

## 21.7 ENFORCEMENT

- 21.7.1 Any penalty imposed for violation of the rules and regulations set forth by the APBA rulebook by an APBA promoter must be enforced by all other APBA promoters.

## RULE 22 - PROTESTS AND APPEALS

### 22.1 PROTESTS

- 22.1.1 Any registered racer of an event shall have the right to protest any violation of the rules from sanctioned events affecting their particular class.
- 22.1.2 There is no need for formal protests in the case of driving infractions during an event. Reports of such alleged infractions should be made to the Race Director, who in turn will request a report from the starter/flagman or the assigned official on the course.
- 22.1.3 No protests will be accepted that refers to a Race Directors or Technical Directors judgment or decision.
- 22.1.4 Only the registered rider may have discussion with the Race Director about riding complaints or other infractions unless otherwise requested by the Race Director.
- 22.1.5 A protest must be valid in the eyes of the Race Director and he/she has the option not to accept it for action.
- 22.1.6 It shall not be possible to protest or appeal technical inspection equipment, scoring, or timing equipment.

### 22.2 PROTEST PROCEDURE FOR EQUIPMENT VIOLATIONS

- 22.2.1 If the protest concerns the eligibility or legality of a participant's watercraft, the protest must be filed in writing no later than 30 minutes after the official results have been posted from the race in question.
- 22.2.2 A separate protest must be filed in writing for each suspected infraction specifying a violation within the following categories:
- Hull
  - Electrical system
  - Engine
  - Exhaust system
  - Fuel/carburetion system
  - Drive system
- 22.2.3 When a protest is made against a watercraft's eligibility, the person protesting must post with the Race Director a cash bond of \$150 to protest a two-stroke and **\$300 to protest a four-stroke** to cover the costs of any disassembly, inspection and assembly required, regardless if any disassembly will be required. The cash bond must be filed for each item in question.

- 22.2.4 If the watercraft protested is found to be legal and the protest is disallowed, the cash bond will be awarded to the protested rider for the inconvenience.
- 22.2.5 If the watercraft protested is found in violation of the rules and the protest is allowed, the cash bond will be returned to the protester and the protested party is subject to penalty assessed by the Race Director and/or APBA. If multiple items have been protested, only the protest fee of the item(s) that have been found to be illegal will be returned to the protester.
- 22.2.6 Failure of the entrant to allow inspection under these terms will result in the entrant being disqualified by the Race Director.
- 22.2.7 The Technical Director may consult any person to receive information or technical advice regarding the said protest. The protested rider may be present during the inquiry but shall have no right to argue or cross-examine a witness.
- 22.2.8 Only the rider taking part in the competition and entered in the same class may protest another rider in that class.
- 22.2.9 Any and all parts deemed illegal may be held by the Technical Director pending final decision.
- 22.2.10 If a protest is judged to have been filed with malicious or spiteful intent or otherwise in bad faith, the protester may be found guilty of violating protest rules and may be penalized.
- 22.2.11 Official APBA videotape, as recognized by the Race Director, may be used by officials to make or overrule a decision.

### **22.3 APPEALS**

- 22.3.1 A rider that has been disqualified by a decision involving an equipment violation may appeal to APBA National Headquarters.
- 22.3.2 The appeal or intent to appeal must be filed in writing within one hour of disqualification and must be accompanied by a fee of \$100.
- 22.3.3 Review and final rulings by the APBA will be made within reasonable time from the date that the appeal was filed. The rider will be notified verbally or in writing via mail and/or e-mail.
- 22.3.4 The APBA shall have the right to publish any judgments concerning protests or appeals and to use the names of parties involved in the said judgment. These persons shall have no right to act against the APBA, the Race Director, or whoever publishes the judgment.
- 22.3.5 Any person who shall take into the courts any controversy arising from the interpretation or application of the rules and regulations shall be liable to disqualification, suspension, and/or expulsion from future APBA racing events.