

DECISION

Request No.: 09

Protest

Event: DSMC Marine Sports Inter Clubs International Sailing Championship Race Number: 7
Hearing Schedule: 2024-02-16 17:10

PARTIES AND WITNESSES

Request No.: 09: ILCA4 - KUW 8 - MESHARI ALKANDRI

ILCA4 - TUR 217538 - EDA SHEKAT

Witnesses: KUW107663

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. MESHARI ALKANDRI represented KUW 8
2. EDA SHEKAT represented TUR 217538
3. The panel of the International Jury was composed in accordance with RRS N1.4(b).
4. Jury member Amro SHOUHDY was present as observer
5. Jessem ALSHARAH, skipper of KUW 107663 was present as witness of KUW 8

FACTS FOUND

1. Wind was 12 knots with flat sea.
2. As TUR 217538 rounded mark1, KUW8 was a few boat lengths behind still fetching the mark.
3. TUR 217538 rounded the mark with a gap of a boat width with the boom set for a reaching leg.
4. From the point of view of KUW8, TUR 217538 was behind mark1 and heading on the reaching leg to mark 2.

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

Rules:

1. KUW 8 was not in a position to positively see a mark touch by TUR217538 as TUR217538 was by then behind mark1 from KUW8's point of view.
2. The jury is not convinced that TUR217538 touched the mark. TUR 217538 did not break rule 31.

DECISION

Protest dismissed.

Date & Time: 2024-02-16 17:53 +03

PROTEST COMMITTEE

Committee Type: Protest Committee

Chaired By: Leonard S Chin (MAS)

Committee Members: Leonard S Chin (MAS), Qu Chun (CHN), Pilsung Lee (KOR)