

Manual Amendment

These amendments have been authorised to the text of MotorSport Manual Edition 35. It is recommended that in addition to retaining a copy of this amendment that all parties modify the actual text in their Manual according to the following:

National Sporting Code

Amendments to National Sporting Code in Manual 35:

1. Amend Article 2 as stated in the schedule below.
2. Insert new Article 4.1 as stated in the schedule below.

1. **Item One:**

2. **Interpretation:**

- (1) In this Code context otherwise requires:

(...)

“**Competition**” means a motorsport competition in which an automobile takes part, which has a competitive nature or is given a competitive nature by the publication of results and which may comprise a heat or heats or other preliminaries and a final, free practice and qualifying practice sessions or be divided in some similar manner but must be completed by the end of the Meeting; and

“**MotorSport NZ Constitution**” means a “Constitution”, “constitution”, “Rules” or “rules” relating to MotorSport NZ, or a “Constitution of MotorSport New Zealand Inc”, or any version or iteration of same, which is registered in Companies Office records regarding MotorSport NZ; and

“**The 2000 Constitution**” means the “Constitution of MotorSport New Zealand” that was registered in the Companies Office on or about 20 July 2000, and which is or was in effect until The 2015 Constitution came into effect (on or about 30 May 2015); and

“**The 2015 Constitution**” means the version or iteration of the “Constitution of MotorSport New Zealand Inc” dated 24 May 2015 and which was registered in Companies Office records regarding MotorSport NZ on or about 30 June 2015; and

“**The 2016 Constitution**” means the version or iteration of the “Constitution of MotorSport New Zealand Inc” dated July 2016 and which was registered in Companies Office records regarding MotorSport NZ on or about 13 July 2016; and

“**Any Subsequent Constitution**” means any further version or iteration of the Constitution of MotorSport NZ which is registered in Companies Office records regarding MotorSport NZ after The 2016 Constitution was registered in those records; and

“The Current Constitution” means the current, or most recent, version or iteration of the Constitution of MotorSport NZ which is registered in Companies Office records regarding MotorSport NZ from time to time; and

“Cross Country Vehicle” means a vehicle which has a manufacturer’s design function to traverse arduous cross country terrain; and

(...)

Reason:

To clarify transitional Constitutional matters.

2. Item Two:

4. Amendment to this Code: MotorSport NZ may amend this Code and any Appendix to this Code and any Schedule to any Appendix of this Code at any time and from time to time. All amendments to this Code shall be published by MotorSport NZ by issuing a Manual Amendment and shall become effective on the date nominated by MotorSport NZ which date may at MotorSport NZ’s option in its absolute discretion, be before or after the date of publishing.

4.1 On or about 30 June 2015 The 2015 Constitution came into effect, superseding The 2000 Constitution. On or about 13 July 2016 The 2016 Constitution came into effect superseding The 2015 Constitution. There may be further amendments or iterations of the MotorSport NZ Constitution in future.

(1) This Code is expected to be updated over time so that all references in the Code as to aspects of the MotorSport NZ Constitution refer specifically to the relevant provisions pursuant to The Current Constitution (whether that is The 2016 Constitution or Any Subsequent Constitution) and so that all references to MotorSport NZ entities, roles or representatives refer specifically to the relevant entity (or entities), role(s) or representative(s) pursuant to The Current Constitution.

(2) In the meantime, and for the avoidance of doubt, pending further amendment(s) to this Code:

(a) unless the context requires otherwise or as otherwise directed by the MotorSport NZ Board:

(i) any provision(s) in the Code that refer to particular provisions in the MotorSport NZ Constitution (but without specifying which particular version or iteration of the MotorSport NZ Constitution) shall be construed and applied as a reference (or as references) to the equivalent and/or updated provision(s) (if any) in The Current Constitution; and

(ii) any provision(s) in the Code that refer to any entity (or entities), role(s) or representative(s) that is changed or superseded by The 2015 Constitution, The 2016 Constitution, Any Subsequent Constitution or The Current Constitution (or differences between whichever MotorSport NZ Constitution was in place when the relevant provision of the Code was drafted or last amended, and any later version of the MotorSport NZ Constitution or the Current Constitution) shall be construed and applied as references to the equivalent entity (or entities), role(s) or representative(s) (if any) under The Current Constitution; and

(b) any uncertainty or ambiguity as to how any provision in this Code should be construed or applied that arises from any differences between The 2000 Constitution, The 2015 Constitution, The 2016 Constitution, Any Subsequent Constitution and/or The Current Constitution shall be referred to the MotorSport NZ Board, and the Board (or its delegate(s)) shall determine in good faith how such provisions are to be construed and applied, and the Board’s decision in that regard shall be final.

Explanatory Note: For example, as at the time at which this part of the Code was amended, any reference in the Code to the “Executive Committee” or the “Executive”, or to the “Executive Committee of MotorSport NZ” or the “Executive of MotorSport NZ”, shall (unless the context indicates otherwise) be construed as a reference to the Board of MotorSport NZ.

Reason:

To clarify transitional Constitutional matters.

This amendment is issued for MotorSport New Zealand Inc by the Administration.



B. Budd
Chief Executive Officer