

# DECISION

Request No.: 21

## Protest and Request for Redress

Event: Waszp Games 2022 Race Number: 9  
Hearing Schedule: 2022-07-15 18:00

### PARTIES AND WITNESSES

Request No.: 21: Waszp - Large Sail 8.2 - Junior - GBR 2301 - Gwen - Eve Kennedy

Waszp - Large Sail 8.2 - Apprentice - FRA 2547 - Waszp EV Cherbourg - Antoine Coadou

### 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

### FACTS FOUND

1. Conditions 12 knots, moderate sea-state.
2. Start of the race 9F.
3. GBR and FRA on starboard tack.
4. FRA was sailing parallel to the starting line, foiling with high-speed overlapped to windward of GBR who was just below the close-hauled course, lowriding and moving slowly.
5. As the boats were converging the distance between FRA and GBR was decreasing.
6. GBR and FRA collided, contact occurred between the rudder foil of FRA and the bow and wand of GBR.
7. GBR's wand broke as a result of the incident.
8. Neither boat took a penalty.
9. GBR RET from race 9F.
10. GBR DNC in race 10F.
11. FRA finished the race 9F.

**Diagram:** Diagram not endorsed

### CONCLUSIONS AND RULES THAT APPLY

**Rules:** RRS 11, 14, 62.1(b)

1. FRA to windward failed to keep clear of GBR to leeward, and broke RRS 11 and 14.
2. It was not reasonably possible for GBR, the right-of-way boat to avoid contact with FRA when it was clear that FRA was not keeping clear. GBR did not break RRS 14.
3. GBR's score in races was made significantly worse through no fault of her own by physical damage because of the action of FRA that was breaking RRS 11 and 14 and was penalized.

### DECISION

Date & Time: 2022-07-15 18:26 CEST

1. The Protest is Upheld. FRA 2547 is DSQ in race F9.
2. Redress is given to GBR 2301. GBR is to be scored in race F9-F10 points equal to the average, rounded to the nearest tenth of a point (0.05 to be rounded upward), of her points in all races sailed in the final series, except races F9-F10, provided at least one race is sailed on 16/7/22. No other boat's score shall change.

**PROTEST COMMITTEE**

**Chaired By:** Nick Devereux (GBR)

**Committee Members:** Will Davies (GBR), Václav Brabec (CZE)