

DECISION

Request No.: 07

Protest

Event: 2023 Star World Championship Race Number: 3
Hearing Schedule: 2023-09-23 20:10

PARTIES AND WITNESSES

Request No.: 07: 8455

8572

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

- Hearing No. 7 was initially heard together with hearing No. 8 in accordance with RRS 63.2 since both hearings arose from the same incident.
- During the validity check, the request of a hearing No. 8 was found invalid, because DEN 8572 did not inform the protestee as required by RRS 61.1(a). The hearing continued only with case No. 7
- Ante Razmilovic, the helm of GBR 8443 attended the hearing as a witness for BEL 8455.

FACTS FOUND

1. Wind 15 kts, wave 1.5 mt. Race 3 at the gate.
2. BEL 8455 was sailing downwind on port tack at 3 lengths from mark 3p.
3. When DEN 8572 entered the zone of mark 3p she was sailing downwind on port tack, 2 boat lengths clear astern of BEL 8455.
4. When BEL 8455 was at the mark 3p, she luffed to round it. DEN 8572 kept her course pointing the mark 3p.
5. There was a contact between the bow of DEN 8572 and the port aft side of BEL 8455's hull.
6. The contact caused a crack of approximately 30cm on the port aft side of BEL 8455's hull.
7. No boat took a penalty. Both boats finished the race.

Diagram: No Diagram Needed

CONCLUSIONS AND RULES THAT APPLY

Rules: RRS 11, 14, 18.2(b).

1. DEN 8572 to windward failed to keep clear of BEL 8455 to leeward, and broke RRS 11.
2. DEN 8572, clear astern at the time BEL 8455 reached the zone, failed to give BEL 8455 mark-room, and broke RRS 18.2(b).
3. DEN 8572 did not avoid contact when it was reasonably possible, and broke RRS 14.
4. It was not reasonably possible for BEL 8455 the right-of-way boat and the boat sailing within the mark-room to which she was entitled to avoid contact with DEN 8572 when it was clear that DEN 8572 was not keeping clear and giving mark-room. BEL 8455 did not break RRS 14.

DECISION

DEN 8572 is DSQ in race 3.

Date & Time: 2023-09-23 21:00 CEST

PROTEST COMMITTEE**Committee Type** International Jury**Chaired By:** Ewa Szyfter (POL)**Committee Members:** Luigi Bertini (ITA), Andrus Poksi (EST), Hans Vengberg (DEN), Antonio Rutoli (ITA)