

S.I. No. 76/1966: PUBLIC SALES OF GREYHOUNDS REGULATIONS, 1966.

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S.I. No. 76 of 1966:

PUBLIC SALES OF GREYHOUNDS REGULATIONS, 1966.
Bord na gCon, in exercise of the powers conferred on it by Section 38 of the Greyhound Industry Act, 1958 (No. 12 of 1958), and also by subsection (3) of Section 5 of the said Act, hereby makes the following regulations, that is to say : —

Revocation

1. The Public Sales of Greyhounds Regulations, 1963 (S.I. No. 34 of 1963), are hereby revoked.

Definitions

2. (a) In these regulations, the following words and expressions have the meanings assigned to them, that is to say : —
 - " the Act " means the Greyhound Industry Act, 1958 (No. 12 of 1958);
 - " the Board " means Bord na gCon established under the Act;
 - " greyhound " includes dog or bitch;
 - " race track " means a greyhound race track licensed by the Board under the Act on which greyhound races are held for reward;
 - " lot number " means the number assigned in the sales catalogue to a greyhound offered for sale;
 - " disqualified greyhound " means a greyhound named in a disqualification order made under the Act or regulations thereunder;

" suspended greyhound " means a greyhound suspended for fighting or for any other reason under regulations made under the Act;
" time of entry " means the time fixed for the closing of entries;
" reserve " means the sum named by the owner of a greyhound for public sale as the minimum for which it may be sold at such sale;
" race track executive " means the licensee under the greyhound race track licence relating to a greyhound race track;
" authorised officer " means a person appointed in writing by the Board to be an authorised officer for the purposes of the Act;
" trial " means a test run on a greyhound race track licensed by the Board in which an object propelled by mechanical means is pursued by the greyhounds taking part in the test;
" racing regulations " means the racing regulations for the time being in force under the Greyhound Industry Act, 1958 (No. 12 of 1958);
" control steward " means a steward appointed under permit from the Board to fulfil the duties of an authorised officer under the Act and duties assigned under the racing regulations and under these regulations;
" stipendiary steward " means an authorised officer appointed by the Board in writing to supervise the conduct of greyhound racing and of public sales of greyhounds and the performance of duties by duly authorised officials and stewards.
(b) In relation to the construction of these regulations, every word importing the singular shall, unless the contrary intention appears, be construed as if it imported the plural, and the word " person " shall, unless the contrary intention appears, be construed as importing a body corporate and an unincorporated body of persons as well as an individual.

Holding of Public Sales of Greyhounds

3. It shall not be lawful for any person to hold public sales of greyhounds save under and in accordance with a licence granted by the Board at its discretion.

Application for licences

4. A person who proposes to hold a public sale of greyhounds shall make application to the Board for the grant or the renewal (as the case may be) of a licence and the application shall be made on the prescribed form as set out in Appendix I of these regulations. The application shall be accompanied by the appropriate fee as prescribed in Article 7 of these regulations. In the event of an application for the grant or renewal of a licence being refused, the Board shall refund the fee paid on foot of such application.

Conditions attaching to Licences

5. (1) It shall be a condition of any licence granted under these regulations that the holder of such licence shall comply in all respects with the racing regulations for the time being in force and with all directions of the Board in relation to the control of the holding and conduct of public sales of greyhounds.
(2) The holder of a licence granted under these regulations shall in respect of all sales held keep such books, accounts and records as may be specified by the Board in such manner as may be approved by the Board.
(3) The holder of a licence granted under these regulations shall upon request made by a duly authorised officer of the Board produce to such officer all books, accounts or records in his possession or procurement relating to his sales and shall permit such officer to inspect and if the officer so thinks fit take extracts from any such book, account or record. For the purpose of this Article, the holder of

a licence granted under these regulations shall for the purposes aforesaid permit such authorised officer at all reasonable times to enter any premises where any such book, account or record is kept.

(4) It shall be a condition of any licence granted under these regulations that no public sales of greyhounds shall be held on Good Friday, Christmas Day or on any Sunday, or, without the previous permission in writing of the Board, on any date other than such dates as shall have been approved of by the Board at the time of the granting or renewal of the said licence.

(5) It shall be a condition of any licence granted under these regulations that the holder of the licence shall provide such reasonable accommodation and facilities for the holding of sales as the Board may from time to time require.

(6) In any licence granted under these regulations, the Board may attach a condition fixing the maximum charges to be made in respect of advertising and may require the holder of the licence to submit to the Board certified returns of his income and expenditure in relating to advertising charges.

(7) The Board may, on the granting or renewal of a licence under these regulations, attach to the licence such other conditions as it thinks fit.

Grant of Licences

6. (1) The Board may grant or refuse an application for a licence or for the renewal of a licence under these regulations.

(2) The Board may, at any time, suspend for such time as it thinks fit, or revoke, any licence granted under these regulations.

(3) A licence granted by the Board under these regulations shall not be transferable to any other person and shall be valid until 31st December next and may be renewed up to 31st January next following the date of issue unless previously suspended or revoked.

Fees for Licences

7. The fee payable to the Board for the grant of a licence shall be £5 and for the renewal of a licence £2.

Production of Licences on demand

8. The holder of a licence granted under these regulations shall produce such licence for inspection at all reasonable times on the demand of an authorised officer of the Board (subject to production by such officer, if so required, of his appointment).

Conditions as to Acceptance of Greyhounds for Sale at Public Sales

9. (1) Entries of greyhounds at public sales shall be made on an entry form (in these regulations called the prescribed entry form), which shall be signed by the registered owner of the greyhound or his authorised agent and shall be in the form set out in Appendix II of these regulations.

(2) In addition to such other information as may be required to be given on the prescribed entry form, the person making the entry shall state on the entry form the particulars required for the printing of the sales catalogue, as provided for in Article 10 of these regulations, and the distance over which it is intended to run the greyhound in the sales trials, indicating whether that trial is to be on the flat or over hurdles and shall state if the greyhound has the words "suspended for fighting" marked on its identity card and if the greyhound has run a trial or race in any other country.

(3) The maximum entry fee to be charged for the entry of a greyhound for sale at a public sale shall be 10/- (ten shillings).

(4) Every person who enters a greyhound for sale or purchases a greyhound at a public sale of greyhounds shall be deemed to have express notice of these regulations and of the racing regulations for the time being in force and to have agreed to be bound by them and by the conditions of sale.

Sales Catalogue

10. (1) Every person holding public sales of greyhounds shall publish a sales catalogue or catalogues of a type approved by the Board in respect of every sale held and shall state thereon that the sales are held under these regulations. The particulars shown on the sales catalogue or catalogues shall include the following :—

(a) the registered names and description of the greyhounds entered, the month and year of whelping and the names of their sires and dams,

(b) the names of the registered owners of the greyhounds entered and the lot number of each greyhound, and

(c) where possible in respect of each greyhound entered not less than two lines of form which shall include the greyhound's best ever performance and his most recent performance at time of entry.

(2) Where a greyhound having the words " suspended for fighting " marked on its identity card is offered for sale, a notice to that effect shall appear on the sales catalogue and the fact shall be publicly announced.

(3) Where a greyhound which has run outside the State is offered for sale, a notice to that effect shall appear on the sales catalogue and the fact shall be publicly announced.

(4) The holder of a licence granted under these regulations shall be responsible for ensuring that the sales catalogue is in accordance with the prescribed entry form and for the announcement before each greyhound is offered for sale of any additional or corrected information regarding such greyhound.

(5) Wherever the name under which a greyhound has been registered, and under which it has run in any country, is changed or abandoned, the former name as well as the new name shall be given in the sales catalogue.

Procedure at Public Sales of Greyhounds

11. (1) Save as provided in sub-Article (2) of this Article, every greyhound offered for sale shall be required to run a trial on the day on which it is being offered for sale unless the Board shall previously authorise otherwise.

(2) A greyhound which has not had at least two trials before date of sale shall not be allowed to compete in a trial on that date.

(3) Where a greyhound which is offered for sale is deemed to have fought in a trial run on date of sale, an announcement to that effect shall be made. The identity card of the greyhound in question shall be impounded until such time as the greyhound is reinstated or permanently disqualified.

(4) Trials run on date of sale shall be recorded in the identity cards of the participating greyhounds.

(5) Trials run on date of sale shall be timed by a ray-timing apparatus or by such other timing apparatus as may be approved by the Board. The numbers of the placed greyhounds and also the winning distances shall be publicly announced. The times recorded by the greyhounds winning the trials shall be publicly announced or displayed.

(6) Not more than five greyhounds shall compete in a trial run on date of sale.

(7) In a trial run on date of sale, the greyhound With the lowest lot number in the sales catalogue shall start from the inside trap, and so

on.

(8) Greyhounds shall be offered for sale in catalogue order. Where greyhounds are late for their allotted trials, they may only be tried at the conclusion of all other allotted trials and may be put up for sale either in catalogue order or when all other lots have been offered.

(9) Only greyhounds advertised on the sales catalogues shall be offered for sale.

Duties and Powers of Control Stewards

12. (1) There shall be at least two control stewards officiating at each public sale of greyhounds except otherwise approved by the Board. A control steward shall check the markings of each greyhound before the trial run on date of sale and shall verify the entry in respect of such trial in the greyhound's identity card by appending his signature in full.

(2) A control steward shall check the markings of each greyhound immediately before it is offered for sale.

(3) A control steward shall, as soon as possible, forward to the Board a detailed report of any occurrence at a public sale of greyhounds requiring investigation under these regulations.

(4) A control steward may, subject to the provisions of section 14 of the act, investigate any occurrence during a public sale of greyhounds at which he officiates.

Powers of Stipendiary Stewards

13. (1) A stipendiary steward may supervise public sales of greyhounds and may investigate any occurrence brought to his notice in relation to any matter connected therewith. He shall have free access to such sales and to all records relating to the sale of any greyhound thereat.

(2) A stipendiary steward present at any public sale of greyhounds may (subject to production by him if so required of his appointment) call for an investigation of any matter in connection with the holding of such sales or the performance (including behaviour) of any greyhound at the sales.

(3) For the purpose of an investigation under this Article, a stipendiary steward may :—

(a) require any person to give to him any information which he may consider necessary, and

(b) give such directions and require to be given to him such facilities as he may consider necessary (including directions and facilities for the examination and detention of greyhounds and/or of documents relative thereto).

Taking of Samples

14. (1) A control steward shall have power at any time to order an examination by a Veterinary Surgeon of any greyhound entered for a public sale. If such control steward directs or requires that a sample of urine or a sample by vomition or any other means be taken from such greyhound for the purpose of analysis thereof, such greyhound shall be kennelled at such place as such control steward may appoint until such sample has been obtained. The owner of the greyhound concerned shall not remove the greyhound from such place subsequent to the taking of such sample until permission to do so has been granted by such control steward.

(2) Should the owner of such greyhound so require, the total amount of any sample taken may be divided into equal parts in his presence and each moiety shall be placed in a separate receptacle which shall then be securely fastened and sealed by the control steward. One moiety thereof shall then be sent by the control steward to an analyst

approved by the Board and the other moiety thereof shall be sent by the person holding the sale to any public analyst nominated by the owner of such greyhound. The cost of and incidental to the latter analysis shall be borne by such owner. The result of all analyses of samples taken as aforesaid shall be made available to the said control steward who directed such samples to be taken and also to the said owner of the greyhound concerned. Two copies of the analysts' reports shall be forwarded by the control steward to the Board.

(3) Any owner of, trainer of or any person in charge of such greyhound or any other person who obstructs or impedes the taking of a sample by a Veterinary Surgeon under this Article of these regulations shall render himself liable to have an exclusion order made against him under the Act and in addition the Board may make a disqualification order against all greyhounds kept, owned, trained or managed by any such person.

(4) A stipendiary steward or other duly authorised officer of the Board may (subject to production by him if so required of his appointment) exercise the powers conferred on the control steward by this Article.

Condition of Sales

15. The detailed conditions of sale shall be in a form approved by the Board.

Sales Commission

16. The maximum rate of commission to be charged in respect of sales at public sales of greyhounds shall be one shilling in the pound.

Duties of Persons holding Public Sales of Greyhounds

17. (1) The holder of a licence granted under these regulations shall :—

- (a) accept not more than 150 lots for sale on any one-day,
- (b) grade trials run on the day of sale and shall not allow greyhounds belonging to the same owner to be graded together or to run in the same trial,
- (c) keep and maintain the sales enclosure in a manner approved by the Board,
- (d) (i) in respect of each public sale of greyhounds held by him enter in a copy of the sales catalogue published by him in respect of such sale (which copy is hereinafter referred to as " the marked catalogue ") the following particulars in respect of each greyhound entered for such sale, that is to say, the name and address of the purchaser thereof, the sale price thereof, and whether the same was sold by auction or by private treaty, and
(ii) send the marked catalogue by prepaid registered post to the Board so as to reach the Head Offices of the Board not later than first post on the Saturday of the week succeeding that in which such sale was held,
- (e) send to the Head Offices of the following newspapers, that is to say, The Irish Independent, The Irish Press, The Irish Times, The Cork Examiner and The Sporting Press, so as to reach the same respectively not later than first post on the day following that on which such sale was held, the following details in respect of each greyhound sold at such sale, that is to say :—
 - (i) the registered name thereof,
 - (ii) the breeding, age and colour thereof,
 - (iii) the name of the vendor thereof,
 - (iv) the name of the purchaser thereof,
 - (v) the sale price thereof, and
 - (vi) whether the same was sold by auction or by private treaty,
 - (f) in respect of each greyhound sold at such sale, pay to the vendor

thereof, the purchase price within 10 days of the date of such sale.

Citation and Commencement

18. (1) These regulations may be cited as the Public Sales of Greyhounds Regulations, 1966.

(2) These regulations shall come into operation on the second day of May, 1966.

APPENDIX I.

APPLICATION FOR THE GRANT OR RENEWAL OF A LICENCE TO HOLD PUBLIC SALES OF GREYHOUNDS.

1. Name of Applicant:

Address:

.....

2. Name of Auctioneer:

Address:

3. Proposed dates for holding Sales in the year:— Time of Sale

4. State the amount of fee attached:

Money Order, Postal Order or Cheque: No

The charges payable to the Board for the Grant and renewal of licences are as follows:—

Grant of Licence £5 Renewal of Licence £2.

Signed:.....

Date:.....

APPENDIX II.

NAME OF SALES COMPANY.

Dear Sir,

Please enter the under-mentioned greyhounds for sales to be held on:.....

Lot:	Name of Greyhound	Colour	Sex	Date of Whelping	Reserve
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Sire: Dam:

Is this greyhound's identity card marked "suspended for fighting"? Yes/No *Sales Trial*;

Did this greyhound ever run in any other country? Yes/No Flat or Hurdle?.....

Has this greyhound's name ever been changed? Yes/No Distance:.....

If so, please give former name:

TRACK PERFORMANCES.

Date	Weight	Where Placed	Dist. from Winner	Time Recorded	Distance in yards	Race or Trial	Name of Track	Going
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BEST

EVER:

MOST

RECENT:

OTHERS:

I enclose 10/- in respect of above entry. I warrant the particulars to be correct and I agree to be bound by the Public Sales of Greyhounds Regulations, 1966, and the Greyhound Race Track (Racing) Regulations, 1960, and by the Conditions of Sale.

Name of Registered Owner:..... Address:.....

Signature of Registered Owner: Address:.....

Signature of Agent: Lot No.:.....Any Other Lots by

Date..... Same Owner:.....

Sale of Greyhounds will be Held At:

.....

.....

Entries close on:.....

(Licensed by Bord na gCon under the Public Sales of Greyhounds Regulations, 1966).

GIVEN under the Seal of Bord na gCon, this 5th day of April, 1966.

(Signed) D. HANRAHAN,

Chairman of the Board.

(Signed) S. P. FLANAGAN,

Chief Officer of the Board, an officer authorised by the Board to authenticate the Board's seal.

EXPLANATORY NOTE.

These regulations revoke the Public Sales, of Greyhounds Regulations, 1963, and set out the detailed conditions under which public sales of greyhounds may be held.

Source: Irish Statute Book Database 1922-1998

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