



MOTORSPORT SOUTH AFRICA NPC

Reg. No 1995/005605/08

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COURT OF APPEAL 428

**TO APPEAL THE FINDINGS OF THE STEWARDS REGARDING COMPETITOR CHARL VISSER'S
EXCLUSION FROM HEAT 3 AT THE KARTING EVENT HELD AT KILLARNEY INTERNATIONAL RACEWAY
27th AUGUST 2016**

APPEAL HELD AT MSA OFFICES, KILLARNEY CIRCUIT, 09th NOVEMBER 2016

Present:	Clint Rieper	-	Court President
	Jan Thorsen	-	Court Member
	Charmaine Haupt	-	Court Member
	Johann Grundlingh	-	Appellant
	Charl Visser (Snr)	-	Father of Competitor
	Brian Hoskins	-	Representative for Appellant
	Phil Herholdt	-	MSA Steward
	Alex Oelz	-	Father of Competitor (Protestor)
In attendance:	Lizelle van Rensburg	-	MSA Scribe

INTRODUCTION

The Court President introduced himself and the court members, no objections were lodged against the composition of the court.

THE HEARING

All parties had an opportunity to give evidence, a multitude of paperwork and homologation documents were presented.

After hearing all the evidence, the court decided to end the proceedings for the evening and advised the parties that the court would seek the opinion of a technical representative due to the nature of the appeal.

The court contacted Jannie Habig, the national karting technical representative, for his valued input on the matter.

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



Directors: Adv. G. T. Avvakoumides (Chairman), A. Scholtz (Chief Executive Officer), A. Taylor (Financial), P. du Toit, D. Easom, J. Fourie, G. Hall, A. Harri, M. Rowe, R. Schilling, Ms N. Singh, Ms M. Spurr
Honorary Presidents – Mrs B. Schoeman, T. Kilburn

FINDINGS

1. Competitor Charl Michael Visser's kart was in breach of karting regulations Section J 23.1. f) i).
2. In this standardized form of racing, competitors may not manufacture their own parts and standard available parts must be used exclusively as indicated in the "ASN approved documents". In these documents the fitment bars must be made from material that is magnetic, the use of aluminum material is non-magnetic and is thus not legal to be used.
3. The court further finds that the original penalty imposed by the Stewards was not adequate and instructs that Kart number 1 (Charl Michael Visser) is to be excluded for the entire event of the 27th August 2016 and not just from Heat 3.
4. The appeal is therefore unsuccessful and the appeal fee is retained.

All parties are reminded of their rights in terms of GCR 212 (B).

These findings were distributed via email on 24th November 2016.

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