

# DECISION

Request No.: 14

## Protest

Event: Ora Cup Ora Race Number: 5  
Hearing Schedule: 2023-08-06 16:55

### PARTIES AND WITNESSES

**Request No.: 14:** Optimist - Pearl - Sui 1731 - Lapo Croce

JUNIORES - ITA 8061 - Navach francesco

**Witnesses:** None

### 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

Antonio Paolo Roggero coach of SUI attended the hearing as an observer.

Muolo Riccardo e Spagnolo Davide coaches of ITA attended the hearing as observers.

ITA arrived ten minutes after the beginning of the hearing, when the protestor had already described the incident; the hearing is continued.

### FACTS FOUND

1. Wind speed 12 kn, small long waves, 1st windward leg of race 5.
2. SUI on starboard tack was sailing close-hauled, ITA on port tack was sailing close-hauled on collision course with SUI.
3. When approximately 20 m from ITA, SUI bore away sharply and passed 20 m astern of ITA.
4. ITA held her course.
5. No contact. No boat took a penalty turn.

**Diagram:** Diagram not endorsed

### CONCLUSIONS AND RULES THAT APPLY

**Rules:** RRS 10

1. ITA on port failed to keep clear of SUI on starboard, and broke RRS 10.

See WS Case#50: "When a protest committee finds that in a port-starboard incident S did not change course and that there was not a genuine and reasonable apprehension of collision on the part of S, it should dismiss her protest. When the committee finds that S did change course and that there was reasonable doubt that P could have crossed ahead of S if S had not changed course, then P should be disqualified."

### DECISION

ITA 8061 is DSQ in race 5.

**Date & Time:** 2023-08-06 18:00 CEST

### PROTEST COMMITTEE

**Committee Type** Protest Committee

**Chaired By:** Giovanni Battista Albrizzi (ITA)

**Committee Members:** Alessio Brugnerotto (ITA), Giorgio Bolla (ITA), Sergio Petrina (AUS), Edo Stramazzo (ITA)