

Hearing Decision



2023 ILCA 4 Youth European Championships & Open European Trophy

Case Number	With Case	Race Number	Hearing Status
7	9	3	Closed

Type of Hearing

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

Request for redress

Valid	Date of Race	Received Time
yes	19/04	15:37:26

PARTIES

Class/Fleet	Fleet	Boat or Committee or Person	Represented By/Not Present
ILCA 4 BOYS	White	ESP-213379	Guillermo LEÓN FORCA
ILCA 4 BOYS	White	SUI-220126	Piero TESEI

Witnesses

Name	Boat - Committee - Role
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Case Summary:

Procedural Matters:

Facts Found:

1. Near mark 4S (inner loop), strong winds
2. ESP-213379 and SUI both sailing on starboard tack on the run
3. SUI-220126, the first boat to enter the zone, was clear ahead of ESP-213379.
4. SUI-220126 capsized to leeward of mark 4s.
5. While rounding between the mark and SUI-220126, contact occurred between ESP-213379 port first quarter and SUI-220126 hull.
6. ESP-213379 mainsheet got entangled with SUI-220126 bow and capsized
7. ESP-213379 sail suffered a rib of less than 10cm above its sail numbers and SUI-220126 at his center board a dent of less then 1cm² on the lower tearing edge
8. ESP-213379 retired.
9. SUI-220126 continued racing and finished.

Conclusion & Rules:

- 1. ESP-213379 failed to avoid SUI-220126 who was capsized, even though it was possible. ESP-213379 broke RRS 22.
- 2. ESP-213379 did not avoid contact when it was reasonably possible, and broke RRS 14.
- 3. It was not reasonably possible for SUI-220126 the right-of-way boat to avoid contact with ESP-213379 when it was clear that SUI-220126 was not keeping clear. SUI-220126 did not break RRS 14.
- 4. ESP-213379 place in race 3 was made significantly worse through her own fault. Therefore, the requirements for redress in RRS 62.1 are not met
- 5. SUI-220126 place in race 3 was not made significantly worse by the physical damage. Therefore, the requirements for redress in RRS 62.1 are not met.

Decision:

Protest was upheld. ESP-213379 took an applicable penalty and is not further penalized.
Redress is not given to either ESP-213379 or SUI-220126.

Short Decision:		Decision Date	Decision Time
No further penalty to ESP 213379, redress not given		19/04	17:55
Panel Chair	Panel Members		
Uros Zvan	Gurvinderpal Julka, Pablo Macías, Cristofol Morales, Eurico Teodoro		