

# APPEAL PANEL OF RACING NEW SOUTH WALES

## IN THE MATTER OF THE APPEAL OF LICENSED TRAINER MR DANIEL STANLEY

Heard at Racing NSW Offices

**Appeal Panel:** Mr T O'Callaghan – Convenor; Mr J Murphy; Mrs J Foley

**Representatives:** Racing NSW – Mr Michael Cleaver, Operations Manager  
– Integrity  
Appellant – Self Represented

**Date of Hearing:** Tuesday, 25 March 2025

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### REASONS FOR DECISION

#### The Panel

1. This is an Appeal by Mr Daniel Stanley against a decision of the Stewards made on 18 February 2025 to suspend Mr Stanley's licence for a period of three months from 25 February 2025 for contravention of **AR 140 Offences where horse handlers use banned substances**.
2. A Stay of Proceedings was applied for, and granted, to expire with this Hearing.
3. The Appeal is against the severity of the penalty imposed.
4. Mr Stanley described the adverse effects imposition of the penalty would have upon him, his family, and his business, and on his impending relocation to Grafton.
5. Mr Cleaver tabled a paper, *Daniel Stanley - Personnel Incidents* and a copy of the Appeal Panel's decision in the *Appeal of Mr B Smith*, heard on 27 June 2024.

6. In reaching its decision in this matter, the Panel considered the following matters:

- Mr Stanley's licensing history
- Mr Stanley's explanation for his contention, that he had "done nothing wrong"
- Personal and professional circumstances
- The nature and circumstances of the offence in respect of which the charge was issued
- Principles of specific and general deterrence, and the message that is given to the industry in respect of such conduct
- The purpose of the issuing of penalties being primarily as a protective measure for the image and interests of the thoroughbred racing industry, with the primary purpose of the issuing of penalties being that of protecting the image and integrity of the Sport
- The precedent case tabled by the Respondent.
- The provisions of AR 142(f), as to which see the note in parentheses at the end of these Reasons.

7. Based upon its consideration of those matters, the Panel decided that a penalty of suspension of Mr Stanley's licence for the period of three months is the appropriate penalty.

Accordingly, the orders of the Panel are:

- Appeal against severity of the penalty dismissed.
- A penalty of three months' suspension of Mr Stanley's licence, to commence seven days from 25 March 2025
- Appeal deposit forfeited

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*(In the course of the Hearing, the Panel became aware that an exemption had been granted on or about 25 February 2025 to Mr Stanley in respect of the taking of the specific banned substances, the detection of which had founded the issuing on 18 February 2025 of the charge. The Panel notes that, while that exemption operates in accordance with its terms in relation to conduct on and from 25 February 2025, by AR 142(f), it expressly does not operate in relation to conduct occurring at any time*

*before that date. Accordingly, the fact of the granting of the exemption has no bearing on the matter under consideration.)*