

DECISION

Request No.: 12

Protest

Event: Asian Sailing Championships & Asian Continental Olympic Qualifier for 2024 Paris Olympics Race Number: Race8
Hearing Schedule: 2023-12-17 19:00

PARTIES AND WITNESSES

Request No.: 12: 470 - CHN1 - WENJU DONG

470 - MALAYSIA MAS11 - MASMK3 - Muhammad Fauzi Bin Kaman Shah

Interpreters: Zuoru Jiang for CHN 1 and Muhammad Sahir Bin A Rahim for MAS 11

VALIDITY

Objection to Jury: No

Within Time Limit: Within Time Limit

Incident Identified: Yes

Proper Hail: Protest hailed

Red Flag Displayed: Yes

Decision: Request Valid

PROCEDURAL MATTERS

1. CHN 1 was represented by Wenju Dong.
2. MAS 11 was represented by Muhammad Fauzi Kaman Shah.
3. Tracker evidence was presented separately by the jury and by CHN 1.

FACTS FOUND

1. The wind was around 10 knots and the water was choppy.
2. CHN 1 and MAS 11 were sailing upwind on converging courses, 1/3rds of the leg towards Mark 1.
3. CHN 1 was on starboard tack and MAS 11 was on port tack.
4. When the distance between the boats was around 3 boat lengths, CHN 1 started luffed up.
5. MAS 11 held her course and when the distance between the boats was around 1.5m, CHN 1 bore away and passed less than 0.5m astern of MAS 11.
6. There was no contact.
7. Neither boat took a penalty.

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

Rules: RRS 10, 16.1, 43.1(b)

1. When changing course, CHN 1 the right-of-way boat gave MAS 11 room to keep clear, and complied with RRS 16.1.
2. MAS 11 on port failed to keep clear of CHN 1 on starboard and broke RRS 10.
3. MAS 11 broke RRS 10 while she was sailing within the room to which she was entitled, she is exonerated under RRS 43.1(b) for this breach.
4. No rules were broken.

DECISION

The protest is dismissed.

Date & Time: 2023-12-17 19:50 +07

PROTEST COMMITTEE

Committee Type: International Jury

Chaired By: Sungchul Jeong (KOR)

Committee Members: Leonard S Chin (MAS), Qu Chun (CHN), Masaaki Tanaka (JPN), Gurvinderpal Julka (IND)