



RACING AND WAGERING WESTERN AUSTRALIA
 ABN 21 347 055 603

Licensing & Registrations Department
 14 Hasler Rd OSBORNE PARK WA
 Telephone (08) 9445 5558
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RWWA Fee: \$40.00

(INCLUDE WITH TOTAL AMOUNT PAYABLE TO CLUB)

HARNES CLAIMING RACE TRANSFER OF OWNERSHIP NOTIFICATION

IMPORTANT NOTE:

1. THIS TRANSFER WILL NOT BE REGISTERED BY RWWA UNLESS IT IS COMPLETED IN FULL AND ACCOMPANIED BY A COMPLETED HARNES GST DECLARATION FORM (ENCLOSED).
2. ANY ALTERATIONS TO THE TRANSFER DOCUMENTS MUST BE INITIALLED BY ALL PARTIES TO THE TRANSFER.
3. THE USE OF ANY TYPE OF "CORRECTION FLUID/TAPE" ON THIS TRANSFER IS PROHIBITED.
4. A CLAIMED HORSE MAY NOT BE REMOVED FROM THE COURSE UNLESS THE FULL CLAIMING PRICE AND TRANSFER FEE IS PAID TO THE CLUB CONDUCTING THE CLAIMING RACE.
5. THE AMOUNT PAID TO THE CLUB MUST INCLUDE THE CLAIMING PRICE (INCLUDING APPLICABLE GST) PLUS THE \$40 TRANSFER FEE.
6. THE CLUB WILL PAY THE CLAIMING PRICE (INCLUDING APPLICABLE GST) AND TRANSFER FEE TO RWWA, WHO WILL THEN FORWARD THE CLAIMING PRICE (INCLUDING APPLICABLE GST) TO THE TRANSFEROR WHEN THE TRANSFER HAS BEEN REGISTERED.

NAME OF HORSE BEING CLAIMED: _____

NAME OF CLUB CONDUCTING CLAIMING RACE: _____

CLAIMING PRICE SHOWN IN RACE BOOK: \$ _____ **RACE NUMBER:** _____ **DATE:** ____/____/____

TOTAL AMOUNT PAYABLE TO CLUB: \$ _____ (Includes applicable GST + \$40 Transfer Fee).

In making this claim, I / We certify that I / We are claiming the above horse on the account of the Owners (Claimant/s) shown on page 2 and that I / We have deposited with the Secretary of the conducting Club the total amount shown above.

I / We hereby authorise _____ to take charge of the horse in the event that I / We are the successful claimant.

Signature of **CLAIMANT** or proposed **MANAGER:** _____

Date Claim Lodged: ____/____/____

CLUB	DATE PAID	AMOUNT \$	RECEIPT No:	PROCESSED BY
OFFICE USE ONLY		CASH [] BANK CHEQUE []		

RWWA	PROCESSED BY	DATE
OFFICE USE ONLY		

ALL CLAIMANT/S (PURCHASER/S) MUST COMPLETE THIS SECTION

I N S T R U C T I O N S F O R A C Q U I R I N G O W N E R / S

1. The RWWA Rules of Harness Racing 2004 make it compulsory for all Transfers of Ownership to be recorded in respect of registered Standardbred horses. A Transfer of Ownership is not official until it is received and approved by RWWA.
2. The first named person appearing in the Claimant/s (Purchaser/s) section shall be recorded as the **MANAGER** and all correspondence shall be sent to that person. RWWA will make any payments in accordance with the Bank Account details shown on the **HARNES GST DECLARATION** form.
3. If this transfer is being signed under **POWER OF ATTORNEY** or **LETTER OF AUTHORITY**, a copy of such authority must be provided when lodging this Transfer Notification with the Club conducting the Claiming Race.
4. This section is to be signed by all persons remaining in or entering into the ownership. For syndicates, only the Syndicate Name and Manager's details and signature are required.

OWNER/S (CLAIMANT/S) DETAILS	DATE OF BIRTH	SHARE %	SIGNATURE
1. Manager: Postal Address: Telephone:			
2. Name: Postal Address: Telephone:			
3. Name: Postal Address: Telephone:			
4. Name: Postal Address: Telephone:			
5. Name: Postal Address: Telephone:			
6. Name: Postal Address: Telephone:			
7. Name: Postal Address: Telephone:			
8. Name: Postal Address: Telephone:			
9. Name: Postal Address: Telephone:			
10. Name: Postal Address: Telephone:			

R A C I N G & W A G E R I N G W E S T E R N A U S T R A L I A

- (a) Accepts no responsibility whatsoever for the due observance of the terms and conditions of this Transfer of Ownership, or any such failing relating thereto;
- (b) Provides no warranty whatsoever as to accuracy, truthfulness, or legal efficacy or enforceability of any such provisions of this Transfer of Ownership; and
- (c) Has no role whatsoever in determining or in anyway resolving any dispute whatsoever arising between the Vendors/Transferor/s and the Purchasers/Transferees as to the terms and conditions of this Transfer of Ownership.

CLAIMING RACE RULES (RWWA Rules of Harness Racing 2004)

72. Claiming races

- (1) The Controlling Body may determine a race to be a claiming race.
- (2) Subject to rule 77 a horse cannot be claimed unless a claiming race is conducted and an official result declared.
- (3) An official who is in any way involved in the conduct of a claiming race is ineligible to claim a horse from that race.

73. Entitlement to claim

- (1) In or with respect to a claiming race a person shall not -
 - (a) claim directly or indirectly a horse owned, trained or driven by that person;
 - (b) claim a horse for another person unless authorised in writing to do so;
 - (c) enter into an agreement to claim or not to claim or to prevent or attempt to prevent a person from claiming a horse.
- (2) A person who fails to comply with any provision of this rule is guilty of an offence.

74. Claim by syndicate

Notwithstanding rule 73 a horse owned by a syndicate or otherwise jointly owned may, where the syndicate or joint ownership arrangement is being dissolved, be claimed by a member of that syndicate or party to the joint ownership arrangement.

75. Conditions for claiming races

- (1) The terms, conditions and procedures relating to the nomination of horses in a claiming race, the organisation and conduct of the race and the claiming of a horse from the race, shall be as determined by the Controlling Body.
- (2) Subject to any determination made under sub rule (1) the following applies -
 - (a) a claimant must lodge with the Controlling Body or club conducting the race before its commencement, by bank cheque, the amount of the claiming price plus the fees payable in respect of transfer of registration;
 - (b) a current claiming race authorisation form duly completed and signed by the owner must be on file with the Controlling Body before the close of nominations for the claiming race in which the owner's horse is to be a starter;
 - (c) the claiming price for a horse in a claiming race is to be printed in the race book;
 - (d) a claim must be made on the approved form and be placed in the claim box not less than 15 minutes before the advertised starting time of the race and once made cannot be withdrawn.
 - (e) the claim box shall be under the control of the chief steward;
 - (f) the chief steward shall open the claim box no earlier than 15 minutes before the start of the race and no later than immediately after the race and determine the claims;
 - (g) should more than 1 claim be made for the same horse the successful claimant shall be determined by the chief steward by conducting a ballot;
 - (h) a claimed horse with its head collar or halter and a detailed schedule in writing of the harness used on the horse and without altering or removing the horse's shoes, shall be delivered immediately by the original owner or his trainer or authorised agent to the successful claimant upon authorisation of the chief steward;
 - (i) every horse claimed shall race in the claiming event in the interest and for the account of the person who owned it at the time of acceptance for the race but, subject to paragraph (m) of this sub rule, title to the horse shall vest in the person who becomes the successful claimant immediately upon the start of the race and regardless of death or injury to the horse during the race;
 - (j) the chief steward may require a claimant to declare that he or she is claiming the horse on the claimant's own account;
 - (k) for 30 days after claiming, a horse is ineligible to start in a race in the interest and for the account of the person who owned it at the time of acceptance for the claiming race, nor during that period shall the horse remain in or return to the ownership, care or management of that person unless it be reclaimed out of another claiming race;
 - (kk) for 30 days after claiming, a horse shall not remain in or return to the care or management of the trainer who trained it at the time of claiming except with the permission of the Chairman of Stewards, unless it be reclaimed out of another claiming race;
 - (l) any eligible horse in the declared field for a claiming race including emergencies can be claimed;
 - (m) if a claimed horse returns a positive swab, the claimant may repudiate the claim within seven days of the claimant being notified by the Controlling Body that the first analysis of the swab has reported the presence of a prohibited substance or before the horse has its next start following the notification, whichever is the sooner and deliver the horse to the person who was the owner at the time of its acceptance for the claiming race;
 - (n) where a horse is accepted for a claiming race, no transfer of ownership shall have any legal effect during the period commencing from date of acceptance and terminating upon the declaration of an official result in the claiming race;
 - (o) the club conducting a claiming race shall pay the price to the former owner as soon as possible after the transfer to the successful claimant has been registered by the Controlling Body.

75A. Application Form – Claiming Race

- (1) The owner, lessee and any other person with an interest in a horse to be nominated for a claiming race must:-
 - (a) complete form R75-A and lodge it with the Controlling Body;
 - (b) if the horse to be nominated is a filly or mare, declare whether the horse has been served or is pregnant and the term of the pregnancy as at the time of nomination.

76. Offences - claiming races

- (1) A person who fails to comply with paragraph (h) or paragraph (j) of rule 75(2) is guilty of an offence.
- (2) A person who deals with a horse contrary to the requirements of paragraph (k) of rule 75(2) is guilty of an offence.
- (3) Where a claimant repudiates a claim under paragraph (m) of rule 75 (2) the owner of the horse at the time of its acceptance for the claiming race -
 - (a) is liable to reimburse the claimant for moneys spent on the horse's care and sustenance;
 - (b) shall hold the claimant indemnified against any claim for the horse's care and sustenance and also any claim arising out of the death of, or injury to, the animal not directly attributable to the negligence of the claimant.
- (4) A person who fails to comply with any provision of sub rule (3) is guilty of an offence.
- (5) A person who refuses to accept delivery of a horse pursuant to paragraph (m) of rule 75(2) is guilty of an offence.
- (6) If a person fails to comply with the requirements of sub-paragraph (b) of Rule 75A (1) and the horse is claimed, the claimant may repudiate the claim within seven (7) days of the claimant providing a veterinary certificate to the Controlling Body that the horse is pregnant with such certificate to be provided to the Controlling Body within fourteen (14) days of the claim.
- (7) Where a horse is involved in an offence arising under this rule, the Controlling Body may take such action with respect to the horse as it thinks fit.

77. Claims in non-claiming races

- (1) With the approval of the Controlling Body a horse may be claimed in a race which is not a claiming race.
- (2) Where approval is given under sub rule (1) the provisions of rules 73, 74, 75 and 76 apply to the race in question unless the Controlling Body makes any alterations to suit the requirements of a particular race.

77A Claims in Heats and Finals

- (1) A horse may not be claimed in a heat.
- (2) A horse which has qualified for the final is eligible to be claimed irrespective of whether the horse is in the declared field for the final or not and whether the horse participates in the final or not.