Event: 32 St.Nicholas Regatta 2023   Race Number: 1
Hearing Schedule: 2023-12-08 16:00

PARTIES AND WITNESSES

Request No.: 05: Optimist - White - 384 - Helena Kangur

Optimist - White - 9658

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

ITA 9658 did not come to the hearing, the hearing proceeded in accordance with RRS 63.3(b).

FACTS FOUND

1. Race no. 1, at the gate
2. Wind 6 knots
3. Both boats on the run, on starboard and overlapped
4. EST 384 was to windward of ITA 9658
5. Both boats sailed towards the mark 3 to be left to starboard, reaching the zone overlapped
6. When rounding the mark, ITA 9658 left about 1 boat width between her and the mark
7. Boats hit each other, rounding the mark
8. No boat took a penalty
9. There was no damage or injury

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

Rules: 14, 18.2(b)

1. ITA 9658, outside overlapped at the zone, failed to give EST 384 mark-room, and broke RRS 18.2(b).
2. ITA 9658 did not avoid contact when it was reasonably possible, and broke RRS 14.
3. EST 384 to windward failed to keep clear of ITA 9658 to leeward, and broke RRS 11. However, since EST 384 was sailing within the mark room to which she was entitled, she is exonerated under RRS 43.1(b) for this breach.
4. It was not reasonably possible for EST 384, sailing within the mark room to which she was entitled, to avoid contact once it became clear that ITA 9658 was not giving her mark room. She therefore did not break RRS 14.

DECISION

Date & Time: 2023-12-08 17:20 CET

ITA 9658 is DSQ in race 1.

PROTEST COMMITTEE

Committee Type Protest Committee