



MOTORSPORT SOUTH AFRICA NPC

Reg. No 1995/005605/08

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MSA COURT OF ENQUIRY 1089

ENQUIRY INTO ALLEGED CONTRAVENTIONS OF GCR 172 (IV) AND THE MSA KARTING REGULATIONS SECTION B 15 (VII) (a), (c) and (d), DURING THE REGIONAL KARTING EVENT HELD AT IDUBE RACEWAY ON 5 FEBRUARY 2012. HEARING HELD AT THE MSA KZN OFFICE, 30 BLUE HEIGHTS CENTRE, 7 WESTVILLE ROAD, WESTVILLE, AT 17H30 ON WEDNESDAY 22 FEBRUARY 2012.

Present:	Kas Moodley	-	Court President
	Rob Spencer	-	Court Member
	Jack Cheney	-	Court Member
	Bob West	-	Court Member
	Gary Sherratt	-	Father of Jordan Sherratt
	Gordon Swanepoel	-	Father of Matthew Swanepoel
	Julian Lurie	-	Clerk of the Course
	Willie Bloem	-	MSA Steward
	Stuart Prinsloo	-	Witness (Matthew Swanepoel)
	Leigh Dewar	-	MSA – Court Scribe
Apologies:	Jordan Sherratt	-	Competitor
	Matthew Swanepoel	-	Competitor

The President introduced himself and the Court Members. There were no objections to the composition of the Court.

The Court was informed that competitors Jordan Sherratt and Matthew Swanepoel had tendered their apologies and informed the Court Scribe that they would not be attending the hearing.

The Hearing:

The Court received a statement prior to the hearing from Mr. Sherratt. The Court then afforded the opportunity to Mr. Swanepoel of addressing the Court on the alleged Contravention of GCR 172 (iv), Karting SSR Section B 15 (vii) (a), (c) and (d).

The Court then heard statements from Messrs. Julian Lurie, Willie Bloem and Stuart Prinsloo.

The Court considered the evidence given by Mr. Sherratt, Mr. Swanepoel, Mr. Julian Lurie, Mr. Willie Bloem and Mr. Stuart Prinsloo. In considering the elements and evidence, the Court takes cognisance of the provisions of GCR 211 and GCR 220.

Findings:

The Court after having heard the evidence and the submissions made finds that there was disorderly conduct and failure to obey an official's instructions, interference and interruption of



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Directors: J.F. Pretorius (Chief Executive Officer), A. Taylor (Financial), J. du Toit, M. du Toit, P. du Toit, D. Lobb, S. Miller, N. McCann, C. Pienaar, B. Sipuka, D. Somerset, L. Steyn – Hon. Presidents : T. Kilburn, Mrs. B. Schoeman

the Clerk of the Course in the execution of his duties. However there was insufficient evidence to suggest that there was wild or disorderly driving.

The competition licences of competitors Jordan Sherratt and Matthew Swanepoel are hereby withdrawn for a period of 3 months, which withdrawals of licence are suspended for a period of 6 months and will only come into effect should they be found guilty of again contravening the provisions of GCR 172 (iv) and/or the Karting SSR Section B 15(vii), (a), (c) and (d) during the 6 month period from the date of publication of these findings.

The court recommends that MSA separately investigates the allegations made by Mr Sherratt in his correspondence tabled before the court.

All parties are advised of their rights to appeal to the MSA National Court of Appeal

These findings distributed at 12h00 on March 03, 2012

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