

2008, Notification No. 45 of the President of the Japan Racing Association

Notification to Determine Matters Related to a Liaison Officer for an Owner who is a Non-Japanese Resident

(Purpose)

Art. 1 The purpose of this Notification shall be to determine necessary matters in connection with the appointment of a Liaison Officer provided in Paragraph 2 of Article 14–2 of the JRA Rules of Racing (2007, Notification No. 28 of the President of the Japan Racing Association, hereinafter referred to as Rules of Racing).

(Application for Approval)

Art. 2 A person who has a domicile in areas outside Japan (hereinafter referred to as Non-Japanese Resident) and desires to undergo registration as an Owner (hereinafter referred to as Owner Registration Applicant) must, before making the application under the provisions of Article 14–3 of Rules of Racing, submit to the President an application describing the name, date of birth, domicile and contact details concerning the person he/she is about to appoint as his/her Liaison Officer (hereinafter referred to as Candidate) accompanied by the following mentioned documents to obtain the President’s approval.

- (1) A copy of the family register of the Candidate and a copy of the resident card of the Candidate (in case he/she is an alien, a copy of the resident card of the Candidate)
- (2) A document which describes the brief personal history of the Candidate
- (3) A certificate that the Candidate does not fall under the category of those who cannot appropriately form perceptions, make decisions, or conduct communication required for his or her horses to enter races in a proper manner due to disorder of their mental faculties and an identification certificate issued by the head of the municipality of the permanent domicile (in case he/she is an alien, a document affixed with his/her signature to the effect that he/she does not fall under Item 1 of Article 4)
- (4) A document which describes that the Candidate does not fall under Items 2 and 3 of Article 4 and affixed with his/her signature
- (5) A document affixed with the Owner Registration Applicant’s and the Candidate’s signatures to the effect that, if the Candidate is approved as his/her Liaison Officer, the Owner Registration Applicant will entrust the Liaison Officer to handle his/her business as prescribed in Article 5.

2. In case of an application made under the provisions of the preceding Paragraph, the President, in the event it is deemed necessary, may request the submission of certificates and documents other than the documents mentioned in each of the Items of the preceding Paragraph, or request the Candidate to report in person.

(Approval, etc.)

Art. 3 In case of an application for a Liaison Officer under the provisions of Paragraph 1 of the preceding Article (inclusive in case of application mutatis mutandis to Paragraph 2 of Article 11), he/she shall obtain approval of the President exclusive of in case of falling under the provisions of the following Article.

2. The President shall notify the Owner Registration Applicant (or the Owner in case of an application under the provisions of Paragraph 1 of Article 11) whether the approval of the Liaison

Officer under the provisions of the preceding Paragraph was given or rejected.

3. In the event the registration of an Owner Registration Applicant has been conducted (or in the event there is an approval of a Liaison Officer for an application under the provisions of Paragraph 1 of Article 11), a Liaison Officer Pass shall be issued to his/her Liaison Officer by the President.

(Ineligibility)

Art. 4 In the event a Candidate falls under any one of the following Items, or there has been a falsehood in the important items described in the application or the accompanying documents in Article 2, or in case the descriptions of important facts are missing, this application shall be refused.

- (1) A person who cannot appropriately form perceptions, make decisions, or conduct communication required for his or her horses to enter races in a proper manner due to disorder of their mental faculties
- (2) A person who has been sentenced to a punishment of imprisonment without hard labor or heavier.
- (3) A person who has been punished with a fine for violating the provisions of the Horse Racing Law (1948, Law No. 158), the Japan Racing Association Law (1954, Law No. 205), the Bicycle Race Law (1948, Law No. 209), the Motorcycle Racing Law (1950, Law No. 208) or the Motorboat Racing Law (1951, Law No. 242)
- (4) A person who has been prohibited or suspended from participating in horse racing conducted by the JRA, the forty-seven prefectures and the designated municipalities (inclusive of a part of the associations organized by the forty-seven prefectures and the designated municipalities, as provided in the Local Government Law (1947, Law No. 67), Paragraph 1 of Article 284. Hereinafter the same shall apply) under the provisions of the Ordinance on Enforcement of the Horse Racing Law (1948, Ordinance No. 242. Hereinafter referred to as Ordinance), Item 4, Paragraph 1 of Article 10(inclusive in case of application mutatis mutandis to Article 17-4 of the Ordinance. Hereinafter the same shall apply)
- (5) A person for whom there is a sufficient reason to deem that this person may commit, as a group, or, habitually, a violent and illegal act and other crimes mentioned in each of the Items of Article 1 of the enforcement regulations of the law on prevention of gangsters' injustice (1991, Item 4 of the National Public Safety Commission's Rules)
- (6) A member of the JRA Board of Governors
- (7) An officer, or, an official of the JRA (hereinafter referred to as Officer and Official)
- (8) An owner of the JRA (inclusive of a representative of an owner who is corporation and a member of an owner who is non-juridical association)
- (9) A trainer, jockey, training assistant, jockey candidate, or, groom
- (10) A person who forecasts winners as a business or is engaged in such business
- (11) A person who does not submit certificates or documents, or, does not report in person in case of Paragraph 2 of Article 2
- (12) A person who is not registered in the Basic Resident Register
- (13) A person who has had his/her approval canceled under the provisions of Article 8 or 9 by falling under the provisions of Item 4 of Article 8 (limited to the portion concerned with Items 2 or 3) or of Item 1 of Article 9, and five years have not elapsed from the date of cancellation
- (14) A person who is deemed to have difficulty in smoothly handling the business of the

following Article

- (15) A person, in addition to those prescribed in each of the preceding Items, for whom there is a sufficient reason to deem that this person will endanger the integrity of horse racing

(Business of Liaison Officer)

Art. 5 A Liaison officer shall handle the business mentioned in each of the following Items.

- (1) Business concerning arrangements for the documents necessary for an application for registration as an owner and submission of such documents to the JRA
- (2) Business concerning arrangements for the document necessary for the owner and submission of such documents to the JRA
- (3) Business concerning serving as liaison between the JRA and the owner
- (4) Business concerning receiving prizes
- (5) In addition to the those prescribed in each of the preceding Items, business concerning the owner (exclusive of the item mentioned in Item 2 of Article 7)

(Compliance with Instructions from Race Officials, etc.)

Art. 6 An Owner who is a Non-Japanese Resident shall order his/her Liaison Officer to comply with the Horse Racing Law and other laws and ordinances, and to obey the orders, or instructions by the Official of the Meeting, an Officer or an Official of the JRA.

(Prohibited Acts)

Art. 7 A Liaison officer must not commit any one of the following Acts.

- (1) Handling the business concerning the owner without his/her permission
- (2) Exercising the owner's rights of representation under the provisions of Paragraph 1 of Article 13 of Rules of Racing
- (3) Handling the business concerning more than one owner exclusive of in case the President deems especially necessary
- (4) Handling the business concerning horse racing, other than those prescribed in each of the Items of Article 5, within the property of the JRA without permission of the JRA
- (5) Going through the property of JRA in order to handle the business prescribed in each of the Items of Article 5 without a Liaison Officer Pass
- (6) In addition to those prescribed in each of the preceding Items, handling the business for which there is a sufficient reason to deem that it will endanger the integrity of horse racing

(Cancellation of Approval)

Art. 8 In the event a Liaison Officer falls under any one of the following Items, his/her approval shall be canceled.

- (1) In the event the registration of the Owner concerned who is a Non-Japanese Resident has been refused or cancelled.
- (2) In the event it becomes clear that he/she has died.
- (3) In the event he/she is not to be appointed as a Liaison Officer due to an approval of an application for changing a Liaison Officer under the provisions of Paragraph 1 of Article 11
- (4) In the event he/she falls under any of the provisions from Items 1 to 10, or Item 14 of Article

Art. 9 In the event a Liaison Officer falls under any one of the following Items, his/her approval may be cancelled.

- (1) In the event it becomes clear that he/she has undergone the approval of his/her application through a dishonest method
- (2) In the event it becomes clear that he/she is not registered in the Basic Resident Register
- (3) In the event he/she has not obey the orders, or, instructions of an Official of the Meeting, or, an Officer and Official
- (4) In the event he/she has committed any one of the Items of Article 7
- (5) In the event he/she has neglected the report in Article 12

(Procedures Accompanying Cancellation of Approval)

Art. 10 In the event the President cancels the approval of a Liaison Officer's application under the provisions of the preceding two Articles, he/she and the Owner who is a Non-Japanese Resident and has appointed him/her as his/her Liaison Officer shall be informed of this fact without delay.

2. In the event a Liaison Officer is informed of the fact in the preceding Paragraph, he/she must promptly return his/her pass to the President.

(Applications Accompanying a Change of Liaison Officer, etc.)

Art. 11 In the event the approval of a Liaison Officer's application has been canceled in case he/she falls under any one of the Items of Articles 8 (exclusive of Items 1 and 3) or Article 9, or in the event an Owner who is a Non-Japanese Resident desires to change his/her Liaison Officer, an Owner who is a Non-Japanese Resident must promptly submit an application for a new Liaison Officer to the President.

2. The provisions of each Paragraphs of Article 2 shall be applied mutatis mutandis to the applications in the preceding Paragraph.

(Notification of Changes)

Art. 12 In the event there has been a change in name, domicile, contact details or items prescribed in each of the Items of Paragraph 1 of Article 2 concerning the Liaison Officer, an Owner who is a Non-Japanese Resident shall notify the President to that effect without delay.

(Other Matters)

Art. 13 In addition to those prescribed in each Article, the President shall prescribe the items necessary for a Liaison Officer.

Supplementary Provisions

This Notification shall take effect from January 1, 2009.

Supplementary Provisions(2012, Notification No. 23 of the President of the Japan Racing Association)

This Notification shall take effect from July 9, 2012.

Supplementary Provisions(2015, Notification No. 29 of the President of the Japan Racing Association)

This Notification shall take effect from November 1, 2015.