DECISION

I made a turn of 360 after a collision windward/leeward

Request No.: 25

Heard Jointly With Number(s): 24

Event: European Championship A-Class   **Race Number:** 10
Hearing Schedule: 2022-09-16

PARTIES AND WITNESSES

Request No.: 25: A Class - Open - ESP 11 - Manuel Calavia

A Class - Open - Ned 33 - Thijs Visser

Request No.: 24: A CAT - open - NED 33 - Thijs VISSER

A CAT - open - ESP 11 - Manuel CALAVIA

Witnesses: Coach boat ITA 13

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

FACTS FOUND
1. NED 33 and ESP 11 were sailing downwind on starboard tack with ESP 11 overlapped to windward.
2. ESP 11 hit NED 33 on it's windward side near the shroud, while Ned 33 was holding her course.
3. NED 33 suffered serious damage as a large hole was made in her side, resulting in her retiring from the race.
4. ESP 11 took a one-turn penalty
5. NED 33 was in fifth position when the incident occurred.

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY
Rules: 11, 14, RRS 44.1(b)
1. ESP 11 to windward failed to keep clear of NED 33 to leeward, and broke RRS 11.
2. ESP 11 did not avoid contact when it was reasonably possible and broke RRS 14.
3. It was not reasonably possible for NED 33 the right-of-way boat to avoid contact with ESP 11 when it was clear that ESP 11 was not keeping clear NED 33 did not break RRS 14.
4. Since ESP11 caused serious damage by her breach, her penalty was to retire as required by RRS 44.1(b).

DECISION
Date & Time: 2022-09-16 17:46 CEST

ESP11 is Disqualified in Race 10
Redress is given to NED 33. NED 33 is to be scored in position 5 for race 10. No other boat's score shall change.

PROTEST COMMITTEE
Chaired By: Claudio Uras (ITA)
Committee Members: Michael Butterfield (GBR), Pierluigi De Luise (CRO), Uros Zvan (SLO), Walter D'Auria (ITA)