

CHAPTER 1 - GENERAL REGULATIONS

50 CATEGORIES OF MEMBERSHIP AND LICENCES (Appendix I)

50.1 MEMBERSHIP CATEGORIES:

50.1.1 **Honorary Life Membership** is awarded only to those persons nominated by the Executive Committee and recognised by an Annual General Meeting for long and outstanding service. They have all rights and privileges of Full Membership. They are exempt from all Licence fees.

50.1.2 **Honorary Annual Full Membership** is awarded on an annual basis by the Executive Committee to persons who have consistently volunteered to organize, officiate or assist at HAK and HAK affiliated shows during the previous years. They have all rights and privileges of Full Membership. They must pay Licence fees as necessary.

50.1.3 **Life Membership** is available to Full Members who have been members for at least 10 years. The subscription is **15** times the current subscription for Full Membership. They have all rights and privileges of Full Membership. **Their Competition Licence fees will be discounted by 50%.**

50.1.4 **Full Membership** is available to persons from the **beginning** of the calendar year they reach the age of **18**. They have all rights and privileges of Full Membership. They must pay Licence fees as necessary.

50.1.5 **Child Membership** is available to persons until the **end** of the calendar year in which they reach the age of **17**. Athletes in Leading Rein or First off Leading Rein need not be members. All Child Members must have a nominated: Honorary, Honorary Annual Full, Life, Full, or Family Member as legal guardian, who will take full responsibility for the Child Member and act on his behalf in all matters. Child Membership rights are restricted as in 51.2. They must pay Licence fees as necessary.

50.1.6 **Family Membership** is available to three or more members of the same immediate family, of which only two may be Full Members. They have all rights and privileges of the appropriate membership category for each member of the family. Each family member must pay Licence fees for Family Membership or individually as necessary.

50.1.7 **Riding School Membership** is available to HAK acknowledged Riding Schools. Their listed pupils may ride fully registered horses/ponies in **competitions, which do not earn Qualifying Round Points or Grading Points ONLY** without a licence. Listed Riding School Members will have all rights and privileges of Full Membership vested in a sole Authorised Agent. All Listed Child members must have a nominated legal guardian who will take full responsibility for the Child Member and act on his behalf in all matters [50.1.5]. If competing in Qualifying Round or Graded competitions their listed athletes must have Training or Competition Licences as necessary.

50.1.8 **Affiliated Membership** may be granted to HAK recognized bona-fide Registered Equestrian Clubs, Associations or Federations. Their listed members may ride fully registered horses and ponies **in non-grading competitions only** without Licence. An Affiliated Member has all rights of Full Membership vested in a sole Authorized Agent. If competing in graded competitions any of their listed athletes must pay Competition Licence fees as necessary.

50.1.9 **Regimental Membership** is available to serving members of the Armed Forces of Kenya, the Kenya Police or the Forces of any country stationed in Kenya. A specific unit of any of the foregoing may join as a Regimental Member and in that event individuals serving in that unit may compete without being members individually. The Regiment has all rights and privileges of Full Membership vested in a sole Authorised Agent. They are exempt from all Licence fees.

50.1.10 **Invitational Membership (for Visiting Teams/Individuals)** is available to Non-Kenya residents: athletes, chef d'equips, coaches and officials, if formally invited by the HAK or a HAK show. On written application, The Executive Committee may grant memberships, exempt from fees appropriate to age and circumstances. Applicants should have the written approval of their NF when necessary. Membership rights are restricted [51.3].

50.1.11 A Joining Fee will be applied on initial application. Former members of HAK or Pony Clubs of Kenya may apply for exemption [5.3]

50.2 LICENCE CATEGORIES: (Fees - Appendix I)

50.2.1 **A Training Licence** will be given to all categories of membership either Annual or Per Training Day/Clinic. On prior payment of appropriate Annual or Per Training Day Training Licence fees, this licence will entitle the holder to participate in all Training days and or Clinics. Participating horses/ponies must be registered [106].

50.2.2 **A Competition Licence** will be given to all categories of membership either Annual or Per Show. On prior payment of appropriate Annual or Per Show Licence fees, this licence will entitle the holder to participate in all HAK Training Days / Clinics **and** at all HAK and HAK affiliated Shows and Events at all levels on registered horses/ponies [Appendix I].

50.2.3 Members, who have paid Per Training Day/Clinic fees or Per Show fees will be credited with previously paid fees if they wish to convert their Licences to an Annual Training or Competition Licence.

50.2.4 Athletes competing as Riding School Members or Affiliated Members in competitions **ONLY** earning no QRP or GP are exempt from Training or Competition Licence fees. Participating horses/ponies must be registered [106].

50.2.5 **In Non-Graded competitions only**, the fees for athletes who are bona-fide employees of HAK members will be reduced as published.

51 RIGHTS AND PRIVILEGES OF MEMBERSHIP

Membership confers certain rights and privileges as follows, depending on the category of Membership:

51.1 **Honorary Life, Honorary Annual Full, Life, Full, Adult Family members and the sole Authorised Agents of Regimental, Riding School and Affiliated Members** are in addition to the rights of the Constitution entitled to:

51.1.1 Vote at Annual General or Extraordinary HAK General Meetings.

51.1.2 Own and register a horse or pony and apply for a HAK Passport as the owner. He is deemed to hold all authority to act in respect of that horse.

51.1.3 Make any entry of a horse/pony and/or make a substitution entry [119 - 120, 508].

51.1.4 When correctly Licenced, participate as an athlete in Training Days/Clinics on a registered horse /pony.

51.1.5 When correctly Licenced, compete as an athlete in HAK and HAK Affiliated competitions on a HAK registered horse /pony.

51.1.6 Make representations objections or appeals to Judges and/or Officials.

51.1.7 Appoint an Authorised Agent [53].

51.1.8 Attend HAK seminars, lectures and/or courses.

51.1.9 Be appointed to any level of any Discipline of HAK Panels for: Technical Delegates {TDs}, Chief Stewards, Judges and/or Course Designers.

51.2 **Child Members** are in addition to rights of the Constitution, entitled to:

51.2.1 Compete as an athlete on a registered horse or pony.

51.2.2 Make representations, objections or appeals to Judges or Officials BUT only through their appointed Guardian.

51.3 **Invitational Members** are in addition to rights of the Constitution, entitled to:

51.3.1 IF given an Authority to Act by the owner, enter a HAK registered horse in a show or make a substitution entry of a horse/pony under their authority.

51.3.2 Compete as owner of and/or athlete with a HAK registered horse.

51.3.3 Make representations, objections or appeals to Judges or Officials.

52 PERSONS RESPONSIBLE

52.1 The Person Responsible for a horse has legal responsibility for that Horse, including responsibility under the GRs and the VRs and unless otherwise stated is liable under the Legal System

52.2 It is the obligation of the Person Responsible and of every other person subject to these rules to know the relevant rules. Lack of such knowledge does not exempt these persons from liabilities under these Rules.

52.3 The Person Responsible shall be the athlete who rides the horse during an HAK Show/Event, but also the owner and any other support personnel including but not limited to grooms and veterinarians who may be regarded as additional Persons Responsible if they are present at the Show/Event or have made a relevant decision about the horse.

52.4 Athletes under 18 years of age:

52.4.1 If the athlete is under 18 years of age when the entry is submitted, his nominated Guardian is the representative for the athlete and will act on his behalf as the Person Responsible [51.1.5].

52.4.2 He is responsible for condition, fitness and management and for declaration or scratching of horses for that minor. This includes any act performed to any Horse under his responsibility, by himself or by any other person with access to the Horse, and is fully responsible at all times for any horse under his jurisdiction.

52.4.3 If, for any reason, the Person Responsible is unable or is prevented from caring for the horses under his jurisdiction he must notify the Secretary of the Show Organising Committee.

53 AUTHORISED AGENT

The owner of a registered horse may appoint in writing, any Life or Full Member as his Authorised Agent to act fully on his behalf in respect of the horse(s) and be held as the Person Responsible. This appointment may be cancelled by the owner or by the Authorised Agent in writing to the HAK Office at any time.

54 POWERS OF A TEAM MANAGER

The Chef d'Equipe or Team Manager or his appointed deputy, while accompanying HAK members on a course of training or on a tour or team visit, in Kenya or elsewhere will have ultimate authority over that team. He shall have power in his absolute discretion to regulate, control and/or adjudicate upon the conduct of members during a course, training tour or team visit. He shall have the power to order a member to be suspended from taking part in such course or training or in any competition, taking place on such tour or team event.

55 REGISTERED SPONSORSHIPS

55.1 Sponsorship Agreements may provide athletes with financial assistance for the preparation for and the participation in shows and events run under HAK Rules. Only Full Members eighteen years old or over may enter into Sponsorship Agreements.

55.2 The **written application** for Registration of Sponsorship Agreements to the HAK office must include with all fees:

55.2.1 The name of the Sponsor who must be an HAK member.

55.2.2 The name of the Authorised Agent for the sponsored horses [53].

55.2.3 Any prefix or suffix to be added to the names of included horses [Appendix I p. 2]

55.2.4 Sponsorship Agreements must be terminated in writing on a specific date and lodged with the HAK office.

55.3 In competition arenas the Sponsor's name or logo may appear:

55.3.1 On both sides of the horse's saddlecloth provided that it does not exceed 200 sq. cm. On an ear hood provided that it does not exceed 125 sq.cm

55.3.2 For Jumping: on the breast pocket of the athlete's jacket twice not exceeding 80 sq. cm as well as both sides of the shirt collar or the centre of a high collared shirt provided that it does not exceed 16 sq. cm., on the breeches provided not exceeding 80 cm in total and on the centre part of the helmet provided that it does not exceed more than 100 sq. cm.

55.3.3 For the Eventing Cross Country phase: not more than 200 sq. cm on the sleeves or 80 cm on the breeches and not more than 100 sq. cm on the helmet and on other items of clothing or equipment not more than 3 sq. cm.

Rules 56 - 59 in abeyance.

CONDUCT, LEGAL AND DISCIPLINARY RULES

60 PROCESS OF DUTIES

The Rules of the HAK define the process by which the HAK and its officials and affiliates shall carry out their respective duties for the well being of the horse and for the fair and efficient control of HAK disciplines to the benefit of all participants and spectators.

61 AGREEMENT TO BE BOUND BY THE RULES

61.1 Every member of the HAK has, by the completion of his membership application form, agreed to be bound by the Constitution and all Rules, regulations and bye-laws made there under. He has agreed that the decisions of the Executive Committee, Chairman or other authorities of the HAK given in accordance with the Rules shall be final and binding.

61.2 The Committees in accordance with the Constitution shall make Rules.

61.3 The Executive Committee must approve new Rules and amendments.

61.4 New Rules and amendments shall only take effect from 1st January each year, except where safety is concerned, or by Government order.

62 CODE OF CONDUCT OF MEMBERS

No member of the HAK shall:

62.1 Ill-treat a horse in any way anywhere on or in the vicinity of the show ground. Any act or series of acts, which can clearly be defined as cruelty to or abuse of a horse, will be penalised by a Yellow Card and possible elimination/disqualification on confirmation of a documented report to a SOC or HAK official. Such acts will include but are not limited to: excessive use or marking of a horse by the whip or spurs, the deliberate use of the action of the bit as a means of punishment, the misuse of any item of saddlery in a manner likely to cause pain, discomfort or distress to a horse, continuing to ride a horse clearly exhausted or distressed and/or any other act which, in the opinion of a Judge or Official, can clearly be defined as cruelty or **Abuse of a Horse**.

- 62.2 Allow a horse to be rapped or to jump a pole or obstacle, which is held by hand, anywhere on or in the vicinity of the show ground.
- 62.3 Allow a horse for which he is responsible as owner, Authorised Agent, athlete or Person Responsible to compete if a banned or prohibited substance has been administered.
- 62.4 Unreasonably refuse to allow a horse, which has participated or is about to participate in a competition to undergo any properly authorised test or examination if requested to do so by a Judge, Official or official of the SOC.
- 62.5 Conduct himself at a show in manner, which is offensive to the public
- 62.6 Behave with incivility or contempt towards a member of any HAK or SOC on matters concerning the Association.
- 62.7 Argue with a Judge or Official, use abusive or threatening language or behave with incivility or contempt towards a Judge or Official at a show.
- 62.8 Make either orally or in writing to a Judge, Official or SOC a statement on any matter covered by the Rules, which he knows to be untrue.
- 62.9 Fail under penalty of elimination, to obey any order or direction given by any Judge or Official; and in particular, do anything liable to upset or hinder the undisturbed progress of the show.
- 62.10 Behave as a Judge or Official inappropriately argue with an athlete. Formal complaints against Judges or Officials must be in writing to the Executive Committee and follow appropriately the correct protocols [68.2].
- 62.11 Compete as owner or athlete knowingly, in a competition for which the horse/pony or athlete is not fully eligible.
- 62.12 Having indicated his availability for selection for an official Kenyan national team, unreasonably fail or refuse to compete in such a team.
- 62.13 Exercise any of the rights or privileges of membership in the HAK while suspended from HAK or any other recognised Equestrian Federation or assist, represent or act on behalf of any other HAK member at an affiliated show while suspended from such membership.
- 62.14 Compete as an athlete in any competition or behave in a fashion offensive to the public while under the influence of alcohol or drugs. The offender may be eliminated and subject to disciplinary action.
- 62.15 Ride on, over or near any part of any competition area except when actually competing. Any schooling over a cross country or jumping course will only be allowed with permission from the Show Organising Committee
- 62.16 School or lunge in a practice area in such a manner or at such a time so as to interfere with other athletes warming up their horses, or to use areas not allowed as practice or exercise areas.
- 62.17 Unreasonably fail or refuse to assist in any formal investigations of complaints of misconduct against members of the HAK.

63 DANGEROUS RIDING OR OUT OF CONTROL HORSES

63.1 An athlete, anywhere on the show grounds who deliberately or unintentionally exposes himself, his horse or a third party to a higher risk than is strictly inherent to the nature of the sport will be considered to have acted dangerously and will be penalised according to the severity of the incident

63.2 A horse or pony which is considered dangerous or out of control or an athlete unable to control his horse or pony may be forced to stop at any time by a Judge, Chief Steward or TD. He may be ordered to retire with the horse in question: from a round, the competition or the entire show or event.

64 DUTIES AND POWERS OF THE HAK TD / CHIEF STEWARD

64.1 A HAK Technical Delegate [TD] or Chief Steward shall be appointed with overall responsibility for Discipline Rules and Regulations at the show. If there is no Chief Steward at an event, the TD will act in both capacities

64.2 In the opinion of the TD or Chief Steward, any owner, official, athlete, Authorised Agent or anyone participating in the show, or any person assisting anyone taking part in the show, has been guilty of dangerous riding or a breach of any Rule, he may impose any or all of the following penalties:

64.3 A reprimand or warning.

64.4 Disqualification of the horse from participating in a specific competition or in all competitions of the show.

64.5 Disqualification of the athlete from participating in a specific competition or in all competitions, on the same or any other horse.

64.6 If the case concerns a Judge or an official, the matter shall be referred to the Executive Committee and if required, to a Disciplinary Committee.

64.7 The TD or Chief Steward may also refer any matter to the Appeal Committee or a Disciplinary Committee.

65 DISQUALIFICATION

65.1 Disqualification by a Judge or an appropriate Official is a sanction imposed for misconduct and is not imposed for errors or infringements for which specific penalties are laid down in the Rules.

65.2 The Judge at his discretion may disqualify a athlete from a competition for any breach of Rule 62 inclusive, which takes place in the arena or for failing to parade mounted and properly dressed for the presentation of awards. All such disqualifications are to be noted on the result sheet, indicating the number of the appropriate Rule. In the case of a flagrant or repeated breach of any of these rules, the TD, Chief Steward or Judge may also disqualify the athlete from starting in any further competition for the duration of the show. In such cases, the appropriate official must make a report to the HAK Disciplinary Committee who may initiate further proceedings in accordance with Rule 68.

65.3 An athlete who is disqualified must leave the arena immediately and will forfeit all prizes, rosettes, awards, Qualification Round and Grading Points to which he might otherwise be entitled. The result of the competition may need to be amended accordingly [130.3].

65.4 If there is any doubt of a horse or athlete's eligibility, they must be allowed to compete and the verification of eligibility be confirmed as soon as possible with the HAK Database and Secretariat. If necessary the result of the competition may need to be amended [130.3].

65.5 A Judge is empowered to disqualify an athlete on absolute certainty of grounds of ineligibility for the competition. In such cases, the matter should if confirmed be referred to the Secretariat and Executive Committee [62.11].

65.6 The Judge may disqualify an athlete if he is fully satisfied that the athlete is not a member and/or currently suspended from rights of membership. The Judge must then make a report to the Executive Committee who may take further action in accordance with Rule 68.

66 OBJECTIONS

66.1 Any objection to the result of a competition must be made by an athlete, the owner or the Authorised Agent of a horse competing in that competition or by a Judge or Official of that show or the HAK within the time frames laid out in each discipline.

66.2 Objections must be made in writing to the Secretary of the SOC, TD or Chief Steward. It must be accompanied by the deposit fixed in Appendix III. The deposit is forfeit unless the objection is upheld or the TD or Chief Steward confirms there were good and reasonable grounds for the objection. All objections will be first directed to the TD or Chief Steward and may subsequently be referred to the Appeal Committee.

66.3 Objections must be made only within the time limits specified for each discipline in these Rules. Late objections may only be considered in most exceptional circumstances.

66.4 An objection concerning an incident or complaint of misconduct, which took place during a competition, must be made not later than 30 minutes after the results of that competition have been made public.

66.5 A complaint or objection, concerning the scoring of a competition must be made within 30 minutes of the end of the competition or the publication or release of the marks or score sheets.

66.6 An objection concerning the eligibility of a horse or athlete for a particular competition must be made not later than 1 hour before the start of the competition.

66.7 In the event of an objection concerning the eligibility of a horse or athlete, the Chief Steward or TD will inform the owner or Authorised Agent responsible for the horse against which the objection has been made of the details of the objection. The Chief Steward or TD will take into consideration any written representation received from such owner or agent. Should he decide to uphold the objection, he will disqualify the horse and take action in accordance with his powers. All concerned will be informed of the TD's decision.

66.8 An objection against a measurement certificate may only be lodged at the a show and may be made by an athlete, Authorized Agent or PR, who has a horse/pony competing in the same class, by the Judge of the class in question, or by the Chairman or Secretary of the SOC. The following procedure must be carried out by the objector:

66.8.1 The Secretary of the SOC must be informed immediately the class leaves the ring, If the objector not the Judge, he must lodge a deposit with the objection, as fixed by the Executive Committee. (Appendix II).

66.8.2 The steward of the class must be informed and he or the Judge must inform the athlete or his representative that an objection has been lodged immediately after the class leaves the ring.

66.8.3 The Secretary of the SOC will initiate the re-measurement procedure on being informed of the objection. If the objection is upheld, the deposit, if there was one, will be returned. The horse/pony will be re-measured as soon as possible during the show by an official measurer in the presence of the Chief Steward and the Chairman of the SOC or his designate. The decision of this three-person panel concerning the height of the horse/pony shall be final and binding.

66.9 Representations to a Judge or other Official may only be made by HAK members. A member who wishes to make a representation must not interrupt or distract the attention of a Judge during a competition and must wait until the Judge signifies he is ready to hear the representation.

66.10 In the case of any complaint or objection, athletes have the right of appeal to the Appeal Committee of the Show. [66.11]

66.11 There is no possibility of appeal in the following cases:

66.11.1 Where the elimination of a horse is on Veterinary grounds, including non-acceptance of a horse at a horse inspection.

66.11.2 Where the question for decision is a factual observation of performance during a competition or the award of subjective marks for performance as for instance, in Dressage, Showing and Equitation or against wins or placings in a class where the awards are determined solely by the judge's subjective opinion.

66.11.3 Where a warning is imposed = without any additional penalty.

66.11.4 Where there is an immediate disqualification during an event.

66.12 In any case, no appeal will be entertained if there has been communication by the objector with any officials, Judges, Jump Judges, Timekeepers or the Scorer with the intention of influencing a decision before the objection is considered.

66.13 Objections and appeals should be settled before the end of the show, but where not possible, within seven days of its completion.

67 DUTIES AND POWERS OF APPEAL COMMITTEES

67.1 All persons concerned, including the Judges of the competition, the objector, athlete, the owner, and/or Authorised Agent of the horse against which the objection was made, must be informed of the time and place at which an enquiry will be heard and invited to attend, together with any witnesses they may wish to call. Unless the objector has waived, in writing, his right to attend, he shall be present at any enquiry.

67.2 No party at an enquiry of an Appeal Committee is entitled to have legal representation.

67.3 The Appeal Committee must allow the objector to put his case verbally and/or in writing and to call and examine witnesses in support of the objection. The owner, athlete and/or Authorised Agent responsible for the horse and the Judges must be heard in a like manner, or give evidence in writing.

67.4 The Appeal Committee may overrule the Judges and uphold the objection if they decide that the Judges' decision was contrary to the Rules for the competition as laid down in this Rule Book and/or in the schedule except as in 66.11.

67.5 If the Appeal Committee decides that there has been a breach of the Rules, it may issue a warning or impose any or all of the following penalties:

67.5.1 A reprimand.

67.5.2 The disqualification of a horse and/or athlete from a specific competition or from all competitions at the show.

67.5.3 A Recommendation to the Disciplinary Committee for suspension of a horse, athlete, owner or other person from participating in any competition from all future HAK affiliated competitions for a period not exceeding 6 months in which case the FEI will be informed.

67.5.4 A fine not exceeding five times the annual subscription.

67.6 The decision of an Appeal Committee shall be final and without appeal except that an appeal to the Disciplinary Committee may be made to the severity of penalties exacted under Rules 67.5.3 or 67.5.4

67.7 If an Appeal Committee overrules an objection, it may, if it considers that the objection was frivolous or mischievous, direct that the objector's deposit be forfeited to the show. If the objection is overruled and the Appeal Committee does not so direct, or if the objection is sustained, the deposit must be refunded.

67.8 The decision of the Appeal Committee must be conveyed on conclusion of the hearing to all concerned. This includes the Secretary of the SOC, the Judges, the objector, the owner, athlete and/or Authorised Agent responsible for the horse against which the objection was made and witnesses who have given evidence.

68 DISCIPLINARY PROCEDURES (refer also to Appendix III)

68.1. YELLOW WARNING CARDS:

68.1.1 The President of the Ground Jury, the President of the Appeal Committee or Chairman of the SOC (if there is no Appeal Committee) AND the Chief Steward or TD, instead of initiating the procedures of a Disciplinary Committee may choose to deliver to the Person Responsible a yellow warning card, either by hand or by any other suitable means, at an event **or within 72 hours of the end of the Show or Event, in addition to any other penalty awarded. The Person Responsible must have a copy of the Yellow Card** and a copy must be forwarded to the HAK.

68.1.2 Should the same Person Responsible receive a second warning card at the same or any other Event for the same or a different offence within one year of the delivery of the first yellow warning card, that person shall be automatically suspended for a period of two (2) months immediately from the day following the Event at which the second card is given. **The HAK Secretary shall be instructed by the Chairman to send notification of such suspension by registered letter or hand delivered notice, signed for as received.**

68.1.3 If a Person Responsible refuses to accept any Yellow Warning Card, he will be automatically referred to the Disciplinary Committee.

68.2 **THE HAK DISCIPLINARY COMMITTEE** shall consist of the Chairman, a Vice Chairman and such representatives of the Discipline, Show or Event as they think fit. Members of a referring Ground Jury or any person directly involved with the dispute are not eligible to sit as a member of that Disciplinary Committee [75].

68.3 A Disciplinary Committee is appointed to consider complaints of misconduct by members, appeals to decisions the Appeal Committees of Shows [67.5] and to review and if necessary impose appropriate penalties. In this context, misconduct is defined as failure in the observance of any provision of the Constitution or of any conduct, rule, regulation or bye-law made by the Executive Committee or any other competent authority.

68.4 The findings of and penalties imposed by the Disciplinary Committee shall be final and binding on all parties in every case.

68.5 Complaints of Misconduct. Any person wishing to make a complaint of misconduct by a member must do so in writing to the HAK Secretariat to forward to the Executive Committee. If after preliminary investigation they

consider that a prima facie case of misconduct exists which cannot be dealt with summarily, they will call for a Disciplinary Committee hearing.

68.6 Before a hearing of the Disciplinary Committee is held:

68.6.1 The Chairman of the Committee shall give to the persons concerned reasonable notice of the date, time and place of the hearing. The Chairman shall send to the person whose case has come before the Disciplinary Committee, a written statement setting out the substance of the allegations made against him without disclosing identities, until the date of the enquiry. Unless the subject of the enquiry, has waived in writing, his right to attend, he shall be present at any hearing of the Disciplinary Committee.

68.6.2 At the hearing of the Disciplinary Committee, a person accused of misconduct is entitled to be heard and to call oral evidence. If he decides not to attend, a written statement may be sent to the Disciplinary Committee and the matter will be dealt with in his absence.

68.6.3 No member or the Disciplinary Committee is entitled to be represented by a third party or legal representation at a Disciplinary Committee enquiry, except that a Child Member must be accompanied by his Parent or Guardian.

68.6.4 Subject to the above provisions, the Disciplinary Committee may adopt such procedure and admit evidence as it thinks fit provided that the person against whom the allegations are made has the opportunity: of answering, of challenging the evidence, examining witnesses and calling any witnesses he may wish.

68.7 If after considering all the evidence the Disciplinary Committee decides that a complaint of misconduct by a member is sustained, they are empowered to impose any one or more of the following penalties:

68.7.1 The member be reprimanded and cautioned as to his future conduct and/or placed on probation for a time specified by the Disciplinary Committee.

68.7.2 A member be suspended from all or any of the rights and privileges of membership for a period not exceeding 3 years.

68.7.3 Any horse belonging to and/or ridden by a member at the time of the misconduct be barred from competing in any competition at shows for a period not exceeding 12 months; and/or in addition be disqualified from the result of any competition or competitions directly associated with the misconduct.

68.7.4 The member pays a fine of such sum as the Disciplinary Committee shall at discretion direct, giving due regard to the gravity of the misconduct.

68.7.5 A recommendation be made to the Executive Committee that the member concerned shall be expelled from the HAK [7].

68.8 The Chairman or a Vice Chairman will within seven days of the Disciplinary Committee's decision notify the complainant and the accused in writing of their findings and of any penalties imposed.

69 INDEBTEDNESS TO THE HAK

Any member who fails to pay the specified fees for membership, registration, etc or a fine imposed by the Disciplinary Committee will be, **on instruction of the Chairman be notified by The HAK Secretary, who shall be instructed to send such notice of any indebtedness by registered letter or a hand delivered notice signed for as received.** If such indebtedness is not fully settled within 60 days of the dispatch of such notification, the member shall automatically be suspended from all rights and privileges of membership of the HAK until such time as payment is received. **The Chairman, via the HAK Secretary** shall notify the member accordingly. Should the member concerned dispute the facts of such indebtedness and the **Hon. Treasurer** fail to resolve such dispute, the matter may be reported to the Disciplinary Committee who will investigate it as a complaint of misconduct.

70 INDEBTEDNESS TO SHOWS

If a member fails to make full payment to a show of all fees due, the Secretary of the SOC may report the name of such person, together with the names of the horses and the names of the owners in writing to the HAK Secretary itemising the amount of fees outstanding. **On receipt of such notice, the HAK Secretary under instruction of the Chairman,** shall notify the member by Registered Letter **or a hand delivered letter signed for as received.** If such debt is not fully settled within 60 days of the date of dispatch of the notification, the member shall automatically be suspended from all rights and privileges of membership until such time as payment is received. The HAK Secretary **shall be instructed by the Chairman** to notify the member accordingly. Should the member concerned dispute the facts of his indebtedness and **the Hon. Treasurer** fail to resolve the matter to the satisfaction of those concerned, the matter may be reported the Executive Committee who may call a Disciplinary Committee hearing, who will investigate this as a complaint of misconduct.

71 PUBLICATION OF FINDINGS AND PENALTIES

The Disciplinary Committee, the Chairman or a Vice Chairman may at his/their absolute discretion publish any disciplinary decision, ruling or direction made concerning any person or matter in such manner as he/ they shall think fit. This may be by electronic transfer, in the public press in any part of Kenya or abroad, and/or on television or sound broadcasting, and/or to or through any news or broadcasting agency or agent or otherwise. Every member of the HAK shall be deemed to have consented thereto.

72 RECOGNITION OF AUTHORITY

All individuals and bodies including SOCs, Officials, Owners, Persons Responsible, Athletes and Team Officials involved in any activities within the jurisdiction of these Rules undertake to recognise the authority and responsibilities of all HAK officials, Committees, the FEI and the Court of Arbitration for Sport (CAS) in the performance of the duties required of them under these and FEI Rules and undertake not to resort to any other legal procedures in matters coming within the responsibilities of these bodies.

73 AUTHORITY OF DECISION

Officials and Bodies, appointed or established in accordance with these Rules have the authority to make decisions under these Rules and to impose penalties for violations of these Rules and for contraventions of the common principals of behaviour, fairness and accepted standards of sportsmanship whether or not committed during an event, according to the relevant provisions of these Rules.

74 ENFORCEMENT OF PENALTIES

74.1 All penalties imposed under these and FEI Rules and decisions on appeals shall be accepted by the HAK and enforced.

74.2 Penalties imposed by HAK, which concern participation in international events/activities under the jurisdiction of the FEI shall be recognised and enforced by FEI and other FEI National Federations [67.5.3].

74.3 Penalties imposed by the FEI and all other FEI National Federations will be recognized and enforced by the HAK .

75 CONFLICT OF INTEREST

75.1 A “Conflict of Interest” may appear to exist whenever others may reasonably infer from the given circumstances that a conflict may exist. “Conflict of Interest” is defined as: any personal or financial gain that could influence or is perceived to influence objectivity when officiating.

75.2 No person who has been directly involved with a dispute concerning the conduct of a competition to which an objection relates is eligible to sit as a member of the Appeal Committee which hears the objection. This includes: Judges, Course Designers, commentators or timekeepers as well as athletes, owners, and Authorised Agents of any horses, which have taken part in the competition concerned.

75.3 To ensure fair practice, no person who is an official, owner, athlete, family member, trainer, coach, Veterinarian or any person having a financial interest or close personal interest in an athlete or horse, may serve at a hearing of the HAK Discipline Committee or a FEI Tribunal involving any person or horse and thus might be perceived to have a conflict of interest.

(Rules 76 – 99 in abeyance)

1.1.2020