

Hearing Decision



EurILCA Senior European Championships & Open European Trophy 2022

Case Number	With Case	Race Number	Hearing Status
44		6	Closed

Type of Hearing

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

Valid	Date of Race	Received Time
yes	19/11	16:15:46

PARTIES

Class/Fleet	Fleet	Boat or Committee or Person	Represented By/Not Present
ILCA 7 MEN	Gold	AUS 221719	Luke Elliott
ILCA 7 MEN	Gold	BEL 217953	VAN LAER Wannes

Witnesses

Name	Boat - Committee - Role
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Case Summary:

Boat vs. boat incident at mark 5.

Procedural Matters:

Rafa Trujillo (coach of AUS 221719) attended the hearing as an observer.

AUS 221719 presented tracking evidence during the hearing. The positions in the tracking system are updated up to every 3 seconds throughout the whole fleet.

Facts Found:

1. There was 7-8 knots of wind at the time of the incident.
2. In race 6, AUS 221719 was sailing on port to leeward and clear ahead of BEL 217953, also on port, in the second reach before the finishing leg.
3. BEL 217953, sailing faster than AUS 221719, established a windward overlap with AUS 221719 either just before or just after AUS 221719 entered the zone.
4. AUS 221719 bore away without leaving the zone, slowed down and gave mark-room to other boats.
5. BEL 217953 sailed between the mark and AUS 221719, and a contact with no damage occurred between the starboard side of the hull of BEL 217953 and the port side of the hull of AUS 221719.
6. There were no other boats to leeward of AUS 221719 when she rounded the mark.
7. No penalty was taken.

Conclusion & Rules:

1. BEL 217953 to windward failed to keep clear of AUS 221719 to leeward, and broke RRS 11.

2. Since there was reasonable doubt that BEL 217953 obtained the overlap before AUS 221719 reached the zone, in accordance with RRS 18.2(e) it is presumed that she did not do so.

3. BEL 217953 clear astern at the time AUS 221719 reached the zone failed to give AUS 221719 mark-room, and broke RRS 18.2(b).

4. BEL 217953 did not avoid contact when it was reasonably possible, and broke RRS 14.

5. AUS 221719 the right-of way boat and the boat sailing within the mark-room to which she was entitled did not act to avoid contact with BEL 217953 when it was reasonably possible. AUS broke RRS 14.

6. Since AUS 221719 was right-of way boat and sailing within the mark-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.

Decision:

BEL 217953 is disqualified (DSQ) in race 6.

Short Decision: BEL 217953 DSQ in race 6.	Decision Date 19/11	Decision Time 19:20
Panel Chair Uros Zvan	Panel Members Bence Borocz, Bernadette Delbart, Zlatko Jakelic, Jean-Bernard Luther	