

DECISION

Request No.: 24

Protest

Event: Sailing Point Easter Regatta Race Number: 6
Hearing Schedule: 2023-04-08 18:35

PARTIES AND WITNESSES

Request No.: 24: Optimist - Junior - GER 1053 - M - Nikolas Sparisch
Optimist - Junior - MLT 186 - M - Luca Scicluna

VALIDITY

Objection to Jury: No

Within Time Limit: Within Time Limit

Incident Identified: Yes

Proper Hail: Protest hailed

Red Flag Displayed: Not required

Decision: Request Valid

PROCEDURAL MATTERS

1. Protestee did not come to the hearing, the hearing proceeded in accordance with RRS 63.3(b).
2. Hearing was held under RRS N1.4(b)

FACTS FOUND

1. MLT 186 sailing on port and GER 1053 sailing on STB on a beat to windward.
2. MLT 186 passed astern of GER 1053, luffed and passed head to wind.
3. When MLT 186 was on her new closed-hauled course she was overlapped to windward of GER 1053.
4. GER 1053 kept her course.
5. Contact occurred between port front quarter of MLT 186 and starboard aft quarter of GER 1053.
6. Slight damage (scratch) occurred on GER 1053.

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

Rules: 11, 14

1. MLT 186 to windward failed to keep clear of GER 1053 to leeward, and broke RRS 11.
2. MLT 186 did not avoid contact when it was reasonably possible, and broke RRS 14.
3. It was not reasonably possible for GER 1053 the right-of-way boat to avoid contact with MLT 186 when it was clear that MLT 186 was not keeping clear. GER 1053 did not break RRS 14.

DECISION

MLT 186 is DSQ in race 6

Date & Time: 2023-04-08 19:58 CEST

PROTEST COMMITTEE

Committee Type: Protest Committee

Chaired By: Heiko Thoelmann (GER)

Committee Members: Uros Zvan (SLO), Jan Winkler (CRO)