

DECISION

Request No.: 04

Protest

Event: NSC Cup Series 3 Race Number: 7

Hearing Date: 2019-11-17

PARTIES AND WITNESSES

Request No.: 04: Optimist (Gold) - SGP 3153 - Isaac Goh

Optimist (Gold) - SGP 4546 - Joshua Cheong

Witnesses: NIL

Interpreters: NIL

VALIDITY

Objection to Jury: No

No Conflicts of Interest to declare and no objection to any members of the panel.

Within Time Limit: Within Time Limit Protest time limit was 1750h and the protest was lodged at 1742h.

Incident Identified: Yes

Written protest or request identifies the incident.

Proper Hail: Protest hailed

"Protest" was hailed at the first reasonable opportunity.

Red Flag Displayed: Not required

DECISION: Request Valid

PROCEDURAL MATTERS

1. Parties have had reasonable time to prepare for the hearing.
2. Finishing vessel informed as soon as possible after finishing as per SI 17.1.
3. Observers - Nicholas Cheong, Respondent SGP 4546's father.

FACTS FOUND

- 1) The wind speed was averaging around 10 knots and the sea-state was choppy.
- 2) On Leg 2, approaching Mark 2 on a reach, SGP 3153 entered the zone clear ahead and to leeward of SGP 4546.
- 3) SGP 3153 was also overlapped bow-to-bow to leeward of SGP 3133 at the zone.
- 4) When SGP 3153's bow was abreast of the mark, SGP 4546 established an overlap to windward of SGP 3153 and leeward of SGP 3133.
- 5) Contact occurred between the starboard bow of SGP 3153 and the port bow of SGP 4546, with no damage or injury.
- 6) The lateral distance between SGP 3153 and Mark 2 was 0.5m.
- 7) Neither boats took a penalty.

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

SGP 4546, clear astern at the time SGP 3153 reached the zone, failed to give SGP 3153 mark-room, and broke RRS 18.2(b). SGP 4546 to windward failed to keep clear of SGP 3153 to leeward, and broke RRS 11. SGP 4546 also did not avoid contact and broke RRS 14. It was not reasonably possible for SGP 3153, a boat entitled to mark-room, to avoid contact with SGP 4546 when it was clear that SGP 4546 was not giving mark-room. Therefore, SGP 3153 did not break RRS 14.

DECISION

SGP 4546 is DSQ in Race 7.
(Started: 1920h/Finished: 1940h, 17 Nov)

Date & Time: 2019-11-17 19:40 +08

PROTEST COMMITTEE

Chaired By: Jerrold Ng (SGP)

Committee Members: Joe Chan (NJ) - SGP