

**Allowance race** – an overnight race from which a horse cannot be claimed and for which eligibility and weight to be carried is determined according to specified conditions which may include age, sex, earnings and number of wins.

**Allowance stake** – a stake race where the weight of a horse is determined by either money earned or races won. *(added 21/02/2006)*

**Blinkers** – a piece of racing equipment that contains eye cups which limits a horse's vision and prevents it from shying from objects or other horses. *(added 12/04/2010)*

**Bred** – with respect to location, refers to the place of a horse's birth.

**Betting interest** – one or more horses in a pari-mutuel contest which are identified by a single program number for wagering purposes.

**Canadian bred horse** – a horse that is registered as such by the Canadian Thoroughbred Horse Society *(added 24/06/2020)*

**Claiming race** – a race in which a horse starting therein may be claimed in accordance with the rules. *(amended 15/04/2015)*

**Day** – a calendar day.

**Declaration** – the act of withdrawing an entered horse from a race prior to scratch time.

**Director of Racing** – when employed by the track operator, may act as the Racing Secretary and will, in the absence of a Racing Secretary, be considered to be the Racing Secretary for the administration of these rules. *(added 08/04/2013)*

**Drug** – includes any substance or mixture of substances manufactured, sold or represented for use in:

- (a) the diagnosis, treatment, mitigation or prevention of a disease, disorder, or abnormal physical state of the symptoms thereof, in a person or animal;
- (b) restoring, correcting, modifying or changing organic functions in a person or animal;

**Entry** – includes:

- (a) the act of entering a horse to run in a race;
- (b) a horse entered to run in a race;
- (c)
  - (i) two or more horses entered or run in a race and owned by the same owner;
  - (ii) notwithstanding (c)(i) not more than two horses with identical ownership shall be entered in a race and both may start, however, two horses shall not start if they have identical ownership to the exclusion of a single entry. *(amended 15/04/2015)*
  - (iii) in all stake and handicap races all starters shall be considered a separate betting interest. More than two horses with identical ownership may be coupled; *(amended 15/04/2015)*
- (d)
  - (i) two horses entered to run in a race where one horse is owned or trained by a licensee and the other horse is owned or trained by the spouse or minor child of that licensee, such entries may race uncoupled provided they do not exclude a single entry; *(amended 08/04/2013)*
  - (ii) *(deleted 08/04/2013);*
- (e) two or more horses with the same trainer, which may be uncoupled, entered to run in a race where one horse is wholly or partially owned by that trainer. *(amended 21/02/2006)*

**Foreign bred** – any horse bred outside Canada.

**Forfeit** – money due from a person because of error, fault, neglect of duty, breach of contract or penalty imposed by the Stewards or the Executive Director and includes entrance moneys, subscriptions, stakes, and forfeits.

**Grounds** – includes all real property utilized by a Track Operator in the conduct of a race meeting, including without limitation, the race track, designated training centre, grandstand, concession stands, offices, barns, stable area, staff housing facilities and parking lots and any other areas or properties under the jurisdiction of the Branch.

**Handicap** – a race in which the weights to be carried by the horses are adjusted by the handicappers to equalize the chances of winning for all horses entered.

**Hastings** – Hastings Race Track in Vancouver.

**Jockey** – may include an apprentice jockey.

**Maiden** – a horse which has not won a race on the flat in any country and any maiden which has been disqualified after finishing first is still a maiden; conditions of a race referring to maidens refers to the horse's status at the time of starting.

**Medication** – any drugs listed in the current Canadian Pari-Mutuel Agency Schedule of Drugs, or any substance used to treat a horse that may result in a positive test, whether or not administered properly. *(added 17/03/2005)*

**Nerve** – to use drugs, surgery, alcohol, cryogenic techniques, laser therapy, or any other means to affect a temporary or permanent blocking of the nerve(s).

**No contest** – a race in which due to accident or any other cause, the Stewards declare the race void and no placings are determined, no purse moneys are paid and no pari-mutuel payout is paid.

**Nomination** – the act of naming a horse or its progeny to a certain race or series of races generally accompanied by payment of a prescribed fee.

**Nominator** – a person in whose name a horse is nominated for a race or a series of races.

**Objection** – a verbal claim of foul lodged by the horse's jockey, trainer, owner, or the owner's authorized agent before the race is declared official.

**Official** – a Steward, or a person listed in s. 22 of these rules.

**Official order of finish** – the order of finish of the horses in a race as declared official by the Stewards.

**Official program** – the program supplied to the patrons by the Track Operator for a specific racing card, listing all of the horses involved and any other information deemed pertinent or necessary.

**Official time** – the elapsed time from the moment the first horse crosses the starting point until the first horse crosses the finish line.

**Official workout** – a recorded workout by a horse acceptable to the Stewards.

**Off time** – the moment at which the doors of the starting gate are opened officially dispatching the horses in each race.

**Optional claiming race** – a race that the owner, trainer, or authorized agent, may at his or her discretion, enter the horse to be claimed. In the case of horses entered to be claimed in such a race, the race will be considered for the purposes of these rules and that horse, to be a claiming race.

**Overnight entries** – all horses listed on the Overnight Entry Sheet after entries close.

**Overnight race** – a race other than a stakes race.

**Owner** – a person who holds any title, right, or interest, whole or partial in a horse, including the lessee or lessor of a horse, but does not include a person whose only interest in a horse is in its earnings and is otherwise licensed.

**Post position** – the pre-arranged position from which a horse will leave the starting gate.

**Post time** – the time determined at which the horses are intended to leave the starting gate.

**Protest** – a written objection charging that a horse is ineligible to race, alleging improper entry procedures, or citing any act of a person or official prohibited by the rules.

**Purse** – the money or other prize awarded in a race.

**Race** – a contest among Thoroughbred, Quarter Horse, Appaloosa or Arabian horses for a purse, but does not for the purposes of these rules, include a steeplechase or hurdle race, and if a Track Operator decides to run a race in two or more divisions, each division shall be a race.

**Racing Division** – a division of the Gaming Policy and Enforcement Branch.

**Sample** – includes a bodily substance or any other substance or material.

**Scratch** – the act of withdrawing an entered horse from a contest after scratch time, as referred to in sections 96 to 98. *(amended 11/03/2003)*

**Scratch time** – the deadline set by the Track Operator for withdrawal of entries from a scheduled race.

**Spouse** – includes each of two persons who:

- (a) are married to each other, but does not include a husband or wife who are living apart from each other pursuant to a written agreement; or,
- (b) are living together as if married.

**Stable** – name is a name used by a licensed owner for racing purposes.

**Stakes race** – a race in which nominations, entry and/or starting fees contribute to the purse.

**Starter** – (when referring to a horse) a horse in the starting gate at the time the stall gates open and a fair start has been affected.

**Starter allowance race** – an allowance race that includes the condition that a horse must have previously started for a specified claiming price.

**Starter handicap race** – a handicap race that includes the condition that a horse must have previously started for a specified claiming price.

**Subscription** – the act of paying fees prescribed by the condition of a race.

**Sweepstake** – stakes race.

**Syndicate** – defined as a stable with more than 20 owners and with one owner holding no more than 25% ownership. *(added 20/04/2012)*

**Weigh out** – the presentation of a jockey to the Clerk of the Scales for weighing prior to a race.

**Weigh in** – the presentation of a jockey to the Clerk of the Scales for weighing after a race.

**Winner** – the horse whose nose reaches the finish line first or is placed first by the Stewards through disqualification by the Stewards.

**Winnings** – monies earned by a horse for finishing first in a race unless specified to the contrary in the conditions of a horse race.

## —CHAPTER 2— The Racing Secretary

### 77. Racing Secretary

The Racing Secretary shall:

- (1) Be responsible for:
  - (a) the programming of races during the race meeting;
  - (b) compiling and publishing condition books;
  - (c) receiving all entries, subscriptions and declarations;
  - (d) compiling and publishing nominations; *(added 19/04/2016)*
  - (e) posting of nominations and declarations in the Race Office; *(added 19/04/2016)*
- (2) Furnish the Racing Division Inspectors with a list of all horses on the grounds, specifying the name of the horse, its registration number and the name of the registered owner before the race meeting commences, and thereafter similar information shall be furnished on all horses brought on the grounds for the purposes of racing;
- (3) Attend, or have an assistant in attendance, throughout the period of racing;
- (4) Be the caretaker of the permanent records of all stakes;
- (5) Shall verify that all entrance monies due are paid prior to entry for races conducted at the race meeting;
- (6) Ensure that the registration certificates for all thoroughbred horses that were foaled in 2018 or thereafter have a digital tattoo prior to entry in a race; *(added 24/06/2020)* and
- (7) Ensure that the registration certificates for all thoroughbred horses 3 year olds and upwards, that have not been fully identified and tattooed on the inside of the upper lip, have a digital tattoo prior to entry in a race. *(added 24/06/2020)*

**78.** No person other than officials and those assisting the Racing Secretary shall be permitted in the racing office during the taking of entries.

**79. Allocation of stalls**

The Racing Secretary, or a person so designated by the Track Operator, shall assign stall applicants such stabling as is deemed proper and maintain a record of arrivals and departures of all horses stabled on its grounds, and shall submit that list to the Stewards.

**80. Establishment of condition and eligibility for entering races**

The Racing Secretary shall establish the condition and eligibility for entering races. He/she shall cause them to be published for owners, trainers and Stewards, and post them in the racing office, where entries shall be made.

- (1) If the net value to a winner of a race anywhere in the Province, other than at Hastings, is \$4,000 or less, the race winnings do not count in determining eligibility or allowance at Hastings.
- (2) Bonus money shall not count unless such monies are paid in conjunction with and at the same time as purse monies.
- (3) The maiden condition shall be lost in British Columbia by the winning of any race at Hastings, Vancouver.
- (4) The loss of a maiden condition at a racetrack in British Columbia other than Hastings shall be recognized at all racetracks in British Columbia except Hastings.
- (5) Notwithstanding (1), (2), (3), and (4), once a horse has won its maiden race, only subsequent races which appear in a recognized racing publication will be considered in determining its eligibility at Hastings.
- (6) Winnings during the year shall include all monies won from the 1st of January preceding to the time appointed for the start of a race, and shall apply to all winnings in any country. Foreign winnings shall be calculated at the normal rate of exchange, but monies won in the United States shall not be deemed "foreign winnings".
- (7) winners of \$2,000 or less shall not be considered for determining eligibility or allowances for races at Hastings, regardless of where the monies were won, except that a maiden condition may not be set aside regardless of the monies won in that race.

**81. Listing of horses**

The Racing Secretary shall:

- (1) Examine all entry blanks, declarations, eligibility and preference of entered horses before the draw; *(amended 04/05/2007)*
- (2) Select the horses to start and the also eligible horses from the entries in accordance with the rules;
- (3) Maintain a list called the "preference date list" that shall contain information respecting the horses entered and the preference date of each horse entered;
- (4) Not make any information of the preference date list respecting a horse available to any person other than the owner, authorized agent or trainer of the horse;
- (5) *(deleted 01/04/2011)*
- (6) Close entries at such time as he/she shall announce, provided that if races fail to fill, additional time may be granted by the Stewards.

## —CHAPTER 3—

### Entries and Nominations

#### **82. Entering horses deemed acceptance of rules**

Every person who subscribes to sweepstakes, enters a horse or participates in any horse race in British Columbia shall be deemed to accept these rules and shall accept as final the decision of the officials or the Executive Director.

#### **83. Delay in announcing disqualification**

A delay in announcing the disqualification of a horse in a race because of an infraction of the rules shall in no way affect the eligibility of other horses in the same race to run in any subsequent race.

#### **84. Entry procedures**

- (1) Entries shall be made in writing and signed by the owner of the horse or his/her trainer or authorized agent, or a jockey's agent working on behalf of the trainer, except that entries may be made by telephone, telegraph or facsimile if authorized by the Racing Secretary; *(amended 07/04/2003)*
- (2) *(deleted 21/03/2009)*
- (3) *(deleted 21/03/2009)*
- (4) No alteration shall be made in any entry after the time fixed for closing, except with permission of the Stewards.
- (5) If by misadventure an entry, declaration, or scratch is not made in time and the party seeking to file the entry, declaration or scratch is able to satisfy the Stewards that the misadventure is not due to any negligence on his/her part, the Stewards may permit the entry, declaration, or scratch.
- (6) No horse shall be entered in more than one race, with the exception of stakes races in this or other jurisdictions, on any one racing day.
- (7) Two year olds shall not start more than two times in any seven day period.
- (8) No two year old may enter an all-age race prior to August 1st.
- (9) All requests to change published racing equipment (blinkers), must be made to the Stewards or their designate not later than the time of entry. All other equipment changes are the sole responsibility of the trainer, except when the last race of a horse was a winning race, in which case permission for a change in the equipment shall only be granted by the Stewards. *(amended 07/04/2003)*
- (10) Should the Stewards require a change in the equipment of a horse, the owners or trainer shall be given no less than 48-hours notice.
- (11) When races are postponed for any cause, entries shall be declared off and maybe reopened on another day and closed at the prescribed hour, or races may be run off on another course, notwithstanding the condition of races.
- (12) Notwithstanding anything contained in these rules or in any registration or entry form filed with or delivered to the Track Operator, the Stewards may reject the nomination or entry of any horse in any race.

#### **85. Posting of entries**

- (1) Upon completion of the draw on each day of entries, the Racing Secretary shall post a list of entries in a conspicuous location and distribute copies thereof.
- (2) If any race fails to fill and is declared off, the condition and names of all horses entered therein, shall be posted in the racing office before close of business that day, except where a race is carried over to another day it is not considered off. The names of the horses in a race that is carried over to the next entry day will not be posted. Horses will not be entered in a carryover race until the Owner, Trainer or Authorized Agent has notified the racing office of his/her intention to stay in the race. *(amended 07/04/2003)*

#### **86. Cancellation of a race or race card**

- (1) *(deleted 08/04/2013)*
- (2) (a) Where track or weather conditions may not be in the best interest of racing, the Stewards shall convene a meeting with representatives from the Jockeys' Association, the Horsemen's Association, and the Track operator to determine whether or not racing should be conducted:
  - (b) If any representative determines that a race or race card should be cancelled, the Stewards shall cancel it;
  - (c) The Stewards may cancel a race or race card on their own volition in the best interest of racing.

#### **87. Coupled entries**

- (1) In handicaps and sweepstakes, more than two horses owned by the same owner may be nominated, but a maximum of two shall race uncoupled provided they have not excluded a single entry except in Graded stakes races when a maximum of three may race uncoupled in fields of 10 or more. *(amended 08/04/2013)*
- (2) Notwithstanding rule (1), should a race fail to have sufficient entries, a third horse which has been nominated and is owned by the same owner may be entered and all three horses may race uncoupled with the approval of the Stewards. *(amended 15/04/2015)*
- (3) At the time of entry the person entering the horses shall declare a first, second and third choice.
- (4) Should the race overfill, the third choice shall have no preference whatsoever.

#### **88. Horses separately owned or trained may be coupled as an entry by the Stewards.**

89. (1) If two or more horses belonging to the same owner are entered in a race, the owner, his/her authorized agent or his/her trainer shall declare his/her first choice; and if the race overfills, he/she may be required to withdraw all but his/her first choice.
- (2) Where horses entered in allowance and claiming races are owned separately, but trained by the same trainer, they shall receive an equal draw with other horses.
- (3) Where a race overfills to a number not in excess of 20 horses and the Racing Secretary declares the race divided, the Racing Secretary may, with the consent of the Stewards, separate entries of horses owned by the same owner or trained by the same trainer, into separate races before the draw of the divided races is made.

#### **90. Nominations or subscriptions**

- (1) Nominations or subscriptions in sweepstakes shall be made in accordance with Race Office policy or the policy set out in the stakes book and posted in the Race Office.  
*(amended 04/19/2016)*
- (2) *(deleted 11/03/2004)*
- (3) *(deleted 21/03/2009)*
- (4) Subscriptions shall be paid as the conditions of a race prescribe, but a Track Operator may at his/her discretion strike out a nomination for non-payment of any subscription.
- (5) If a sweepstake is not run, all subscriptions shall be refunded.
- (6) *(deleted 08/04/2013)*
- (7) The death of a nominator to a stakes race shall not render void any subscription, entry or right of entry. All rights, privileges and obligations shall be attached to the legal heir(s) of the deceased or the successor owner of the horse subject to s. 60.
- (8) When a horse is sold privately, at public auction, or when it is claimed, stakes engagements shall be transferred to its new owner.

#### **91. Number of horses starting in a race**

- (1) The maximum number of starters in all races shall be at the discretion of the Stewards, provided that at no time shall more starters be permitted than can be accommodated by the width of the track, allowing five feet for each starter, and further provided that no more than 12 horses shall start on any track of less than one mile in circumference. If the number of entries in an undivided race exceeds the limit set by the Stewards, the entries shall be reduced by drawing to the number permitted.
- (2) Starters shall be determined by lot, in accordance with the preference rules, and the draw for starters may also be utilized to determine post positions.
- (3) Notwithstanding (1), starters in sweepstakes shall be determined by the sweepstake conditions.

#### **92. Post positions**

Post positions for all races shall be determined by lot and shall be publicly drawn in the presence of a Steward or Steward's designate immediately after entries have closed.

#### **93. Also eligible list**

- (1) All entries shall be included in the draw in accordance with the preference rules. The last number drawn in excess of the permitted starters shall be designated "also eligible", and shall be listed on the overnight entries to the number prescribed by the Racing Secretary.
- (2) If vacancies occur on the list of permitted starters, horses named as "also eligibles" and not declared out before the designated scratch time for that race day, may draw in to the body of the race before mutuels are open for the day of the race, at the discretion of the owner, trainer or authorized agent. *(amended 30/06/2020)*
- (3) If vacancies occur in the list of permitted starters, the horses shall move up in order of post position. "Also eligible" horses which draw in, shall fall in the order they were originally drawn on the list of "also eligibles".

#### **94. Preferred list** *(deleted 11/03/2004)*

#### **95. When preference to be given**



A horse that has been excluded from a race other than a handicap or sweepstake, shall be given preference in accordance with the following:

- (1) *(deleted 15/04/2015)*;
- (2) Horses entered, which do not get to run, will initially receive an entry date corresponding to the date on which they are entered;
- (3) Horses that run will receive a running date corresponding to the date they run and lose the date previously held;
- (4) Horses named on the overnight which scratch, must re-enter to establish a date unless otherwise specified by the Stewards. Scratched horses will be treated in the following manner:
  - (a) run away in the paddock – entry date the day of the race;
  - (b) runaway in the post parade – entry date the day of the race;
  - (c) flip in the gate prior to the race – loses date;
  - (d) scratched for insufficient works – loses date;
  - (e) ineligible to run in race drawn into – loses date; or
  - (f) scratched because of breakdown in transportation to track – entry date for the day of the race;
  - (g) scratched on parade by official veterinarian – loses date. *(added 21/03/2009)*
- (5) Scratched today horses entering back the same day will not receive a date unless named on the overnight;
- (6) In all cases the oldest date will take preference. When an entry date and a running date are the same, the entry date will take preference;
- (7) Horses on the Veterinarian's, Steward's, Starter's or Paddock List cannot establish a date;
- (8) Sweepstake and handicap races are not considered in the preference date system;
- (9) Horses which have established a date at the current meeting will lose that preference date should they race elsewhere or demonstrate intent to race elsewhere by entering at such tracks, and must re-enter to re-establish a preference date at this meeting, except horses racing at a British Columbia interior track;
- (10) Second choice of an entry will receive no preference date if the first choice draws into the body of the race;
- (11) The trainer, the owner, or his/her authorized agent, is responsible for the preference dates of the horses in his/her control;
- (12) Any other incident not specifically covered in the rules will be determined by the Stewards;
- (13) The Stewards may cancel a preference date on a horse that has not raced for 60 clear days from its previously established date, with the exception of those horses that have not raced for reasons of health or injury, and the registration papers have remained continually in the possession of the Racing Secretary.

## **96. Declarations and scratches**

Declarations and scratches are irrevocable.

## **97. *(deleted 12/04/2010)***

## **98. Definition of a "scratch"**

- (1) A “scratch” is the act of withdrawing an entered horse from a contest. *(amended 12/04/2010)*
  - (a) The scratch of a horse shall be made by the owner, trainer, or authorized agent only with permission from the Stewards.
  - (b) *(deleted 12/04/2010)*
  - (c) *(deleted 12/04/2010)*
  - (d) When a horse has been excused by the Stewards from a race by reason of sickness or some temporary disability, it shall be placed on the Veterinarian’s List *(amended 12/04/2010)*
  - (e) The scratch of a horse from a stakes race shall be permitted up to one hour before post time of its race. *(added 21/03/2009)*
  - (f) The scratch of a horse that is part of an entry shall be permitted up to one hour before post time for the first race of the card in which the horse is entered to race. *(added 21/03/2009)*

## —CHAPTER 4—

### Weights and Required Workouts

#### 99. Weight allowances

- (1) Weight allowances as to all or any part thereof must be claimed at the time of entry and shall not be waived after the posting of entries, except by consent of the Stewards with the exception that the apprentice allowance shall be granted any time that a recognized apprentice rides a horse. *(amended 20/04/2012)*
- (2) A horse shall start with only the allowance of weight to which it is entitled at the time of starting, regardless of its allowance at the time of entry.
- (3) Horses not entitled to the first allowance in the conditions of a race are not entitled to the second, and horses not entitled to the second are not entitled to any subsequent allowance, except allowance respecting claiming price.
- (4) Claim of weight allowance to which a horse is not entitled may not be considered, unless the protest is made with the Stewards at least 60 minutes before post time for that race.
- (5) The apprentice jockey’s allowance shall not be abandoned, except with the consent of the Stewards.
- (6) In all races (except handicaps and sweepstakes) where foreign breeds are not penalized as such, horses foaled in Canada shall be allowed three pounds up to and including three-year-olds. *(amended 29/04/2021)*
- (7) Except in handicaps and sweepstakes:
  - (a) two-year-old fillies shall be allowed three pounds,
  - (b) fillies and mares three years old or upward, shall be allowed five pounds before September 1st and three pounds thereafter, and
  - (c) there shall be no gelding allowance.
- (8) The owner, trainer or authorized agent is responsible for the weight his/her horse carries in a race.

#### 100. Weight penalties

- (1) Weight penalties are obligatory.

- (2) Weights claimed in the conditions of a race shall include penalties incurred or allowances forfeited between the time of entry and the start.

#### **101. Scale of weights**

- (1) In races written for two-year-olds the weight shall not be less than 119 pounds. *(amended 17/05/2018)*
- (2) In races written for fillies and mares three years old and up the weight shall not be less than 123 pounds. *(amended 17/05/2018)*
- (3) In races written for colts and geldings three years old and up the weight shall be not less than 124 pounds. *(amended 17/05/2018)*

#### **102. Handicaps and Allowance Stakes**

- (1) In all handicaps, the top weight assigned shall not be less than 122 pounds. *(amended 30/06/2020)*
- (2) The Racing Secretary and the Assistant Racing Secretary shall assign weights in every handicap. Their decision is final and may not be appealed, and no alteration shall be made after publication, except where a suitable rider cannot be contracted to ride within the confines of the lower weight limit and then such weight alterations may be made with the permission of the Stewards. *(amended 20/04/2012)*
- (3) Weights in all handicaps shall be posted at the time specified in the conditions of the race, or if not so specified, then as designated by the Racing Secretary.

#### **103. Required workouts at Hastings**

- (1) A horse that has not started for 35 days shall not be allowed to run for its initial start in the current calendar year unless: *(amended 30/06/2020)*
  - (a) the horse is a two-year-old or a first life time starter and is entered into a race of a distance less than six furlongs, the horse has recorded not less than two workouts acceptable to the Stewards, one of which is not less than three furlongs, and both of which have occurred within 35 days immediately prior to the race; *(amended 04/05/2007)*
  - (b) the horse is a three-year-old or older, there has been recorded one workout acceptable to the Stewards of not less than five -eighths of a mile, or competed in a race of not less than four furlongs, in a manner acceptable to the Stewards, within 35 days immediately prior to the race. *(amended 04/05/2007)*
  - (c) The horse entered into a race of a distance of three eighths of a mile, has a recorded workout of not less than three furlongs acceptable to the Stewards within 35 days immediately prior to the race. *(added 12/04/2010)*
- (2) All two year old horses and first life time starters shall:
  - (a) register two workouts acceptable to the Stewards, one of which shall not be less than five furlongs, prior to running a race of a distance of six furlongs or longer. Both workouts shall have taken place within 35 days immediately prior to the race. *(amended 16/04/2014)*
  - (b) notwithstanding (2)(a), a two-year-old horse may enter a race of a distance of six furlongs or longer, if it has recorded one workout of not less than three furlongs, and has competed in a race, both of which have taken place within 35 days immediately prior to the race. *(amended 04/05/2007)*

- (3) A horse shall not be entered for a race unless it has had a race or recorded a workout of at least a half-mile acceptable to the Stewards within the previous 40 days from the date for which it is entered. *(amended 19/04/2016)*
- (4) In computing the 35 days, the day of the race or the last accepted workout does not count, the following day is the first day and the horse is ineligible to start on the 36<sup>th</sup> day. *(amended 04/05/2007)*
- (5) Before a horse enters a track for an official workout, the trainer or his/her representative shall notify the Official Clocker of the horse's name and the distance that is to be worked. It shall be the responsibility of the trainer to ensure that the Official Clocker has recorded the workout for publication.
- (6) A horse shall not be taken onto the track for training or a workout except during hours designated by the Track Operator.
- (7) Information regarding a horse's approved timed workout(s) shall be furnished to the public prior to the start of the race for which the horse has been entered.

#### **104. Ineligible horses**

A horse is ineligible to enter or start in a race when:

- (1) It is over 12 years of age, unless in the preceding year it has won a race equivalent, at least, to the minimum claiming price at Hastings;
- (2) It is 14 years of age or older;
- (3) It is not duly registered with and its name approved by The Jockey Club;
- (4) The race is a Canadian bred horse race, it is not registered with the Canadian Thoroughbred Horse Society.
- (5) The horse does not have:
  - (a) its original registration certificate with the name of all owners filed with the Racing Secretary; *(amended 19/04/2016)*
  - (b) notwithstanding (a), a horse may be entered without the original registration certificate on file but shall not start until the original registration is on file with the Racing Secretary; *(added 19/04/2016)*
  - (c) notwithstanding (a), a horse from another racing jurisdiction may be entered without filing the registration certificate, but shall not start until the certificate is on file with the Racing Secretary;
  - (d) notwithstanding (b) where the race is a sweepstakes, the Stewards may, in their discretion, and for good cause, waive this requirement, if the horse is otherwise properly identified.
- (6) It is not fully identified and tattooed on the inside of the upper lip but it is allowed to enter but not start until it is fully identified and tattooed on the inside of the upper lip; *(amended 20/04/2012)*
- (7) The horse is:
  - (a) wholly or partially owned by a disqualified person, or the horse is under the direct or indirect training or management of a disqualified person;
  - (b) wholly or partially owned by a spouse of a disqualified person, or the horse is under the direct or indirect management of the spouse of a disqualified person. In such cases it is presumed the disqualified person and spouse constitute a single financial entity with respect to the horse; this presumption may be rebutted;
  - (c) a "disqualified person" includes a person not qualified to hold or apply for a licence under these rules;

- (8) The stakes or entrance money for the horse has not been paid, in accordance with the conditions of the race;
- (9) Its name appears on the Starter's List, Paddock List, Stewards' List or the Veterinarian's List except where a race does not fill, a conditional entry may be accepted on a horse that appears on the Starter's/Paddock List with approval of the Stewards, but shall not start unless removed from such lists; *(amended 01/04/2011)*
- (10) It is a first time starter or a non-starter regardless of Jurisdiction or age and has not been approved by the Starter in the current year; *(amended 11/03/2004)*
- (11) It is owned in whole or in part by an undisclosed person or interest;
- (12) It lacks sufficient official published workouts or race past performances;
- (13) It has been entered in a race and has subsequently been transferred in accordance with s. 56(7) and (11), unless the Stewards and the Racing Secretary have been notified prior to the start;
- (14) It is subject to a lien which has not been approved by the Stewards and filed with the Horsepersons' bookkeeper;
- (15) It is subject to a lease not filed with the Stewards;
- (16) It is not racing sound;
- (17) It has had temporary or permanent blocking of nerves by drugs, surgery, alcohol, cryogenic techniques, laser therapy or any other means except when:
  - (a) the nerving is in the posterior digital area;
  - (b) approval has been received from the Racing Division Veterinarian prior to entry;
  - (c) the nerving has been reported to the Stewards prior to the horse being entered in a race;
- (18) It has impaired eyesight in both eyes;
- (19) *(deleted 04/05/2007)*
- (20) It does not meet the eligibility conditions of the race;
- (21) Its owner and or trainer have not completed the licensing procedures required by the Branch;
- (22) It is not shod with proper racing shoes;
- (23) It is a two year old, or first time starter, and shall not be allowed to race with riding crop and/or blinkers unless schooled from the starting gate and approved by the Starter;
- (24) It is a mare that has been bred and the following requirements have not been met;
  - (a) full information as to services, including the name of the stallion, the amount of money owing and the names of the creditors has been filed with the Racing Secretary;
  - (b) the information has been posted in the racing office;
  - (c) approval has been given by the Racing Division Veterinarian and the owner has:
    - (i) filed written authorization with the Horsepersons' bookkeeper to deduct from the account any unpaid stallion service fee. This fee will be held by the Track Operator and remitted to the stallion owners upon fulfillment of the stallion service agreement, in the event the mare is claimed; or
    - (ii) if he/she is also the owner of the stallion, attached a stallion service certificate to the registration certificate filed with the Racing Secretary;
  - (d) A stallion service certificate for the purpose of this section means a document signed by the owner of a stallion certifying that the mare has been serviced by his/her stallion.

—CHAPTER 5—  
Starter and Assistant Starter Duties

**105. Starter's duties and responsibilities**

The Starter shall:

- (1) Have complete jurisdiction over the starting gate, the starting of horses and the authority to give orders not in conflict with the rules, as is necessary to ensure all participants have an equal opportunity to a fair start;
- (2) Assign the starting gate stall positions to Assistant Starters;
- (3) Give printed notice of the hours of schooling during each race meeting;
- (4) Load horses into the gate in the numerical order named in the official program, counting from the inside rail, or in an order acceptable to the Stewards. Where a variance is required to protect the safety of participants, the Starter shall advise the Stewards of such variance prior to the commencement of the race card, and where this is not possible, the Starter shall advise the Stewards prior to varying the loading sequence;
- (5) Maintain and make available to the Stewards, upon request, a daily record of all horses handled at the gate and the names of the person handling them; *(amended 20/04/2012)*
- (6) Excuse a vicious or unruly horse and place it on the schooling list.

**106. Assistant Starters**

With respect to a race, the Assistant Starters shall not:

- (1) Handle or take charge of any horse near or in the starting gate without the expressed permission of the Starter;
- (2) Use any device that is not approved by the Stewards, to assist in loading a horse into the starting gate;
- (3) Slap, kick or otherwise dispatch a horse from the starting gate.

**107. Fair start**

- (1) When a fair start has not been affected because of faulty action of the starting gate, or any other incident which adversely affects the start, the Starter or Stewards may declare it a "no start". The Stewards may refund the pool money in accordance with the enactments of Canada to holders of tickets on any horse which fails to obtain a fair start.
- (2) The decision of the Starter as to the validity of a start is final, unless overruled by the Stewards.
- (3) Should an accident or malfunction of the starting gate, or other unforeseeable event, compromise the fairness of the race or the safety of race participants, the Stewards may declare individual horses to be non-starters, exclude individual horses from one or more pari-mutuel pools, or declare a "no contest" and refund all wagers except as otherwise provided in the rules regarding multi-race wagers.

**108. Starter's list**

- (1) No horse shall be permitted to enter in a race, unless approval has been given by the Starter.

- (2) The Starter shall maintain a Starter's List of all horses that are ineligible to be entered in any race because of poor or inconsistent behaviour in the starting gate. Such horses shall be refused entry, until it has been demonstrated to the Starter that these horses have been satisfactorily schooled in the gate, and are eligible to be removed from the Starter's List by the Starter.
- (3) A copy of the Starter's List shall be posted in the racing office along with notice of the hours of schooling.

## —CHAPTER 6— Other Racing Officials

### 109. Paddock Judge

The Paddock Judge shall:

- (1) Ensure the horses are presented in the paddock 15 minutes before post time or at a time otherwise appointed before the race in which the horse is entered; *(amended 21/02/2006)*
- (2) Supervise the saddling and departure for the post;
- (3) Maintain a written record of all equipment, inspect all equipment of each horse saddled, and report any change thereof to the Stewards;
- (4) Prohibit any change of equipment without the approval of the Stewards or their designate;
- (5) Ensure that the saddling of horses takes place in the paddock, is orderly, open to public view, free from public interference, that horses are mounted at the same time and leave the paddock for post in proper sequence;
- (6) Ensure that only properly authorized persons are permitted in the paddock;
- (7) Ensure that only trainers, or a representative approved by the Stewards, saddle horses in the paddock, and immediately report any irregularities;
- (8) Ensure that all horses are properly shod and report any irregularity to the Stewards;
- (9) When required, ensure the safekeeping of registration certificates and racing permits for horses stabled, and/or racing on the Track Operator's grounds;
- (10) Examine every starter in the paddock for sex, colour, markings and lip tattoo for comparison with its registration certificate to verify the horse's identity;
- (11) Report to the Stewards any horse not properly identified, or whose registration certificate does not conform to the rules.

### 110. Clerk of the Scales

The Clerk of the Scales shall:

- (1) Verify the presence of all jockeys in the jockeys' room at the appointed time;
- (2) Verify that all such jockeys have a current jockey's licence issued by the Branch;
- (3) Verify the correct weight of each jockey at the time of weighing out and weighing in, and immediately report any discrepancies to the Stewards;
- (4) Promptly report to the Stewards any infraction of the rules with respect to weight, weighing, riding equipment or conduct;
- (5) *(deleted 11/03/2004)*
- (6) Maintain the record of applicable winning races on all apprentice certificates at the race meeting;

- (7) Release apprentice jockey certificates, with permission of the Stewards, upon the jockey's departure or upon the conclusion of the race meeting;
- (8) Assume the duties of the Jockey Room Custodian in the absence of such employee;
- (9) Report overweights to the Stewards, which shall be announced without delay.

### **111. Jockey Room Custodian**

The Jockey Room Custodian shall:

- (1) Assist the Clerk of the Scales in the performance of his/her duties;
- (2) Supervise the conduct of the jockeys and their Valets, and maintain order and decorum in the jockeys' room;
- (3) Ensure that all jockeys are in the correct colours before leaving the jockeys' room to prepare for mounting their horses;
- (4) Immediately report to the Stewards any unusual occurrences in the jockeys' room;
- (5) Ensure that no person, other than jockeys, members of the Branch staff, the Stewards or jockey room attendants, enter the jockeys' room on a day of racing without the expressed permission of the Stewards;
- (6) Oversee the jockeys' Valets and arrange their rotation among jockeys;
- (7) Oversee the security of the jockey's room, including the conduct of the jockeys and their attendants.

### **112. Clocker**

- (1) The Clocker shall be present during training hours at the race track, and any designated training centre, to identify each horse working out and to accurately record the distances and times of each horse's workout.
- (2) Each day, the Clocker shall prepare a list of workouts that describes the name of each and every horse that worked, along with the distance and the time of each horse's workout.
- (3) At the conclusion of training hours, the Clocker shall deliver a copy of the list of workouts to the Stewards and the Racing Secretary.
- (4) *(deleted 11/03/2004)*

#### **112a. Official Outrider - Mornings** *(added 17/03/2005)*

- (1) Be in attendance at all times while the racetrack is open for training.
- (2) Have complete jurisdiction over the activity on the racetrack during training hours to:
  - (a) ensure that all riders are equipped with a proper helmet, flak jacket and footwear;
  - (b) *(deleted 29/04/2008)*
  - (c) ensure that no one gallops on or off the racetrack;
  - (d) ensure that no one loiters between the on and off gap;
  - (e) ensure that all horses galloping are at least 12 feet (4m) off of the inside rail;
  - (f) ensure that no one gallops in a clockwise direction;
  - (g) ensure that no one backtracks past the six furlong pole during gate schooling hours without the permission of the starter or his representative; *(amended 16/04/2014)*
  - (h) ensure that no one backtracks while the dogs (cones) are up;
  - (i) ensure that no one ponies another horse (with exception of a horse mounted by a rider) during gate schooling hours;
  - (j) ensure that all horses pull up immediately and vacate the racetrack when the emergency alarm is activated;



- (k) ensure that no one comes onto the racetrack after the on gap gates are closed;
- (l) not allow any pedestrians on the racetrack during training hours;
- (m) report any abusive behaviour against a horse;
- (n) report any improper or offensive language; *(amended 29/04/2008)*
- (o) immediately report all rule violations to the Stewards; and
- (p) assist all unruly, loose or out of control horses.

**112b. Official Outrider - During Races** *(added 17/03/2005)*

- (1) Oversee the activity on the racetrack during racing hours to:
  - (a) ensure that all horses have riders mounted when they come on the racetrack;
  - (b) ensure that all horses post parade in the proper numerical order (unless excused by the Stewards);
  - (c) ensure that all horses have the proper head number;
  - (d) ensure that all riders are properly equipped;
  - (e) report any use of abusive behaviour against a horse;
  - (f) report any observed electrical device;
  - (g) report any improper or offensive language; *(amended 29/04/2008)*
  - (h) ensure that all horses arrive at the starting gate in their proper order;
  - (i) immediately report all rule violations to the Stewards;
  - (j) be mounted at all times while on the racetrack;
  - (k) assist all unruly, loose or out of control horses; and
  - (l) keep a current list of all unruly horses and horses that are excused from post parade.
- (m) must not allow a horse to parade with a fixed shank attached to the bridle or halter except with the express permission of the Stewards. *(added 08/04/2013)*

## —CHAPTER 7— Jockeys and Jockey Agents

**113. Jockey eligibility**

- (1) No person under the age of 16 years shall be licensed as a jockey.
- (2) No person under the age of 17 years may be licensed as a jockey, unless their application is endorsed by a parent or legal guardian in a manner satisfactory to the Branch, and covered by a policy of health and accident insurance acceptable to the Stewards. *(amended 11/03/2004)*
- (3) The Stewards shall require a jockey, prior to participating in a race, and may also before or after he/she is licensed, to file the certificate of a duly qualified medical practitioner in British Columbia approved by the Stewards, or has fulfilled similar requirements in another racing jurisdiction approved by the Stewards, stating the jockey is physically and mentally able to perform all the activities of a jockey. The Stewards may refuse to allow the jockey to ride until he/she has filed such certificate; *(amended 01/04/2011)*
- (4) An applicant shall show competence by prior licensing or demonstration of riding ability, acceptable to the Stewards and at least 2 jockey guild representatives. *(amended 12/04/2010)*

- (5) A jockey shall not be an owner or trainer of any horse competing at the race meeting where the jockey is riding.
- (6) A jockey shall fulfill all engagements, unless excused by the Stewards.
- (7) The Stewards may remove a jockey from his/her mounts at any time if in their opinion his/her riding would not be in the best interest of horse racing.
- (8) Where a jockey is suspended, the Stewards may permit him/her to ride a horse nominated to stake races. *(amended 21/03/2009)*
- (9) A temporarily suspended jockey may exercise and gallop horses in the mornings, with the approval of the Stewards.
- (10) All fines imposed on a jockey shall be paid by the jockey and no other person.
- (11) Jockeys shall provide their own saddles, boots, riding crops, approved riding helmet, approved flak jacket and white, waterproof breeches.
- (12) If an owner or trainer, with the consent of the Stewards, replaces a jockey engaged to ride a horse in a race, that person may be directed to pay not less than a losing mount fee and not more than a winning mount fee.
- (13) The minimum jockey fee is considered earned when the jockey is weighed out by the clerk of scales. *(amended 16/04/2014)*
- (14) In a dead heat, those jockeys shall divide equally the fees they would have received jointly had one beaten the other.
- (15) No jockey shall have his/her own Valet.

#### **114. Apprentice Jockeys**

- (1) The Stewards may grant an apprentice jockey certificate to any person provided that:
  - (a) the apprentice jockey is 16 years of age or older and has never been licensed as a jockey in any country;
  - (b) the certificate has been signed by the apprentice jockey and the apprentice jockey's parents or guardian, if the apprentice jockey is under the age of 17 years. *(amended 11/03/2004)*
- (2) The granting of an apprentice jockey certificate shall permit the holder to be licensed as a freelance apprentice jockey, and shall be approved only after the applicant has displayed qualifications acceptable to the Board of Stewards.

#### **115. An apprentice jockey shall qualify for the following allowances in all races except handicaps and sweepstakes: *(amended 07/04/2003)***

- (1) Until he/she has ridden five winners – ten (10) pounds; *(amended 21/03/2009)*
- (2) For one year from the date of his/her fifth winner, seven (7) pound allowance until he/she has ridden an additional twenty five (25) winners; *(amended 21/03/2009)*
- (3) If he/she has ridden a total of forty five (45) winners prior to the end of one year from the date of riding his/her fifth winner, he/she shall have an allowance of five (5) pounds for one year from the date of his/her fifth (5) winner; *(amended 21/03/2009)*
- (4) If after one year from the date of the fifth (5) winning mount he/she has not ridden forty five (45) winners, the applicable weight allowance shall continue for one more year or until the forty fifth (45) winner, whichever comes first. *(amended 21/03/2009)*
- (5) May ride two year olds after having ridden in no less than 100 races. *(added 20/04/2012)*

#### **116.**

- (1) Under exceptional circumstances, such as the inability of an apprentice jockey to ride because of service in the armed forces, personal injuries in the conduct of his/her duty, restrictions on racing, or other valid reasons which interfere with his/her riding career, the Stewards may extend the terms of the apprentice jockey's certificate and allowances provided by these rules.
- (2) Where an apprentice jockey becomes pregnant, the Stewards shall extend the terms of the apprentice jockey's certificate and the allowances, for a period of one year (365 days) from the date of her last ride.
- (3) Terms of an apprentice certificate, and the allowance provided by the rules, may be extended by the Stewards for the period of time during which there is no racing in British Columbia under the following circumstances; The Apprentice Jockey: *(amended 27/06/2003)*
  - (a) has not ridden his/her fifth winner;
  - (b) rides regularly in British Columbia;
  - (c) does not ride in any other jurisdiction when there is no racing in British Columbia.
- (4) *(deleted 27/06/2003)*
- (5) Terms of an apprentice certificate and the allowance provided by the rules shall cease, if the apprentice jockey has not ridden a race for a period of three years, notwithstanding rules and (2).

**117.** A time allowance of a full calendar year from the date of his/her fifth winner maybe made for an apprentice jockey who does not accept riding engagements after the end of the Canadian horse racing season.

**118.**

- (1) A record sheet showing the wins of an apprentice jockey at each meeting shall be maintained by the Clerk of the Scales, and at the close of the meeting or on the departure of the apprentice jockey, that record sheet shall be attached to his/her copy of the apprentice jockey certificate.
- (2) Only wins that occur at Hastings will be calculated for the purposes of s. 115 while the apprentice jockey is riding at Hastings, if those wins occur in British Columbia.
- (3) Wins by an apprentice jockey which occur at locations within British Columbia, except Hastings, shall be recorded in compliance with and shall count for the purposes of s. 115 at all race tracks except Hastings.
- (4) All wins within British Columbia which appear in a recognized publication shall form part of the apprentice jockey's riding record while riding in jurisdictions other than British Columbia.

**119. Riding engagement responsibilities**

- (1) No person other than a licensed jockey agent may make riding engagements for a jockey, except for a jockey not represented by a jockey agent may make his/her own riding engagements.
- (2) *(deleted 15/04/2015)*
- (3) A jockey shall have no more than one jockey agent.
- (4) No revocation of a jockey agent's authority is effective until the jockey notifies the Stewards of the revocation of the jockey agent's authority.

## **120. Jockey requirements**

- (1) Jockeys shall report to the jockey's quarters at the time designated by the Stewards. Jockeys shall report their engagements and any overweight to the Clerk of the Scales. Jockeys shall not leave the jockeys' quarters, except to ride in scheduled races, until all their engagements of the day have been fulfilled, except with permission of the Stewards.
- (2) A jockey who has not fulfilled all riding engagements, who desires to leave the jockeys' quarters and return, must first receive the permission of the Stewards and must be accompanied by a person designated by the Stewards.
- (3) While in the jockeys' quarters, jockeys shall have no contact or communication with any person outside the jockeys' quarters other than Branch personnel and officials, an owner or trainer for whom the jockey is riding or a representative of regular news media, except with permission of the Stewards. Any communication permitted by the Stewards may be conducted only in the presence of the Clerk of the Scales or other persons designated by the Stewards.
- (4) If a jockey intends to carry overweight exceeding by more than two pounds the weight which his/her horse should carry, he/she shall declare the amount of the overweight to the Clerk of the Scales. The Clerk of the Scales shall notify the Stewards and cause the overweight to be announced.
- (5) (a) A jockey shall not ride in a race with more than seven pounds overweight. *(amended 11/03/2004)*
  - (a) Except in handicap races, a jockey may be named to ride at entry time with a weight over seven pounds of the appointed weight and the new weight shall be programmed and shall not be lowered after it is programmed. *(added 04/05/2007)*
- (6) The weight of the jockey shall include his/her colours, riding pants, boots, saddle, the girth and the pommel pad.
- (7) A jockey must, during the running of a race, wear an approved flak jacket; *(amended 15/04/2015)*
- (8) Once jockeys have fulfilled their riding engagements for the day and have left the jockeys' quarters, they shall not be re-admitted to the jockeys' quarters until after the entire race program for that day has been completed, except with the permission of the Stewards.

## **121. Jockey Agents**

- (1) An applicant for a licence as a jockey agent shall:
  - (a) provide written proof of agency with at least one jockey licensed by the Branch; or
  - (b) demonstrate to the Stewards that he/she has a contract for agency with at least one jockey who has been licensed by the Branch.
- (2) A trainer's/owner's spouse may be licensed as a jockey agent provided that the jockey agent's rider does not compete in any race against a horse owned wholly or in part by the spouse of the jockey agent or a minor child. *(amended 17/03/2005)*
- (3) A jockey agent shall be qualified, as determined by the Stewards, by reason of experience, background and knowledge. A jockey agent's licence from another jurisdiction may be accepted as evidence of experience and qualifications. *(amended 12/04/2010)*

## **122. Limit on a Jockey Agent's representation**

A jockey agent may represent no more than three jockeys plus one (1) apprentice. *(amended 15/04/2015)*

### **123. Responsibilities of Jockey Agent**

- (1) A jockey agent shall not make or assist in making arrangements for a jockey, other than those the agent is licensed to represent.
- (2) *(deleted 20/04/2012)*
- (3) *(deleted 20/04/2012)*
- (4) *(deleted 08/04/2013)*

### **124. Jockey Agent prohibited from areas**

A jockey agent is prohibited from entering the jockey room, racing strip, paddock, or saddling enclosure during the hours of racing, unless permitted by the Stewards. *(amended 11/03/2004)*

### **125. Jockey Agent withdrawal**

When a jockey agent withdraws from representation of a jockey, the jockey agent shall immediately notify the Stewards and shall submit to the Stewards a list of any unfulfilled engagements made for the jockey.

## **—CHAPTER 8— Jockey Racing Rules**

### **126. Riding and weighing in rules**

- (1) A jockey shall not ride carelessly or wilfully so as to permit his/her mount to interfere with, impede, or intimidate any other horse in the race.
- (2) No jockey shall accidentally, carelessly or wilfully jostle, strike or touch another jockey or another jockey's horse or equipment.
- (3) When the way is clear in a race, a horse may be ridden to any part of the course, but if any horse swerves, or is ridden to either side, so as to interfere with, impede or intimidate any other horse, it is a foul.
- (4) The offending horse may be disqualified if, in the opinion of the Stewards, the foul altered the finish of the race, regardless of whether the foul was accidental, wilful, or the result of careless riding.
- (5) This rule may be invoked by the Stewards on their own violation or upon complaint received from the owner, trainer, or jockey of the horse alleged to be aggrieved, and made before the race has been declared official.
- (6) A jockey who rides a horse in a race:
  - (a) shall ride it with the intention to win or finish as near as possible to the win position; and
  - (b) shall not ease the horse without just cause even though the horse has no apparent chance to earn a portion of the purse.
- (7) After the finish of a race, jockeys shall ride to a place designated by the Stewards and the first four finishers in the race, and any other jockeys designated by the Stewards, will be required to be weighed by the Clerk of the Scales.

- (8) After each race, each horse, except the winner, shall be unsaddled in front of the Stewards' stand according to its number on the program. The winning horse shall be unsaddled in the winner's circle.
- (9) If a jockey is prevented from riding to the place of weighing through accident or illness he/she may, with the consent of the Stewards, walk or be carried to the scales or be excused from weighing.
- (10) Every jockey, unless excused by the Stewards, must unsaddle his/her own horse.
- (11) No person shall assist the jockey in taking his/her equipment off his/her horse, except with the permission of the Stewards.
- (12) No person shall throw any covering over any horse at the place of dismounting until its equipment has been removed.
- (13) No jockey shall weigh in excess of two pounds of his/her declared weight unless the Stewards are satisfied that such excess has been caused by rain or mud.
- (14) No jockey shall weigh in more than two pounds short of his/her declared weight, nor be guilty of any fraudulent practices with respect to weight or weighing in.
- (15) If there is a breach of any of (9) to inclusive, the Stewards shall disqualify the horse unless they are satisfied the breach was innocent.

#### **127. Use of riding crops**

- (1) No riding crop shall be used unless it has affixed to the end of it a looped leather "popper" not less than one and one quarter inches in width and not under three inches in length, and be "feathered" above the "popper" with not less than three rows of leather or rubber "feathers", each "feather" not less than one inch in length. No riding crop shall exceed 31 inches in total length. All riding crops are subject to inspection and approval of the Stewards. The humane or cushion riding crop is also approved subject to the inspection and approval of the Stewards. *(amended 12/04/2010)*
- (2) Any jockey using a riding crop during a race shall do so only in a manner consistent with exerting his/her best efforts to win.
- (3) In all races where a jockey will ride without a riding crop, an announcement of such fact shall be made over the public address system and shall be recorded in the official program.
- (4) Prohibited use of the riding crop includes whipping a horse:
  - (a) on the head, flanks or any other part of its body other than the shoulder or hind quarters;
  - (b) during the post parade or after the finish of the race;
  - (c) excessively, indiscriminately or brutally; and
  - (d) striking another rider or horse.
- (5) *(deleted 04/05/2007)*

#### **128. Jockey's spouse and minor children restrictions**

- (1) A jockey shall not compete in any race against a horse owned by the jockey's spouse or minor children.
- (2) The spouse or minor children of a jockey shall not participate as an owner in the claiming of any horse from any race.

—CHAPTER 9—  
Claiming and Claiming Races

**129. General claiming provisions**

- (1) A person entering a horse in a claiming race, warrants that the title to the horse is free and clear of any existing claim or lien, either as security interest, mortgage, bill of sale or lien of any kind, unless before entering such horse, the written consent of the holder of the claim or lien has been filed with the Racing Division Inspectors and the Racing Secretary and its entry approved by the Stewards.
- (2) A transfer of ownership arising from a recognized claiming race will terminate any existing prior leases for that horse.
- (3) Every horse shall race for the account of the original owner, but title to the horse shall be transferred to the claimant at the time the horse is declared a starter. The claimant shall become the owner of the horse, regardless of whether it is sound or unsound, or injured during or after the race. *(amended 15/04/2015)*
- (4) For the purpose of these rules a starter means a horse in the starting gate at the time the stall gates open and a fair start for that horse has been affected.

**130. Claiming of horses**

- (1) Any horse starting in a claiming race is subject to be claimed for its entered price, which shall be printed in the official program by any:
  - (a) licensed owner:
    - (i) after licensing Branch approval;
    - (ii) who may have surrendered his/her licence under s.11, provided the licence has not expired; *(amended 11/03/2004)* or
  - (b) person that:
    - (i) has completed a written application for a licence and has paid the prescribed fee;
    - (ii) has submitted evidence of identity, such as photographs, and has submitted evidence of financial responsibility satisfactory to the Branch; or
    - (iii) has received an open claim certificate;
  - (c) authorized agent acting on behalf of an eligible claimant.
- (2) An open claim certificate, issued under (1)(b), shall not be permitted to be utilized during the last 60 days of the race meet at Hastings.
  - (a) pursuant to (2), an open claim certificate issued to a permanent resident of British Columbia shall be valid to the end of the race meet; or
  - (b) pursuant to (1)(a)(ii) a licensed owner from outside British Columbia who has not started a horse during the current year shall not be permitted to claim during the last 60 days of the Hastings race meet. *(added 11/03/2004)*
- (3) Where a person has complied with the requirements of (1)(b) and the Branch considers the person a fit and proper person to hold an open claim certificate, the Stewards may issue an open claim certificate to that person.
- (4) The person holding an open claim under (1)(b) shall pay an owner licence fee and such licence shall be retained by the Branch until such time as the open claim is exercised.

- (5) For the purposes of this section, an open claim certificate means a document authorizing a person to claim, issued to the person making application, and signed by a Steward.
- (6) An open claim certificate shall be valid until:
  - (a) the holder of the certificate purchases a horse; or
  - (b) the race meeting in respect of which the certificate was issued is closed and pursuant to (2), whichever occurs first.

### **131. Claiming prohibitions**

- (1) A person shall not claim a horse in which the person has a financial or beneficial interest as owner or trainer.
- (2) A person shall not cause another person to claim a horse for the purpose of obtaining or retaining an undisclosed financial or beneficial interest in the horse.
- (3) A person shall not enter into an agreement for the purpose of preventing another person from obtaining a horse in a claiming race.
- (4) An owner shall not claim more than one horse from any race or file more than one claim on any horse from any race. *(amended 11/03/2004)*
- (5) Owners or authorized agents:
  - (a) shall not discuss with any person other than their trainer, any matters relating to the claiming of a particular horse, and the trainer shall not discuss the proposed claim with any other person; and
  - (b) are prohibited from claiming if they are in debt to the Horseperson's Bookkeeper. *(amended 08/04/2013)*
- (6) No person by intimidation or otherwise shall prevent or attempt to prevent anyone from running a horse in a claiming race.
- (7) If a claimed horse is entered in a claiming race within 25 days of being claimed:
  - (a) A horse that won the claiming race from which it was claimed shall start for at least 25 percent more than the amount for which it was claimed. *(amended 16/04/2014)*
  - (b) a horse that did not win the claiming race from which it was claimed shall start for at least the same amount for which it was claimed. *(amended 16/04/2014)*
- (8) No person shall sell or transfer a claimed horse within 60 days from the date the horse was claimed.
- (9) Without the prior approval of the Stewards, no person may enter a claimed horse in a race at a race meeting, other than a race meeting under the jurisdiction of the Branch, until the close of the race meeting from which it was claimed. Where the owner of the horse at its initial start of the race meeting reclaims the horse during the race meeting, the restriction in this section will not apply.
- (10) No claimed horse shall remain under the care or management of the owner or trainer from whom it was claimed.
- (11) No objection to a claim based on the sex or age of the claimed horse shall be entertained.
- (12) No money or its equivalent shall be put in the claim box.
- (13) No person shall claim a horse for, or on behalf of, any other person, or file a claim except in accordance with the rules.



- (14) At the time of entry into a claiming race, there is the option to declare a horse ineligible to be claimed provided: *(added 15/04/2015)*
- (a) the horse has been laid off and has not started for a minimum of 90 days since its last race in a claiming race, and
  - (b) the horse is entered for a claiming price equal to or greater than the claiming race in which it last started. *(amended 25/04/2019)*
    - (i) failure to declare the horse ineligible at time of entry may not be remedied;
    - (ii) ineligibility shall apply only to the first start following each such layoff.

### **132. Procedures for claiming**

To make a valid claim for a horse, an eligible person shall:

- (1) Have on deposit with the Horsepersons' bookkeeper an amount equal to the amount of the claim, plus all transfer fees and applicable taxes;
- (2) Make the claim in writing on a form approved by the Executive Director;
- (3) Place the claim in a sealed envelope;
- (4) Verify the race number on the outside of the envelope;
- (5) Verify or ensure that his/her representative verifies the actual time the claim is placed in the claim box;
- (6) Ensure the claim form is complete and accurate. If the form is not complete and accurate, the claim is void;
- (7) Deposit the claim in the claim box at least 15 minutes before post time of the race to which it pertains.

**133.** A claim, once filed, cannot be withdrawn.

**134.** Officials and employees of the Track Operator shall not provide any information as to the filing of claims until after the race has been run, except as necessary for the processing of the claim.

**135.**

- (1) If more than one valid claim is filed for the same horse, title to the horse shall be determined by lot under the supervision of one or more of the Stewards or their representatives.
- (2) Notwithstanding (1), if more than one claim is filed for the same horse, and as a result of a protest a claim is declared void after the draw, there shall be no further draws and the horse will be returned to its original owner.

### **136. Transfer of claimed horses**

- (1) The Stewards or their designated representatives shall open the claim envelopes for each race and issue the necessary delivery slips as soon as, but not before, the preceding race has been posted as official.
- (2) Following the running of a race, all claimants shall report to an area designated by the Stewards, where the successful claimant shall pick up his/her delivery slip.
- (3) If a horse is claimed, then after the race has been run it shall be taken to the paddock, where it shall be delivered to the claimant upon presentation of the delivery slip;

- (4) If the horse is required to go to the test barn, it shall be delivered to the claimant after the test and after presentation of the delivery slip;
- (5) For purposes of these rules, a delivery slip means a copy of the Claim Form.
- (6) A person shall not obstruct the delivery or refuse to deliver a claimed horse to the successful claimant.

**137.** When a horse is claimed out of a claiming race, the horse's engagements pass to the claimant.

**138.** If a horse is claimed, it is the responsibility of the Racing Secretary or his/her designate to register the change of ownership.

**139. Horses claimed at other jurisdictions**

- (1) When a horse is claimed in a recognized race meeting in another jurisdiction, entry restrictions on the claimed horse shall be determined in British Columbia by the rules of the jurisdiction in which it was claimed.
- (2) Pursuant to (1), all claimed horses entering an optional claiming race shall re-establish their eligibility to run protected regardless of the jurisdiction in which they were claimed. *(added 11/03/2004)*

**140. Voided claim**

- (1) Claims not keeping with these rules shall be void.
- (2) The Stewards may at any time in their discretion require any person who has made a claim to file an affidavit that he/she has claimed in accordance with the rules.
- (3) If, upon receipt of a protest regarding a claim, the Stewards void the claim, the owner shall repay the purchase price to the claimant, who shall return the horse.
- (4) The Stewards shall void the claim of a horse that is fatally injured during the running of a race or is euthanized on the track or immediately following the completion of the race that it was claimed from. *(amended 15/05/2015)*

Rules of  
Thoroughbred & Standardbred  
Horse Racing in British Columbia

Part 3 - Standardbred Racing Rules

—CHAPTER 1—  
Definitions

**141.** *For the purposes of Part 3 – Standardbred Racing, the following terms mean as described:*

**Advertised purse** – that amount of money offered for a race by a Track Operator or sponsor but does not include any subscription fees.

**Age** – as applied to a horse, shall be calculated from January 1<sup>st</sup> of the year in which it was foaled.

**Also eligible** – includes:

- (a) an eligible horse listed on the overnight sheet available to be moved into a race, should a horse drawn into the body of a race be scratched; and
- (b) a supplementary condition to a race.

**Betting interest** – is one or more horses in a pari-mutuel contest which are identified by a single program number for wagering purposes.

**Bleeder** – is a horse which has demonstrated external evidence of exercise induced pulmonary haemorrhage (epistaxis, or bleeding from one or both nostrils) during or immediately after a race or a warm up for a race and/or the existence of haemorrhage into the trachea, post exercise, as observed upon endoscopic examination.

**Bleeder's list** – a list of bleeder's that may not race unless they meet the requirements of these rules.

**Break means** – the running of a horse at other than the gait designated by the conditions of and the declaration to a race.

**Claiming race** – a race in which a horse properly declared and drawn therein may be claimed, in the manner permitted by these rules. *(amended 15/04/2015)*

**Classified race** – an overnight race in which regardless of the eligibility of horses, entries are selected on the basis of ability or performance.

**Day** – a calendar day.

**Dead heat** – the finish of a race in which the noses of two or more horses reach the finish line at the same time.

**Declaration** – the naming of a horse as a starter in a particular race.

**Distanced** – a horse that finishes more than 30 lengths behind the winning horse.

**Draw** – the process of assigning post positions and the process of selecting entries for a race in a manner according to these rules.

**Drug** – includes any substance or mixture of substances manufactured, sold or represented for use in:

- (b) the diagnosis, treatment, mitigation or prevention of a disease, disorder, or abnormal physical state or the symptoms thereof, in a person or animal;

- (c) restoring, correcting, modifying or changing organic functions in a person or animal.

**Elimination heats** – heats of a race split according to these rules to qualify contestants for a final heat.

**Entry** – included, according to the context,

- (a) the act of entering a horse to run in a race;
- (b) a horse entered to run in a race; or
- (c) two or more horses coupled as one entry under s. 147, s. 148, s. 149, s. 150, and s. 151(a) and 151(b) *(amended 08/04/2013)*

**Forfeit** – money due from a person because of error, fault, neglect of duty, breach of contract or penalty imposed by the judges or Branch, and includes entrance monies, subscriptions, stakes, and forfeits.

**Grounds** – includes all real property utilized by a Track Operator in the conduct of a race meeting, including without limitation, the race track, designated training centre; grandstand; concession stands, offices, barns, stable area, staff housing facilities and parking lots and any other areas of properties under the jurisdiction of the Branch.

**Handicap** – overnight race in which the past performance, claiming price, or sex of the horse is used by the racing secretary in order to determine the post positions of the horses. Post positions in handicap claiming races shall be determined by claiming price prior to the application of allowances.

**Harness racing** – the form of horse racing in which each horse is harnessed to a sulky.

**Heat** – a single trial of a race.

**Horse** – includes a stallion, mare, gelding, ridgeling, colt or filly.

**Inquiry** – an investigation by the Judges of potential interference or rule violation in a race prior to declaring the result official.

**Interfering substance** – any substance which prevents the proper analysis of a sample by standard testing procedures approved by the Branch or the Canadian Pari-Mutuel Agency.

**Judges' list** – a list of horses that are refused declaration until removed there from.

**Lapped or Lapped on the hind quarter** – the nose of the contending horse is within an area in front of an imaginary line from the back point of the breaking horse's buttocks. Any other part of the breaking horse protruding beyond that line shall not be construed as a part of the hind quarter for this purpose.

**Maiden** – a horse that has never won a race or a heat at the gait at which it is entered to start, and for which a purse is offered. Any maiden that has won a race, but was subsequently disqualified, is still a maiden. A maiden that has placed first in a race due to a disqualification shall lose its maiden status. Conditions of a race referring to maidens refer to the horse's status at time of entry for the race in which it is being entered. A Maiden definition from another jurisdiction shall determine the eligibility for a horse entered from another jurisdiction. *(amended 20/02/2009)*

**Nerve** – to use drugs, surgery, alcohol, cryogenic techniques, laser therapy, or any other means to affect a temporary or permanent blocking of the nerve(s).

**No contest** – a race in which due to accident or any other cause, the judges declare the race void and no placings are determined, no purse monies are paid and no pari-mutuel payout is paid.

**Nomination** – the act of naming a horse or its progeny to a certain race or series of races generally accompanied by payment of a prescribed fee.

**Nominator** – a person or entity in whose name a horse is nominated for a race or a series of races.

**Objection** – a verbal claim of foul lodged by the horse’s driver, trainer, owner, or the owner’s authorized agent before the race is declared official.

**Official** – a Judge or a person listed in s. 4(1) and their assistants.

**Official order of finish** – the order of finish of the horses in a race as declared official by the Judges.

**Official program** – the program supplied to the patrons by the Track Operator for a specific racing card, listing all of the horses involved and any other information deemed pertinent or necessary.

**Official time** – the elapsed time from the moment the first horse crosses the starting point until the first horse crosses the finish line.

**Official workout** – a timed workout under the supervision of and acceptable to the Judges.

**Off time** – the moment at which, on the signal of the official Starter, the starting gate is closed, officially dispatching the horses in each race.

**Overnight race** – a race, other than a stake race, for which the entries close at a time approved by the Judges.

**Overnight sheet** – a list of all horses drawn into, and listed as also eligible, for a program of races, posted by the Racing Secretary after entries close and postpositions are drawn for that program.

**Owner** – a person who holds any title, right or interest, whole or partial in a horse, including the lessee and lessor of a horse, but does not include a person whose only interest in a horse is in its earnings and is otherwise licensed.

**Paddock** – an enclosure in which horses scheduled to compete in a race program are confined prior to racing under the supervision of a paddock judge.

**Person** – includes a licensee.

**Post position** – the pre-arranged position from which a horse will leave the starting gate.

**Post time** – the time at which the horses are intended to leave the starting gate.

**Protest** – a written objection charging that a horse is ineligible to race, alleging improper entry procedures, or citing any prohibited act under these rules by a person or official.

**Purse** – the money or other prize awarded in a race.

**Qualifying race** – a race in which a horse establishes its ability to meet the standards of a race meeting.

**Race or Horse race** – a contest among registered Standardbred horses for a purse, racing at a trotting or pacing gait and conducted in accordance with these rules. If the Track Operator decides to run a race in two or more divisions, each division shall be a race.

**Record** – the fastest time made by a horse in a heat or dash which it won or in a performance against time.

**Sample** – includes a bodily substance or any other substance or material.

**Scoring** – the preliminary practice given to horses after the post parade and prior to being called to line up for the start of a race.

**Scratch** – the act of withdrawing an entered horse from a race after the closing of entries.

**Spouse** – includes each of two persons who are married to each other, but does not include a husband or wife who are living apart from each other pursuant to a written agreement; or, are living together as if married.

**Stable name** – a name used by a licensed owner for racing purposes.

**Stakes race** – a race in which nominations, sustaining, entry and/or starting fees contribute to the purse.

**Start** – only those performances in a purse race. Each dash and/or heat shall be considered a separate start.

**Starter** – means:

- (a) when referring to a person, the person licensed by the Branch to start the horses in each race by dispatching the horses at the starting point; and
- (b) when referring to a horse, is a horse that has passed the fair start pole when the person referred to in paragraph (a) starts the race.

**Subscription** – the act of paying fees prescribed by the condition of a race.

**Sulky** – a dual wheel racing vehicle (bike) with dual shafts not exceeding the height of the horse's withers, shafts must be hooked separately on each side and approved by the United States Trotting Association.

**Sweepstake** – stakes race.

**Walkover** – a race in which only one entry starts a race and completes the course.

**Winner** – the horse whose nose reaches the finish line first or is placed first by the judges through disqualification by the judges.

**Year** – a calendar year.

## —CHAPTER 2— Racing Secretary

### 142. Appointment and supervision

The Racing Secretary and the Assistant Racing Secretary shall:

- (1) Be appointed by the Track Operator;
- (2) Pass a written or oral examination, or both, as may be required by the Executive Director; and
- (3) Be subject to the supervision of the Judges.

### 143. Responsibilities and duties

The Racing Secretary shall:

- (1) Receive and keep safe:
  - (a) eligibility certificates and/or official performance records;
  - (b) registration certificates; and
  - (c) *(deleted 29/04/2008)*
  - (d) lease agreements, if any, of every horse that is competing at a race meeting or is stabled on the grounds of the Track Operator;
- (2) Return the documents referred to in to the owner or his/her authorized agent on the horse's departure or upon a reasonable request there for;
- (3) Make himself/herself familiar with the age, class and competitive ability of every horse that is competing at the meeting;

- (4) Classify and reclassify horses in accordance with these rules;
- (5) Post qualifying standards and allowances
  - (a) in the office of the Racing Secretary; and
  - (b) in the Judges' office; and
- (6) Publish allowances on the daily race program.

**144. A Racing Secretary shall:**

- (1) Examine every entry form, nomination and declaration and verify the information set out in it;
- (2) Permit no person, other than an official or an employee who is assisting the Racing Secretary, to be present in his/her office during the taking and examination of declarations;
- (3) In accordance with these rules select horses to start and also eligibles;
- (4) Cause the horses referred to in (3) to be listed on the daily race program;
- (5) Verify the eligibility for every horse that is nominated, sustained or declared to a sweepstake and compile lists thereof for publication;
- (6) Be responsible for the accuracy and eligibility of all declarations accepted by him/her, and certify to the Judges as to the eligibility of all horses;
- (7) Before a race meeting commences, the Racing Secretary shall provide the Racing Division Inspectors with a list that includes the name, the current trainer, and the name of the registered owner of every horse on the grounds of an Track Operator;
- (8) After the race meeting commences, the Racing Secretary shall provide the Racing Division Inspectors with a list containing the information referred to in (1) on every horse that is brought to the grounds for the purpose of racing;
- (9) Be, or have an assistant, in attendance throughout the period of racing.

**145. Conditions**

A Racing Secretary shall:

- (1) Write conditions in accordance with these rules;
- (2) Schedule the races for a meeting;
- (3) Publish the conditions of a race and the schedule of races on a condition sheet; and
- (4) Post a condition sheet and the schedule of races in his/her office at least 24 hours before the close of declarations.

**146. Posting of Entries**

- (1) Upon completion of the draw on each day of entries, the Racing Secretary shall post a list of entries in a conspicuous location and distribute copies thereof.
- (2) If any race fails to fill and is declared off, the names of all horses that were entered therein shall be posted in the Racing Secretary's office no later than 1:00 pm of the same day.

**147. Coupled entries**

- (1) Two or more horses that are entered or run in the same race may be coupled as one entry where: *(amended 15/04/2015)*
  - (a) The horses are owned by the same owner; *(amended 15/04/2015)*
  - (b) *(deleted 15/04/2015)*

- (c) One horse is owned by a licensee and another is owned by the spouse of that licensee. *(amended 15/04/2015)*
- (d) *(deleted 15/04/2015)*
- (e) *(deleted 15/04/2015)*
- (f) If 147(1)(a), or (c) applies to an owner, the horses may race as separate betting interests, with the approval of the Judges. *(amended 15/04/2015)*

**148.** Horses separately owned or trained may be coupled as an entry by the Judges.

**149.** Where horses have been coupled as one entry in a race and that race is split into divisions or elimination heats, the Judges shall ensure, where possible, that the horses coupled as one entry are each seeded in a separate division or elimination heat, as the case may be.

**150.** Subject to s. 149, the elimination heat or division in which a horse competes, and the post position of a horse, shall be determined by the drawing of lots.

**151.** *(deleted 20/02/2009)*

**151a.** Coupled entries in overnight events

- (1) No person shall enter more than two (2) horses in an overnight event unless: *(amended 15/04/2015)*
  - (a) the entries are approved by the Judges; and
  - (b) the event will not fill without those entries. *(amended 15/04/2015)*
- (2) Subsection (1) does not apply where the Racing Secretary indicates on the condition sheet that the event may be divided into two or more divisions.
- (3) *(deleted 08/04/2013)*

**151b.** Coupled entries in stakes races

- (1) If 147(1)(a)(c) applies, the horses may race as separate betting interests with the approval of the Judges if the event is a stake race or an added money event *(amended 15/04/2015)*

**152. Allocation of stalls**

The Racing Secretary or a person so designated by the Track Operator, shall assign stall applicants such stabling as is deemed proper. A record of arrivals and departures of all horses stabled on the Track Operator grounds shall be maintained by that person, and the list shall be submitted to the Racing Division Judges.

## —CHAPTER 3— Race Conditions and Type of Races

**153. Types of races**

A Racing Secretary may only use the following types of races:

- (1) Conditioned races;
- (2) Claiming races;



- (3) Preferred, invitational, handicap or open races;
  - (a) Post positions for handicap races shall be drawn as follows: 1/2/9/3/4/5/6/7/8;  
*(added 04/05/2007)*
- (4) A combination of the types of races referred to in paragraphs (1) to (3); or
- (5) Sweepstake races.

**154. Conditions**

- (1) A Racing Secretary shall write one main condition and not more than three also eligible conditions.
- (2) A Racing Secretary may base a condition on:
  - (a) the money winnings of a horse in a number of races or during a period that is specified by the Racing Secretary;
  - (b) the finishing position of a horse in a number of races or during a period that is specified by the Racing Secretary;
  - (c) the age or sex of a horse;
  - (d) the number of starts a horse has in Canada and the United States during a period that is specified by the Racing Secretary, with special qualifications for a foreign horse that does not have a representative number of starts in Canada or the United States; and
  - (e) one or more combinations of the foregoing qualifications.
- (3) No Racing Secretary may use a time record to determine eligibility.

**155.** Unless otherwise stated on a condition sheet, the distance of a race shall be one mile.

**156.**

- (1) A Racing Secretary shall not write a condition that prevents a horse from racing in a normal preference cycle.
- (2) Where the word “preference” is used in a condition, it shall only supersede the date preference.

**157. A Racing Secretary shall:**

- (1) Post a condition sheet in his/her office;
- (2) Provide the condition sheet at least 24 hours before the closing of declarations to any race program contained therein; and
- (3) Ensure that a copy of a condition sheet is readily available on the grounds of a Track Operator.

**158.** Where a Track Operator cancels a regularly scheduled race, the Track Operator may use a substitute race if the Racing Secretary puts a substitute race on the condition sheet.

**159.**

- (1) Subject to (11) a Racing Secretary may divide a regularly scheduled or substitute race and postpone it to the next racing program.
- (2) No Racing Secretary may use a division of a race referred to in place of a regularly scheduled race that has the number of declarations required by a Track Operator.

- (3) Unless a condition provides for divisions based on age, performance, earnings or sex, a Racing Secretary shall select the horses to start in each division in accordance with s. 202.

**160. The Judges shall:**

- (1) Approve every condition; and
- (2) Decide every dispute over a condition.

**161. Preferred and invitational list**

- (1) A Racing Secretary shall post in his/her office and provide the Judges with a copy of a list of the horses competing at a race meeting that, by reason of their superior speed, are eligible for preferred or invitational races.
- (2) Unless a racing secretary otherwise provides in a condition, no horse that is on a preferred or invitational list shall be eligible for a conditioned race.
- (3) Except on the request of an owner, no Racing Secretary shall put a two year-old on a preferred or invitational list until the horse wins seven races.
- (4) An owner may only withdraw the request referred to in (3) after the horse competes in a preferred or invitational race that it is declared to.
- (5) A Racing Secretary shall remove a horse from such lists not later than the day following the race in which a horse competes to cause it to be removed, or at such other time only with the permission of the Judges.

**162. Sweepstakes**

No Track Operator or sponsor of a sweepstake shall publish the conditions of a sweepstake or other information about the sweepstake without the approval of the Executive Director or Judges.

**163. The Executive Director may require a Track Operator or sponsor of a race to post a surety bond equal to the advertised purse of a race where, in the opinion of the Executive Director, there is not adequate evidence of the financial responsibility of the Track Operator or sponsor, as the case may be.**

**164. No person shall sponsor a sweepstake, unless the conditions of the sweepstake specify:**

- (1) The eligibility requirements of horses for nomination;
- (2) The amount the Track Operator, sponsor or both the Track Operator and sponsor, as the case may be, are required to contribute to the purse;
- (3) The date of payment for the nomination, sustaining and starting payments;
- (4) The amount of the payments referred to in (3);
- (5) Whether the sweepstake will be raced in divisions, a series, or conducted in qualifying legs or elimination heats, if more horses are declared than the maximum allowed to compete in one division;
- (6) Distribution of the purse, by percentage, to the money winners in each race. Should the number of starters be less than the number of premiums advertised, the purse distribution shall be stated in the conditions; and
- (7) Whether also eligible horses may be drawn to any race.

**165.** No sweepstake shall have more than two also eligible conditions.

**166.** Where a Track Operator or Sponsor determines the date and place of a sweepstake, it shall announce it immediately.

**167.** No Track Operator or Sponsor shall change the published conditions or the date and place of the race after such has been advertised, except with permission of the Judges. *(amended 04/19/2016)*

**168. Nominations**

No person shall make deductions from nomination, sustaining and starting payments, or from the advertised purse, for clerical or any other expenses.

**169.** Unless otherwise provided in the conditions of a sweepstake, no deductions from the purse shall be made for consolation races.

**170.** Every person who nominates a horse for a sweepstake shall ensure the nomination:

- (1) Is in writing;
- (2) Is signed by the owner, his/her authorized agent, or the trainer of the horse; and
- (3) States:
  - (a) the full name and address of the owner or lessee or both the owner or lessee;
  - (b) the age, name, colour, sex, sire and dam of the horse nominated; and
  - (c) the event for which the horse is nominated.

**171.** Subject to s. 173, no nomination or sustaining payment may be accepted unless:

- (1) In the case of a nomination or sustaining payment submitted personally, it is received by the Track Operator or Sponsor before midnight of the advertised day of closing of nominations or sustaining payment as the case may be; *(amended 04/19/2016)*
- (2) In the case of a nomination or sustaining payment mailed to the Track Operator or Sponsor, it is post-marked before midnight of the advertised day of closing of nomination or sustaining payments, as the case may be; and *(amended 04/19/2016)*
- (3) In the case of a nomination or sustaining payment made by telegraph or facsimile, it is received before the time of closing on the advertised day of closing of nominations or sustaining payment, as the case may be.

A postage meter date shall not be considered a post-mark for the purposes of this rule. A post-mark must be placed thereon by Canada Post Corporation.

**172.** Where the advertised day of closing of a nomination or sustaining payment falls on a Saturday, Sunday or a holiday, the advertised day of closing shall be deemed to be the next business day.

**173. Subscription fees**

- (1) The owner of a horse or his/her authorized agent shall pay the subscription fees as required by the conditions of a race.
- (2) Where an owner or authorized agent does not pay the fees as required under (1), the horse in respect of which the payments were not made may be withdrawn from the race. *(amended 04/19/2016)*

- (3) Where any subscription fee is paid by a cheque which is dishonoured by any financial institution, for any reason, it may be considered the same as non-payment and the provisions of (2) of this rule may apply. *(amended 04/19/2016)*

**174. Payment of starting fees**

- (1) Unless the conditions of a race provide otherwise, when a horse is properly declared, the starting fees become due and payable by 3:00 p.m. on entry day. *(amended 18/09/2019)*
- (2) Where the starting fee for a horse has been paid but the horse does not start, the starting fee shall be forfeited.

**175.** Subject to s. 180 and s. 181, the owner of a horse that is nominated to a race shall be liable for the payment of all subscription fees.

**176.** The death of a nominator to a stakes race shall not render void any subscription, entry or right of entry. All rights, privileges and obligations shall be attached to the legal heir(s) of the deceased or the successor owner of the horse subject to s. 60.

**177. Transfer of stakes engagements upon claim or sale**

When a horse is sold privately, at public action, or when it is claimed, stakes engagements shall be transferred to its new owner.

**178. Refund of subscription fees with permission of Judges**

- (1) Subject to this rule, no subscription fees shall be refunded, except with the permission of the Judges.
- (2) A subscription fee may be refunded if, in the Judges' opinion, the subscription fee should not have been paid, because the horse for which it was paid was ineligible for that race at the time of payment.

**179. Requirements for list of nominations**

Within 20 days after the date the payments are due under the conditions of a sweepstake, the Track Operator, or sponsor of the sweepstake, shall provide each nominator and the Judges with a list of the nominations that sets out:

- (1) The horses that remain eligible; and
- (2) The amount of subscription fees that the Track Operator or sponsor has received for that race.

**180. When sweepstake is required to be run**

Unless the conditions provide otherwise:

- (1) A sweepstake shall be run where at least five separate entries are declared to start; and
- (2) A sweepstake may be declared off where less than five separate entries are declared to start, and all subscription fees shall be returned to the respective nominators.

**181. Sweepstake win by walkover**

When only one entry starts in a sweepstake, that entry shall complete the designated course and be declared the winner by a walkover, which entitles it to all the monies which it has

earned under the conditions of the sweepstake. Remaining monies shall be returned to the Track Operator or nominators of horses as applicable.

**182. Return of subscription fees if no declarations**

Where there are no declarations to a sweepstake, a Track Operator shall return subscription fees to the respective nominators.

**183. Sweepstakes conducted in divisions**

Where a sweepstake is conducted in divisions:

- (1) The Track Operator holding the race meeting shall ensure the sweepstake is conducted as required in this section, unless otherwise provided in the conditions;
- (2) The Judges shall, by lots, divide the horses declared to start in the sweepstake into divisions/eliminations; *(amended 11/03/2011)*
- (3) *(deleted 11/03/2011)*
- (4) *(deleted 11/03/2011)*
- (5) *(deleted 11/03/2011)*
- (6) All divisions/eliminations shall be raced on the same day; *(amended 11/03/2011)*
- (7) *(deleted 11/03/2011)*
- (8) Disputes related to conditions of any stake race shall be decided by the Judges. *(added 11/03/2011)*

**184.** *(deleted 11/03/2011)*

**185. Horses on Judge's, Starter's or Veterinarian's list**

No person shall:

- (1) Declare a horse that is on the Judge's list or Starter's list at the time of declaration *(amended 15/04/2015)*; or
- (2) Start a horse that is on a list referred to in (1) or the Veterinarian's List at the time of starting, but a person may nominate a horse that is on a list referred to in (1). *(amended 15/04/2015)*

—CHAPTER 4—  
Declarations and Eligibility of Horses

**186. Procedure to receive deposited declarations**

- (1) A Track Operator shall provide a locked box with apertures for depositing declarations.
- (2) Until the Judges open it for a draw, a Racing Secretary shall have charge of the declaration box.
- (3) Until the close of declarations, no Racing Secretary shall inform a person of the name of a horse that is declared to a race.

**187.** A Track Operator shall state on the condition sheet the time for the close of declarations.

**188.**

- (1) Subject to (7), to enter a horse for a race, a person shall deposit a declaration in the declaration box at the office of a Racing Secretary.
- (2) Subject to (7), a declaration must be:
  - (a) in writing; and
  - (b) signed by the owner of a horse, the authorized agent of the owner, or the trainer.
- (3) A Racing Secretary may accept declarations made by telephone, fax or e-mail, where:
  - (a) a declarer provides the information required for the daily race program; and
  - (b) a person who receives the information referred to in paragraph (a) deposits written evidence of it that includes:
    - (i) the name of the horse;
    - (ii) the event that it is to be entered for; and
    - (iii) the signature of the receiver.

**189.** Under the supervision of a Judge, a Racing Secretary shall at the close of declarations:

- (1) List declarations;
- (2) Verify the eligibility of a horse;
- (3) Ascertain the preference of each horse;
- (4) Select the horses to start and the also eligibles; and
- (5) Assist in the draw by lot for post positions.

**190.** Except with the permission of the Judges, no person may alter a declaration after the close of declarations.

**191.** A Track Operator:

- (1) Shall state the number of declarations required to fill a race; and
- (2) May cancel a race that is not filled at the close of declarations; or
- (3) May re-open a race for declarations.

**192.** Where a race is reopened for declarations, a Racing Secretary shall make at least two announcements on the public address system at the race track, stating that the race will be reopened and the time when declarations close.

**193.**

- (1) In verifying the eligibility of a horse under s. 190, the Racing Secretary shall determine the eligibility of a horse at the gait it is declared to, at the close of declarations.
- (2) Winnings during the year shall include all moneys won from January 1<sup>st</sup> preceding to the time declarations are closed and shall apply to all winnings in any country.
- (3) Gross winnings shall be used and cents disregarded.
- (4) Foreign winnings shall be calculated in Canadian dollars at the current rate of exchange at the time, recorded by Standardbred Canada in the official performance records for that horse, or recognized as shown on a current United States Trotting Association official program performance record, whichever comes first.
- (5) Winnings in United States dollars shall not be deemed foreign winnings and shall be at par with Canadian dollars.
- (6) A horse's purse earnings after the close of declarations shall not affect its eligibility.

**194.** A Racing Secretary may reject a declaration where:

- (1) A horse is not registered with the Racing Secretary on the date the conditions sheet is published; or
- (2) A horse's past performance indicates it is below the competitive level of other horses declared.

**195.** No person shall enter the same horse in more than one race:

- (1) On any race day except where no more than two choices have been specified on the declaration form. If the first choice is not used, the entry shall not be considered late in the second choice. *(added 18/09/2019)*
- (2) Unless it is a stake race, on any one race day in this or any other jurisdiction; consolations are considered stakes races. *(added 18/09/2019)*

**196.**

- (1) The Judges shall draw by lot the post positions for all races, except where the race is a handicap or a handicap claiming race, in which case the handicap shall determine the post position. If the handicap is the same, the draw shall be by lot.
- (2) Notwithstanding any other rule, the post position draw is final at the discretion of the Judges and no additions or deletions shall be allowed except for scratched horses approved by the Judges. *(amended 08/04/2013)*

**197. Horses ineligible for declaration to a race**

No person shall declare a horse to a race or start a horse in a race and a Racing Secretary shall not accept a declaration unless: *(amended 04/05/2007)*

- (1) Standardbred Canada or the United States Trotting Association has granted an eligibility certificate for the horse, or the horse's official performance records are on the database of Standardbred Canada;
- (2) The owner or trainer:
  - (a) files with the Racing Secretary a registration certificate issued by Standardbred Canada or the United States Trotting Association showing the current ownership of the horse; or
  - (b) has not filed in the manner set out in (a), but the judges know that the registration certificate is in transit from Standardbred Canada or the United States Trotting Association, as the case may be;
  - (c) notwithstanding (a), a horse from another racing jurisdiction may be entered without filing the registration certificate, but shall not start until it is filed with the Racing Secretary; or
  - (d) notwithstanding (a) and (c), a horse may enter and start if the registration certificate is electronically on file with Standardbred Canada.
- (3) If a horse is leased, the owner, the authorized agent of the owner, or the trainer files with the Racing Division Inspectors a copy of a form of lease approved by the Executive Director;
- (4) The horse is lip tattooed or otherwise identified in a manner approved by the Executive Director;
- (5) The horse has unimpaired eyesight in at least one eye;

- (6) The owner, authorized agent of the owner, or trainer of a spayed mare has notified the Judges in writing and filed a veterinarian certificate stating the mare is spayed;
- (7) *(deleted 18/09/2019)*
- (8) (a) the horse is not wholly or partially owned by a disqualified person or the horse is under the direct or indirect training or management of a disqualified person;
- (a) the horse is not wholly or partially owned by the spouse of a disqualified person, or a horse is under the direct or indirect management of the spouse of a disqualified person. In such cases it is presumed the disqualified person and spouse constitute a single financial entity with respect to the horse. This presumption may be rebutted; and
- (b) a “disqualified person” includes a person not qualified to hold or apply for a licence under these rules;
- (9) The horse is not owned in whole or in part by an undisclosed person or interest;
- (10) The horse does meet the eligibility conditions of the race;
- (11) The stakes or entrance money for the horse has been paid, in accordance with the conditions of the race;
- (12) The horse is not subject to a lien, which has not been approved by the Judges and filed with the Horsepersons’ bookkeeper;
- (13) The horse’s owner and/or trainer have completed the licensing procedures required by the Branch;
- (14) The horse is not barred or suspended in any recognized jurisdiction;
- (15) Within the period referred to in s. 198, the horse in a race, a qualifying race, or an official workout has a chartered line that meets track qualifying standards; *(amended 20/02/2009)*
- (16) The horse is at least two years old and not more than 15 years old;
- (17) The horse’s name is not on:
  - (a) a Starter’s list;
  - (b) a Veterinarian’s list; or
  - (c) a Judges’ list; and
- (18) The horse is a mare that has been bred and the following requirements have not been met: *(added 11/03/2004)*
  - (a) full information as to services, including the name of the stallion, the amount of money owing and the names of the creditors has been filed with the Racing Secretary;
  - (b) the information has been posted in the racing office;
  - (c) approval has been given by the Racing Division Veterinarian, and the
  - (d) owner has:
    - (i) filed written authorization with Harness Racing BC to deduct from the account any unpaid stallion service fee. This fee will be held by the association and remitted to the stallion owner upon fulfillment of the stallion service agreement in the event the mare is claimed, or
    - (ii) if he/she is also the owner of the stallion, attach a stallion service certificate to the registration certificate filed with the Racing Secretary. A stallion service certificate for the purposes of this section means a document signed by the owner of a stallion certifying that the mare has been serviced by his/her stallion.



**198.**

- (1) A race secretary shall not accept a declaration unless the horse shows a clean charted line within the previous 45 clear days and must perform satisfactorily in a qualifying race. *(amended 18/09/2019)*
- (2) *(deleted 12/04/2010)*
- (3) A horse making a break off a qualifying race must qualify again to be eligible to race. *(amended 18/09/2019)*
- (4) *(deleted 18/09/2019)*

**199.** Notwithstanding anything contained in these rules, or in any registration or entry form filed with or delivered to the Track Operator, the Judges may reject the nomination or entry of any horse in any race.

**200.** *(deleted 29/04/2008)*

**201. Preference dates**

Preference shall be applied in accordance with the following:

- (1) Starters and also eligibles for overnight races shall be drawn by lot from horses properly declared to start, provided that preference shall be given according to a horse's last previous start in a purse race at the gait for which it is entered;
- (2) In all cases the oldest date will take preference;
- (3) Where more than the required number of horses are declared into a race with the same preference date all dates shall apply. Any horses then having the same preference date shall be drawn by lot. *(amended /08/04/2013)*
- (4) Where a horse is racing for the first time at the gait declared, it shall have preference over other horses regardless of their preference dates and a horse entered for its second lifetime start has preference over horses that have started twice or more and have equal preference date to the single starter; *(amended 11/03/2011)*
- (5) If conditions so specify, preference may be given to two year-olds, regardless of their preference date;
- (6) Unless otherwise determined by the Judges, the preference date of a horse that is drawn for a race, but is scratched, is the date of the race from which it is scratched;
- (7) Where a horse is declared to and drawn as a starter in a race that is not yet contested, the preference date of that horse will be the date on which the uncontested race is scheduled to run;
- (8) Where a race is reopened for declarations, a Racing Secretary shall give preference to a horse that was eligible and declared the first time declarations closed;
- (9) Any other incident not specifically covered in this rule will be determined by the Judges;
- (10) The trainer, the owner, or his/her authorized agent is responsible for the preference dates of the horses in his/her control;
- (11) Horses already declared in a race, with the exception of stake races and overlap race dates, will not be allowed to enter except in special circumstances to be determined by the Judges. *(amended 18/09/2019)*

**202. Also eligibles**

No Racing Secretary may draw more than three also eligible horses in a race.

**203.** Unless a Racing Secretary gives priority to a horse stabled on the grounds of the Track Operator, a Judge shall draw an also eligible by lot from horses that have the best preference according to s. 202.

**204.**

- (1) Except as provided in (2), a Racing Secretary may only add a horse that was declared as an also eligible to a race before the close of declarations.
- (2) Where a triactor betting pool will be operated on a race, a racing secretary may, before the draw by lot, reopen the race for the sole purpose of a declaration of an also eligible horse.

**205.** No Racing Secretary may reject a declaration because the horse is drawn as an also eligible in another race.

**206.** A Racing Secretary shall:

- (1) Post in his/her office the name of an also eligible that is moved into a race;
- (2) Forthwith notify an owner or trainer of that horse that it is moved into a race.

**207.**

- (1) Except as provided in (2), the Judges shall release also eligibles that are not moved into a race by 10:00 a.m. on the day of the race.
- (2) Where an also eligible has drawn into a future race without an also eligible, the Judges may release that horse as soon as that program is printed.

**208.**

- (1) Where preference allows an also eligible horse a chance to start and that horse is in a subsequent race, it shall be the trainer's choice as to which race the horse will start in. If an also eligible horse does move in to race, it shall be scratched from the subsequent race unless it has preference. *(amended 15/04/2015)*
- (2) A horse scratched under (1) shall not lose its preference due to the scratch.

**209. Errors or omissions**

Where there is conclusive evidence that a horse was properly declared to race, but omitted due to an error or negligence by an official or employee of the Track Operator, and provided the error was discovered prior to the time the post position draw was final, the following shall govern:

- (1) In any race the horse so omitted may be added to the race at the discretion of the Judges and post positions will be redrawn by lot; *(amended 08/04/2013)*
- (2) *(deleted 08/04/2013)*

**210.** Subject to s. 147, where horses that constitute an entry have declared to a sweepstake race which has been split into divisions, and the horses have not been seeded in accordance with s. 149, the following shall govern:

- (1) It shall be determined by lot which of the horses that constitute the entry shall be moved to a different division, and the division it shall be moved into as the case may be; or
- (2) The horse shall be given any remaining post position in a division; and

- (3) Where the addition of the horse exceeds the maximum number of horses allowed in a single field, the sweepstake race shall be redrawn by lot.

**211.**

- (1) Where an ineligible horse is permitted to race, that horse shall be disqualified from winning any portion of the purse.
- (2) Where an ineligible horse is permitted to race through error, negligence or fraud on the part of the Racing Secretary or a Track Operator, the Track Operator shall reimburse the owner for the resultant loss of winnings due to disqualification under (1).
- (3) Any winnings awarded under (2) shall not be credited as purse winnings on the official performance records of a horse.

**212. Scratches**

- (1) Subject to s. 214 and s. 215, where Judges scratch a horse from a race, an also eligible shall race and take the post position of the horse that it replaces.

**213.** Where Judges scratch a horse in a handicap race, an also eligible shall:

- (1) subject to 213(3), take the post position of the horse that is scratched, where it has the same handicap as a horse that is scratched;
- (2) subject to 213(3), take the post position on the outside of a horse that has the same handicap as the also eligible, where it has a difference handicap from a horse that is scratched; and
- (3) where a horse that is scratched has a position in the second tier, take the position in the second tier.

**214.** Where there are two tiers of horses and the Judges scratch a horse that has drawn a position in the first tier, it shall not affect a horse that has drawn a position in the second tier, except as provided in a handicap claiming race.

**215.** Where the Judges scratch a horse from a tier and do not replace it with an also eligible, the horses on the outside shall move in.

## —CHAPTER 5— The Starter

**216. Appointment, duties and supervision of the Starter**

The Starter shall:

- (1) Be appointed by the Track Operator;
- (2) Be subject to the supervision of the Judges;
- (3) Be in the starting gate 15 minutes before the first race;
- (4) Have control over the horses from the formation of the parade until the word “go” is given, or until released by the starter at the starting point;
- (5) Notify the judges of all violations of the rules observed by the starter with full information;

- (6) Situate the starting gate in accordance with the instructions of the Judges and may fulfill the function of Patrol Judge.

#### **217. Starter's list**

- (1) The Starter shall maintain a Starter's list of all horses that are ineligible to be entered in any race because of poor or inconsistent behaviour on the starting gate. Such horses shall be refused entry until it has been demonstrated to the Starter that such horses have been satisfactorily schooled on the gate and can be removed from the Starter's list.
- (2) A copy of the Starter's list shall be posted in the racing office, along with notice of the hours of schooling.

### **—CHAPTER 6— Other Racing Officials**

#### **218. The Paddock Judge**

The Paddock Judge, appointed by the Track Operator, shall:

- (1) Under the direction and supervision of the Judges, have complete charge of all paddock activities;
- (2) Assemble the horses on the track for post parade in accordance with these rules;
- (3) Inspect a horse and sulky for any change in equipment, broken or defective equipment, and saddle pads;
- (4) Be responsible for the Equipment Judge, who shall keep a record of the equipment and harness worn by every horse racing at the meeting. The equipment and harness worn by each horse shall be checked in the paddock against such records before each race. All changes from the previous race shall be noted, and the Judges notified if a written authorization on the prescribed form is not presented for any change of equipment;
- (5) Supervise paddock gate persons;
- (6) Direct the activities of the paddock blacksmith;
- (7) Ensure that no person other than those licensed, and who have a horse racing, be permitted to enter the paddock;
- (8) Supervise the identification and verify the tattoo number of every horse in a race;
- (9) Inspect and supervise the maintenance of all emergency equipment kept in the paddock;
- (10) Notify the Judges of the reason for a horse returning to the paddock after entering the track for the post parade, but before the start of a race;
- (11) Notify the Judges immediately of an occurrence in the paddock that could change, delay or otherwise affect the race program;
- (12) Ensure that the paddock is maintained in a clean and sanitary manner;
- (13) Supervise the conduct of every person in the paddock, and report any incident that he/she considers to be a violation of these rules to the Judges;
- (14) Where he/she observes a person treating a horse with cruelty, report the incident to the Judges; and
- (15) Submit a paddock report at the request of the Judges.

#### **219. Horse Identifier**

The Horse Identifier shall:

- (1) Be subject to the supervision of the Paddock Judge;
- (2) Examine every starter in the paddock for sex, colour, markings, lip tattoo or freeze brand to verify the horse's identity;
- (3) Report to the Judges any horse not properly identified in conformity with these rules.

#### **220. Equipment Inspector**

- (1) The Equipment Inspector shall keep a record of the equipment worn by every horse each time it competes.
- (2) No change of equipment shall be made without the consent of the Judges, unless the request has been made at least 24 hours before post time of the race, or such other time as determined by the Judges.
- (3) The public shall be notified of any major change of equipment permitted by the Judges, such as shoes, hobbles, bridles, head poles and bits, where such change may, in the opinion of the Judges, affect the performance of a horse.
- (4) Hobbles may be measured and recorded in each race as required by the Judges.

#### **221. Unapproved changes**

- (1) If any unapproved change of equipment on a horse is sought from one race to another, the owner, trainer or driver of such horse shall apply to the Paddock Judge for permission to make the change. The Paddock Judge in turn shall pass the request on to the Judges and, unless they approve the requested change, no change of equipment shall be made.
- (2) The Judges may scratch any horse from a race where the owner, trainer or driver refused to remove any change of equipment made without the consent of the judges.

#### **222. Clerk of the Course**

A Clerk of the Course shall be appointed by the Track Operator, and may be the Standardbred Canada field representative. A Clerk of the Course shall:

- (1) Be under the supervision of the Judges;
- (2) Satisfy the Executive Director that they possess the necessary qualifications to perform the required duties;
- (3) Accurately maintain the Standardbred Canada data base, including:
  - (a) adding foreign horses to the data base when racing for the first time at tracks in Canada;
  - (b) recording race lines not already on the data base, immediately upon receipt of same;
  - (c) inputting changes of ownership to the data base, necessitated by claims and transfers;
  - (d) inputting change of sex information for horses to the data base;
  - (e) inputting race results and printing reports for all types of races as soon as they become available, and providing reports to the judges and the chart maker for proofreading and verification by the Judges before completion of the program;
  - (f) updating and maintaining the Judges' list, on the instruction of a Judge;
  - (g) inputting requests for first-time starters, and maintaining individual track files of such requests and requests for hard-copy certificates;

- (h) ensuring eligibility of first-time starters by adding same to electronic eligibility system;
- (i) inputting suspensions to the data base and removing same upon request of a judge;
- (j) updating hard-copy eligibility certificates for horses required to race with same;
- (4) Complete and verify for correctness, the Judges' official race record and record therein:
  - (a) the name and tattoo number of every horse drawn to run or scratched from the race;
  - (b) the chart line of every horse;
  - (c) the name and licence number of every driver and trainer;
  - (d) the times measured in minutes, seconds and fifths of a second of the leading horse, including the winner;
  - (e) a horse's purse winnings;
  - (f) the names of horses placed first, second and third by the Judges;
  - (g) the name of every horse claimed;
  - (h) where a horse is disqualified, the reason for its disqualification; and
  - (i) the signatures of the Judges

### **223. Charter**

- (1) A Charter shall:
  - (a) Be appointed by the Track Operator;
  - (b) Be under the supervision of the Judges; and
  - (c) Satisfy the Executive Director that they possess the necessary qualifications to perform the required duties.

### **224. A Charter shall be responsible for properly and accurately completing the official chart by:**

- (1) Reporting to the Judges' stand at least one-half hour before first post time, proofreading each chart against the program, and noting program and other changes made subsequent to the printing of the program;
- (2) Accurately completing the official chart by accurately recording the following information on the chart, regardless of type of race, and providing the completed chart to the Judges for verification and approval. Checking with the Clerk of the Course, after he/she has had the opportunity to input the chart information to the data base, for errors within the chart, and making corrections as required:
  - (a) date, place and size of the track, if other than one-half mile;
  - (b) symbol for free-legged pacers;
  - (c) track condition, track variant (in increments of full seconds), distance of race, temperature;
  - (d) claiming races;
  - (e) post positions, position at the one-quarter, one-half, three-quarter, and stretch, with lengths behind the leader at each call;
  - (f) at the completion of each race, determine from the photo-finish film the individual time and beaten lengths of each horse by using the formula of one-fifth of a second per length. Separations such as nose, neck, one-quarter, and one-half length do not signify one-fifth of a second difference, but separations of three-quarters of a length signify one-fifth of a second (the same as one full length);

- (g) closing dollar odds and wagering information such as betting favourite, mutuel field, mutuel entry, etc.;
- (h) for qualifying races, notation is to be made for individual horses subjected to urine or blood tests, using indicator “TE” with the dollar odds;
- (i) name of driver;
- (j) name of trainer;
- (k) names of horses placed first, second and third by the judges;
- (l) the standard symbols for breaks, interference and parked-outs, where applicable;
- (m) explanations of placings and disqualifications in “comments” section of official chart; and
- (n) pari-mutuel pools and payoffs.

## **225. Program Director**

A Program Director shall:

- (1) Be appointed by the Track Operator;
- (2) Be under the supervision of the Judges;
- (3) Satisfy the Executive Director that they possess the necessary qualifications to perform the required duties;
- (4) Provide on the daily race program:
  - (a) the information of the past performance of every horse that is required by the Enactments of Canada relating to the daily race program; and
  - (b) such other information as may be required by the Judges;
- (5) Ensure the Chart Maker:
  - (a) completes an accurate chart of every race; and
  - (b) provides the Clerk of the Course and the Judges with a copy of the chart.

## **226. Timer**

A Chief Timer, appointed by a Track Operator, shall:

- (1) Occupy the timer’s stand before the first race starts;
- (2) Start his/her watch when the first horse leaves the starting point of the race;
- (3) Take the time of the leading horse at the quarter, half, three-quarters and at the finish;
- (4) Announce and record all times taken under (3) in minutes, seconds and one-fifths of a second;
- (5) Where the distance of a race is more or less than one mile, note the exact distance races including the fractions of a mile raced;
- (6) Unless a Track Operator uses an electric timing device approved by the Executive Director, two timers shall occupy the timer’s stand at every race or performance against time;
- (7) Where a Track Operator uses an electric timing device approved by the Executive Director, one timer shall occupy the timer’s stand at every race or performance against time;
- (8) If an electric timing device fails, the time recorded by the timer shall be the official time of the race;
- (9) Unless he/she is directed to do so by the Judges and timers who officiated at the race, no person shall change a horse’s recorded or announced time;

- (10) No horse shall obtain a win-race record by reason of the disqualification of another horse, unless that horse is declared the winner by the disqualification of a breaking horse on which it was lapped or, unless the time of the horse that is being placed first, as a result of a disqualification due to a placing by the Judges, can be determined by electronic timing from the official chart; *(amended 15/04/2015)*
- (11) No official may give a win-race record to a horse in a qualifying race unless an official sample is taken from the horse; and
- (12) The Judges shall note in the official race record whether an official sample was taken from the qualifying race.

#### **227. Patrol Judges**

There shall be at least one Patrol Judge who shall:

- (1) Be appointed by the Track Operator;
- (2) Be subject to the supervision of the Judges;
- (3) Be observant of and report to the Judges on all activity in their areas of the racetrack, at all times during the race program. Particular attention to be applied to rules of decorum, lameness or fitness of any horse, and any lack of or broken racing equipment;
- (4) Be in constant communication with the Judges during the course of every race, and immediately advise of every rule violation, improper act or unusual occurrence that happens within their station that could affect the result of the race; and
- (5) File a written report on any incident at the request of the Judges.

## —CHAPTER 7— Rules of the Race

#### **228. Acceptance of the rules**

Every person who subscribes to a sweepstake, enters a horse, or participates in any harness race in British Columbia shall be deemed to have accepted these rules and shall accept as final the decision of the officials or the Branch.

#### **229. Number of starting and trailing horses permitted**

- (1) The maximum number of horses permitted to start in a single race is determined by allowing eight feet per horse to starters in the front tier, and not more than one trailer, except in, four year old and older stake elimination races and overnight races, two trailers shall be permitted. *(amended 10/06/2014)*
- (2) If there is only one trailer, it may start from any position in the second tier.
- (3) If there is more than one trailer the horse with the lowest post position shall start on the inside of the horse with the higher post position and the horse with the higher post position shall make its starting position known to the starter. *(added 12/04/2010)*

#### **230. Equipment**

- (1) All equipment worn by a horse or any sulky, jog cart, or other vehicle used on the racing strip must meet the approval of the Judges.
  - (a) Only sulkies approved by the United States Trotting Association will be permitted in a race.



- (2) No driver shall use a sulky in a race unless the sulky is equipped with:
  - (a) wheel discs that are attached to the inside and outside of each wheel that are either colourless or one solid colour; and
  - (b) mud guards, where in the opinion of the Judges, mud guards are necessary.

### **231. Use of whip**

No driver shall use a whip in a race unless the whip:

- (1) Is approved by the Judges;
- (2) Does not exceed three feet, nine inches in length; and
- (3) Where it has a snapper, the snapper does not exceed six inches in length; and
- (4) Is not made of rawhide.

### **232. Trainer requirements**

A trainer shall:

- (1) Ensure that a horse is not wearing a stable halter when racing or warming up for a race;
- (2) Ensure that a horse is not wearing a head pole protruding beyond its nose when racing;
- (3) Not race a horse wearing any type of equipment that covers, protrudes or extends beyond its nose, or that in any way could interfere with the true placing of a horse;
- (4) Ensure that clean bandages, gauze or a tongue strap is used where a horse's tongue is tied down; and
- (5) Ensure that the saddle pad for his/her horse is returned to the paddock no later than 30 minutes after the last race is declared official.

### **233. Broken equipment**

- (1) Where the equipment of a horse is broken during a race, the driver of the horse shall report the broken equipment to the Paddock Judge, or a person designated by the Paddock Judge, who shall verify that the equipment is broken.
- (2) The Paddock Judge or his/her designate, as the case may be, shall report the broken equipment to the judges so that the information is included in the official race record.

#### **233(1) Racehorses Shipping in to Race**

When racehorses are shipped in to participate in a horserace, the following shall apply:

- (a) a horse entered in a race must arrive at the racetrack no later than 3 hours before the scheduled race the horse is to participate in that day;
- (b) a horse that arrives late on race day may be scratched by the Judges;
- (c) personnel entering the security area at the racetrack with shipped in horses must be licensed by the Racing Division;
- (d) it is a violation for a trainer of a shipped horse to fail to present their horse at the appropriate time.

#### **233(2) Prohibited Substances on Race Day**

- (1) No person shall, within 3 hours of the scheduled race a horse is to participate in that day, administer the following:
  - (a) any drug, medication or foreign substance, including alkalizing agents that could increase the bicarbonate buffering capacity of a horse, other than normal feed;

(b) any drug, medication, or foreign substance by way of injection by hypodermic syringe, including vitamins, minerals, food supplements, glucose, sugar, alkalinizing agents and alcohol;

(c) any drug, medication or foreign substance by way of drenching or by rectal lavage with a dose syringe, tube or bottle, or by nebulizer including sodium bicarbonate, sugar, camphor, alkalinizing agents and alcohol.

(2) Notwithstanding section (1), a horse entered to race may be medicated on race day in an emergency or for a medical condition, following which the horse will be scratched.

(3) No person shall administer, attempt to administer, or cause to be administered, any medication or substance by a nasogastric tube to a horse on race day prior to its race, except for emergency treatment, which treatment will result in the horse being scratched from its race. *(added 14/12/2017)*

#### **234. Use of hobbles**

- (1) Unless it qualifies to do so in a qualifying race:
  - (a) a horse regularly wearing hobbles shall not start in a race without them; and
  - (b) a horse regularly racing free-legged shall not start in a race wearing hobbles.
- (2) A horse as mentioned in (1) which is not on the judges' list, is allowed one start in a qualifying race changing to hobbled or free legged, and this single performance shall not affect its eligibility to a subsequent race.

#### **235. Track restrictions**

- (1) No person shall:
  - (a) take a horse onto the track unless he/she is licensed by the Branch as a driver, trainer or groom. The Branch may require a licensee to hold membership with another racing industry-related association; or
  - (b) take a horse onto the track for training except during hours designated by the Track Operator.
- (2) After the Judges have called the horses onto the track for a race:
  - (a) a driver of a horse that has not been called for that race, and that is on the course, shall as soon as possible remove the horse from the course; or
  - (b) all persons except drivers, outriders and officials shall be excluded from the course until the race is completed, except with permission of the Judges.

#### **236. Paddock to post**

It is the duty of the trainer to ensure that:

- (1) A horse is in the paddock not less than one hour before the post time of the race in which it is to start, or such other time as may be fixed by the judges;
- (2) The horse is kept in the paddock until called to the post, except for warm up trips;
- (3) The horse is attended by a groom at all times while in the paddock; and
- (4) During warm up for a race, wear colours and the correct saddle cloth.

**237.** Unless he/she is excused by the Judges, a driver in a race shall present himself/herself to the Paddock Judge at least one hour before post time of the race.

### **238. Establishing time for race**

- (1) A Track Operator shall establish post time for a race.
- (2) The Judges shall:
  - (a) set the time for the beginning of a post parade;
  - (b) provide the Paddock Judge with a schedule of post parade times; and
  - (c) call the horses onto the track in sufficient time so that two scores can be completed without delaying the start of the race.
- (3) Before the time of the commencement of the post parade, a Paddock Judge shall cause every horse in a race to form a parade line in the order set out in the daily race program.
- (4) The Paddock Judge shall ensure that the post parade from the paddock commences at the time set by the Judges.
- (5) Unless he/she is excused by the Paddock Judge, a driver of a horse shall attend the horse during the parade.
- (6) Unless it is excused by the Judges, every horse in a race shall perform at least one preliminary score.
- (7) The Judges shall ensure that all preliminary scores are completed no later than three minutes before post time.
- (8) After a horse has entered the track for the post it may be excused by the judges, if they consider it unfit to run or upon recommendation of the Racing Division Veterinarian.
- (9) If a horse is excused by the judges because they consider it unfit to run, all tickets purchased on the horse so excused are redeemable subject to the enactments of Canada.
- (10) Where an accident occurs before or during a race, the Judges may delay a race for whatever time they consider necessary.
- (11) The Judges shall not start a race unless they are satisfied that all horses in the race will be under continuous observation by at least one Judge.

### **239. The Starter's duties**

- (1) All races must be started with a mobile starting gate equipped in the manner approved by the Executive Director.
- (2) The Starter shall ensure that no person except the Starter and his/her driver rides in the starting gate unless permission is given by the Judges.
- (3) The Starter and/or Judges shall ensure the horses:
  - (a) take one or two scores before going to the post upon completion of the last score;
  - (b) are gathered and immediately moved into their positions behind the starting gate; and
  - (c) are not held on the backstretch to exceed two minutes awaiting post time, except when delayed by an emergency.
- (4) If, in the opinion of the Judges or the starter, a horse becomes unmanageable or liable to cause an injury or damage, it shall be scratched from the race and placed on the Starter's or Judge's list.
- (5) Drivers shall take the horses to the starting gate, as near one-quarter of a mile from the starting point as the track will permit.
- (6) The Starter shall cause the gate to move towards the starting point, gradually increasing the speed suitable to the calibre of the race.
- (7) The Starter shall give the word "go" at the starting point, which is the point marked on the inside rail, a distance of not less than 200 feet from the first turn.

#### **240. Recall rules**

- (1) In the course of a start the starting gate shall not decrease speed except in the case of a recall.
- (2) The Starter may, at any time before the word “go” is given, order a recall and restart the race.
- (3) The Starter shall endeavour to get all horses away in position and on gait, but shall sound a recall if:
  - (a) a horse scores ahead of the starting gate;
  - (b) there is interference before the word “go” is given;
  - (c) a horse has broken equipment, which is noticed by the Starter;
  - (d) a horse falls before the word “go” is given;
  - (e) a horse comes to the starting gate in the wrong position; or
  - (f) a malfunction of the starting gate or in the interests of safety. *(added 15/04/2015)*
- (4) If the starter sounds a recall as set out in rule 240 (3) for the same horse twice in the same race, that horse shall be ordered withdrawn and placed on the qualifying list; there shall be no recall for a breaking or refusing horse. *(added 29/04/2008)*

#### **241. Fair start**

- (1) The fair start pole is a brightly lit pole erected approximately 200 feet before the starting point. *(amended 17/03/2005)*
- (2) If the starter fails to sound a recall for reasons outlined in 240 (3), the Judges shall display the “inquiry” sign and they shall determine if the horses had a fair start. If a horse did not have a fair start, the Judges shall refund that horse and may disqualify other horses in the race. *(amended 12/04/2010)*

**242.** In the case of a recall, a light plainly visible to the drivers shall be flashed and a recall horn sounded. If possible, the starter shall leave the wings of the starting gate open and gradually slow the speed of the gate. Drivers shall take up their horses and return, without delay, to the point where the starter gathers the horses.

**243.** The starter shall not recall after the word “go” is given.

**244.** The horses are deemed to have started when released by the starter at the starting point, and all must go the course unless, in the opinion of the Judges, it is impossible to do so.

- 245.** (1) Subject to a contrary decision of the Judges, the Starter’s determination on the validity of a start shall be final.
- (3) Where the Judges or the Starter determine that a fair start has not been effected, they or he/she may declare it “no start” and the Judges may:
    - (a) declare one or more horses non-starters for pari-mutuel purposes only; *(amended 11/03/2004)* and
    - (b) order the refund of the pool money, in accordance with the enactments of Canada, to holders of tickets on any horse which fails to obtain a fair start.
  - (4) Should an accident or malfunction of the starting gate, or other unforeseeable event compromise the fairness of the race or the safety of race participants, the Judges may

declare individual horses to be non-starters, exclude individual horses from one or more pari-mutuel pools, or declare a “no contest” and refund all wagers, except as otherwise provided in the rules regarding multi-race wagers.

#### **246. Driver starting prohibitions**

It is contrary to these rules for any driver to:

- (1) Delay the start;
- (2) Allow his/her horse to pass the inside or the outside wing of the gate;
- (3) Come to the starting gate in the wrong position;
- (4) Allow his/her horse to cross over out of position before reaching the starting point;
- (5) Interfere or cause interference with another horse or driver during the start;
- (6) Fail to come up into position and remain in position on the starting gate;
- (7) Turn his/her horse away from the starting gate after the Starter has caused the gate to move toward the starting point; or
- (8) Disobey the directions of the Starter.

#### **247. Conduct of the race**

The Judges shall disqualify a horse that falls or has its driver unseated after the start of the race, and that horse shall be taken off the course as soon as possible.

#### **248.**

- (1) A driver shall not, during a race:
  - (a) change course or position so as to compel another horse to shorten its stride or cause another driver to change course, take the horse back or pull the horse out of its stride;
  - (b) impede the progress of another horse or cause it to break its gait;
  - (c) cross over too sharply in front of another horse or in front of the field;
  - (d) crowd another horse by “putting a wheel under it”;
  - (e) needlessly allow another horse to pass on the inside;
  - (f) give a horse a hole unnecessarily, or commit any other act that helps another horse to improve its position;
  - (g) carry another horse out;
  - (h) take up or slow up in front of other horses so as to cause confusion or interference among the trailing horses;
  - (i) strike or hook wheels with another sulky;
  - (j) lay off a normal pace and leave a hole behind a horse in front, when it is within the capacity of the driver’s horse to keep the hole closed;
  - (k) drive in a careless or reckless manner;
  - (l) fail to set or maintain a pace comparable to a pace that the calibre of horses in the race are capable of, resulting in an excessively slow quarter or any other distance, considering track conditions, weather and circumstances confronted in the race;
  - (m) back off from any position and subsequently come on when challenged;
  - (n) maintain a position on the outside of horses without making the necessary effort to improve the horse’s position, when in the opinion of the Judges it is well within the horse’s capacity to improve its position;

- (o) maintain a position, at a distance from the inside limits of the racing strip, so as to force another horse to race farther outside;
  - (p) drive a horse so as to prevent the horse from:
    - (i) winning a race which, in the opinion of the Judges the horse was able to win; or
    - (ii) improving the horse's finishing position;
  - (q) aid in a fraud or corrupt practice;
  - (r) allow the horse to break stride for the purpose of losing a race;
  - (s) fail to keep both feet in the stirrups;
  - (t) intimidate another driver by shouting loudly or using improper or offensive language; *(amended 29/04/2008)*
  - (u) drive a horse in such a manner as to cause his or her horse, or part of the horse's sulky, to cross inside the limit delineating the inner edge of the race course;
  - (v) drive a horse in such a manner as to cause his or her horse, or part of the horse's sulky, to hit a pylon delineating the course;
  - (w) fail to keep a line in each hand. Both hands shall stay in front of the driver's body with a line in each hand. The lines must be adjusted so as to be taut at all times, from the starter's call until the finish of the race. Whipping is limited to wrist action with minimal shoulder and elbow movement. *(amended 08/04/2013)* or
  - (x) kick or hit a horse with the driver's foot *(added 18/09/2019)*
- (2) Where another driver or horse obstructs, interferes with or intimidates a driver's horse, the driver whose horse was obstructed, interfered with or intimidated shall report the obstruction, interference or intimidation to a Judge immediately after the race.
- 249. (1)** At any time while on the grounds of an Association, it is a violation of the Rules for a driver, or the person in control of the horse, to engage in any of the following actions with respect to their driving conduct:
- (a) Indiscriminate action, which is characterized by unrestrained or careless activity;
  - (b) Excessive action, which is characterized by unreasonable quantity or degree, including using the whip continuously and/or without allowing the horse time to respond;
  - (c) Aggressive action, which is characterized by inhumane, severe or brutal activity *(amended 18/09/2019)*
- (2) The whip shall not be used on a horse in a race:
- (a) Where the horse is not visibly responding; or
  - (b) Where the horse is not in contention for a meaningful position;
  - (c) Where the horse is not maintaining or improving its position;
  - (d) Where the horse is clearly winning;
  - (e) Where the horse has passed the winning post at the finish of a race. *(amended 18/09/2019)*
- (3) At any time while on the grounds of an Association, the whip shall only be used for safety purposes and for very light encouragement. The only movement allowed to encourage a horse is a movement of the wrist. It is a violation of the Rules for a driver, or the person in control of the horse, to use the whip to hit or make contact with the horse as follows:
- (a) To raise their hand(s) above their head;
  - (b) To use more than acceptable wrist action;

- (c) To cause any portion of the whip to be outside the confines of the wheels of the race bike;
- (d) To strike the shaft of the race bike, or the horse below the level of the shaft of the race bike;
- (e) To cut or welt a horse.  
*(amended 18/09/2019)*
- (4) A driver, or the person in control of the horse, is required to:
  - (a) Keep a line in each hand for the entire race, from the starter's call to the gate until the finish of the race, except for the purpose of adjusting equipment;
  - (b) Keep both hands in front of their body;
  - (c) Keep their hands below their head; and
  - (d) Have control of their horse at all times when on the racetrack.  
*(amended 18/09/2019)*
- (5) A driver shall:
  - (a) parade his or her horse in the order of the horse's program number until the parade has passed in front of the public stands, unless excused by the Judges; and
  - (b) keep both feet in the stirrups during the post parade and scoring of his or her horse, unless excused by the Judges.

**250. A driver shall not:**

- (1) Drive a horse in an inconsistent manner;
- (2) Drive a horse in an unsatisfactory manner due to lack of effort; or
- (3) Drive a horse in a manner which, in the opinion of the Judges, is unsatisfactory for any reason.

**251. Breaking gait**

- (1) Where a horse breaks its gait in a race the driver shall:
  - (a) take the horse to the inside or outside of other horses where clearance exists;  
*(amended 15/04/2015)*
  - (b) properly attempt to pull the horse to its gait; and
  - (c) lose ground while on the break.
- (2) If there has been no contravention of (1), the horse shall not be set back unless a competing horse on its gait is lapped on the hind quarter of the breaking horse at the finish.
- (3) Subject to the provisions of s. 253, where a horse breaks its gait in a race and cannot get to the outside of the course, it may go inside the pylons, and provided there has been no contravention of (1), the horse may be allowed to contest the race if, where clearance exists, it returns to the course and is on its gait.
- (4) Where a horse breaks stride and interferes with another horse(s), the breaking horse shall be placed behind the horse(s) with which it interfered.

**252. The driver of a horse shall ensure the horse completes the course unless, in the opinion of the Judges, it is impossible for a horse to complete a race due to an accident, broken equipment or other hazardous occurrence.**

### **253. Hub rail/Open Stretch/Passing Lane**

- (1) A horse while on stride, or part of the horse's sulky that leaves the racecourse by going inside the pylons which constitutes the inside limits of the course, when not forced to do so as a result of the actions of another driver and/or horse, may be placed back where, in the opinion of the Judges, the action gave the horse an unfair advantage over other horses in the race, or the action helped the horse improve its position in the race.  
*(amended 15/04/2015)*
- (2) Where an act of interference causes a horse or part of a horse's sulky to cross the inside limits of the course and the horse is placed by the Judges, the offending horse shall be placed behind the horse with which it interfered.
- (3) Where the line of pylons in the homestretch delineating the inner edge of the racing surface have been moved in to create an open stretch/passing lane, no driver shall:
  - (a) Drive a horse or allow his/her horse to enter into the open stretch/passing lane before the last 1/16<sup>th</sup> of a mile, in a race;
  - (b) Drive a horse into the open stretch/passing lane without first having complete clearance of the pylons. Where a horse or sulky goes inside a pylon before entering the open stretch/passing lane, the horse may be placed as per s. (1) or s. (2) above; *(amended 15/04/2015)*
  - (c) Drive a horse into the open stretch/passing lane where permitted, except for the purpose of passing a leading horse; or
  - (d) Drive a horse into the open stretch/passing lane for the purpose of blocking or interfering with a trailing horse. For the purpose of this paragraph, it shall constitute prima facie evidence of blocking or interference, if a horse, in fact, blocks a trailing horse in the open stretch/passing lane, without advancing on a leading horse.
- (4) The lead horse in the home stretch shall maintain as straight a course as possible while allowing trailing horse's full access to the open stretch/passing lane.
- (5) Horses on the outside of the course shall yield sufficient clearance at the end of the open stretch/passing lane to allow inside horses to stay on the course.

### **254. Returning after the finish**

- (1) If a horse chokes or bleeds during a race the driver shall report this occurrence to the Judges immediately after the race.
- (2) The Judges shall ensure that the information respecting the choking or bleeding is carried in the official past performance line of that horse.

### **255. Conclusion of a race**

- (1) A driver shall, at the conclusion of a race, return in the sulky to the nearest Patrol Judge.
- (2) A driver desiring to register a claim of foul, a violation of these rules or other complaint, shall notify the Patrol Judge immediately after the race and shall, immediately after notifying the Patrol Judge, use a telephone located in the paddock to inform the Judges of the complaint.
- (3) A horse involved in a photo finish, an objection or an inquiry for the win position, shall be kept on the course and not proceed to the winner's circle until the results of the race are declared official.



## **256. Disqualification**

- (1) During a race, if a horse or a driver impedes, interferes with or intimidates another horse or driver, the Judges may disqualify the offender, and every horse in the race belonging wholly or in part to the same owner; the Judges may also disqualify any horse in the race trained by the same trainer. *(amended 20/02/2009)*
- (2) This rule may be invoked by the Judges on their own volition or upon a complaint received from the owner, the owner's authorized agent, trainer or driver of the horse alleged to be aggrieved and made before the official sign has been displayed.
- (3) The Judges may determine the extent of disqualifications. They may place the offending horse behind such horses that in their judgment it interfered with, or they may place it last.
- (4) The Judges may determine that a horse shall be unplaced for the purpose of purse distribution.

## **257. Dead heats**

- (1) In the event the Judges determine that two or more horses finished the race simultaneously and cannot be separated as to their order of finish, a dead heat shall, with the approval of the Judges, be declared.
- (2) When horses run a dead heat:
  - (a) the dead heat shall not be run off;
  - (b) all purses to which the owners of the dead-heated horses would have been jointly entitled had one beaten the other, shall be divided equally between them;
  - (c) if a horse which finishes in front of the dead heat is disqualified, the horses which ran the dead heat shall be deemed to have run the dead heat in the advance position, which may result from the disqualification;
  - (d) if the dividing owners cannot agree as to which of them is to have a trophy or other prize which cannot be divided, the question shall be determined by lot by the Judges.

## **258. Purse account and purse distribution**

- (1) Subject to these rules, Harness Racing BC shall distribute a purse in the manner set out in (2) where a race has five or more starters, unless the conditions of a race otherwise provide.
- (2) Harness Racing BC shall award:
  - (a) 50 per cent of the purse to the horse that finishes first;
  - (b) 25 per cent of the purse to the horse that finishes second;
  - (c) 12 per cent of the purse to the horse that finishes third;
  - (d) eight per cent of the purse to the horse that finishes fourth; and
  - (e) five per cent of the purse to the horse that finishes fifth.

## **259. The Judges shall:**

- (1) Ensure that the advertised purse is paid in full;
- (2) Determine the purse distribution for a race where less than five horses start or finish, unless the conditions of a sweepstake provide otherwise; and

- (3) If there are any portions of a purse for which horses started but were unable to finish due to an accident or interference, all non-offending horses that did not finish shall share equally the purses they would have been entitled to had they finished.

**260.** Where a race is run in elimination heats, Harness Racing BC shall:

- (1) *(deleted 16/07/2013)*
- (2) Distribute the purse for every heat in accordance with these rules.

**261.** No deductions shall be made from any subscriptions, purse or purse account, except as provided in these rules or under an agreement between the Harness Racing BC and the Track Operator, subject to the approval of the Judges.

**262. Postponement and cancellation**

In case of unfavourable weather or other unavoidable cause, a Track Operator with the consent of the Judges may:

- (1) Cancel an overnight event or postpone it for not more than three days; *(amended 18/09/2019)*
- (2) Postpone a Sweepstake indefinitely; or *(amended 08/04/2013)*
- (3) Unless the conditions provide otherwise, cancel or transfer a sweepstake to another race meeting.

**263. Cancellation of a sweepstakes**

- (1) Where a sweepstake is cancelled before it starts, Harness Racing BC shall divide all subscription money equally among the owners of horses that are eligible at the time of cancellation.
- (2) Where one or more of the legs, divisions or elimination heats of a sweepstake event is run before the event is cancelled, Harness Racing BC shall divide the remainder of the subscription money, and the advertised purse, equally among the owners of horses that are eligible at the time of cancellation.
- (3) Where circumstances permit, a Track Operator may extend its race meeting to complete a sweepstake event.
- (4) Where a race is postponed in accordance with these rules, a Track Operator may select the order of the postponed events in the program for the next race date.

**264. Questionable track conditions**

- (1) Where track conditions are questionable for the racing of horses, a meeting will be convened with Harness BC's drivers' committee and a representative of the track operator, to determine whether racing should be conducted or cancelled. *(amended 11/03/2011)*.
- (2) *(deleted 11/03/2011)*
- (3) The track operator may cancel a race program due to weather conditions without consultation, subject to notification to the Judges. *(amended 11/03/2011)*

**265. Postponed races**

- (1) Where a race is postponed, only those horses originally declared in to the postponed event shall be eligible to race and a scratched horse shall remain scratched. *(amended 08/04/2013)*

- (2) If qualifying races are postponed or cancelled, an announcement shall be made to the participants as soon as the decision is made.

## —CHAPTER 8— Drivers

### **266. Application age requirements**

- (1) No person who is applying for a driver's licence for the first time in British Columbia shall be more than 65 years old.
- (2) No person under the age of 19 years may be licensed as a driver, unless their application is endorsed by a parent or legal guardian in a manner satisfactory to the Judges, and be covered by a policy of health and accident insurance acceptable to the Judges.

### **267. Categories**

The Branch shall grant the following categories of driver's licences:

- (1) "A" a full general licence valid for all races;
- (2) "B" a provisional licence valid for all races subject to the approval of the Judges; and
- (3) "C" a beginner's licence valid for qualifying races and subject to the approval of the Judges' for overnight races.

### **268. Qualifications**

An applicant who is applying for a beginner driver's licence, shall:

- (1) At the time of the application, pass a physical and eye examination by a duly qualified medical practitioner in British Columbia;
- (2) Have been employed in the standardbred racing industry in the capacity of a trainer for a period of at least 12 months; (*amended 29/04/2008*)
- (3) Appear before a racing board, being the Judges and up to three other persons and pass a written or oral examination, or both, as required by Standardbred Canada; (*amended 18/09/2019*)
- (4) Complete a rated mile to the satisfaction of the Judges within three attempts, otherwise three months shall expire before the applicant may reapply for a beginner driver's licence;
- (5) Have the signed recommendation of three licensed "A" drivers.

### **269. The holder of a beginner driver's licence may drive in:**

- (1) Qualifying races; and
- (2) Overnight races with the approval of the Judges.

### **270. Provisional driver's licence**

- (1) The Judges shall issue a provisional driver's licence to an applicant who holds a beginner's licence, and completes to the satisfaction of the Judges:
  - (a) 10 drives in qualifying races; and

- (b) 15 drives in overnight races in an acceptable manner, at the discretion of the Judges.
- (2) If, in the opinion of the Judges, his/her performance is satisfactory, a holder of a provisional driver's licence may drive in all races.

**271. Full driver's licence**

- (1) The Judges shall issue a full driver's licence to an applicant who:
  - (a) For one year as a provisional licensee; and
  - (b) Completes 40 satisfactory drives within a 12-month period.

**272.** Where any driver qualifying for a licence violates these rules, he/she may, at the discretion of the Judges, have his/her qualifying number of drives extended.

**273. Exceptions**

- (1) Notwithstanding s. 267, where an applicant for a driver's licence holds a driver's licence in another jurisdiction, he/she shall:
  - (a) submit evidence of his/her qualifications to the Judges; and
  - (b) may be required to drive in qualifying races by the Judges.
- (2) Subject to his/her satisfactory performance before the Judges, the Judges may issue an applicant:
  - (a) a licence that corresponds in category to the one he/she holds in the other jurisdiction; or
  - (b) in the opinion of the Judges, he/she does not qualify for the corresponding category of licence, a lower category of licence.

**274. Licences**

- (1) Every holder of a driver's licence shall renew his/her licence by applying to the Branch before being programmed to drive in a race.
- (2) The Judges may require an applicant who has not renewed his/her licence in accordance with subsection (1), to drive in qualifying races.
- (3) Subject to (4), the Judges may determine the category of licence that it issues to an applicant whose licence has expired.
- (4) The Judges shall issue a beginner's licence to an applicant who:
  - (a) fails to renew his/her licence for three years or more; or
  - (b) drives in fewer than 30 purse or qualifying races in a three year period.

**275.** The Judges may review the performance of a driver at any time and may:

- (1) Amend the licence category;
- (2) Revoke the licence;
- (3) Apply conditions to the licence; or
- (4) Require the driver to re-qualify for a licence in accordance with these rules.

**276. Driver requirements**

- (1) The Judges, may, whether before or after he/she is licensed:

- (a) require a driver at any time to file a certificate of a duly qualified medical practitioner in British Columbia, stating the driver is physically and mentally able to perform all the activities of a driver; and
  - (b) refuse to allow the driver to drive until he/she files the certificate referred to in (1)(a).
- (2) A driver who is 65 years old or more shall pass an annual physical and eye examination by a duly qualified medical practitioner in British Columbia.

**277. A Driver shall not:**

- (1) Drive for any other person in a race in which one of the horses he/she trains or owns has been declared in to a race, except where such horses are coupled as an entry; and
- (a) *(deleted 08/04/2013)*
- (2) Drive for any other person in a race if his/her employer has a horse declared in to a race, unless the horse he/she is driving and the horse declared by his/her employer are coupled as an entry.

**278. The Judges may remove a driver at any time if, in their opinion, his/her driving would not be in the best interest of harness racing.**

**279. No driver shall:**

- (1) Fail to fulfill all engagements to drive a horse, unless excused by the Judges;
- (2) Fail to report to the Paddock Judge at least one hour before post time of any race in which he/she is programmed to drive, unless excused by the Judges;
- (3) Be absent from or late for the post parade for a race that he/she is driving in, unless he/she has permission of the Judges;
- (4) Allow another person to ride in front of the public stands with him/her when he/she is mounted in a sulky; or
- (5) Enter the public stands, or any betting area except a betting area in the backstretch, until he/she completes his/her driving duties for the day and replaces his/her driving outfit with ordinary clothing.
- (6) After reporting to the Paddock Judge, leave the backstretch for any purpose unless excused by the Judges or until his/her driving duties are completed. *(added 12/04/2010)*

**280.**

- (1) A driver penalized for a driving violation shall complete his/her engagements already drawn, unless the Judges order otherwise, but any penalty shall commence immediately thereafter.
- (2) When a driver is suspended from driving, the Judges may permit him/her to drive in sweepstake races.
- (3) A temporarily suspended driver may drive in qualifying races, unless otherwise ordered by the Judges.

**281. Naming drivers**

- (1) The Track Operator shall set a time for naming drivers who are to drive in a race.
- (2) The time shall be set so as to allow the drivers' names to be published in the daily race program.

- (3) Except with the permission of the Judges, no person may change a driver after the time referred to in (1).

**282.** The Track Operator shall, in the daily race program:

- (1) define the licence categories; and
- (2) publish the licence category of every driver.

**283. Driver's spouse and minor children**

- (1) A driver shall not compete in any race against a horse owned by the driver's spouse or minor children, unless such horses are coupled as an entry.
- (2) The spouse or minor children of a driver shall not participate in the claiming of any horse driven by him/her.

## —CHAPTER 9— Qualifying Races

**284. Standards for qualifying races**

Subject to the approval of the Judges, a Racing Secretary shall set qualifying standards for a race meeting.

**285.** The Track Operator shall hold a qualifying race:

- (1) At least once before the opening of a race meeting; and
- (2) When the Judges consider it necessary after an opening of a race meeting.

**286. Track Operator's duties**

A Track Operator shall:

- (1) Conduct a qualifying race under the supervision of a Judge appointed by the Branch;
- (2) Provide a race timing system acceptable to the Branch; *(amended 17/03/2005)*
- (3) Provide a charter licensed by the Branch to chart the race. *(amended 17/03/2005)*
- (4) Where a Track Operator holds a qualifying race for horses and drivers, a charter shall not chart a horse that is entered only for the purpose of qualifying a driver.

**287.** With the permission of the Judges, a horse that is on a preferred or invitational list may qualify by a timed work out that is consistent with the time of a race that it is to compete in.

**288.** The Judges may set qualifying standards for a horse based on the horse's past performance.

## —CHAPTER 10— Claiming of Horses

**289. Claiming of horses**

- (1) Any horse starting in a claiming race is subject to be claimed for its entered price, which shall be printed in the official program:
  - (a) by any:

- (i) licensed owner after Branch approval;
  - (ii) licensed owner who may have surrendered his/her licence, provided that the licence has not expired; *(amended 11/03/2004)*
  - (iii) a temporary licence does not make a person eligible to claim a horse;
- (b) by any person that:
  - (i) has completed a written application for a licence and has paid the prescribed registration fee; and
  - (ii) has submitted evidence of identity, including fingerprints and photographs, and has submitted evidence of financial responsibility satisfactory to the Branch; and
  - (iii) *(deleted 18/09/2019)*;
- (c) by an authorized agent acting on behalf of an eligible claimant.
- (2) *(deleted 18/09/2019)*
- (3) *(deleted 18/09/2019)*
- (4) *(deleted 18/09/2019)*

## 290. General provisions

- (1) A person entering a horse in a claiming race warrants that the title to the horse is free and clear of any existing claim or lien, either as security interest, mortgage, bill of sale or lien of any kind, unless before entering such horse, the written consent of the holder of the claim or lien has been filed with the Racing Division Inspectors and the Racing Secretary, and its entry approved by the Judges.
  - (a) No horse will be eligible to start in a claiming race unless the owner has provided written authorization, which must include the minimum price for which the horse may be claimed, to the race secretary at least 1 hour prior to post time of its race. If the horse is owned by more than one party, all the parties or their authorized agent must sign the authorization. Any question relating to the validity of a claiming authorization shall be referred to the Judges who shall have the authority to disallow a declaration or scratch the horse if they deem the authorization to be improper. *(added 15/04/2015)*
  - (b) Unless a horse is on the electronic registration system, the registration certificate in current ownership must be filed with the race office for all horses claimed within forty eight (48) hours after the race from which the horse is claimed. All horses claimed out of a claiming race will automatically be put on electronic registration by Standardbred Canada. See Rule 290(13). *(added 15/04/2015)*
- (2) A transfer of ownership arising from a recognized claiming race will terminate any existing prior leases for that horse.
- (3) Every horse shall race for the account of the original owner, but title to the horse shall be transferred to the claimant at the time the horse is declared a starter. The claimant shall become the owner of the horse, regardless of whether it is alive or dead, sound or unsound, or injured during or after the race.
- (4) For the purposes of these rules a “starter” is any horse that has passed the starting point and has been released by the starter. *(amended 15/04/2015)*
- (5) If a horse that has been drawn in to start in a claiming race is scratched for reasons other than being ineligible, or the horse was determined to be a non-starter in accordance with (4) of this rule, the scratch or the refund shall be recorded in the official performance records. If such a horse starts within a period of 30 clear days from

the date of the claiming race from which it was scratched, that horse shall be subject to claim in its next start in B.C., regardless of the type or conditions of the race or ownership, at a claiming price not greater than the amount it could have been claimed for in the race from which it was scratched or determined a non-starter. *(amended 08/04/2013)*

- (6) A horse that was declared to start or started in a claiming race, but is subsequently declared ineligible by the Judges, is not eligible to be claimed. The Racing Secretary shall be responsible for the eligibility of horses drawn to starting any claiming race.
- (7) If a horse that is claimed has been declared to start in a subsequent race, prior to the running of the race in which it was claimed, that horse shall be declared ineligible and scratched from the subsequent race.
- (8) The price allowances that govern for claiming races are as follows:

|                      | Colts, stallions, geldings and<br>spayed mares | Fillies and mares |
|----------------------|--|-------------------|
| 2 year old           | 75%  | 100%              |
| 3 year old           | 50%  | 75%               |
| 4 year old           | 25%  | 50%               |
| 5 year old and older | 0%   | 25%               |

- (9) The price, including allowances, for which a horse can be claimed, shall be designated in the official program adjacent to the horse's number, and a claim shall be for that amount, subject to correction by the judges if published incorrectly. Where a mare is spayed, a Racing Secretary shall publish this information in a racing program. Claiming prices given in past performance lines in programs and in the official performance records shall not include allowances.
- (10) *(deleted 29/04/2008)*
- (11) Owners who are Canadian residents must present Standardbred Canada registration certificates for any horses declared to claiming races.
- (12) In handicap claiming races, in the event of an also eligible horse moving into the race, the also eligible horse shall take the place of the horse that it replaces in the event that the handicap is the same. In the event the handicap is different, the also eligible horse shall take the position on the outside of horses with a similar handicap, except when the horse that is scratched is a trailing horse, in which case the also eligible horse shall take the trailing position, regardless of its handicap. In the event there are two horses declared and drawn in at the lowest price and the one with the No. 1 post position is scratched and not replaced by an also eligible horse with the same price, then the trailing horse with the same price shall be moved into the No. 1 post position, and any also eligible horse subsequently moved in shall take the trailing position. *(amended 04/05/2007)*
- (13) The claiming price shall be paid to the original owner only when the Judges are satisfied that the successful claim is valid and the registration certificate has been received by the race secretary for transfer to the new owner by Standardbred Canada. *(amended 15/04/2015)*



## **291. Prohibitions**

- (1) A person shall not claim a horse in which the person has a financial or beneficial interest as owner or trainer.
- (2) A person shall not cause another person to claim a horse for the purpose of obtaining or retaining an undisclosed financial or beneficial interest in the horse.
- (3) No person shall claim his/her own horse or cause his/her own horse to be claimed, directly or indirectly, for his/her account.
- (4) No person shall claim a horse that is trained or driven by him/her.
- (5) No person shall offer or enter into an agreement to claim or not to claim any horse in a claiming race.
- (6) No person shall claim a horse for any other person or file a false claim.
- (7) No person by intimidation or otherwise shall prevent or attempt to prevent anyone from claiming any horse in a claiming race, or from declaring any horse into a claiming race.
- (8) Ownership of a horse claimed in a claiming race shall not be sold or transferred in whole or in part to anyone for 30 clear days, unless reclaimed out of another claiming race.
- (9) No claimed horse shall remain in the care or returned to the care of its previous owner or trainer for a period of 30 clear days, unless it has been claimed from a further claiming race.
- (10) Without prior approval of the Judges, the claimed horse shall not race elsewhere for 60 clear days, except where the owner of the horse at its initial start of the race meeting or an owner has owned the horse for more than 60 consecutive days at the current race meet, reclaims the horse during the race meeting or where such horse has been nominated to participate in an added money event before it was claimed, or unless the track where the horse was claimed closes for more than 30 days. *(amended 18/09/2019)*
- (11) No objection to a claim based on the sex or age of the claimed horse shall be entertained by the Judges.
- (12) The only cash allowed in the claim envelope shall be the Standardbred Canada transfer fee. *(amended 08/04/2013)*
- (13) An owner shall not file more than one claim on the same horse in the same race. *(added 29/04/2008)*
- (14) *(deleted 18/09/2019)*
- (15) A licensed owner from outside of British Columbia who has not started a horse during the current race meet shall not be permitted to claim during the last 60 days of the Fraser Downs meet. *(added 17/06/2022)*

## **292. Procedures for claiming**

To make a valid claim for a horse, an eligible person shall:

- (1) A cheque or money order in the proper amount to claim the horse made payable to Harness Racing BC is to accompany the claim form and envelope; *(amended 08/04/2013)*
- (2) Make the claim in writing on a form approved by the Executive Director;
- (3) Place the claim in a sealed envelope;
- (4) Verify the race number on the outside of the envelope;
- (5) Verify, or ensure his/her representative verifies, that the Racing Secretary, or his/her licensed representative as approved by the Judges, places the actual time of the filing of the claim, the date and race number on the outside of the envelope;
- (6) Ensure the claim form is complete and accurate, otherwise the claim is void;

- (7) Ensure the claim is filed with the Racing Secretary, or his/her approved licensed representative, at least 30 minutes before official post time (the time displayed on the infield totalizator board) of the race to which it pertains.
- 293.** The claim envelopes shall be opened prior to the race by the Judges or their designated representative.
- 294.** A claim once filed cannot be withdrawn and is at the risk of the claimant.
- 295.** Officials and employees of the Track Operator shall not provide any information as to the filing of claims until after the race has been run, except as is necessary for the processing of the claim or as approved by the Executive Director or Judges.
- 296.** If more than one valid claim is filed for the same horse, title to the horse shall be determined by lot under the supervision of one or more Judges or their representative, and all unsuccessful claims involved in the decision by lot shall, at that time, become null and void, notwithstanding any future disposition of such claim.
- 297. Transfer of claimed horses**
- (1) The Judges, or their designated representative, shall open the claim envelopes for each race and upon determining that a claim is valid, notify the Paddock Judge of the name of the horse claimed, the name of the successful claimant and the name of the person to whom the horse is to be delivered.
  - (2) Following the completion of a race, all claimants or their agents shall report to the Paddock Judge where the successful claimant shall take delivery of the horse.
  - (3) If a horse is claimed, then after the race has been run it shall be taken:
    - (a) to the paddock, where it shall be delivered to the claimant upon notification by the Judges or their representative;
    - (b) if the horse is required to go to the test barn, it shall be delivered to the claimant after the test.
  - (4) The horse's shoes and toe weights shall not be altered or removed.
- 298.** A person shall not obstruct the delivery or refuse to deliver a claimed horse to the successful claimant.
- 299.** The claiming price shall be paid to the owner only when authorized by the Judges. Such authorization shall not be given until the Judges are satisfied that the claim is valid and the registration certificate for the claimed horse is present, or available to affect the necessary transfer of title.
- 300. Horses claimed at other jurisdictions**
- When a horse is claimed at a recognized race meeting in another jurisdiction, entry restrictions on the claimed horse shall be determined in British Columbia by the rules of the jurisdiction in which it was claimed.
- 301. Voided claim**
- (1) Claims not in keeping with these rules may be void. *(amended 18/09/2019)*

- (2) The Judges may, at any time in their discretion, require any person who has filed a claim to file an affidavit that he/she has claimed in accordance with the rules.
- (3) The Judges shall determine the validity of a claim.
- (4) If for any reason the Judges void the claim, the original owner shall repay the purchase price to the claimant, who shall return the horse.
- (5) Should a claimed horse continue to race and the claim is subsequently ruled invalid, any purse monies earned between the date of the claim and the date the claim became invalid shall be the property of the claimant. The claimant shall be responsible for any costs incurred from caring, training or racing the horse during this period.