

NOTICE OF PROPOSED AMENDMENTS TO THE NEW ZEALAND RULES OF HARNESS RACING

Under rule 103A of the New Zealand Rules of Harness Racing (the Rules), the Board of Harness Racing New Zealand Incorporated gives notice that it is proposed to amend rules 404 to 411 to state:

Horse Register

- 404 (1) Harness Racing New Zealand shall maintain a register of horses registered under the Rules.
- (2) The register of horses shall record:
- (a) the name of the horse, its sire, its dam, and foaling date;
 - (b) the name of its owner(s) and breeder(s);
 - (c) its gender, colour, white markings, and freeze brand symbol or microchip identification; and
 - (d) such other information as the Board directs.

Registration of Horses

- 405 (1) Every horse registered at 20 December 2019 is deemed to be registered under these Rules.
- (2) A horse that is seven years of age or older may not be registered without the approval of the Board.
- (3) An owner of a horse may apply for a horse to be registered under the Horse Registration and Naming Regulations made the Board.
- (4) A horse that is not eligible to be registered under the Rules, the Horse Registration and Naming Regulations, or the Breeding Regulations may not be registered.

Cancellation of Registration

- 406 (1) The Board may cancel the registration of a horse.

- (2) Where the registration of a horse has been cancelled the Board may reinstate the registration of a horse if satisfied that the reason for the cancellation no longer exist.
- (3) Notification of cancellation of registration and reinstatement of registration shall be published in the Official Notifications.

Transfer of an unregistered horse

- 407 A horse may not be transferred by way of sale, lease, or otherwise until it is registered.

Nomination, entry and starting

- 408
- (1) A horse is not eligible to be nominated for, or to start in, a race before it is registered and named in accordance with the Horse Registration and Naming Regulations.
 - (2) If the nomination is for a race in which only two or three-year-olds are eligible, and the nominations are taken before such horses reach the age of two years the date on nomination shall be the date of final payment or acceptance.
 - (3) If the Board becomes aware of any defect relating to the registration or other documentation of a horse it may direct the horse not be permitted to start in any race until such defect is rectified to the satisfaction of the Board.
 - (4) If the Board becomes aware of a dispute between the partners, part owners, or members of a syndicate of a horse, it may direct the horse not be permitted to start in any race until the dispute has been resolved by all parties to the dispute and they have informed the Board.
 - (5) HRNZ shall not be liable for any loss which may arise from any decision under sub-rule (3) and (4).
 - (6) A horse whose registration is retired under the Horse Registration and Naming Regulations is not eligible to be nominated for, or to start in a race.

Notification of gelding or death of a horse

- 409
- (1) The owner of a horse which is gelded shall notify the Chief Executive within five working days of the date of gelding.

- (2) On the death of any registered horse the owner at the time of death shall notify the Chief Executive to that effect within five working days of the date of death, and if directed by the Chief Executive shall furnish such corroborative evidence as the Board requires.
- (3) The Chief Executive must ensure where a horse is gelded or dies it is recorded in the horse register.

Inspection before first race

- 410
- (1) A horse must be presented before its first race to a Stipendiary Steward for inspection either:
 - (a) in the assembly area or place approved by the Stipendiary Steward no later than one hour before the advertised start time of the first race of the trials or race meeting at which it is intended to start the horse; or
 - (b) at any other place and time approved by a Stipendiary Steward prior to its first start.
 - (2) The Stipendiary Steward shall inspect the horse to ensure the horse is the horse described in horse register.
 - (3) If the Stipendiary Steward is satisfied the horse is the horse described in the horse register, the Stipendiary Steward shall notify HRNZ by such method approved by the Chief Executive.
 - (4) If no record is made under sub-rule (3) the horse is ineligible to start in a race.

Registered name and starting the correct horse

- 411
- (1) A person shall not use as the name of a horse any name other than its registered name.
 - (2) Where a horse has, or is deemed to have, been accepted for a race no horse other than the accepted horse shall be brought to the racecourse for the purpose of the race.
 - (3) A person shall not start, or permit to be started, in a race a horse under a name other than its registered name.
 - (4) A person shall not start a horse in a race in the place of, or in substitution for, the horse entered for a race.
 - (5) A breach of this Rule is declared to be a serious racing offence

BACKGROUND

Rules 404 to 411 require updating to align with the updated horse registration and naming regulations, which reflect the implementation of improved traceability of the registered Standardbreds.

PROPOSED RULE CHANGES TO BE CONSIDERED BY THE BOARD

Pursuant to the Rules, notice is given to every Club and Kindred Body that the proposed amendments will be considered at the HRNZ Board Meeting to be held on **Saturday 14 December 2019**.

INDUSTRY CONSULTATION

Clubs and Kindred Bodies may make written submissions to the Board as regards the proposed amendments and shall advise the Board if they wish to appear before the Board to make oral submissions on the proposed amendments **by 4.30 pm Thursday 5th December 2019**.

Submissions should be addressed to:

Chief Executive
Harness Racing New Zealand Incorporated
PO Box 459
CHRISTCHURCH 8140
Email: leanne@hrnz.co.nz

Pursuant to the Rules and the provisions of the Racing Act 2003, notice has also been given of these proposed amendments to the Judicial Control Authority, New Zealand Thoroughbred Racing, Greyhound Racing New Zealand and RITA. Written approval is required from RITA prior to the consideration of these proposed amendments by the Board.

If subsequently approved, it is intended these changes will take effect on 20 December 2019.

Peter Jensen
Chief Executive
Harness Racing New Zealand Incorporated



HORSE REGISTRATION AND NAMING REGULATIONS

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HORSE REGISTRATION AND NAMING REGULATIONS

PART 1 PRELIMINARY PROVISIONS

1. NAME AND COMMENCEMENT

- 1.1 These regulations are the Horse Registration and Naming Regulations made by the Board under the New Zealand Rules of Harness Racing and Rules and clause 14.4 of the Constitution of Harness Racing New Zealand Incorporated.
- 1.2 These regulations come into force on 20 December 2019.

2. OBJECT AND PURPOSE

- 2.1 These regulations provide for the registration, naming, renaming, and deregistration of horses under the Rules.
- 2.2 The regulations coupled with the Rules provide for improved traceability of standardbreds involved in racing and breeding.

3. INTERPRETATION

- 3.1 In these regulations, unless the context otherwise requires:

Chief Executive means the Chief Executive of HRNZ or other person authorised to act on the chief executive's behalf.

HRNZ means Harness Racing New Zealand Incorporated.

owner means any person having an ownership interest in a horse and includes the racing manager of a horse owned by a syndicate or approved company.

Rules means the New Zealand Rules of Harness Racing.

season means the period from 1 August in a year to 31 July in the following year.

PART 2 DNA TYPING AND IDENTIFICATION OF HORSES

4. DNA TYPING AND IDENTIFICATION OF HORSES

- 4.1 The owner of a horse must have the horse identified by a method approved by the Board at least three weeks before applying to register the horse. The method of identification may include freeze branding, implanting a microchip, or both.
- 4.2 At the time the horse is freeze branded, a microchip is implanted, or identified by other approved method the freeze branding contractor, microchipping contractor,

or person approved by the Chief Executive, must obtain a sample for DNA analysis from:

- 4.2.1 the horse; and
 - 4.2.2 the dam of the horse if the dam has not previously had a sample taken from it for DNA typing under the rules or regulations.
- 4.3 The sample for DNA analysis shall be forwarded to a laboratory approved by the Board in accordance with the Chief Executive's directions which must include analysis to identify the horse, its sire, and dam (DNA parentage verification report).
- 4.4 A further sample must be taken and forwarded to the approved laboratory if for any reason a sample received is not acceptable to the laboratory.
- 4.5 The laboratory shall carry out the DNA parentage verification report (or such other analysis as requested), on a basis agreed between the laboratory and HRNZ, and provide its report to the Chief Executive.
- 4.6 Following receipt of the report from the laboratory the Chief Executive shall decide the details that may be recorded on registration of the horse. In the event there is doubt as to the correctness of any matter the Chief Executive shall report it to the Board.
- 4.7 No horse branded or microchipped after 1 August 1995 may be registered without a parentage verification DNA typing report unless the Board otherwise decides.
- 4.8 The Board may set a fee for DNA typing and identification of a horse.

PART 3 REGISTRATION OF HORSES

5 APPLICATION FOR REGISTRATION

- 5.1 The Chief Executive may approve a form, which may include or be an online form, for an application for registration of a horse.
- 5.2 An approved form shall require the applicant to provide information as the Chief Executive may decide from time to time.
- 5.3 An owner of a horse may apply to the Chief Executive for the horse to be registered by completing an approved form.

- 5.4 The Board may from time to time set a fee for an application for registration of a horse. The fee may include an amount to be paid to the Equine Research Fund.
- 5.5 An application for registration of a foal born in New Zealand must be made on or before 1 March in the season in which the foal is born.
- 5.6 The Board may set an additional fee to be paid for an application to register a foal made after 1 March in the season in which the foal is born.

6 APPROVAL OF APPLICATION FOR REGISTRATION

- 6.1 The Chief Executive may approve or refuse an application for registration of a horse.
- 6.2 The Chief Executive may require the owner to supply further information before deciding to approve or refuse an application.
- 6.3 The Chief Executive must refuse an application to register a horse if:
 - 6.3.1 the horse is disqualified under the Rules;
 - 6.3.2 the horse is not eligible to be registered under the Breeding Regulations or the Rules;
 - 6.3.3 the horse has not been freeze branded, microchipped, or identified by other method approved by the Board;
 - 6.3.4 the Chief Executive has not received a satisfactory DNA parentage verification report;
 - 6.3.5 the application form has not been properly completed;
 - 6.3.6 the owner does not supply the further information required by the Chief Executive;
 - 6.3.7 the prescribed fee for the application has not been paid; or
 - 6.3.8 the person who applies for registration of the horse, or any person having an interest in the horse:
 - 6.3.8.1 owes money to HRNZ;
 - 6.3.8.2 is on the unpaid forfeit list; or
 - 6.3.8.3 is disqualified under the Rules.

- 6.4 The Chief Executive is not required to provide reasons for a decision to approve or refuse an application.
- 6.5 An applicant who is dissatisfied with the decision of the Chief Executive may apply in writing to the Board for a review the decision.
- 6.6 The Board on review may confirm the decision or vary the decision in any way it considers appropriate.

PART 4 NAMING OF HORSES

7 APPLICATION FOR APPROVAL OF NAME OF A HORSE

- 7.1 The Chief Executive may approve a form, which may include or be an online form, for an application for approval of name of a horse.
- 7.2 An approved form may require the applicant to provide information as the Chief Executive may decide from time to time.
- 7.3 An owner of a horse may apply to the Chief Executive for approval of name of a horse by completing an approved form.
- 7.4 The Board may from time to time set a fee to be paid for an application for registration of a horse.

8 APPROVAL OF APPLICATION FOR APPROVAL OF NAME OF A HORSE

- 8.1 The Chief Executive must have regard to the Horse Naming Policy set out in the First Schedule of these regulations when considering an application for approval of name of a horse.
- 8.2 The Chief Executive may require the owner to supply further information before deciding to approve or refuse an application.
- 8.3 The Chief Executive may approve or refuse an application.
- 8.4 The Chief Executive must refuse an application to approve a name if:
 - 8.4.1 the name would be contrary the Horse Naming Policy;
 - 8.4.2 the application form has not been properly completed;

- 8.4.3 the owner does not supply the further information required by the Chief Executive;
- 8.4.4 the horse is disqualified under the Rules; or
- 8.4.5 the person who applies for approval of name, or any person having an interest in the horse:
 - 8.4.5.1 owes money to HRNZ;
 - 8.4.5.2 is on the unpaid forfeit list; or
 - 8.4.5.3 is disqualified under the Rules.
- 8.5 The Chief Executive is not required to provide reasons for a decision to approve or refuse an application.
- 8.6 An applicant who is dissatisfied with the decision of the Chief Executive may apply in writing to the Board for a review of the decision.
- 8.7 The Board on review may confirm the decision or vary the decision in any way it considers appropriate.

9 APPLICATION TO CHANGE THE NAME OF A HORSE

- 9.1 The Chief Executive may approve a form, which may include or be an online form, for an application to change the name of a horse.
- 9.2 An approved form may require the applicant to provide information as the Chief Executive may decide from time to time.
- 9.3 An owner of a horse may apply to the Chief Executive for to change the name of a horse by completing an approved form.
- 9.4 The Board may from time to time set a fee to be paid for an application to change the name of a horse.

10 APPROVAL OF APPLICATION TO CHANGE OF THE NAME OF A HORSE

- 10.1 The Chief Executive must have regard to the Horse Naming Policy set out in the First Schedule of these regulations when considering an application for change of name of a horse.
- 10.2 The Chief Executive may require the owner to supply further information before deciding to approve or refuse an application.

- 10.3 The Chief Executive may approve or refuse an application.
- 10.4 The Chief Executive must refuse an application to change a name of a horse if:
 - 10.4.1 the name would be contrary the Horse Naming Policy;
 - 10.4.2 the application form has not been properly completed;
 - 10.4.3 the owner does not supply the further information required by the Chief Executive;
 - 10.4.4 the horse is disqualified under the Rules; or
 - 10.4.5 the person who applies for change of name, or any person having an interest in the horse:
 - 10.4.5.1 owes money to HRNZ;
 - 10.4.5.2 is on the unpaid forfeit list; or
 - 10.4.5.3 is disqualified under the Rules.
- 10.5 The Chief Executive is not required to provide reasons for a decision to approve or refuse an application.
- 10.6 An applicant who is dissatisfied with the decision of the Chief Executive may apply in writing to the Board for a review of the decision.
- 10.7 The Board on review, may confirm the decision or vary the decision in any way it considers appropriate.

PART 5 REVOCATION OF APPROVED NAME

11 REVOCATION OF APPROVED NAME

- 11.1 The Chief Executive may revoke the approval of a horse's name if it is considered the name has become contrary the Horse Naming Policy.
- 11.2 On the horse's name being revoked, the owner shall apply for a change of name and regulations 9 and 10 shall apply, with necessary modification, to the application except that no fee shall be payable for the application.

- 11.3 An owner who is dissatisfied with the decision of the Chief Executive may apply in writing to the Board for a review of the decision.
- 11.4 The Board on review, may confirm the decision or vary the decision in any way it considers appropriate.

PART 6 CONFIRMATION OF REGISTRATION

12 CONFIRMATION OF REGISTRATION

- 12.1 The Chief Executive on approving the registration must record the detail in the Harness Racing New Zealand horse register and send to the owner or owners a confirmation of registration.
- 12.2 If the name of a horse is approved after the horse is registered the Chief Executive on approving the name shall record the name in the Harness Racing New Zealand horse register and send to the owner or owners a confirmation of registration which includes the horse's name.
- 12.3 If the change of the name of a horse is approved the Chief Executive shall record the change of name in the Harness Racing New Zealand horse register and send to the owner or owners a confirmation of registration which includes the horses changed name.

PART 6 DEREGISTRATION OF A HORSE

13 DEREGISTRATION

- 13.1 A horse registration must be withdrawn if the horse:
- 13.1.1 is retired from racing and not retained for breeding;
 - 13.1.2 is retired from racing and breeding;
 - 13.1.3 in the case of a broodmare is retired from breeding;
 - 13.1.4 in the case of a stallion standing at stud is retired from service; or
 - 13.1.5 dies.
- 13.2 The Chief Executive may approve a form, which may include or be an online form, for notification of a horse whose registration is to be withdrawn.
- 13.3 An approved form may require the owner to provide information as the Chief Executive may decide from time to time.
- 13.4 The owner of a horse who registration is to be withdrawn must notify the Chief

Executive by completing the approved form and sending it to the Chief Executive within 5 working days from the date of the horse:

- 13.4.1 is retired from racing and not retained for breeding;
 - 13.4.2 is retired from racing and breeding;
 - 13.4.3 in the case of a broodmare is retired from breeding;
 - 13.4.4 in the case of a stallion standing at stud is retired from service; or
 - 13.4.5 dies.
- 13.5 The Chief Executive may require the owner to supply further information.
- 13.6 On receipt of the approved form and any further information required by the Chief Executive the Chief Executive must record in the Harness Racing New Zealand horse register the retirement of the horse's registration.
- 13.7 A horse that has had its registration withdrawn may be re-registered for racing, breeding, or both by an application under clause 5.2, and clause 5.3, 6.1 to 6.6, and 12.1 shall apply with necessary modification.
- 13.8 The Board may set a fee to be paid for a notification of a horse whose registration is to be retired, for notice that is given after the 5 working day period in clause 13.4, and for an application to re-register a horse under clause 13.7.

PART 7 FEES

13 FEES

- 13.1 The fees determined by the Board from time to time under these regulations are set out in the Second Schedule.

FIRST SCHEDULE

NAMING POLICY

1. The Chief Executive must not approve a name that:
 - 1.1 Is of a horse previously registered under the Rules in the preceding 20 years.
 - 1.2 Is of a horse previously registered under the Rules that won a race of importance/significance (e.g. any Group 1 winner).
 - 1.3 Is of any stallion or mare that has sired or produced progeny except when:
 - 1.3.1 the descendants of a stallion or mare do not extend beyond 3 generations;
 - 1.3.2 the progeny therein have not won a race of importance; or
 - 1.3.3 20 years has expired since the birth of the last known descendant.
 - 1.4 Includes a Registered Stud Name used by other than the person to whom the name is registered.
 - 1.5 May cause confusion in breeding records by reason that it is the duplicate of a name prominent in breeding or racing outside New Zealand.
 - 1.6 Is of a well-known thoroughbred.
 - 1.7 Might cause offence to a reasonable person.
 - 1.8 Has political, religious or sacred significance.
 - 1.9 Is indecent or of irreverent character in any language.
 - 1.10 Is an undignified name.
 - 1.11 Is of an Institution or Organisation.
 - 1.12 If of a well-known person, living or dead, the naming of which may be objectionable to the persons concerned, to relatives or to others in general (It is a specific requirement that written permission to use the name is required where the person concerned is a well-known New Zealander.)
 - 1.13 Has trade mark or copyright origins.
 - 1.14 Of more than twenty (20) characters in length including spaces.
 - 1.15 Containing characters not normally associated with the English language.
 - 1.16 Has single initials or numerals.

- 1.17 Using hyphens, question marks and exclamation marks. Apostrophes may be allowed provided they do not appear as the first character in a name.
 - 1.18 Commonly referred to as a 'tongue twister'.
 - 1.19 That sounds like an English word or phrase that is spelled in such a manner that it could cause difficulty when being searched for in a stud book or database.
 - 1.20 Is likely to cause confusion by reason that it sounds or reads like an existing name.
 - 1.21 A name that when spoken would sound similar to a name that would not be approved.
2. In the case of a foreign horse named before being imported to New Zealand the Chief Executive may approve its foreign name or approves its foreign name on the condition of it being registered with a numeral, and that case the name of the horse is the horse with the numeral.
 3. For the avoidance of doubt the name of any horse that has died that has not raced and had any progeny shall be available for re-use providing the name would otherwise be approved.

SECOND SCHEDULE

FEES

1. The fees set by the Board under these regulations are as follows:

Application	Fee (including GST)
Application for registration of a horse under regulation 5. If paid by 1 March in season of horse's birth	\$195
Application for approval of name of horse under regulation 7.	\$0
Application to change name of a horse under regulation 9.	\$110
Fee for notification of a horse whose registration is to be withdrawn when notice is given after the 5 working day period under regulation 13.	\$TBC
Application to re-register a under regulation 13.	\$TBC
Branding or microchipping (horse identification) fee	\$145
Late Registration Fee Schedule (5.7)	
If paid between 2 March and 1 April	\$245
If paid between 2 April and 1 May	\$295
If paid between 2 May and 1 August	\$495
If paid after 2 August	\$595