

Hearing Decision



2023 ILCA Senior European Championships & Open European Trophy

Case Number
69

With Case

Race Number
F5

Hearing Status
Closed

Type of Hearing

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

Valid
yes

Date of Race
17/03

Received Time
14:43:21

PARTIES

Class/Fleet	Fleet	Boat or Committee or Person	Represented By/Not Present
ILCA 7	Yellow	GER 215513	Justin BARTH
ILCA 7	Yellow	POR 217531	Santiago SAMPAIO

Witnesses

Name	Boat - Committee - Role
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Case Summary:

Procedural Matters:

Facts Found:

1. Race F5, first run, 10-13 knots of wind
2. GER 215513 and POR 217531 were sailing on port, an unidentified canadian boat (CAN) on starboard, towards mark 3P.
3. GER 215513 entered the zone of mark 3P one boat length clear ahead POR 217531.
4. GER 215513 slowed to give mark-room to other boats and sailed close to the mark.
5. When GER 215513 was next to the mark, POR 217531 luffed.
6. CAN gybed inside and to windward of POR 217531. Contact between the boom of CAN and the deck of POR 217531.
7. POR 217531 established an inside overlap to windward of GER 215513, who was 40cm to leeward of the mark.
8. The lateral distance between GER 215513 and POR 217531 was less than 20cm. GER 215513 held her course.
9. The boats rounded the mark. No boat took a penalty.

Conclusion & Rules:

1. POR 217531 outside overlapped at the zone failed to give CAN mark-room, and broke RRS 18.2(b).

2. POR 217531 clear astern at the time GER 215513 reached the zone was required by RRS 18.2(b) to give GER 215513 mark-room. Once POR 217531 became overlapped inside of GER 215513, she did not give GER 215513 room to sail her proper course while they remained overlapped, and broke RRS 18.2(b) and18.2(c)(2).

3. POR 217531 to windward failed to keep clear of GER 215513 to leeward, and broke RRS 11.

4. POR 217531 did not avoid contact when it was reasonably possible, and broke RRS 14.

5. It was not reasonably possible for CAN the boat sailing within the mark-room to which she was entitled to avoid contact with POR 217531 when it was clear that POR 217531 was not giving mark-room. CAN did not break RRS 14.

Decision:

POR 217531 is DSQ in race F5.

Short Decision:	Decision Date	Decision Time
POR 217531 is DSQ in race F5.	17/03	16:16:20
Panel Chair	Panel Members	
Bernadette Delbart	Anna Cuccia, Luke Scott, Claudio Uras, Baptiste Verniest	