

DECISION

Request No.: 04

Request for Redress and

Event: Hong Kong Optimist Dinghy Association Open and National Championships 2022 Race Number: 8
Hearing Schedule: 2022-10-02

PARTIES AND WITNESSES

Request No.: 04: Optimist - Main fleet - FRA 251 - Sienne Thiry

Other

Witnesses: Vannesa (mum of 251)

VALIDITY

Objection to Jury: No

Within Time Limit: Beyond Time Limit See Procedural
Matters

Incident Identified: No

Proper Hail: Hail not required

Red Flag Displayed: Not required

Decision: Request Valid

PROCEDURAL MATTERS

The protest time limit was 16:46

The protest was submitted at 2022-10-02 16:59 HKT

Prior to the time limit, the requesting party registered an intent to submit a request for redress, and sought guidance at the Jury Desk on locating the Online Notice Board and the online Hearing Request form. This caused a delay in submitting the Hearing Requests.

The protest committee is satisfied that there is good reason to extend the protest time limit.

The protest is valid.

One observer present.

FACTS FOUND

2022 HKODA Nationals Notice of Race applied Appendix P, except that Appendix P2.3 did not apply.

On Day 1 of the regatta (Race 3), 251 was penalised according to Appendix P1.2.

On Day 2 of the regatta (Race 8), 251 was penalised a second time per Appendix P1.2.

Appendix P2.2 required that 251 promptly retired from the race.

251 sailed 2 turns, but did not retire from the race.

251 was scored DNE per Appendix P2.2.

251 sought redress against her Race 8 penalty.

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

Rules: P2.2 and P4

The protest committee is satisfied that when acting under P1.2 in Race 8, there was no improper action of the protest committee to take into account a race committee signal or a class rule.

The Redress Limitation of Appendix P4 applies and redress shall not be given.

DECISION

Date & Time: 2022-10-07 19:20 HKT

Redress denied.

PROTEST COMMITTEE

Chaired By: Benjamin Harding (HKG)

Committee Members: Alain Choi (HKG), Vivian Ngan (HKG), David Fan (HKG), Lesley Anderson (HKG)

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