

DECISION

Request No.: 03

Protest and Request for Redress

Event: Moth World Championship e Pre Worlds - Italian Series Race Number: 7
Hearing Schedule: 2021-09-05 18:05

PARTIES AND WITNESSES

Request No.: 03: Moth - Gold - GBR 4823 - FOMO - Paul Goodison
Moth - Gold - ITA 4448 - Francesco Bianchi

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

ITA 4448 did not come to the hearing, the hearing proceeded in accordance with RRS 63.3(b).

FACTS FOUND

1. GBR 4823 and ITA 4448 on port approaching leeward gate.
2. ITA clear ahead and windward of GBR gybed to starboard to round the starboard gate-mark
3. GBR gybed to round starboard gate mark. After the gybe GBR was clear ahead of ITA .
4. ITA was sailing faster than GBR. ITA 16 kts and GBR 10 kts.
5. The side distance between the boats before rounding the mark was 1,5 m, GBR inside and ITA outside.
6. ITA luffed to round the mark and close the gap between ITA, GBR and the mark.
7. GBR luffed promptly falling from the foils and becoming heeled to windward.
8. There was less than 10 cm gap between the mark and the back of GBR helmsman.
9. Distance between two boats while rounding was very close (less than half a meter).
10. GBR's bow slam down, and damaged the wand.
11. GBR lost about 5 places in the the race and did not take part on the next race.
12. Not contact occurred.
13. No boat took a penalty.

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

Rules: 18.2 (b), 62.1 (b)

ITA 4448 clear astern at the time GBR 4823 reached the zone, failed to give GBR 4823 mark-room, and broke RRS 18.2(b).

GBR 4823's in the series was made significantly worse through no fault of her own by physical damage because of the action of ITA 4448 that was breaking RRS 18.2 (b) and was penalized.

DECISION

Date & Time: 2021-09-05 19:12 CEST

ITA 4448 is DSQ in race 7.

GBR 4823's request for redress is granted. GBR 4823 is to be scored in race 8 points equal to the average, rounded to the nearest tenth of a point (0.05 to be rounded upward), of her points in all races of the final series except race 7.

This shall not change the score of the other boats.

However, more than half GBR 4823 race scores in the final series must be based on her finishing position in races she starts, and any grant of redress in excess of this amount shall not be applied to the boat's score.

PROTEST COMMITTEE

Chaired By: Tito Morosetti (ITA)

Committee Members: Chris Atkins (GBR), Bojan Gale (SLO), Maurizio Iovino (ITA)

Printed: 2021-09-05 20:18