

DECISION

Protest

Request No.: 19

Heard Jointly With Number(s): 20, 22

Event: 49er, 49erFX and Nacra17 European Championships 2021 Race Number: 14
Hearing Schedule: 2021-09-18 20:35

PARTIES AND WITNESSES

Request No.: 19: 49erFX - ITA 32 - Margherita PORRO - Math Porro
49erFX - POL 155 - Marcelina KORSZON

Request No.: 22: 49erFX - POL 155 - Marcelina KORSZON - Marcelina Korszon
49erFX - ITA 32 - Margherita PORRO

Request No.: 20: 49erFX - Ita 247 - Bandita - Jana Germani
49erFX - POL 155 - Marcelina KORSZON

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. Hearings #20 and #22 were heard together with hearing #19 in accordance with RRS 63.2 since all hearings arose from very closely connected incidents.

FACTS FOUND

1. Approaching mark 1, wind: 12 knots.
2. ITA 247 entered the zone on starboard tack, one boat-length above the starboard layline, closely followed by several other boats.
3. ITA 32 and POL 155 were sailing close-hauled on port tack, with ITA 32 overlapped 2 metres to windward of POL 155.
4. POL 155, on a collision course with ITA 247, hailed ITA 32 for room to tack.
5. Five seconds later, ITA 32 and POL 155 luffed and passed head to wind simultaneously.
6. POL 155 became overlapped to windward of ITA 32 and stopped bearing away to avoid ITA 32.
7. ITA 32 was 1 boat-length to windward of the mark.
8. Before POL 155 was on a close-hauled course, ITA 247 luffed sharply above close-hauled and became overlapped half a meter to windward of POL 155.
9. There was no contact.
10. Neither boat took a penalty.

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

Rules: RRS 13, 18.3, 20.2(c)

1. ITA 32 failed to tack as soon as possible after POL 155 hailed for room to tack, as required by RRS 20.2(c).
2. After passing head to wind and before being on a close-hauled course, POL 155 failed to keep clear of ITA 247. POL 155 broke RRS 13.
3. After POL 155 passed head to wind from port to starboard inside the zone and was then fetching the mark, she caused ITA 247 on starboard tack since entering the zone, to sail above close-hauled to

avoid contact. POL 155 broke RRS 18.3.

4. Since POL 155 was compelled to break RRS 13 and 18.3 as a consequence of ITA 32 breaking RRS 20.2(c), she is exonerated under RRS 43.1(a) for this breach.

DECISION

Date & Time: 2021-09-18 21:48 EEST

ITA 32 is disqualified in race 14.

PROTEST COMMITTEE

Chaired By: Jon Napier (GBR)

Committee Members: Yannis Kleidonas (GRE), Yoann Peronneau (FRA), Ilca Heinrich (GER), Nikoletta Deligianni (GRE)

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