

DECISION

Request No.: 09

Protest

Event: UK Sailmakers Typhoon Series 2022 Race Number: 8
Hearing Schedule: 2022-08-23

PARTIES AND WITNESSES

Request No.: 09: HKPN - A - HKG 1380 - Temujin - Joseph Chan

HKPN - A - CHN 55029 - Victoria - Carl Law

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

Victoria did not attend. The hearing was continued in their absence per RRS 63.3(b)

FACTS FOUND

- Both Temujin and Victoria were approaching the race committee signal vessel, both on starboard tack but not overlapped, 30 seconds before the starting signal.
- 10 seconds before the start, Victoria gained a windward overlap with Temujin, and contacted Temujin's starboard aft quarter with her bow and caused damage to Temujin.
- Temujin protested.
- Victoria did one tack and one gybe shortly afterwards and then continued sailing.
- 1hr 45mins later, Victoria retired from the race after noticing damage to her own boat.

Diagram: Endorsed by Protest Committee

CONCLUSIONS AND RULES THAT APPLY

Rules: 11, 14

1. Victoria to windward failed to keep clear of Temujin to leeward, and broke RRS 11.
2. Victoria did not avoid contact when it was reasonably possible, and broke RRS 14.
3. It was not reasonably possible for Temujin, the right-of-way boat to avoid contact with Victoria when it was clear that Victoria was not keeping clear. Temujin did not break RRS 14.
4. Victoria failed to exonerate herself according to RRS 44 which requires **atwo-turns** penalty as soon as possible after the incident or retirement **at the time of the incident**

DECISION

Victoria is DSQ from Race 8.

Date & Time: 2022-08-23 20:14 HKT

PROTEST COMMITTEE

Chaired By: Benjamin Harding (HKG)

Committee Members: Vivian Ngan (HKG) Gordon Gregor