

DECISION

Protest

Request Number: 02

Heard Jointly With Number(s): 03

Event: IKA SNOW KITE WORLD CUP RUSSIA Race Number: 1
Hearing Date: 2019-02-21

PARTIES AND WITNESSES

Initiator: IKA - SKI - 126 - Oleg Cherkashin

Respondent(s): IKA - SKI - 2 - Alexander Golikov

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

protests 2 and 3 are heard together

FACTS FOUND

1. 15 seconds before the start of race 1, kiteboards 126, 2 and 555 were sailing on a reach, on the pre-start side of the starting line, 2 ahead and to leeward of 126 and 555 ahead and to leeward of both.
2. 126 lost control of her kite. Contact and a tangle occurred between the kites of 2 and 126.
3. As the kites spinned, a line of 2 touched a line of 555 and broke it.
4. 2 minutes after the incident, 126 got untangled and started the race.
5. 2 and 555 did not start the race.
6. There was damage on 555 (a broken line, see fact #3) and there was no damage on 126 and 2.
7. 555 repaired her line and sailed the other races of the day with the repaired lines.

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

1. 126, clear astern, did not keep clear of 2, clear ahead, breaking rules 12 and 14 and causing tangle.
2. It was not reasonably possible for 2 to avoid contact with 126, therefore she did not break rule 14
3. 2, to windward, was compelled by 126, who was breaking rules 12 and 14, not to keep clear of 555, to leeward, breaking rules 11 and 14 and is exonerated under rule 64.1(a).
4. It was not reasonably possible for 555 to avoid contact with 2, therefore she did not break rule 14
5. The score of 2 in race 1 was made significantly worse through her own decision not to start the race.
6. The score of 555 in race 1 was made significantly worse through no fault of her own by physical damage because of the action of 126 that was breaking rules 12 and 14.

DECISION

126 is scored DCT in race 3

555 is given redress and shall be scored in race 3 points equal to the average, rounded to the nearest tenth of a point (0.05 to be rounded upward), of her points in races 1, 2, 4 and 5. This shall not change the score of the other boats.

Date & Time: 2019-02-21 18:15 +04

PROTEST COMMITTEE

Chaired By: Sergey Kuzovov (RUS)

Committee Members: Markus Schwendtner (GRE), Marina Psychogyiou (GRE)