

DECISION

Request No.: 03

Protest

Event: Audi Waterford 1720 Europeans Race Number: 3
Hearing Schedule: 2021-09-23

PARTIES AND WITNESSES

Request No.: 03: 1720 - 11 - Mojito - Mark Boylan
1720 - 29 - After Midnight - Noel Butler
Witnesses: Paddy Power (RC), James Kitt (10)

VALIDITY

Objection to Jury: No
Within Time Limit: Beyond with Good Reason Issue with using App, resolved for future use.
Incident Identified: Yes
Proper Hail: Protest hailed
Red Flag Displayed: Yes
Decision: Request Valid Valid

PROCEDURAL MATTERS

FACTS FOUND

1. On the approach to the finishing line at the pin end
2. Both boats were on starboard tack.
3. 11 was to windward of 29, slightly above of the lay-line.
4. 29 was to leeward and below the lay line.
5. 29 attempted to shoot the finish line by passing head to wind, on to Port tack and returned to starboard tack.
6. 11 altered course to above close hauled in order to avoid contact.

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

Rules: 13, 18.3

1. After 29 passed head to wind and before they were on a close-hauled course failed to keep clear of 11. 29 broke RRS 13.
2. After 29 passed head to wind from port to starboard tack inside the zone and was then fetching the mark, she caused 11 on starboard tack since entering the zone, to sail above close-hauled to avoid contact. 29 broke RRS 18.3.

DECISION

After Midnight 11 is DSQ in race 3.

Date & Time: 2021-09-23 21:15 BST

PROTEST COMMITTEE

Chaired By:
Committee Members: