

DECISION

Request Number: 08

Request for Redress

Event: 2019 Rolex Fastnet Race Race Number: 1

Hearing Date: 2019-08-08

PARTIES AND WITNESSES

Initiator: IRC - IRC Four - ESP1677C - Mar Menor - Kristian Hernandez-seiler

Respondent(s): Race Committee

VALIDITY

Objection to Jury: No

Within Time Limit: Within Time Limit as soon after becoming aware of the Penalty being applied

Incident Identified: Yes

Proper Hail: Hail not required

Red Flag Displayed: Not required

DECISION: Request Valid

PROCEDURAL MATTERS

FACTS FOUND

ESP1677C was sailing at about 6am approaching on a beat the point B of the Fastnet Rock TSS.

ESP1677C realised that they had hit the TSS and made a tack in order to leave the obstruction.

ESP1677C entered the TSS east side at 5:57 and left at 6:09 the north side for a duration of 12 minutes and a maximum intrusion of 0.27nm (400m).

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

The breach was unintentional and no apparent advantage has been gained.

However, by tacking earlier, it would have been avoidable.

Therefore, not all the conditions of SI 27.2.3 are met in order to consider not applying the standard penalty.

DECISION

Request not granted.

Date & Time: 2019-08-08 17:21 BST

PROTEST COMMITTEE

Chaired By: Thomas Rinda (USA)

Committee Members: Egil Wold (NOR), Thibaut Gridel (FRA), Tom Sheppard (HKG), Mufti Kling (GER)

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