

DECISION

Request No.: 14

Protest

Event: 49er, 49erFX and Nacra17 European Championships 2021 Race Number: 11
Hearing Schedule: 2021-09-17

PARTIES AND WITNESSES

Request No.: 14: 49er - MLT 118 - Richard SCHULTHEIS - Richard Schultheis
Race Committee

Witnesses: GER 115, GER 369, GBR 177, GBR 292

VALIDITY

Objection to Jury: No

Within Time Limit: Beyond Time Limit

Incident Identified: Yes

Proper Hail: Hail not required

Red Flag Displayed: N/A

Decision: Request Invalid

PROCEDURAL MATTERS

FACTS FOUND

1. The protest time limit on September 17 for the 49er Silver fleet was 17:12.
2. MLT 118 submitted her request at 17:12.
3. The event is using an online system to lodge the hearing requests.
4. When MLT 118 submitted her request, the submit button faded and nothing more happened. MLT 118 was not sure whether her request had been received.
5. The request was not received.
6. SI 18.3 states that "Notices will be posted no later than 30 minutes after the protest time limit to inform competitors of hearings in which they are parties or named as witnesses".
7. MLT 118 did not make any enquiry at the race office when the schedule with her request was not posted as per SI 18.3.
8. No notices were posted until a protest from another class was received at 19:17.
9. MLT 118 then realized that her request had not been received.
10. MLT 118 lodged a new request on September 17 at 19:56.

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

Rules: RRS 61.3

1. MLT 118 failed to deliver the protest within the protest time limit, as required by RRS 61.3.
2. There is no good reason for the protest committee to extend the time.

DECISION

Date & Time: 2021-09-17 20:43 EEST

The request is invalid.

PROTEST COMMITTEE

Chaired By: Jon Napier (GBR)

Committee Members: Yannis Kleidonas (GRE), Yoann Peronneau (FRA), Ilca Heinrich (GER), Nikoletta Deligianni (GRE)