

DECISION

Request No.: 08

Protest and Request for Redress

Event: Europa Cup / 2^a PAN Race Number: 3
Hearing Schedule: 2024-02-03 17:15

PARTIES AND WITNESSES

Request No.: 08: ILCA 6 - FRA 203874 - Luigi SANTOCANALE

ILCA 6 - U17 - GER 217810 - Victor HENSEL

VALIDITY

Objection to Jury: No

Within Time Limit: Within Time Limit

Incident Identified: Yes

Proper Hail: Protest hailed

Red Flag Displayed: Yes

Decision: Request Valid

PROCEDURAL MATTERS

An arbitration meeting was held, neither of the parties accepted a 30% Post-race penalty.

FACTS FOUND

17knts, 2m waves.

After the start, FRA203784 was close-hauled on starboard. GER217810, close-hauled on port and on converging course with FRA203784, was overlapped to leeward of an unidentified boat .

When 10m from FRA203784, GER217810 luffed and hailed for room to tack. The unidentified boat held her course. GER217810 bore away

When there was 0.5m between the boats, FRA203784 tacked and capsized.

GER217810 held her course.

If FRA203784 had held her course, there would have been a collision between her bow and GER217810's starboard side.

There was no injury or damage. No contact occurred.

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

Rules: 10, 62.1

FRA203784 had a genuine and reasonable apprehension of a collision and took avoiding action (WS CASE 50)
GER 217810 on port tack failed to keep clear of FRA 203784 on starboard tack, and broke RRS 10.

There was no injury or physical damage, therefore the requirements for redress in RRS 62.1 are not met.

DECISION

GER217810 is DSQ in race 3

Redress not given.

Date & Time: 2024-02-03 19:05 UTC

PROTEST COMMITTEE

Committee Type: International Jury

Chaired By: João Carneiro (POR)

Committee Members: Paulo Sousa (POR), Gordon Davies (IRL), Tonny Jensen (NOR), Iuan Gray (RSA)

Written Decision Requested By: GER217810