REGULATION CHANGES FOR CONSULTATION

Committee:	Race Committee
Date of Meeting:	09 September 2026
Closing date for consultation:	30 November 2026
Email for comments:	raceconsultation@motorsportuk.org

Proposed Regulation

CHAPTER 2 JUDICIAL
Appendix 12 – Penalty Points

1.2. Penalty points will be imposed for the following offences:

a. Driving – breach of **Ch.2 App.1 Art.1.13**, **Ch.12 App.7 Art.1.2**, **Ch.12 App.7 Art.1.5**, **Ch.12 App.7 Arts.1.7 – 1.9, Ch.12 App.7 Art.1.12** and / or

b. Failure to comply with **Signals**.

c. General Conduct – Any breach of ~~Abuse, physical assault or threats of physical assault~~ (**Ch.2 App.1 Art.1.1 and / or Art.1.2**~~)~~.

d. Failure to obey the instructions of an **Official** (**Ch.6 App.1 Art.2.4**).

1.5. The number of points will be determined by reference to the type of penalty imposed.

a. ~~Verbal warning – 0 points (not recorded on licence)~~

~~b~~a. Written reprimand – ~~2~~1 point~~s~~

~~c~~b. ~~Fine,~~ Time, Grid Place or Position / lap penalty – ~~3~~2 points

c. Fine – 2 points (**Penalty** not applicable for breaches referred to in 1.2a or b)

d. Disqualified from **Practice,** heat, **Race** or a **Competition** – 4 points

e. Disqualified from the **Event** – 6 points

1.6. Upon ~~Should~~ a **Competitor** reaching ~~receive~~ twelve (12) penalty points within a period of twelve (12) calendar months, ~~it~~ the **ASN** will ~~result in~~ refer~~ral~~ ~~of~~ that **Competitor** to the Licence Penalty Review Panel (**'**the **Panel')** ~~**National Court** by the **ASN**~~ for consideration of further penalty. The minimum further **Penalty** applied by the **ASN**, following recommendation by the **Panel** shall be one (1) **Future Competition Disqualification.**

1.6.1. Where the **Competitor** holds a **Competition Licence** issued by another **ASN**, the provisions of **Art.1.6** shall nevertheless apply. Any suspension of recognition under **Ch.2 App.1 Art.E**, **Disqualification** or other restriction imposed shall apply only to **Competitions** within the **ASN** jurisdiction. The **Competitor**'s parent **ASN** shall be notified in writing of any penalty imposed under this Art.1.

1.7. The **Panel,** the **ASN** or the **National Court** shall have no jurisdiction to consider the **Competitor**'s guilt in respect of the offences detailed in the relevant endorsements. The nature and extent ~~form~~ of any further **~~p~~Penalty** shall be imposed ~~entirely at the discretion of~~ by the **ASN**, in accordance with the recommendation of the **Panel** or order of the **National Court** as applicable.

1.8. Unless the **National Court** makes an **Order** to the contrary, once any further **~~p~~Penalty** imposed by the **ASN** and/or the **Court** ~~Court~~ has been served by a **Competitor** the **~~p~~Penalty** points relied on for that **Decision** will be annulled.

2. **Licence Penalty Review Panel ('**the **Panel')**

2.1 Whenever a **Competitor** accumulates twelve (12) **Penalty** points within a period of twelve (12) calendar months, the **ASN** shall convene a **Panel** of three members and shall:

a) appoint a chair from the **ASN** nominated list of **Panel** members to preside over the matter(s) referred to the **Panel**;
b) appoint two (2) additional **Panel** members from the **ASN** nominated list of **Panel** members; and
c) provide the **Panel** with all relevant documentation for review (subject to **Art.1.7**. above).

The **Panel** shall meet to consider whether any further **Penalty** should be imposed on the **Competitor** in addition to the minimum **Penalty** of one (1) **Future Competition Disqualification**. The **ASN** shall notify the **Competitor** in writing of the referral to the **Panel.** The **Competitor** may submit written representations to the **ASN** within seven (7) days of the date of that notification. The **Panel** shall consider only written representations received within that period before making its recommendation, and the **Panel** will disregard any representations received after it. Nothing in this Regulation shall prevent the **ASN** from referring the matter to the **National Court**. Where a matter is referred to the **National Court**, the determination of liability and any **Penalty** shall be a matter solely for the **National Court**.

2.2 No person shall sit on the **Panel** if they have previously been involved in the matter under consideration or have any direct or indirect connection with a party that gives rise to an actual or perceived conflict of interest. Any actual or potential conflict of interest shall be declared to the **ASN** at the earliest opportunity, and the person concerned shall recuse themselves from the matter.

2.3 The **Panel** may meet in person, electronically or by such other means as determined by the chair, to avoid undue delay in the determination of any matter.

2.4 The minimum **Penalty** of one (1) **Future Competition Disqualification** shall apply automatically on the accumulation of the **Penalty** points and shall not be subject to referral under this Article. Should circumstances be such that the minimum **Penalty** of a **Future Competition Disqualification** is not considered appropriate or practical, the matter shall be referred to the **National Court** for consideration of an alternative **Penalty.**

2.4.1 A **Competitor** who is dissatisfied with any additional **Penalty** imposed by the **ASN** following the **Panel**'s recommendation may, within 96 hours of notification of the **Penalty,** request in writing that the **ASN** refer the matter to the **National Court**, and the **ASN** shall make that referral for a full judicial hearing and consideration of any further **Penalty.**

2.4.2 The **National Court** shall have no jurisdiction to reduce the **Penalty** below the minimum. The **National Court** may exercise its full powers of **Penalty** under **Ch.2 App.2 Art.5.1**.

2.4.3 A request made under this Article shall suspend the operation of any additional **Future Competition Disqualification** (above the minimum **Penalty**) until the **National Court** has determined the matter, unless the **National Court** directs otherwise. This suspension shall not apply to any **Competition Licence Suspension** imposed by the **ASN** under **Art.2.6** or **App.2 Art.6.2.**

2.5 The **Licence Penalty Review Panel** shall recommend any one or more of the following:

i. whether the **Competitor** should be referred to the **National Court**;
ii. whether an immediate **Competition Licence Suspension** is necessary;
iii. whether more than one (1) **Future Competition Disqualification** should be imposed;
iv. whether a **Future Competition Disqualification** should apply to all **Competition**s within a specified **Event;**
v. whether the **Competitor** should be mandated to undertake an **ASN** Re-Education Programme ('**Programme**') and if so the duration of the instruction and the timeframe within which the **Programme** must be completed in accordance with the **ASN** Re-Education Document.

2.6 Unless specific safety concerns require the **ASN** to immediately **Suspend** a **Competition Licence** and/or refer the **Competitor** to the **National Court**, any **Future Competition Disqualification** will be notified no fewer than five (5) days before the relevant **Competition**, **Competitions** or **Event.** This notice period will apply even where it results in the **Competitor** remaining eligible to compete pending the **Penalty** taking effect.

2.7 Any **Future Competition Disqualification** will apply to the **Competition** or **Event** specified in the notification and will not, on its own, otherwise affect the validity of the **Competition Licence**.

3. Re-Education Programme

3.1 Mandatory **Programme**. Where the **ASN**, following a recommendation of the **Panel** under **Art.2.6(v)**, directs a **Competitor** to undertake the **Programme**, the **Programme** shall be delivered in accordance with the **ASN Re-Education Programme Document** published on the **ASN Website,** as amended from time to time, which is hereby given Regulatory effect.

3.2 If the **Competitor** fails to complete a mandatory **Programme** within the period specified by the **ASN**, the **Competitor's Competition Licence** shall be suspended with immediate effect until the **ASN** is satisfied that the **Programme** has been completed.

3.3 If the **Competitor** fails to satisfactorily complete a mandatory **Programme**, the **ASN** may refer the matter to the **National Court,** and the **Competitor's Competition Licence** shall be suspended with immediate effect pending the **National Court's** determination in accordance with **Ch.2 App.2 Art.6.2.** Any subsequent removal, retention or reset of **Penalty** points shall be determined by the **National Court.**

On satisfactory completion of a mandatory **Programme**, the **ASN** shall remove all **Penalty** points recorded on the **Competitor's Competition Licence** as at the date of the **ASN's** direction under **Art.3.1**, and confirm this to the **Competitor** in writing. Any **Penalty** points incurred after that date shall remain recorded on the **Competitor's Competition Licence**.

3.4 A **Competitor** who has accumulated six (6) or more **Penalty** points within a period of twelve (12) calendar months may elect to undertake the **Programme** specified by the **ASN**. Upon satisfactory completion of the **Programme**, the **ASN** shall reduce the **Penalty** points recorded on the **Competitor's Competition Licence** by three (3), deducting them from the earliest recorded points first. A **Competitor** may elect to undertake the **Programme** on only one (1) occasion in any period of twelve (12) calendar months.

3.5 Following completion of a voluntary **Programme**, the **ASN** may, having considered the report on the **Competitor's** participation, direct the **Competitor** to undertake further re-education. On satisfactory completion of the voluntary **Programme** within the period specified by the **ASN,** including any further re-education directed, the **ASN** shall reduce the **Penalty** points recorded on the **Competitor's Competition Licence** by three (3), deducting them from the earliest recorded points first.

3.6 An election under **Art.3.5** shall not prevent the **ASN** from directing a mandatory **Programme** under **Art.3.1**, nor delay the convening of the **Panel** if the **Competitor** reaches twelve (12) **Penalty** points before completing the voluntary **Programme.**

Date of Implementation: 01 January 2027

Reason: The proposal replaces similar proposals that were issued for consultation earlier this year but have since been withdrawn. It introduces changes to the penalty structure and includes provisions relating to General Conduct, specifically referencing Ch.2, App.1, Art. 1.2:

"Any form of racism or other discriminatory conduct towards any person, body, or group of living persons, including spoken or written words or gestures, not falling under Art. 1.1 and/or Ch.2 Art. 3."

The proposal also introduces the possibility of a Competition Disqualification as a penalty. A Competition is defined as:

"That part of an Event that is given a competitive nature by the publication of results. It must be completed by the end of the Event..."

In addition, the proposal provides for Competitors to be referred to a newly established Licence Penalty Review Panel. The Panel will review licence records and recommend appropriate action to the ASN, rather than making an immediate referral to the National Court, which is the current process.

It should be read as part of a wider package of reforms relating to the administration and review of Licence Penalty Points. The broader proposal includes amendments to the Licence Penalty Points framework, the introduction of a regulatory basis for the Driver Re-Education Programme currently utilised by the National Court following recommendation from the ASN, and the establishment of a Licence Penalty Review Panel to consider cases where a driver reaches the prescribed Licence Penalty Points threshold. The proposed Panel would be empowered to review referrals and determine additional sanctions, where appropriate, without the need for an automatic referral to the National Court, to the ASN. These proposals are intended to create a more proportionate, transparent and educationally focused framework, consistent with the objectives and ongoing review of driving standards and in consideration of feedback received in respect of the re-education programmes that have been conducted so far.

In addition, the wider proposal provides an opportunity for competitors to self-elect to undertake the Driver Re-Education Programme upon reaching six Licence Penalty Points. Where the programme is successfully completed, three Licence Penalty Points would be removed from the competitor's record, providing an early-intervention mechanism designed to improve driving standards and reduce the likelihood of further disciplinary action.