

DECISION

Request No.: 01

Protest

Event: MELGES 24 European Championship 2021 Race Number: 1 (general recall)
Hearing Schedule: 2021-09-07 19:30

PARTIES AND WITNESSES

Request No.: 01: Melges24 - Corinthian - GER 677 - White Room - Michael Tarabochia
Melges24 - ITA 496 - Jabalina Airplane - Irredento Francesco

Witnesses: Jury boat

VALIDITY

Objection to Jury: No

Within Time Limit: Within Time Limit

Incident Identified: Yes

Proper Hail: Protest hailed

Red Flag Displayed: Yes

Decision: Request Valid

PROCEDURAL MATTERS

ITA did not come to the hearing, the hearing proceeded in accordance with RRS 63.3(b).

FACTS FOUND

1. GER 677 and ITA 496 in the second row at the starting line 10 seconds to the start with no boats to the leeward.
2. GER 677 on starboard approaching starting line, unfurl jib and sailed below close-hauled accelerating. ITA on port close-hauled with low speed on converging course with GER 677.
3. Both boats kept their course. Contact occurred between ITA 496 bow and the middle of GER 677 in port side.
4. GER 677 suffered gelcoat damage on the hull near the shrouds. After start general recall was signaled.

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

Rules: 10, 14, 36

1. ITA 496 on port failed to keep clear of GER 677 on starboard, and broke RRS 10
2. ITA 496 did not avoid contact when it was reasonably possible, and broke RRS 14.
3. It was not reasonably possible for GER, 677 the right-of-way boat to avoid contact with ITA 496 when it was clear that ITA 496 was not keeping clear. GER 677 did not break RRS 14.

DECISION

Date & Time: 2021-09-07 19:49 CEST

Protest upheld. Since the provision of RRS 36(b) applies, no penalty is imposed on ITA 496.

PROTEST COMMITTEE

Chaired By: Heiko Thoelmann (GER)

Committee Members: Uros Zvan (SLO), Arto Kiiski (FIN), Vilmos Naray (HUN), Stanko Uzmah (SLO)