



**CANADIAN AUTOMOBILE SPORT CLUBS  
ONTARIO REGION**

**GENERAL COMPETITION RULES**

**Effective July 20, 2017**

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# General Competition Rules

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These regulations are intended to assist in the conduct of Competitions and to further general safety. They are a guide and in no way guarantee against injury or death to participants, spectators or others. No express or implied warranties of safety or fitness for a particular purpose shall be intended or result from publication or compliance with these regulations. By applying for a competition licence and/or by entering a competition event, all participants are deemed to have understood and accepted these terms, including that motorsport is inherently dangerous and it is each participant's obligation to meet and maintain compliance with all regulations to reduce the risk of death or injury to self or others, recognizing that such risk is inherent to the sport and cannot be completely eliminated.

***Black bar in the left margin indicates significant changes or amendments.***

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## **1 CONTROL OF COMPETITION**

### **1.1 CONTROL OF COMPETITION**

- 1.1.1 CASC Ontario Region (hereinafter referred to as "CASC-OR") is the Sporting Authority of Amateur Motorsport within the Province of Ontario as delegated by ASN Canada FIA Inc. under powers delegated to it by the FIA.

### **1.2 CASC-OR GENERAL COMPETITION RULES**

- 1.2.1 CASC-OR established these General Competition Rules, (hereinafter referred to as "the GCR").

### **1.3 EXERCISE OF THE POWERS OF CASC-OR**

- 1.3.1 In accordance with the Bylaws of CASC-OR, the Board of Directors of CASC-OR has created Competition Committees, each chaired by a Director, which shall sanction, authorize and supervise Competition, and do any and all things which in its judgment are conducive to the well-being and conduct of Competitions held under the sanction of the CASC-OR, and has delegated to these Committees the powers and functions exercisable under these GCR, subject to such reservations as the by-laws of CASC-OR may require.
- 1.3.2 Judicial powers and functions (such as the hearing of protests and appeals or for the determination of penalties to be imposed for breaches of the Regulations) may be exercised by the said Committees or such of their number as it may specifically or generally appoint. The exercise of such judicial powers and functions shall be final and not subject to review except on appeal in accordance with the GCR. Members of Committees shall not act in a judicial capacity if they have taken part as Competitor, Driver, Entrant, Participant or Official in the Competition concerned, or if they have already participated in a decision on the matter in question, or if they are directly or indirectly concerned in such matter in any other way.

### **1.4 INTERPRETATION OF RULES**

- 1.4.1 CASC-OR shall be empowered to decide any question raised concerning the interpretation of these rules, subject to the right of appeal if any under the GCR.

### **1.5 NOTICES**

- 1.5.1 Communications required under the Regulations to be sent to any Competitor or Driver shall be sent to the address on the entry form or, if a holder of a licence issued by CASC-OR or ASN Canada Inc., to the address on the licence.
- 1.5.2 Communications are to be sent to the address on the relevant application for an Organizing Permit or, in the case of an Event not organized under permit, shall be sent to the Secretary of the organizing club at the address given in the notification of the Event to CASC-OR or his/her last known address.
- 1.5.3 Communications to be sent to an appellant under the Regulations shall be sent to the address shown in the notice of appeal or the appeal itself. Communications so sent by post shall be deemed to have been mailed on the postmarked date and to have reached the addresses by 5 business days from postmarked date.
- 1.5.4 Communications so sent by fax or by other electronic methods shall be deemed to have been transmitted at the time and date on the fax or by other electronic methods.

### **1.6 REGULATIONS**

- 1.6.1 Competition Committees may publish regulations from time to time governing the conduct of Competition. In the event of any conflict the GCR shall apply as the authority.

## 1.7 ALTERATIONS OF REGULATIONS

- 1.7.1 CASC-OR reserves to itself the right at any time and from time to time to alter the Regulations, or to develop special rules in emergencies or other special circumstances. Such alterations and additions shall be published in the form of revised Regulations or Bulletins.
- 1.7.2 Bulletins issued by CASC-OR form a part of the Regulations to which they apply, and are effective on the date issued until the issuance of new Regulations, unless amended or revoked earlier by CASC-OR.

## 1.8 APPLICATION OF THE GCR

- 1.8.1 The GCR shall govern all Events sanctioned by CASC-OR.

## 1.9 ORDER OF PRECEDENCE IN APPLICATION OF THE GCR

- 1.9.1 The precedence of Regulations shall be as follows:
- these CASC-OR General Competition Rules;
  - regulations of the CASC-OR Competition Committees;
  - CASC-OR Bulletins;
  - CASC-OR Series Regulations (if applicable);
  - event Supplementary Regulations;
  - instructions from Officials.
- 1.9.2 CASC-OR Bulletins may modify any documents referenced in 1.9.1.

## 1.10 CARS

- 1.10.1 A classification of eligible Cars shall be published annually.
- 1.10.2 The Clerk of the Course or the Stewards of the Event may exclude any Car, the construction or condition of which they deem in their sole discretion to be dangerous.
- 1.10.3 CASC-OR may suspend or disqualify a particular Car, in consequence of a breach of the GCR or other CASC-OR Regulations by the Entrant, Driver or Crew.
- 1.10.4 CASC-OR may suspend a make of Car, for a breach of the Regulations by the manufacturer of such make or their accredited representative.

## 2 TERMINOLOGY

The following nomenclature, definitions and abbreviations shall be used in the GCR, Regulations, Series and Supplementary Regulations, entry forms, and for general use.

### ASN CANADA FIA ("ASN")

The National Sporting Authority of Canada affiliated to Federation Internationale de l'Automobile Inc.

### AUTOMOBILE/CAR

A self-propelled land vehicle running on at least four wheels not in a line which shall always normally be in contact with the ground. At least two wheels shall affect the steering and at least two the propulsion.

### CANADIAN AUTOMOBILE SPORT CLUBS – ONTARIO REGION (CASC-OR)

A not-for-profit federation of motorsport clubs which has been designated by ASN Canada as the sole power and authority to govern amateur motorsport within the Province of Ontario.

### CASC-OR AFFILIATED CLUB

A motorsport club which is affiliated to CASC-OR.

CATEGORY

A combination of similar classes of Cars.

CLASS

A group of Cars, classified according to the provisions of the Regulations.

CLERK OF THE COURSE (CLERK)

The Chief Official responsible for executing an Event safely, and in accordance with the Regulations.

CLOSED EVENT

A competition confined solely to the members of the club or clubs organizing the Competition and invited Competitors.

COMPETITION

A contest in which a Car takes part and which is of a competitive nature or is given a competitive nature by publication of results.

COMPETITOR

A person whose entry is accepted for any Event or who competes in any Event, whether as an Entrant or as a Driver.

COURSE

The route to be followed by a Competitor in a Competition defined by pavement edge, painted lines, kerbing or other means.

CREW

Persons assisting Entrants in the preparation, maintenance and running of Cars.

DRIVER

A person named as the driver of a Car in any Competition.

ENTRANT

A person or organization whose entry is accepted for any Competition.

EVENT

An entire program of Competitions. An Event is deemed to begin when Competitions begin and to end when all Competitions are concluded.

EVENT SUPPLEMENTARY REGULATIONS

Regulations which are consistent with the GCR and which define any additional rules applicable to a specific Event.

FORCE MAJEURE

An unforeseen course of events excusing from fulfillment of contract. An event or effect that cannot be reasonably anticipated or controlled.

LAP RECORD

The shortest time to complete one lap for each class, at each course.

OPEN EVENT

A Competition in which Participants comprise members or licence holders of any recognized motorsport club or association and to which admission to spectators is permitted.

PARTICIPANT

Any person or body involved at an Event as an Official, entrant, driver, competitor, crew or worker.

**REGULATIONS**

The GCR, Competition Committee Regulations, Series Regulations and Event Supplementary Regulations.

**SANCTION**

The documentary authority, granted by CASC-OR, to organize and hold an Event or Competition.

**SERIES REGULATIONS**

Regulations which are consistent with the GCR and which define any additional rules applicable to a series of Competitions or Events.

**SESSION**

A single scheduled period of Course activity.

**STEWARD**

A person licenced by CASC-OR to enforce the Regulations.

**STEWARDS OF THE EVENT**

CASC-OR licenced Stewards assigned to and representing CASC-OR at an Event or Competition.

**THE CODE**

The International Sporting Code of the FIA.

### **3 COMPETITIONS IN GENERAL**

#### **3.1 GENERAL**

##### **3.1.1 KNOWLEDGE OF AND SUBMISSION TO THE RULES**

Every person, body, group of persons, CASC-OR club or organizer who applies for and is granted a CASC-OR sanction to conduct an Event, or any person who applies for a CASC-OR licence, or any person entering, taking part or working at such an Event shall be deemed to have, and recognizes the need and obligation to ensure that:

- they are acquainted with the GCR and other Regulations including the renunciation of recourse to any arbitrator or tribunal not provided for in the GCR;
- they agree without reservation to the consequences resulting from the application of the GCR and any subsequent alteration thereof;
- they agree to indemnify and hold harmless the Promoters, CASC-OR and its member clubs, and their respective Officials, representatives, servants and agents from and against all liability whatsoever to any such person or body or group of persons respectively in respect of, or in connection with any meeting, Competition, or Event held under the GCR, from whatever cause arising or alleged to arise and notwithstanding that the same may have been contributed to, or occasioned by, the negligence of the said bodies, their agents, Officials, servants, or representatives;
- in the case of Entrants for and Drivers in Events, they shall be deemed by the issuance of a CASC-OR licence and by admission to the Competition to have agreed to indemnify and hold harmless and keep indemnified all and any other Competitors, their servants or agents from and against all liability whatsoever to such Entrants or Drivers in connection with the driving of their Cars or any other act, omission, or occurrence during the course of a Competition;
- they agree, as set out in paragraph 3.1.1 sub-paragraphs (c) and (d), with each and all the persons and bodies referred to in those sub-paragraphs and so that each and any of those persons or bodies shall be entitled to the benefit of such agreements.

##### **AUTHORIZED COMPETITIONS**

CASC-OR licenced Drivers and Officials may participate in any Events except those, which have been specifically disapproved of by CASC-OR.

### 3.1.2 RIGHT OF OBSERVATION

CASC-OR reserves the right to designate a qualified person or persons to observe and evaluate any Competition and/or any person officiating, working or participating in any Competition. Stewards automatically possess such right of observation in the performance of their duties at a Competition to which they are assigned by CASC-OR.

### 3.1.3 ANNOUNCEMENT TO BE MADE ON ALL OFFICIAL DOCUMENTS

All Event Supplementary Regulations, programs, entry forms, results and advertisements relating to any Competition shall bear the following announcement: "Held under CASC-OR General Competition Rules".

### 3.1.4 DISPLAY OF CASC-OR LOGO ON COMPETING VEHICLES

All vehicles competing in a CASC-OR sanctioned event shall display a CASC-OR logo in a position clearly visible in a front three quarter view of the vehicle. Additional logos and/or positions may be required by subsequent rules and regulations.

## 3.2 ORGANIZATION OF CASC-OR EVENTS

A CASC-OR-sanctioned Event may be organized by:

- CASC-OR affiliated clubs;
- other clubs, organizers, or promoters approved by CASC-OR;
- CASC-OR.

## 3.3 REQUIRED APPROVAL

- 3.3.1 The name or emblem of CASC-OR shall be associated only with Events sanctioned by CASC-OR. Organizers shall not distribute entry forms or supplementary Regulations for a CASC-OR Event prior to obtaining written confirmation of CASC-OR sanction.

## 3.4 SUPPLEMENTARY REGULATIONS

- 3.4.1 Competitions sanctioned by CASC-OR shall be run in compliance with the Regulations. However, organizers shall provide, for every Competition, a set of Supplementary Regulations, specific thereto, approved by CASC-OR which need not repeat, and under no circumstances shall conflict with the GCR or the documents listed in 1.9.

## 3.5 ALTERATION OF SUPPLEMENTARY REGULATIONS

- 3.5.1 Once the Supplementary Regulations have been approved by CASC-OR they may only be changed as follows:
- when the Competition is underway they may be changed by the Stewards of the Event only for reasons of safety or force majeure;
  - when the Competition is underway, the Stewards of the Event shall approve any schedule changes.

## 3.6 AUTHORIZATION OR DESCRIPTION

- 3.6.1 No Event may be described as "Regional", "Championship", or given any title or status, unless authorized by CASC-OR in writing.
- 3.6.2 Agreements or contracts for "Title Sponsorship" and or "Presented by Sponsorship" for any Championship series sanctioned by CASC-OR must be approved by the Board of Directors prior to execution.

## 3.7 ADVERTISING AND PROMOTION OF EVENTS

- 3.7.1 All advertising or promotional material used in connection with Competitions shall state that the Event is sanctioned by CASC-OR.

- 3.7.2 Advertising material shall be in good taste and shall not be misleading or untruthful.
- 3.7.3 Any Competitor or other person or body advertising the results of a Competition, a series, or a championship shall state that the Competition was sanctioned by CASC-OR, the exact conditions of the performance referred to, the nature of the Competition, the category and the class of the Car, and the position or results obtained, or such additional information as CASC-OR may require. All advertisements that are published prior to the issuance of official results by the promoter(s) or organizer(s) shall contain the words "Subject to Official Confirmation". The publication of an advertisement relating to the results of a Competition that is drawn up in such a way which could mislead the public, or the infraction of this rule (whether by way of omission from or addition to the particulars required to be stated) shall render the person(s) or body by whose authority or on whose behalf the advertisement is published or issued liable to the penalties provided by the GCR and may entail the imposition of a penalty on the person(s) responsible for authorizing the advertisement.
- 3.7.4 Publication under this rule shall be construed to mean any or all of the following:
- the airing of commercial messages by means of radio or television;
  - the publication of printed advertisements in newspapers, magazines, or other periodicals;
  - the publication of brochures, booklets, forms, signs, displays, or any other display of information.
  - The publication on a website or any other electronic media
- 3.7.5 Competitors who knowingly allow their names or photographs to be used in connection with misleading advertising shall be liable to disciplinary action by CASC-OR.

### **3.8 OFFICIAL LIST OF COMPETITORS**

- 3.8.1 The organizers of every Competition shall make an official list of Competitors available to all Entrants and Competitors and to the Stewards of the Event as early as possible in the Competition.

### **3.9 PUBLICATION OF RESULTS**

- 3.9.1 The organizer shall provide CASC-OR with a copy of the Official Results of a Competition within fifteen days of the completion of a Competition. Additionally, the organizer shall provide Official Competition Results for each Entrant either during the Event or within fifteen days after the conclusion of the Event.

### **3.10 DISTRIBUTION OF AWARDS**

- 3.10.1 The organizers shall distribute all awards immediately after determination of the Official Results of an Event, or such additional time as CASC-OR may allow.

### **3.11 POSTPONEMENT, ABANDONMENT OR CANCELLATION OF A COMPETITION**

- 3.11.1 A Competition shall not be postponed, abandoned or cancelled unless:
- provision for doing so is made in the Supplementary Regulations; OR:
  - the Stewards of the Event have ordered a postponement for reasons of safety or force majeure.

### **3.12 INSURANCE**

- 3.12.1 CASC-OR requires that all Competitions, including club events, be covered by Public Liability and Participant Accident Insurance. Minimum coverage shall be as published in the Regulations of the CASC-OR Competition Committees.
- 3.12.2 It is a condition of CASC-OR approval of any insurance policy that waivers and releases, in the form specified by the insurance company, shall be signed by all persons who are permitted to enter areas normally closed to the public or to paying spectators.

### **3.13 ENTRIES**

#### **3.13.1 OBLIGATION OF ENTRY**

An entry made and accepted in accordance with the Regulations shall constitute a contract between the Competitor and the organizer by which the Competitor agrees to take part in the Competition entered unless prevented by forces beyond his or her control, and the organizer agrees to comply with the conditions of entry, provided that the Competitor has made every effort to take part in the Competition. A breach of such contract may be treated as a breach of the Regulations.

### **3.14 ENTRY FORM CONTENTS**

3.14.1 Every entry form shall contain the following statement (which every Entrant and Driver shall be deemed to agree to by signing the entry form) before being allowed to take part in any Competition:

"I am familiar with the CASC-OR General Competition Rules, the Regulations of the CASC-OR Competition Committee governing this Event, and all other regulations in effect for this Event, and agree to abide by and be bound by such rules and regulations. I further agree to ensure that the Driver(s) and Crew and guests nominated by me are similarly acquainted with these rules and regulations and agree to abide by them and be bound by them".

"The Competitor in signing this entry form and agreement, and in consideration of the right to enter and compete in the Competition, agrees to participate in the Competition and accepts all risks. The Competitor further agrees that the Entrant, Driver, guests, and all Crew members shall each execute a waiver and release of liability agreement prior to and as a condition of their admission to the Competition".

### **3.15 REFUSAL OF ENTRY**

3.15.1 An organizer has the right to refuse an entry at their discretion without giving a statement or reason for refusal. If an entry for any Competition is refused, notification of such refusal shall be sent or transmitted to the Entrant as soon as possible.

### **3.16 FALSIFICATION OF ENTRY**

3.16.1 An entry which contains a false or incorrect statement may nullify and void the entry, and such Entrant or Driver may be deemed guilty of a breach of the GCR and suffer the forfeit of the entry fee.

### **3.17 WITHDRAWAL (SCRATCH) OF ENTRY**

3.17.1 An entry may be withdrawn without penalty if the withdrawal is made by writing, fax, or by other electronic methods prior to the established pre-registration deadline date. In such cases, the organizer shall return the entry fee less any administrative charges that may apply. However, an Entrant or Driver who has submitted an entry to a Competition and who does not take part in that Competition but takes part in another Competition on the same day may be held to be in violation of the GCR.

### **3.18 COMPETITORS AND DRIVERS**

#### **3.18.1 LICENCING AND MEMBERSHIP REQUIREMENTS**

Every person who competes in a CASC-OR sanctioned event must be in possession of a current, valid Competition licence of the type and grade required for that Competition.

As a minimum requirement, the following licence grades apply:

- Race – Grade B
- Ice Race –Grade C
- Time Attack – Grade TA
- Auto Slalom – Grade D

#### **3.18.2 RESPONSIBILITY**

Entrants and Drivers shall at all times be responsible for the conduct of their Crews at Events. An offence during a Competition against the Regulations, committed by a Crew member is directly chargeable to the Driver or Entrant. The Driver/Entrant shall ensure that their vehicle is safe and complies with the rules.

### 3.18.3 CONDUCT OF PARTICIPANTS

Participants at a CASC-OR sanctioned Competition shall conduct themselves according to the highest standards of behaviour and sportsmanship, particularly in relation to other Competitors and Officials, and in a manner which is not prejudicial to CASC-OR or to automobile sport.

Competition vehicles shall not be driven outside the competition facility unless they are properly licenced and insured for use on a public road and meet all current legislation for that use.

### 3.18.4 ALCOHOLIC BEVERAGES

Consumption of alcoholic beverages by any Participant is expressly prohibited until all Competitions are concluded for the day. In addition to the above, consumption by an Official is prohibited until that individual Official's duties have been completed for the day.

### 3.18.5 NARCOTICS AND ILLEGAL SUBSTANCES

The use of any narcotic or illegal substance as defined in law, or the improper use of legal substances by any Participant prior to, or during a Competition, is specifically prohibited. The Stewards of the Event, on the advice of the Event Chief Medical Officer may prohibit any individual suspected of consuming any substance from competition or participation in that Event. Further disciplinary action may also be taken by CASC-OR. Such action is not subject to Appeal.

### 3.18.6 REFUSAL OF LICENCE FOR MEDICAL REASONS

Applicants who are refused licences on medical grounds may appeal to CASC-OR.

## 4 COMPETITION COURSES

### 4.1 APPROVAL OF COURSES

4.1.1 Competition courses shall be subject to the approval of CASC-OR. Specifically, CASC-OR may:

- limit a course as to the classification of Competition to be sanctioned there;
- restrict the number of Cars which may be started simultaneously or in total;
- restrict the number of entries which may be accepted for a Competition;
- restrict the course to certain classes and categories of Cars;
- restrict the course to certain grades of Drivers;
- refuse to grant or may withdraw a Course Licence as it deems fit and without giving any reasons for doing so

### 4.2 MEASUREMENT OF COURSES

4.2.1 The official length of a course shall be measured along the centre line of the course.

## 5 STEWARDS

### 5.1 STEWARDS OF THE EVENT

#### 5.1.1 LICENCING OF STEWARDS

The Stewards of the Event shall be CASC-OR licenced Stewards assigned to the Event by CASC-OR and shall be responsible solely to CASC-OR for enforcing compliance with the GCR and all Regulations governing the Event. They shall act primarily in a judicial capacity and therefore shall not incur any responsibility for the organization or execution of an Event.

#### 5.1.2 DUTIES AND POWERS OF THE STEWARDS

It is not interpreted by the GCR that Stewards of the Event must be present for the whole of the Event but they shall be present at the time and place designated for the hearing of protests.

In an Event comprising of several Competitions there may be different Stewards of the Event for each Competition.

When CASC-OR has assigned more than one Steward, CASC-OR shall appoint one Steward as chair of the Stewards of the Event. The Stewards of the Event shall act as a committee.

The Stewards of the Event have power in accordance with the GCR to:

- adjudicate any protest or dispute arising during an Event, subject to the right to appeal;
- impose any penalty permitted by the Regulations;
- prohibit from participating any driver, car, official, volunteer or participant who or which the Steward(s,) in his, her or their sole discretion after consultation with the Event Chief Scrutineer or Clerk of the Course, may consider to be dangerous or unsafe. CASC-OR maintains a zero tolerance for any conduct that threatens the safety and well-being of any worker or official, or other participant, including threats, intimidation, unwelcome physical contact, harassment and unmanaged anger or aggression. A decision to prohibit a Driver or Car from competition for reasons of safety shall not be the subject of an Appeal;
- order the removal from the Course and its precincts any person who refuses to obey the order of a responsible Official or of a public safety officer;
- hear and act on "Requests for Action" from the Clerk of the Course;
- in the case of Force Majeure or for a breach of safety regulations, either postpone, abandon, or stop a Competition. The Stewards of the Event may then declare the Competition "no contest" and arrange for it to be re-started or alternatively declare the Competition concluded and determine the results based on the Competitors' positions at that time;
- appoint a temporary substitute or substitutes to replace any Steward not able to perform the prescribed duties;
- enquire into allegations of reckless driving and, if appropriate, refer the matter to CASC-OR for a disciplinary hearing.

The following authorizations may be made by the Stewards only at the request of the Clerk of the Course:

- authorize modifications to the Supplementary Regulations for reasons of safety or Force Majeure;
- authorize alteration of the schedule;
- authorize the alteration of the composition of, or the consolidation of, Competitions.
- authorize a change of Driver or Car;
- authorize the modification of the position of the starting or finishing lines where necessary to ensure reasonable safety for Drivers and spectators;
- authorize the amendment of the results of a Competition, based on a correction by the Chief Timekeeper, or to take into account a time, distance or lap penalty assessed against a Competitor, or to change the finishing positions in case a Competitor has been excluded.

## 5.2 STEWARDS' REPORT

5.2.1 As soon as practicable after the conclusion of an Event, the Stewards of the Event shall compile, sign, and send to CASC-OR a report giving:

- the results of each Competition;
- particulars of all protests lodged;
- action taken thereon;
- penalties imposed together with any recommendations in respect of such cases;
- notices of intention to appeal, appeals, and appeal fees;
- fines collected;
- full details of all accidents in which personal injury or property damage are believed to have occurred, detailing names and addresses of those involved and a list of witnesses thereto;
- the Stewards' general comments on the organization of the Event and the exercise of their own powers in relation thereto, and any other observations as to the conduct of the Event which they consider should be made to CASC-OR.

## 6 PENALTIES

Any Participant or other person or organization may be penalized for violating the Regulations.

## 6.1 BREACH OF GCR

- 6.1.1 In addition to any other offences or violation of specific rules, the following offences shall be deemed a breach of the Regulations:
- Bribery or attempt to bribe anyone connected with the Competition and the acceptance of or offer to accept a bribe.
  - Any action having as its objective participation in the Competition by a person or Car known to be ineligible.
  - Any fraudulent proceeding or act prejudicial to the interests of CASC-OR or of automobile sport generally.
  - Reckless or dangerous driving.
  - Failure to obey any direction or order of an Official.
  - Refusal to co-operate with, interfering with, or obstructing the actions of the Clerk of the Course, Stewards of the Event, a court, a hearing, or a court of appeal, in the performance of their duties.
  - Unsportsmanlike conduct.
  - Abusive language or behaviour.
  - Physical violence towards any other Participant or spectator.

## 6.2 NON-NEGOTIABLE PAYMENT

- 6.2.1 Payment by a non-negotiable form of payment to CASC-OR or to an Event Organizer shall result in suspension of all Competition privileges until payment of the full amount owing plus bank or other charges as applicable, plus an administration fee of \$50.00, is paid in full by cash or valid credit card, . In addition, the failure to issue valid payment may terminate or invalidate any Protest, Appeal or other adjudicative proceeding in issue.

## 6.3 FAILURE TO PAY FINE

- 6.3.1 A failure to pay a fine or any other amount owing to CASC-OR as set out above within two (2) weeks of written notification sent to the individual's email or address on file with CASC-OR shall result in a further suspension of Competition privileges for a period equal to the period of time the fine remained outstanding after payment is received in full by CASC-OR (e.g. 1 month late = 1 month further suspension), unless the extended suspension is waived in whole or in part by the Competition Director following payment in full, but such waiver must be requested and received no less than 48 hours prior to the Competition event in issue (for clarification, payment at the track shall not immediately re-instate Competition privileges).

## 6.4 IMPOSITION OF PENALTIES

- 6.4.1 No penalty shall be imposed by the Stewards of the Event or other court appointed by CASC-OR except after a hearing that follows the procedure described in Article 7.6 "Hearing of Protests" herein whether the matter is brought to the attention of the Stewards by Protest or by a Clerk of the Course's "Request for Action"
- 6.4.2 When an official is empowered to impose penalties, a hearing may not be required if such penalties are limited in scope and clearly outlined in the rules applicable to the event.
- 6.4.3 The penalties, which may be imposed by the Stewards of the Event or other court appointed by CASC-OR, shall, in order of increasing severity include:

### REPRIMAND

A reprimand may be imposed. A reprimand against a CASC-OR licenced Driver shall be recorded.

### PROBATION

Probation may be imposed for a specified number of events but shall expire at the end of thirteen (13) months. Probation may be reviewed before its expiration by CASC-OR.

#### FINE

A fine of up to \$2,500.00 or the amount of the highest cash award for the Competition, whichever is the greater, may be imposed. All fines become due and payable 72 hours after being ordered. Any delay in making payment may entail suspension for the period during which a fine remains unpaid. All fines shall be remitted to the CASC-OR office, payable to CASC-OR.

The proceeds from fines shall be used for the promotion and organization of CASC-OR Competitions.

#### TIME, LAP, OR POSITION

Penalties may be imposed expressed as a loss of time, loss of completed laps or loss of finishing position.

#### EXCLUSION FROM THE COMPETITION

Exclusion from the Competition or Event may be imposed on a Participant or Car.

### **6.5 PENALTIES WHICH MAY BE IMPOSED ONLY BY CASC-OR**

#### SUSPENSION OF CASC-OR COMPETITION PRIVILEGES

Suspension of CASC-OR Competition privileges may be imposed by CASC-OR. Such suspension may be recommended to CASC-OR by the Stewards of the Event or other courts for a period of up to thirteen (13) months.

Delay in surrendering a licence as directed shall automatically result in the extension of the suspension by a period equal to the delay.

#### LOSS OF ACCRUED POINTS

Loss of accrued points may be imposed by CASC-OR. Such loss may be recommended to CASC-OR by the Stewards of the Event or other CASC-OR court.

#### EXPULSION FROM CASC-OR

Expulsion from CASC-OR may be imposed as provided in the CASC-OR by-laws.

### **6.6 LOSS OF AWARD**

- 6.6.1 Any Entrant or Driver who is excluded from any Competition shall forfeit all rights to awards in the Competition from which she or he is excluded.

### **6.7 AMENDMENT OF CLASSIFICATIONS AND AWARDS**

- 6.7.1 In cases as provided under Rules 6.4.3 and 6.5, the Stewards of the Event or other court appointed by CASC-OR shall declare the resulting amendment to the classifications and awards and shall decide whether the next Competitor in order shall be advanced.

### **6.8 PUBLICATION OF PENALTY**

- 6.8.1 CASC-OR shall have the right to publish or cause to be published, a notice stating that it has penalized any person, body, Car or make of Car, and if it so desires, the reasons therefore.
- 6.8.2 The person(s) or body referred to in such notice shall have no right of action against CASC-OR or against any person publishing or printing such notice.

### **6.9 REMISSION OF SENTENCE**

- 6.9.1 CASC-OR shall have the right to remit the unexpired term of sentence or suspension or disqualification inflicted under the GCR on such conditions (if any) as it may think fit.

## 7 PROTESTS

### 7.1 RIGHT TO PROTEST

- 7.1.1 The right to Protest lies solely with entrants, drivers and officials who may consider themselves aggrieved by any decision, act or omission of an organizer, official, entrant, driver or other person connected with a competition in which the protester is taking part.
- 7.1.2 There is no right of protest against;
- the refusal of an entry,
  - a series rule or regulation,
  - a decision of a Judge of Fact
  - a decision of the Steward(s) of the Event, or
  - where otherwise prohibited by these regulations.
- 7.1.3 Every Protest shall be submitted and addressed to the Steward(s) of the Event, in writing and signed by the Protester, and shall include the Race Regulation or General Competition Rule alleged to have been breached, the name and car number of a driver being protested (if applicable), the names of known witnesses, and any recorded or documentary evidence alleged to support the Protest.
- 7.1.4 Where recorded evidence is submitted with a Protest it shall be surrendered in its original unedited format to the Steward(s) within 60 minutes of the end of the session in which the incident is alleged to have occurred.
- 7.1.5 The time limit for submitting a Protest shall be specified in each Division's regulations. No Protest will be accepted after the expiry of the prescribed time limit.
- 7.1.6 The onus is at all times on the Protester, to understand and comply with the Protest process and procedure, and to establish the basis of the Protest.
- 7.1.7 A Protest will not be accepted by the Steward(s) unless it is accompanied by the prescribed Protest Fee.
- 7.1.8 A Protest that establishes no objective basis or evidence for the Steward(s), in their sole discretion, to convene a hearing may be deemed to be vexatious or made in bad faith, and the Protest Fee shall be retained by the Steward(s). A decision by the Steward(s) that a Protest is vexatious shall not be the subject of an Appeal.

### 7.2 REQUEST FOR ACTION (RFA)

- 7.2.1 The Clerk of the Course or designate may refer any matter of concern arising from Competition or a Race Event to the Steward(s) of the Event for a hearing into the actions or conduct of any participant in a Race Event, by sending the Steward(s) of the Event a Request For Action (RFA).
- 7.2.2 The RFA shall include the names and car numbers of any driver or entrant that the Clerk of the Course may deem to be involved in the matter of concern, a summary of the events giving rise to the concern, the Division Regulation(s) and/or General Competition Rule(s) alleged to have been breached, the identification of any known witnesses, and any other information of which the Clerk of the Course is aware.
- 7.2.3 The RFA or a Notification to the Steward(s) that an RFA may be forthcoming shall be advanced to the Steward(s) and to any affected Competitor(s) within 60 minutes of the conclusion of the Competition, unless there are extenuating circumstances that affect the ability of the officials to meet the 60 minute timeline.
- 7.2.4 Where the steward(s) and affected competitor(s) have been notified that an RFA may be forthcoming, it shall be the responsibility of the Clerk of the Course to investigate the matter and determine whether or not to proceed with an RFA as soon as possible. The decision to proceed or not proceed shall be communicated to the Steward(s) and affected competitor(s) prior to the expiry of 60 minutes past the end of competition for the day, unless there are extenuating circumstances that affect the ability of the officials to meet the 60 minute timeline.

### **7.3 PARTICIPANT'S OBLIGATION TO REMAIN AVAILABLE AFTER THE COMPLETION OF A COMPETITION**

- 7.3.1 Drivers shall remain at a Competition and make themselves available at the Course until the Protest or RFA timeline for their Competition has elapsed, and for any reasonable period of time beyond as may be requested by the Clerk of the Course or the Steward(s) of the Event. No substitute representation is permitted.
- 7.3.2 Participants involved in a dispute, Protest or RFA shall be so advised as soon as possible and will be required to remain at the track until released by the Clerk of the Course or Steward(s) of the Event. Participants who do not comply or have left the track prior to the Protest or Request for Action having been received by the Steward(s) remain subject to any resulting adjudicative proceeding, which may take place in the individual's absence, but only after the Steward(s) has/have made reasonable attempts to contact the affected Participant(s) by any means reasonably available (e.g. phone, cell, email).
- 7.3.3 In the event an in absentia proceeding results in the application of a penalty or penalties, the individual(s) upon whom the penalty is imposed will be advised in writing as soon as possible, in person or by mail or email, and may appeal the finding(s) and penalty, in accordance with section 8.0 of the General Competition Rules.
- 7.3.4 Nothing in this regulation shall affect or prejudice the right and duty of any Official to take such action as they may deem proper having regard to the circumstances, whether or not a Protest or Request for Action has been filed. In particular, every Official shall observe a zero tolerance for conduct that affects the safety and well-being of any participant, including threats, intimidation, physical contact, and unmanaged anger or aggression.

### **7.4 RULES OF PROCEDURE FOR ADJUDICATION OF A PROTEST OR REQUEST FOR ACTION**

- 7.4.1 Any Protest or Request for Action shall be adjudicated upon by the Steward(s) of the Event, subject to any right to appeal in accordance with the General Competition Rules.
- 7.4.2 The number of Stewards required to adjudicate a Protest or Request for Action shall be as specified in the Division Regulations.
- 7.4.3 The hearing of a Protest or Request for Action shall take place as soon as possible after the Protest is properly filed, or the Request for Action is submitted, to the Steward(s) of the Event.
- 7.4.4 The parties to a Protest or Request for Action shall be given adequate notice by the Steward(s) of the Event in respect of the hearing, except in the event of a hearing held in the absence of a participant in accordance with subsection 7.3 of the General Competition Rules, in which case the party or parties shall be advised of the hearing outcome, including any penalty or penalties imposed and of any applicable Appeal procedure, in writing as soon as possible by the Region Executive Steward. Email notification is permissible.
- 7.4.5 Notwithstanding the foregoing, the Steward(s) of the Event may, at their sole discretion, defer an adjudicative proceeding to a later date, in which case the matter will be determined based on written submissions from the individuals named in the Protest or Request for Action and upon review of any available documentary or recorded evidence. Such proceeding can be conducted by the Steward(s) of the Event in person or by electronic means (e.g. email or teleconference). Any matter deferred will be determined in advance of a next scheduled Division Event, with deadlines and timelines established by the Steward(s) and communicated as necessary to the parties.
- 7.4.6 If a decision cannot be reached immediately following a hearing, all parties to the hearing shall be advised of a deadline date by which the decision will be issued.
- 7.4.7 A decision of the Steward(s) of the Event shall state concisely the finding(s) of the Steward(s), the Regulation(s) or Rule(s) if any, that has or have been breached and by who, and any penalty or penalties assessed. The decision may include brief reasons based on objective evidence.

**7.5 EFFECT OF A DECISION ON COMPETITION STANDINGS AND AWARDS**

- 7.5.1 Where a decision on a Protest or Request for Action may affect a competition result or entitlement to an award, the competition result shall not be finalized or the award issued until the matter has been fully and finally adjudicated, including any Appeal proceeding if applicable.
- 7.5.2 If a decision is reached that affects eligibility for an award that has already been distributed, the Competitor who received the award shall return it as soon as possible to the Organizer on demand.

**7.6 RECOMMENDATION BY STEWARD(S) FOR PARTICIPANT/DRIVER REVIEW**

- 7.6.1 In the event the Steward(s) of the Event determine that the conduct, demeanour, or attitude of an Event participant may effect a health and safety risk to any worker, official or participant in the Event, the Steward(s) of the Event, notwithstanding any penalty or penalties assessed, may advance a recommendation to the Division Director for a Participant Review, requesting suspension of the participant's participation in future events for a set or indefinite term.
- 7.6.2 In the event the Steward(s) of the Event determine that a driver may be incapable of safe performance on the track, for medical reasons or otherwise, the Steward(s) of the Event may advance a recommendation to the Division Director for a Driver Review by an appropriate representative or panel, or for assessment by a medical practitioner, for capacity to continue to compete.
- 7.6.3 A recommendation by the Steward(s) for a Participant or Driver Review shall be advanced in writing, including written reasons and specific accounts of the behavior or observations of concern, to the Division Director for investigation, which investigation shall be undertaken expeditiously by whatever means the Division Director, in consultation with the CASC-OR Board of Directors, may deem advisable, having regard to all of the circumstances.
- 7.6.4 A recommendation by the Steward(s) for a Participant or Driver Review is not subject to appeal.
- 7.6.5 A Participant or Driver who is the subject-matter of a Steward's(') Recommendation for Review under 7.6.1 or 7.6.2 shall be advised immediately by CASC-OR that he or she is the subject of the Recommendation for Review, and that the individual is not permitted to attend at or participate in Competition or any Event pending the outcome of the Director's Investigation or Review.
- 7.6.6 Notwithstanding the findings of a Driver or Participant Review Panel, it shall remain the right of the Board of CASC-OR to review any finding and to decide to:
- accept the Review Panel's finding, or
  - decline to accept the Review Panel's finding and substitute its own decision as to the outcome of the Review
- 7.6.7 A decision of the Board of CASC-OR pursuant to 7.6.5 shall be communicated to the Stewards and to the individual(s) who is/are the subject matter of the review, in writing, as soon as possible. Once communicated to the individual(s), the decision is final and shall not be the subject matter of any appeal.

**7.7 DISTRIBUTION OF AWARDS**

- 7.7.1 Where a protest is lodged, the distribution of an award shall, if the entitlement to the award may be affected by the decision of the adjudicators, be presented but retained by the organizers until the protest has been adjudicated upon, and either the results of any possible appeal arising out of such adjudication are known or the time limit for notice of appeal has expired without notice of appeal having been given. The list of awards insofar as it related to such an award shall be declared to be provisional.
- 7.7.2 If after the distribution of awards, a decision is made pursuant to the Regulations which affects the results of a Competition, any Competitor to whom an award has been given, but who is adjudged to be ineligible, shall return such award to the Promoters or Organizers on demand.

7.7.3 Any Competitor who fails to return any awards or trophies may have her/his licence suspended until said awards are returned.

## **7.8 RE-RUN**

7.8.1 Neither the Stewards of the Event nor CASC-OR shall have the power to order a Competition to be re-run.

## **7.9 JUDGMENT**

7.9.1 All parties concerned shall be bound by the decision given subject only to appeal as provided in the GCR.

## **7.10 REVIEW COURTS**

7.10.1 CASC-OR may convene courts to review a Driver's or Official's conduct, Car legality, Competition record and/or other matters. Such courts shall have the power to invoke penalties as specified in the GCR and may also revoke licences, or may require a Driver or Official to complete further training. The Driver or Official shall have the right to appeal such a judgment as specified in the GCR.

# **8 APPEALS**

## **8.1 RIGHT OF APPEAL**

8.1.1 Except as otherwise prescribed in the GCR, any person, entrant or organization who is named in and negatively affected by a decision arising from a Protest or a Clerk's Request for Action may submit a request for an Appeal against a penalty affecting them provided they give notice of intention to appeal, and submit the appeal in accordance with the General Competition Rules (GCR).

8.1.2 The applicable Appeal Fee and Fines imposed by the Stewards of the Event shall be received by CASC-OR at the time or before an Appeal is filed. A failure to do so will terminate the Appeal without further action or notice to the Appellant.

8.1.3 In the event CASC-OR suspends the licence of an Appellant, the licence shall be surrendered to CASC-OR at the time or before an Appeal is filed. A failure to do so will terminate the Appeal without further action or notice to the Appellant.

8.1.4 Filing an Intent to Appeal or an Appeal does not invalidate or delay the imposition of any penalty imposed by the Stewards, except to the extent that a penalty that may affect the outcome of a Competition may be deferred pending the outcome of the Appeal. Notwithstanding the foregoing, a decision of the Stewards with respect to any matter the Stewards may determine as arising in the context of a safety concern for the driver or others shall require that the individual who is the subject matter of the decision shall not be permitted to continue in Competition pending the final determination of the Appeal unless the Stewards approve continued participation.

8.1.5 An Appeal that is determined by the Appeal Board to be vexatious or filed in bad faith shall result in a fine for the Appellant, in an amount to be determined in the sole discretion of the Appeal Board.

## **8.2 TIMELINE AND FORM OF APPEAL**

8.2.1 A person affected negatively by a decision of the Steward(s) of the Event shall provide Notice of Intention to Appeal, in writing, to the Steward(s) of the Event within one (1) hour of notification of the decision, or no later than one half (1/2) hour prior to the next scheduled Competition at the event in which the party is participating, whichever is sooner.

- 8.2.2 Notwithstanding the above, the Steward(s) of the Event may, in their sole discretion, agree to accept a Notice of Intention to Appeal within such reasonable time as they may find acceptable, in which case they shall indicate this fact in writing on the Notice when it is received. A refusal by the Steward(s) to accept a Notice of Intention to Appeal presented outside of the prescribed time limit is not itself to be the subject-matter of an appeal, and no further action will be taken on the matter.
- 8.2.3 An Appeal can be filed without a Notice of Intention to Appeal only where a decision of an official or other CASC-OR quasi-judicial proceeding has not been communicated to the Appellant within the prescribed time.
- 8.2.4 An Appeal shall be filed in its entirety within three (3) business days (by 4 p.m.) following the submission of a valid Notice of Intention to Appeal pursuant to 8.2.1 or 8.2.2 of the GCR, or before 4 p.m. on the third (3rd) business day following the date on which the decision to be appealed was communicated to the Appellant pursuant to 8.2.4 of the GCR. Where the Appellant is unable to meet this deadline he or she may request an extension for up to three (3) additional business days.
- 8.2.5 An Appeal shall be made in writing, specifying the party or parties making the Appeal, specifying the decision(s) or portion of the decision to be the subject-matter of the Appeal, the alleged ground for the Appeal, the reason or reasons why the Appeal should be judged, and, if applicable, the Regulation(s) the Appellant is alleging were enforced or adjudicated in a manner that was not fair or just to the Appellant.
- 8.2.6 The Appeal submission shall be signed by the Appellant and shall include the address and telephone number and/or preferred method of communication (email is acceptable) of the Appellant, and shall be accompanied by the applicable Appeal Fee. The submission shall include any new evidence to be considered, including any recorded evidence, which shall be submitted in its entirety, unedited, and in a commonly available format that can easily be viewed.
- 8.2.7 The Appeal submission shall be finalized and received in the CASC-OR office in person, by mail, courier, fax or other electronic method before the expiration of the prescribed deadline as set out above.
- 8.2.8 An Appeal that is not received within the prescribed time or is not complete shall not be accepted, and will result in no further action or notice to the Appellant. CASC-OR will not accept evidence or submissions made outside of the prescribed time, except in accordance with the Rules of Procedure of the Appeal Board.

### **8.3 APPOINTMENTS AND PARTIES TO THE APPEAL**

- 8.3.1 As soon as possible after receipt of an Appeal, the Division Director, in consultation with the Regional Executive Steward, will appoint three persons in accordance with the applicable GCR, as an Appeal Board to hear and determine the Appeal.
- 8.3.2 Upon appointment, the Appeal Board shall choose its Chair from the appointees, and the Chair will be responsible to set the process/procedure and timelines of the Appeal.
- 8.3.3 No person shall be appointed to an Appeal Board unless he or she has attended training by CASC-OR in respect of basic legal process and procedure, and has within the previous 10 years been licensed by CASC-OR or is known to be active in autosport in some capacity within Canada or the USAli.
- 8.3.4 The parties to an appeal of an official'(s)' decision are the Appellant (the individual filing the appeal) and the official(s) (Respondent(s)) responsible for the decision that is the subject-matter of the appeal. The parties to an appeal of a decision arising from a Protest are the parties to the Protest and the official(s) who heard and determined the Protest in the first instance.

### **8.4 CONFLICT OF INTEREST**

- 8.4.1 No person shall participate as a member of an Appeal Board who has participated directly or indirectly as Competitor, Official, organizer, promoter or sponsor in the Competition giving rise to the matter under appeal.

8.4.2 A party to an Appeal who alleges a conflict of interest on the part of a member of an Appeal Board shall provide his or her reasons for alleging same to the Appeal Board, which shall decide the matter prior to hearing the Appeal. The decision of the Appeal Board to retain or replace the member(s) who is (are) the subject-matter of the allegation is final and shall not be challenged further by any party.

## **8.5 JURISDICTION OF THE APPEAL BOARD**

8.5.1 A CASC-OR Appeal Board shall constitute a final court of appeal empowered to finally determine any dispute arising out of or in respect of automobile sport within the jurisdiction of CASC-OR.

8.5.2 An Appeal shall be filed only in accordance with the CASC-OR General Competition Rules (GCR).

8.5.3 An Appeal Board may:

- affirm or overturn a penalty or decision, in whole or in part;
- substitute a greater or lesser penalty having regard to all of the circumstances, including any factors that may mitigate for or against a greater or lesser penalty;
- impose a fresh penalty; and
- make an order as to the return or forfeiture of the Appeal Fee, in whole or in part.

8.5.4 An Appeal Board may not:

- order any competition to be re-run
- make any determination of a matter not properly its purview (e.g.: an officials' recommendation or a Board decision that is not subject to appeal)
- re-allocate blame onto any person or entity not properly a party to the appeal;
- malign or otherwise inappropriately criticize any individual for conduct or actions undertaken in good faith, whether party to the proceeding or not
- assess costs against an official, or against an individual who is not a party to the Appeal.

## **8.6 CONDUCT OF HEARING**

8.6.1 Upon receipt of an Appeal, CASC-OR shall ensure the Appellant and the Respondent(s) are given copies of all of the original hearing documents, including any recorded evidence, witness statements and any other evidence that was available and reviewed at the original hearing, except that names and identifying information may be omitted if the appeal panel reasonably believes the individual making the statement might subsequently be threatened or harassed by the Appellant or Respondent.

8.6.2 The grounds for an Appeal shall be limited to the following:

- New evidence not reasonably available at the time of the original hearing;
- Improper procedure by officials; or
- The penalty is excessive or unduly lenient, having regard to all of the circumstances.

8.6.3 In the event the Appeal Board determines that the Appellant's initial submission does not reflect evidence of a prescribed ground for Appeal, the matter shall be concluded without a call for subsequent submissions, and the Appeal shall be denied.

8.6.4 Where a proper ground for appeal is demonstrated in the Appellant's initial submission, the Appeal Board shall provide that submission to the Respondent(s) for their written Response by a deadline set by the Board Chair. Once the Response is received it will be provided to the Appellant, who shall be given a reasonable opportunity/deadline to respond. The Appellant's response shall be limited to a response only to new information not previously brought to the Appellant's attention.

8.6.5 In the event a Respondent or Appellant is unable to meet a deadline for submissions as set by the Chair, he or she may request a brief extension of up to three (3) business days to respond.

- 8.6.6 In the event any response submission is not received by the Appeal Board by the final deadline set by the Chair, the Appeal shall be determined based on the information at hand to the Board.
- 8.6.7 The Appeal Board may meet in person or via electronic communication (i.e. email, teleconference, Skype, etc.) at its sole discretion.
- 8.6.8 The Appeal Board may request clarification of any point in the submissions by email made to all parties to the Appeal. The response to the request shall also be copied to all parties to ensure it is an appropriate clarification. Such clarification is not an invitation to the parties to make additional submissions.

## **8.7 DECISION AND COMMUNICATION**

- 8.7.1 The Appeal Board will make every effort to deliberate and determine an Appeal within thirty (30) days.
- 8.7.2 An Appeal Board decision shall be written in the form of a concise statement as to the decision and the reasons therefore, without gratuitous commentary, and made available to all interested parties by CASC-OR.
- 8.7.3 An Appeal decision shall be communicated in writing to all parties to the Appeal, to the Race Director and to the Regional Executive Steward prior to communication to the CASC-OR Board of Directors or any other interested party.
- 8.7.4 CASC-OR may post any appeal decision, in its sole discretion, such posting to include only the names of the parties to the Decision, the event name and date(s) of the conduct in issue, and a summary of the decision outcome.