

DECISION

Protest and Request for Redress

Request No.: 24

Heard Jointly With Number(s): 34

Event: 2021 Zhik 29er European Championships Race Number: 9
Hearing Schedule: 2021-10-26 18:40

PARTIES AND WITNESSES

Request No.: 24: 29er - GER 2818 - Luna von Weidenbach
29er - ITA 2706 - Lorenzo Davanzo

Request No.: 34: 29er - Silver - Ita 2706 - Lorenzo Davanzo
29er - Silver - Ger 2818

Witnesses: Moritz Griesselmann (witness of GER 2818), Alfredo Salerno (witness of ITA 2006)

VALIDITY

Objection to Jury: No

Within Time Limit: Within Time Limit

Incident Identified: Yes

Proper Hail: Protest hailed

Red Flag Displayed: Yes

Decision: Request Valid

PROCEDURAL MATTERS

GER 2818 was represented by Maximilian Heidkamp.
ITA 2706 was represented by Lorenzo Davanzo.
Case heard together with 34.

FACTS FOUND

1. 29er Silver group, race 9, wind 11 knots.
2. ITA 2706 and GER 2818 were sailing, both on starboard tack, downwind towards the leeward gate.
3. ITA 2706 entered the zone clear ahead of GER 2818, at a distance of 2 boat lengths.
4. ITA 2706 gybed on port 2m from the mark.
5. GER 2818 sailed between ITA 2706 and the mark, gybed on port and immediately contact occurred between the bow sprit of GER 2818 and the port side of the bow of ITA 2706.
6. The bow sprit of GER 2818 was broken and there was a hole on the lower front part of the jib of ITA 2706 and a small crack on the hull.
7. GER 2818 finish race No.9 without the gennaker, being overtaken by other boats.

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

Rules: RRS 18.2(b), 18.2(c)(1), 14, 62.1

1. GER 2818 clear astern at the time ITA 2706 reached the zone was required by RRS 18.2(b) to give ITA 2706 mark-room. GER 2818 did not continue to do so when an overlap began, and broke RRS 18.2(b) and 18.2(c)(1).
2. GER 2818 did not avoid contact when it was reasonably possible, and broke RRS 14.
3. It was not reasonably possible for ITA 2706 the boat sailing within the mark-room to which she was entitled to avoid contact with GER 2818 when it was clear that GER 2818 was not giving mark-room. ITA 2706 did not break RRS 14.
4. GER 2818's score in race 9 was made significantly worse through her own fault. Therefore, the requirements for redress in RRS 62.1 are not met.

DECISION**Date & Time:** 2021-10-26 19:46 CEST

Protest upheld. GER 2818 is DSQ in Race No 9.
Redress not given to GER 2818

PROTEST COMMITTEE**Chaired By:** Carlos Garcia Motta (ESP)**Committee Members:** Walter D'Auria (ITA), Stavros Kouris (GRE)**Written Decision Requested By:** Lorenzo Davanzo**Printed:** 2021-10-28 11:53