

# DECISION

Protest by TC

Request No.: 03

Event: O'pen Skiff World Championships 2023 Race Number: 6  
Hearing Schedule: 2023-07-18 18:45

## PARTIES AND WITNESSES

**Request No.: 03:** Technical Committee

U15 - ITA 12492 - Contu Matteo

**Witnesses:** Guido Sirolli

## VALIDITY

**Objection to Jury:** No

**Within Time Limit:** Beyond with Good Reason

**Incident Identified:** Yes

**Proper Hail:** Hail not required

**Red Flag Displayed:** Not required

**Decision:** Request Valid

## PROCEDURAL MATTERS

1. The Technical Committee was represented by Piotr Oleksiak.
2. ITA 12492 come to the hearing during the discussion on the validity. ITA 12492 was represented by Matteo Contu.
3. Davide Gogerino, coach of ITA 12492 attended the hearing as an observer.

## FACTS FOUND

### Facts on validity:

1. After race No. 6 of the U15 fleet in race area A on the 18th of July 2023, the Technical Committee performed inspection on the water to ITA 12492.
2. The Technical Committee after the end of races in race course A which was approximately at 16:52, went to race area B to perform equipment inspections.
3. The technical committee had access phone on the water, but he stated that he did not use it for safety reasons.
4. The technical committee came back ashore at 18:10.
5. The Technical Committee lodged a protest and posted a notice on the official board at 18:20 on the 18th of July.
6. The protest time limit for the U15 fleet on the 18th of July was 17:52.

### Facts Found:

1. During the inspection of ITA 12492, the technical committee observed that the end of the Cunningham Downhaul System / Boom Vang race that is attached to the boom with an additional metallic hook.
2. ITA 12492 had the same metallic hook in his race kit during pre event equipment inspections.
3. The technical committee stated that the infringement was minor and does not give any advantage to the boat.

**Diagram:** Diagram not endorsed

## CONCLUSIONS AND RULES THAT APPLY

**Rules:** RRS 61.3, 78.1, SI 16.8, Class Rule C 8.2(b).

1. The Technical Committee failed to deliver the protest within the protest time limit, as required by RRS 61.3. However, there was good reason for the International Jury to extend the time limit under RRS 61.3.
2. By using a metallic hook not described in Appendix 1 of the O'pen Skiff, ITA 12492 failed to comply with Class Rule C 8.2(b).
3. By not complying with class rule C 8.2(b), ITA 12492 broke RRS 78.1.

**DECISION****Date & Time:** 2023-07-18 19:30 CEST

Using the Discretionary Penalty Policy, a starting penalty of 5% was decided.

The penalty was decreased because the boat was presented in the same conditions during pre event equipment inspections and was approved by the technical committee and because the technical committee admitted that the infringement does not give any competitive advantage to the boat.

There were no facts to justify increasing the penalty.

ITA 12492 is penalized. A penalty of 1% applied to all races of the day, calculated to the nearest tenth of a point, (0.05 to be rounded upward), but not worse than the score for DNF.

**PROTEST COMMITTEE**

**Committee Type:** International Jury

**Chaired By:** Luca Supplizi (ITA)

**Committee Members:** Sylvie Harle (FRA), Stavros Kouris (GRE), Bojan Gale (SLO), Flavio Carsughi (ITA)

**Printed:** 19 Jul 15:23