



From the National Court

**MOTOR SPORTS COUNCIL NATIONAL COURT
SITTING TUESDAY 02 JULY 2019**

**Bob Kettleboro
Chris Mount
Tony Scott Andrews (Chairman)**

J2019/12 – Inquiry – Mansell Raceway – Dunkeswell 28th April

Motorsport UK have referred this matter to the Court as a C9 Inquiry.

It relates to an event organised by the Mansell Kart Racing Club and held at Mansell Raceway on 2nd April. The Order for this Inquiry details eight separate issues which this Court is asked to consider. The Court is pleased to record that five of those issues have been resolved by agreement between the Clerk of the Course Mr Peter Wadner ("the Clerk") and Motorsport UK.

The three remaining items are:-

1. Handling Non-compliance Reports received from Technical Officials,
2. Adequacy of technical checks conducted by Technical Officials with emphasis on the deployment of approved and or calibrated measuring equipment and
3. Such other matters as may arise by virtue of the evidence received.

As to the first, the Clerk received a Non-Compliance Report relating to an undersized clutch plate. The Competitor was duly disqualified. The Competitor appealed to the Steward who upheld the Appeal, seemingly on the grounds that the Clerk's decision was initially unsigned and that the Competitor had not been given an Appeal Form when he had asked for one.

The Clerk also, however, received two further Non-Compliance Reports, each relating to carburettors where it was said that the use of two no-go gauges showed they did not comply with the regulations. One of the Competitors had asked the Scrutineer to be shown the detailed measurements in the regulations, and the calibration certificates for the gauges used. Neither were available as the carburettors were merely "box-stock" and the gauges used by the Scrutineer had been provided by the supplier of the carburettors.

This Court is satisfied that, at the time of this event, the gauges (which are said to have been in use for some considerable time) had never been independently calibrated. In all circumstances the Court finds that the Clerk's actions in declining to penalise either Competitor were entirely appropriate.

As to the second and third matters before the Court, the Court can only stress that, for any Non-Compliance Report based upon measurements to be considered as acceptable evidentially, the method of measurement must be capable of proper scrutiny. That is to say that the measuring device used to effect the measurement, or to check the actual implement used, must itself be properly and verifiably calibrated.

**Tony Scott Andrews
Chairman
02nd July 2019**