

# DECISION

Request No.: 03

## Protest

Event: International Finn Cup Race Number: Hun21  
Hearing Schedule: 2022-10-09 12:00

### PARTIES AND WITNESSES

Request No.: 03: Finn - Hun21 - Sebestyen Bonifac

Finn - Sui63

### 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

SUI 63 did not come to the hearing, the hearing proceeded in accordance with RRS 63.3(b).

SUI 63 came and was admitted when the protest committee gave the decision.

### FACTS FOUND

1. Race 6, leg 3, first downwind, about 15 knots, waves of 50cm.
2. HUN 21 rounded gate mark 4s on starboard, then sailed on for 2 boat lengths on close haul on starboard
3. HUN 21 tacked and was then on close haul on port tack.
4. SUI 63 was sailing straight downwind on port towards the gate mark 4s
5. When SUI 63 was 1 boat length to windward of HUN 21 SUI 63 abruptly bore away and was then sailing by the lee on a collision course with HUN 21
6. There was a contact between the boom of SUI 63 and the main of of HUN that was then ripped by about one meter
7. Hadn't SUI 63 bore away HUN 21 would have crossed one boat length to windward of SUI 63

**Diagram:** No Diagram Needed

### CONCLUSIONS AND RULES THAT APPLY

**Rules:** 11, 14

1. SUI 63 to windward failed to keep clear of HUN 21 to leeward, and broke RRS 11.
2. SUI 63 did not avoid contact when it was reasonably possible, and broke RRS 14.
3. It was not reasonably possible for HUN 21 the right-of-way boat to avoid contact with SUI 63 when it was clear that SUI 63 was not keeping clear. HUN 21 did not break RRS 14.

### DECISION

SUI 63 is DSQ in race 6

**Date & Time:** 2022-10-09 12:40 CEST

### PROTEST COMMITTEE

**Chaired By:** Antonio Rutoli (ITA)

**Committee Members:** Claudio Uras (ITA), Elisa D'Ippolito (ITA), Federico Osti (ITA)