



JAMAICA MILLENNIUM MOTORING CLUB

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October 13, 2023

Mr. Nicholas Barnes
152 St. Pauls Avenue
Paradise Heights
Montego Bay, St. James.

Dear Mr Barnes,

Subsequent to email received from Mr Douglas Gore on June 28, 2023 and a formal request for investigation received from Mr Gore on June 30, 2023 the Jamaica Millennium Motoring Club (JMMC) through its Competition Subcommittee (CS) convened a Disciplinary Panel to investigate the allegations of racial slurs outlined in the June 28, 2023 email.

The panel members were Mr Verdayne Wallace (Chairman), Mr Peter Clarke and Mr Gordon McDowell, whom you are familiar with as they contacted you during their investigation. The panel submitted their conclusion and suggestions to the JMMC today, October 13, 2023. A copy of their document titled '*Online Abuse Final*' is attached.

We note the Disciplinary Panel's conclusion "*that what has occurred is indeed in poor taste, unprofessional and brings the sport into disrepute*".

In regard to this matter, the JMMC CS notes the following.

- You are the holder of duly issued JMMC Competition License JMMC0099-23NA, a Grade A National license issued on April 2, 2023 valid until December 31, 2023.

We remind you of the following Articles of the FIA International Sporting Code.

1.3.1 Any person, or group of persons, organising a Competition or taking part therein:

1.3.1.a Shall be deemed to be acquainted with the statutes and regulations of the FIA and the national regulations.

1.3.1.b Shall undertake to submit themselves without reserve to the above and to the decisions of the sporting authority and to the consequences resulting therefrom.

12.1.1.a Unless stated otherwise, offences or infringements are punishable, whether they were committed intentionally or through negligence.

12.1.2.a The statutory limitation on the prosecution of infringements is five years.

JMMC Executive Committee: 2018–2023

Chairman: Stephen Gunter; **Vice Chairman:** Marcia Dawes; **Exec. Secretary:** Wendy Dressekie-Gordon

Directors: Dmitri Dawkins; Michael Fennell; Neil Williams; Peter Clarke; Rosemarie Jadusingh; Timothy Stewart

12.2.1 Any of the following offences, in addition to any offences specifically referred to previously or subsequently, shall be deemed to be a breach of these rules:

12.2.1.c Any fraudulent conduct or any act prejudicial to the interests of any Competition or to the interests of motor sport generally.

12.2.1.f Any words, deeds or writings that have caused moral injury or loss to the FIA, its bodies, its members or its executive officers, and more generally on the interest of motor sport and on the values defended by the FIA.

12.2.1.k Any Misconduct towards, but not limited to:

- licence-holders,

12.2.1.m Any public incitement to violence or hatred.

12.3.1 Any breach of the Code, of the regulations of the FIA if appropriate, of the national rules, or of any Supplementary Regulations committed by any Organiser, official, Competitor, Driver, Participant, other licence-holder, or other person or organisation may be penalised.

12.3.2 Penalties may be inflicted by the stewards and ASNs as indicated in the following Articles.

12.4.1 Penalties may be inflicted as follows:

12.4.1.a warning;

12.4.1.b reprimand (blame);

12.4.1.d obligation to accomplish some work of public interest;

The JMMC also reminds you of the FIA Anti-Harassment & Non-Discrimination Policy, and the FIA Online Hate White Paper titled 'A Strategic Response To Online Hate Speech In Sport' published March 2023. These documents which detail the FIA's strong stance against harassment, discrimination and online hate are attached.

The JMMC CS finds that your behavior constitutes:

- an "act prejudicial to the interests of any Competition or to the interests of motor sport generally" and
- "words, deeds or writings that have caused moral injury or loss to the FIA, its bodies, its members or its executive officers and more generally on the interest of motor sport and on the values defended by the FIA" and
- "Misconduct towards, but not limited to: • licence-holders" and

- *“public incitement to violence or hatred.”*

As such, under the recommendations of the Disciplinary Panel and under the authority as outlined in the FIA Articles listed above, the JMMC CS hereby order the following Penalties be inflicted.

- 1) A warning to cease social media activity of a harassing and/or racial nature.
- 2) A formal reprimand for racial and online harassment.
- 3) An obligation to perform forty (40) hours of Community Service at schools on the dangers of online and/or racial harassment, to be completed prior to the first JMMC-sanctioned circuit racing event of 2024. Terms and conditions to be outlined further by the ASN.

The JMMC notes the Disciplinary Panel’s recommendation that a public apology be issued. We request that a public apology be issued by you, via your personal social media accounts.

The JMMC will contact you regarding the nature of the Community Service to be performed.

We do hope that despite the circumstances that has led to this necessary action you will learn from the experience and once again be the good motor sport ambassador you, your family, sponsors, fans, club and ASN expects.

JMMC CS

