## Decision 10

# **Infringement Notice**



This Infringement Notice (Notice) is issued in respect of an alleged breach of the Rules at an Event which is being held under the FIA International Sporting Code (Code) including Appendices, the National Competition Rules (NCR) of Motorsport Australia, the relevant category sporting and technical regulations as approved by Motorsport Australia, the Supplementary Regulations, any Further Supplementary Regulations, and any relevant instructions or Bulletins.

A SEPARATE INFRINGEMENT NOTICE IS REQUIRED FOR EACH ALLEGED BREACH OF THE RULES.

Offence					
It is alleged that,					
COMPETITOR/DRIVER/CO-DRIVER/ NAVIGATOR NAME	Brad Schumacher				
COMPETITION LICENCE NO.	1146126	COUNTRY OF ISSUE			
AUTOMOBILE CATEGORY	Class A Pro-Am	COMPETITION NO.	55		
at, EVENT/VENUE NAME	LIQUI-MOLY BATHURST 12 HOUR at Mount Panorama Circuit, Bathurst				
on, DATE	$0  \boxed{4}  -  \boxed{0}  \boxed{2}  -  \boxed{2}  \boxed{2}$	TIME	13:50		
during, SESSION	Qualifying Part 1 (Q1)				
committed the following offence by breach of the Rule below:					
5.10.1 of Motorspo	5.10.1 of Motorsport Australia's Circuit Race Standing Regulations				
The Driver of Car 55 entered the Pit Lane at 46km/h in breach of Rule 5.10.1 of Motorsport Australia's Circuit Race Standing Regulations.					
- "					
Penalty					
Penalty recommended for the Stewards	to impose: (tick box/es that apply)				
REPRIMAND					
FINE \$	300				
SUSPENDED FINE \$	with, \$	suspended unt	ii		
	Providing there is no further breach of the Rule listed	above within this time pe	eriod		
TIME ADDED	seconds added to the Auton	nobile's time for			
LOSS OF POINTS	Championship/Series points	deducted from the	Championship/Series		
DISQUALIFICATION from					
OTHER		)			

# **Infringement Notice**



Official Serving Notice					
OFFICIAL'S NAME	James Delzoppo	OFFICIAL'S TITLE	Deputy Race Director		
Declaration					
and	OF THE RULE AS DESCRIBED ABOVE AND A EWARDS HEARING AND WAIVE ALL MY RIGH PENALTY		THE CODE AND THE NCR TO		
The Stewards will impose t	he penalty described above				
I ADMIT TO THE BREACH OF THE RULE AS DESCRIBED ABOVE AND WISH TO GIVE FURTHER SUBMISSION ON PENALTY AT A STEWARDS HEARING					
Note: Any minimum penalty prescribed in the Rules is binding on the Stewards.					
A Stewards Hearing will be convened, where you will have the opportunity to give your submission on penalty along with any mitigating reasons. The Clerk of the Course may appoint a Prosecutor to present a submission on penalty. A summons will be issued advising the place and time for the matter to be heard.					
I DO NOT ADMIT TO THE	BREACH OF THE RULE AS DESCRIBED ABOV	E			
supporting your case. The be heard.	convened, where you will have the opportunity to Clerk of the Course may appoint a Prosecutor. A ary the penalty above if a breach of the Rules is e	summons will be issued advis	call witnesses and present evidence sing the place and time for the matter to		
SIGNATURE COMPETITOR/DRIVER/ CO-DRIVER/NAVIGATOR	DATE		02-23		
NAME BRAS	SCHUMALHER TIME		5:35 PM		
STEWARDS USE ONLY					
The Stewards, find the Competitor/Driver/Co-Driver/Navigator in breach of the Rules by their own admission, and impose the penalty recommended on this Notice.					
CHAIR OF STEWARDS STEW	ARD STEWARD	TIME	1740		
ffle &	MILE	DATE	04-02-23		

### Infringement Notice Process

The purpose of the Motorsport Australia Infringement Notice (Notice) is to assist in the timely application of a penalty where a Competitor/Driver/Co-Driver/Navigator (Alleged Party) accepts that they have been in breach of a Rule. The penalty detailed on the Notice is issued under the authority of the Stewards.

Each party is reminded of their right to appeal under certain conditions in accordance with the Code and the NCR.

The Alleged Party has the following options:

- a. admit to the breach of the Rule and accept the penalty which also requires waiving right to a Stewards Hearing and appeal; or
- b. admit to the breach of the Rule but not accept the penalty which will result in a Stewards Hearing to hear submissions of penalty and impose a penalty; or
- c. not admit to the alleged breach of the Rule which will result in a Stewards Hearing

### PROCESS

The Clerk of the Course, or their representative, or an official appointed to a Championship, Cup, Trophy, Challenge or Series by Motorsport Australia determines that an alleged breach of a Rule has occurred and proposes a penalty to be imposed

- A proposed penalty is determined by either.
  - a. applying a penalty as prescribed by the Rules; or
  - consulting with the Stewards where no specific penalty is prescribed or a penalty greater than a minimum prescribed penalty is proposed
- 3. Completion of the Notice

### Note:

- The Stewards must be made aware of the details of the Notice before it is presented to the Alleged Party
- b. A seperate Notice is required for each alleged breach of the Rules

- 4. Serving the Notice on the Alleged Party
  - a. Advise the Alleged Party of the alleged breach and the proposed penalty
  - b. Advise the Alleged Party that they have the options as listed above
- The Alleged Party must complete the Declaration on the Notice by ticking the box/ es relevant to the option selected and signing, dating and timing it. This will initiate the process described for that option.

- Note:

  a. If the Alleged Party refuses to select an option and/or sign, date and time the Declaration, a Stewards hearing will be convened.
- If the option to admit to the breach of the Rule and accept the penalty is selected, both boxes must be ticked. If not, a Stewards hearing will be convened
- c. If the option to admit to the breach of the Rule but not accept the penalty is selected, the Stewards hearing will only consider imposition of a penalty in regard to the breach of the Rule
- When the option to admit to the breach of the Rule and accept the penalty is selected and both boxes are ticked, the official will take the Notice to the Stewards who will impose the penalty

The official will then copy the Notice, return the original to the Stewards and deliver a copy to each party as appropriate (e.g. Alleged Party, Clerk of the Course, Secretary of the Event, Chief Timekeeper)