

# DECISION

Request No.: 06

## Protest

Event: Trofeo Simone Lombardi 2022 Race Number: 1  
Hearing Schedule: 2022-08-09 19:15

### PARTIES AND WITNESSES

Request No.: 06: FRA 2777

BEL 1254

### 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

FRA 2777 did not come to the hearing, the hearing proceeded in accordance with RRS 63.3(b).

### FACTS FOUND

1. Race 2, L1, choppy water, wind 11/12 knots
2. FRA 2777 is on the first windward on port tack 4 boat lengths far from the mark 1
3. When BEL 1254 is 4 boats lengths far from the Mark 1, is on starboard tack fetching the windward mark on collision course with FRA 2777
4. 1 boat length from the mark FRA 2777 taks and becones overlapped bow to bow inside and leeward of BEL 1254.
5. Immediately a contact ocured without damages between the port side of BEL 1254 and the starboard side of FRA 2777
6. Both boats concluded the race
7. No penalty taken

**Diagram:** Diagram not endorsed

### CONCLUSIONS AND RULES THAT APPLY

**Rules:** RRS 11; RRS 15; RRS 31; RRS 43.1(b)(c); [caso WS 93]; RRS 14

1. BEL to windward failed to keep clear of FRA to leeward, and broke RRS 11.
2. Since BEL broke RRS 11 while she was sailing within the room to which she was entitled, she is exonerated under RRS 43.1(b) for this breach.
3. It was not reasonable possible for BEL to avoid the contact when it was clear that FRA was not giving room and the contact did not cause damage or injury. BEL is exonerated under RRS 43.1(c) for breaking RRS 14.
4. When acquiring right of way through her own actions, FRA failed to initially give BEL room to keep clear, and broke RRS 15 .
5. FRA touched the mark and broke RRS 31

### DECISION

FRA 2777 is DSQ in Race 1.

Date & Time: 2022-08-09 21:58 CEST

### PROTEST COMMITTEE

**Chaired By:** Anna Cuccia (ITA)

**Committee Members:** Federico Osti (ITA), Matteo Chimenti (ITA)

