

# DECISION

Request No.: 01

## Protest

Event: 51st Australian Hobie Cat National Championships Race Number: 1  
Hearing Schedule: 2024-01-05 08:00

### PARTIES AND WITNESSES

**Request No.: 01:** Hobie 16 - 209983 - Luna - Libby Kirby

Hobie 16 - 115273 - Vamoose - Bella Wilson

**Witnesses:** Lachy Owen - 209983 Rosie Cookson -  
115273

### VALIDITY

**Objection to Jury:** No

**Within Time Limit:** Within Time Limit

**Incident Identified:** Yes

**Proper Hail:** Hail not required No hail required as Protest deemed valid under RRS 61.1 (a)  
(1)

**Red Flag Displayed:** Not required

**Decision:** Request Valid

### PROCEDURAL MATTERS

Unable to arbitrate under RRS Appendix T due to damage and more than 2 boats involved.

### FACTS FOUND

209983, 115273 and 113111 sailing upwind on starboard.

Wind 10 - 12 knots, small chop.

115273 tacked onto port on the port layline. 113111 tacked to leeward of 115273.

The distance following the tack between 115273 and 113111 was approximately 1 - 2 metres with 115273 slightly ahead.

209983 remained on starboard approaching the layline, approximately 2 boat lengths apart from 115273 and 113111.

209983 was crossing 113111 when 209983 sighted 115273 on port.

209983 had a genuine and reasonable apprehension of a collision with 115273.

209983 on starboard dropped sheets to avoid 115273 on port, causing 209983 to slow considerably.

113111 did not have room to meet its obligations and there was a collision causing damage to 209983.

113111 did a penalty turn as per RRS 44.1 and S.I. 14.1.

115273 continued to sail on port across the bow of 209983 and did not take a penalty.

**Diagram:** No Diagram Needed

### CONCLUSIONS AND RULES THAT APPLY

**Rules:** RRS 10

115273 on port failed to keep clear of 209983 on starboard.

113111 met its obligations under RRS 44.1 and S.I. 14.1. No further penalty.

### DECISION

115273 to be scored DSQ in Race 1.

Date & Time: 2024-01-05 09:30 AEST

### PROTEST COMMITTEE

**Committee Type:** Protest Committee

**Chaired By:** Neville Willis (AUS)

**Committee Members:** Greg Kemp (AUS), Jan Kemp (AUS) Gary McCarthy