



# MOTORSPORT SOUTH AFRICA NPC

Reg. No 1995/005605/08

[www.motorsport.co.za](http://www.motorsport.co.za)

2nd Floor, Meersig 1, Cnr. Upper Lake Lane & Constantia Boulevard, Constantia Kloof, Roodepoort. P.O. Box 6677, Weltevreden, 1715  
E-mail: [msa@motorsport.co.za](mailto:msa@motorsport.co.za) Telephone (011) 675 2220 Fax: (011) 675 2219, National Number: 0861 MSA (0861 672 672)

## COURT OF ENQUIRY 1174

HEARING HELD IN THE MSA BOARDROOM ON MONDAY 30<sup>th</sup> MAY 2016 AT 17H30

<b>Present:</b>	Paddy Venske	-	Court President
	Eldrid Diedericks	-	Court Member
	Tony Taylor	-	Court Member
	Wally Pappas	-	Clerk of the Course
	Seef Fourie Jnr	-	Accused
	Seef Fourie Snr	-	Accused Father
	Fred Els	-	Witness and Competitor
	Steve Nel	-	Inex Legends Director
	Christie Nel	-	Inex Legends Secretary
	Johan Coetzee	-	Inex Legends TC
	Wayne Robertson	-	Inex Legends TC
	Johann van Deventer	-	Inex Legends Director
	Devin Robertson	-	Inex Legends Drivers Representative

### Apologies:

<b>In Attendance:</b>	Wayne Riddell	-	MSA Sporting Services Manager
	Allison Atkinson	-	MSA Scribe

### INTRODUCTION

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

### THE HEARING

The court requested the CoC, Wally Pappas, to explain the exclusions given to Seef Fourie Jnr on the day of the Inland Championship event on the 7<sup>th</sup> May 2016.

The CoC clearly explained that there was an on track incident in heat 2 between Seef Fourie Jnr and Fred Els. The CoC requested to see the video footage and incidents reports. The video footage was viewed in conjunction with the competitors. The CoC came to a decision that Seef Fourie came in too fast in the corner and collided with Fred Els.

The CoC received an incident report from Seef Fourie Jnr stating Steve Nel kept blocking him on track. The CoC requested the video footage from Seef Fourie Jnr. Seef Fourie Jnr told the CoC his camera was not working. The CoC informed Seef Fourie Jnr that as per the Inex regulations camera footage was mandatory. The CoC then completed all the documentation and informed Seef Fourie Snr that Seef Fourie Jnr would be excluded from heat 2 for the incident between him and Fred Els.

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



sport & recreation  
Department  
Sport and Recreation South Africa  
REPUBLIC OF 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

The COC then handed all the paperwork to the Secretary Christie Nel. Seef Fourie Snr approached the COC and stated he could not find any paperwork to protest his decision. The COC then took him to the Inex Caravan to assist him in finding the paperwork. Upon approaching the caravan the COC was stopped by Rudy Myburgh who informed the COC that the driver's representatives had to view the video footage as this was part of their rules. The COC stated that he had looked in the rule book and this rule was not documented. The driver's representatives viewed the footage and agreed with the COC decision to exclude Seef Fourie Jnr from heat 2.

After heat 3 the TC Johan Coetzee explained that all cars were inspected in parc ferme. The ride height was examined and Seef Fourie Jnr car was found to be out of specification. A recommendation was made to the COC to exclude Seef Fourie Jnr from all 3 heats.

The COC issued the penalty of exclusion from all 3 heats. The COC tried to get Seef Fourie Jnr to sign for the exclusion however he could not locate him. Johan Coetzee explained that all penalties were placed on the notice board.

Seef Fourie Jnr explained that he never had sight of the exclusions. The final results on the day showed that he was not excluded. The exclusions were also not on the notice board. He further explained that his ride height was out of specification due to his chassis that had bent.

### **FINDINGS**

Having heard all the evidence with regards to the various incidents and reports involving Seef Fourie Jnr the court sets aside all penalties imposed by the COC on the day and finds as follows:

#### **Heat 1**

The court finds no guilt in any issues relating to the competitor and therefore points for heat 1 are awarded to the competitor Seef Fourie Jnr.

#### **Heat 2**

By self-admission by the competitor he failed to prove the working of his on board camera as required in the Inex regulations SSR 1.4 M1. He is therefore excluded from the results of heat 2 and scores no points.

#### **Heat 3**

During the TC inspection after heat 3 in particular with regards to ride heights it was found that competitor Seef Fourie Jnr car did not pass the minimum ride height test. Therefore competitor Seef Fourie Jnr is excluded from heat 3 and scores no pints.

The court was also concerned about the reports of the attitude towards the officials during the day and warns all competitors of the rule with regards to the abuse of officials as this will not be tolerated in Motorsport. The competitors are also reminded that even though there are drivers representatives and TC's present at the event the decision of the COC is final subject to the appeal provisions to MSA.

The Court further reminds the Clerk of Course of the requirements of affording the competitor a right to a hearing prior to a penalty been issued as documented in GCR 175.

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

These findings are distributed via email on 13<sup>th</sup> June 2016 at 11:00am

**Ref. 160655/098**