

Conduct and Discipline

1. Agreement to be bound by the Rules

Every member of British Carriagedriving has, by joining British Carriagedriving, agreed to be bound by the Memorandum and Articles of Association and all rules, regulations and by-laws made thereunder and has agreed that the decisions of the Council and other competent authorities of British Carriagedriving given in accordance therewith shall be final and binding upon them.

- 1.1 Copies of the Memorandum and Articles of Association, rules, regulations and by-laws passed from time to time can be obtained from the British Carriagedriving office.

2. General Rules of Conduct

No member nor any person for whom they are in law or under these Rules responsible shall at or in relation to a Driving Trial or Show or at or in relation to any training, coaching or other kind of event organised by British Carriagedriving, or a club affiliated to British Carriagedriving:

- 2.1 commit any act or conduct themselves in a manner which is in the reasonable opinion of the British Carriagedriving Council:
 - 2.1.1 unsportsmanlike
 - 2.1.2 inconsiderate or discourteous
 - 2.1.3 prejudicial to the interests of British Carriagedriving
 - 2.1.4 detrimental to the reputation of British Carriagedriving
- 2.2. conduct themselves in a manner which is improper, abusive, offensive or violent toward a member of the public or to the public in general or liable to bring British Carriagedriving and/or the sport of Horse Driving Trials into disrepute;
- 2.3 disobey or deliberately ignore any reasonable instruction given by the organiser of an event or by any Judge, Official or Safety Officer or do anything which is liable to disrupt the competition;
- 2.4 argue with, or use abusive language or behave with incivility or contempt toward the organiser of an event or any Judge, Official or Safety Officer.
- 2.5 publish any defamatory or malicious criticism of British Carriagedriving, its Council or an organiser of an event, Judge, Official or Safety Officer.
- 2.6 offer any bribe, payment or inducement to a Judge, Official or member of British Carriagedriving with a view to affecting the outcome of any entry to or outcome of a competition or selection for any team;
- 2.7 discriminate against any other person (whether a member of British Carriagedriving or a club affiliated to British Carriagedriving or not) on the grounds of their age, gender (including gender reassignment), sexual orientation, race, ethnic origin, nationality, parental, marital or civil partnership status, pregnancy or maternity, religious beliefs or of any disability.

- 2.8 contravene British Carriagedriving's Equality Policy or British Equestrian Safeguarding Policies which have been adopted by British Carriagedriving
- 2.7 use any drone or remote or radio controlled aircraft of any kind unless with the permission of the event organiser or the President of the Jury.

3. Driving Rules of Conduct

No member nor any person for whom they are in law or under these Rules responsible shall at any Driving Trial or Show or at a training or other event organised by British Carriagedriving or a club affiliated to British Carriagedriving:

- 3.1 drive recklessly or dangerously
- 3.2 misuse the whip or ill-treat any horse or pony
- 3.3 compete with a horse or pony which is lame, sick or exhausted
- 3.4 excessively press an exhausted horse or pony
- 3.5 allow a horse or pony for which they are responsible as owner and/or driver to compete under the influence of any forbidden substance. Such member shall be in breach of this rule if an analysis of a sample taken from the horse or pony shows the presence in its body fluids of any prohibited quantity of any substance which is either a forbidden substance or one of its metabolites or a substance which cannot be traced to normal and ordinary feeding and which by its nature is likely to affect the performance of that animal.
- 3.6 unreasonably refuse to allow a horse or pony which has or is about to compete in any competition to undergo any properly authorised test or examination if requested to do so by a duly authorised official of British Carriagedriving or of the Organising Committee.
- 3.7 conduct themselves in such a manner that they have or may have committed or have or may have been party or privy to any breach of the Memorandum and Articles of Association or of any rule, regulation or by-law of British Carriagedriving. A member shall be in breach of this Rule in the event that any person who assists, represents or acts on behalf of or is in the employment of such member during the course of any Driving Trial or Show, conducts themselves in such a manner that were they a member of British Carriagedriving they would be in breach of any of these rules.
- 3.8 unreasonably fail or refuse to assist a duly authorised official of British Carriagedriving or of the Organising Committee in their investigations of complaints of misconduct or ill-discipline by any member;
- 3.9 make any statement either orally or in writing to any duly authorised official of British Carriagedriving or of the Organising Committee which they know or have reasonable cause to suspect is untrue or incomplete.

4. Discipline

- 4.1 The President of the Jury (or their appointee) will act as Disciplinary Steward at the Driving Trial or Show for which they are appointed. If, in the reasonable opinion of the Disciplinary Steward, any member and/or

athlete has acted in breach of these rules whilst at a Driving Trial or Show, or the Disciplinary Steward shall receive a complaint in writing alleging such a breach, then the Disciplinary Steward shall convene a Committee of Inquiry as soon as reasonably practicable.

- 4.2 The Committee shall consist of any member of the Council present at that event, a member of the Organising Committee and shall be chaired by the Disciplinary Steward
- 4.3 No member of the Committee shall have been involved in the matters forming the basis of the complaint.
- 4.4 The Committee of Inquiry shall call for the member against whom the breach has been alleged ("the Member") to attend before it, together with any witnesses or any person whom the Committee of Inquiry feel in their reasonable discretion could assist it in its deliberations;
 - 4.4.1 Any unreasonable refusal to attend shall be treated as a breach of Rule 3.8 above;
- 4.5 The Committee of Inquiry shall provide the Member with a written statement of the substance of the complaint;
- 4.6 In the presence of the Member, any witness or other person called to assist the Committee of Inquiry shall be called to give their evidence or assistance;
 - 4.6.1 The Member shall be entitled to ask any such witness or person any reasonable questions relevant to the complaint;
- 4.7 Once the Committee of Inquiry has satisfied itself that it has heard all relevant evidence reasonably capable of being adduced, it shall invite the Member to put forward their own defence;
 - 4.7.1 The Member may present oral or written evidence and may call and examine witnesses, but shall not be entitled to legal representation;
- 4.8 Once the Committee of Inquiry has heard the Member's representations it shall ask the Member to withdraw, to enable it to conduct its deliberations;
- 4.9 As soon as is reasonably practicable the Committee of Inquiry will reconvene and call the Member before it and announce its decision;
- 4.10 The Committee of Inquiry can impose any of the following penalties:
 - 4.10.1 Dismiss the complaint;
 - 4.10.2 Take no action with regard to the complaint;
 - 4.10.3 Deliver a reprimand;
 - 4.10.4 Suspend the Member and/or horse(s) or pony(s) from taking any further part in the event;
 - 4.10.5 Disqualify the Member and/or horse(s) or pony(s) from any part of the event;
 - 4.10.6 If, in the opinion of the Committee of Inquiry, the Member has been guilty of a breach of the rules set out in this annex, report the matter to the Council and advise the Member that details of the complaint and

evidence brought before it will be forwarded to the Council for further action.

5. The Council

5.1 The disciplinary procedure set out below will apply if:-

5.1.1 it appears to the Council that any person may, at any time, have been guilty of a breach of the rules set out in this annex or of the British Carriagedriving Equality Policy or British Equestrian Safeguarding Policies as adopted by British Carriagedriving;

5.1.2 a report is received by the Council from a Disciplinary Steward;

5.1.3 a complaint is received by the Council against a member of British Carriagedriving, or any person assisting a member, as a result of which the Council considers that any person (hereafter "the Member") may, at any time, have been guilty of a breach of the rules set out in this annex, or of the British Carriagedriving Equality Policy or British Equestrian Safeguarding Policies as adopted by British Carriagedriving

5.2 In the circumstances referred to above:-

5.2.1 The Council shall appoint from its elected members no fewer than three persons who shall comprise the Disciplinary Committee.

5.2.2 No member of the Disciplinary Committee shall have been involved in the matters forming the basis of the complaint;

5.2.3 The Disciplinary Committee will appoint from its own number a Chairman.

5.2.4 All decisions of the Disciplinary Committee shall be made by a simple majority of the members of it.

5.3 The Council shall circulate to the members of the Disciplinary Committee the substance of the allegations or of the complaint or, if from a Committee of Inquiry, the Report of the Disciplinary Steward:

5.3.1 The Disciplinary Committee shall in its absolute discretion be entitled to make any enquiries it deems fit.

5.3.2 If, as a result of making any such enquiries, evidence is obtained upon which the Disciplinary Committee intends to rely, the substance of that evidence will be communicated to the Member.

5.3 If, having considered the Report or the Disciplinary Steward and/or the complaint made to the Council, and conducted such enquiries as it thinks are appropriate, the members of the Disciplinary Committee are satisfied that there has been no breach of the rules set out in this annex or of the British Carriagedriving Equality Policy or British Equestrian Safeguarding Policies as adopted by British Carriagedriving then it shall notify (1) the Council, (2) the Disciplinary Steward and/or the person making the complaint (if any) and (3) the Member against whom the disciplinary procedure has been invoked, providing brief reasons for its decision.

5.4 If the members of the Disciplinary Committee are satisfied that the Member against whom the disciplinary procedure has been invoked may at any time, have been guilty of a breach of the rules set out in this annex or of the British

Carriagedriving Equality Policy or British Equestrian Safeguarding Policies as adopted by British Carriagedriving then a Disciplinary Hearing will be arranged.

- 5.5 Not less than 21 days prior to the Disciplinary Hearing the Member shall be notified in writing of the date and venue for the meeting and of the substance of the allegations of the complaint, or in the case of a referral by a Committee of Inquiry, the Member shall receive a copy of the Report of the Disciplinary Steward.
- 5.6 The Member may appear in person to answer the allegations of breach and/or complaint and may present at the meeting oral or written evidence and may call and examine witnesses, but shall not be entitled to legal representation.
- 5.7 The Member may also submit written evidence and statements for consideration in their absence.
- 5.8 If the Member fails to appear at the Disciplinary Hearing the Disciplinary Committee shall be entitled to reach a decision and, if appropriate, impose a penalty in the absence of the Member.
- 5.9 The Disciplinary Committee shall dismiss the complaint and conclude the Disciplinary Procedure unless it is satisfied that the Member has been guilty of a breach of the rules set out in this annex or of the British Carriagedriving Equality Policy or of British Equestrian Safeguarding Policies as adopted by British Carriagedriving, in which case the Disciplinary Committee shall notify the Member of its decision in writing, giving brief reasons, and can impose any of the following penalties:
 - 5.9.1 Take no action with regard to the complaint
 - 5.9.2 Suspend the Member and/or horse(s) and pony(s) from taking part in any affiliated event to which these rules apply for a period not exceeding three months. The period of suspension to take effect from such date as the Disciplinary Committee shall decide, being a date not more than five months from the date of the Disciplinary Committee's decision
 - 5.9.3 Disqualify the Member and/or horse(s) or pony(s) from any part or all of the event
 - 5.9.4 Impose a fine of up to £100.

If a fine is imposed under this rule the Member shall not participate in any affiliated event to which these rules apply until the fine has been paid in full.
 - 5.9.5 Suspend the Member from membership of British Carriagedriving
 - 5.9.6 Expel the Member from membership of British Carriagedriving
- 5.10 In the absence of manifest error, the findings of and penalties imposed by the Disciplinary Committee shall be final and binding on the Member and the person making the complaint.

6 Appeal

- 6.1 Any Member whose conduct has been referred to a Disciplinary Committee and who is dissatisfied with the Disciplinary Committee's decision may appeal to British Equestrian Appeal Committee subject to the British Equestrian terms of reference.

7 Promulgation

- 7.1 The Council may in its absolute discretion publish any disciplinary findings, ruling or direction concerning any person or matter in such manner as it thinks fit, whether in the public press or otherwise and every member of the Association shall be deemed to have consented thereto.

8. Equine Anti-Doping and Controlled Medication

- 8.1 It is forbidden for a driver to use, or to administer to any of his horses, or for any person to distribute to a driver, any forbidden substance.
- 8.2 Each person who becomes a member of British Carriagedriving agrees to be bound by the BEF Equine Anti-Doping and Controlled Medication Rules ("BEFAR") which are specifically incorporated by reference in, and form part of, the British Carriagedriving Rule Book. Copies of BEFAR can be found on the British Equestrian website at www.bef.co.uk and will be supplied to a member in paper format on request. The Equine Prohibited Substances List can be viewed at www.bef.co.uk.

Accordingly, by becoming a member, such person shall be deemed to have agreed, amongst other things:

- 8.2.1 to be bound by, and to comply strictly with, BEFAR;
- 8.2.2 to submit to the authority of the BEF and/or of British Carriagedriving to apply, police and enforce BEFAR;
- 8.2.3 to provide all requested assistance to the BEF and British Carriagedriving (as applicable) in the application, policing and enforcement of BEFAR, including (without limitation) cooperating fully with any investigation, results management exercise, and/or proceedings being conducted pursuant to BEFAR in relation to any potential Anti-Doping or Controlled Medication Rule Violation(s);
- And except where the FEI has jurisdiction over the potential Anti-Doping or Controlled Medication Violation:**
- 8.2.4 to submit to the exclusive jurisdiction of any BEF First Instance Hearing Body convened under BEFAR to hear and determine charges and related issues arising under BEFAR;
- 8.2.5 to submit to the exclusive jurisdiction of any Sports Resolution UK Panel convened under BEFAR to hear and determine appeals made pursuant to BEFAR; and
- 8.2.6 not to bring any proceedings in any court or other forum that are inconsistent with the foregoing submission to the jurisdiction of the BEF First Instance Tribunal, and Sports Resolution UK.
- 8.3 Any person assisting or inciting others in the contravention of the forbidden substances regulations shall be considered as having

committed an offence against the National Rules and may be subject to disciplinary action.