

# DECISION

Request Number: 08

Protest and Request for Redress

Event: 2019 Formula Kite Asian Championships Race Number: 14

Hearing Date: 2019-05-27

## PARTIES AND WITNESSES

**Initiator:** FORMULA KITE - Male - TUR 139 - Ejder Ginyol

**Respondent(s):** FORMULA KITE - Male - CHN 41 - Qibin Huang

## 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. On the beat, TUR 139 was sailing on starboard and CHN 41 was sailing on port on collision course.
2. TUR 139 reduced her speed
3. CHN 41 tacked ahead of TUR 139
4. TUR 139 sailed to leeward of CHN 41
5. There was contact between the kites of TUR 139 and CHN 41
6. A tangle occurred between the kites
7. No kiteboard finished the race
8. No damage occurred

**Diagram:** Diagram not endorsed

### CONCLUSIONS AND RULES THAT APPLY

1. CHN 41 on port did not keep clear of TUR 139 on starboard breaking rule 10
2. When she tacked to starboard, clear ahead of TUR 139, CHN 41 acquired right of way without initially giving TUR 139 room to keep clear breaking rule 15
3. It was not reasonably possible for TUR 139 to avoid the contact, therefore she did not break rule 14
4. The score of TUR 139 was made significantly worse through no fault of her own by a tangle because of the action of a kiteboard that was breaking a rule of part 2

### DECISION

**Date & Time:** 2019-05-27 17:11 +08

CHN 41 is scored RCT in race 14

TUR 139 is given redress in race 14 and will be scored points equal to the average, rounded to the nearest tenth of a point (0.05 to be rounded upward), of her points in races 11, 12, 13, 15 and 16. This shall not change the score of the other boats.

### PROTEST COMMITTEE

**Chaired By:** Anastazja Lewandowska (POL)

**Committee Members:** Fa Ji (CHN), Tony Lu (CHN), Ewa Jodlowska (POL) Marina Psychogyiou (GRE)

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