

# DECISION

Request Number: 02

Request for Redress

Event: 2018 Oceania and Australian Open Laser Championships Race Number: 5

Hearing Date: 2017-12-31

## PARTIES AND WITNESSES

**Initiator:** Laser - Laser 4.7 - 206380 - SARAH - Sarah Gleeson

**Respondent(s):** Other

## 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 90 seconds before the start of race 5, 206380 was sailing a reach course on starboard tack
- 2 186664 was sailing a reach course on port tack to pass about 3 metres below 206380.
3. As the boats came bow to bow, 186664 luffed hard and the bow of 186664 pierced the hull of 206380 about mid-ship, causing serious damage being a large crack extending below the waterline.
4. 206380 was taking on water and unable to continue racing.
5. 186664 retired.

**Diagram:** Diagram not endorsed

### CONCLUSIONS AND RULES THAT APPLY

1. 186664 on port tack failed to keep clear of 206380 on starboard as required by rule 10.
2. It was not reasonably possible for 206380 to avoid contact. 206380 did not break rule 14.
3. 206380 sustained physical damage because 186664 broke a rule of Part 2.
4. As 186664 retired, she has taken the applicable penalty provided for in rule 44.1(b).

### DECISION

**Date & Time:** 2017-12-31 16:58 AEDT

Redress is granted. 286380 is to be scored in race 5 the average of her points for races 1 - 4. No other boats scores shall be affected.

### PROTEST COMMITTEE

**Chaired By:** Mark Dingley (AUS)

**Committee Members:** Christine Bridge (AUS), Simon Irving (AUS), Wayne Thompson (AUS), Nev Willis (AUS)

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