

DECISION

Request No.: 01

Protest

Event: 16th Yisunsin Cup International Yacht Race Race Number: 4
Hearing Schedule: 2022-11-05

PARTIES AND WITNESSES

Request No.: 01: J70 - 11 - KSA-UMT - KU ANAS KU ZAMIL

J70 - 17 - TEAM ZHIK - CHANGHO SIN

Witnesses: -

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

Umpired Fleet Racing applies. Umpires had not seen the incident but heard Protest been shouted and saw a red flag from Boat 11. Umpires gave a Yellow Flag. Protestor (Boat 11) informed Race committee at the Finishing mark. Boat 11 provided the video which had the incident and viewed several times. Mina Rhee (crew of bow No.2) attended the hearing as an observer.

FACTS FOUND

1. Boat 17 and Boat 11 were approaching the leeward mark and they were on starboard tack.
2. Boat 17 was clear ahead of Boat 11 when they entered the zone.
3. Less than one boat length from the leeward mark, Boat 11 established an inside overlapped with Boat 17 and she rounded leeward between Boat 17 and leeward mark.
4. Boat 11 gybed to port and rounded the leeward mark ahead of Boat 17 and contact occurred between 11's stern line and 17's bow sprit.
5. There was no damage nor injury and no boat took an applicable penalty turn.

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

Rules: 12,14,18.2(b),18.2(c)(1),43.1(c)

1. Boat 11 clear astern at the time Boat 17 reached the zone was required by RRS 18.2(b) to give Boat 17 mark-room. Boat 11 did not continue to do so a new overlap began, and broke RRS 18.2(b) and 18.2(c)(1).
2. It was not reasonably possible for Boat 11 the right-of-way boat to avoid contact with Boat 17 when it was clear that Boat 17 was not keeping clear. Boat 11 did not break RRS 14.
3. Boat 17 clear astern failed to keep clear of Boat 11 clear ahead, and broke RRS 12. Since Boat 17 broke RRS 12 while she was sailing within the mark-room to which she was entitled, she is exonerated under RRS 43.1(b) for this breach.
4. Boat 17 the boat sailing within the mark-room to which she was entitled did not act to avoid contact when it became clear that Boat 11 was not giving mark-room. Boat 17 broke Rule 14.
5. Since Boat 17 was sailing within the mark-room to which she was entitled and the contact did not cause damage nor injury, she is exonerated under RRS 43.1(c) for breaking RRS 14.

DECISION

Boat 11 is DSQ for Race 4

Date & Time: 2022-11-05 16:12 KST

PROTEST COMMITTEE

Chaired By: Boguslaw Moczorodynski (POL)

Committee Members: Eun seok Jeon (KOR), Sungchul Jeong (KOR), Wee Tee Teo (SGP), Hankyun Kim (KOR, NJ)