

DECISION

Request for Redress by RC

Request No.: 03

Heard Jointly With Number(s): 02

Event: Airlie Beach Race Week 2023 Race Number: 2
Hearing Schedule: 2023-08-13 18:00

PARTIES AND WITNESSES

Request No.: 03: Race Committee

Multihull Racing Div 1 - 125 - Bare Necessities - Peter Bradford

Multihull Racing Div 1 - V1 - Charleston - George Owen

Multihull Racing Div 1 - 151 - Endorfin - John Dowling

Multihull Racing Div 1 - 1313 - Evil Gnome - Clive Kennedy

Multihull Racing Div 1 - W27 - Fangarang - Haydon Turnbull

Multihull Racing Div 1 - 111 - F-One-Eleven - Tony Murray

Multihull Racing Div 1 - 271 - Full Bore - Peter Hackett

Multihull Racing Div 1 - G075 - G'nome - Terry Archer

Multihull Racing Div 1 - 10 - Pocahontas - Tony Richardson

Multihull Racing Div 1 - M3600 - The Stig - Terry O'Brien

Request No.: 02: Multihull Racing Div 1 - M3600 - The Stig - Terry O'Brien

Multihull Racing Div 1 - 1313 - Evil Gnome - Clive Kennedy

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Multihull Racing Div 1 - 271 - Full Bore - Peter Hackett

Multihull Racing Div 1 - 10 - Pocahontas - Tony Richardson

VALIDITY

Objection to Jury: No

Within Time Limit: Within Time Limit

Incident Identified: Yes

Proper Hail: Hail not required

Red Flag Displayed: Not required

Decision: Request Valid

PROCEDURAL MATTERS

Present at hearing:

Terry O'Brien - The Stig

Peter Bradford - Bare Necessities

Hayden Turnbull - Fangarang

Terry Archer - G'Nome

FACTS FOUND

1. On 10/08/2023 at registration there were numerous conversations about the Division breakup of the Multihull Class, with multiple boats believing they had been registered in Multihull Division 2.

2. There were not enough backstay Division Flags for all boats in the Multihull divisions.
3. At some point the Race Committee changed the allocation of boats to Divisions in the Multihull Class.
4. On pm 10/08/2023 the Race Committee sent a text message to ABRW boats advising they should check division lists as "Some boats have been moved within divisions."
5. The text message did not specifically refer to changes made in the Multihull Class.
6. The above boats had been moved from Multihull Division 2 to Division 1.
7. Online regatta management data downloaded on 11/08/2023 showed the above boats listed as Multihull Racing Division 2.
8. On 11/08/2023 Multihull Divisions 1 and 2 sailed the same course.
9. On 12/08/2023 Multihull Divisions 1 and 2 had a combined start but sailed different courses.
10. The course for Multihull Division 1 was Course 26, M3600 sailed that course.
11. All other boats allocated to Multihull Division 1 sailed Course 27 the course designated for Multihull Division 2.
12. M3600 protested the above boats for not sailing Course 26, the designated course for Multihull Division 1.
13. There was ambiguous communication by the Race Committee at Registration and by Text Notice about what class boats were allocated to and subsequently what course they were to sail on 12/08/2023.

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

Rules: 28; 62; 64.3; A9

1. M3600 sailed the designated course for Multihull Division 1, RRS 28.
2. All boats except for M3600 score in Race 2 has been made significantly worse by not sailing the course, RRS 62.1.
3. All boats except for M3600 sailed Course 27 through no fault of their own believing they were entered Multihull Racing Division 2, RRS 62.1.
4. There was an omission by the Race Committee in their ambiguous communication of the division changes, RRS 62.1(a).

DECISION

Date & Time: 2023-08-13 18:30 AEST

1. Redress granted.
2. M3600 is to be scored points equal to first place in OMR and PHS in Race 2 for Multihull Division 1.
3. All other boats are to be scored points equal to second place onwards in Race 2 for Multihull Division 1.
4. Scores to be the order of their corrected finish for OMR and PHS in Race 2 of Multihull Division 2.

PROTEST COMMITTEE

Committee Type: National Jury

Chaired By: Mark Gallagher (AUS)

Committee Members: Stephen Merrington (AUS), Steve Hatch (AUS)