

DECISION

Request Number: 12

Protest

Event: 2019 KiteFoil World Series **Race Number:** 9

Hearing Date: 2019-07-26

PARTIES AND WITNESSES

Initiator: KiteFoil - Act 1 - Gizzeria - FRA 58 - Lilian Mosa

Respondent(s): KiteFoil - Act 1 - Gizzeria - ESP 8 - Javier BERNABEU Guerrero

Witnesses: Reclass to the average of my race

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

ESP 8 was not present

FACTS FOUND

1. One minute after the start, ESP 8. was sailing clear ahead of FRA 58.
2. ESP 8 fell in the water and her kite moved to 12 o'clock.
3. FRA 58 sailed to leeward of ESP 8 while ESP 8 was recovering.
4. When FRA 58 was clear ahead, ESP 8 lowered her kite and contact occurred between the kites.
5. No tangle or damage occurred.
6. ESP did not finish race 9

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

1. ESP 8 to windward did not keep clear of FRA 58 to leeward breaking rule 11
2. It was not reasonably possible for FRA 58 to avoid the contact, therefore she is exonerated from breaking rule 11

DECISION

ESP 8 is DSQ in race 9

Date & Time: 2019-07-26 19:06 CEST

PROTEST COMMITTEE

Chaired By: David Gosalbez (ESP)

Committee Members: Marina Psychogyiou (GRE), Bruno De Wannemaeker (BEL)

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