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# ***SADBURY DOWNS***

## **Rules and Regulations**

## **Sudbury Downs - 2008 Rules and Regulations**

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### Participating at Sudbury Downs

It is a privilege, not a right, to use the Premises of and Race at Sudbury Downs. Any conduct determined by Sudbury Downs, in its sole and absolute discretion, to be injurious to the sport of horse racing or not to be in the best interests of the sport of horse racing, may result in the imposition of a penalty including, but not limited to, a suspension of privileges, a loss of any or all fees and/or eviction from the Premises.

**Sudbury Downs reserves the right under the *Trespass to Property Act (Ontario)* at any time to deny admission to any part or parts of the Premises to an Applicant or any of his agents, servants, employees, invitees or any persons under his control in the sole and absolute discretion of Sudbury Downs, without any reason or cause existing or being stated or given. Nothing in these Rules and Regulations shall in any way limit any other right which Sudbury Downs may have, whether at common law or in statute, including without limitation under the *Occupiers' Liability Act (Ontario)* or the *Trespass to Property Act (Ontario)*.**

The Applicant will be responsible for compliance with and enforcement of all Rules and Regulations by the Applicant and all of his servants, employees, agents, invitees and/or any person or persons in his charge or control.

Any action taken by Sudbury Downs to implement or enforce these Rules and Regulations, or in furtherance thereof, shall be without any liability to any person. Sudbury Downs, in its sole and absolute discretion, may deem an Applicant to be in breach of any of Sudbury Downs' Rules and Regulations and further, may suspend an Applicant's privileges, withhold all or a portion of an Applicant's fees (other than entry fees) and/or evict an Applicant from the Premises.

### Demerit Point System

In 2003 Sudbury Downs did implement the following system to help deal with violations of the track rules and fire safety regulations in a fair and equitable manner. Many of the rules now carry penalties for violation that include not only fines but also demerit points and in some cases full suspensions of privileges for more serious violations.

At the start of each new season all active participants will start with no demerit points. Demerit points for violation of the track rules will be issued as shown in the track rules when a violation is committed. When someone accumulates 10 demerit points they will be scheduled for a meeting with the Director of Security for a review of their Backstretch access privileges and their current record of non-compliance with the track rules. Anyone who accumulates a total of 15 or more demerit points will automatically lose their stabling privileges and/or their Backstretch access privileges on non-race days for the duration of the current season.

Sudbury Downs Security will monitor and track all demerit points issued. Tickets will indicate the current demerit points being used. Only Sudbury Downs Security or other Officials may issue demerit points for violations of the rules.

### Fines

All fines issued are due and payable on or before the next race night after they are issued. Fines can be paid to the ORC Judges or at the Race Office. Track fines that remain unpaid after the due date will result in additional steps being taken to collect them, which could include up to a full suspension until paid.

**All monies collected from track rule fines will go into the Sudbury Downs Horsemen's Benevolent Fund.**

Definitions

For the purpose of these Rules and Regulations, the following capitalized terms shall have the meaning attributed to them as follows:

**Applicant** means a person who intends to enter any horse or horses in any Race or Races at a Racetrack or who seeks access to the Backstretch.

**Backstretch** means any area on the Premises which:

- i. Is not generally open to the general public; and
- ii. Is required to be accessed and used by those persons involved in the racing, training and use of horses at a Racetrack.

**CPMA Regulations** means the Pari-Mutuel Betting Supervision Regulations established from time to time by the Canadian Pari-Mutuel Agency.

**ORC** means the Ontario Racing Commission.

**ORC Licence** means the licence issued by the ORC from time to time pursuant to the *Rules of Racing*.

**Premises** shall include all of Sudbury Downs' property located at the Racetrack including all Stable Areas, Backstretch, grandstand, parking lots and associated grounds.

**Race** means a contest between horses taking place on a Racetrack.

**Racetrack** means a racetrack operated by Sudbury Downs or located on any part of the Premises.

**Rules and Regulations** means the Rules and Regulations of Sudbury Downs herein prescribed and any amendments made thereto at any time from time to time.

**Rules of Racing** means the Rules of Standardbred Racing established from time to time by the ORC.

## Track Rules and Regulations

1. Rules, regulations and directives of the ORC and Sudbury Downs' Rules and Regulations will govern all events.
2. Sudbury Downs will not, under any circumstance, be liable or responsible for any losses, injuries or damages sustained by or to any horse owners, trainers, drivers, their agents, employees or horses whether caused by active or passive negligence, condition of the premises or any other reason or cause whatsoever.
3. Any participant showing positive for any illegal substance abuse while on the Premises of Sudbury Downs will be suspended from the grounds of Sudbury Downs for the duration of any regular ORC rulings, penalties or suspension **PLUS an additional 15 day full suspension.**
4. Any participant found by ORC Officials, Law Enforcement Officers, Sudbury Downs Security or Officials to be in possession of an illegal substance intended for human consumption, while on the Premises of Sudbury Downs, will be suspended from the Premises of Sudbury Downs for the duration of any ORC rulings and remain fully suspended during the time which any ORC or Criminal investigation is being conducted or until the disposition of any criminal charges which may be laid. In addition to the above suspension, the participant will be suspended from the Premises of Sudbury Downs for a period of **not less than 6 months.**
5.
  - a. Sudbury Downs reserves the right to cancel any event not filling satisfactorily or place entries in their eligible classes if entered incorrectly.
  - b. The Racing Secretary may reject all declaration forms that are not completed in their entirety.
  - c. All conditions may be split into two or more divisions and/or combined or re-opened where necessary to fill the program.
6. Bath stalls are not to be used for the washing of race bikes or joggers.  
  
*\* Violation of this rule will result in a \$100.00 fine and 3 demerit points.*
7. No person or animal shall occupy a vacant and/or unassigned stall or tack room.  
  
*\* Violation of this rule will result in a \$200.00 fine and 7 demerit points.*
8. Stalls occupied by horses must have the stall doors closed and secured at all times with the exception of those stalls equipped with a metal frame style guard. Under no circumstance is a chain to be used as a stall guard. It is the trainer's responsibility to ensure this rule is adhered to.  
  
*\* Violation of this rule will result in a \$50.00 fine and 2 demerit points.*
9.
  - a. **No vehicle parking is allowed in the Backstretch.** A 30 minute time limit is allowed for loading and unloading only.
  - b. The Backstretch stable gate will be locked all day Sundays and on non-race days at 4:30 PM. Owners of vehicles left in beyond this time will be subject to a parking violation.  
  
*\* Violation of this rule will result in a \$50.00 fine and 3 demerit points. Repeat offenders may be denied Backstretch vehicle privileges.*

10. Saddle pads and head numbers: It shall be the responsibility of each trainer to return saddle pads and head numbers to the paddock not later than 30 minutes after the race in which they were used.

*\* Violation of this rule will result in a \$25.00 fine and 2 demerit points.*

11. The main track will be closed at least 6 hours before post time on race days.

12. All horses on the Premises are required to have a negative Coggins test certificate or a negative test result recorded electronically in the Standardbred Canada system.

13. **Children must be under adult supervision at all times.**

14. Owners, trainers and drivers may sign in a maximum of 4 guests on a race night. The owner, trainer or driver must be present at the gate when the guests register with security and obtain passes. No guest pass can be pre-arranged and access will not be granted otherwise. The owner, trainer or driver is responsible to ensure that their guests follow all Rules and Regulations while in the Backstretch. Security reserves the right to refuse a guest pass to anyone and/or to request persons be licensed if frequently attending as guests.

15. All driver changes must be turned in to the Race Office by 9:30 AM the day after the draw to permit proper program printing. Scratches and other program changes must be reported on race days at least 1 hour prior to the first Race post time.

16. Any horses causing a mutuel refund resulting from a refusal to start must qualify twice. Entries will be refused on any horse causing more than one mutuel refund for refusal to start within a 60 day period and the horse will not be eligible to race at Sudbury Downs in a pari-mutuel event for a period of 60 days from the date of the last race when the refund occurred.

17. a. Except for cats, no pets are allowed on the Premises and, for certainty, no pets, including cats, are to be left in the vehicles in the parking lot.

b. Sudbury Downs reserves the right to inspect at any time all stalls, storage areas, tack rooms and/or vehicles without notice and without cause.

c. Absolutely no deliveries of goods on Sundays. Deliveries must be made between Monday and Saturday prior to 4:30 PM, without exception.

#### Fire Safety Rules and Regulations

**Each trainer is responsible to ensure that no person engages in smoking while working or visiting in the assigned stable area.**

18. **No smoking in the barns or other designated areas.**

*\* 1<sup>st</sup> Violation of this rule will result in a \$100.00 fine, 5 demerit points and a 7 day full suspension.*

*\*\* 2<sup>nd</sup> Violation of this rule will result in a \$150.00 fine, 7 demerit points and a 15 day full suspension.*

*\*\*\* 3<sup>rd</sup> Violation of this rule will result in a \$200.00 fine, 30 day full suspension and automatic withdrawal of stabling privileges and/or Backstretch access privileges on non-race days.*

19. No propane or acetylene tanks are allowed in the barns (ex. BBQ, etc). Their use is prohibited within a distance of 10 feet of the outside walls or doors of the barns.

\* Violation of this rule will result in 3 demerit points.

20. No hot plates, coffee makers, gas stoves or other cooking devices other than CSA certified microwave ovens are allowed in the tack rooms or stable area. No heating devices of any kind are allowed in the tack rooms or stable areas. The use of power bars is prohibited. No major appliances are to be installed without the permission of the Racing Secretary and if authorized they must be CSA approved. Tack rooms and shedrows are to be kept clean at all times. A cleaning service charge will be levied if rooms and shedrows are not cleaned up when vacated by the occupants.

\* Violation of this rule will result in a \$25.00 fine and 3 demerit points.

21. No feed or bedding, race bikes and/or joggers are to be stored in the shedrow aisles.

\* Violation of this rule will result in a \$25.00 fine and 3 demerit points.

22. The setting up of living accommodations is prohibited in the barns.

23. All horses while left unattended in the barns must wear a halter at all times.

\* Violation of this rule will result in 2 demerit points.

24. Combustible or flammable fuels are prohibited in the barns. Other combustible or flammable goods must be stored in a secure area with adequate ventilation.

\* 1<sup>st</sup> Violation of this rule will result in 3 demerit points.

\*\* 2<sup>nd</sup> Violation of this rule will result in a \$100.00 fine and 5 demerit points.

25. Tack rooms and shedrows are to be kept clean at all times. A cleaning service charge will be levied if rooms and shedrows are not cleaned up when vacated by the occupants.

\* Cleaning charge will be \$25.00 for tack rooms and \$25.00 per stall cleaned.

26. Fire detection and firefighting equipment are not to be tampered with, removed or used for purposes other than intended (smoke detectors, extinguishers and hoses).

\* Each violation of this rule will result in a \$200.00 fine and 7 demerit points.

**27. No alcoholic beverages are permitted in the Backstretch area.**

\* Each violation of this rule will result in a \$100.00 fine and 3 demerit points.