

DECISION

Request Number: 24

Protest

Event: Kieler Woche 2019 Race Number: 6

Hearing Date: 2019-06-23

PARTIES AND WITNESSES

Initiator: Laser Rad. (open) - SWE 204669 - Rasmus Granzin

Respondent(s): Laser Rad. (open) - FIN 211267 - Otto Dahlberg

VALIDITY

Objection to Jury: No

Within Time Limit: Within Time Limit

Incident Identified: Yes

Proper Hail: Protest hailed

Red Flag Displayed: Yes

DECISION: Request Valid

PROCEDURAL MATTERS

FACTS FOUND

1. SWE 204669 and FIN 211267 were sailing on the downwind leg, on port tack.
2. SWE 204669 and FIN 211267 entered the zone of mark 3p overlapped.
3. SWE 204669 was on windward and inside.
4. SWE 204669 sailed more than a boat width from the mark.
5. When SWE 204669 was rounding the mark, FIN 211267 sailed between the mark and SWE 204669.
6. When SWE 204669 was abeam of the mark, she continued luffing above her proper course.
7. Contact occurred between the back of SWE 204669 helm and FIN 211267 sail. There was no damage or injury.
8. At the moment of the contact FIN 211267 was less than half a meter from the mark.
9. No boat took a penalty turn

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

1. FIN 211267, a windward boat, failed to keep clear of leeward SWE 204669 breaking RRS 11.
2. SWE 204669, the right of way boat changing course, failed to give FIN 211267 room to keep clear breaking RRS 16.1
3. As per 18.2(b) SWE 204669 was a boat entitled to mark room as she was inside overlapped at the zone. However, at the moment of the incident she was not sailing within the room to round the mark as necessary to sail the course.
4. FIN 211267 gave SWE 204669 mark room as required by RRS 18.2(b)
5. FIN 211267 is exonerated for breaking RRS 11 under RRS 21(a) as at the moment she broke RRS 11 she was sailing within the room to which she was entitled.
6. It was not reasonably possible for FIN 211267 to avoid contact, therefore she did not break RRS 14.
7. By not avoiding contact SWE 204669 broke RRS 14. However, she is exonerated under 14(b) as she was the right of way boat and there was no damage or injury.

DECISION

SWE 204669 is DSQ in race 6

Date & Time: 2019-06-23 17:25 CEST

PROTEST COMMITTEE

Chaired By: Manuel Ken Gamito (POR)

Committee Members: Michal Jodlowski (POL), Steven Wolff (USA), Holger Herburger (GER), Jesper Wilken (DEN)

Printed: 10 Aug 04:03