

DECISION

Protest and Request for Redress

Request Number: 06

Heard Jointly With Number(s): 05

Event: 2018 KiteFoil GoldCup World Series Cagliari Race Number: 3
Hearing Date: 2018-10-20

PARTIES AND WITNESSES

Initiator: KiteFoil - Female - POL 93 - Julia Damasiewicz

Respondent(s): KiteFoil - Male - ITA 12 - Guido Simonetti

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. Before the warning signal of race 3.
2. ITA on starboard tack, POL on port tack, on collision course.
3. ITA raised his kite to the 12 o'clock position
4. Contact occurred between the lines of ITA and the kite of POL
5. POL and ITA tangled.
6. Kites of POL and ITA fell into the water.
7. POL and ITA were rescued by the RC more than 4 minutes after the starting signal of race 3.
8. POL and ITA did not sail in race 3.

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

1. POL on port failed to keep clear of ITA on starboard breaking RRS 10 and 14
2. It was not reasonably possible for ITA to avoid contact once it was clear that POL is not keeping clear, therefore he did not break RRS 14.
3. ITA's score was made significantly worse through no fault of his own by a tangle caused by POL breaking RRS 10.

DECISION

Date & Time: 2018-10-20 18:45 CEST

1. POL 93 is scored RCT in race 3.
2. ITA 12 is given redress in race 3 as follows: average score from races 1-2 rounded to the nearest 0.1.

PROTEST COMMITTEE

Chaired By: Bruno De Wannemaeker (BEL)

Committee Members: David Gosalbez (ESP), Michal Jodlowski (POL)

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