

DECISION

Protest by PC

Request No.: 19

Heard Jointly With Number(s): 22

Event: Junior World Championships-49er,49erFX and Nacra 17 Race Number: Gold 1
Hearing Schedule: 2022-08-06 18:30

PARTIES AND WITNESSES

Request No.: 19: Protest Committee

49er - SUI 129 - Bucher + Walt, Gloryfy, Robline, VisuellOptic, Sporthilfe - Joshua Richner

Request No.: 22: Protest Committee

Support Person - Riccardo Giuliano (SUI coach)

49er - Gold - SUI 129 - Bucher + Walt, Gloryfy, Robline, VisuellOptic, Sporthilfe - Joshua Richner

VALIDITY

Objection to Jury: No

Within Time Limit: Within Time Limit

Incident Identified: Yes

Proper Hail: N/A

Red Flag Displayed: N/A

Decision: Request Valid

PROCEDURAL MATTERS

1. Hearing number 19 was heard together with Hearing number 22 in accordance with RRS 63.2 since both hearings arose from the same incident.
2. Adrian Bauder (panel member) declared at the beginning of the hearing that he is a member of the same sailing club as SUI 129.
3. Both parties consented to the members of the panel.

FACTS FOUND

1. Wind speed: 15 knots
2. Before the start of race F1, the spinnaker of SUI 129 was broken.
3. SUI 129 tried to fix her spinnaker.
4. SUI coach came alongside SUI 129 to help them and assist in case one of the crew member fell in the water.
5. The crew of SUI 129 sat on SUI coach rib to hold the boat.
6. The life jacket of SUI coach got stuck while trying to fix the spinnaker.
7. SUI coach removed his life jacket as he was afraid it would inflate.
8. Just before the preparatory signal of race F1, the crew of SUI 129 jumped back to his boat and SUI 129 started to move away from her coach boat.
9. At the preparatory signal of race F1, SUI 129 was less than 1 boat width from her coach boat.

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

Rules: RRS 41; Support Vessel Regulations

1. SUI 129, while racing, did not receive help from an outside source.
2. By being positioned closer than 100 meters of any boat racing and not wearing a life jacket in winds of over 10 knots, SUI coach broke the Support Vessel Regulations.
3. Using the Discretionary Penalty Guide a starting penalty for Riccardo Giuliano of level 2 was decided. There were circumstances to justify decreasing the penalty.

DECISION

Date & Time: 2022-08-06 19:27 CEST

The protest against SUI 129 is dismissed.

On 7 August, Riccardo Giuliano has to stay more than 100 meters to leeward of the starting line, from the first warning signal of the first race of the day for 49er Gold, until this race is completed, except in case of rescue operations.

SUI 129 is warned that a further breach by support person Riccardo Giulliano may result in a penalty being imposed on the boat.

PROTEST COMMITTEE

Chaired By: Václav Brabec (CZE)

Committee Members: Yoann Peronneau (FRA), Adrian Bauder (SUI), Piero Occhetto (ITA), Ambrogio Giuseppe (ITA)

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