

# DECISION

Request No.: 10

## Rule69 investigation

Event: Asian Sailing Championships & Asian Continental Olympic Qualifier for 2024 Paris Olympics Race Number: 6  
Hearing Schedule: 2023-12-15 17:45

### PARTIES AND WITNESSES

**Request No.: 10:** Protest Committee

ILCA 7 - IND 218191

ILCA 7 - IND 212161

**Witnesses:** HKG 171979 - Nicholas Halliday

### VALIDITY

**Objection to Jury:** No

**Within Time Limit:** N/A

**Incident Identified:** N/A

**Proper Hail:** N/A

**Red Flag Displayed:** N/A

**Decision:** N/A

### PROCEDURAL MATTERS

1. The panel of the International Jury was constituted in accordance with RRS N1.4(b).
2. Parties of Case 9, HKG 171979 was represented by Nicholas Halliday, IND 218191 was represented by Saravanan Vishnu and IND 212161 was represented by Mohit Saini .
3. Although Case 9 was invalid, HKG 171979 - Nicholas Halliday reported there was an allegation of team racing, which is misconduct, the panel decided to consider whether there was a need to call a hearing under RRS 69 or not, in accordance with RRS 69.2(b).
4. Video evidence was presented by HKG 171979.
5. Tracker evidence was presented by the jury.

### FACTS FOUND

1. The wind was around 9 knots and the water was choppy.
2. While rounding the last leeward mark, IND 212161 did a slow and wide rounding.
3. IND 218191 did a narrow and fast rounding, between IND 212161 and the mark.
4. HKG 171979 had already rounded the mark around 25 seconds before.
5. While sailing the last leg towards the finish, IND 212161 and IND 218191 were competing to out sail each other.
6. IND 218191 finished ahead of IND 212161.
7. HKG 171979 finished 25 to 30 seconds before IND 218191 and IND 212161.

**Diagram:** Diagram not endorsed

### CONCLUSIONS AND RULES THAT APPLY

**Rules:** RRS 69.1(a), 69.2(b)

1. There was no evidence found to conclusively prove that IND 212161 sailed to benefit IND 218191 to the detriment of her own position.
2. The actions of IND 212161 did not qualify as a breach of the recognised principles of sportsmanship and fair play, as per Para 56.1.4 of World Sailing Misconduct Guidance 2021. IND 212161 did not break RRS 69.1(a).

### DECISION

A hearing under RRS 69.2(b) is not called.

**Date & Time:** 2023-12-15 22:46 +07

### PROTEST COMMITTEE

**Committee Type:** International Jury

**Chaired By:** Masaaki Tanaka (JPN)

**Committee Members:** Sungchul Jeong (KOR), Gurvinderpal Julka (IND)

