

## **MOTORSPORT NEW ZEALAND (INC)**

### **DECISION OF THE JUDICIAL COMMITTEE APPOINTED BY MOTORSPORT NEW ZEALAND**

#### **JUDICIAL COMMITTEE:**

- Mr Shayne Harris (Chairman)
- Mr Graeme Robertson
- Mr Raymond Bennett

#### **PARTY CONCERNED**

- Mr Mike Jamieson

#### **MOTORSPORT NEW ZEALAND REPRESENTATIVES**

- Mrs Raewyn Burke
- Mr Malcolm Glenn

1. The Judicial Committee was appointed by Motorsport New Zealand pursuant to Article 118 of the Motorsport New Zealand National Sporting Code (NSC), this is outlined in the Notice of Hearing dated 13<sup>th</sup> March 2024 .
2. The Judicial Committee was tasked with:  
"To consider the conduct of driver Michael Jamieson (car 21) during, and after the second OK Cup Race (Race 9) at Manfeild: Circuit Chris Amon on the 24<sup>th</sup> February 2024".
3. The Hearing was conducted at the Coachman Hotel,140 Fitzherbert Avenue, Palmerston North and commenced at 6.30pm. All the Committee members were present, Mr Jamieson, Mr Glenn and Mrs Burke joined the hearing via Zoom.
4. The Chairman opened the Hearing and outline to Mr Jamieson the process for the hearing.
5. Mr Glenn addressed the committee and explained that he was the Clerk of the Course for the Mitre 10 MEGA Summer Series Round 2 held at Manfeild Circuit Chris Amon on the 23<sup>rd</sup> – 25<sup>th</sup> February 2024.
6. Race 9 of the meeting was an OK Cup race in which Mr Jamieson was competing, his competition number is 21.
7. Mr Glenn explained that during the race there was a Virtual Safety Car deployed due to the recovery of car 58 at Flag Point 8. On the restart of the race, car 21 breached the safety car restart procedure by beginning to race prior to the end of the safety car period.

8. Virtual Safety Car operation is explained in the Supplementary Regulations to the meeting. This breach was observed in Race Control by the Clerk of the Course and members of the race control team.
9. Mr Glenn then instructed that a Black Flag with the car number and the words Drive Through Penalty be displayed at the start line and on the Mega Viz.
10. The requirement and actions to be carried out for a drive through penalty are outlined in article 14.4 (5) of Appendix Four Schedule Z – Races of the NSC.
11. After four laps had been completed by Mr Jamieson did not come into the pits to complete the Drive Through Penalty, the words drive through Penalty were removed and a Black Flag with the competitors number remained displayed.
12. The requirements and actions required by the competitor when a Black Flag is displayed are outline in Article 14.4 (1) of Appendix Four Schedule Z – Races of the NSC.
13. Mr Jamieson came into the pits on the last lap of the race, but did not report to the Clerk of the Course.
14. Mr Glenn explained that he immediately prepared a Notice to Appear at Hearing with the Clerk of the Course (attached to the Notice of Hearing).
15. When the Competitor Relations Officer (CRO) went to deliver the Notice to Appear to the competitor it was found that Mr Jamieson had left the circuit.
16. The penalty for disregarding a Black Flag is outlined in Article A4Z.3 Schedule P – Penalties and is:
  - a. a Maximum Fine of \$500
  - b. During any race – exclusion from the Race results and:
  - c. additional Penalties of:
    - i. Exclusion from Meeting and Event and/or
    - ii. Endorsement of competition licence for minimum of 1 month and maximum of 12 months.
17. Schedule P – Penalties Article 2.1 (6) states that in the case of fines imposed by a Judicial Committee that there shall be no limit to any Maximum Fine prescribed for the breach and any or all of the fine may be suspended for a determined period. At the conclusion of the period the suspended portion of the fine may be released or called at the discretion of the Committee or Appeal panel whoever imposed the suspended fine.
18. Schedule P – Penalties Article 2.1 (7) (a) (i) also gives the Judicial Committee the authority to suspend a licence.

19. Mr Jamieson in reply stated that he did not see the black flags so did not come into the pits. He also stated that he was unaware that when a black flag is displayed that he needs to come into pit lane and report to the Clerk of the Course. Mr Jamieson was very apologetic for his actions.
20. Mr Jamieson accepted that he left the circuit promptly as he wanted to return to Auckland for his Mother's birthday.
21. There was some discussion regarding a race incident between Mr Jamieson and Car 888 Mr Alan Lowndes. It is the panels view that there was no mandate for the panel to investigate this incident, and no evidence was presented in any case.

#### Decision

22. The committee are of the view that this hearing is about Mr Jamieson disregarding the Drive Through Penalty and the subsequent Black Flag. On Mr Jamieson own admission he did not obey the flags because he claimed he did not see the number. Mr Jamieson stated that when he looked at post-race in car footage from his own car and other cars that he accepts his number and the flag were clearly displayed.
23. In terms of Mr Jamieson leaving the circuit when he did, he stated he was not aware he needed to report to the Clerk of the Course so left the circuit.
24. The committee finds that Mr Jamieson did not obey both the Black Flag with the Drive Through Penalty and then the subsequent Black Flag.
25. The committee therefore imposes the following;
  - a. a fine of \$600
  - b. Exclusion from race 9
  - c. endorses Mr Jamesions licence for a period of six months commencing 21/03/2024. The endorsement will be removed at 5.00pm on the 22<sup>nd</sup> September 2024.



Shayne Harris  
Chairman



Graeme Robertson  
Member



Raymond Bennett  
Member

Dated: 21 March 2024

The competitor is reminded of his rights of Appeal under Part XI of the NSC.