

# DECISION

Request No.: 06

## Protest

Event: Ilca Youth Easter Meeting Race Number: Start 4  
Hearing Schedule: 2024-03-29 17:20

### PARTIES AND WITNESSES

Request No.: 06: ILCA 4 - u18M - SUI 223227 - Louis Duboulet

ILCA 4 - u16M - ITA 220998 - Tommaso Netti

### VALIDITY

**Objection to Jury:** No

**Within Time Limit:** Within Time Limit

**Incident Identified:** Yes

**Proper Hail:** Protest hailed

**Red Flag Displayed:** Not required

**Decision:** Request Valid

### PROCEDURAL MATTERS

COMBY ALINE, tutor of SUI 223227 at the event, and GIUSEPPE ALFIERI, a sailor, attended the hearing as an observer.

### FACTS FOUND

1. The incident occurred 3 minutes before the start of race 4 for the ILCA 4 yellow fleet.
2. Flat water and wind speed was 5 knots.
3. SUI 223227 was on starboard tack and she was sitting stationary.
4. ITA 220998 was on port tack and she was reaching parallel with the starting line on the collision course with SUI 223227.
5. When ITA 220998 was approximately 1.5 meters from SUI 223227, ITA 220998 luffed, passed head to wind, and before being on a close-hauled course a contact occurred between ITA 220998's bow and SUI 223227's stern.
6. SUI 223227 suffered a little crack at the stern (scratch in the gelcoat).
7. No water was leaking into the hull of SUI 223227.
8. No boat took a penalty turn.
9. 5 minutes after the start, race 4 was abandoned for the ILCA 4 yellow fleet.

**Diagram:** Diagram not endorsed

### CONCLUSIONS AND RULES THAT APPLY

**Rules:** RRS 13, 14, 36(b), 64.2(b).

1. After passing head to wind and before being on a close-hauled course, ITA 220998 failed to keep clear of SUI 223227. ITA 220998 broke RRS 13.
2. ITA 220998 did not avoid contact when it was reasonably possible, and broke RRS 14.
3. It was not reasonably possible for SUI 223227, the right-of-way boat to avoid contact with ITA 220998 when it was clear that ITA 220998 was not keeping clear. SUI 223227 did not break RRS 14.
4. Since the race will be resailed, and ITA 220998 had caused neither injury nor serious damage, she shall not be penalized as per RRS 36(b).

### DECISION

**Date & Time:** 2024-03-29 18:11 CET

The protest is upheld. Since the provision of RRS 36(b) applies, no penalty is imposed on ITA 220998 under RRS 64.2(b).

### PROTEST COMMITTEE

**Committee Type:** Protest Committee

**Chaired By:** Jean-Luc Michon (FRA)

**Committee Members:** Giorgio Bolla (ITA), Enrico Milano (ITA)

