



27. – 29. October 2022

Date: **Saturday, 29th October 2022**

Time: **10.15 hrs**

Subject: **STEWARDS DECISION N° 6**

Document No: **2.8**

From: *The Stewards*

To: The Organiser: Automóvel Club de Portugal

Number of pages: 3

Attachments: 0

The Stewards received a report from the Clerk of the Course about an Administrative checks, after inviting and hearing of the representative of the Organiser (the position of the Organiser was presented by the Clerk of the Course), have considered the following matter, and determine the following:

Fact: The Organiser was not satisfied that provides correct information when drawing up the entry list and sending it to the FIA.

Offence: Breach of FIA 2022 CCRSR App II Art. 8.1.1 and Art. 8.2.2

Decision: **Warning to the Organiser Automóvel Club de Portugal and to forward this decision to the FIA Cross-Country Commission for further action**

Reason: The Stewards, received a report from the Clerk of the Course about the Administrative checks, started to investigate the circumstances under which the entry list was drawn up. The investigation has shown that the names of the Competitors, as indicated in the entry list and the names of the Competitors indicated in the CoC report about the results of Administrative checks, did not comply. The Stewards had doubts that the procedures for drawing up an entry list did meet their requirements.

The Clerk of the Course, who presented the position of the Organiser to the Stewards at the hearing, explained that Administrative checks revealed that the names of the Competitors in the Entry list are different, taking into account what is stated in the Competitors licences (and their content is checked only during the Administrative checks).

The Stewards concluded that

- any person, or group of persons, organising a competition **shall be deemed to be acquainted with the statutes and regulations of the FIA and the national regulations.** (Art 1.3.1, 1.3.1 a and 1.3.1 b of the International Sporting Code)
- according to the ISC Art 2.2.4, an International Competition, when it counts towards an International championship, cup, trophy, challenge or series which

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bears the name of FIA, is placed under the sporting supervision of the FIA. Consequently, **the organiser of an FIA World Cup for Cross Country Bajas event must follow the FIA regulations.**

- according to the CCRSR App II STANDARD DOCUMENTS Art. 8.1.1, upon the close of entries as indicated in the Supplementary Regulations, the Organiser shall send a Draft Entry List in numerical order, prior to publication on the Organiser's website, to the FIA for checking. This Draft Entry List must include... **The competitor's full name as it appears on the competitor's licence...**
- it should be noted that competitor's names must appear on the Entry List exactly as they appear on their competitor's licence (CCRSR App II STANDARD DOCUMENTS Art. 8.2.2)

Stewards concluded that the Organiser had failed to comply with and violated the established procedure for the acceptance of an entry forms and the establishment of the entry list. The Organiser cannot draw up an entry list and send such information to the FIA, if he is not convinced of the conformity of that information with reality. because such actions can mislead everyone involved in this discipline. The information sent by the Organiser to the FIA (as revealed during the investigation) contained the names of not-existing competitors. In the present case, there is a situation where the FIA approves the entry list sent by the Organiser with information that does not correspond, in whole or in part, to reality. And approving entry lists with not-existing competitor names on behalf of the FIA damages the reputation of the FIA.

All offences or infringements are punishable, whether they were committed intentionally or through negligence (ISC Art. 12.1.1 a)

According to the ISC Art. 11.9.1, the Stewards shall have supreme authority for the enforcement of the ISC, of the regulations of the FIA if appropriate, of national rules and Supplementary Regulations and of Official Programmes within the framework of the Event for which they are appointed. ISC Art. 11.9.3.a provides that Stewards shall decide what penalty to enforce in the event of a breach of the regulations.

Any breach of the Code, of the national rules or their appendices, or of any Supplementary Regulations committed by any organiser, any other person or organisation may be penalised or fined.

Since the representative of the organiser acknowledged the violation committed, the most lenient penalty to be imposed on the Organiser – a Warning. It must also be



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considered appropriate to forward this decision through the FIA Rally Department to the FIA Cross-Country Commission for further action in order to prevent such situations from happening in the future, if the Commission considers that any additional proactive action can be taken in this case, to remind all organisers repeatedly to follow the established procedure, and also to encourage competitors to pay sufficient attention to the submission of entry forms and to ensure that everything goes as required by the regulations.

The Stewards decide for a Warning as penalty to the Organiser according to the ISC Art. 12.4.1.a and forward the decision through the FIA Rally Department to the FIA Cross-Country Commission for further action, if the Commission feels it would be necessary.

The organiser is reminded of his right to appeal certain decisions of the Stewards, in accordance with Article 15 of the FIA International Sporting Code and Article 9.1.1 of the FIA Judicial and Disciplinary Rules, within the applicable time limits.

Arnas PALIUKENAS
FIA Chairman of the Stewards

Mauro FURLANETTO
FIA Steward

Paulo LAGINHA
ASN Steward

Received by: HORISLAW RODRIGUES

Organiser:

Date: 29.10.22

Time: 10:25

Signature:

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