



**KartSport New Zealand Inquiry Report**  
**(Typo corrected 12-11-15)**  
**KartSport Manawatu - Breaches of Regulations, Codes and Rules 2015**

**Report Prepared by:** Brian Lotter

**Inquiry Panel:** Brian Lotter (chair), Wayne Keats, Nick Buxeda

**KartSport New Zealand Representative:** Graeme Moore

**Venue:** Skype connection

**Date:** Tuesday 20<sup>th</sup> October 2015

**Time:** Commencing at 7.00.pm

**Terms of Reference:** To investigate whether KartSport Manawatu has breached KartSport New Zealand Regulations, Rules and Codes with regards to non-race day activity, karters permitted on track. Licencing, indemnities and other related compliance matters including publicity of such activities under Regulation B2 and or related KartSport New Zealand rules and, if breach(es) confirmed, to impose appropriate penalty(s).

**Appearing:** KartSport New Zealand was represented by Graeme Moore.  
KartSport Manawatu was represented by Tony Drysdale.

**Process:** Graeme Moore presented evidence regarding event activities and promotion by KartSport Manawatu.  
Tony Drysdale responded on behalf of KartSport Manawatu in defence of the Club and volunteers intentions in terms of the offending activities.

**Outcome:** The Inquiry Panel determined that KartSport Manawatu was in breach of the KartSport New Zealand Regulations Rules and Codes and imposed the following:

- A fine of \$3,000.
- Cancellation of two Club Day permits.

**NOTES:**

The penalties are %Suspended+subject to 100% compliance for a period of 24 months.

Failure to pay the fine, should it come due, will result in an extension of the Permit ban of one additional month for every month the fine remains unpaid.

**Costs:** The Inquiry Panel determined not to award costs.

**Appeal to MSNZ National Court of Appeal**

The Respondent is advised of its right to appeal this decision to the MSNZ National Court of Appeal in Accordance with Rule C7.3.

### **Inquiry Panel Statement**

The Panel wishes like to make a statement in relation to the above Inquiry:

Following the imposing of the penalties above the KartSport New Zealand Executive will work with the KartSport Manawatu Club and any and all others who wish to, to ensure they comply with the current Rules surrounding all Club events permitted and non-permitted.

KartSport New Zealand wishes to make it clear that it by no means wants to discourage individual volunteers and Clubs who are trying their best to increase membership and grow their Clubsqmembership but by the same token we have a responsibility to ensure compliance especially where safety is concerned.

Existing and developing health and safety regimes along with police and government bodiesqstrict approach to imposing the law means that to protect Club volunteers and KartSport New Zealand Officials all concerned must deliver on their joint fiduciary responsibility and KartSport New Zealand will act and impose penalties where the Rules are breached.

KartSport New Zealand cannot stress strongly enough to all affiliated Kartsport New Zealand Clubs, Officials, volunteers and competitors that compliance is very important.

KartSport New Zealand thanks KartSport Manawatu for its assistance in this process and for its past and continued fine efforts to develop and grow our sport in a fun and safe manner.

**Brian Lotter**  
**Inquiry Panel Chair**