

DECISION

Request No.: 04

Protest

Event: 470 Class Open European Trophy & Master's Cup Race Number: 7
Hearing Schedule: 2023-08-04

PARTIES AND WITNESSES

Request No.: 04: 470 - Great Grand Master - ITA 17 - 19 - Mario Luciani

470 - Open - BEL 12 - 29 - Thomas De Pryck

Witnesses: Alessandra Bisdomini, crew of ITA 17 — Emmeline Dedecker, crew of BEL 12

Interpreters: Luciano Crocetti

VALIDITY

Objection to Jury: No

Within Time Limit: Within Time Limit

Incident Identified: Yes

Proper Hail: Protest hailed At the first reasonable opportunity

Red Flag Displayed: Yes

Decision: Request Valid

PROCEDURAL MATTERS

Hearing upheld in English. Translated into Italian for the benefit of the Protestor and crew who do not speak English sufficiently well.

FACTS FOUND

1. At the windward mark, after the first leg of race 7, wind 12 knots, short and steep waves.
2. ITA 17 in the zone, is fetching the mark, close hauled on starboard tack.
3. BEL 12 close hauled on port tack, on a course two lengths leeward from the mark.
4. BEL tacks clear ahead of ITA, one boat length from the mark, 2 meters above the lay line.
5. ITA becomes overlapped leeward of BEL 12, and there is a contact between the starboard stern of ITA and port aft of BEL.
6. ITA touches the mark while rounding it.
7. Neither boat performs any penalty. No damages reported.

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

Rules: 18.3 - 14 - 31 - 43.1(b) and (c)

After BEL 12 passed head to wind from port to starboard tack inside the zone, ITA became overlapped inside her. BEL did not give mark-room to ITA, thus breaking RRS 18.3.

When ITA did not avoid contact with BEL, broke RRS 14, but is exonerated under RRS 43.1(c)

When ITA touched the mark, broke RRS 31, but is exonerated under RRS 43.1(b)

DECISION

BEL 12 is DSQ in Race 7

Date & Time:

PROTEST COMMITTEE

Committee Type: Protest Committee

Chaired By: Pierluigi De Luise (CRO)

Committee Members: Marco Maurizi (ITA), Luciano Crocetti (ITA), Daniele Romano (ITA)

