

# DECISION

Request Number: 03

Protest

Event: 2018 Asian Sailing Championship Race Number: 3

Hearing Date: 2018-06-21

## PARTIES AND WITNESSES

**Initiator:** 49er FX (Helm) - THA 339 - 49er FX - PATTEERA MEEYOUSAMSEN

**Respondent(s):** 49er FX (Helm) - IND 456 - 49er FX - VARSHA GAUTHAM

## 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

### FACTS FOUND

1. In Race 3, IND 456 had rounded the Mark M1 and was on a port tack downwind on a leg ahead of THA339.
2. THA339 was on close haul, upwind on Starboard tack heading towards Mark M1 with both crew trapezing.
3. Both boats were converging in 15 -18 knots of wind in 0.5-1 meter choppy seas on a collision course with IN456 faster than THA339.
4. At 4-6 boat lengths apart, THA339 hailed "Starboard" several times.
5. At 1 boat length from IND456, THA 339 bore away sharply to avoid contact.
6. IND held her course sailing as high as she could with her spinnaker flying.
7. There was no contact and no boat took any penalty turn.

**Diagram:** Diagram not endorsed

### CONCLUSIONS AND RULES THAT APPLY

1. IND456 on port failed to keep clear of THA339 on starboard, as required by RRS 10
2. THA 339 had a genuine apprehension that collision would occur and took avoiding action and is protected under Case 50.

### DECISION

IND 456 is DSQ in Race 3

**Date & Time:** 2018-06-21 17:50 WIB

### PROTEST COMMITTEE

**Chaired By:** Sungchul Jeong (KOR)

**Committee Members:** Leonard Chin (MAS), Xinzu Gu (CHN), Muhammad Ramlan (INA), Yaumi Safirah (INA)

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