

## **NMSF OFFICIAL BULLITEN 2009/9**

*At the council meeting the following additions to the 2009 NMSF Handbook has been approved in terms of GCR's 67 and shall be applicable to all events for the 2010 season.*

### **FEES**

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#### **APPENDIX "R" AS AMENDED FOR 2010**

#### **1. ORGANISING PERMIT FEES/PENALTIES**

##### **i) Organising Permit Fees**

- a) Organising permit fees, as set forth above, are subject to change by NMSF without prior notice. **They do not include inscription or other fees payable in connection with the relevant competition(s) to NMSF, the FIA, AMU or the FIM, as the case may be.**
- b) Where combined track events are staged on the same venue, only one organising permit fees is payable.
- c) Failure to pay an organising permit fee on demand and/or when submitting draft regulations, shall be deemed to be a breach of the G&CR's and may result in the withdrawal of the organising permit in addition to any other penalty/penalties which may be opposed by NMSF (See Art 2ii(a) to (g) below) without the necessity of holding a Court of Enquiry.

##### **ii) Penalties:**

###### **a) Late Submission of Regulations/Cancellation of Event**

In the case of any competition for which the application was received after the closing date for applications, the organising permit fee **will be doubled**. A promoter, failing to make use of a date granted upon NMSF calendar, shall nevertheless be liable for the organising permit fee(s) which would have been payable had the competition taken place. In addition, he shall forfeit any priority claim the event may have hitherto enjoyed for inscription on the relevant NMSF sporting calendar, unless NMSF is satisfied that the failure to use the date was due to "force majeure"

###### **b) Date Change**

A promoter, changing a date already granted upon the NMSF sporting calendar shall, in addition to the prescribed organising fee(s), pay a penalty fee equivalent to **100% of the prescribed fee(s)**, unless the reason for such change are in the interest of the sport and are accepted by the NMSF Council as valid.

###### **c) Late Submission of Results**

A promoter failing to advise NMSF of the provisional results relating to a national championship event by close of business on the first working day following the competition as required by G&CR 141 (x) shall pay a **penalty ranging from N\$150 to N\$500**.

###### **d) Late Submission of Clerk of the Course and other Reports**

For late submissions of Clerk of the Course, Accident Reports Forms and other Reports, a **penalty ranging from N\$150 to N\$500 shall be imposed on the promoters**, unless the organisers can satisfy NMSF that the delay was caused by "force majeure"

###### **e) Failing to display FIA, CIK, FIM or NMSF logos**

For failing to insert the above logos as set out in G&CR 85, a **penalty of up to N\$1000** shall be imposed on the promoters.

###### **f) Allowing an entrant / competitor to compete without a licence or incorrect licence.**

Promoters allowing an entrant or competitor to compete without a licence or with the incorrect licence, shall pay a **penalty N\$500 per competitor / entrant**.

###### **a) Failure to contact the appointed steward(s) for an event.**

Event organisers failing to ensure that the necessary arrangements are made with the appointed steward(s) resulting in the steward(s) failing to attend the event in question shall pay a **penalty of**

**N\$1000-00.**

## **2 NAMING RIGHTS**

- i) The naming rights of any Namibian and/or NMSF Championship, Challenge, Trophy, Cup, Series or event, is the property of NMSF and may only be sold by NMSF.
- ii) A fee determined by NMSF in respect of such naming right shall be payable to NMSF by the Organiser of any event with a naming sponsor.
- iii) The naming right fees applicable to any category shall be decided upon by the Council of the **NMSF** on an annual basis of from time to time as and when required.

## **3 CLUB AFFILIATION FEES**

- i) A club seeking affiliation with NMSF shall submit for approval to the NMSF Commission concerned copy of a proposed constitution, proving that the objectives of the club are the same as or complementary to those of the NMSF, a list of office bearers and addresses, a full list of paid-up members, and details of the category or categories of motorsport catered for. The Constitution must clearly indicate that the club refrains from manifesting racial, political, gender and religious discrimination in the course of its activities and requires the same of its members. NMSF will take into account whether motorsport in the region will benefit from the registration of the club concerned and whether the category or categories of motorsport to be organised or involved are adequately catered for and will not agree to the registration of a club, the initials of which are the same as those of a club already registered.
- ii) Affiliation fees are **N\$ 2,500.00** payable not later than 30 April of each year. The minimum number of members for a club to be affiliated is 20. In the event of membership falling below 20 members, registration may be cancelled.
- iii) Clubs failing to renew affiliation on or before 30 April will forfeit the right to organise events.
- iv) Clubs failing to pay affiliation fees will only be reinstated as affiliated clubs at the sole discretion of NMSF, and on payment of all current and arrears affiliation fee plus a penalty of a N\$1000-00.
- v) Clubs electing to suspend their activities must advise NMSF accordingly. A club on resuming motorsport activities, will be re-instated at the sole discretion on NMSF, and shall be required to pay a penalty of N\$1000-00 together with the applicable annual affiliation fee.

## **4. RECOGNITION OF ASSOCIATIONS**

Reserved

## **5. RECOGNITION OF COMPANIES, BODIES CORPORATE, STATUTORY BODIES, PARTNERSHIPS OR ASSOCIATIONS OF PERSONS.**

- i) Companies, Bodies Corporate, Partnerships or Associations of Persons, as the case may be, properly constituted, whose declared aims and objectives are the promotion and/or organisation of all or any of the accepted of competitive motoring or motorcycling, may apply to NMSF for registration.
- ii) Applications shall be accompanied by a copy of the Applicant's Constitution or Articles of Association, a list of office bearers and addresses, a full list of paid up members where applicable, and details of the category (ies) of motorsport/motorcycling to be catered for.
- iii) The annual levy for such bodies shall be determined by the NMSF Council when such application may be received, but shall not be less than double the amount payable for club affiliation, and shall be payable not later than 31 March each year.
- iv) NMSF will have the right to terminate recognition of such bodies should it be decided that it/they is/are not serving the interests of its/their members of motorsport/motorcycling in general

**Appendix "R" - FEE STRUCTURE FOR 2009 SEASON**

	N\$	
TOURING PERMIT	5000-00	Plus N\$20-00 per competitor
INTERNATIONAL EVENT PERMIT	5000-00	Plus additional fees a determined by the FIA/FIM/CIK/AMU
NATIONAL EVENT PERMIT	1500-00	
CLUB EVENT PERMIT	1000-00	
3 <sup>RD</sup> PARTY ENSURANCE	35-00	Payable per event per each competitor Organizers
AFFILIATION FEES	2500	
TRACK INSPECTION FEE	1000	
<b><u>LICENSE FEES</u></b>		
INTERNATIONAL	750	All Categories
<b>NATIONAL MX</b>	<b>450</b>	<b>Moto Cross</b>
NATIONAL	360	All other Categories motor sport
<b>ENDURO</b>	<b>450</b>	<b>All Categories</b>
<b>CLUB LICENSE</b>	<b>240</b>	<b>Non National all codes</b>
HALF YEAR NATIONAL LICENSE	300	Valid 01 Jul to 31 Dec only
<b>JUNIOR NATIONAL LICENSE MX</b>	<b>240</b>	<b>Moto Cross - Max age 7 years</b>
<b>JUNIOR NON-NATIONAL LICENSE</b>	<b>100</b>	<b>Applicable only to Non - National Events (juniors max age 7)</b>
DAY LICENSE	150	All codes

**FINES**

For a breach of any GCR/SSR or appendix thereto, or for a breach of SR's of official instruction, NMSF Constitution and By-Laws the following are the **MAXIMUM** fines, which may be imposed by:

The clerk of the course other than for events inscribed by the FIA/FMK/FIM	N\$5 000.
Steward of the meeting	N\$5 000.
NMSF Court Of appeal	N\$25 000.
NMSF National Court of Appeal	N\$50 000.
Fine in terms of GCR 176	N\$10 000.

**PROTEST FEES**

The following fees will apply in all instances

a) An international events	N\$1 000.
b) National Championship events and all other events	N\$500.

**APPEAL FEES**

The following fees will apply in all instances

i) An appeal to a tribunal at an event (where applicable) - refer GCR 212	N\$1 000.
ii) An appeal to a NMSF Appeal Court against the decision of a tribunal	N\$2 000.
iii) An appeal directly to a NMSF Appeal Court	N\$2 000.

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| iv) An appeal to the NMSF National Court of Appeal | N\$5 000.      |
| v) An appeal to the International Court of Appeal  | As per FIA fee |

**NOTES:**

**Costs - in deciding upon the question of costs, the court shall take into account the time involved with scrutineering, assessed at N\$ 100 per hour per Scrutineer, possible involvement of NMSF Consultants assessed at the same rate as that of Scrutineers, and cost incurred by fellow competitors who may be subject to the appeal. They will, in addition, take in account all travel and accommodation costs incurred and shall assess their own time related to hearing at N\$ 300 per hour. In the case of tribunals, however, the rate payable to members of the tribunal shall be assessed at N\$ 300 per hour.**

ii) Fees paid in respect of appeals to lower courts are not refunded where the appellant succeeds in an appeal to a higher court. In addition, costs may be given against an appellant notwithstanding that the appellant has succeeded with the appeal.

iii) Notwithstanding that an appeal has succeeded, administrative costs shall be payable by the Appellant. Such administrative costs will range between minimum of N\$ 250 and maximum of 25% of the appeal fee. Where an appeal fails, the appeal fee will be forfeited and the 25% of the appeal fee so forfeited will be allocated to administrative costs.

iv) Where an appellant withdraws an appeal prior to being heard, NMSF shall refund the appeal fee paid less N\$ 250 for administrative/bank charges.