

REGULATION CHANGES FOR CONSULTATION

Committee:	Judicial Committee
Date of meeting:	18 th March 2020
Closing date for consultation:	24 April 2020
Email for comments:	judicialconsultation@motorsportuk.org

Section H (Competitors: Licences)

Current Regulation

H26.1.9. A discipline may require the Parent or Guardian to be the holder of a PG Entrant's Licence, where this is required the following will apply:

- (a) A Competition Licence Application form must be countersigned by the Competitor's Parent or Guardian. The Competitor's Parent or Guardian must hold a PG Entrant's Licence.
- (b) The PG Entrant's Licence Application must accompany the Competition Licence Application form when it is submitted to Motorsport UK.
- (c) At an event a competitor must be accompanied by the holder of a PG Entrant's Licence who must sign on as the Entrant of that competitor. When the holder of the PG Entrant's Licence is unable to be present they may appoint in writing an Entrant's Representative to act as their agent for all purposes under these Regulations.
However the holder of the PG Entrant's Licence will remain fully liable and responsible under the Regulations, as principal, as if they had accompanied the Competitor. The Entrants Representative must be in possession of the PG Entrant's Licence (22.1.2)
- (d) The Entrant (who signs on at the Event as the Entrant) of the Competitor will be responsible for the conduct of mechanics, helpers, team personnel and any other person associated with that Competitor.
- (e) For National events within the UK a "PG" Entrant's Licence will suffice. For International events a competitor must be accompanied by a Licensed Entrant whose licence must be valid for International events (31).

Proposed Regulation

H26.1.9. A discipline may require the Parent or Guardian to be the holder of a PG Entrant's Licence, ~~where~~ **Where** this is required the following will apply:

- (a) A Competition Licence Application form must be countersigned by the Competitor's Parent or Guardian. The Competitor's Parent or Guardian must hold a PG Entrant's Licence.
- (b) **If the Parent or Guardian does not already hold such a licence, the** ~~The~~ PG Entrant's Licence Application must accompany the Competition Licence Application form when it is submitted to Motorsport UK.
- (c) At an **Event event** a **Competitor competitor** must be accompanied by the holder of a PG Entrant's Licence who must sign on as the Entrant of that **Competitor competitor**. When the holder of the PG Entrant's Licence is unable to be present they may appoint in writing an Entrant's Representative to act as their agent for all purposes under these Regulations.
However the holder of the PG Entrant's Licence will remain fully liable and responsible under the Regulations, as principal, as if they had accompanied the Competitor. The **Entrant's Entrants** Representative must be in possession of the PG Entrant's Licence ~~(22.1.2)~~ **(21.1.1)**. **Note that an exemption in writing may be sought from Motorsport UK in advance of the relevant Event under A.2.4 should a PG Entrant's Licence be required to be produced at more than one Event on the same day.**
- (d) The Entrant (who signs on at the Event as the Entrant) of the Competitor will be responsible for the conduct of mechanics, helpers, team personnel and any other person associated with that Competitor.
- (e) For National **Events events** within the UK a "PG" Entrant's Licence will suffice. For International **Events events** a **Competitor competitor** must be accompanied by a Licensed Entrant whose licence must be valid for International **Events events** (31).

Section H (Competitors: Licences) Current Regulation

Proposed Regulation

- (f) Should a PG Entrant's Licence be suspended at an Event, the holder of that PG Entrant's Licence may appoint an Entrant's Representative as in (c) above in order that the Competitor may continue to participate at that Event. That appointment shall continue to be effective as an Entrant's Representative to act on their behalf at subsequent Events in order to facilitate the Competitor's ongoing participation whilst the suspension of the PG Entrant's Licence remains in force but the PG Entrant's Licence holder is entitled to make substituted appointments pursuant to (c) at any time following the Event at which the PG Entrant's Licence was suspended.
- (g) Where an Entrant's Representative has been appointed, only the holder of the PG Entrant's Licence may appoint an alternative Entrant's Representative.
- (h) Where a Parent/Guardian has formally appointed a representative, only that representative is entitled to be present in any judicial hearing – the Parent/Guardian having transferred their own entitlement.
- (i) Where a Championship mandates that the holder of a PG Entrant's Licence must appoint an Entrant's Representative in the form of a Team Entrant's Licence holder, the Team Entrant's Licence holder will be subject to the provisions of (d) above but does not acquire authority under (f).

Implementation: Immediate (following Board Approval)

[Immediate implementation proposed as this is relaxation and clarification – to avoid negative impact on minors.]

Reason: *To provide, in the event of suspension of a PG licence due to the Parent/Guardian's actions, for that PG to nominate a representative to allow the minor to continue to participate – hence avoiding effective disqualification of the minor because of the PG's actions. Also clarification of other aspects.*

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Section C (Judicial)

Current Regulation

General

C1.1. Each of the following is a breach of these Regulations and/or Supplementary Regulations and will lead to disciplinary action being taken.

Proposed Regulation

General

C1.1. Each of the following, **in addition to any offences specifically referred to elsewhere within these Regulations**, is a breach of these Regulations and/or Supplementary Regulations and will lead to disciplinary action being taken.

Implementation: Immediate (following Board Approval)

[Immediate implementation proposed as this is a clarification – to avoid constituting a potential defence in case of breaches of other regulations.]

Reason: To clarify that offences not specifically listed within C1.1 are also breaches of the Regulations.

Section D (Organisers)

Current Regulation

Unauthorised Competitions

D28.1. The organisation or holding within the territory of Motorsport UK of any vehicle competition otherwise than in accordance with these Regulations shall render every person connected therewith or taking part therein, whether as promoters, organizing committee, driver, official or otherwise, liable to the consequences.

Proposed Regulation

Unauthorised Competitions

D28.1. The organisation or holding within the territory of Motorsport UK of any vehicle competition otherwise than in accordance with these Regulations shall render every person connected therewith or taking part therein, whether as promoters, organizing committee, driver, official or otherwise, liable to the consequences **as a breach of these Regulations**.

Implementation: Immediate (following Board Approval)

[Immediate implementation proposed as this is clarification - to avoid a potential defence in the case of breach.]

Reason: Clarification

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Section C (Judicial)

Current Regulation

Appeals

C6.1.3. It should be noted that, Technical Eligibility Appeals are not heard by the Stewards of the Meeting but are referred directly for consideration by the National Court. (See special procedure 7.2.)

Proposed Regulation

Appeals

C6.1.3. It should be noted that, Technical Eligibility Appeals are not heard by the Stewards of the Meeting but are referred directly for consideration by the National Court. (See special procedure 7.2.) **However, where a Competitor seeks only to challenge the penalty imposed in relation to a technical non-compliance (and the non-compliance itself is not contested) the Stewards may consider a properly lodged Appeal.**

Implementation: Immediate (following Board Approval)

[Immediate implementation proposed as this is a clarification.]

Reason: Clarification.

Section G (Officials)

Current Regulation

Scrutineers and Technical Commissioners

G7.2.5. The decision of a Scrutineer may be overruled by the Stewards of the Meeting in the course of adjudicating on a properly registered Appeal

Proposed Regulation

Scrutineers and Technical Commissioners

~~**G7.2.5.** The decision of a Scrutineer may be overruled by the Stewards of the Meeting in the course of adjudicating on a properly registered Appeal.~~ **Deleted.**

Implementation: Immediate (following Board Approval)

[Immediate implementation proposed as this is a redundant regulation.]

Reason: To remove a redundant regulation. Any Appeal regarding Scrutineer's decision would be referred directly to an Eligibility Appeal Panel.

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Section D (Organsiers)

Current Regulation

Publication of Results

D26.2. The date and time of issue of all Provisional Results should be stated on them.

Proposed Regulation

Publication of Results

D26.2. The date and time of issue of all Provisional and Final Results should be stated on them, and they should be signed by the Clerk of the Course or his Deputy.

Implementation: **1st January 2021**

Reason: To formalise current best practice.

Section G (Officials)

Current Regulation

Secretary of the Meeting

G3.2. The Secretary of the Meeting shall:

G3.2.1.

G3.2.2. Post on the Official notice board all bulletins, Permits, authorisations, times and results.

Proposed Regulation

Secretary of the Meeting

G3.2. The Secretary of the Meeting shall:

G3.2.1.

G3.2.2. Post on the Official notice board all bulletins, Permits, authorisations, penalty or other decisions, times and results.

Implementation: **1st January 2021**

Reason: To formalise best practice and align with the requirements of the FIA International Sporting Code

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Section D (Organisers)

Current Regulation

Alteration of Supplementary Regulations

D11.1. No alteration or addition may be made to the Supplementary Regulations after the commencement of the period for receiving entries unless:

D11.1.1. Motorsport UK and all competitors already entered agree in writing to the alteration, or

D11.1.2. The Stewards of the Meeting so decide for reasons of safety or force majeure.

D11.1.3. Where a Championship Permit has been issued, Championship Sporting and Technical Regulations may not be amended after publication unless Motorsport UK and all competitors registered for the Championship agree in writing to the alteration. Such amendments must be circulated to all Registered Competitors, Championship Stewards, Eligibility Scrutineer, Clubs organising Rounds of the Championship and to Motorsport UK.

D11.1.4. Championships exempt from registering with Motorsport UK do not need to comply with 11.1.3. above (7.1).

Proposed Regulation

Alteration of Supplementary Regulations

D11.1. No alteration or addition may be made to the Supplementary Regulations after the commencement of the period for receiving entries unless:

D11.1.1. Motorsport UK and all competitors already entered agree in writing to the alteration, or

D11.1.2. The Stewards of the Meeting so decide for reasons of safety or force majeure, **or**

D11.1.3. Subject to the agreement of Motorsport UK, amendments restricted to the safe and orderly conduct of the Meeting may be made by the Organiser until the beginning of the Event concerned (as defined in Duration of Meetings and Events (see Section B)).

~~**D11.1.3.**~~ **D11.2.** Where a Championship Permit has been issued, Championship Sporting and Technical Regulations may not be amended after publication unless Motorsport UK and all competitors registered for the Championship agree in writing to the alteration. Such amendments must be circulated to all Registered Competitors, Championship Stewards, Eligibility Scrutineer, Clubs organising Rounds of the Championship and to Motorsport UK.

~~**D11.1.4.**~~ **D11.3.** Championships exempt from registering with Motorsport UK do not need to comply with ~~11.1.3.~~ **11.2** above (7.1).

Implementation: Immediate (following Board Approval)

[Immediate implementation proposed as this is a relaxation to enable safe and orderly running of events.]

Reason: To adopt a relaxation which has been provided in the 2020 FIA International Sporting Code Article 3.6.
