

# DECISION

Request for Redress

**Request Number: 04**

**Heard Jointly With Number(s): 01, 03**

**Event: 2018 Nacra 15 and Nacra 17 National Championships Race Number: 3**  
**Hearing Date: 2018-01-07**

## PARTIES AND WITNESSES

**Initiator:** Nacra 15 - AUS051 - Tallulah - Jed Fatches

**Respondent(s):** Race Committee

**Witnesses:** Alan Crawford

## VALIDITY

**Objection to Jury:** No

**Within Time Limit:** Within Time Limit

**Incident Identified:** Yes

**Proper Hail:** Hail not required

**Red Flag Displayed:** Not required

**DECISION:** Request Valid

## PROCEDURAL MATTERS

### FACTS FOUND

1. The hearing opened at 8.05am on 07/01/2018 and after taking evidence from the parties, was adjourned at 9.30am.
2. The hearing reconvened at 9.30am on 08/01/2018 with all parties present.
3. At the start of race 3, AUS016, AUS037, AUS060, AUS051 and AUS053 were identified on course side of the start line by the Race Committee.
4. AUS037, AUS060 and AUS051 did not believe they were on course side of the start line at the start.
5. The pin boat testified that they did not hear a sound signal after the start signal but did see code flag X displayed.
6. Video evidence played by the competitors and audio played by the pin boat establish a clearly audible sound signal for the start of race 3.
7. No other sound signal can be heard in the video or audio evidence.
8. Code flag X was displayed on the RCV without a prompt sound signal.
9. Code flag X remained displayed for approximately 7 minutes.
10. AUS037, AUS060, AUS051 and AUS053 did not return to start and finished race 3.
11. AUS037, AUS060, AUS051 and AUS053 were scored OCS in race 3.

**Diagram:** Diagram not endorsed

### CONCLUSIONS AND RULES THAT APPLY

1. The absence of a sound signal with the display of code flag X is an improper action of the Race Committee under rule 29.1.
2. AUS037, AUS060, AUS051 and AUS053 scores through no fault of their own have been made significantly worse by an improper action or omission of the race committee.

### DECISION

**Date & Time:** 2018-01-08 09:40 AEST

AUS037, AUS060, AUS051 and AUS053 are granted redress under rule 62.1(a).

Each boat is to be awarded points equal to their finishing place in race 3 plus 3 points, limited to a maximum of 16 points.

No other boats scores shall be affected.

### PROTEST COMMITTEE

**Chaired By:** Philippe Mazard (FRA)

**Committee Members:** Damien Boldyrew (AUS), Wayne Thompson (AUS), Glen Stanaway (AUS)

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