

DECISION

Request No.: 07

Protest

Event: 22nd Mapfre Euromed International Championship Race Number: 6
Hearing Schedule: 2022-12-19 18:05

PARTIES AND WITNESSES

Request No.: 07: Optimist - Senior Blue Fleet - 164 - Harry Fairbairn
Optimist - Senior Blue Fleet - 362

VALIDITY

Objection to Jury: No

Within Time Limit: Within Time Limit

Incident Identified: Yes

Proper Hail: Protest hailed

Red Flag Displayed: N/A

Decision: Request Valid

PROCEDURAL MATTERS

1. ISR 362 did not come to the hearing, the hearing proceeded in accordance with RRS 63.3(b).
2. MLT 154 (Jack Gabriele), MLT 151 (Timmy Vassello), MLT 173 (Time De Cesare), MLT 165 (Thomas Wilson) and Tiago Brito (Coach of MLT 164) attended the hearing as observers.

FACTS FOUND

1. The conditions at the time of the incident were 8 knots of wind and choppy waves.
2. When entering the zone of mark 3S, MLT 164 was 1 boat length ahead and 0,5 boat lengths to leeward of ISR 362.
3. When at 1,5 boat lengths from mark 3S, MLT 164 started to luff.
4. When MLT 164 was 0,5 boat lengths from the mark, contact occurred between the bow of ISR 362 and MLT 164's aft starboard corner of the hull.
5. No damage or injury occurred.
6. No boat took a penalty

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

Rules: RRS 11, 14, 18.2(b), 18.2(c)(2), 63.3(b)

1. ISR 362, clear astern at the time MLT 164 reached the zone, was required by RRS 18.2(b) to give MLT 164 mark-room. Once ISR 362 became overlapped inside of MLT 164, she did not give MLT 164 room to sail her proper course while they remained overlapped, and broke RRS 18.2(b) and 18.2(c)(2).
2. ISR 362 to windward failed to keep clear of MLT 164 to leeward, and broke RRS 11.
3. ISR 362 did not avoid contact when it was reasonably possible, and broke RRS 14.
4. It was not reasonably possible for MLT 14, the right-of-way boat and boat sailing within the mark-room to which she was entitled, to avoid contact with ISR 362 when it was clear that ISR 362 was not keeping clear and giving mark-room. MLT 164 did not break RRS 14.

DECISION

ISR 362 is DSQ in race 6.

Date & Time: 2022-12-19 18:37 CET

PROTEST COMMITTEE

Chaired By: Giorgio Davanzo (ITA)

Committee Members: Manuel Ken Gamito (POR), Craig Evans (GBR), Bo Samuelsson (SWE), Finn Mrugalla (GER)