

**INTERNATIONAL COURT OF APPEAL (I.C.A.)**

**of the**

**FEDERATION INTERNATIONALE DE L'AUTOMOBILE**

**CASE**

**Appeal from the Fédération Française du Sport Automobile (FFSA) on behalf  
of its competitor Larbre Competition, car N°11, team Lamy/Gardel,  
against Decision N°9 of the Panel of the Stewards of the Meeting  
on 25 November 2005**

**Event run in Bahrain from 22 to 25 November 2005 and counting in the  
2005 FIA GT Championship**

**Hearing of Thursday, 8 December 2005 in Monaco**

The International Court of Appeal (ICA), comprising Mr Xavier CONESA (Spain), elected President, Mr Pierre TOURIGNY (Canada), Mr Reginald REDMOND (Ireland) and Mr Laurent ANSELMINI (Monaco),

Meeting in Monaco on Thursday, 8 December 2005 at the Hôtel de Paris,

Ruling on the appeal lodged by the Fédération Française du Sport Automobile (FFSA) on behalf of its licence holder Larbre Compétition, car N°11, team Lamy/Gardel, against Decision N°9 taken by the Panel of the Stewards of the Meeting on 25 November 2005 and counting in the 2005 FIA GT Championship,

After hearing :

**For the competitor**, Mr Jack LECONTE, representing the competitor LARBRE COMPETITION, Mr Cyrille DABIN, Head Mechanic at LARBRE COMPETITION, Mr Mark LEVER, Engineer with the PRODRIVE company and Mr Jason HILL of PRODRIVE, assisted by Mr Simon TAYLOR, Solicitor in London,

In the absence of representatives of the Fédération Française du Sport Automobile, the appellant,

**For the FIA**, Mr Pierre de CONINCK, Secretary General of the Sport Department, assisted by Mr Sébastien BERNARD, Head of the Legal Department,

**For the witness**, Mr Jean VINATIER, GT Technical Delegate,

Having acknowledged that the due hearing of all parties had been respected, the rights of each party having been duly examined, both in the proceedings prior to the hearing and during the hearing itself, the competitor, the knowledgeable parties called by the competitor, and the witness having been heard and provided all the detailed explanations and answers requested during the hearing with the help of a simultaneous translation system which was recognised as satisfactory by the parties ;

**WHEREAS** the provisions of Article 60d of the GT sporting regulations do not determine in any certain way, either directly, or by specifically referring to other regulations, the precise measures for removing the 3 litres of fuel as mentioned in this Article,

**WHEREAS** at the end of the GT Championship event run in Bahrain from 22 to 25 November 2005, the GT Technical Delegate removed 2,610 litres of fuel from car N°11 belonging to competitor LARBRE COMPETITION,

**WHEREAS** it is certainly up to the competitor to supply proof of conformity with the regulations according to the provisions of Article 2.6 of the Technical Regulations of GT and GT1 Cars, in accordance with Article 258 of Annex J of the International Sporting Code, but becomes apparent from the elements in the dossier and from the proceedings that doubts remain as to the possibility of removing an additional amount of fuel so as to obtain 3 litres ; and as notably the fuel tank of the car in question was not taken out as the competitor requested; and as the competitor can therefore legitimately submit that the car contained at least 3 litres at the end of the race ;

**ON THESE GROUNDS,**

**As to the form**

**DECLARES** admissible the appeal lodged by the Fédération Française du Sport Automobile on behalf of its competitor LARBRE COMPETITION, car N°11, team LAMY/GARDEL, against Decision N°9 taken by the Panel of the Stewards of the Meeting on 25 November 2005, event run in Bahrain from 22 to 25 November 2005 and counting in the 2005 FIA GT Championship,

**As to the substance,**

**QUASHES** Decision N°9 of the panel of the Stewards of the Meeting of the event run in Bahrain on 25 November 2005,

**LEAVES** it to the sporting authority to draw the conclusions of the present decision and to re-establish the classification of the event,

**LEAVES** the costs to be borne by the FIA, in accordance with Article 190 of the International Sporting Code.

Monaco, 8 December 2005

(signature)

**The PRESIDENT**