

DECISION

Request No.: 06

Protest and Request for Redress

Event: 2019 Formula Kite European Championships Race Number: 4

Hearing Date: 2019-09-25

PARTIES AND WITNESSES

Request No.: 06: Formula Kite - Male - POL 31 - Arkadiusz Kusalewicz

Formula Kite - Male - USA 59 - Noah Runciman

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. POL 31 and USA 59 were approaching mark 1 on starboard, POL 31 clear ahead of USA 59
2. POL 31 bore away to round the mark and there was contact between the kites
3. POL 31 capsized.
4. USA 59 sailed on and finished the race
5. POL 31 recovered and sailed to the finish line, arriving after the finish window has over
6. There was no damage or injury and no boat took a penalty

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

1. USA 59 entering the zone clear astern, did not give mark room to POL 31, entering the zone clear astern, breaking rule 18.2(a)(1)
2. POL 31, entitled to mark room, changed course and the position of her kite without giving room to USA 59 to keep clear breaking rule 16.1 but is exonerated under rule 21
3. The score of POL 31 was not made significantly worse through no fault of their own by a tangle, damage or injury caused by the action of a kiteboard that was breaking a rule of part 2, therefore POL 31 is not entitled to redress

DECISION

USA 59 is DSQ in race 4
POL 31 is not given redress

Date & Time: 2019-09-25 18:27 CEST

PROTEST COMMITTEE

Chaired By: Anastazja Lewandowska (POL)

Committee Members: Paco Quinonero (ESP), Marina Psychogyiou (GRE) Mirco Babini (ITA)

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