

DECISION

Request Number: 07

Protest

Event: 26th KFC Merdeka Open Regatta 2019 Race Number: 7

Hearing Date: 2019-08-18

PARTIES AND WITNESSES

Initiator: Int 470 - 1 - CHING BYN CHIA

Respondent(s): Int 470 - 9

Witnesses: Jeremy Chin

VALIDITY

Objection to Jury: No

Within Time Limit: Within Time Limit

Incident Identified: Yes 9 on port collided with 1 on starboard resulting in serious damage

Proper Hail: Protest hailed

Red Flag Displayed: Not required

DECISION: Request Valid

PROCEDURAL MATTERS

Pictures sent

FACTS FOUND

1. 9 was on port when she collided with 1
2. There was serious damage
3. 9 exonerated with a 2 turn penalty and completed the race.
4. 1 was able to complete the race .

Diagram: Endorsed by Protest Committee - 3 Photos provided of damage via racingrulesofsailing.org online app

CONCLUSIONS AND RULES THAT APPLY

1. 9 on port failed to keep clear of 1 on starboard, as required by RRS 10
2. 9 caused serious damage to the port midship of 1 and broke RRS14 and although she exonerated herself with 2 turns for the collision, she did not comply with 44.1(b) which is to retire from the race.
3. It was not reasonably possible for 1, the right-of-way boat to avoid contact with 9 when it was clear that 9 was not keeping clear.

DECISION

9 is DSQ in Race 7

Date & Time: 2019-08-18 16:30 +08

PROTEST COMMITTEE

Chaired By: Lock Kit (SGP)

Committee Members: Christopher Chin Soo Yin (MAS), Gerina Nenggola putri (INA), Tee Suan Tan (SGP), Leonard Chin (MAS)

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