

DECISION

Protest

Request No.: 04

Heard Jointly With Number(s): 05

Event: Halloween Regatta 2023 Race Number: 5
Hearing Schedule: 2023-10-21 17:35

PARTIES AND WITNESSES

Request No.: 04: Opti - Junior - MLT 165 - Thomas Wilson M

Opti - Junior - SLO 377 - Matej Cotar M

Opti - Junior - ITA 8201 - Piero Bacciolo M

Request No.: 05: Protest Committee

Opti - Junior - SLO 377 - Matej Cotar M

Witnesses: Tito Morosetti member of the Jury

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

1. ITA 8201 did not come to the hearing, the hearing proceeded in accordance with RRS 63.3(b).
2. NICOLO KRAVANJA, coach of SLO 377, attended a hearing as a observer.

FACTS FOUND

1. 4kts wind, flat water.
2. MLT 165 clear ahead at the zone of mark 3P.
3. SLO 377 to windward and inside overlapped with ITA 8201 to leeward both clear astern of MLT 165.
4. Both ITA 8201 and SLO 377 established late inside overlap with MLT 165 and entered the room between mark 3P and MLT 165.
5. There was a contact between SLO 377 sail and ITA 8201 back.
6. There was a contact between hulls of ITA 8201 and MLT165
7. No boat took a penalty turn.
8. There was no damage.

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

Rules: 18.2(b), 14

1. It was not reasonably possible for MLT165, the boat sailing within the mark-room to which she was entitled to avoid contact with ITA 8201 when it was clear that ITA 8201 was not giving mark-room. MLT 165 did not break RRS 14.
2. ITA 8201 and SLO 377, clear astern at the time MLT 165 reached the zone, failed to give MLT 165 mark-room, and broke RRS 18.2(b).
3. ITA 8201 and SLO 377 broke rule 14.

DECISION

ITA 8201 and SLO 377 are DSQ in race 5

Date & Time: 2023-10-21 18:30 CEST

PROTEST COMMITTEE

Committee Type Protest Committee

Chaired By: Uros Zvan (SLO)

Committee Members: Alen Kustic (CRO), Tito Morosetti (ITA), Jernej Krampsek (SLO), Petra Kliba (CRO)