Hearing Decision

2022 EURILCA UNDER 21 EUROPEAN CHAMPIONSHIPS & OPEN EUROPEAN TROPHY

Case Number	With Case	Race Number	Hearing Status
10	12	6	Closed

Type of Hearing

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

Valid	Date of Race	Received Time
yes	18/04	16:00:03

PARTIES

Class/Fleet	Fleet	Boat or Committee or Person	Represented By/Not Present
ILCA 7 MEN	Yellow	FRA 218230	Louis Hupe
ILCA 7 MEN	Yellow	ITA 219773	Alessandro Maravalle

Witnesses

Name	Boat – Committee - Role

Case Summary:

Procedural Matters:

Two observers:
ITA Riccardo Sangiuliano
USA Miguel Andrade

Facts Found:

Aproaching mark 5,
When USA 217337 reached the zone, she was clear ahead of FRA 218230 and ITA 219773
USA 217337 slowed down close to the mark because of the boats ahead of him were rounding the mark. There were boats to leward of USA.
ITA 219773 reached the zone, on port clear, ahead of FRA 218230.

FRA 218230, on port, established an inside overlap later, in the zone with a lateral distance of 1 meter between the boats FRA 218230 and ITA 219773.

ITA 219773 bore away to pass behind USA 217337 at mark 5

FRA 218230 continued sailing straight ahead towards mark 5 and USA 217337.
Contact occurred between the bow of FRA 218230 and abeam of the mast of USA 217337, making a 10 cm hole, causing leakage of water.
USA 217337 continued the race and finished with a lot of water in the hull.
No boat took any penalty.

Conclusion & Rules:

FRA 218230 did not give mark-room as required by RRS 18.2 (b)
There was contact between FRA 218230 and USA 217337. FRA 218230 broke RRS 14. USA 217337 could not avoid the contact as there were boats in front of him and to leeeward of him.
It was not reasonably possible for USA 217337 the boat sailing within the mark-room to which she was entitled to avoid contact with FRA 218230 when it was clear that FRA 218230 was not giving mark-room. USA 217337 did not break RRS 14.
USA 217337 score has been made worse through no fault of her own through damage caused by FRA 218230 breaking RRS 18.2(b), 14 and 11, therefore she is entitled to redress as per RRS 62.1(b).

Decision:

FRA 218230 DSQ race 6
Redresss given to USA 217337, points equal to position in front of ITA 219773 in race number 6

Short Decision:

FRA 218230 DSQ race 6 Redresss given to USA 217337, points equal to position in front of ITA 219773 in race number 6

Decision Date	Decision Time
19/04	18:12

Panel Chair

Bernadette Delbart

Panel Members

Tonny Jensen, Jean-Bernard Luther