

# DECISION

Request No.: 01

## Protest

Event: 2023 World Cup Series Silvaplana Race Number: 1  
Hearing Schedule: 2023-06-13 15:20

### PARTIES AND WITNESSES

Request No.: 01: WingFoil Racing - Male - GER 11 - Gunnar Biniashch  
WingFoil Racing - Male - GER 25 - Benjamin May

### VALIDITY

**Objection to Jury:** No

**Within Time Limit:** Within Time Limit

**Incident Identified:** Yes

**Proper Hail:** Protest hailed

**Red Flag Displayed:** Not required

**Decision:** Request Valid

### PROCEDURAL MATTERS

### FACTS FOUND

1. Wind was about 15 knots and the water was flat.
2. WingFoil was approaching the finishing line on port, GER 11 to leeward and ahead of GER 25.
3. GER 11 was sailing towards the stern of the finish boat.
4. GER 11 entered the zone of the finishing boat clear ahead of GER 25.
5. GER 25 established an overlap to windward of GER 11 when she was less than 5 meters from the finish boat and out of sight of GER 11.
6. GER 25 sailed on GER 11 and there was contact between the boards.
7. Damage occurred on the board of GER 11.
8. GER 11 bruised his ribs and suffered pain.
9. Neither WingFoil took a penalty.

**Diagram:** Diagram not endorsed

### CONCLUSIONS AND RULES THAT APPLY

**Rules:** 11, 14, 18.2(a)(2)

1. GER 25 to windward failed to keep clear of GER 11 to leeward, and broke RRS 11.
2. GER 25 did not avoid contact when it was reasonably possible, and broke RRS 14.
3. GER 25 the WingFoil that had not reached the zone when GER 11 reached the zone did not give mark-room and broke RRS 18.2(a)(2).
4. It was not reasonably possible for GER 11 to avoid contact; therefore, she did not break RRS 14.

### DECISION

GER 25 is DSQ in race 1.

Date & Time: 2023-06-13 15:54 CEST

### PROTEST COMMITTEE

**Committee Type:** Protest Committee

**Chaired By:** Alina Stratigiou (GRE)

**Committee Members:** Nikolaos Papageorgiou (GRE), Marina Psychogyiou (GRE)