

Rally Dakar 2022

30. December 2021 - 14. January 2022



Date: **Saturday, 1st December 2021**

Time: **16.00 hrs**

Subject: **STEWARDS DECISION N° 6**

Document No: **2.8**

From: *The Stewards*

To: Competitor car no **325** Name: **JEAN-PASCAL BESSON**
Crew: **Jean-Pascal BESSON / Patrice ROISSAC**

Number of pages: 2

Attachments: 0

The Stewards, having received a report with photos from the FIA Technical Delegate, have considered the following matter, determine the following:

Fact: Car no 325 has been presented to the pre-event scrutineering with modified gussets between the diagonal reinforcement members of the main rollbar.

Offence: Breach of the FIA International Sporting Code, Appendix J Art. 283-8.3.

Decision: **a) To impose a fine of 500 €**

In accordance with Article 12.7 FIA International Sporting Code, the payment of the fines must be done online, within 48 hours of their notification, at the following address: <https://fiafines.fia.com>. Any delay in making payment may entail Suspension during the period a fine remains unpaid.

b) Not allowed to start the next World Rally Raid Championship competition, being suspended during the FIA World Rally-Raid Championship 2022. The car (Technical Passport No. TT-22-103) must be presented for pre-event scrutineering, with the rollbar being in conformity with the Homologation Regulations and the Certificate being amended otherwise the start will be not allowed.

Reason: The representative, of the competitor Mr. Micouleau explained that the car was prepared according to the information available to him. He had a Certificate from FFSA, conforming the compliance with the regulations. During the pre-event scrutineering in other competitions the FIA Technical Delegate made him aware of the non-compliance of this type of safety cage. After that he asked FFSA whether he could solve the problem by adding a half-pipe to the too small gussets and FFSA agreed. Mr. Micouleau, cannot present any document confirming his last statement. Mr. Micouleau also stated that he never got the latest Homologation Regulations from FFSA.

The safety cage in this new car has been found that the gussets were not made according to the requirements of the Homologation Regulations for safety cages. They are too small. The gussets are less than 3 times the outer diameter of the biggest of the tubes.

The FIA Technical Delegate confirms that this is a homologation issue only and not a safety issue.

The Stewards concluded that not complying the homologation is an infringement of the sporting and technical regulation. It is to the competitor to ensure that its car is always in conformity. According to Art. 12.1.1.a of the Code offences or infringements are punishable, whether they were committed intentionally or through negligence.

The Stewards finally conclude that there is a breach of the regulations and that a fine is necessary but also to state that the car cannot start in the next W2RC competition if it not compliant.

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Due to the certification of the FFSA that the safety cage was built according to the homologation rules, the competitor could trust that his safety cage followed the rules. The competitor has no access to Homologation Regulations, and he relies on the information given by his ASN. Furthermore, there was probably an information deficit between the FFSA and the builder. Therefore, the Stewards suspend the sentence "Not allowed to start"

The decision is based on the FIA International Sporting Code Art. 11.9.1, Art. 11.9.3 f; Art. 12.3.1, Art. 12.4.1.c., Art. 12.4.5 and Art. 12.4.6.

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 Article 9.1.1 of the FIA Judicial and Disciplinary Rules, within the applicable time limits.

Uwe M. SCHMIDT
FIA Chairman of the Stewards

Jordi PARRO
FIA Steward

Ahmad JAN
ASN Steward

This decision was notified via SPORTITY to the competitor representative as below:

<i>Name in block letters</i>	Guillaume Micouleau	Date	01.01.2022
<i>Position in the team</i>	Representative	Time	16.00 hrs