

# DECISION

Request No.: 06

Protest

Event: SLVYRA Good Neighbour Series 2019 Race Number: GNS S3 R3

Hearing Date: 2019-08-06

## PARTIES AND WITNESSES

**Request No.: 06:** Mirage 33-1 - White Sail - RStLYC 34379 - Bellum - Allan Wong

Alberg 37 - White Sail - PCYC 1163 - Capricorn - Roy Carter

**Witnesses:** Crew

## VALIDITY

**Objection to Jury:** No

**Within Time Limit:** Beyond with Good Reason Technical issues filing the protest with a mobile phone

**Incident Identified:** Yes

**Proper Hail:** Protest hailed 30 seconds after contact, immediately after the boats were able to separate

**Red Flag Displayed:** Yes

**DECISION:** Request Valid

## PROCEDURAL MATTERS

Hearing has been postponed in order to hear from additional witnesses as requested by the PC

## FACTS FOUND

1. Winds were light at less than 5 knots with a 1 knot current.
2. Capricorn was sailing close-hauled on starboard approaching the windward mark to be left to port, and was overlapped inside the mark by two other boats. Bellum was on starboard to weather of Capricorn close reaching to the mark. Bellum and Capricorn were sailing on converging courses.
3. Capricorn tacked to port.
4. There was contact between the boats, causing damage to Bellum's stanchions, toe-rail and life-lines.
5. Bellum did not alter course.
6. Neither boat took a penalty. Both boats finished the race.

**Diagram:** Diagram not endorsed

## CONCLUSIONS AND RULES THAT APPLY

Capricorn on port did not keep clear of Bellum on starboard, breaking Rule 10. Neither boat acted to avoid contact, so both boats broke Rule 14.

## DECISION

Capricorn is DSQ. Bellum is DSQ.

**Date & Time:**

## PROTEST COMMITTEE

**Chaired By:** Michael Anderson (CAN)

**Committee Members:** Joe Jospe (CAN) Thom Egli (chair)

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