

DECISION

Request No.: 03

Protest

Event: UKLA Noble Marine & Ovington ILCA 4, ILCA 6, ILCA 7 Qualifier 3 Race Number: 2
Hearing Schedule: 2023-03-26 16:20

PARTIES AND WITNESSES

Request No.: 03: ILCA - ILCA 4 - GBR 220441 - Finlay Cochrane

ILCA - ILCA 4 - GBR 209425 - Electra Reeves

Witnesses: Sam Clarke 173875

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

220441, 209425 and another boat (unidentified) started on starboard tack.

220441 was to windward 209425 to leeward with the unidentified boat in between.

The unidentified boat hit 209425 which was to leeward causing injury and pain to the helm's back (there was a preexisting injury that was aggravated). The impact caused the tiller to be lost from helm's hand and the boat luffed sharply and (out of control) I tacked to port in the path of 220441, who called starboard.

220441 crash-tacked to avoid 209425 but the boats collided causing damage to the centreboard case and scratching to the hull, requiring professional repair. (see photo)

209425 took a two turns penalty.

The unidentified boat had tacked away and was never identified.

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

Rules: 10, 11, 43, 14

1. The 209425 on port failed to keep clear of 220441 on starboard and broke RRS 10
2. The unidentified boat to windward failed to keep clear of 209425 to leeward and broke RRS 11.
3. It was not reasonably possible for 209425, the right-of-way boat to avoid contact with the unidentified when it was clear that the unidentified boat was not keeping clear. 209425 did not break RRS 14.
4. The unidentified boat did not avoid contact when it was reasonably possible and broke RRS 14.
5. Since 209425 was compelled to break RRS10 as a consequence of the unidentified boat breaking RRS 11, she is exonerated under RRS 43.1(a) for this breach.

DECISION

Protest upheld but no boat can be penalised.

Date & Time: 2023-03-26 16:59 UTC

PROTEST COMMITTEE

Chaired By: Michael Butterfield (GBR)

Committee Members: Simon Philbrick (GBR)

