



18th Baja Russia Northern Forest 2022

10-13 February 2022

Date:	Sunday, 13 February 2022	Time (decision):	20:20 hrs
Subject:	DECISION No. 11	Document No.:	2.14
From:	The Stewards		
To:	Competitor: Car No 401 Name: Tomasz Bialkowski Crew: Tomasz Bialkowski / Dariusz Baskiewicz		
Number of pages: 3		Attachments:	0

The Stewards, having received a report from FIA Technical Delegate (document No 6.6), summoned the driver and the competitor Tomasz Bialkowski, have considered the following matter, determine the following:

Crew and car No: Tomasz Bialkowski / Dariusz Baskiewicz, Car No 401

Competitor: Tomasz Bialkowski

Time: 18:07 hrs, Sunday, 13 February 2022

Session: Post-event Scrutineering

Fact:

- 1) During the Final Scrutineering the internal diameter was measured and was found at 25,9 mm.
- 2) During the Final Scrutineering the floor of the Cockpit was found made of plastic 4 mm.

Offence: Breach of Art. 10.3.3 of 2022 FIA International Sporting Code, Art. 8.6.3 2022 CCRSR, Art. 25.3.1 2022 CCRSR, Art. 286 a - 5.12 App J of the FIA 2022 ISC.

Decision: Disqualification of competitor Tomasz Bialkowski, Car No 401 from 18th Baja Russia Northern Forest 2022.

Reason:

A hearing was held on Sunday 13th February 2022 at 19:10 hrs. The Stewards heard the competitor representative Bialkowski Tomasz (Competitor). The FIA Technical Delegate (Mr. Janez Flerin) also attended the hearing.

Mr. Tomasz Bialkowski agreed that measurement of the restrictor was done correctly and was 25.9 mm. He agreed that the floor panel of the Car was made of plastic.

During the hearing Mr Tomasz Bialkowski stated that this is a new car and they got it directly from the manufacturer. The car was checked by the Polish ASN (PZM) without any remarks.

Following the 2022 FIA Cross-Country Rally Sporting Regulations, Art. 8.6.3, the supercharged petrol engines of Group T4 must be fitted with air restrictor with a max. Inner diameter of 25 mm. The measured inner diameter was 25.9 mm.

Following App. J, Art. 286A - 2.12 the floor of the cockpit, including the possible transmission tunnel, must be made of:

- either metallic sheets (steel or aluminum) of 2 mm min. thickness,
- or composite panels of 3 mm min. thickness.

The cockpit floor was found made of plastic 4 mm.

The driver confirmed that the same restrictor was used during the all competition, i.e. during the Leg 1 and during the Leg 2.

The Stewards conclude that, in view of the clear provisions of the relevant regulations, it was indeed up to the Competitor to ensure, that the restrictor was in compliance.

The International Court of Appeal has already deemed in the past that in "exceptional circumstances", the objective responsibility of a competitor for a case of non-compliance of its car can lead to a less severe sanction than disqualification. The Stewards cannot see any exceptional circumstances in this matter.

In this such case, only disqualification of the Car no. 401 may be granted.

In Application of Art. 12.19 of the 2022 FIA International Sporting Code the Stewards decide that the next competitors should be moved up in the classification, including but not limited to the results of Leg 1.

The Decision is based on the FIA International Sporting Code Art. 11.9.1; Art. 11.9.3.i, and Art. 12.4.1.m.

Competitors are reminded that they have the right to appeal certain decisions of the Stewards, in accordance with Article 15 of the FIA International Sporting Code and Chapter 4 of the FIA Judicial and Disciplinary Rules, within the applicable time limits.



Arnas PALIUKENAS

FIA Chairman of the Stewards



Wilhelm SINGER

FIA Steward



Sergey USHAKOV

ASN Steward

Received by the Competitor:

Name (in block letters): TOMASZ BIALKOWSKI

Position within the team Pitot

Signature: [Handwritten Signature]

Date: 13.02.22

Time: 20.24

Published on the Organiser's Digital Notice Board on 13.02.2022 at 20:28 hrs