



MOTORSPORT SOUTH AFRICA NPC

Reg. No 1995/005605/08

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MSA COURT OF ENQUIRY 1069

COURT OF ENQUIRY HELD INTO THE ALLEGED NON-ATTENDANCE OF CMC DONOVAN COOPER ON THE 28TH MAY 2011 AT THE SYRINGA MOTOCROSS EVENT. THE HEARING HELD AT 18:00 ON TUESDAY 5TH JULY 2011 AT MOTORSPORT SA, NO. 9 MONZA CLOSE, KYALAMI PARK, MIDRAND, 1686

PRESENT:

Dr Debbie van Niekerk – Court President
Wally Pappas – Court Member
Christo Rheeders – Court Member
Jacqui Monteiro – MSA Representative
Donevan Cooper – Chief Medical Coordinator
Jannie Stander – Organiser
Lionel Brown – MSA Steward
Eury Mlimi – Syringa Member
Greg Ermes – Syringa Member

No objections were lodged against the composition of the court and all parties confirmed receipt of their notices regarding the enquiry.

Apologies for Mr Lionel Brown (MSA Steward) were tendered by Mr. Jannie Stander.

The president introduced herself and the Court Members. There were no objections to the composition of the Court.

Relevant clauses relating to the medical services at an event in Appendix L were narrated, namely 9.ii.e; 15.viii; 21.ii.c; 21.vi.h and 21.vii.d.

Findings

The allegations as contained in the COE document 1069 were admitted by Mr. Cooper; hence accepted by the court, whereupon further misdemeanors were uncovered.

1. The lack of an Advanced Life Support paramedic and Chief Medical Coordinator (CMC) at the event, despite indicating same would be present as per the MSA Medical Compliance form, was confirmed by Mr. Cooper himself and supported by the MSA Medical Attendance Register for that event.
2. The MSA Steward did not compare the MSA Medical Attendance Register with the MSA Medical Compliance form to ensure the correct number or appropriately qualified medical staff and vehicles were in attendance prior to the start of the event.
3. It was noted that the MSA Steward did not present the MSA Medical Attendance Register to the medical crews for completion. Mr. Cooper advised that he completed the initial section of the MSA Medical Attendance Register prior to the event and had given same to his medical crew for completion on the day of the event.



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Directors: G. Nyabadza (Chairman), J.F. Pretorius (Chief Executive Officer), A. Taylor (Financial), J. du Toit, M. du Toit, P. du Toit, D. Lobb, E. Mafuna, S. Miller, N. McCann, C. Pienaar, B. Sipuka, B. Smith, D. Somerset, L. Steyn, P. Venske – Hon. President : T. Kilburn, Mrs. B. Schoeman

4. It was also noted that Mr. Jannie Stander was both the event Organiser and Clerk of Course, in direct contravention of the proviso to GCR 144(ii).

Penalties

1. CMC Mr. Cooper is hereby fined an amount of R3,000 (three thousand rand) payable by 31 August 2011 and suspension for a period of 12 (twelve) months, the latter penalty which is suspended for a period of 2 (two) years provided that Mr. Cooper is not in the period of suspension convicted of a breach of the rules referred to above.
2. MSA Steward Mr. Brown is hereby severely reprimanded.
3. MSA Clerk of Course Mr. Stander is hereby reprimanded.

All parties are advised of their rights to appeal to a MSA Court of Appeal.

So ruled at Midrand on this the 5th day of July 2011.