

DECISION

Request No.: 03

Protest

Event: 2023 A's YouthFoil World Championships Race Number: 4
Hearing Schedule: 2023-07-13

PARTIES AND WITNESSES

Request No.: 03: A's YOUTH FOIL CLASS - Male - POL 13 - Marcel Stepniewski

A's YOUTH FOIL CLASS - Male - FRA 23 - Sasha Lethuillier

VALIDITY

Objection to Jury: No

Within Time Limit: Within Time Limit

Incident Identified: Yes

Proper Hail: Protest hailed

Red Flag Displayed: N/A

Decision: Request Valid

PROCEDURAL MATTERS

FACTS FOUND

1. The conditions at the time of the incident were 10-12 knots of wind and flat water.
2. Approximately 10 seconds before the starting signal of race 4, POL 13 and FRA 23 were approaching the starting line on starboard tack with POL 13 being 10 m to leeward and bow to bow with FRA 23
3. POL 13 luffed slowly, closing the gap to FRA 23.
4. Approximately at the time of starting signal, contact occurred between the starboard side of POL 13's board and the port side of FRA 23's board, causing POL 13 to fall into the water.
5. No damage, injury or tangle occurred to either kiteboard.
6. Thereafter, FRA 23 took a One-Turn penalty.
7. POL 13 recovered and finished the race.

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

Rules: RRS 11, 14, F2.16.1, F4.44.1, 64.2(a)

1. When changing course, POL 13, the right-of-way kiteboard, gave FRA 23 room to continue keeping clear, as required by RRS F2.16.1.
2. FRA 23 to windward failed to keep clear of POL 13 to leeward, and broke RRS 11.
3. FRA 23 did not avoid contact when it was reasonably possible, and broke RRS 14.
4. It was not reasonably possible for POL 13, the right-of-way kiteboard, to avoid contact with FRA 23 when it was clear that FRA 23 was not keeping clear. POL 13 did not break RRS 14.
5. Since RRS F4.44.1(b) did not apply, FRA 23 took an applicable penalty by taking a One-Turn Penalty under RRS F4.44.1.

DECISION

Date & Time: 2023-07-13 18:56 CEST

The protest is upheld. Since FRA 23 took an applicable penalty, she is not further penalized under RRS 64.2(a).

PROTEST COMMITTEE

Committee Type Protest Committee

Chaired By: Finn Mrugalla (GER)

Committee Members: