

# Hearing Decision



## 2023 ILCA 4 Youth European Championships & Open European Trophy

<b>Case Number</b>	<b>With Case</b>	<b>Race Number</b>	<b>Hearing Status</b>
5		3	Closed

### Type of Hearing

Protest - an allegation that one or more boats broke a rule

<b>Valid</b>	<b>Date of Race</b>	<b>Received Time</b>
yes	19/04	15:11:41

### PARTIES

Class/Fleet	Fleet	Boat or Committee or Person	Represented By/Not Present
ILCA 4 GIRLS	White	GRE-213225	Danai MICHALAINA
ILCA 4 GIRLS	White	POR-188089	Mafalda TEIXEIRA

### Witnesses

Name	Boat - Committee - Role
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### Case Summary:

### Procedural Matters:

### Facts Found:

- 1- At the upwind leg, wind speed 20/25 knots, small choppy waves.
- 2 - GRE213225 and POR188089 on port tack overlapped, POR188089 on leeward less than 50cm from GRE213225.
- 3 - GRE221105 on starboard in a converging course with POR188089.
- 4 - POR188089 hailed room to tack about half a boat length from the starboard boat
- 5- Few seconds later POR188089 luffed to tack and GRE213225 immediately responded.
- 7 - Contact immediately occurred between bow of POR188089 and starboard side of GRE213225 hull (1 meter length separation of the edge of the deck) resulting the damage to GRE213225.
- 8 - Neither boat took a penalty.

### Conclusion & Rules:

POR188089 failed to give GRE213225 time to respond after she hailed for room to tack, and broke RRS 20.2(a).

GRE213225 to windward failed to keep clear of POR188089 to leeward, and broke RRS 11. Since GRE213225 was compelled to break RRS 11 as a consequence of POR188089 breaking RRS 20.2a) , she is exonerated under RRS 43.1(a) for this breach.

POR188089, the right-of-way boat did not act to avoid contact with GRE213225 when it was reasonably possible. POR188089 broke RRS 14.

It was not reasonably possible for GRE the boat sailing within the room to which she was entitled to avoid contact with POR188089 when it was clear that POR188089 was not giving room. GRE did not break RRS 14.

**Decision:**

POR 188089 is DSQ in Race 3

**Short Decision:**

POR 188089 is DSQ in Race 3

**Decision Date**

19/04

**Decision Time**

17:00:40

**Panel Chair**

Didier GREZE

**Panel Members**

Zlatko Jakelic, Tonny Jensen, Boguslaw Moczorodynski, Maria Ramires