

DECISION

Request Number: 19

Protest

Event: Kieler Woche 2019 Race Number: 6

Hearing Date: 2019-06-23

PARTIES AND WITNESSES

Initiator: Flying Dutchman - GER 84 - Uwe Bredthauer

Respondent(s): Flying Dutchman - CZE 17 - Milan Čáp

Interpreters: Pavel Neuzil (for CZE 17)

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

The hearing started at the scheduled time without CZE 17 being present; when CZE 17 representative arrived, he was admitted to the hearing.

FACTS FOUND

1. The wind was 14 knots and the sea was calm.
2. GER 84 and CZE 17 were both sailing close hauled on port tack on the first upwind leg.
3. GER 84 was clear astern and to windward of CZE 17
4. The distance between the hulls was 5 meters.
5. CZE 17 tacked to starboard and GER 84 bore away.
6. CZE 17 port quarter collided with GER 84 hull on the port side between the bow and the mast.
7. Damage occurred to GER 84: the hull was punctured in two places.
8. No damage occurred on CZE 17.
9. Nobody took any penalty.
10. Both boats finished the race.

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

1. When acquiring right of way, CZE 17 failed to initially give GER 84 room to keep clear as required by RRS 15.
2. Although it was reasonably possible, CZE 17 did not avoid contact with GER 84 as required by RRS 14.
3. It was not reasonably possible for GER 84 to avoid contact.

DECISION

CZE 17 is scored DSQ in race 6

Date & Time: 2019-06-23 16:27 CEST

PROTEST COMMITTEE

Chaired By: Manuel Ken Gamito (POR)

Committee Members: Giorgio Davanzo (ITA), Steven Wolff (USA), Holger Herburger (GER), Jesper Wilken (DEN)

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