

DECISION

Request No.: 01

Protest

Event: 9° Trofeo Halloween Cup Race Number: 3
Hearing Schedule: 2021-10-30 18:40

PARTIES AND WITNESSES

Request No.: 01: Optimist - Green - 9317 - Axel Smotlak

OPTIMIST - JUNIORES - GER 1543 - Müller Marius

Interpreters: Barbara Boehm, employee at the club restaurant, performed as German-Italian translator for both the parties.

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. GER was not present when the hearing began at the scheduled time (18:40); the hearing proceeded in accordance with RRS 63.3(b).
2. GER arrived at 18:52, during the hearing.
3. Reason for GER's delay: for the event the boat is parked at CV Arco where the competitor was when he realized to be protested; as soon as possible he arranged to come to CV Torbole.
4. The PC is satisfied that the delay is consistent with the necessary time for driving from CV Arco to CV Torbole.
5. Sandi Decleva, coach of ITA, attended the hearing as an observer.
6. The father of Müller Marius (GER 1543) attended the hearing as an observer.

FACTS FOUND

1. 1st windward leg, race 3.
2. Choppy sea. 10 knots of wind speed.
3. ITA was sailing close-hauled on starboard tack 2 hull lengths away from GER close-hauled on port, on collision courses.
4. When approximately 1/2 hull length away from GER, ITA tacked and became overlapped less than 1/2 hull length to leeward of GER.
5. GER held her course.
6. No damage. No boat took a penalty turn.

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

Rules: RRS 10.

1. GER 1543 on port failed to keep clear of ITA 9317 on starboard, and broke RRS 10.

DECISION

GER 1543 is DSQ in race 3.

Date & Time: 2021-10-30 19:27 CEST

PROTEST COMMITTEE

Chaired By: Walter D'Auria (ITA)

Committee Members: Federico Osti (ITA), Fausto Manenti (ITA)

Printed: 2021-10-31 17:05