

BULLETIN



BULLETIN No.: 2018-04

Subject: Right to Protest Judge of Fact Penalties - Rule Changes

Issue Date: Oct 24th, 2018

Effective Date: January 1st 2019

RATIONALE

These rule changes are intended to move all penalty decisions into the hands of the organizer and stewards, allow competitors the right to protest a penalty resulting from a Judge of Fact report and provide clarification for the stewards assessing of a penalty, plus some general clean-up.

Rule Change #1 CARS Vision

The vision of the Canadian Association of **RallySport** (CARS) is for the motorsport of rally to be growing, inclusive and professional, widely understood and supported by competitors, volunteers, communities, government agencies and corporate partners/sponsors.

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Rally in Canada is an amateur sport that is sustained entirely on a volunteer basis. The participants are expected to respect the rules of the sport and to compete in a fair and honest manner. The officials are giving of their time and experience, and are expected to use sound and equitable judgement in all areas including a fair, open and progressive approach to disciplinary matters.

6.2 Stewards

6.2.3b Inflict penalties of reprimand, fine, time or exclusion. **(Note: The organizer or their designate may request the Stewards assign administrative fines -late arrival at Parc Fermé or speeding fines in transits/reconnaissance, etc. via a notice posted on the official notice board see also 7.5-7.7)**

~~6.2.3k Accept or refuse any correction proposed by a Judge of Fact.~~

Rule Change #2 Judges of Fact

6.3 Judge of Fact

6.3.2 Judges of fact may perform one of more of the following:

- (a) ~~Point out~~ **Report** violation of Parc Fermé rules (**including control and re-fuelling zones**), false start, shortcutting a stage or ~~striking a chicane~~ **infractions** ~~to the organizer;~~
- (b) ~~Point out~~ **Report** a) improper procedure infractions (See 17.3) or b) any violations at an Observation Control ~~to the organizer;~~
- (c) ~~Point out~~ **Report** some other fact of the same type as laid down in the Supplementary Regulations.

Using the Judge of Fact report, (available online <https://carsrally.ca/documents/organizers/>) the judge of fact is to make his report and submit it to the organizer as soon as practical.

Upon receiving the Judge of Fact report, the organizer shall review the report and decide to a) allow the Judge of Fact to correct the report, b) accept the report or c) reject the report. The organizer will respond on the form his/her decision, any penalty to be applied or action required. The form, with the organizer's response, is to be posted on the notice board by the steward(s).

6.3.3 A protest may ~~not~~ be made against the decision a Judge of Fact **the organizer** His/her decision shall be accepted as final unless corrected as hereinafter provided. **makes regarding a Judge of Fact report.**

6.3.4—A report by a Judge of Fact may be:

- (a) ~~Corrected by the Judge of Fact with the concurrence of the Organizer;~~
- (b) ~~Reviewed/Corrected by the Steward(s)/Appeal Boards if additional evidence (video, tracking device, etc.) is available to them.~~

6.3.5—At the close of an event, each Judge of Fact shall give to the Organizer, a report of his/her decisions.

Rule Changes #3 Sentences of Exclusion, Suspension, Disqualification

7.9 Sentence of Exclusion: re-word to: "mail" or **electronic means**".

7.11.f Sentence of Suspension: re-word to: "mail or **electronic means**".

7.12.e Sentence of Disqualification: re-word to: "mail or **electronic means**".

Rule Change #4 Speeding

13.3 Instructions

13.3.12 Organizers may use radar or other means to control speeding in transits. The penalties shall be as per 17.2. ~~Competitors in excess of 30km/hr. over the legal limit are to be disqualified.~~ Organizers must use observation controls to inform any crew of a speeding violation.

13.6 Reconnaissance

13.6.10 Use of radar detection equipment during recce is prohibited; violation will be penalized up to and including exclusion. ~~Organizers may use Observation Controls—equipped with radar guns to monitor speed during reconnaissance (as well as on transits during the rally) (see 13.3.12).~~

13.6.12 **Organizers must use Observation Controls when using radar locations. Competitors will stop at the control and the marshal will initial the stopped competitor's recce card and note the speed.** Violation of 13.6.9 ~~or 13.6.10~~ above will be penalized as follows.

(a) First infraction: \$150.00

(b) Second infraction: \$300.00 plus the first \$150.00

(c) Third infraction: Exclusion from the rally plus the \$450 in fines already accrued, forfeiture of all entry fees and lose the provision to use their rally vehicle (where provided for in 13.6.4) for all events for one year until after the next edition of the event has taken place.

- a) **1st Offence: Up to 20 Km/hr. over, receive a warning.**
1st Offence: between 21 - 39 km/hr. over, receive a \$150 fine.
- b) **Additional offence/s: 11 - 20 Km/hr. over, receive an additional \$150 fine, for each occurrence.**
Additional offence/s: 21 – 39 Km/hr. over, receive an additional \$300 fine, for each occurrence.
- c) **Excessive speeds (40 km/h. or more) or competitors having a third offence above 20 kph: Competitors will be subject to referral to the stewards, by the organizer, for a hearing and possible exclusion, plus a \$300 fine added to those already accrued.**

Rule Change #5 **Timing**

15.2 Time card

15.2.6 Any correction or amendment made to the time card, **by a competitor will be considered an illegal procedure infraction per 17.3** ~~result in exclusion~~, unless such correction or amendment has been approved by the appropriate marshal.

15.2.7 The absence of a stamp or signature from any passage control, **observation control** or the absence of a time entry at a time control **will result in the organizers making best efforts to score the missing controls from the control log sheets or the timing clock logs for the stage start/finishes. However, absence of a time entry for that competitor at a control will result in a DNF from the point of that control.** ~~or the failure to hand in the time card at each control (time, passage or regrouping), or at the finish, will result in exclusion.~~

15.4 Control Procedures

15.4.12 If it is found that a crew has not observed the rules for the check-in procedure as defined above (especially by entering the control area more than a minute before the actual check-in time **or improperly stopping in the control zone**), the senior marshal at the control is to make this the subject of a **Judge of Fact written Report** to be given to the organizer, who will consider what action to take **including scoring the time the competitor entered the control zone to assessing an Improper Procedure Infraction.**

15.10 Route Obstruction / Loss of Stage Security

15.10.1 If a competitor **deliberately** blocks the route for succeeding competitors, ~~(e.g. with a winch cable)~~ he shall be subject to a minimum penalty of exclusion from the event.

15.12 Special Stages

15.12.2 Crews are forbidden to drive in the opposite direction to that of the special stage, under pain of exclusion by the **steward(s)** ~~organizer~~.

15.12.8 Special stages will end in a flying finish, stopping between the yellow warning sign and the stop sign being forbidden ~~on pain of exclusion~~. **Stopping will be considered an Improper Procedure Infraction – see 17.3.)** Timing will be recorded on the finish line. ~~At the finish of special stages, the time-keepers must be positioned even with the timing line.~~

15.12.10 If, through a fault of the crew, the time entry cannot be made, the following penalties shall be imposed:

At the start:	exclusion DNF
At the finish (Stop Point):	5-minute time penalty.

Rule Change #6 **Controls**

16.7 Observation Controls

16.7.1.4 Anywhere within a transit **or a stage during reconnaissance** for the purposes of informing competitors of any violation of ~~transit~~ speed limits.

16.7.2 ~~Time will be recorded as the vehicle passes the control board unless the vehicle is observed to have stopped within sight of the observation control, in which case the time at which the vehicle stopped will be recorded as the arrival time. The correct time of arrival at the control following an observation control shall be calculated as if the observation control does not exist.~~

16.8 Parc Ferme / Parc Expose

16.8.4 Except where specifically provided for elsewhere in the regulations, while the vehicles are subject to Parc Fermé rules, any repair, assistance or refueling is strictly forbidden ~~under pain of exclusion~~. ~~The vehicles shall be subject to the Parc Fermé rules.~~ **(Penalties as per 17.3)**

Rule Change #7 Assessment of Performance

17.2 Penalties

Penalties shall be assessed by the organizers as follows:

On special stages	-Time taken
Each minute late at a time control or main time control	-10 seconds
Each minute early at a time control or main time control	-1 Minute
Making a false start to a special stage	-2 Minutes per offence
Speeding in a service park	-2 Minutes per offence
Shortcutting a stage	-stage lateness time
Striking a chicane	-15 seconds per element struck
Being towed on transit	-10 min
<u>Being towed on a stage</u>	<u>-exclusion (expect as per 17.6.1(b))</u>
Violation of studded tire regulation	- 10min

Exceeding speed limit at Observation Controls **during a rally**

1-10 km/h over the limit = 0 seconds

For every 1 kph over 10 kph: 10 seconds up to 39kph over which shall be exclusion.

11 km/h = 10s	16 km/h = 65s	21 km/h = 145s	26 km/h = 250s
12 km/h = 20s	17 km/h = 80s	22 km/h = 165s	27 km/h = 275s
13 km/h = 30s	18 km/h = 95s	23 km/h = 185s	28 km/h = 300s
14 km/h = 40s	19 km/h = 110s	24 km/h = 205s	29 km/h = 325s
15 km/h = 50s	20 km/h = 125s	25 km/h = 225s	30 km/h = 350s

Over 30 km/h over the limit = disqualification

No time penalty shall be assessed for infractions of a non-competitive or administrative nature.

17.3 Improper Procedure Infractions

Improper Procedure Infractions must be reported in writing to the organizer by marshals, judges of fact or competitors. Upon ~~confirmation~~ **acceptance** of the **Inquiry or Judge of Fact report** ~~infraction by the organizer~~ **or when a judgement by a judge of fact**, a penalty of 10 minutes will be applied for a first infraction and may result in a recommendation by the organizer to the steward(s) for a sentence of exclusion for a second violation during the event. Use of in-car video footage may be used by event or CARS officials to verify compliance with the regulations for use of safety warning devices (see 3.11.c). For 17.3.4 below, in addition to the 10 minute penalty applied to the crew, **up to** a \$500 fine will be assessed to the entrant team by the steward(s) of the event.

17.3.10 Violation of control procedures (see 15.4)

17.3.11 Violation of Parc Fermé regulations (see 16.8.4)

17.3.12 improper modification to a time card (see 15.2.6)

17.3.13 Being towed on a Transit (see 17.6.1)

17.5 Baulking

No claim is allowable for baulking. However, ~~the Steward(s) may exclude~~ an entry found to have unreasonably delayed another entry **is subject to possible assessment of an Improper Procedure penalty by the organizers.**

17.6 Finishing Qualifications

17.6.1 A competing vehicle shall complete the entire course under its own power. (Failure to do so will result in exclusion.) Exceptions are listed below.

- (a) By a ferry, the use of which is required by the route of the event;
- (b) By outside means for the minimum distance necessary to extricate it from difficulty (**ditch, snowbank, blocking or partly blocking the road**), or to clear the route for other competitors;
- (c) By gravity;
- (d) By the unaided efforts of its crew (including pushing out of a Parc Fermé);
- (e) By official permission or instruction;
- (f) For the purpose of facilitating re-start (penalty per 15.15);
- (g) Being towed on a transit. (penalty per 17.3)

~~In the case of (b), (c) or (d) above, any crew found to have delayed another crew by their action shall be excluded from the event.~~

Rule Change #8 **Results**

20.4 Finalization of Results

When the grievance proceedings have finished, the results are final if all the following conditions have been met:

- (a) The scores were posted within the time limits allowed;
- (b) Any questions concerning proper class classification of any vehicle have been dealt with;
- (c) No protest decisions have been deferred as in 9.6(e)(2);
- (d) No appeals have been submitted.

Note: In the case of (c) and (d) above, partial results can be declared final if they would not be altered by the protest(s) or appeal(s).

22.1.3 Replace the word "mail" with "**electronic means**".