



MOTORSPORT SOUTH AFRICA NPC

Reg. No 1995/005605/08

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COURT OF ENQUIRY 1232

HEARING HELD IN THE MSA BOARDROOM ON TUESDAY 26 NOVEMBER 2019

Present:	Paddy Venske	-	Court President
	James Mahope	-	Court Member
	Iain Pepper	-	Court Member
	Michael North	-	Club Steward
	Eldrid Diedericks	-	Assistant Clerk of Course
	Vanessa Wood	-	Assistant Secretary
	Neil Smith	-	Father of competitor Brandon Smith
	Brandon Smith	-	Competitor
	Ed Murray	-	Rotax Promoter
In Attendance:	Allison Atkinson	-	MSA Scribe
	Vic Maharaj	-	MSA Sporting Services Manager

INTRODUCTION

The President introduced the Court. No objections were recorded.

1. The Findings

The Court heard evidence from all parties present, and finds that:

- 1.1. An unidentified individual was present at the National Rotax Karting event held at Zwartkops on 22 September 2019. This unidentified individual used foul and abusive language towards the Club Steward Mr Michael North. This individual was later identified as Mr Glenn Foley by eyewitnesses.

Note: Mr Glenn Foley, who was not present during the hearing, subsequently denied that he had been present at the karting event in question and that he had therefore been incorrectly identified by the eyewitnesses – see attached affidavit.

However, no proof was submitted to tie Mr Foley to Mr Neil Smith's team. Therefore, no action is taken against Mr Neil Smith in this regard.

- 1.2. Mr Smith is warned against using foul language towards an official. He is instructed to familiarize himself with the GCR's, instead of blaming others. Any further contravention of GCR 172 by Mr Neil Smith will result in action being taken against him.
- 1.3. Mr Eldrid Diedericks is instructed to address any infringements of the regulations in writing and not verbally. All parties are reminded of their rights in terms of GCR 212 B.

These amended findings are distributed via email on 2 June 2020 at 12h00

Ref 162097/158

MOTORSPORT SOUTH AFRICA IS THE ONLY RECOGNISED MOTORSPORT FEDERATION IN SOUTH AFRICA



sport & recreation
Department:
Sport and Recreation South Africa
REPUBLIC OF SOUTH AFRICA

Directors: A. Roux (Chairman), A. Scholtz (Chief Executive Officer), A. Taylor (Financial), F. Alibhai, R. Beekun, FC. Kraamwinkel, G. Hall, A. Harri, Dr G. Mills, E. Murray, M. Rowe, R. Schilling, Ms M. Spurr, S. Themba, S. Van der Merwe



Karting incident: court of enquiry 1232

Sworn Affidavit.

To whom it may concern.

Glenn Foley. ID Number 7301305293081

This is to inform you that I have nothing to do with the incidents at the above mentioned Karting event.

I have never been to a Karting Race.

On the date in question, we were running our annual charity event between JHB and Richards bay, raising funds for the QuadPara association of South Africa – which means that I was nowhere near the venue where this incident took place.

I will be happy to forward along MSA's details to all of the 300 odd people who took part in that event who will then verify my whereabouts at the time.

I need to place on record my unhappiness about this whole situation.

I am amazed that a professional organization like MSA would undertake all of these proceedings without doing their homework – and secondly, without giving me the courtesy of at the very least, a phone call before publishing my name in the manner that you have.

I trust that this letter meets with your approval and I look forward to your apology, failing which, I will publish these goings on's in our magazines and on social media and I will consider legal recourse.

Glenn Foley.

0721770621

foleyg@mweb.co.za

SOUTH AFRICAN POLICE SERVICE
O.R TAMBO INTERNATIONAL AIRPORT

2020-01-06

OUTER PERIMETER

SECTION: OPERATIONAL RESPONSE SERVICES
SOUTH AFRICAN POLICE SERVICE

SOUTH AFRICAN POLICE SERVICE

<p>Ekertifiseer dat die bostaande verklaring deur my eiegeneem is en dat die verklaarder erken dat hy/zy vertroud is met die inhoud van hierdie verklaring en dit begryp. Hierdie verklaring is voor my bevestig/bevestig en verklaarder se handtekening/merk, duimafdruk is in my teenwoordigheid daarop aangebring.</p>	<p>I certify that the above statement was taken by me and that the deponent has acknowledged that he/she knows and understands the contents of this statement. This statement was sworn to/affirmed before me and deponent's signature/mark/thumbprint was placed thereon in my presence.</p>
<p>to <u>OR TAMBO INT</u> op <u>2020-01-06</u> om <u>15 10</u> et</p>	
<p><i>(Handwritten Signature)</i> (HANDTEKENING) KOMMISSARIS VAN EDE (SIGNATURE) COMMISSIONER OF OATHS</p>	
<p><u>MNH FOSER MBHLONI</u> VOLLE VOORNAME EN VAN IN DRUKSKRIF FULL FIRST NAMES AND SURNAME IN BLOCK LETTERS</p>	
<p><u>TAMBO INT JONES RD</u> WARRANT OFFICER BUSINESS ADDRESS (STREET ADDRESS)</p>	
<p>S.A. POLICE SERVICES S.A. POLISIEDIENERS</p>	