

# DECISION

## Protest and Request for Redress

Request No.: 01

Event: NSC Cup Series 1 Race Number: 1

Hearing Schedule: 2021-09-05 18:45

### PARTIES AND WITNESSES

Request No.: 01: Laser 4.7 - 213191 - Russell Yom

Whole Fleet except witnesses

Race Committee

Laser 4.7 - 23 - Edoardo Lancieri

Laser 4.7 - 88 - Kody Yee-Kai Gruen

Laser 4.7 - 24 - Gordon Allan

Laser 4.7 - 84 - Emilio Gallar

Laser 4.7 - 38 - Zack Vaikath

Laser 4.7 - 29 - Sybelle de Ferrieres

Laser 4.7 - 42 - Kum Kok Liang Joseph

Laser 4.7 - 38 - Zi Qian Anderson Poh

Laser 4.7 - 35 - Jiajun Liu

Laser 4.7 - 28 - Abigail Ling

Laser 4.7 - 21484 - Jin Lo

Laser 4.7 - 214763 - Julyet Lew

Laser 4.7 - 214240 - Wei Jun Clive Seah

Laser 4.7 - 3 - Aiden Ray Toh

Laser 4.7 - 214760 - Jarrel Yu Feng Khoo

Laser 4.7 - 214251 - Felix Yi Xiong Koo

Laser 4.7 - 209051 - Aidan Ang

Laser 4.7 - 168783 - Gabriel Oh

Laser 4.7 - 21222 - Muhd Razin Mohd Airudin

Laser 4.7 - 27 - Sarah Yong

Laser 4.7 - 214237 - Abigail Koh

Laser 4.7 - 214813 - Ethan Teo

Laser 4.7 - 214848 - Elissaline Tan

Laser 4.7 - 214860 - Zong Heng Tng

Laser 4.7 - 2 - Yong Ler Poh

Laser 4.7 - 214808 - YuTing Elisha Lim

Laser 4.7 - 212221 - Joshua Cheong

Laser 4.7 - 214235 - Charlotte Lee Wee Shuen

Laser 4.7 - 219158 - Isaac Goh

Laser 4.7 - 1 - Josiah Xuan Yi Tan

Laser 4.7 - 214748 - Jarrod Toh

Laser 4.7 - 214254 - Javier Ong

Laser 4.7 - 214849 - Tian Lo

Laser 4.7 - 214846 - Ryan Sei Muhd Yazid

Laser 4.7 - 214873 - Nadine Wen Ting Sng

**Witnesses:** 205778 (Meghan), 214819 (Kenan)

**Interpreters:** NIL

#### VALIDITY

**Objection to Jury:** No

**Within Time Limit:** Within Time Limit

**Incident Identified:** Yes

**Proper Hail:** Hail not required

**Red Flag Displayed:** Not required

**Decision:** Request Valid

#### PROCEDURAL MATTERS

1. 213191 informed the RC vessel at the finishing line that he would be protesting the whole fleet as per NoR/SI 17.1.
2. 213191 failed to inform 29 boats of the protest alleging failure to sail the course, at the first reasonable opportunity after 213191 finished, as required by RRS 61.1(a)(3). The 9 boats whom 213191 informed were 214846, 214254, 214849, 214748, 219158, 214235, 214808, 2, 214813.
3. The hearing was scheduled at 1845h on 5 Sep (Sun) and the schedule was posted at 1815h. The hearing started at 1855h and finished at 1955h.
4. The Jury posted a Notice to Competitors (No.3) at 1008h on 6 Sep (Mon) for all Laser 4.7 competitors to a briefing by the Jury Chairman at 1045h in the NSC Auditorium to announce, explain and take any questions from competitors as to the outcome of this case. 36 competitors were present during the briefing. The 2 competitors who were not present during the briefing were 214760 and 84.

#### FACTS FOUND

1. The starting order for Race 1 was the Laser Radials first and Laser 4.7 next.
2. There are 38 boats in the Laser 4.7 class.
3. The course to be sailed as displayed at the warning signal for the Laser Radials was O2.
4. The course to be sailed as displayed at the warning signal for the Laser 4.7s was also O2.
5. A board on the side of the start signal vessel displayed the course to be sailed on the top row and the Course Axis on the bottom row.
6. Three boats (213191, 214819, 205778) sailed course O2 and finished.
7. The other 35 boats sailed course I2 and finished.
8. The Race Committee (RC) scored all the boats in their finishing positions as they crossed the finishing line regardless of which course they sailed.
9. For the 3 boats who sailed course O2 in Race 1, 214819 was scored 3rd place, 205778 was scored in 6th place and 213191 was scored in 8th place.
10. On the morning of 6 Sep 2021 (Mon), the RC realised that scoring the boats in their finishing order at the finishing line was incorrect and realised their obligation to score the 35 boats that sailed I2 as NSC (Did not sail the course).

**Diagram:** Diagram not endorsed

#### CONCLUSIONS AND RULES THAT APPLY

**Rules:** NoR/SI 11.2; RRS 27.1, 90.3(c), A5.1, A10 and WS Case 128

The RC is required/obligated by RRS 90.3(c) to correct any errors in scoring and make the corrected scores available to competitors. There is no time limit to changing the scores under this rule for this event and they are permitted to correct the scores even as a result of the hearing and fact-finding on 5 Sep 2021 (Sun). RRS A5.1 permits the RC to score a boat NSC - Did not sail the course (see RRS A10), without a

hearing. As RC had corrected the scores, the initiator of the protest and request for redress (213191) decided to withdraw this case so that all the 35 boats that did not sail the course will be scored as NSC.

**DECISION**

**Date & Time:** 2021-09-06 11:00 +08

The score for Race 1 will be as follows:

1st - 214819 (Kenan Tan)

2nd - 205778 (Meghan Tan)

3rd - 213191 (Russell Yom)

All other boats will be scored NSC, 39 points as per RRS A5.1 and A10.

**PROTEST COMMITTEE**

**Chaired By:** Jerrold Ng (SGP)

**Committee Members:** Joe Chan (SGP), Marvin Tan (SGP)

**Printed:** 06 Sep 20:46