

DECISION

Request Number: 06

Protest

Event: 2019 Wuhai International Windsurfing Race Race Number: 5

Hearing Date: 2019-05-11

PARTIES AND WITNESSES

Initiator: Kite - 15

Respondent(s): Kite - 3

VALIDITY

Objection to Jury: No

Within Time Limit: Beyond with Good Reason

Incident Identified: Yes

Proper Hail: Hail not required

Incident resulted in an emergency when both kites had to trigger the release of their kites. RRS61.1(a)(4)

Red Flag Displayed: Not required

DECISION: Request Valid

15 on starboard claimed 3 came on port and caused entanglement resulting in both boats retiring.

PROCEDURAL MATTERS

Protest lodged late as kiter was also taking part in the Formula Class event

FACTS FOUND

1. In Race 5, 15 was on starboard and passing M2 for the final leg to the finish
2. 3 came on port and made contact with 15 .
2. Both kites were entangled.
3. Both kites failed to complete race 5.
4. 5 was leading kite.
5. There was no damage or injury.

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

1. 3 on port failed to keep clear of 15 on starboard, as required by RRS 10 and by making contact with 15, also broke RRS14.
2. It was not reasonably possible for 15, the right-of-way kite, to avoid entangling with 3 when it was clear that 3 was not keeping clear and is exonerated under App F 14(b)
3. As the kites were entangled, 15 is entitled to redress under App F 62.1(b)

DECISION

Date & Time: 2019-05-12 17:46 CST

1. 3 is scored DSQ
2. 15's request for redress is granted. 15 is to be scored in race 5 points equal to the average, rounded to the nearest tenth of a point (0.05 to be rounded upward), of her points in all the races before race 5. This shall not change the score of the other boats.

PROTEST COMMITTEE

Chaired By: Leonard Chin (MAS)

Committee Members: Tee Suan Tan (SGP), Lock Kit (SGP) Fan Wen Shuo (CHN), Kong De Long (CHN)

Printed: 10 Aug 10:00