

DECISION

Protest

Request No.: 16

Heard Jointly With Number(s): 19

Event: 40 Copa del Rey MAPFRE Race Number: F3
Hearing Schedule: 2022-08-04 19:00

PARTIES AND WITNESSES

Request No.: 16: J80 - WCC - ESP 940 - ETNIA BARCELONA - RUCECAN - Carlota Gala

J80 - WCC - ESP 1116 - SAL - Helena Alegre

Request No.: 19: J80 - WCC - ESP940 - ETNIA BARCELONA - RUCECAN - Carlota Gala

J80 - WCC - ESP 940 - ETNIA BARCELONA - RUCECAN - Carlota Gala

Witnesses: ESP 1158

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

FACTS FOUND

ESP940 on starboard tack and ESP1116 on port tack were beating upwind.

ESP1116 bore away to sail behind the stern of ESP940.

When ESP1116 passed behind the stern of ESP940, the helmsman lost the tiller and the boat broached and made contact between the bow of ESP1116 and the stern of ESP940.

One stanson of the pushpit came loose from the deck, part of the pushpit bended and the backstay fitting was damaged.

ESP940 continued racing but the crew was not able to hike properly.

ESP940 also sailed the following race (F4) with no possibility to hike properly.

ESP1116 took a penalty turn after the incident.

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

Rules: RRS 10, 14

ESP1116 on port failed to keep clear of ESP940 on starboard, and broke RRS 10.

There was serious damage to ESP940

ESP1116 failed to take an appropriate penalty which was to retire.

ESP940 is entitled to redress.

DECISION

Date & Time: 2022-08-04 20:18 CEST

The Protest is Upheld

ESP1116 is DSQ in race F3.

Redress is given to ESP940. ESP940 is to be scored in race F3 and F4 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 sailed except races F1, F3 and F4 before the last scheduled day of the final series. This shall not be worse than 7, her finishing position in races F3 and F4. No other boat's score shall change.

PROTEST COMMITTEE

Chaired By: Pinar Coskuner Genc (TUR)

Committee Members: Mats Björklund (FIN), Maria Torrijo (ESP)