



# MOTORSPORT SOUTH AFRICA NPC

Reg. No 1995/005605/08

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## COURT OF ENQUIRY 1216

### HEARING HELD IN THE MSA BOARDROOM ON TUESDAY 5<sup>th</sup> FEBRUARY 2019

<b>Present:</b>	Tony Taylor	-	Court President
	Richard Leeke	-	Court Member
	Vic Maharaj	-	Court Member
	Andrew Horne	-	Competitor
	Michael Budd	-	Witness for Andrew Horne
	Schultz Swanepoel	-	Clerk of Course
	Andrew Eva	-	Technical Consultant
	Greg Canny	-	Technical Consultant
	Alan Kernick	-	Observer
<b>In attendance:</b>	Allison Atkinson	-	MSA Scribe
	Poka Lehapa	-	MSA Intern
	Adrian Scholtz	-	MSA CEO

### INTRODUCTION

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

### THE HEARING

On the 21<sup>st</sup> January 2019, Motorsport South Africa (MSA) enrolled Court of Enquiry 1216 ("the Enquiry") to investigate all aspects of the technical inspection of competitor Andrew Horne's Formula Ford race car on the 29<sup>th</sup> November 2018 and the resultant outcome of the inspection.

This is the written judgement of Court of Enquiry 1216, the hearing took place on 5<sup>th</sup> February 2019 between approximately 18:30 and 19:30.

### FINDINGS

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

1. The court could find no compelling reasons to overturn the decision of the Clerk of the Course in excluding Mr Horne from the results of the race meeting held at Zwartkops on 3<sup>rd</sup> November 2018. It is further noted that Mr Horne could have:
  - At the time of the strip refused to sign the outcome and could have requested that the engine remained sealed and moved to another venue for re-measurement;
  - Submitted a protest at the time that the penalty was announced; and
  - Submitted a protest at the time when the revised points were published.

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



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2. MSA is directed to re publish the 2018 Championship points. Mr Horne is directed to return his 2018 Northern Regions Championship Trophy to MSA.
3. The Formula Ford Association should:
  - Clearly document the process to be followed when the compression ratios are to be measured;
  - Ensure that all equipment used is in a good condition and that, where necessary, a second set of measuring devices is available for use in the event of a dispute; and
  - Ensure that all inspections are carried out in a neutral venue.
4. Administrative costs of R1000.00 are levied against Mr Horne.

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

These findings are distributed via email on 21<sup>st</sup> February 2019 at 08:30am

**Ref. 161837/158**