
Date:	Friday, 05th May 2023	Time:	13.00 hrs
Subject:	Stewards Decision No. 03	Document No.:	2.6
From:	The Stewards		
To:	Competitor car No: 27 Philip ALLEN Crew: Philip ALLEN / Darragh MULLEN		
Number of pages: 3		Attachments: -	

The Stewards, having received a report from the Clerk of the Course with attached documentary evidence received from the Guardia Civil, summoned the above crew members as well as a Competitor's representatives Mark Kane and Philip Case, have considered the following matter and determine the following:

Facts During the recce, the car used by the Competitor car No. 27 with competition number sticker on the windshield, suddenly increased the speed (in the place where the speed is limited to 40 km/h), crossed a continuous line, overtook five cars at once, including a large - tonnage truck, created a dangerous situation for other road users.
The driver was fined by the police for this infringement.

Offence Breach of Art. 34.2.1 in conjunction with Art. 34.3.1 of the 2023 FIA RRSR, Art. 12.2.1.h of the 2023 FIA ISC.

Decision **Fine penalty of 2000 EUR** onto the driver of car No. 27 **PHILIP ALLEN, 1000 EUR of which is suspended until the end of the FIA ERC 2023 season.** This suspended part of the fine penalty will come immediately in force in case of new breach of the same nature.

In accordance with Article 12.8 FIA International Sporting Code, the payment of the fines must be done online, within 48 hours of their notification, at the following address: <https://fiafines.fia.com> Any delay in making payment may entail suspension during the period he fine remains unpaid.

Reason for the decision

A hearing was held on Thursday 04th May 2023 at 17.20 hrs in the presence of driver Philip Allen, co-driver Darragh Mullen and Competitor's representatives.

The Stewards rely on the information provided by the police officer of the Guardia Civil, i. e. the written report, to assess the violation.

After the Competitor was given the opportunity to present his position during the hearing, he provided oral explanations, describing the facts of the incident in a different way from what was given in the report of the police officer of the Guardia Civil.



In view of the fact that an onboard camera was installed in the Competitor's recce car, the Stewards, after the hearing, made an offer to the Competitor to provide the Stewards with videos that could refute the information provided by the police officer and confirm the information provided by the representatives of the Competitor.

The answer to such a proposal was that the Competitor did not have video footage of the road sections.

Although the representatives of the Competitor apologized at the hearing for the violation committed, they interpreted the circumstances of the violation committed themselves differently, explaining that they had practically no choice but to overtake other road users in this way and certainly did not pose any danger to other road users. That it was a situation of force majeure.

Therefore, Stewards doubt the sincerity of the Competitor. There is no reason not to believe the police officer, since the representatives of the Competitor did not dispute the penalty imposed by the police. On the contrary, during the hearing, they tried to ask the ASN steward what way to pay the penalty imposed by the police.

It is clear that violations of this kind, committed by a Competitor, not only endanger other road users, but also have a negative impact on the prestige of the event in which the Competitor participates (47th Rally Islas Canarias 2023).

This negatively affects the attitude of society to motorsport in general, causing significant damage to the entire motorsport community. Since the event is a round of the FIA ERC, it damages not only the organizers, but also the image of the ASN, as well as the FIA.

Representatives of the motorsport community should be a positive example for other road users, and not vice versa.

The Stewards concluded that the driver of car no. 27 was in breach of Article 34.2.1 in conjunction with Article 34.3.1 of the 2023 FIA RRSR, which explicitly mandate that crews must observe the national traffic laws. Also, the driver of car No. 27 was in breach of the Article 12.2.1.h of the 2023 FIA ISC.

In the opinion of the Stewards, in this case a fine penalty is sufficient and appropriate.

Reason for the suspension

The stewards decide that there are grounds for suspending part of the fine penalty because the violation was admitted by the driver, which gives reason to believe that the driver will draw conclusions and will not commit any more similar violations.

The decision is based on the FIA ISC Art. 11.9.1, Art. 11.9.2.a, Art. 11.9.3.a; Art. 11.9.3 f; Art. 12.4.1.c. and FIA RRSR 2023 Art. 34.2.3, Art. 34.3.4.b.

Competitors are reminded of their right to appeal certain decisions of the Stewards, in accordance with Article 15 of the FIA International Sporting Code and Chapter 4 of the FIA Judicial and Disciplinary Rules, within the applicable time limits.



Arnas PALIUKENAS (LTU)
FIA Chairperson of the Stewards

Antonio MEDEIROS (PRT)
FIA Steward

David DOMINGO (ESP)
ASN Steward

This decision was notified electronically to the competitor representative as below:

<i>Name in block letters</i>	MARK KANE	Date	05.05.2023
<i>Position in the team</i>	Team Manager	Time	13.20 hrs

Published on the Digital Notice Board on 05.05.2023 at 15.20 hrs.