

DECISION

Protest

Request No.: 03

Heard Jointly With Number(s): 02

Event: 100th Korea Sports Festival Sailing Event Race Number: 2
Hearing Date: 2019-10-05

PARTIES AND WITNESSES

Request No.: 03: 49er - 883 - Kyunggi - Joohyun Park
49er - 411 - Choongnam - Dong Gyu Lee

Request No.: 02: 49er - 411 - Dongkyu Lee
49er - 883 - Junseung An

Witnesses: Selvam Mookken (Jury panel member)

Interpreters: Kim Hakjoon (Jury member)

VALIDITY

Objection to Jury: No

Within Time Limit: Within Time Limit

Incident Identified: Yes Contact between a tacking boat and another boat on starboard tack.

Proper Hail: Protest hailed

Red Flag Displayed: Not required

DECISION: Request Valid

PROCEDURAL MATTERS

The request to reopen the case was granted. New video evidence was made available by a jury member.

FACTS FOUND

- ~~1. The wind strength was 5 to 6 knots. The race was held in a narrow river. The water was calm.~~
- ~~2. Boats 411 and 883 were approaching the starboard end of the starting mark on opposite tacks. Boat 411, on starboard tack, and boat 883, on port tack, were on a converging course.~~
- ~~3. When the boats were 2.5 boat lengths apart, boat 411 bore away and narrowed the gap between the boats. The boats were then on a collision course.~~
- ~~4. Boat 883 immediately tacked to starboard and before she could complete her tack, there was contact between the starboard wing of boat 883 and port wing of boat 411.~~
- ~~5. There was no damage or injury and none of the boats took a penalty.~~

New facts found based on the video evidence presented by a jury member at 1020 on 6 October 2019:

6. The wind strength was 5 to 6 knots. The race was held in a narrow river. The water was calm.
7. Boat 411, on starboard tack, was parked near the starting line, waiting to start race number 2.
8. Boat 883 on port tack was approaching boat 411. Both boats were on a collision course.
9. When boat 883 was within half a boat length of boat 411, she tacked to starboard. Before she completed her tack, there was contact between the starboard side of boat 883 and port side of boat 411.
10. There was no damage or injury and none of the boats took a penalty.

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

1. After passing head to wind and before being on a close-hauled course, boat 883 failed to keep clear of boat 411, and broke RRS 13.
2. Boat 883 did not avoid contact when it was reasonably possible, and broke RRS 14.
3. It was not reasonably possible for boat 411, the right of way boat, to avoid contact with boat 883 when it was clear that boat 883 was not keeping clear. Boat 411 did not break RRS 14.

DECISION

Boat 883 is DSQ in race number 2.

Date & Time: 2019-10-06 09:40 KST

PROTEST COMMITTEE

Chaired By: Leonard Chin (MAS)

