

# DECISION

Request No.: 14

Protest

Event: 2020 Formula Kite Individual European Championships Race Number: 8

Hearing Date: 2020-08-20

## PARTIES AND WITNESSES

**Request No.: 14:** Formula Kite - Male - DEN 111 - Martin Jensen

Formula Kite - Male - AUT 98 - Simon Burner

**Witnesses:** Sebastian Ducos Sendra - ESP 86

## VALIDITY

**Objection to Jury:** No

**Within Time Limit:** Within Time Limit

**Incident Identified:** Yes

**Proper Hail:** Protest hailed

**Red Flag Displayed:** Not required

**DECISION:** Request Valid

## PROCEDURAL MATTERS

### FACTS FOUND

DEN 111 and AUT 98 were sailing on a beat, DEN 111 on starboard on the layline and AUT 98 on port.

AUT 98 slowed down but did not change her course. When DEN 111 was 25 meters from AUT 98 she bore away and passed behind AUT 98.

There was contact between the tips of the two kites.

There was no damage or injury and no kiteboard took a penalty.

AUT 98 apologised to DEN 111 after the race for breaking a rule.

**Diagram:** Diagram not endorsed

### CONCLUSIONS AND RULES THAT APPLY

AUT 98 on port did not keep clear of DEN 111 on starboard, breaking rules 10 and 14

It was not reasonably possible for DEN 111 to avoid the contact, therefore she did not break rule 14

AUT 98 knowingly broke a rule and by not promptly taking the appropriate penalty, she violated the recognised principles of sportsmanship and fair play, breaking rule 2.

### DECISION

AUT 98 is DNE in race 8

**Date & Time:** 2020-08-20 16:50 CEST

### PROTEST COMMITTEE

**Chaired By:** Jacob Andersen (DEN)

**Committee Members:** Aleksander Prusinski (POL), Marina Psychogyiou (GRE)

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