

# DECISION

**Request Number: 03**

## Protest

**Event:** ORC Sportboat European Championship **Race Number:** 3

**Hearing Date:** 2019-08-28

### PARTIES AND WITNESSES

**Initiator:** ORC - Division A - ITA 579 - Destriero - Davide Rapotez

**Respondent(s):** ORC - Division A - SUI 007 - Esco Matto No Limits - Andrea Klun

### 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

Observer for protestee present. Name: Arianna Bogatec. She was informed about observers obligations.

### FACTS FOUND

In light winds, about 30 seconds before the start of Race No. 3. ITA 579 clear astern and leeward was sailing faster than SUI 007. SUI 007 was bearing away, and by that an overlap was established between the two boats. At this moment the distance between the bow of ITA 579 to the stern of SUI 007 was 1-1.5 meters and the boats were 15-20 meters below the starting line. The gap was reduced to 40 cm. ITA 579 hailed but SUI 007 did not change course. ITA 579 was bearing away. There was no contact. No boat took a penalty.

**Diagram:** Diagram not endorsed

### CONCLUSIONS AND RULES THAT APPLY

1. SUI 007 to windward failed to keep clear of ITA 579 to leeward, as required by RRS 11.

### DECISION

SUI 007 DSQ Race 3.

**Date & Time:** 2019-08-28 18:44 CEST

### PROTEST COMMITTEE

**Chaired By:** Franco Battistin (CRO)

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

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