

DECISION

Protest

Request No.: 01

Heard Jointly With Number(s): 02

Event: 2022 Briz Etchells Winter Waterloo Cup Race Number: 4
Hearing Schedule: 2022-06-12 04:15

PARTIES AND WITNESSES

Request No.: 01: Etchells - AUS847 - Tango - Cameron Miles

Etchells - AUS1449 - Lisa Rose - Martin Hill

Request No.: 02: Etchells - AUS1449 - Lisa Rose - Martin Hill

Etchells - AUS847 - Cameron Miles

Witnesses: 847 - Cameron Miles. 1449 - Matt Belcher; 847 - Grant Crowle; 847 - David Sampson; 1449 - Rob Sloman; 1449 - Martin Hill.

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. Race 4, constant 15-18kt, with some chop and current.
2. On starboard jibe outside the zone 847 was clear ahead of 1449 who was to windward and astern.
3. 1449 established an overlap to windward of 847 with approx. 1/2 a boat length lateral separation.
4. 847 hailed 1449 to keep clear and altered course to windward.
5. 1449 responded to the hail and changed course to windward to keep clear, the lateral distance between the boats reduced.
6. The helm of 1449 lost their footing and control of the boat, the boat rounded up further to windward.
7. The gauge between the boats continued to close to approx. 1m between the boats.
8. There was contact between the spinnaker of 1449 and the rig of 847.
9. There was no damage to either boat.
10. No boat completed penalty turns.

Diagram: Endorsed by Protest Committee

CONCLUSIONS AND RULES THAT APPLY

Rules: 11, 14, 43.2, Room

1. 847 failed to give 1449 room to keep clear, definition of Room.
2. It was reasonably possible for 847 to avoid contact with 1449, breaking RRS14.
2. 1449 took reasonable action to avoid contact with 847, RRS14.
3. 1449 is exonerated for their breach or RRS 14, RRS 43.2.

DECISION

Date & Time: 2022-06-12 18:36 AEST

1. 847 is to be scored DSQ in race 4.

PROTEST COMMITTEE

Chaired By: Nev Willis (AUS)

Committee Members: David Irvine (AUS), Mark Gallagher (AUS)