



# MOTORSPORT SOUTH AFRICA

Association incorporated under section 21  
Reg. No. 1995/05605/08

<http://www.motorsport.co.za>  
e-mail [ormcycles@motorsportsa.co.za](mailto:ormcycles@motorsportsa.co.za)

First Floor, No. 9 Monza Close (Formerly 108), Kyalami Park, Midrand. P.O. Box 11499 Vorna Valley, 1686  
Telephone (011) 466-2440. Fax: (011) 466-2262 National Number: 0861 MSA MSA (0861 672 672)

098/157594

## MSA COURT OF APPEAL NO. 383

### APPEAL LODGED BY MR RUAN ROBERTS AGAINST FINDINGS OF THE JURY AT THE NATIONAL EVENT HELD AT ERMELO ON 4-5 MARCH 2011.

HEARING HELD IN THE MSA BOARDROOM ON THE 22 MARCH 2011 AT 11h00+

<b>Present</b>	:	Piet Swanepoel	-	Court President
		Wally Pappas	-	Court Member
		Dick Shuttle	-	Court Member
		Frank de Greef	-	Rep Mr Roberts
		Ruan Roberts	-	Competitor
		Dieter Kok	-	Jury Member at event
		Jimmy Loubser	-	Event Organiser
		Hannelie Rust	-	Marshal at Ermelo event
		Cindy Correia	-	Scribe

The president introduced himself and the Court Members.

#### **Findings:**

After having heard all the evidence this Court upholds the appeal of Mr Roberts.

The appeal fees to be returned i.t.o. MSA regulations less 25% to be retained for cost purposes.

For the record it needs to be stated that this is a majority decision and not a unanimous decision.

The decision to uphold this appeal is based on the following:

SSR343(b) states "A clip/tick marshal should be indicated as such on the marshal boards" which SSR was not adhered to.

Furthermore, by admittance of the relative Marshal in question, there is no doubt that Mr Roberts passed through the Marshall point and therefore could not have obtained any advantage or taken any short-cut. Also taken into account was the fact that there were a lot of spectators present at the point.

The results for the event at Ermelo to be amended accordingly.

**All parties have been advised of their rights to appeal to a MSA National Court of Appeal**

These findings read at 11H35 on 22<sup>nd</sup> March 2011.



Directors: G. Nyabadza (Chairman), J.F. Pretorius (Chief Executive Officer), A. Taylor (Financial), R. Brooks, P. du Toit, J.Lurie, E. Mafuna, A. Makenete, T. Moss, D. Pillay, Mrs. B. Schoeman, B. Smith, A van der Watt, P. Venske – Hon. President : T. Kilburn