

DECISION

Request No.: 23

Protest

Event: 2019 KiteFoil World Series Gizzeria/Weifang/Pingtang/Cagliari Race Number: 1

Hearing Date: 2019-09-06

PARTIES AND WITNESSES

Request No.: 23: KiteFoil - Act 2 - Weifang - GBR 2 - Ellie Aldridge

KiteFoil - Act 2 - Weifang - RUS 112 - Roman Liubimtcev

VALIDITY

Objection to Jury: No

Within Time Limit: Within Time Limit

Incident Identified: Yes

Proper Hail: Protest hailed Hailed after the incident

Red Flag Displayed: Not required

DECISION: Request Valid

PROCEDURAL MATTERS

FACTS FOUND

1. GBR 2 was sailing on port approaching the starboard layline on the third leg of race 1
2. RUS 112 was sailing on port astern of GBR 2 and slightly to windward
3. GBR 2 tacked to starboard
4. RUS 112 immediately altered up slightly to avoid a collision
5. The kites of GBR 2 and RUS 112 collided and tangled
6. Neither board suffered any damage
7. GBR 2 and RUS 112 retired from race 1
8. RUS 112 was unable to race in race 2 because the rescue boat failed to return him to the beach in time.

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

1. When GBR 2, right of way, changed course and the position of her kite, she failed to initially give RUS 112 room to keep clear as required by RRS 16.1 .
2. Although it was reasonably possible, GBR 2, the right-of-way boat did not avoid contact with RUS 112 when it was clear that RUS 112 was not keeping clear, as required by RRS 14 but is exonerated under RRS 14(b)
3. RUS 112's score was made significantly worse through no fault of his own by an because of a tangle caused by GBR 2 breaking a rule of Part 2.

DECISION

Date & Time: 2019-09-06 18:48 CST

Protest Upheld

GBR 2 is to be scored RCT for race 1

RUS 112's request for redress is granted.

RUS 112 is to be scored in race 1 points equal to the average, rounded to the nearest tenth of a point (0.05 to be rounded upward), of her points in races 3 through 5.

RUS 112 is to be scored in race 2 points equal to the average, rounded to the nearest tenth of a point (0.05 to be rounded upward), of her points in races 3 through 5 after RUS 112 finishes two more races in the series.

This shall not be worse than RUS 112's finishing position and shall not change the score of the other boats.

PROTEST COMMITTEE

Chaired By: Paco Quinonero (ESP)

Committee Members: Paul Zupan (USA), Tony Lu (CHN), Fa Ji (CHN)