

DECISION

Request No.: 03

Protest by RC

Event: 2022 CORK Olympic Classes Regatta Sail Canada Senior Championships, 49er, 49erFX and 29er Canadian Championship Race Number: 3
Hearing Schedule: 2022-07-22

PARTIES AND WITNESSES

Request No.: 03: Race Committee

29R - CAN 88 - Deez Knotz - Alex Graham

Witnesses: Stephen Waldie, coach of 88, Will Bonin, coach of HKG1

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

Heard with Protest 5

FACTS FOUND

1. The wind was 6 to 7 knots, with comparable seas.
2. HKG 1 was close-hauled on starboard tack approaching the starting line to start.
3. 88 approached from clear astern and established an overlap 1 boat length to leeward of HKG at 5 seconds prior to the starting signal.
4. 88 luffed to avoid the pin end race committee vessel and HKG held her close-hauled course.
5. Contact occurred between HKG's shroud and 88's crew's back, and between the hulls.
6. As 88 passed the pin end race committee vessel, her port wing touched the race committee vessel's bow.
7. There was no injury to any person or damage to any boat.
8. No boat took a penalty turn.

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

Rules: 11, 14, 31, 43.1(a)

1. HKG1 to windward failed to keep clear of 88 to leeward and broke rule 11.
2. HKG 1 to windward failed to avoid contact with 88 to leeward and broke rule 14.
3. Once it was clear that KHG1 was not keeping clear, it was not reasonably possible for 88 to avoid contact. She did not break rule 14.
4. 88 touched the race committee vessel mark and broke rule 31.
5. As a consequence of HKG 1 breaking rule 11, 88 was compelled to break rule 31. 88 is exonerated under RRS 43.1(a) for this breach.

DECISION

29er HKG 1 is disqualified from race 3.

Date & Time: 2022-07-22 17:00 EDT

PROTEST COMMITTEE

Chaired By: Pat Healy (USA)

Committee Members: Lynne Beal (CAN), Christopher Walmsley (CAN)