

DECISION

Request No.: 09

Request for Redress

Event: 41 Copa del Rey MAPFRE Race Number: 6
Hearing Schedule: 2023-08-02 20:30

PARTIES AND WITNESSES

Request No.: 09: Cape 31 - Orc 3 - Fra 53422 - Solano 2 - Pascal

Race Committee

Witnesses: Scugnizza ita 27102- tracker

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

1. Edoardo Mancinelli Scotti represented FRA 53422.
2. Alfonso Viader represented the Race Committee.
3. Maurizio Loberto joined as witness of FRA 53422 (trimmer of ITA 2915).
4. FRA 53422 presented tracking evidence.
5. Aleix Balleister, Laia Vadell and Inés Cabrer, members of the race committee, attended the hearing as observers.

FACTS FOUND

1. The Coastal Race course for ORC 3 included the Bahia Mark to be rounded to port, according to the Appendix 2 of the SIs as amended by Notice No. 8.
2. FRA 53422 was scored NCS by the race committee on the grounds that she rounded Bahia Mark to starboard.
3. During the Coastal Race, FRA 53422 rounded Bahia Mark to port and sailed to the finishing line.

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

Rules: RRS 28.1, 62.1(a)

1. FRA 53422 sailed the course as required by RRS 28.1 and Appendix 2 of the SIs.
2. FRA 53422 score in race Coastal Race was made significantly worse through no fault of her own by an improper action of the race committee.
3. FRA 53422 is entitled to redress in the Coastal Race as her request fulfills the requirements of RRS 62.1 (a).

DECISION

Date & Time: 2023-08-02 19:19 CEST

1. FRA 53422 NCS's score is to be removed and she is to be reinstated in the Coastal Race.

PROTEST COMMITTEE

Committee Type International Jury

Chaired By: Giorgio Davanzo (ITA)

Committee Members: David Gosalbez (ESP), Manuel Ken Gamito (POR)