



MOTORSPORT SOUTH AFRICA NPC

Reg. No 1995/005605/08

www.motorsport.co.za

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MSA COURT OF ENQUIRY 1213

HEARING HELD AT THE MSA OFFICE IN CAPE TOWN AT 18:37 ON 13th JUNE 2018

Present:	Clint Rieper	-	Court President
	Arlene Brown	-	Court Member
	Carel van der Merwe	-	Court Member
	Peet van der Walt	-	Court Member
	Callie Steyn	-	Clerk of the Course
	Jan Thorsen	-	MSA Steward
	Clint O'Connell	-	Crowd Control Marshal (Witness)
Absent:	Mr Saaiman	-	Father of Competitor (Defendant)
Apology:	Christopher Oakes	-	Medic (Witness)
In attendance:	Lizelle van Rensburg	-	MSA Scribe

INTRODUCTION:

Starting the proceedings 7 minutes after the scheduled start, waiting for the arrival of the Defendant, and in the absence of the Defendant, the Court President introduced himself and the other court members. There were no objections to the composition of the court.

1. THE HEARING

Motorsport South Africa has convened a Court of Enquiry in terms of GCR 211 to investigate, inter alia:

- a) The alleged misbehavior and / or abuse of the Clerk of Course by Mr Saaiman, parent of Arnú Saaiman, following a racing incident in the 1st race of the 125cc High School Class at the Motocross event at Zone 7 on the 26th May 2018.

2. EVIDENCE LEAD

- a) Mr. Callie Steyn (the Clerk of the Course) stated that Arnú Saaiman in the 125cc High School Class had fallen on the back straight at the double jump.
- b) The competitor's father Mr Saaiman (Defendant), who at this point was identified as a club photographer, ran to the Competitor and was the first person at the scene.

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



Directors: A. Scholtz (Chief Executive Officer), A. Taylor (Financial), D. Easom,
G. Hall, A. Harri, E. Murray, M. Rowe, R. Schilling, Ms M. Spurr, S. Van der Merwe

- c) He appeared to be checking out the competitor and was trying to remove his helmet when the Crowd Control Marshal (Clint O'Connell) told him that he can't do that and that the Medics would do the necessary.
- d) The Crowd Control Marshal mentioned that at this point Mr Saaiman told him to F*** Off. This was confirmed by the report received from the Medic (Christopher Oakes) who was at the scene.
- e) When the Medic wanted to help the Competitor, Mr Saaiman instructed him to leave his son alone. At this point the Marshal once again asked Mr Saaiman to allow the Medics to do their work. Once again they were told to leave him alone. At this stage the Crowd Control Marshal called for the Clerk of the Course.
- f) At no point did Mr Saaiman mention that he was a Medical Specialist.
- g) The Clerk of the Course told Mr Saaiman that he cannot behave in that manner and that he could exclude his son from the race. At this point Mr Saaiman took a swipe at him. Fortunately, the Clerk of the Course took evasive action resulting in Mr Saaiman hitting him on the neck and not in the face.
- h) Arnu Saaiman refused medical assessment at the circuit. He walked back to the pits after the incident.
- i) The Clerk of the Course excluded Arnu Saaiman from the day's racing. The Competitor refused to sign the "exclusion" document as well as the "Self-Discharge" document. This was witnessed by the Club Steward.
- j) The MSA Steward felt that the situation was too severe to handle on the day and asked for MSA to take further action. He also stated that he had never experienced a situation like this where a parent takes a "swipe" at an official.

3. COURT FINDINGS

- a) The Court finds, in absentia, that Mr Saaiman's behavior and actions on the day were unacceptable and are in breach of GCR 172 vi) and x). As a result of this minor competitor Arnu Saaiman's MSA Competition Licence is withdrawn for a period of 3 years of which 2 years and 6 months are suspended. This withdrawal of licence is effective from the date of publication of these findings and the Competitor may re-apply for a Competition Licence in January 2019.
- b) Further, court costs in the amount of R1 500.00 are awarded against Arnu Saaiman.

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

These findings are published via email on 19th June 2018.

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