

# DECISION

Request No.: 04

## Protest

Event: KSSS Olympic Class Regatta Race Number: 6  
Hearing Schedule: 2023-10-01 15:30

### PARTIES AND WITNESSES

Request No.: 04: RS Feva - 6418

RS Feva - 816

### VALIDITY

**Objection to Jury:** No

**Within Time Limit:** Within Time Limit

**Incident Identified:** Yes

**Proper Hail:** Protest hailed

**Red Flag Displayed:** Yes

**Decision:** Request Valid

### PROCEDURAL MATTERS

1. Hearing No. 5 was heard together with hearing No. 4 in accordance with RRS 63.2 since both hearings arose from the same incident.
2. SWE 6418 was represented by Anton Brodd.
3. SWE 816 was represented by Ebba Skarin.
4. Claes Lundin attended the hearing as an observer.
5. Ella Theelke (SWE 7404) presented evidence as a witness for SWE 816.
6. Joel Sunaberg (crew of SWE 6418) presented evidence as a witness for SWE 6418.
7. Tilde Mörtberg (crew of SWE 816) presented evidence as a witness for SWE 816.

### FACTS FOUND

1. In race 6 of the RS Feva fleet there was 9 of wind and the sea was mostly flat .
2. SWE 6416 and SWE 816 were sailing on close-hauled, on a collision course, with SWE 6418 on starboard and SWE 816 on port.
3. When the bow of SWE 816 was 1 m from the port side of the bow of SWE 6418, SWE 6418 luffed above close-hauled.
4. SWE 816 then luffed and reached head to wind.
5. Before SWE 816 reached a close-hauled course on starboard, there was a contact between the bow of SWE 6418 of the starboard stern corner of SWE 816.
6. There was no damage or injury.
7. No boat took a penalty.

**Diagram:** Diagram not endorsed

### CONCLUSIONS AND RULES THAT APPLY

**Rules:** RRS 13, 14

After passing head to wind and before being on a close-hauled course, SWE 816 failed to keep clear of SWE 6418. SWE 816 broke RRS 13.

SWE 816 did not avoid contact when it was reasonably possible, and broke RRS 14.

It was not reasonably possible for SWE 6418, the right-of-way boat, to avoid contact with SWE 816 when it was clear that SWE 816 was not keeping clear. SWE 816 did not break RRS 14.

### DECISION

SWE 816 is DSQ in race 6.

**Date & Time:** 2023-10-01 16:26 CEST

### PROTEST COMMITTEE

**Committee Type** Protest Committee

**Chaired By:** Joel Berglund (SWE)

**Committee Members:** Mina Stanikic (SRB), Robert Owens (GBR), Mats Skoting (SWE), Patrik Björklund (SWE)

Printed: 01 Oct 16:29