

# DECISION

Request No.: 02

## Protest

Event: Cascais 49erFX Championship - Act II Race Number: 9  
Hearing Date: 2021-06-10

### PARTIES AND WITNESSES

Request No.: 02: 49erFX - DEN 11 - Ida Baad  
49erFX - GBR 2 - Megan

### 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

### FACTS FOUND

Race 9, 10-12 knots of wind with choppy water.  
DEN 11 and GBR 2 were sailing upwind on opposite tacks after the start of Race 9.  
DEN 11 was sailing on starboard tack, GBR 2 on port tack on a converging course.  
When GBR 2 was ducking DEN 11 a contact occurred between the wing and the tiller extension of DEN 11.  
GBR 2 recognized there was a contact at the incident.  
The contact did not cause damage or injury.  
Neither boat took a penalty.  
**Diagram:** Diagram not endorsed

### CONCLUSIONS AND RULES THAT APPLY

**Rules:** RRS 10; 14  
GBR 2 failed to keep clear of DEN 11 and broke RRS 10.  
GBR 2 also failed to avoid a contact with DEN 11 and broke RRS 14.  
When it was clear that GBR 2 was not keeping clear, it was not reasonably possible for DEN 11 to avoid contact. Therefore, DEN 11 did not break RRS 14.  
By knowingly breaking rule 10 and not taking the appropriate penalty, GBR 2 failed to compete in compliance with the principles of sportsmanship and fair play, and broke RRS 2.

### DECISION

**Date & Time:** 2021-06-10 17:15 WEST

GBR 2 is DNE in Race 9.

### PROTEST COMMITTEE

**Chaired By:** Eurico Teodoro (POR)  
**Committee Members:** Manuel Santos e Silva (POR), Manuel Ken Gamito (POR)

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