

DECISION

Request No.: 04

Protest and Request for Redress

Event: Moth World Championship e Pre Worlds - Italian Series Race Number: 9
Hearing Schedule: 2021-09-05

PARTIES AND WITNESSES

Request No.: 04: 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

GBR 4823 on starboard and ITA 4448 on port before the starting signal on collision course.
ITA 4448 luffed to go above and then bore away, GBR 4823 luffed to avoid causing leeward heel and masts touched.
GBR 4823 forestay broke and mast went down. Both boats was unable to sail the race.
Neither boat finish the race.
Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

Rules: 10, 62.1(b)
ITA 4448 on port failed to keep clear of GBR 4823 on starboard, and broke RRS 10.
GBR 4823 score in 9 was made significantly worse through no fault of her own by physical damage because of the action of ITA 4448 that was breaking RRS 10 and took an appropriate penalty.

DECISION

Date & Time: 2021-09-05 19:18 CEST

Protest Upheld. ITA 4448 took the applicable penalty and is not further penalized.

GBR 4823's request for redress is granted. GBR 4823 is to be scored in race 9 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 except races 7 and 8. This shall not change the score of the other boats. However, more than half GBR 4823's race scores in this 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)