

Hearing Decision



2023 ILCA 6 Youth European Championships and Open European Trophy

Case Number

11

With Case

Race Number

5

Hearing Status

Closed

Type of Hearing

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

Valid

Date of Race

16/07

Received Time

12:23:09

PARTIES

Class/Fleet	Fleet	Boat or Committee or Person	Represented By/Not Present
ILCA 6 BOYS	Green	ITA 221329	PETTINI BONOMO Paolo
ILCA 6 BOYS	Green	UKR 218839	ANTIPIN Ivan

Witnesses

Name	Boat - Committee - Role
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Case Summary:

Inside boat mark room not given, Rule 18.2(b)

Procedural Matters:

UKR sailor 222721 KARADABZHAK Dmutro act as a translator for UKR 218839.

Jean-Bernard LUTHER the jury member attend the hearing as an observer.

The panel was constituted under rule N1.4(b) and parties informed about.

Facts Found:

1. Weather conditions: 4-5 knots, flat waters, second downwind leg before the finish.
2. At the zone, ITA 221329 was sailing on port tack, UKR 218839 was sailing on starboard tack, overlapped and inside of ITA 221329.
3. While both boats sailed one boat length straight to Mark 3P, UKR 218839 gybed to port and his boom made contact with the mast of ITA 221329. The distance between the mark and UKR 218839 before her gybe was one and half boat length.
4. There was no damage.
5. No boat took a penalty.

Conclusion & Rules:

By pointing straight to the mark before making her gibe, UKR 218839 did not break RRS 18.4.

ITA 221329 outside overlapped at the zone failed to give UKR 218839 mark-room, and broke RRS 18.2(b).

UKR 218839 to windward failed to keep clear of ITA 221329 to leeward, and broke RRS 11.

Since UKR218839 broke a rule of RRS Section A while she was sailing within the mark-room to which she was entitled, she is exonerated under RRS 43.1(b) for this breach.

UKR 218839, the boat sailing within the mark-room to which she was entitled, did not act to avoid contact with ITA 221329 when it was reasonably possible. UKR 218839 broke RRS 14. Since UKR 218839 was sailing within the room to which she was entitled and the contact did not cause damage or injury, she is exonerated under RRS 43.1(c) for breaking RRS 14.

It was not reasonably possible for ITA 221329, the right of way boat, to avoid contact with UKR218839 when it was clear that UKR218839 was not keeping clear. ITA 221329 did not break RRS 14.

Decision:

ITA 221329 is DSQ in race 5.

Short Decision:	Decision Date	Decision Time
ITA 221329 is DSQ in race 5.	17/07	14:15
Panel Chair	Panel Members	
Nicole de By	Chun Qu, Heiko Thoelmann	