

## **PART 2 - GENERAL FUNCTIONS OF THE AUTHORITY**

### **5. General functions of the Authority**

5.1 The Authority has the following general functions

- 5.1.1 making Rules relating to the governance and regulation of horse racing,
- 5.1.2 enforcing such Rules,
- 5.1.3 granting, refusing and withdrawing authorisations required by the Rules,
- 5.1.4 the administration of races,
- 5.1.5 appointing officials for races, and
- 5.1.6 determining when fees are payable and the level of fees.

5.2 The Authority also has

- 5.2.1 the specific functions in Part 8, and
- 5.2.2 such other functions as may be specified in any other provision of these Rules.

### **6. General Rule-making functions**

6.1 The Authority's Rule-making functions include

- 6.1.1 making Rules, and
- 6.1.2 giving guidance in relation to Rules.

6.2 In particular, the Authority may from time to time

- 6.2.1 add new provision to these Rules,
- 6.2.2 modify or delete an existing provision,
- 6.2.3 suspend any existing provision for such period or periods as the Authority may determine,
- 6.2.4 issue guidance to ensure compliance with any Rule,
- 6.2.5 issue guidance to prevent an anticipated contravention of any Rule,
- 6.2.6 give recommendations as to Disciplinary Action (including the imposition of disciplinary penalties) for contravention of these Rules generally, or of particular Rules, and
- 6.2.7 modify or delete any existing guidance or recommendations.

6.3 Any Rules made by the Authority for the purpose of discharging its functions may

- 6.3.1 contain such incidental, supplemental, consequential or transitional provision as the Authority considers appropriate, and
- 6.3.2 make different provision for different cases.

### **7. Compliance**

7. The Authority's compliance functions for the purpose of enforcing these Rules and otherwise discharging its functions include

- 7.1 gathering information,
- 7.2 carrying out enquiries and investigations,
- 7.3 taking Disciplinary Action,
- 7.4 the oversight of decisions taken by Judges, Clerk of the Scales and Stewards, and
- 7.5 determining objections made to the Authority in connection with racing.

### **8. Authorisations required under these Rules**

8. The Authority's functions as to authorisations include

- 8.1 granting, refusing, withdrawing and suspending licences or permits required by these Rules,
- 8.2 maintaining any register required by these Rules, and
- 8.3 giving, refusing or withdrawing any other approval or authority required by these Rules.

## **9. Race administration**

9.1 The Authority's functions as to race administration include

- 9.1.1 arranging race meetings and other fixtures, and
- 9.1.2 overseeing the conduct of meetings and fixtures.

9.2 Further provision as to race administration is contained in the Race Administration Manual (F).

## **10. Appointing officials**

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- 10.1 No Person other than the Authority may appoint officials for each race meeting.
- 10.2 For provisions of these Rules that make provision as to certain functions of officials see, in particular
  - 10.2.1 Part (B)1 for functions of Stipendiary Stewards;
  - 10.2.2 Parts (B)2 and (B)6 for functions of the Clerk of the Scales;
  - 10.2.3 Part (B)3 for functions of the Starter;
  - 10.2.4 Part (B)5 for functions of the Judge;
  - 10.2.5 Part (F)2 for functions of the Inspector of Courses;
  - 10.2.6 Part (F)7 for functions of the Stakeholder;
  - 10.2.7 Part (F)8 for functions of Handicappers.

## **11. Fees**

11.1 The Authority's functions as to fees include

- 11.1.1 authorising the level of fees which are payable in the circumstances specified in these Rules,
- 11.1.2 making changes to the fees, and
- 11.1.3 where the Authority agrees to make exceptional arrangements in respect of the conduct of any race meeting, charging fees that are in addition to those otherwise provided for in these Rules.

11.2 Schedule 1 lists the occasions on which a fee is payable in accordance with these Rules and the amount of the fee due.

11.3 Any change to the amount of a fee will be published in The Racing Calendar with the date on which the change is to be effective.

11.4 All fees and Arrears due are payable to the Authority.

## **12. Supplementary powers**

12.1 The Authority may exercise all powers conferred on them by these Rules.

12.2 The Authority may give such directions, instructions or General Instructions as it considers appropriate as to the operation of these Rules, and any provision made under this Paragraph may make different provision for different cases.

12.3 The Authority may waive the application of a Rule, directions, instructions or General Instructions in such circumstances as it may consider appropriate.

12.4 In any case of expediency or of emergency, the Authority may

- 12.4.1 modify these Rules or any part of them,
- 12.4.2 suspend any Rule or part of a Rule for such period or periods as the Authority considers appropriate,
- 12.4.3 order the abandonment of any race or race meeting, and
- 12.4.4 refuse to allow a horse duly entered to run in any race.

12.5 The Authority may take such other action as it considers necessary for the purpose of

- 12.5.1 discharging its functions, and
- 12.5.2 carrying out or giving effect to these Rules (including preventing an anticipated

contravention).