

**REVIEW OF THE DISCIPLINARY PANEL, LICENSING COMMITTEE AND APPEAL BOARD
OF THE BRITISH HORSERACING AUTHORITY (BHA)**

TERMS OF REFERENCE

1. Background

- 1.1 The BHA's Integrity Review, published on 23 March 2016, recommended that the BHA, working closely with stakeholders, should review the structure, composition, and processes of its Disciplinary Panel, Licensing Committee, and Appeal Board as a matter of urgency, to identify and implement a practical and legally robust solution which generates greater confidence amongst the sport's participants.
- 1.2 Following the Jim Best proceedings, in which an allegation of appearance of bias was made against the Disciplinary Panel Chairman, Matthew Lohn, which was not contested by the BHA, the BHA considers that it is appropriate to accelerate this review and to appoint an Independent Person (**IP**) to lead the review supported by the BHA (the **Review**).
- 1.3 The broad aims of the Review are to identify and implement improvements to the BHA's overall approach, building on the current system and updating it in line with current best practice in sports governance and regulation, in order to deliver the highest standards of fairness for participants. With those broad aims, the IP will produce a report, which will include his recommendations for consideration by the BHA.

2. Independent Person

- 2.1 The IP appointed is Christopher Quinlan QC, a leading expert in the field of sports governance and regulation. The IP is independent of the BHA and its stakeholders.

3. Scope of the Review

- 3.1 The scope of the Review shall include:
- 3.1.1 a review of the current structure, composition, and processes of the BHA's Disciplinary Panel, Licensing Committee and Appeal Board;
 - 3.1.2 a review of the composition and role of the BHA's Disciplinary Review Group;
 - 3.1.3 consideration of changes to the structure, composition and processes of the BHA's Disciplinary Panel, Licensing Committee and Appeal Board to:
 - 3.1.3.1 ensure that the disciplinary, licensing and appeal functions remain legally robust and would withstand legal challenge;
 - 3.1.3.2 ensure that proceedings before such bodies comply with the highest standards of procedural fairness; and
 - 3.1.3.3 generate greater confidence in the disciplinary, licensing and appeal functions amongst the sport's participants and stakeholders; and
 - 3.1.4 a review of the relationship between the BHA Executive and the administration and operation of the Disciplinary Panel, Licensing Committee and Appeal Board, to include recommendations for changes to the BHA's organisational structure, if appropriate.

4. Methodology

- 4.1 In common with the Integrity Review, the methodology of the Review will focus extensively on consultation. This will include British Racing's principal stakeholders, participants and media, and other sports and regulators outside sport.

5. Timescale

- 5.1 The BHA intends the final Review report to be presented to the BHA Board on 13 September 2016 and published by 30 September 2016.

1 June 2016