

DECISION

Request No.: 16

Protest

Event: 2021 Lanzarote International Regatta Race Number: 7
Hearing Date: 2021-03-23

PARTIES AND WITNESSES

Request No.: 16: 49erFX - Blue - SGP 27 - Kimberly Lim

49erFX - Blue - BEL 240

Witnesses: FRA 13

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

1. SGP 27 changed the protestee from BEL 340 to BEL 240 after the protest had been submitted under RRS 61.2(a).
2. BEL 240 was given additional time to prepare for the hearing under RRS 63.2.
3. BEL 240 presented video evidence during the hearing.

FACTS FOUND

1. SGP 27 and BEL 240 were sailing upwind on opposite tacks towards mark 1.
2. SGP 27 was sailing on starboard tack above her lay-line, BEL 240 on port tack.
3. 2 boat lengths from the mark, BEL 240 luffed and tacked to starboard, to leeward and in front of SGP 27.
4. After BEL 240 completed her tack, SGP 27 luffed but not above close-hauled course.
5. There was no contact.
6. Neither boat took a penalty.

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

After BEL 240 passed head to wind from port to starboard tack inside the zone and was then fetching the mark, she did not cause SGP 27 on starboard tack since entering the zone, to sail above close-hauled to avoid contact. BEL 240 did not break RRS 18.3.

DECISION

The protest is dismissed.

Date & Time: 2021-03-23 17:58 UTC

PROTEST COMMITTEE

Chaired By: Andres Perez (ESP)

Committee Members: Yoann Peronneau (FRA), Manuel Ken Gamito (POR), Elliot Levy (USA), Luis Jordán de Quintana (ESP)