

DECISION

Request No.: 06

Protest

Event: UK Sailmakers Typhoon Series 2023 Race Number: 7
Hearing Schedule: 2023-08-09 18:30

PARTIES AND WITNESSES

Request No.: 06: Hkpn - A - HKG60 - Hotwired - Rob Stanley

HKPN - A - HKG 55046 - Victoria - Carl Law

Witnesses: James Chen (a crew member of Hotwired)

VALIDITY

Objection to Jury: No

Within Time Limit: Within Time Limit

Incident Identified: Yes

Proper Hail: Hail not required

Red Flag Displayed: No

Decision: Request Valid At the time of the incident it was obvious to Hotwired that crew members were in danger so they are not required to hail Protest and display the red flag at the first reasonable opportunity.

PROCEDURAL MATTERS

Victoria did not come to the hearing, the hearing proceeded in accordance with RRS 63.3(b).

Observer :

1. Cynthia Law

FACTS FOUND

1. The wind speed was about 7kts with calm sea state.
2. Hotwired was approaching the start line near pin end on starboard with a J80 at her leeward side and Minnie the moocher to windward side.
3. Victoria was approaching the start line from pin end on port 5 to 6 boat lengths away and on converging course with Hotwired.
4. Hotwired bore away and Victoria slightly bore away at the same time, Hotwired contacted Victoria on starboard stern quarter.
5. Two crew members of Hotwired went overboard and two crew members hit the shroud and mast and injured due to the impact.
6. Hotwired bow area had been damaged due to the contact.
7. Victoria continue racing without offering help to Hotwired.
8. Race Committee did not receive any official notification from Victoria about retiring from the race.

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

Rules: RRS 1.1,10, 14

1. Victoria on port failed to keep clear of Hotwired on starboard, and broke RRS 10.
2. Victoria did not avoid contact when it was reasonably possible, and broke RRS 14.
3. It was not reasonably possible for Hotwired, the right-of-way boat to avoid contact with Victoria when it was clear that Victoria was not keeping clear. Hotwired did not break RRS 14.
4. Since Victoria caused injury as well as damage by her breach, her penalty was to retire as required by RRS 44.1(b).
5. After a significant impact and MOB situation, Victoria should have provided help to Hotwired crew in accordance with Rule 1.1.

DECISION

Victoria is DSQ in Race 7.

Date & Time: 2023-08-09 19:40 HKT

PROTEST COMMITTEE

Committee Type Protest Committee

Chaired By: Raymond Wu (HKG)

Committee Members: Vivian Ngan (HKG), Ben Chong (HKG), Ben Cheung (HKG)Ben Harding