

# DECISION

Request No.: 04

## Protest

Event: 2023 International Italian Dragon Cup - Paul&Shark Trophy Race Number: 2  
Hearing Schedule: 2023-03-11

### PARTIES AND WITNESSES

Request No.: 04: DRAGONI - EST 5 - SELENE - ALEKSEI ZIGADLO

DRAGONI - AUT 204 - DIAVEL III - CHRISTOPH SKOLAUT

Witnesses: Raul Grigorje

### 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

### FACTS FOUND

- Incident occurred in 2nd race, 1st up-wind, 7 min after the start
- Wind from ENE/15kts, swell from SW for 2.5m of height, wind-wave from ENE for 0.5m of height
- EST5 sailed starboard tack
- AUT204 sailed port tack in collision course with EST5
- EST5, at a distance of 4m from AUT204, bore away and changed the course
- It was a contact without damages between the bow of EST5 and the right side of the stern of AUT204
- AUT204 did the penalty turn
- AUT204 and EST5 finished the race

Diagram: Diagram not endorsed

### CONCLUSIONS AND RULES THAT APPLY

Rules: 10, 14, 43.1(c), 64.2(a)

1. AUT204 on port failed to keep clear of EST5 on starboard, and broke RRS 10
2. AUT205 and EST5 did not avoid contact when it was reasonably possible, and broke RRS 14.
3. Since EST5 was right-of way boat and the contact did not cause damage, she is exonerated under RRS 43.1(c) for breaking RRS 14.

### DECISION

Date & Time: 2023-03-11 17:33 CET

Protest Upheld. AUT205 took the applicable penalty and is not further penalized.

### PROTEST COMMITTEE

Chaired By: Marco Cimarosti (ITA)

Committee Members: Alessandro Pezzoli (ITA)