



From the National Court

**MOTOR SPORTS COUNCIL NATIONAL COURT
SITTING TUESDAY 15TH SEPTEMBER 2015**

Tony Scott Andrews (Chairman)
Chris Mount
Ian Watson

CASE No J2015/27

On the 11th July this year an Entrant PG was present at an event at Larkhall organised by the West of Scotland Kart Club. His child was competing in the MSA British Cadet Kart Championship and the Entrant PG was the relevant PG licence holder. He was required to appear before the Clerk of the Course who found him guilty of an offence, MSA General Regulation C.1.1.9, and referred him to the Stewards of the Meeting who suspended his PG licence for thirty days and, in turn, referred the matter onward to the MSA.

That case now comes before this Court for consideration to be given as to whether there should be a further penalty.

The facts are that at the start of the formation lap the kart driven by the Entrant PG's child had pulled off on the far side of the track and stopped because the plug had oiled up. The Entrant PG wanted to cross the track to fit a new plug but was instructed by marshals that he should not do so. He ignored their instructions, came over the barrier onto the track and, having been prevented from continuing further by the marshals, was eventually escorted off the track but not before subjecting them to considerable verbal abuse.

At the end of the race he was expected to remove the kart by pushing it on a trolley but he insisted on starting it. On being told he had to push it he proceeded to push it very slowly round the track thereby delaying the start of the next race

The Court has expressed the view to the Entrant PG that his actions that day were utterly unacceptable and quite contrary to the aims of the Race 'n' Respect campaign to which all competitors in this Championship are expected to adhere.

The Entrant PG accepts those comments and has expressed, both verbally to this Court and in writing to the MSA, regret for his actions. He further accepts that the action taken by the officials on the day and the penalties which they imposed were entirely justified and appropriate.

The Entrant PG says his actions were born out of frustration and apologises. He explains that, like so many karting parents, he and his wife do whatever they can on a modest budget to enable their child to go karting.

He had driven some 350 miles to be at Larkhall. He believes that since the introduction of standing starts it has become commonplace for plugs to oil up and that this frequently results in a start being delayed to resolve the problem. He believes that this happened at Larkhall

on the days before and after this incident but that he and his child were denied a similar opportunity.

The Court expresses no view on the Entrant PG's assertions and clearly, such exasperation as he may have felt does not excuse his conduct that day. The Court does, however, recognise what is effectively a character reference placed before the Court by a karting official and determines as follows -

1. It is appropriate to impose a further penalty,
2. The Entrant PG's licence will be suspended until for the remainder of this calendar year,
3. No further MSA licence is to be issued to the Entrant PG until 01.01.2017,
4. Any appointment of the Entrant PG as an Entrant's Representative will be deemed invalid (H27.1.9(c)), and
5. The Entrant PG to pay a contribution toward the costs of this Court in the sum of £250.

**TONY SCOTT ANDREWS
CHAIRMAN**