

DECISION

Request No.: 39

Protest and Request for Redress

Event: 2019 Formula Kite European Championships Race Number: F5

Hearing Date: 2019-09-28

PARTIES AND WITNESSES

Request No.: 39: Formula Kite - Male - ESP 67 - Oscar Barbera Ferragud
Formula Kite - Male - THA 42 - Somsak Promwaen

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. ESP 67 was fetching mark 1
2. THA 42 was sailing on port on collision course
3. ESP 67 lifted her kite and slowed down
4. Contact occurred between the kites
5. THA 42 continued and finished the race
6. ESP 67 capsized and finished the race
7. No damage, injury or tangle occurred, no kiteboard took a penalty

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

1. THA 42 on port did not keep clear of ESP 67 on starboard breaking rule 10
2. It was not reasonably possible for ESP 67 to avoid the contact, therefore she did not break rule 14
3. The score of ESP 67 was not made significantly worse in race F5 through no fault of their own by a tangle, damage or injury caused by the action of a kiteboard that was breaking a rule of part 2

DECISION

THA 42 is DSQ in race F5
ESP 67 is not given redress

Date & Time: 2019-09-28 21:36 CEST

PROTEST COMMITTEE

Chaired By: Anastazja Lewandowska (POL)

Committee Members: Paco Quinonero (ESP), Marina Psychogyiou (GRE) Mirco Babini (ITA) Giorgio Bttinelli (ITA)

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