

# PROHIBITED SUBSTANCE RULES

## Section D1 PROHIBITED SUBSTANCES RULES

1. It is specifically recorded that these rules pertaining to Prohibited Substances and matters related hereto, are applicable to the South African Championships, inclusive of all ASF classes, and affiliated Regional shows, held under the auspices and rules of the Saddlebred Society of South Africa.
2. The person who signs the entry form, has to be a member of the Society, and will be the person considered to be accountable (hereinafter referred to as "the accountable person") should any horse reflected on such entry form, test positive in a manner which constitutes a transgression of these rules, irrespective of whether he\she or another person had signed the indemnity form, or not.
3. The accountable person will be the person considered to be in sole charge of a relevant horse and its stable during the show. Any risk(s) of such a horse being diagnosed and treated in any way other than by a veterinarian, rests upon the accountable person.
4. Prohibited Substances are defined according to FEI list. These are Active substances and not specific brands, or product trade names. See: <http://www.saddlebred.co.za/>
5. Any horse which is to compete during the Show may only be treated by a veterinarian, as detailed below.
6. **Horses Treated at the Show**
  - 6.1 The "Treating" Veterinarian shall be on duty 48 hours before the first Class enters the arena. (Except for Regional Shows where this would not be applicable.)
  - 6.2 After arrival of the "Treating" Veterinarian the Official Veterinarian may not treat horses, except at Regional shows.
  - 6.3 Before the horse is treated, the "Treating" Veterinarian will inform the accountable person of the detection time of the drug and indicate this on the prescribed Veterinary-Forms.
  - 6.4 It however remains the total responsibility of the accountable person as to inquire about the detection time and see to the correct completion of the Veterinary Treatment Form by the Treating Veterinarian, according to the requirements; and specifically concerning -
    - 6.4.1 the administration of which drugs at which dosages will result in the horse being disqualified from competing;
    - 6.4.2 the detection time.

- 6.4.3 The Official Veterinarian is the only person that may grant permission to any treated horse on verifying the detection time to be within the required limits, to participate in the show, or not.
- 6.5 The Treating Veterinarian or the accountable person must inform the Official Veterinarian, after such required treatment, and provide the Veterinary Treatment Form to the Official Veterinarian for perusal, who will then grant or deny permission to compete. At Regional Shows it remains the duty of the accountable person to submit the prescribed Veterinary Treatment Form to the Horse Show office, as well as a copy to the Sub Union Committee.
- 6.6 The Official Veterinarian will sign the Veterinary Certificate, confirming the detection time to be within the required limits, and granting permission that the horse is/will be able to compete in a specific class/show, or not.
- 6.7 The Official Veterinarian shall inform the Collecting Ring Stewards and the horse show office, and the Accountable Person, in writing, in which Classes the horse may or may not compete, identifying such class by means of its number and its starting time.
- 6.7.1 At Regional shows this duty of the Official Veterinarian will be filled by the Sub Union Committee if there are no Official Veterinarian on duty. At Regional shows the Official and Treating veterinarian may also be the same person.)
- 6.7.2 A consent granted by the Sub-Union that a horse may show within the detection times despite consent by the Sub-Union, shall be prohibited and remain a transgression of these rules, with the normal disciplinary consequences.
- 6.8 This Veterinary Certificate will be held at the office of the Saddlebred Society, and will be available to the Official Veterinarian. The Official Veterinarian will sign the Certificate indicating that he/she is aware of the contents and that he/she has received notice thereof. The Certificate will be available to the Board on request.
- 6.9 Veterinary Treatment Certificates that are not completed in accordance with and in terms of the Rules will be invalid, and the horse will be disqualified from participation / continued participation, and it will be considered as a violation of the Rules if they do participate and make the entrant/ exhibitor/accountable person liable for Disciplinary measures.
- 6.10 Published on the Web page of the SADDLEBRED SOCIETY will be the "OFFICIAL VETERINARY TREATMENT FORM - 1", which must be completed in full and in terms of the Rules, for treatments up to 21 days before the commencement of such show or if treatment occurs during the show, immediately after completion of the treatment, be submitted to the show office where entries are made, and proof of submission is received with time and date. In addition the other treatment forms 2A and 2B, will also be published on the Web page.
- 6.11 The prescribed Veterinary Treatment Certificate ("OFFICIAL VETERINARY TREATMENT FORM - 1"), should indicate (a) that the agent / active ingredient falls

within the prescription of allowable participation (required "detection time" limits), and (b) that the accountable person has been informed accordingly.

- 6.12 Permission to compete/participate in a class/classes may only be granted by the Official Veterinarian (or the Sub Union Committee for Regional Shows), having verified the "detection time" from time of administration to the date and time of participation, and the exhibitor is dually informed accordingly, as well as noted on such Veterinary Treatment Certificate.
- 6.13 The Veterinary Treatment Certificate must be completed in accordance with, and in terms of the Rules, be submitted to the horse show office, and proof of date and time of submission must be obtained.
- 6.14 Participation in conflict herewith, shall as a violation of the Rules, and shall therefore disqualify a competitor from participating, and if participating notwithstanding this rule, may result in fines and disciplinary measures.

## 7. **Horses treated before the Show.**

- 7.1 If any horse is treated less than Twenty One (21) days before the first Class of the show enters the arena, the "Treating" Veterinarian will inform the accountable person, before the horse is treated, of the detection time of the drug and indicate this on the prescribed Veterinary-Forms.
- 7.2 The 21 day period will be taken as the first day excluded, and the last day included.
- 7.3 It however remains the total responsibility of the accountable person as to inquire about the detection time and see to the correct completion of the Veterinary Treatment Form by the Treating Veterinarian, according to the requirements; and specifically concerning the administration of which drugs at which dosages will result in the horse being disqualified from competing as well as the detection time.
- 7.4 The Official Veterinarian is the only person that may grant permission to any treated horse (treated at or before the show), on verifying the detection time. Permission to compete/participate in a class/classes may only be granted if the Official Veterinarian (or the Sub Union Committee for Regional Shows), having verified the "detection time" from time of administration to the date and time of participation, to be within the required limits. (See also 7.7.2)
- 7.5 The accountable person shall submit the Veterinary Certificate to the horse show office not less than 24 hours before the first Class of the show enters the arena. The Official Veterinarian will then grant or deny permission to compete. At Regional Shows it remains the duty of the responsible person to submit the prescribed Veterinary Treatment Form to the Horse Show office, as well as a copy to the Sub Union Committee.
- 7.6 The Official Veterinarian shall inform the Collecting Ring Stewards and the horse show office, and the Accountable Person, in writing, in which Classes the horse may

or may not compete, identifying such class by means of its number and its starting time.

7.7 The Official Veterinarian will sign the Veterinary Certificate in terms of paragraph 5, confirming the detection time to be within the required limits, and granting permission that the horse is/will be able to compete in a specific class/show, or not.

7.7.1 At Regional shows this duty of the Official Veterinarian will be filled by the Sub Union Committee. At Regional shows the Official veterinarian and Treating veterinarian may also be the same person.

7.7.2 A consent granted by the Sub-Union Show Committee that a horse may show within the detection time, is void and of no consequence. Showing a horse within the detection times despite consent by the Sub- Union's Show Committee, shall be prohibited and remain a transgression of these rules, with the normal disciplinary consequences.

7.7.3 Irrespective of the normal disciplinary consequences, the exhibitor and horse will on advice of the Drug Committee, be disqualified automatically and immediately from all classes in which they showed within the detection period, as soon as that information becomes available. If the horse qualified for a championship in a class within the detection period, whilst showing in a championship outside the detection period, the horse and rider will also be automatically disqualified from the championship.

7.8 This Veterinary Certificate will be held at the horse show office, and will be available to the Board on request.

7.9. The onus is on the Accountable Person and the Treating Veterinarian to ensure that the Veterinary Certificate records:

- All the diagnosed problems
- The trade and/or generic name of all drugs administered
- The dosage, route and time of administration
- The identification and Show entry/show number of the horse if available.
- Registered name and registration no of the horse
- Follow up treatment and dosage prescribed.
- Detection time.
- Practise number.

7.10 Any treatment outside this given criteria will have the horse be disqualified from participating in the Show and if participating notwithstanding this rule, may result in fines and disciplinary measures.

7.11 No horse may compete within the detection period of any substance administered. If a horse does compete within this period, even if permission has erroneously been granted by the Official Veterinarian or Sub Union, then such horse will be disqualified from those classes, and further disciplinary measures against the Accountable Person may be instituted.

8. The Official Veterinarian may inspect any container on the Show premises in which any form of medication is kept. Any medication that is not labelled in accordance with the requirements of the Medicines and Related Substances Control Act 101 of 1965 shall be impounded by the Official Veterinarian for the duration of the Show. Should any trainer, owner and/or Accountable person be found in possession of medicine in circumstances that constitute a transgression of the rules. The medicine shall also be impounded by the Official Veterinarian for the duration of the Show. (Not applicable at Regional shows)
9. The said owner, trainer and/or Accountable Person possess purchased drugs at a Show, is responsible to see to it that the prescribing veterinarian screen these for Prohibited Substances, as defined in paragraph 4.
10. The Board/Drug Committee may appoint an independent “Drug testing” veterinarian, whom, for the duration of the show and with regard to the consequent results of any testing, shall be considered to be the Official Veterinarian (whose name and contact number have to be displayed in writing outside the show office), with, inter alia, the following rights and obligations: (The name and contact number of the Veterinarians doing Drug testing at the Regional shows, will not be made known and will not be displayed.) -
  - 10.1. The right to peruse the veterinary certificates which are handed in at the show office and to examine any horse with regard to which a certificate has been handed in, at any time. Such examination has to take place in the presence of the accountable person (or the trainer and/or the owner and/or the exhibitor of such horse, who shall be considered to be present on behalf of the accountable person). The veterinarian, who issued the certificate, may also be present during such examination. However, should the official veterinarian wish to proceed with such examination and the certifying/treating veterinarian is not present, he may proceed in the absence of the certifying/treating veterinarian. It is the duty of the accountable person to arrange for the certifying/treating veterinarian to be present.
  - 10.2 Inspect any container that contains any medications.
11. The Drug Committee may designate a veterinarian, which designated veterinarian (or his/her nominated/delegated veterinarian) will be responsible for the whole process of sampling, testing and related matters. Such designated veterinarian must be familiar with show horses and/or race horses.
12. The accountable person and/or owners and/or trainers and/or exhibitors have the unconditional obligation to co-operate in making the relevant horse available to a designated veterinarian.
13. The accountable person and/or the owner and/or the trainer and/or the exhibitor may be present when such a horse is identified by a designated steward and/or veterinarian. The veterinarian and/or designated steward must positively identify the horse that is tested and must record the following details in writing:
  - 13.1 the registered name and/or the show number of the horse; and
  - 13.2. the date and time of the taking of the sample;
  - 13.3. class number.

Such identification and indemnity/consent documents (SPECIMEN REPORT SHEET and AUTHORISATION TO TEST FOR PROHIBITED SUBSTANCES), have to be signed by the accountable person (or the owner, or the trainer or the exhibitor, or his appointed representative, in which instance such signatory shall be considered to be signing on behalf of the accountable person) and the veterinarian and/or the designated official.

14. The method of sampling will be done in accordance with the Protocol for the Specimen Collection, Handling and Transport as annexed hereto.
15. The accountable person and/or the owner and/or the trainer and/or the exhibitor, or his appointed representative, may be present when the relevant sample is being sealed.
16. The method of testing and laboratory analysis of samples are deemed to be in accordance with the generally accepted biological and scientific processes and procedures applied at the time, and the accountable person is deemed to acknowledge the competence and protocols of the designated laboratory. The accountable person is consequently considered to accept the test result as being valid and is not entitled to insist upon a second sample being tested or being made available for testing before a valid finding of guilt can be made. The testing of any samples may be directed at either the presence of any Prohibited Substances and/or the specific level of any Prohibited Substances.
17. Should the accountable person contend that the sampling or testing did not conform to the relevant procedures, the accountable person has to prove such contention(s). Diversion from the protocol in itself will not cause the sampling to be rejected as being defective. The findings of the disciplinary committee will remain subject to a balance of probabilities of ALL relevant facts and not only on the compliance with the protocol.
18. The Official Veterinarian shall have the authority to determine which horses shall be tested for Prohibited Substances, and what tests shall be conducted.
  - 18.1 In the ASF competition, the ASF management will identify the horses to be tested.
  - 18.2 Any horse in the show ring may be identified for drug testing by the Official Veterinarian. This may be decided as follows, but are not restricted to this procedure of nomination.
    - 18.2.1 A Class may be nominated or selected randomly. Any class that is designated as such, as well as the horses that will be tested, have to be announced when the horses are in the line-up and before the placing are announced. After such announcement, no horse will be excused from the class before the placing have been announced, and/or should a horse be placed, before the round of honour has taken place.
    - 18.2.2. When a horse, identified for testing, leaves the Show Ring, the horse shall be taken to the designated testing area where the horse will be sampled or tested. Only after the horse has been sampled or identified, may the handler and the supervisor, with consent of the Official Veterinarian, accompany the horse to its stable.
    - 18.2.3. If a horse that has been identified for testing is not presented to the Official Veterinarian in the designated testing area for testing/sampling immediately after the

- conclusion of the Class, it will constitute a transgression of these rules by the Accountable Person. This horse will then be tested as soon as possible.
- 18.2.4 For purposes of identifying such a horse, the Official Veterinarian shall take the appropriate samples for DNA testing. The costs of both tests (DNA as well as confirmation Laboratory test) will be for the account of the Accountable Person.
- 18.2.5 For the transgression of not presenting the horse as provided for in these rules, the matter will justify a complaint by the official veterinarian, any delegated committee or any member to be referred to the President of the Saddlebred Society in terms of the Disciplinary Code (Annexure C to the Constitution).
- 18.3. Any horse that is suspected of having been medicated with a Prohibited Substance without complying with the procedures in par. 6 and 7, may be individually tested.
- 18.4. The accountable person, or his appointed representative, shall provide a handler to tend to the horse until the required samples have been taken.
19. In addition to the authority of the Official Veterinarian, the collecting ring steward and/or the ring master will respectively have the authority and/or discretion to identify any abnormal behaviour of a horse in the collecting ring and/or the arena and to request the Official Veterinarian to have such horse tested.
20. In addition to the authority of the Official Veterinarian, and/or the Collecting ring Steward, and/or the Ring master, any member of the Society has the right to request the Official Veterinarian to have a particular horse in the show ring tested. Such person may however remain anonymous, and his/her identity will not be disclosed by either the veterinarian or the office. In order for such a request to be valid, the person making the request has to complete and sign the pro forma form which will be available from the Show Office, and simultaneously pay the fee indicated by the Show Office, being the fair and reasonable costs of the sampling and testing procedure.
21. The Show Committee has the right to nominate any horse for testing, without payment of above mentioned fee. The results of such tests will be announced together with the other results. Should the test requested be positive, the money paid by the complainant shall be refunded. A receipt will be issued by the appointed person simultaneously with the payment. It is the duty of the person making the said request, to obtain the receipt as proof of payment and consequently also as proof of having made such a valid request. No such request will be valid and/or acted upon by the Official Veterinarian unless the abovementioned prerequisites have been adhered to.
22. Upon receipt of such valid request, the Official Veterinarian is compelled and authorized to have such horse tested.
23. The Director of the testing Laboratory shall inform the Official Veterinarian of the test results.
24. The Official Veterinarian will then take all reasonable steps which are necessary to conclude whether the test results are in accordance with the information reflected on the Veterinary certificate. Should the Official Veterinarian, in the exercising of his/her professional opinion, find and conclude that a particular test result is not in accordance with the information reflected on the veterinary certificate, he/she shall certify as such

on a certificate of his own, together with the reasons for his finding and conclusion, and hand such certificate to the secretary of the Society.

25. If no such Official Veterinarian has been appointed for a particular show, no tests will be conducted.
26. The accountable person as well as all owners, trainers and exhibitors are deemed to be acquainted with, but not limited thereto:
  - 26.1 the FEI list of Prohibited Substances as defined in paragraph 4.
  - 26.2 the procedures detailed in par. 6 and 7 to be followed for horses that are to be treated before and at the Show.
  - 26.3. the conditions under which the Official Veterinarian (if one has been appointed for the particular show), may determine which horses may be tested for prohibited substances.
27. The NHRA laboratory will be used to analyse the blood samples which will be tested in accordance with the FEI list of Prohibited Substances and required therapeutic levels. Specifically and only in regard to the analysis and testing by the NHRA laboratory, which briefly means that: -
  - 27.1 all sub-therapeutic positive cases confidentially be reported to the official veterinarian in order for such data to be recorded for future reference if necessary.
  - 27.2 Positive sub therapeutic cases need not be referred to the President for possible disciplinary steps to be instituted, as warnings may be issued or penalties be imposed by the drug committee, subject to the preliminary submission of a veterinary treatment certificate. Failing to submit Veterinary treatment certificates beforehand even when sub-therapeutic, will result in the case being referred to the President as a complaint in terms of the Disciplinary Code (Annexure C to the Constitution), who will follow the procedure prescribed therein.
  - 27.3 The protocol and regulations of the Drug Rules as published on the Webpage (Prohibited Substances), will be applicable.
  - 27.4 Results issued by the laboratory will be regarded as the official report.
28. The list of the active ingredients of drugs "Prohibited Substances" will be published on the Web page of the SADDLEBRED SOCIETY and will be valid until 31 December (reviewed and updated when it becomes available as provided by the FEI, for the following year.)
  - 28.1 Banned Substances" - agents/ingredients that are completely prohibited and may not be administered, not even by veterinarians.
  - 28.2 Controlled Substances" may only be prescribed by a veterinarian and administered where horses have been sick or injured, AND (if the person wants to show such a horse), the veterinarian must give consideration to the prescribed "detection time" and



issue the necessary and FULLY Completed Veterinary Treatment Certificate (1A) to the exhibitor / owner / responsible person with instructions. and also indicating the detection time on such Treatment Certificate for perusal by Official Veterinarian.

29. A positive test result will be considered to be a transgression of these rules when the test result reflects the presence of a Prohibited Substance.
30. Should such positive result which is considered to be a transgression of these rules, be obtained, the Secretary of the Society shall within ten (10) working days after receiving the results, (or, if applicable, within ten (10) working days after receiving the certificate (or if no Veterinary Treatment Form was submitted in accordance with the Rules, or not submitted in accordance with the Rules), from the Official Veterinarian in which he/she certified that the result is not in accordance with the information reflected on the particular Veterinary Certificate, notify the President of the Saddlebred Society that a positive test result which is considered to be a transgression of these rules, has been obtained. The procedure as described in the Disciplinary Code (Annexure C to the Constitution) will be then be followed as if a complaint was made.
31. On receipt of the notification by the Chairman of the Disciplinary Committee that a disciplinary hearing is warranted, he will notify the Accountable person in writing, that a positive test result, which is considered to be a transgression of these rules, has been obtained. Such notification shall:
  - 31.1 enclose a copy of all reports, analysis, certificates and any other relevant documentation in possession of the secretary; and
  - 31.2 advise that both the accountable person and the horse are in the interim suspended from participating in any Regional Show and/or Organized Show and/or Amateur Show and/or South African Championships conducted by or under the auspices or rules of the Society, until after any hearing and/or subsequent disciplinary procedure and/or subsequent Court procedures are completed and, if applicable, after the terms of an imposed penalty, have been complied with; and
  - 31.3 advise that the totality of the prize money due to the accountable person in respect of all placing of riders and/or horses, the entries of which the accountable person has signed the relevant entry form, will be withheld pending the finalization of the said proceedings; and
  - 31.4 state that the accountable person must pay the costs of all the required tests.
  - 31.5 state should the accountable person admit his guilt, the following penalty will be imposed:
    - 31.5.1 state that the relevant horse and/or the rider/driver and/or the accountable person forfeit(s) the relevant placing; and
    - 31.5.2 that the prize money pertaining to the relevant placing, is forfeited, irrespective of whom the eventual beneficiary of such prize money is; and

- 31.5.3 that the rosette and/or trophy pertaining to the relevant placing, is forfeited, and has to be returned to the secretary within two (2) weeks after the imposing of the penalty.
- 31.6 state that, should the accountable person not admit his guilt in writing according to the rules, the matter will be dealt with in accordance with the Disciplinary Rules.
- 32.1 The accountable person and the owner of the horse shall be deemed to have been notified as such on a date three days after the written notices have been sent to them by either facsimiles, e-mail or registered post, and which date shall be considered to be the "effective date".
- 32.2 If the positive test result is contested, the Responsible Person may request the Reference sample to be tested at a laboratory of his choice for prohibited drugs and/or DNA. Such request be made within 14 days calculated from date of notice in terms of par. 32.1. The total cost involved will be for such Responsible Person.
- 33.1 In an instance where the accountable person has not previously been found guilty of the transgression of these rules and the horse has not previously been tested positive under circumstances which led to the imposing of a penalty on the relevant accountable person (even if it was somebody else than the current accountable person). A minimum fine of ten thousand rand (R10 000.00) is payable by the accountable person, (excluding the cost of any required test(s) payable within fourteen (14) days, to the secretary of the Society.
- 33.2. In an instance where either the accountable person has previously been found guilty of the transgression of these rules or the horse has previously being tested positive under circumstances which led to the imposing of a penalty on the relevant accountable person (even if it was somebody else than the current accountable person), the accountable person is to pay a minimum fine of twenty thousand rand (R20 000.00) excluding the costs of any required tests.
- 33.3 the totality of the prize money due to the accountable person in respect of all placings of riders and/or horses, the entries of which the accountable person has signed the relevant entry form, will be withheld, until all terms of the penalty have been duly complied with; and
- 33.4 the interim suspension of the accountable person and the horse will be uplifted as soon as the accountable person has complied with all the terms of the penalty; and
- 33.5 should the accountable person fail to strictly adhere to any of the said terms of the penalty, the accountable person and the relevant horse shall remain suspended from participating in any Regional Show and/or Organized Show and/or Amateur Show and/or South African Championships conducted by or under the auspices or rules of the Society, until all terms of the penalty have been duly complied with.
- 33.6. The interim suspension of the accountable person and the relevant horse shall be operative from the effective date.

34. Should the accountable person admit his guilt, the accountable person shall be notified in writing of the imposing of the abovementioned penalty within one (1) week of receipt of his written admission of guilt.
35. The suspension of a horse in any manner provided for above, shall remain in force and operative as such, irrespective of the selling of the horse during such period of suspension.
36. The suspension of the accountable person in any manner provided for above, shall mean that such accountable person is not allowed to participate as aforesaid, neither with any of his own horses nor with anybody else's horses. Horses that are his property (other than the suspended horse) may, however, still participate, but has to be shown by somebody else than the accountable person.
37. Should any aggrieved person take the proceedings of the Disciplinary Tribunal and/or its decision on review in a Court of Law, and the suspension of the accountable person and/or the horse have in the meantime been uplifted, the abovementioned interim suspension of the accountable person and the horse, shall become effective again on the date when such review papers are filed with the competent Tribunal until the final outcome of such review proceedings.
38. Any person participating in any of the show in whatever capacity, waives the right to claim compensation of whatever nature on any cause of action whatsoever resulting from or based on conduct of the Society referred to in paragraph 1 above or any of its officials, employees or members, in the implementation or enforcement of these rules or any investigation aimed at determining whether these rules had been breached.
39. Any and all veterinarians appointed for the purpose of drug testing and their assistants, as well as appointed officials will for the duration of the show, will be regarded as employees of the Saddlebred Society and will therefore enjoy appropriate indemnity provided by the Society's Constitution to such employees and Council.

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