

# DECISION

Protest and Request for Redress

Request No.: 14

Heard Jointly With Number(s): 13

Event: 2024 Formula Kite European Championships Race Number: Q9  
Hearing Schedule: 2024-03-21

## PARTIES AND WITNESSES

**Request No.: 14:** Formula Kite - Male - CZE 46 - Vojtech Koska  
Formula Kite - Male - USA 68 - Markus Edegran  
**Request No.: 13:** Formula Kite - Male - CZE 46 - Vojtech Koska  
Formula Kite - Male - USA 68 - Markus Edegran

## 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. Race Q9 second downwind was sailed in 20-21 knots of winds and small chop.
2. CZE 46 and USA 68 were sailing downwind on converging courses.
3. CZE 46 was on starboard tack and USA 68 on port.
4. USA 68 gybed onto starboard 15m clear ahead and 10m to windward of CZE 46.
5. Within two seconds after USA 68 had gybed and while she was lowering her kite, contact occurred between USA 68's starboard lines (lower tip) and CZE 46's port ones (top one).
6. CZE 46's kite collapsed and she capsized.
7. CZE 46 could not relaunch her kite and retired from race Q9.
8. USA 68 took a one-turn penalty.
9. No damage nor injury occurred.

**Diagram:** Diagram not endorsed

## CONCLUSIONS AND RULES THAT APPLY

**Rules:** RRS 12, 15, 43.1(b), F4.44.1(b), 62.1

1. When acquiring right of way through her own actions, USA 68 failed to initially give CZE 46 room to keep clear, and broke RRS 15.
2. When changing the position of her kite, USA 68 the right-of-way kiteboard failed to give CZE 46 room to continue keeping clear, and broke RRS F2.16.1.
3. Since USA 68 caused significant disadvantage to the other kiteboard in race Q9 by her breach despite taking a penalty, her penalty was to retire as required by RRS F4.44.1(b).
4. CZE 46 clear astern failed to keep clear of USA 68 clear ahead, and broke RRS 12.
5. Since CZE 46 broke RRS 12 while she was sailing within the room to which she was entitled, she is exonerated under RRS 43.1(b) for this breach.
6. CZE 46's score in race Q9 was made significantly worse through capsize. Therefore, the requirements for redress in RRS 62.1 are not met.

## DECISION

**Date & Time:** 2024-03-21 18:00 CET

1. USA 68 is DSQ in race Q9.

2. Redress is not given to CZE 46.

**PROTEST COMMITTEE**

**Committee Type** International Jury

**Chaired By:** Finn Mrugalla (GER)

**Committee Members:** Marios Zisimatos (GRE), Adrian Bauder (SUI), Francisco Vidal (ESP), César Sans (ESP)