

Palermo MonteCarlo Case 02

Procedural Matters

Protestor

- IRC - MON MON377 - K'MENA - represented by Eric Muller (online)
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Protestee

- IRC - IRC - FRA FRA4600 - TONNERRE DE GLEN - Not present - proceeded in accordance with RRS 63.3(b).
- IRC - IRC - FRA FRA 35429 - SOPHIBIANT - represented by Antonio MAIO (in Race Office)
- IRC - IRC - AUT AUT 1 - SISI - Not present - proceeded in accordance with RRS 63.3(b).
- IRC - IRC - GBR GBR387X - PHOSPHORUS II - Not present - proceeded in accordance with RRS 63.3(b).
- IRC - GER 8333 - NEOMIND - represented by Sascha Schroder (in Race Office)
- IRC - IRC - FRA FRA 9967 - NEOJIVARO -Not present - proceeded in accordance with RRS 63.3(b).
- IRC - IRC - FRA GER 6009 - LEU - represented by Lucas DAUNAR (online)
- Class40 - Class 40 - FRA FRA 142 - HBF rFOREST4ACTION -Not present - proceeded in accordance with RRS 63.3(b).
- IRC - IRC - FRA FRA 53028 - LADY FIRST 3 - represented by Nicolas BERENGER (online)
- IRC - IRC - FRA FRA 53205 - CHENAPAN JV - represented by Dimitri DERUELLE (online)
- IRC - IRC - ITA ITA 570 - CARBONITA - Not present - proceeded in accordance with RRS 63.3(b).

Panel Composition

The hearing was held by a panel of the international Jury properly constituted as provided under RRS N1.4(b).

Facts Found

1. The last boat that finished crossed the finishing line at 04:27 on August 24th.
2. The protest time limit for a boat who finished was one hour after their finishing time.
3. The protest time limit for non-finishing boats expired two hours after the last boat finished, hence at 06:27 on August 24th.
4. MON 377 arrived in Montecarlo at the original location of the finishing line at 12:13 on August 24th and was scored TLE since the race time limit was 12:00.
5. MON 377 lodged the protest at 13:31 on August 24th.

Conclusions

1. MON 377 failed to deliver the protest within the protest time limit, as required by RRS 61.3.
2. Since MON 377 was still racing when the protest time limit expired, this constitutes a good reason to extend the protest time limit.
3. MON 377 failed to deliver the protest within the extended protest time limit.

Decision

1. The jury extended the time limit by one hour after MON 377 arrived in Montecarlo.
2. The protest is invalid.

Decision given at 16:23 on August 24th.

Miguel Allen IJ POR
Mats Bjorklund IJ FIN Chairman
Giorgio Davanzo IJ ITA
Craig Mitchell IJ GBR