

DECISION

Request Number: 04

Reopening by PC

Event: ORC Sportboat European Championship Race Number: 3

Hearing Date: 2019-08-29

PARTIES AND WITNESSES

Request Number: 04: Protest Committee

ORC - Division A - Italy SUI 007 - Esco Matto No Limits - Andrea Klun

ORC - Division A - Italy ITA 579 - Destriero - Davide Rapotez

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

The Jury initiated reopening because of new evidence available.

FACTS FOUND

The Jury found new photographic evidence about the incident. The pictures of ITA 579 Destriero were taken at the time of the incident and during race 3. The pictures show ITA 579 Destriero with a kind of red strap at the backstay.

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

The red flag was not conspicuously displayed as required by RRS 61.1.(a).

DECISION

Protest Nr. 3. is invalid. SUI 007 shall be reinstated in Race 3 in the original position.

Date & Time: 2019-08-29 19:53 CEST

PROTEST COMMITTEE

Chaired By: Franco Battistin (CRO)

Committee Members: Uros Zvan (SLO), Vilmos Naray (HUN), Stanko Uzmah (SLO), Fabio Bassan (ITA)

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