

DECISION

Request No.: 34

Protest and Request for Redress

Event: Campionato Italiano Giovanile doppio OPEN Race Number: 8
Hearing Schedule: 2023-09-08

PARTIES AND WITNESSES

Request No.: 34: 29er - blu - ITA 3311 - BRIGHENTI EDOARDO - ZAMBELLI MARTINO

29er - gialle - ITA 743 - BRUNAZZO VIRGINIA - LAVAGNO VERA

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

The panel of the International Jury was composed in accordance with RRS N1.4(b).

FACTS FOUND

1. ITA743 WAS SAILING DOWNWIND COURSE ON PORT AND ITA 3311 ON A BEAT TO WINWARD ON PORT OVERLAPED WITH ITA743 BEEN WINWARD TO ITA3311
2. BOATS WERE ON COLLISION COURSES
3. ITA3311 LUFFED AND THERE WAS A CONTACT BETWEEN THE BOW OF ITA3311 AND THE BACK SIDE OF ITA743
4. BOTH BOATS CAPSIZED
5. DAMAGE ON THE JIB OF 3311 – JIB BROKEN
6. ITA3311 RETIRED THE RACE
7. ITA743 RETIRED THE RACE

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

Rules: 11, 14, 44.1(b), 64.2(a)

1. ITA743 to windward failed to keep clear of ITA3311 to leeward, and broke RRS 11.
2. ITA743 did not avoid contact when it was reasonably possible, and broke RRS 14.
3. It was not reasonably possible for ITA3311, the right-of-way boat to avoid contact with ITA743 when it was clear that ITA743 was not keeping clear. ITA3311 did not break RRS 14.
4. Since ITA743 caused serious damage by her breach, her penalty was to retire as required by RRS 44.1(b).

DECISION

Date & Time: 2023-09-08 20:54 CEST

Protest is upheld. Since ITA743 took an applicable penalty, she is not further penalized under RRS 64.2(a).

Redress is given to ITA3311. ITA3311 is to be scored in race 8 points equal to the average, rounded to the nearest tenth of a point (0.05 to be rounded upward), of her points in all races sailed before race 8, except race 8. No other boat's score shall change.

PROTEST COMMITTEE

Committee Type: Protest Committee

Chaired By: Boguslaw Moczorodynski (POL)

Committee Members: Yannis Kleidonas (GRE), Marco Sarcoli (ITA)