

# Hearing Decision



## EurILCA 6 Youth European Championships & Open European Trophy 2022

**Case Number**

38

**With Case**

**Race Number**

9

**Hearing Status**

Closed

### Type of Hearing

Protest - an allegation that one or more boats broke a rule  
Report of Misconduct (RRS 69)

**Valid**

yes

**Date of Race**

07/05

**Received Time**

20:19:49

### PARTIES

| Class/Fleet | Fleet  | Boat or Committee or Person | Represented By/Not Present |
|-------------|--------|-----------------------------|----------------------------|
| ILCA 6 BOYS | Silver | GRE 218122                  | Konstantinos MANGINAS      |
| ILCA 6 BOYS | Silver | ITA 218736                  | Paolo PETTINI BONOMO       |

### Witnesses

| Name | Boat - Committee - Role |
|------|-------------------------|
|------|-------------------------|

### Case Summary:

### Procedural Matters:

ITA 218736 did not come to the hearing, the hearing proceeded in accordance with RRS 63.3(b).  
Due to technical problems the hearing request does not show the incident description

### Facts Found:

1. Less than a minute to the start GRE 218122 sailed in to a gap on the starting line of approx. 2.5m width, with ITA 218736 to windward
2. ITA 218736 and GRE 218122 on starboard tack in a distance of approx 75 cm.
3. 30 seconds before start ITA 218736 sheeted out and her boom touched GRE 218122 helmsmans body at the backside
4. 10 seconds before start ITA 218736 pushed through her sail towards GRE 218122 helmsmans head
5. At the start there was contact between ITA 218736 port gunwhale / stern corner and GRE 218122 starboard gunwhale / stern corner causing damage at GRE 218122

### Conclusion & Rules:

1. ITA 218736 to windward failed to keep clear of GRE 218122 to leeward, and broke RRS 11.
2. ITA 218736 did not avoid contact when it was reasonably possible, and broke RRS 14.
3. It was not reasonably possible for GRE 218122 the right-of-way boat to avoid contact with ITA 218736 when it was clear that ITA 218736 was not keeping clear. GRE 218122 did not break RRS 14.
4. By intentionally pushing the boat GRE 218122, ITA 218736 failed to compete in compliance with the principles of sportsmanship and fair play. ITA 218736 broke RRS 2.

**Decision:**

ITA 218736 is disqualified not excludable in race #9

**Short Decision:**

ITA 218736 is DNE in race #9

**Decision Date**

08/07

**Decision Time**

20.25

**Panel Chair**

Heiko Thölmann

**Panel Members**

Bernadette Delbart, Zlatko Jakelic, Boguslaw Moczorodynski, Ulrich Voglmaier