

DECISION

Request No.: 01

Protest

Event: 2020 Formula Kite Mixed Team Relay European Championships Race Number: 3

Hearing Date: 2020-09-17

PARTIES AND WITNESSES

Request No.: 01: 27 - ESP 1 - Climent Hernández / Pulido Borrell
20 - NED 1 - Van de Kamp / Wildenberg

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

FACTS FOUND

ESP 1 was sailing in the Aqua fleet and NED 1 was sailing in the Red fleet.
ESP 1 A started in race 3 and crossed the changeover line in 3rd place.
ESP 1 B was in the changeover area, sailing on a reach, on starboard tack, towards the changeover line.
NED 1 B was sailing on a beat, on port tack, on collision course with ESP 1 B.
Contact occurred between the kites, both kiteboards capsized and there was damage on ESP 1 B's kite.
ESP 1 B recovered, started and finished race 3 in last place.
NED 1 B did not start in race 3.
There was no injury and no kiteboard took a penalty.
In race 4, ESP 1 A crossed the changeover line in 4th place, ESP 1 B started and finished in last place.
After race 4, ESP 1 B changed her kite.

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

NED 1 B, not racing, by interfered with ESP 1 B, a kiteboard that was racing, breaking rule 24.1.
It was not reasonably possible for ESP 1 B to avoid the contact, therefore she did not break rule 14.
The score of ESP 1 was made significantly worse in races 3 and 4 through no fault of her own by damage caused by the action of a kiteboard that was breaking a rule of part 2.

DECISION

NED 1 is DSQ in race 3.

ESP 1 is given redress and will be scored in races 3 and 4 points equal to the average of her scores in the other races of the day rounded to the nearest tenth of a point (0.05 to be rounded upward). This shall not change the score of the other kiteboards.

Date & Time: 2020-09-17 17:35 CEST

PROTEST COMMITTEE

Chaired By: Marina Psychogyiou (GRE)

Committee Members: Anastazja Lewandowska (POL), Rainer Kornfeld (AUT)

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