

DECISION

Protest

Request No.: 06

Heard Jointly With Number(s): 08

Event: YAI 3rd Secunderabad Club Youth Regatta Race Number: 5
Hearing Schedule: 2023-07-14 16:30

PARTIES AND WITNESSES

Request No.: 06: 420 - MIXED - IND 55479 - 55479 - ALEKHYA COONDOO

420 - MIXED - IND 10234 - 57049 - NAINCY RAI

Request No.: 08: 420 - MIXED - IND 10234 - 57049 - NAINCY RAI

420 - MIXED - IND 55479 - 55479 - ALEKHYA COONDOO

Witnesses: Jury Witness: Ms Ananya Siwatch, NJ; Witness for 55479: Sail No. 1, Chunnu; 55426, Ms Rawali Padadali; Common Witness for both protestor & protestee

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

1. Hearing No. 6 was heard together with Hearing No. 8 in accordance with RRS 63.2 since both hearings arose from the same incident.
2. Jury member Ananya Siwatch, NJ, had witnessed the entire sequence of incidents from the Jury Boat as required under Appendix P, and informed both the parties her role as PC witness.
3. Mr. Vikrant & Mr. Ashwini attended the hearing as observers.

FACTS FOUND

1. Sail Nos. 55479, 10234, 1 & 55426 were sailing on dead run towards Gate Mark 4P in about 7 Knot winds.
2. When about 7-8 boat lengths, from the mark 4P, 10234 & 55426 were overlapped with 55479 being inside boat.
3. Sail no. 1 was about 17-20 boat lengths behind the boat 10234.
4. Soon thereafter, 10234 luffed to broad reach, and sailed under stern of both 55479 & 55426 to their port side.
5. 10234 then started sailing on run astern and to port side of 55479.
6. 55479 used to become slightly overlapped to windward and inside of 55479 when pushed by wave, and fall back again to clear astern position suddenly.
7. When 55426, outside overlapped boat entered zone of mark 4P, 55479 was overlapped inside by about half a boat length. But 10234 was clear astern of both 55479 & 55426, and to port of both the boats.
8. As both 55426 & 55479 bore away in the process of rounding the mark, 10234 instantly became overlapped to both these boats on inside with change of their bearing..
9. 10234, sailing direct shorter distance, established inside overlap from clear astern to windward and inside of 55479 when about 2 boat lengths from the mark.
10. 55479 rounded the mark close to it, leaving no mark-room for 10234.
11. With no room available to round the mark, 10234 bore away to starboard, and her bow hit port corner of stern of 55479.
12. Subsequently all three boats rounded the mark 4P, and sailed on to finish the race in close vicinity of each other.
13. There was no damage or injury, and no boat took any penalty.

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

Rules: 12, 14, 18.2 (b).

1. 10234 clear astern failed to keep clear of 55479 clear ahead, and broke RRS 12.
2. 10234, clear astern at the time 55479 reached the zone, failed to give 55479 mark-room, and broke RRS 18.2(b).
3. 10234 did not avoid contact when it was reasonably possible, and broke RRS 14.

4. It was not reasonably possible for 55479, the boat sailing within the mark-room to which she was entitled to avoid contact with 10234 when it was clear that 10234 was not giving mark-room. 55479 did not break RRS 14.

5. The Panel excluded evidence of Sail no. 1 as irrelevant since he was nearly 20 boat lengths behind the boats party to the incidence under RRS 63.6(a) & (d).

DECISION

Date & Time: 2023-07-14 19:21 IST

10234 is DSQ in Race no 5.

PROTEST COMMITTEE

Committee Type Protest Committee

Chaired By: Purnima Tiwari (IND)

Committee Members: Deepak Singh Dikhit (IND), Ananya Siwatch (IND), Tribhuvan Jaiswal (IND), Meghna Pradipak (IND)

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