

DECISION

Request No.: 03

Protest

Event: 2024 Formula Kite European Championships Race Number: 3
Hearing Schedule: 2024-03-19 18:25

PARTIES AND WITNESSES

Request No.: 03: Men's kite - Blue - 141 - Reece Dorman - Reece Dorman

Kite men - Blue - 8 - 8 - Dor Zarka

Witnesses: No

VALIDITY

Objection to Jury: No

Within Time Limit: Within Time Limit

Incident Identified: Yes

Proper Hail: Protest hailed

Red Flag Displayed: N/A

Decision: Request Valid

PROCEDURAL MATTERS

1. During the hearing the protest committee clarified in accordance with RRS 64.1(c) that the hearing request was not only a protest but also a request for redress and proceeded with it accordingly.
2. ISR 8 provided video evidence.
3. The International Jury provided tracking evidence.

FACTS FOUND

1. Wind 10-12 knots, no waves.
2. GBR 141 on starboard and ISR 8 on port were sailing upwind on collision courses.
3. When the hulls were 30 meters apart, ISR 8 raised her kite and immediately after, GBR 141 luffed.
4. 3 seconds later contact occurred between GBR 141's mast and wing trailing edges and ISR 8's wingtip.
5. There was also contact between the kite lines but no tangle.
6. There was damage: A dent on GBR 141's mast and wing and a crack on ISR 8's wingtip.
7. There was no injury.
8. At the time of the incident GBR 141 was around 5th to last. After resuming sailing GBR 141 was in last position and finished second to last.
9. No kiteboard took a penalty.

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

Rules: RRS 10, 14, F2.16.1, 62.1; WS Case 50

1. There was reasonable doubt that ISR 8 could have crossed if GBR 141 had not luffed (see WS Case 50).
2. ISR 8 on port tack failed to keep clear of GBR 141 on starboard tack and broke RRS 10.
3. Since ISR 8 was not keeping clear when GBR 141 changed her course, GBR 141 the right-of-way kiteboard did not break RRS F2.16.1.
4. ISR 8 did not avoid contact when it was reasonably possible, and broke RRS 14.
5. It was not reasonably possible for GBR 141 the right-of-way kiteboard to avoid contact with ISR 8 when it was clear that ISR 8 was not keeping clear. GBR 141 did not break RRS 14.
6. GBR 141's place in race 3 was not made significantly worse because of the damage. Therefore, the requirements for redress in RRS 62.1 are not met.

DECISION

Date & Time: 2024-03-19 19:10 CET

1. ISR 8 is DSQ in race 3.
2. Redress is not given to GBR 141.

PROTEST COMMITTEE

Committee Type International Jury

Chaired By: Yoann Peronneau (FRA)

Committee Members: Marios Zisimatos (GRE), Adrian Bauder (SUI), Finn Mrugalla (GER), César Sans (ESP)