

DECISION

Request No.: 01

Protest

Event: 2023 Formula Kite Youth Europeans and KiteFoil Masters Worlds Race Number: 3
Hearing Schedule: 2023-05-24 18:00

PARTIES AND WITNESSES

Request No.: 01: YOUTH - Male - POL 162 - Oskar Zawadowicz

YOUTH - Male - CZE 137 - Jindřich Houštěk

VALIDITY

Objection to Jury: No

Within Time Limit: Beyond with Good Reason

Incident Identified: Yes

Proper Hail: Protest hailed

Red Flag Displayed: N/A

Decision: Request Valid

PROCEDURAL MATTERS

1. CZE 137 did not come to the hearing, the hearing proceeded in accordance with RRS 63.3(b).
2. Robert Zawadowicz (POL parent) attended the hearing as an observer.
3. POL 162 failed to deliver the protest within the protest time limit, as required by RRS 61.3. However, there was good reason for the International Jury to extend the time limit under RRS 61.3.

FACTS FOUND

1. The conditions were 14-15 knots of wind and flat water.
2. After rounding mark 3, POL 162 and CZE 137 were sailing on starboard tack towards the finishing line, with CZE 137 slightly clear ahead and 7 meters to windward of POL 162.
3. When 45 meters away from the finishing pin mark, POL 162 sailing faster established a leeward overlap.
4. POL 162 entered the zone of the finishing pin mark as an inside kiteboard and CZE 137 as an outside kiteboard.
5. After 5 seconds and 4 meters from the finishing line, CZE 137 lowered his kite and there was contact between the kite of POL 162 and the lines of CZE 137.
6. POL 162 and CZE 137 crossed the finishing line and then both capsized.
7. There was damage to POL 162: the kite was torn in two places, the length of one hole was about 1,5 meters and the other 0,5 meter.
8. No kiteboard took a penalty.

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

Rules: RRS 11, 14, F2.18.2(a)(2), 61.3 and 63.3(b)

1. CZE 137 to windward did not keep clear of POL 162 to leeward, breaking rules 11 and 14.
2. It was not reasonably possible for POL 162 to avoid the contact, therefore she did not break rule 14.
3. CZE 137 outside overlapped at the zone failed to give POL 162 mark-room, and broke RRS F2.18.2(a)(1).

DECISION

CZE 137 is DSQ in race 3.

Date & Time: 2023-05-24 18:48 CEST

PROTEST COMMITTEE

Committee Type: International Jury

Chaired By: Marios Zisimatos (GRE)

Committee Members: Anastazja Lewandowska (POL), Jan Stage (DEN), Ilca Heinrich (GER), Nikolaos Papageorgiou (GRE)

