

DECISION

Request No.: 01

Protest

Event: 2024 Izola Spring Cup 35 Race Number: 2
Hearing Schedule: 2024-03-29 18:30

PARTIES AND WITNESSES

Request No.: 01: 420 - HUN 57123 - Janka Somogy
420 - CRO 54800 - Barbara Perusic

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

57123 was represented by Janka Somogy
54800 was represented by Barbara
Stanko Uzmah Jury member attended the hearing as an observer.
54800 retired from race 2

FACTS FOUND

1. Race 2, Class 420, close to mark 2 at the end of leg 4 with 5 knots of wind and flat water;
2. 57123 on a beat, was approaching mark 2 on starboard tack;
3. 54800 sailing downwind, was leaving mark 2 on port tack on a converging course with 57123;
4. There was a contact between the starboard side of 57123 and the port side of 54800, without damage;

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

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

54800 on port tack failed to keep clear of 57123 on starboard tack, and broke RRS 10.

54800 did not avoid contact when it was reasonably possible, and broke RRS 14.

57123 the right-of-way boat did not act to avoid contact with 54800 when it was reasonably possible, and it became clear that 57123 was not keeping clear. 54800 broke RRS 14.

Since 57123 was right-of way boat and the contact did not cause damage or injury, she is exonerated under RRS 43.1(c) for breaking RRS 14.

Since 54800 took an applicable penalty, she is not further penalized under RRS 64.2(a).

DECISION

The protest is upheld. 54800 took the applicable penalty and is not further penalized.

Date & Time:

PROTEST COMMITTEE

Committee Type: Protest Committee

Chaired By: Leonids Rozins (LAT)

Committee Members: Antonio Mata (POR), Lorenzo Walch (GER), Christian Hotwagner (AUT), Anastasios Fotis (GRE)