

DECISION

Request No.: 04

Protest

Event: The 17th Yisunsin Cup International Yacht Race Race Number: 8
Hearing Schedule: 2023-11-06

PARTIES AND WITNESSES

Request No.: 04: J/70 - KOR 12 - BLUE MARINE - BO JUNG

J/70 - KOR 13 - TEAM LADIES - EUNJIN KIM

Interpreters: Hong Koo Kang as a jury member

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

1. Blue Marine was represented by Bo Jung.
2. Team Ladies was represented by Eunjin Kim.
3. Kabsoon Kang (Korean NJ), Daeshik Shim (jury observer), and Sungchul Jeong (jury member) attended the hearing as observers.
4. Hong Koo Kang attended the hearing as an interpreter and a jury member.
5. Eunjin Kim, a representative of Team Ladies submitted a picture as evidence that was recorded by a video camera set on her starboard stern.

FACTS FOUND

1. The wind speed was 8 knots and the sea-state was choppy.
2. Team Ladies and Blue Marine were sailing downwind towards the leeward mark to be left to port.
3. When Team Ladies entered the zone on starboard tack, Blue Marine on port tack was one boat length clear astern and one boat length to the left of Team Ladies.
4. When Team Ladies was 1.5 boat lengths from the mark, she bore away to gybe to port to round the mark.
5. Blue Marine sailing faster and established an inside overlap to windward of Team Ladies.
6. One boat length from the mark, Blue Marine bore away sharply to try to pass astern of Team Ladies but contact occurred between Blue Marine's bowsprit and the port quarter of Team Ladies.
7. Blue Marine's bowsprit was broken and she continued to race and finish.
8. Team Ladies took one-turn penalty after rounded leeward mark.

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

Rules: RRS 11, 14, 18.2(b), 18.2(c)(2)

1. Blue Marine clear astern at the time Team Ladies reached the zone was required by RRS 18.2(b) to give Team Ladies mark-room. Once Blue Marine became overlapped inside of Team Ladies, she did not give Team Ladies room to sail her proper course while they remained overlapped, and broke RRS 18.2(b) and 18.2(c)(2).
2. Blue Marine to windward failed to keep clear of Team Ladies to leeward and broke RRS 11.
3. Blue Marine did not avoid contact when it was reasonably possible and broke RRS 14.
4. It was not reasonably possible for Team Ladies the boat sailing within the mark-room to which she was entitled to avoid contact with Blue Marine when it was clear that Blue Marine was not keeping clear and giving mark-room. Team Ladies did not break RRS 14.

DECISION

Date & Time: 2023-11-05 13:50 KST

Blue Marine is DSQ in race 8.

PROTEST COMMITTEE

Committee Type International Jury

Chaired By:

Committee Members: Xinzu Gu (CHN), Hong Koo Kang (KOR), Katsumi Shibamura (JPN), Jerrold Ng (SGP)

Printed: 30 Dec 14:08