

# DECISION

Request No.: 01

## Protest

Event: F16 Summerbreeze Race Number: 2  
Hearing Schedule: 2021-07-20 09:00

### PARTIES AND WITNESSES

**Request No.: 01:** F16 - 135 - Remi Piazza

F16 - 132 - Frank De Waard

**Witnesses:** Witness for 132: Claus Victor (BEL 308)

**Interpreters:** Not required

### VALIDITY

**Objection to Jury:** No

**Within Time Limit:** Within Time Limit

**Incident Identified:** Yes

**Proper Hail:** Protest hailed Protestee heard some shouting and accepted that "Protest" may have been called.

**Red Flag Displayed:** Not required

**Decision:** Request Valid

### PROCEDURAL MATTERS

1. The hearing was heard over MS Teams.
2. Stephane Etienne attended the hearing as facilitator of the call. He took no part in the hearing.

### FACTS FOUND

1. The windspeed was approximately 10kts. The water was flat.
2. Boats were sailing downwind on Leg 3 (Mark 3 to Mark 1).
3. Mark 1 was to be left to port.
4. 132 approached Mark 1 on port tack.
5. 135 gybed from starboard to port and approached Mark 1 on port, approximately 5m astern of 132.
6. 132 rounded more than 1m away from the mark
7. As 132 rounded Mark 1, BEL 308 (Witness for 132) was approximately 20m ahead of 132 and also on port tack. BEL 308 could not see if 132 touched the mark.
8. No boats took a penalty.

**Diagram:** No Diagram Needed

### CONCLUSIONS AND RULES THAT APPLY

**Rules:** None

On the balance of probabilities, 132 did not touch the mark and therefore no rule was broken

### DECISION

**Date & Time:** 2021-07-20 09:45 CEST

The Protest is Dismissed

### PROTEST COMMITTEE

**Chaired By:** Emmet Dalton (IRL)

**Committee Members:** Thomas Koenig (GER) Gill De Bruyn.