

DECISION

Protest

Request No.: 15

Heard Jointly With Number(s): 16

Event: 100th Korea Sports Festival Sailing Event **Race Number:** 4
Hearing Date: 2019-10-06

PARTIES AND WITNESSES

Request No.: 15: 420 - 55246 - Incheon - Youngmin Ji
420 - 56679 - Choongnam - Sanghyuk Lee

Request No.: 16: 420 - 56679
420 - 55246 - Incheon

Witnesses: Manuel Ken Gamito (Panel jury member)

Interpreters: Kim Hakjoon (Jury member)

VALIDITY

Objection to Jury: No

Within Time Limit: Within Time Limit

Incident Identified: Yes 5 seconds before start signal, 55246 was starting with trimming main and jib sheets. Then 56679 bore away and her side stay hit 55246 skipper, so 55246 couldn't start well and had disadvantage of sailing. 55246 protests 56679 under rule 11, on the same tack, overlapped.

Proper Hail: Protest hailed

Red Flag Displayed: Not required

DECISION: Request Valid

PROCEDURAL MATTERS

FACTS FOUND

1. 55246 and 56679 were stationary on starboard tack, overlapped, 10 seconds before the starting signal.
2. 55246 was 1 metre to leeward of 56679.
3. Before the starting signal, both boats bore away slightly to gain speed to start and the gap between them closed to less than 0.5 metres.
4. 55246's crew went on the trapeze but could not stretch on the trapeze due to the presence of 56679 to her windward.
5. A light contact occurred between the back of the crew of 55246 and the leeward side of the jib of 56679.
7. The contact did not cause damage or injury.
8. Neither boat took a penalty.

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

1. 56679, to windward, failed to keep clear of 55246, to leeward, and broke RRS 11.
2. 56679 by not avoiding the contact also broke RRS 14.
3. When it was clear that 56679 was not keeping clear, it was reasonably possible for 55246 to avoid the contact, by his crew not jumping to the trapeze. Therefore, 55246 broke RRS 14. However, she is exonerated because the contact did not cause damage or injury under 14(b).

DECISION

1. 56679 is DSQ in Race 4.

Date & Time:

PROTEST COMMITTEE

Chaired By: Selvam Mookken (SGP)

Committee Members: Eun seok Jeon (KOR), Katsumi Shibamura (JPN), Manuel Ken Gamito (POR), Leonard Chin (MAS)

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