

DECISION

Protest

Request No.: 03

Heard Jointly With Number(s): 06

Event: Dublin Bay Mermaid National Championship 2022 Race Number: 7
Hearing Schedule: 2022-08-05 16:40

PARTIES AND WITNESSES

Request No.: 03: 188 - Innocence - Darragh McCormack

187 - Zuleika - Derek Joyce

Request No.: 06: 187 - Zuleika - Derek Joyce

188 - Innocence - Darragh McCormack

Witnesses: Brian Fenlon (187), Mark McCormack (188)

Interpreters: Not required

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

1. Wind speed approximately 10 kts. Sea state flat.
2. 187 was on starboard tack, reaching to the gybe mark.
3. 188 was also on starboard tack, reaching to the gybe mark and was approximately 3 boatlengths to windward of and parallel to 187.
4. 187 luffed and the boats converged.
5. 187 luffed further and 188 did not respond.
6. According to the helm of 187 deliberately made contact with 188's port quarter "To make a point". There was small scratch to the gunwhale of 188.
7. No boat took a penalty.

Diagram: No Diagram Needed

CONCLUSIONS AND RULES THAT APPLY

Rules: 11, 14

1. 188 to windward failed to keep clear of 187 to leeward, and broke RRS 11.
2. It was reasonably possible for 187 to avoid contact with 188 but she did not and broke RRS 14.

DECISION

187 is DSQ in race 7

188 is DSQ in race 7

Date & Time: 2022-08-05 17:38 IST

PROTEST COMMITTEE

Chaired By: Emmet Dalton (IRL)

Committee Members: Raymond McGibney, Jim Whelan