

# DECISION

Request No.: 10

## Protest

Event: Marina Militare Nastro Rosa Tour 2021 Race Number: 1  
Hearing Schedule: 2021-09-16 15:30

### PARTIES AND WITNESSES

**Request No.: 10:** Diam 24 - 4 - Team France Ycsl - Benoid Champannac

Diam 24 - 04 - Oman

**Witnesses:** MM: witness of UEarth

### 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

### FACTS FOUND

- 1- All boats started on starboard tack.
- 2- 1 min after the start, FRA was 10 bl astern and 5 bl windward of OMA.
- 3- OMA tacked.
- 4- When OMA finished her tack, there was 3 bl between OMA and FRA.
- 5- FRA twice hailed starboard and luffed.
- 6- OMA's main hull contacted FRA's port hull.
- 7- FRA's port hull had a hole of width of 15 cm from deck and 15 cm from hull.
- 8- FRA continued the race and won.
- 9- OMA took the penalty.
- 10- FRA received tape form RC to fix the hole and raced and finished the second race of the day.

**Diagram:** Diagram not endorsed

### CONCLUSIONS AND RULES THAT APPLY

**Rules:** 10,14, 44.2

1. OMA on port failed to keep clear of FRA on starboard, and broke RRS 10.
2. OMA did not avoid contact when it was reasonably possible, and broke RRS 14.
3. It was not reasonably possible for FRA to avoid contact with OMA when it was clear that OMA was not keeping clear. FRA did not break RRS 14.
4. By completely taking the penalty, OMA complied with the requirements of RRS 44.2.

### DECISION

**Date & Time:** 2021-09-16 16:15 CEST

Protest Upheld. OMA took the applicable penalty and is not further penalized.

### PROTEST COMMITTEE

**Chaired By:** Marco Giampà (ITA)

**Committee Members:** Luigi Bertini (ITA), Pinar Coskuner Genc (TUR), Neven Baran (CRO), Gonzalo Heredia (ARG)