

DECISION

Protest

Request No.: 05

Heard Jointly With Number(s): 06

Event: 2022 49er and 49erFX Junior European Championships Race Number: 2
Hearing Schedule: 2022-10-15 18:15

PARTIES AND WITNESSES

Request No.: 05: 49erFX - 49erFX - POL 280 - Marcelina Korszon

49erFX - 49erFX - GER 682 - Amal Zschech

Request No.: 06: 49erFX - GER 682 - Amal Zschech

49erFX - HUN 248 - Vince Érdi

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

1. Hearing No. 5 was heard together with Hearing No. 6 in accordance with RRS 63.2 since both hearings arose from the same incident.
2. POL 280 was represented by Marcelina KORSZON.
3. GER 682 was represented by Leander BAUMANN.
4. HUN 248 was represented by Vince ÉRDI.
5. Sarolta KORBULY (HUN 248's crew) attended the hearing as interpreter for HUN 248.
6. GER 252 (witness) was represented by Johann SACH.

FACTS FOUND

1. Conditions: light wind, flat water.
2. Approaching mark 1, POL 280 was on starboard, above the starboard layline.
3. GER 682 was on port, on a converging course.
4. HUN 248 was on port, overlapped 5m to windward of GER 682, with GER 682 bow forward.
5. GER 682 hailed twice HUN 248 for room to tack.
6. Five seconds later, HUN 248 tacked onto the starboard layline.
7. Immediately after, GER 682 luffed and passed head to wind in the zone.
8. Before GER 682 reached a close-hauled course, POL 280 luffed and her jib flapped.
9. If POL 280 had not luffed, there would have been a contact between POL 280's bow and the back of GER 682's starboard wing.
10. The minimum distance between POL 280 and GER 682 during the incident was less than 1m.
11. None of the boat took a penalty.

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

Rules: RRS 13, 18.3, 20.2(b), 20.2(c), 43.1(b), 63.2

1. HUN 248 failed to tack as soon as possible after GER 682 hailed her for room to tack, as required by RRS 20.2(b) and (c).
2. After passing head to wind and before being on a close-hauled course, GER 682 failed to keep clear of POL 280. GER 682 broke RRS 13.
3. After GER 682 passed head to wind from port to starboard tack inside the zone and was then fetching the mark, she

caused POL 280 on starboard tack since entering the zone, to sail above close-hauled to avoid contact. GER 682 broke RRS 18.3.

4. Since GER 682 broke RRS 13 and 18.3 while she was sailing within the room to which she was entitled, she is exonerated under RRS 43.1(b) for this breach.

DECISION

Date & Time: 2022-10-15 18:56 CEST

HUN 248 is DSQ in race 2.

PROTEST COMMITTEE

Chaired By: Sally Burnett (GBR)

Committee Members: Bence Borocz (HUN), Yoann Peronneau (FRA)

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