

# DECISION

Request No.: 10

## Protest

Event: Port of Dartmouth Royal Regatta 2022 Race Number: Day 3 Race 1  
Hearing Schedule: 2022-08-27

### PARTIES AND WITNESSES

Request No.: 10: 2022 IRC2 4-day series - IRC2 - 5374L - Echo 5 - Rupert Poole  
2022 IRC2 4-day series - 1629R - Xocet - Jon Wade

### 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

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

### FACTS FOUND

- \* Echo 5 was sailing close hauled towards the start line just after the preparatory signal on starboard tack
- \* Xocet was on port on a reach on a collision course
- \* Echo 5 saw Xocet at 4 boat lengths and believed Xocet were going to duck their transom
- \* Xocet tacked close below Echo 5
- \* Echo 5 luffed just before the collision
- \* A collision occurred between Xocet and Echo 5 with the starboard corner of Xocet hitting the port quarter of Echo 5 near the stern
- \* Damage occurred which was not significant
- \* Xocet apologised on the water
- \* Xocet was seen doing turns just after the start

**Diagram:** Diagram not endorsed

### CONCLUSIONS AND RULES THAT APPLY

Rules: 10, 13, 14, 44.2

1. Xocet on port failed to keep clear of Echo 5 on starboard, and broke RRS 10
2. Xocet did not avoid contact when it was reasonably possible, and broke RRS 14
3. It was not reasonably possible for Echo 5 to avoid contact with Xocet when it was clear that Xocet was not keeping clear. Echo 5 did not break RRS 14.
4. By delaying her penalty turns by until after the start, Xocet failed to comply with the requirements of RRS 44.2.

### DECISION

Date & Time: 2022-08-27 18:25 BST

The Protest is Upheld

By delaying her penalty turns until after the start, Xocet failed to comply with the requirements of RRS 44.2.

Xocet is DSQ

### PROTEST COMMITTEE

Chaired By: Cordelia Procter (GBR)

