

DECISION

Protest by PC

Request No.: 03

Event: Star European Championship 2021 Race Number: 4
Hearing Date: 2021-05-28

PARTIES AND WITNESSES

Request No.: 03: Protest Committee

STAR - UKR 8096 - Gachok BowNo. 11 - Sergii Shevchenko

Witnesses: race committee, GRE 8434

VALIDITY

Objection to Jury: No

Within Time Limit: Beyond with Good Reason Lodged immediately after learning that UKR 8096 broke rule 31 and may have broke RRS 2

Incident Identified: Yes

Proper Hail: Hail not required

Red Flag Displayed: Not required

Decision: Request Valid

PROCEDURAL MATTERS

International Jury observed incident from far at the racing area. At approximately 20:45 Int. Jury learned from PRO that UKR 8096 may have broken RRS 2. Int. Jury immediately lodge a protest. Protestee informed with the notice on official notice board under RRS 61.1 b)

FACTS FOUND

Wind 15-20 knots, wave 1 m.

10 seconds to second attempt of the start of race no.4. GRE 8434 to leeward one boat length behind the stern of RC vessel sailing on starboard above close-hauled approaching starting line to start.

UKR 8096 to the starboard of RC vessel and 1,5 boat length to windward of GRE 8434 overlapped above close-hauled.

UKR bore off below close-hauled.

GRE at the same time on the distance max. half boat length to the RC vessel bore of to close-hauled to start.

UKR enter between GRE 8434 and RC vessel.

UKR 8096 made contact with her starboard side and aft left corner of RC vessel.

Immediately after UKR bow made contact with GRE 8434 hull just in front of the shrouds.

Contact caused damage on the starboard side of GRE 8434 hull in form of depressed deformation.

Later general recall was displayed.

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

Rules: 2, 11, 14, 31, 36

1. By knowingly breaking a rule 11, 14 & 31 and causing a damage, UKR 8096 failed to compete in compliance with the principles of sportsmanship and fair play, and broke RRS 2
2. UKR 8096 to windward failed to keep clear of GRE 8434 to leeward, and broke RRS 11.
3. UKR 8096 did not avoid contact when it was reasonably possible, and broke RRS 14.
4. It was not reasonably possible for GRE 8434, the right-of-way boat to avoid contact with UKR 8096 when it was clear that UKR 8096 was not keeping clear. GRE 8434 did not break RRS 14.
5. UKR 8096 touched starting mark (RC vessel) and broke RRS 31.
6. Since UKR 8096 broke RRS 2 in the incident, she may be penalized as per RRS 36(b), even though the race was restarted.

DECISION**Date & Time:** 2021-05-28 10:45 CEST

UKR 8096 shall be scored DNE in race no. 4.

PROTEST COMMITTEE**Chaired By:** Bo Samuelsson (SWE)**Committee Members:** Hans Vengberg (DEN), Uros Zvan (SLO), Peter Möckl (GER), Marin Kustic (CRO)**Printed:** 2021-05-28 11:10