

Decision of Motorsport Court of Appeal

1. This Appeal, brought by James Parker (Car 4) relates specifically to an overtaking manoeuvre by Simon Baker (Car 11) in the Speedworks, Mazda event at Pukekohe Park Raceway on 6 December 2020.
2. It is alleged that Car 11 passed Car 72, while a yellow light was still displayed. Having reviewed various in car footage several times, and having heard the explanations provided by James, Simon and another competitor Kevin Richards, the driver of Car 72, we find that Simon did overtake Car 72 while the yellow light was displayed (even if the light did change to green within a split second). So a breach of Article 14 Schedule 2 did occur, on the part of Simon Baker.
3. Having said that, we do not feel that it would be fair or equitable to ignore the fact that there were numerous other breaches of the rules by other competitors in relation to the restart of the race. In addition there were other mitigating factors.
4. We therefore allow the appeal, but do not impose any penalty on the competitor, Simon Baker. We consider that the appeal had merit, was properly brought and presented. We therefore direct that both the appeal fee, and the protest fee be refunded to the Appellant, James Parker.

Dated 18 January 2021



J A Langford
Chairman