

# DECISION

Protest

Request No.: 02

Heard Jointly With Number(s): 1

Event: Bermuda International Invitational Race Week 2023 Race Number:  
Hearing Schedule: 2023-05-03

## PARTIES AND WITNESSES

Request No.: 02: IOD - 11 - Sandy Yellot

IOD - 6

IOD - 16

Request No.: 1: IOD - 6 - Blitz - Peter Barrett

IOD - 11. & conditionally #16 - Solna & Vrengen - Jim Marshall

## VALIDITY

**Objection to Jury:** No

**Within Time Limit:** Within Time Limit

**Incident Identified:** Yes

**Proper Hail:** Protest hailed

**Red Flag Displayed:** Yes

**Decision:** Request Valid

## PROCEDURAL MATTERS

Hearing requests #1 and #2 were heard together.

## FACTS FOUND

On the run to the leeward mark, 3 boats, 16, 6 and 11 were overlapped on starboard gybe from about 8 boat lengths from the mark. Each boat was sailing at around 6 knots boatspeed. Windspeed was 15-17 knots with water state of about 1-2'. 11 was not making the mark, so gybed onto port and then quickly gybed back onto starboard as the boats entered the zone. All 3 boats were overlapped as the first boat entered the zone with 16 as the windward boat. 16 acknowledged to 6 that she owed them mark room and rounded the mark with a wide and slow turn. As 16 turned to windward she saw a collision between 11 and 6.

6 rounded up to windward and as she became close hauled she was hit by 11 as 11 attempted to round the mark. The hull of 6 was damaged by the bow of 11; a crewmember on 6 sustained a minor injury during the incident.

6 retired from the race.

**Diagram:** Diagram not endorsed

## CONCLUSIONS AND RULES THAT APPLY

**Rules:** 18.2(b); 11; 14

16 owed mark room to both 6 & 11 and gave it. 6 owed mark room to 11 and failed to give her room, thereby breaking RRS 18.2(b) and by failing to avoid contact with 11, broke RRS 14. 11 was unable to avoid contact with 6 so did not break RRS 14.

## DECISION

Date & Time: 2023-05-02 17:25 ADT

**Decision:** *Protest against 16 is dismissed. Protest against 6 is upheld but no further penalty is given since she withdrew from the race. No redress is granted to 6.*

## PROTEST COMMITTEE

**Committee Type:** International Jury

**Chaired By:** Egil Wold (NOR)

**Committee Members:** Elspeth Weisberg (BER), Robert Duffy (BER), Frederick Hagedorn (USA), Joe Jospe (CAN)