

DECISION

Protest and Request for Redress

Request No.: 23

Heard Jointly With Number(s): 28, 32

Event: 2019 Formula Kite European Championships Race Number: F2
Hearing Date: 2019-09-28

PARTIES AND WITNESSES

Request No.: 23: Formula Kite - Male - FRA 30 - Alexis Mounard

Formula Kite - Male - ITA 18 - Alessio Brasili

Request No.: 28: Formula Kite - Male - USA 23 - Evan Heffernan

Formula Kite - Male - ITA 18 - Alessio Brasili

Request No.: 32: Formula Kite - Male - FRA 37 - Arthur Lhez

Formula Kite - Male - ITA 18 - Alessio Brasili

VALIDITY

Objection to Jury: No

Within Time Limit: Within Time Limit

Incident Identified: Yes

Proper Hail: Protest hailed

Red Flag Displayed: Not required

DECISION: Request Valid

PROCEDURAL MATTERS

FACTS FOUND

1. On the beat, FRA 37 was sailing on starboard, fetching mark 1, clear astern and to windward of FRA 30
2. USA 23 was sailing on port on collision course with FRA 30
3. ITA 18 missed the mark bore away and gybed to port, to windward of USA 23
4. Contact occurred between USA 23 and ITA 18, the sailors fell in the water and the kites moved forward, ahead of FRA 30
5. FRA 30 lifted her kite, contact immediately occurred between the kites of FRA 30 and ITA 18 and they got tangled
6. FRA 37 jumped off her board, her kite moved to 12 o'clock and her board caught the lines of USA 23
7. ITA 18 got untangled, recovered, finished the race and retired
8. FRA 30 did not finish the race but had no damage
9. FRA 37 recovered and finished last
10. USA 23 had damage on her foil and injury on her back. She finished the race 2nd last, she returned ashore, found another foil and completed the equipment replacement process.
11. USA 23 went afloat just before the start of race F4

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

1. ITA 18 to windward did not keep clear of USA 23 to leeward, breaking rule 11 and 14
2. ITA 18 on port did not keep clear of FRA 30 and FRA 37 on starboard, breaking rule 10 and 14
3. FRA 37, right of way, avoided contact with ITA 18, keep clear, therefore she did not break rule 14
4. It was not reasonably possible for USA 23 and FRA 30 to avoid the contact, therefore they did not break rule 14
5. The score of USA 23 was made significantly worse in race F2 through no fault of her own by damage caused by the action of a kiteboard that was breaking a rule of part 2
6. The score of FRA 30 was made significantly worse in race F2 through no fault of her own by a tangle caused by the action of a kiteboard that was breaking a rule of part 2

DECISION

Date & Time: 2019-09-28 19:11 CEST

ITA 18 is RCT in race F2

USA 23 is given redress and will be scored in races F2 and F3 points equal to the average of her scores in the other races of the day rounded to the nearest tenth of a point (0.05 to be rounded upward). This shall not change the score of the other kiteboards.

FRA 30 is given redress and will be scored in race F2 points equal to the average of her scores in the other races of the day rounded to the nearest tenth of a point (0.05 to be rounded upward). This shall not change the score of the other kiteboards.

FRA 37 is not given redress

PROTEST COMMITTEE**Chaired By:** Anastazja Lewandowska (POL)**Committee Members:** Paco Quinonero (ESP), Marina Psychogyiou (GRE) Mirco Babini (ITA) Giorgio Bttinelli (ITA)**Printed:** 2019-09-29 12:31