

# DECISION

Protest by PC

Request No.: 05

Event: Rooster-Monautix Europa Cup 2021 Race Number: 5, 6  
Hearing Schedule: 2021-09-25 15:10

## PARTIES AND WITNESSES

Request No.: 05: Protest Committee

ILCA 4 - U16 - SLO 214148 - GAJZER Tim

ILCA 4 - HUN 8 - FARKAS Marcell

ILCA 7 - HUN 111111 - RIGÓ Ákos

ILCA 7 - HUN 1 - SVASTITS Attila

ILCA 7 - HUN 189477 - NOVAK David

ILCA 4 - U16 - HUN 21310 - NEGRO Emese

ILCA 6 - AUS 204568 - THOMSON Zoe

ILCA 6 - U17 - HUN 21155 - MEZEY Zalán

## 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

HUN 8 - FARKAS Marcell and HUN 111111 - RIGÓ Ákos not present; hearing continued under RRS 63.3(b).  
ILCA 7 - HUN 189477 - NOVAK David arrived while the representative of the protestor was giving evidence and was allowed to join the hearing. There was no good reason for the delay. The chairman of the panel gave a summary of the case and the hearing continued.

## FACTS FOUND

In races 5 and 6, the races of Saturday 25 September,

1. ILCA 4 GAJZER Tim was sailing with sail number 2148, as some digits of the number fell off in strong wind the previous day of racing which ended at approx. 17:30.
2. ILCA 4 FARKAS Marcell was sailing with sail number 8.
3. ILCA 7 RIGÓ Ákos was sailing with sail number 111111 only on one side of the sail.
4. ILCA 7 SVASTITS Attila was sailing with sail number 1.
5. ILCA 7 NOVAK David was sailing without sail number.
6. ILCA 4 NEGRO Emese was sailing with sail number 21310.
7. ILCA 6 THOMSON Zoe was sailing with sail number 8, after having previously filed a sail substitution request. The request was conditionally approved by the Technical Committee, stating that the new number needs to comply with the class rules, but this information did not appear in the summary of decisions concerning equipment change requests.
8. ILCA 6 MEZEY Zalán was sailing with sail number 21155.

**Diagram:** Diagram not endorsed

## CONCLUSIONS AND RULES THAT APPLY

**Rules:** ILCA class rule 4

By sailing without sail numbers, or with sail numbers that are not positioned on both sides of the sail or with

sail numbers that do not correspond to a hull number, the protested boats broke ILCA class rule 4.

**DECISION**

**Date & Time:** 2021-09-25 16:25 CEST

1. In line with rule SI 15.2(d), using the DP guide, a starting discretionary penalty of 5% was decided.
2. For ILCA 4 - SLO 214148 and ILCA 6 - AUS 204568 the penalty was decreased as there was a reasonable justification for the breach.
3. For ILCA 4 - HUN 8, ILCA 7 - HUN 111111, ILCA 7 - HUN 1, ILCA 7 - HUN 189477, ILCA 4 - HUN 21310 and ILCA 6 - HUN 21155 there were no circumstances to justify decreasing or increasing the penalty.
4. A discretionary penalty of 5% (calculated to the nearest point, 0.5 to be rounded upward) is applied to the scores of ILCA 4 - HUN 8, ILCA 7 - HUN 111111, ILCA 7 - HUN 1, ILCA 7 - HUN 189477, ILCA 4 - HUN 21310 and ILCA 6 - HUN 21155 in races 5 and 6.
5. A discretionary penalty of 0% is applied to the scores of ILCA 4 - SLO 214148 and ILCA 6 - AUS 204568 in races 5 and 6.

**PROTEST COMMITTEE**

**Chaired By:**

**Committee Members:**

**Printed:** 26 Sep 13:50