

DECISION

Request Number: 27

Protest

Event: 2018 Asian Games Sailing Competition Race Number: 9

Hearing Date: 2018-08-28

PARTIES AND WITNESSES

Initiator: Laser - Standard - BRN 212489 - JANAHI ABDULLA

Respondent(s): Laser - Standard - HKG 171979 - BEZY NICHOLAS BRIAN

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. About 10 boat lengths from the gate-mark, HKG and BRN were approaching the leeward mark. BRN was on port tack overlapped with HKG on starboard.
2. About 6-7 boat lengths HKG bore away and sailed by-the-lee.
3. At 2 boat lengths from the mark, HKG was overlapped outside BRN with HKG half a boat length ahead of BRN.
4. BRN gybed to a position slightly astern of HKG.
5. BRN luffed to avoid contact with HKG's starboard aft quarter and in doing so touched the mark.
6. BRN then bore away to pass behind HKG.
7. Neither boat took a penalty, and there was no boat-to-boat contact.

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

The jury is not satisfied that the overlap was broken in time when entering the zone, and therefore presumes that HKG did not break the overlap, as per RRS 18.2(e).

HKG as outside overlapped boat at the zone, failed to give BRN mark-room, as required by RRS 18.2(b)

BRN touching the mark, broke RRS 31 but is exonerated under RRS 21(b)

DECISION

HKG is DSQ from race 9

Date & Time: 2018-08-28 16:56 WIB

PROTEST COMMITTEE

Chaired By: Jerrold Ng (SGP)

Committee Members: Andrus Poksi (EST), Masaaki Tanaka (JPN), Leonard Chin (MAS), Benjamin Harding (HKG)

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