

# DECISION

Request No.: 16

## Protest and Request for Redress

Event: Waszp Games 2022 Race Number: 7  
Hearing Schedule: 2022-07-14 19:30

### PARTIES AND WITNESSES

**Request No.: 16:** Waszp - Large Sail 8.2 - Youth - GBR 2517 - Sendy Wendy II - Ben Harris

Waszp - Large Sail 8.2 - Junior - GER 3103 - Speedy bat - Julia Gebhard

**Interpreters:** Dan Burden

### VALIDITY

**Objection to Jury:** No

**Within Time Limit:** Beyond Time Limit

**Incident Identified:** Yes

**Proper Hail:** Protest hailed

**Red Flag Displayed:** Not required

**Decision:** Request Valid

### PROCEDURAL MATTERS

1. Dan Burden attended the hearing as translator for GER.

### FACTS FOUND

1. Protest time limit for the Yellow fleet was 18:47
2. Protest was lodged at 18:48
3. GBR had no internet and needed to use someone else's device to lodge the hearing request.
4. The conditions were 10 knots, small waves
5. GBR was sailing downwind on starboard on a collision course with GER on port.
6. GER began bearing away 2 boat lengths from GBR
7. GBR also bore away.
8. GBR gybed and immediately after that she capsized.
9. Had GBR not gybed then contact would have occurred between GBR bow and GER midships.
10. GBR capsized and GBR's sail made contact with GER's boat.
11. There was no damage to either boat
12. Neither boat took a penalty
13. Both boats continued sailing in Race 7

**Diagram:** Diagram not endorsed

### CONCLUSIONS AND RULES THAT APPLY

**Rules:** RRS 10, 14, 62, 61.3

1. GBR failed to deliver the protest within the protest time limit, as required by RRS 61.3. However, there was good reason for the PC to extend the time limit under RRS 61.3.
2. GER on port failed to keep clear of GBR on starboard and broke RRS 10 and 14.
3. It was not reasonably possible for GBR to avoid contact when GBR realized GER was not keeping clear and did not break RRS 14
4. GBR's score in race 7 was not made significantly worse through physical damage or injury. Therefore, the requirements for redress in RRS 62.1(b) are not met.

### DECISION

**Date & Time:** 2022-07-14 18:50 CEST

1. The Protest is Upheld. GER 3103 is DSQ in race 7

2. Redress is not given.

**PROTEST COMMITTEE**

**Chaired By:** Václav Brabec (CZE)

**Committee Members:** Will Davies (GBR), Nick Devereux (GBR)