

DECISION

Request Number: 01

Protest

Event: Flying Junior World Championship 2019 Race Number: 3

Hearing Date: 2019-07-24

PARTIES AND WITNESSES

Initiator: FJ - O - Germany GER 268 - 40 - Alexander Bittner

Respondent(s): FJ - O - Italy ITA 69 - 43 - Lorenzo Mulas

Witnesses: Claudio Uras

Interpreters: Claudio Uras

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. In about 2 knots of wind, flat water, GER sailing on port on the final reach overlapped to leeward of ITA 69
2. Boats were overlapped while leaving mark 3 with ITA 69 more than one boat length to windward of GER 268
3. While overlapped ITA 69 slowly drifted towards GER 268 also due to current from windward
4. No boats changed course until the gap closed and there was contact with no damage between the right end quarter of ITA and the left gunwhale of GER 268 when the boats were at about half of the final reach.
5. No boats took penalty turns

Diagram: Endorsed by Protest Committee

CONCLUSIONS AND RULES THAT APPLY

1. ITA 69 to windward failed to keep clear of GER 268 to leeward, as required by RRS 11.
2. Although it was reasonably possible ITA 69 did not avoid contact with GER 268 as required by RRS 14.
3. Although it was reasonably possible GER the right-of-way boat a boat not avoid contact with ITA 69 when it was clear that ITA 69 was not keeping clear as required by RRS 14, but she is exonerated because there was no damage as per rule 14 (b).

DECISION

Protest Upheld ITA 69 DSQ in race 3

Date & Time: 2019-07-24 20:23 CEST

PROTEST COMMITTEE

Chaired By: Roberto Armellini (ITA)

Committee Members: Kazuhisa Saitoh (JPN), Miro Magasic (CRO), Benno Loske (GER), Claudio Uras (ITA)

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