

DECISION

Request No.: 04

Protest

Event: YAI 36th Hyderabad Sailing Week Race Number: 5
Hearing Schedule: 2022-07-06 18:00

PARTIES AND WITNESSES

Request No.: 04: ILCA 4 - OPEN - IND 210440 - 210441 - ANSH RAJ BUNDELA
ILCA 4 - OPEN - IND IND208191 - 208191 - KRISHNA DIWAKAR

VALIDITY

Objection to Jury: No

Within Time Limit: Within Time Limit

Incident Identified: Yes

Proper Hail: Protest hailed

Red Flag Displayed: N/A

Decision: Request Valid

PROCEDURAL MATTERS

1. IND 210440 was represented by Ansh Raj Bundela.
2. IND 208191 was represented by Krishna Diwakar.
3. IND 210440 informed the race committee of her intention to protest IND 208191 at the finishing line immediately after finishing, as required by SI 17.1.

FACTS FOUND

1. The wind was 8 to 10 knots and the water was flat.
2. IND 210440 and IND 208191 were sailing upwind, both on port tack.
3. The boats were overlapped with IND 208191 on a track one and a half boat lengths to leeward and slightly ahead.
4. IND 208191 tacked to starboard and then the distance between the boats was less than half a boat length.
5. As soon as IND 208191 was on a close hauled course, IND 210440 luffed and passed head to wind.
6. After IND 210440 passed head to wind and before she was on a close hauled course, contact took place between the port bow of IND 208191 and the starboard quarter of IND 210440.
7. There was no damage or injury.
8. Neither boat took a penalty.

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

Rules: RRS 13, 14, 15, 43.1(b), 43.1(c)

1. After passing head to wind and before being on a close-hauled course, IND 210441 failed to keep clear of IND 208191. IND 210441 broke RRS 13.
2. Acquiring right of way through her own actions, IND 208191 failed to initially give IND 210441 room to keep clear, and broke RRS 15.
3. IND 208191 the right-of-way boat did not act to avoid contact with IND 210441 when it was reasonably possible. IND 208191 broke RRS 14.
4. It was not reasonably possible for IND 210441 the boat sailing within the room to which she was entitled to avoid contact with IND 208191 when it was clear that IND 208191 was not giving room. IND 210441 did not break RRS 14.
5. Since IND 210441 broke RRS 13 while she was sailing within the room to which she was entitled, she is exonerated under RRS 43.1(b) for this breach.
6. IND 208191 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

DECISION

IND 208191 is DSQ in race No 5.

Date & Time: 2022-07-06 19:12 IST

PROTEST COMMITTEE

Chaired By: Ananya Siwatch (IND)

Committee Members: Gurvinderpal Julka (IND), Abhimanyu Patankar (IND), Tribhuwan Jaiswal (IND)

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