

DECISION

Request Number: 03

Protest and Request for Redress

Event: 2018 KiteFoil GoldCup World Series Pingtan Race Number: 8

Hearing Date: 2018-09-13

PARTIES AND WITNESSES

Initiator: KiteFoil - Male - FRA 122 - Benjamin Petit

Respondent(s): KiteFoil - Male - RUS 140 - Roman Liubimtcev

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

Wind conditions 20-25 knots, 2 m waves.

During the first upwind leg of the 8th race, FRA 122 and RUS 140 were sailing on a port tack.

FRA 122 clear-ahead and slightly to leeward of RUS 140 at a distance of 70 m.

FRA 122 tacked to starboard on the lay-line of mark 1.

5-7 seconds after FRA 122 finished his tack, RUS 140 raised his kite in order to begin a tacking maneuver.

At that moment, RUS 140's kite was to leeward of FRA 122's kite.

There was a contact between kite and body of RUS 140 and FRA 122's kite and lines.

FRA 122's kite collapsed into the water.

FRA 122 sustained damage to his bridles and front lines.

FRA 122 did not finish race 8 and 9.

RUS 140 finished race 8.

Neither kite took a Penalty-Turn.

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

RUS 140 as a port tack kite, did not keep clear of FRA 122 on starboard tack, and therefore broke RRS 10.

It was not reasonably possible for FRA 122 to avoid the contact and, therefore, he did not break RRS 14.

It was reasonably possible for RUS 140 to avoid contact and, therefore, broke RRS 14.

FRA 122 score was made significantly worse through no fault of his own by a damage caused by RUS 140 breaking RRS 10 and therefore he's entitled to redress according to RRS F5 62.1(b)

DECISION

Date & Time: 2018-09-14 16:48 CST

RUS 140 is scored DSQ in race 8.

Redress given to FRA 122. FRA 122 is to be scored in races 8, 9 points equal to the average of his points in races 5, 6, 7 and 10.

PROTEST COMMITTEE

Chaired By: Elliot Levy (USA)

Committee Members: Anastazja Lewandowska (POL), Paco Quinonero (ESP)

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