



MOTORSPORT SOUTH AFRICA NPC

Reg. No 1995/005605/08

www.motorsport.co.za

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MSA COURT OF ENQUIRY 1156

COURT OF ENQUIRY HELD TO INVESTIGATE AN ALLEGED BREACH OF GCR 172 (iv) AND (x) WHICH OCCURRED AT THE WPMC SHORT CIRCUIT EVENT HELD ON THE 8th AUGUST 2015.

HEARING HELD AT THE MSA OFFICE IN CAPE TOWN AT 18H00 ON 2nd SEPTEMBER 2015

PRESENT:

Tony Norton	-	Court President
Arlene Brown	-	Court Member
Clint Rieper	-	Court Member
Neva van der Merwe	-	Clerk of the Course (Short Circuit)
Ian Long	-	Clerk of the Course (Drifting)
Jan Thorsen	-	MSA Steward
Mark Louw	-	Father of Competitor
Joshua Louw	-	Competitor
Michael Gregory	-	Father of Competitor
Lance Jonas	-	Father of Competitor and Club Steward
Hayden Jonas	-	Competitor
Stewart Snyman	-	Father of Competitor
Diane Snyman	-	Mother of Competitor
Ryan Kat	-	Observer / Witness
Brandon Staffen	-	Competitor
Yvette Heineman	-	Observer / Witness
Mariane Mandix	-	Observer / Witness
Maxim Mandix	-	Competitor
Lizelle van Rensburg	-	Scribe

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

Given that there were two alleged transgressions for the court to deal with (one involving the on track incidents / actions of competitors and the other the off track incidents / actions of the competitors, parents and family members), the court decided to hear the two issues separately.

During the deliberations of the court, it became evident that there was an additional issue that needed to be investigated and as such, information needed to be ratified the following day.

PART 1

On track incidents involving competitors Hayden Jonas and Kewyn Snyman

The riding conduct of these two competitors is deemed to be of a dangerous nature

The court is satisfied that these incidents were dealt with adequately on the day by the Clerk of the Course by excluding both competitors from the results of the day.

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), M. du Toit, P du Toit, D. Easom, J. Fourie, G. Hall, M. Rowe, Ms N. Singh, T. Sipuka,

Honorary Presidents – Mrs B Schoeman, T Kilburn



Department:
Sport and Recreation South Africa
REPUBLIC OF SOUTH AFRICA



On track incidents involving competitors Joshua Louw and Dean Gregory

The riding conduct of these two competitors is deemed to be of a dangerous nature

Both competitors are to be excluded from the results of the day. The updated results are to be distributed to all competitors via email. Any trophies awarded are to be withdrawn and allocated according to the revised results.

PART 2

Off track incident involving Mr Louw and Mr Gregory

The verbal abuse incident between the parents of competitors Louw and Gregory was unacceptable and as such both parents are reprimanded and advised to conduct themselves in a manner that will not cause their sons to be excluded in terms of GCR 172 (vi).

The court accepts the apologies of both parties concerned.

Off track incident involving the Jonas, Otto and Snyman families

The competition licences of Hayden Jonas and Kewyn Snyman are withdrawn for a period of three (3) months, which withdrawal is suspended until 30th June 2016. To clarify, said withdrawal of licences will only come into effect should the individuals concerned be found guilty of a similar transgression during this period.

The Court would like to make it clear that it does not approve of parents being used as Club Stewards on race days for categories of racing where family members are competing. For this reason, more than one club appointed steward may be used at a race meeting.

The Court would further like to suggest that the WPMC Short Circuit section make use of a Clerk of the Course and Assistant Clerk of the Course at events for the remainder of the year at least. The Clerk of the Course needs to take action on observations and does not need to wait for incident reports or protests before taking action. The Clerk of the Course, Neva van der Merwe, is requested to reacquaint herself with the provisions of the GCR's applicable to the authority of the Clerk of the Course, with special reference to GCR 156 (viii).

The Court instructs the WPMC Short Circuit section to address their members on the issue of parents getting involved in incidents on or off of the circuit and remind them that they could be liable to get their children excluded in terms of GCR 172 (vi).

PART 3

Validity of Competition Licence

The court has determined that competitors Zante Otto and Ricardo Otto have breached GCR 127 C (i) in that they are not members of the bona fide motor club as stated on the licence application as submitted to MSA.

In light of the above findings the MSA licences of competitors Zante Otto and Ricardo Otto are withdrawn with immediate effect and until 30 April 2016.

Both competitors are required to return their MSA competition licences to MSA within 7 days of the publication of these findings.

The court further requests the WPMC Short Circuit Section and all other clubs where they have competed in 2015 to remove Zante Otto and Ricardo Otto from all results for the season to date and to update their championship scoring accordingly. The validity of all competitors licences, who have

competed so far this year, are to be checked prior to the issue of an MSA permit for the next scheduled event.

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

These findings are published via email on Monday 7th September 2015 at 16:00.