

Hearing Decision



2023 ILCA U21 Europeans & Open European Trophy

Case Number	With Case	Race Number	Hearing Status
4	5	6	Closed

Type of Hearing

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

Valid	Date of Race	Received Time
	10/08	16:52:14

PARTIES

Class/Fleet	Fleet	Boat or Committee or Person	Represented By/Not Present
ILCA 6 WOMEN	Yellow	ESP 221160	Marina SERRANO CASTRO
ILCA 6 WOMEN	Yellow	BUL 222314	Alexandra LUKOYANOVA

Witnesses

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

Case Summary:

Protest - port/starboard at mark 1

Procedural Matters:

Hearing 4 was heard together with hearing 5 in accordance with RRS 63.2 since both hearings arose from the same incident.

Coach of SWE, Fredrik Lassenius, attended the hearing as an observer.

The hearing was heard in accordance with RRS N1.4(b), and the parties were properly informed.

Facts Found:

1. ESP, SWE and BUL were sailing within the zone of the first windward mark, with ESP and SWE on starboard and BUL on port on a converging course.
2. ESP was clear ahead of SWE.
3. At a meter from BUL, ESP bore away, but collided with BUL's starboard aft quarter, hooking up her main sheet. BUL maintained her course.
4. ESP spun onto port, while SWE bore away.
5. SWE collided with ESP.
6. There was no damage or injury.
7. No boat took a penalty.

Conclusion & Rules:

1.

BUL on port, failed to keep clear of ESP on starboard breaking RRS 10 and 14.
2.

ESP on port, failed to keep clear of SWE on starboard breaking RRS 10, but she is exonerated according to RRS 43.1 (a) because she was compelled to do so.
3.

For ESP and SWE it was not reasonably possible to avoid the contact and therefore did not break RRS 14.
4.

By knowingly breaking a rule and not taking an appropriate penalty, BUL also broke RRS 2.

Decision:

BUL is DNE from race 6

Short Decision:	Decision Date	Decision Time
BUL is DNE from race 6	11/08	18:23
Panel Chair	Panel Members	
Niclas Fure	Elliot Levy, António Matta	