

DECISION

Request No.: 03

Protest

Event: 2021 Snipe Open European Championship Race Number: 1
Hearing Schedule: 2021-09-01

PARTIES AND WITNESSES

Request No.: 03: snipe - Mixed team - BEL 30793 - 37 - Ellen Royer Jeroen Royer
snipe - POL 30537 - 1 - Krzysztof Kluza Kacper Madon

Witnesses: Race officer, BEL 31226

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

BEL 30793 represented by Ellen Royer

POL 30537 did not come to the hearing, the hearing proceeded in accordance with RRS 63.3(b).

From the Jury gave evidence Franco Battistin

During the hearing BEL 30793 requested redress for lost places.

FACTS FOUND

1. Wind 10-12 knots, waves up to 0.5 meters
2. BEL 30793 and POL 30537 were sailing on the reach to the port end of the finishing line, both on port tack overlapped
3. BEL 30793 as windward inside boat entered the zone
4. POL 30537 was leeward outside boat
5. Another not identified boat was about 1 boat width, leeward and overlapped of POL 30537,
6. While in the zone POL 30537 as outside boat, luffed up slightly, BEL 30793 responded and was forced to make a circle in front of the bow of the committee vessel, anchored on the finishing line, in order to avoid it, tacked, gybed and finally crossed the finishing line
7. There was no contact or injury
8. No boat took any penalty turns

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

Rules: 18.2 (b), 63.3 (b)

POL 30537, outside overlapped at the zone, failed to give BEL 30793 mark-room, and broke RRS 18.2(b).

It was clearly established that POL 30537 did not violate the principle of fair sailing and did not break RRS 2

DECISION

Date & Time: 2021-09-01 19:35 CEST

POL 30537 is DSQ in race 1

Redress to BEL 30793 not given

PROTEST COMMITTEE

Chaired By: Ute Reisinger (AUT)

Committee Members: Franco Battistin (CRO), Rainer Kornfeld (AUT), Peter Taylor (GBR), Anastasios Fotis (GRE)