

# DECISION

Request No.: 01

Protest

Event: 39th Singapore Windsurfing Open 2020 Race Number: 9

Hearing Date: 2020-02-09

## PARTIES AND WITNESSES

Request No.: 01: RS One - Boy - INA 3 - Dexy Priany

RS One - Boy - THA 26 - Bonyarit Sangngem

## VALIDITY

**Objection to Jury:** No Arbitrator Tan Tee Suan IJ SGP

**Within Time Limit:** Within Time Limit Protest lodged 1320H. Protest time limit 1333H.

**Incident Identified:** Yes INA3 on starboard claims THA26 on port failed to keep clear resulting in collision and capsize of INA3. THA26 continued sailing without carrying out a 360 penalty

**Proper Hail:** Protest hailed

**Red Flag Displayed:** Not required

**DECISION:** Request Valid Informed Rc at finish

## PROCEDURAL MATTERS

Part 2 incident and subject to arbitration under WCR App T, SI 18.1

1. Arbitration is scheduled for 0930H on 9Feb and then followed by a redress hearing thereafter if requested.

1. Arbitrator assigned: Tan Tee Suan IJ SGP heard at 0930H.
2. Protest hail heard
3. Informed RC at finish
4. Protest lodged in time
5. No damage or injury
6. No board carried out any 360 penalty.
7. THA26 accepted a post race penalty
8. INA3 allowed to withdraw her protest.

## FACTS FOUND

1. THA26 close hauled on port was converging with INA3 close hauled on starboard when approaching M1 in leg 3 of Race 9
2. THA26 collided with INA3 resulting in INA3 capsizing.
3. THA26 continued to sail without carrying out a 360 degree penalty
4. There was no damage or injury
5. THA26 finished 1st and INA3 finished 2nd in Race 9

**Diagram:** Diagram not endorsed

## CONCLUSIONS AND RULES THAT APPLY

1. THA26 on port failed to keep clear of INA3 on starboard, and broke RRS 10
2. THA26 did not avoid contact when it was reasonably possible, and broke RRS 14.
3. INA3 who capsized is entitled to redress under WCR 62.1(b)

## DECISION

**Date & Time:** 2020-02-09 09:40 +08

1. THA26 accepted that she broke RRS10 and 14 and to have a post race penalty of 30% added to her score in Race 9 in accordance with App T1 (b) [ 30% of 6 boards = 1.8, =2 after rounding up to the next whole number =1+2= 3 in race 9]

## PROTEST COMMITTEE

**Chaired By:** Tee Suan Tan (SGP)

**Committee Members:** Arbitrator