

DECISION

Request No.: 03

Protest

Event: 3rd Portugal Grand Prix Race Number: 4

Hearing Date: 2020-12-10

PARTIES AND WITNESSES

Request No.: 03: ILCA 7 - POR 211176 - Gonçalo Nunes

ILCA 7 - ISR 211229 - Itay Azoulay

Witnesses: POR 219900, Andre Ribeiro

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

ISR was not present at the hearing. The Jury proceeded with the hearing under RRS 63.3(b)

FACTS FOUND

Approaching the first windward mark, POR was on the starboard layline. ISR was approaching on port.

POR hailed ISR.

ISR luffed and passed head to wind. Before ISR reached a close-hauled course there was contact between the starboard side of ISR and the port side of POR, with the hull of POR under the hull of ISR. As the helm of ISR hiked this caused POR to capsize.

There was damage to the sail of POR caused by the bow and then the centre-board of ISR.

POR retired.

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

ISR, while tacking, did not keep clear of POR, on starboard, and broke rule 10. ISR could reasonably have avoided contact and broke rule 14.

It was not reasonably possible for POR to avoid contact.

POR's race score was made significantly worse, through no fault of her own, by damage because of the action of ISR breaking rule 13.

DECISION

Date & Time: 2020-12-10 16:25 UTC

ISR DSQ Race 4

POR's request for redress is granted. POR is to be scored in race 4 points equal to the average, rounded to the nearest tenth of a point (0.05 to be rounded upward), of her points in all races sailed except race 4. This shall not change the score of the other boats. (See RRS A10(a))

PROTEST COMMITTEE

Chaired By: Eurico Teodoro (POR)

Committee Members: Antonio Mata (POR), Jean-Luc Michon (FRA), Nuno Gomes (ANG), Gordon Davies (IRL)