

# DECISION

Request No.: 13

## Protest and Request for Redress

Event: Australian 13ft & 16ft Skiff Championships Race Number: 8  
Hearing Schedule: 2023-01-14 09:00

### PARTIES AND WITNESSES

Request No.: 13: 16ft skiff - Toogara - Sam Monkhouse

16ft skiff - Kamikaze

### 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

Heard together with Hearing Requests 8 and 11

### FACTS FOUND

1. This incident occurred at the first leeward gate mark of Race 8.
2. Kamikaze was on starboard gybe approaching the port mark of the first leeward gate.
3. Togara on port gybe passed clear astern of Kamikaze as Kamikaze was dropping her spinnaker (to leeward).
4. After passing astern of Kamikaze, Togara gybed to starboard.
5. When Togara's gybe had completed, she was to leeward of Kamikaze by approximately 1 boat length and slightly overlapped.
6. Immediately before Kamikaze entered the zone, she luffed at which point Togara was clear astern.
7. Kamikaze's spinnaker was in the water.
8. As a result of Kamikaze's spinnaker being in the water, she slowed significantly and altered course to leeward.
9. Togara luffed to pass astern of kamikaze in an attempt to avoid a collision.
10. Togara's spinnaker pole collided with the stern of Kamikaze.
11. The boats became entangled and collided again Kamikaze's starboard side with Togara's port side.
12. The collision caused serious damage to both boats. Togara broke a whisker pole and Kamikaze tore her spinnaker.
13. Neither boat carried out a penalty turn.
14. Both boats retired as a result of the damage.

**Diagram:** Diagram not endorsed

### CONCLUSIONS AND RULES THAT APPLY

Rules: 14, 18.2(b), 62.1

As Kamikaze entered the zone she broke the overlap with Togara. Togara clear astern at the time Kamikaze reached the zone failed to give Kamikaze mark-room, and broke RRS 18.2(b).

Kamikaze's place in Race 8 was made significantly worse through no fault of her own by physical damage because of the action of Togara, a boat that was required to keep give mark-room.

### DECISION

Date & Time: 2023-01-14 09:00 AEDT

As Togara retired no further penalty applies.

Redress is given to Kamikaze. Kamikaze 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 races 2 through 7.

### PROTEST COMMITTEE

Chaired By: Steven Iles (AUS)

Committee Members:

