



# MOTORSPORT SOUTH AFRICA NPC

Reg. No 1995/005605/08

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## COURT OF ENQUIRY 1210 HEARING HELD IN THE MSA BOARDROOM ON TUESDAY 3<sup>rd</sup> APRIL 2018

|                       |                  |   |                          |
|-----------------------|------------------|---|--------------------------|
| <b>Present:</b>       | Tony Taylor      | - | Court President          |
|                       | Wally Pappas     | - | Court Member             |
|                       | Dick Shuttle     | - | Court Member             |
|                       | Johnny Scholtz   | - | Defendant                |
|                       | Pauline Scholtz  | - | Defendant wife           |
|                       | Fred Rugheimer   | - | Father of Ross Rugheimer |
| <b>In attendance:</b> | Allison Atkinson | - | MSA Scribe               |
|                       | Wayne Riddell    | - | MSA Sporting Manager     |

### INTRODUCTION

The court members and attendees were all introduced and no objections were lodged against the composition of the court.

### THE HEARING

On the 23<sup>rd</sup> March 2018, Motorsport South Africa ("MSA") enrolled Court of Enquiry 1210 ("the Enquiry") to investigate whether Mr. Johnny Scholtz had breached GRC 172 iv. The Court considered evidence by Mr. Johnny Scholtz and Mr. Fred Rugheimer.

The court received an apology from Mr. Ross Rugheimer who stated his Father Mr. Fred Rugheimer would attend on his behalf. The court received a written statement from Mr. Ross Rugheimer which the president Mr. Tony Taylor read out to everyone present.

This is the written judgment of Court of Enquiry 1210. The enquiry took place on 3<sup>rd</sup> April 2018 between approximately 18h00 and 18h30.

### FINDINGS

Having heard all the parties present the court finds as follows:

1. Mr. Scholtz is severely reprimanded for his actions on the day. The licence of Mr. Scholtz is withdrawn for a period of six (6) months from the date of delivery of these findings. This withdrawal is in itself suspended for twelve (12) months, on condition that Mr. Scholtz is not again convicted of a contravention of GCR 172 iv during this period. For avoidance of any doubt, the effect of this finding is that Mr. Scholtz may officiate in any MSA sanctioned events, but will receive a six (6) month licence removal if found guilty within the next twelve (12) months.
2. Mr. Scholtz is further ordered to pay court costs in the amount of R1000.00

*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), D. Easom, J. Fourie G. Hall, A. Harri, E. Murray, M. Rowe, R. Schilling, Ms M. Spurr, S. Van der Merwe

3. The court further wishes to state that they take strong objection to the complainant not being present at the hearing. It is of the view that "If you are happy to complain, then make yourself available for when you are heard" and in this instance, the competitor is reprimanded.

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

These findings are distributed via email on 5<sup>th</sup> April 2018 at 09:00

**Ref. 161486/158**