

DECISION

Request No.: 06

Protest and Request for Redress

Event: 2023 J/24 World Championship - N.C.TH. Race Number: 9
Hearing Schedule: 2023-09-16 11:00

PARTIES AND WITNESSES

Request No.: 06: J24 - hun37 - Balazs Tomai

J24 - ger3634

Witnesses: PRO and RC at pin end

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

GER 3634 did not come to the hearing, the hearing proceeded in accordance with RRS 63.3(b).

FACTS FOUND

- 1- 7-8 knots, flat sea.
- 2- At race number 9, 1 min before start, HUN 37 sailing on port gybed to starboard.
- 3- HUN 37 became the closest boat to the pin end and sailed on starboard parallel to and below the starting line.
- 4- 2 boat lengths below the pin end, GER 3634 who was positioning herself below the pin end for the last 3 minutes by tacks and gybes, began to sail on port tack 10 seconds to the start towards the starting line.
- 5- 7 secs before the start, GER 3634 was half a boat length to the starboard side of the pin end and below the starting line.
- 6- GER 3634 luffed till her jib flapped and slowed down.
- 7- GER 3634 sailed the same way at the earlier starts.
- 7- HUN 37 luffed to starboard and had a slight contact with no damage with GER 3634's starboard side.
- 8- RC on pin end identified HUN 37 as BFD.
- 9- HUN 37 left the race course as per SI 1.14.

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

Rules: 13, 2, 62.1.(d)

- 1- After passing head to wind and before being on a close-hauled course, GER 3634 failed to keep clear of HUN 37 . GER 3634 broke RRS 13.
- 2- By knowingly breaking rule 13 and not taking the appropriate penalty, GER 3634 failed to compete in compliance with the principles of sportsmanship and fair play, and broke RRS 2.
- 3- HUN 37 is entitled to redress as her score has been made significantly worse through no fault of her own.

DECISION

Date & Time: 2023-09-16 11:40 EEST

- 1- GER 3634 DNE from race no9.
- 2- HUN 37 is given redress as per Appendix A9(b).

PROTEST COMMITTEE

Committee Type: International Jury

Chaired By: Willii Gohl (GER)

Committee Members: Pinar Coskuner Genc (TUR), Jared Hickman (USA), Stephan Zeyn (GER), Nikoletta Deligianni (GRE)