

DECISION

Request No.: 01

Request for Redress by PC

Event: IMA Maxi European Championship Race Number: 1
Hearing Schedule: 2023-05-15

PARTIES AND WITNESSES

Request No.: 01: Protest Committee

MAXI - GBR 25555 - SHOCKWAVE PROSECCO DOC - CLAUDIO DEMARTIS

Witnesses: Paolo Piccione (navigator of GBR 25555 - SHOCKWAVE, attended the hearing as a witness for GBR 25555 - SHOCKWAVE.

VALIDITY

Objection to Jury: No

Within Time Limit: N/A

Incident Identified: Yes

Proper Hail: Hail not required

Red Flag Displayed: Not required

Decision: Request Valid

PROCEDURAL MATTERS

1. The international jury received information that GBR 25555 - SHOCKWAVE gave help to AUS 10 - ARCA who was in distress and decided to call a hearing to consider redress under RRS 60.3(d).
2. The panel of the international jury was composed in accordance with RRS N1.4(b).
3. GBR 25555 - SHOCKWAVE was represented by Riccardo Bonetti, skipper and general manager of the boat.
4. Paolo Piccione, navigator of GBR 25555 - SHOCKWAVE, attended the hearing as a witness for GBR 25555 - SHOCKWAVE.
5. Paolo Piccione presented GPS tracking evidence.
6. GBR 25555 - SHOCKWAVE provided a document via e-mail to the organizing authority, with a full description of the incident.

FACTS FOUND

1. Approximately around 23:10 on the 12th of May, during the offshore race of the Tre Golfi, AUS 10 - ARCA transmitted a MAYDAY signal on the VHF.
2. At that time, GBR 25555 - SHOCKWAVE was sailing towards Ponza island at around 11 knots of speed. The wind conditions were approximately 12 knots from 130 to 140 degrees.
3. GBR 25555 - SHOCKWAVE lowered the sails immediately and tried to reach AUS 10 - ARCA.
4. Around 23:20, GBR 25555 was almost stationary in close proximity of AUS 10 - ARCA with her engine switched on.
5. GBR 25555 - SHOCKWAVE established a VHF communication on channel 16 with AUS 10 - ARCA, to ascertain the type of emergency. Parallel to the VHF communication with AUS 10 - ARCA, GBR 25555 - SHOCKWAVE responded to a radio call from the Ponza maritime authorities.
6. GBR 25555 - SHOCKWAVE launched a line to AUS 10 - ARCA and towed them, trying to keep them head to wind.
7. The coast guard arrived on the scene and ordered GBR 25555 - SHOCKWAVE to remain in close proximity for evidence until further notice.
8. The coast guard gave authorization to GBR 25555 - SHOCKWAVE to leave approximately at 00:35 on the 13th of May.
9. Around 00:37, GBR 25555 - SHOCKWAVE was approximately 0.3 nautical miles to windward of the point where she initially dropped the sails to assist AUS 10 - ARCA.
10. At that time, the wind conditions were around 5 knots from 070 degrees. GBR 25555 was sailing at a speed of 4.7 knots.
11. At the time GBR 25555 - SHOCKWAVE started the assistance operation, she was ahead of VESPER at a close distance. GBR 25555 - SHOCKWAVE finished the race 2 hours 5 minutes and 27 seconds after VESPER.
12. GBR 25555 finished the race at 11:41:34 on the 13th of May and was scored in 24th place with a corrected time of 31:29:14.

13. The scores were calculated using the "Time on Time" method.

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

Rules: RRS 1.1, 42.3(g), 60.3(d), 62.1(c), N1.4(b), IMA European Championship NoR 8.3(a)

1. By switching on the engine to help another vessel in danger, GBR 25555 - SHOCKWAVE complied with the requirements of RRS 42.3(g).
2. GBR 25555 - SHOCKWAVE place in Race 1 of the IMA European Championship was made significantly worse through no fault of her own by giving help in compliance with RRS 1.1 to someone else than herself or the crew. Therefore, the requirements for redress in RRS 62.1(c) are met.

DECISION

Date & Time: 2023-05-14 16:57 CEST

1. Redress is given to GBR 25555 -SHOCKWAVE.
2. GBR 25555 - SHOCKWAVE is to be scored in the IMA European Championship Race 1, with an elapsed time of 16 hours 36 minutes and 34 seconds, provided that GBR 25555 completes two more races in accordance with NoR 8.3(a).

PROTEST COMMITTEE

Committee Type: International Jury

Chaired By: Timo Haß (GER)

Committee Members: Stavros Kouris (GRE), Marco Flavio Tosello (ITA)

Printed: 15 May 13:00