

DECISION

Request No.: 02

Request for Redress

Event: RS Aero World Championship Race Number: 3
Hearing Schedule: 2023-07-26

PARTIES AND WITNESSES

Request No.: 02: 7 - 1230 - Michael Sealey

9 - 4472 - Dan Falk

VALIDITY

Objection to Jury: No

Within Time Limit: Within Time Limit

Incident Identified: Yes

Proper Hail: Protest hailed

Red Flag Displayed: No

Decision: Request Valid

PROCEDURAL MATTERS

FACTS FOUND

1. In race 3 there was an incident between USA 1230 (fleet RS Aero 7) and USA 4472 (fleet RS Aero 9) about a rule of Part 2 of the RRS.
2. USA 1230 reported damage and was not able to finish the race as a result of the damage sustained.
3. Immediately after the incident USA 4472 took a penalty by retiring from race 3.
4. USA 1230 was scored in race 1 position 30, in race 2 position 34, in race 3 RET.

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

Rules: 62.1.

The score of USA 1230 was made significantly worse through no fault of her by an action of a boat that was breaking a rule of Part 2 that took an appropriate penalty therefore USA 1230 is entitled to redress in accordance with RRS 62.1.

DECISION

Date & Time: 2023-07-26 18:00 CEST

1. USA 1230 is awarded redress based on the average scores achieved in race 1 and race 2 (races sailed in similar weather conditions as race 3).
2. USA 1230 shall be scored 32 in race 3.
3. The score of other boats in the fleet shall not be changed in race 3.
4. Score of USA 1230 in race 3 has to be changed from RET to DNF.

PROTEST COMMITTEE

Committee Type: Protest Committee

Chaired By: Marco Sarcoli (ITA)

Committee Members: Marco Giampà (ITA), Sian Reynolds (GBR), Franco Pagliarani (ITA)