

# Hearing Decision



## 2023 ILCA Senior European Championships & Open European Trophy

**Case Number**

51

**With Case**

**Race Number**

5

**Hearing Status**

Closed

### Type of Hearing

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

**Valid**

yes

**Date of Race**

15/03

**Received Time**

16:03:52

### PARTIES

Class/Fleet	Fleet	Boat or Committee or Person	Represented By/Not Present
ILCA 7	Yellow	SWE 219489	Emil BENGTON
ILCA 7	Yellow	HUN 213119	Jonatan VADNAI

### Witnesses

Name	Boat - Committee - Role
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### Case Summary:

### Procedural Matters:

### Facts Found:

- 1 - In race 5 - ILCA 7 Gold Fleet, the wind speed was 15-20 knots and surfing conditions with 2 meters waves.
- 2 - SWE 219489 was sailing on port tack and HUN 213119 was sailing on starboard tack towards mark 3s, on converging courses.
- 5 - When SWE 219489 entered the zone of mark 3s, she was overlapped inside of HUN 213119.
- 6 - When SWE 219489 was 1.5 boat length from the mark, she gybed on starboard.
- 8 - Contact occurred between the port side of SWE 219489's hull and the starboard aft quarter of HUN 213119's hull, with no damage or injury.
- 9 - No boat took any penalty.

### Conclusion & Rules:

HUN 213119 outside overlapped at the zone failed to give SWE 219489 mark-room, and broke RRS 18.2(b).

SWE 219489 to windward failed to keep clear of HUN 213119 to leeward, and broke RRS 11. Since SWE 219489 broke RRS 11 and 14 while she was sailing within the mark-room to which she was entitled, she is exonerated under RRS 43.1(b) for this breach.

HUN 213119 did not avoid contact when it was reasonably possible, and broke RRS 14

It was not reasonably possible for SWE 219489, the boat sailing within the mark-room to which she was entitled, to avoid contact with HUN 213119 when it was clear that HUN 213119 was not giving mark-room. SWE 219489 did not break RRS 14.

**Decision:**

HUN 213119 is DSQ in Race 5

<b>Short Decision:</b>	<b>Decision Date</b>	<b>Decision Time</b>
HUN 213119 is DSQ in Race 5	15/03	18:05
<b>Panel Chair</b>	<b>Panel Members</b>	
Luke Scott	Bernadette Delbart, Marta Oledzka, Maria Ramires, Uros Zvan	