



NOTICE OF DECISION OF A SUB-COMMITTEE APPOINTED BY THE EXECUTIVE COMMITTEE, NAMELY:

- Mr Martin Fine (Chair)
- Mrs Janet Phipps
- Mr Bruce McKenzie

MOTORSPORT NEW ZEALAND (INC) under the powers set out in Article 118 and 119 of the National Sporting Code, having considered matters brought to its attention convened a hearing before a sub-committee appointed by the Executive.

ON THE GROUNDS set out in Article 119 of the National Sporting Code namely:

- 119(a)(iii)
- 119(a)(iv)
- 119(a)(v)
- 119(a)(vi)

FURTHER INFORMATION

The Sub Committee was tasked to investigate the circumstances around an alleged practice start concerning Car 17 in Race 17 at the New Zealand Grand Prix meeting at Manfeild on 7/9 February 2014. The request for the Inquiry came from another competitor who had filed an inquiry into the matter which had been dealt with by the Race Director. It was alleged that camera footage of the incident had not been made available to the officials or the competitor on request.

HEARING PROCEDURE

The Hearing was conducted in accordance with National Sporting Code (NSC) Article 120.

DECISION

All Parties attended, the Race Director, the Competitor and other affected parties. All parties were heard and the matter properly considered.

FINDINGS

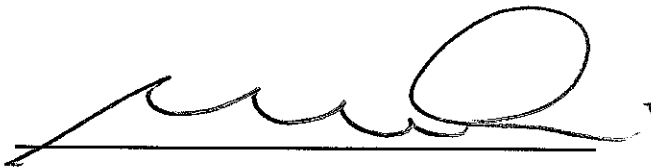
1. An inquiry form was properly lodged with the Race Officials as per Schedule CH.
2. The matter was properly considered by the Race Official and the camera footage was reviewed by them.
3. The decision of the Race Director, that no offence had been committed, was based on his interpretation of the requirements of the regulation and accepted practice for the category during the series.
4. All required procedural matters were properly conducted.

5. The Competitor when advised of the decision was made aware of his right to protest the matter but elected not to do so.

RULING

1. The decisions of the Race Director were valid, effective and appropriate in terms of the Authority of the Race Director and the applicable rules of the Sport.
2. The competitor had not exhausted his rights of review/appeal prior to the Inquiry being held.
3. No prima facie evidence was available to support the holding of the Inquiry.
4. MotorSport New Zealand should consider whether this was an appropriate matter to be put before a sub-committee constituted under Articles 118 and 119 of the National Sporting Code.
5. There is no order for costs.

SIGNED ON BEHALF OF THE SUB-COMMITTEE:

A handwritten signature in black ink, appearing to read 'M. Fine', is written over a horizontal line.

MARTIN FINE
CHAIRMAN

WRITTEN DECISION FORWARDED BY EMAIL ON 30 APRIL 2014.

RIGHT OF APPEAL:

ATTENTION IS DRAWN TO THE RIGHT OF APPEAL IN ACCORDANCE WITH THE PROVISIONS OF THE NATIONAL SPORTING CODE.