

# DECISION

Request No.: 24

Protest and Request for Redress

Event: 2019 Formula Kite European Championships Race Number: F3

Hearing Date: 2019-09-28

## PARTIES AND WITNESSES

**Request No.: 24:** Formula Kite - Male - GER 16 - Jannis Maus

Formula Kite - Male - ESP 66 - Alejandro Climent Hernandez

**Witnesses:** 11, Jan Hauke Erichsen

## 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

GER and ESP were sailing on a run, GER on starboard and ESP on port

ESP gybed to windward and astern of GER

GER bore away, ESP lost her balance, her kite dropped on the GER kite and there was contact between the kites

GER fell in the water and her kite fell in the water

ESP continued and finished the race

GER recovered and finished the race

No damage or injury occurred and no kiteboard took a penalty

**Diagram:** Diagram not endorsed

### CONCLUSIONS AND RULES THAT APPLY

ESP to windward did not keep clear of GER to leeward, breaking rule 11

It was not reasonably possible for GER to avoid the contact, therefore she did not break rule 14

The score of GER in race F3 was not made significantly worse through no fault of her own by a tangle, damage or injury caused by the action of a kiteboard that was breaking a rule of part 2

### DECISION

ESP is DSQ in race F3

GER is not given redress

**Date & Time:** 2019-09-28 19:33 CEST

### PROTEST COMMITTEE

**Chaired By:** Anastazja Lewandowska (POL)

**Committee Members:** Paco Quinonero (ESP), Marina Psychogyiou (GRE) Mirco Babini (ITA) Giorgio Bttinelli (ITA)

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