

DECISION

Protest

Request No.: 16

Heard Jointly With Number(s): 21

Event: UK Sailmakers Typhoon Series 2021 Race Number: 5
Hearing Schedule: 2021-07-28 19:00

PARTIES AND WITNESSES

Request No.: 16: IRC - B - HKG 2558 - Nightshift - James Verner

IRC - B - All boats - All boats division B

Request No.: 21: HKPN - A - HKG 1380 - Temujin - Joseph Lau

HKPN A

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 Both #16 and #21 were considered valid.

PROCEDURAL MATTERS

- The 'incident' is identified as being the same for hearing request #16, #21. They are heard together.
- All boats in IRC B and HKPN A were sent an email on Monday 26th July informing of the protest hearing schedule and reminding that they were each a party to the hearing with the right to give testimony.
- The following boats were represented at the hearing:

IRC Division B

Sail Number Boat Name Representative

HKG2242 H30 Sandra Snell

HKG2558 Nightshift Mick McCool

HKG1822 Rampage Kelvin Au Yeung

HKPN Division A

Sail Number Boat Name Representative

HKG1326 Bits & Pieces Mark Houghton

HKG57 Good Vibrations Howard Winn

HKG6135 Ichiban Robert Cook

HKG201 Minnie the Moocher Bridget Chan

HKG1380 Temujin Joseph Lau

Observers: Greg Wood, Aadarsh Natteri Mangadu, Cynthia Law, Inge Strompf-Jepsen, James Verner

- The following boats were not represented at the hearing. The hearing continued in their absence per RRS 63.3(b).

IRC Division B

Sail Number Boat Name

HKG2108 Bad Idea Bears on Full Tilt

HKG2272 Daydream

HKG300 Intrigue Plus

HKG1281 Juggerknot

HKG2136 Kiasu

HKG2138 Kingsman

HKG818 Outrageous

HKG2250 Topsy Easy

HKPN Division A

Sail Number Boat Name

HKG2278 AmaZe

HKG1299 Baring Asia 2 - Team Michael Li

HKG838 Bluefin

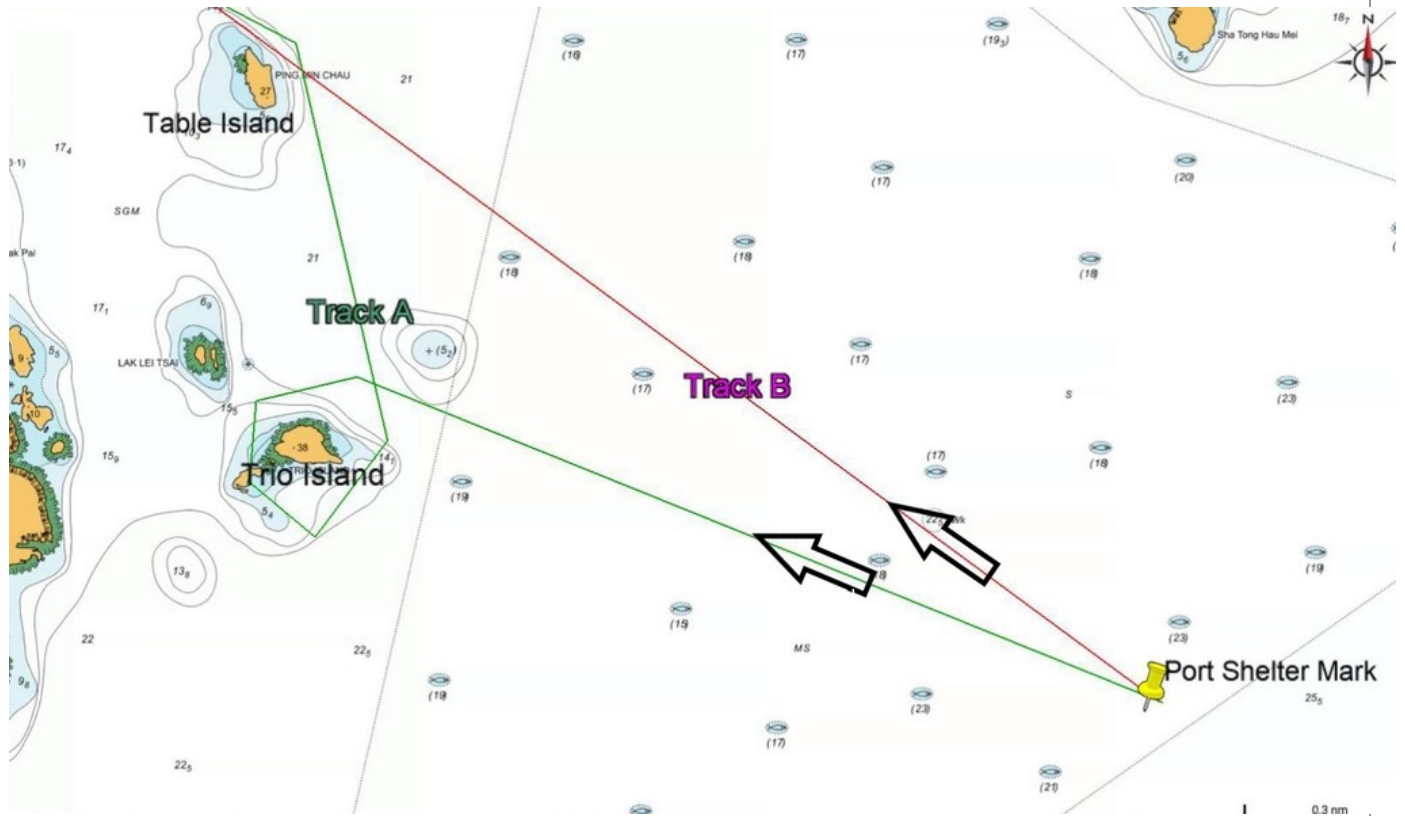
HKG1301 Ricochet

HKG2083 Scintilla

- Protest #16 was posted on the Official Notice Board at 14:15 HKT
- Protest #21 was received by the Race Office 15:49 and posted on the Official Notice Board at 16:35 HKT

- The Protest Time Limit was 16:18.

FACTS FOUND



Protest Committee Diagram.jpg 151 KB

- Race Committee signalled Course 107 for IRC B and HKPN A divisions.
- HHYC SSI (June 2021) Appendix B-6 states that:

*"All marks for all courses, except starting and finishing marks, shall be **rounding** marks. "*

- HHYC SSI (June 2021) Appendix B describes Course 107 as:

*"Start — Club Mark — North Nine Pin (p) — Trio (s) — Port Shelter Mark (s) — **Trio (p)** — Table (p) — Finish at LPB"*

- Port Shelter Mark is an inflatable buoy located at 22 17.60' N 114 20.80' E. Trio and Table Marks are islands and are clearly charted.
- The rhumb line from Port Shelter Mark to Table Island clearly (visually and on marine chart) passes to the east of Trio Island, by some 880m. e.g. Does not touch Trio.
- **List of boats who sailed from PSM and looped Trio Island on their port side and then sailed to Table Island per Track A on the diagram:**
 - IRC B division: Nightshift, Topsy Easy
 - HKPN A division: Temujin, Ichiban, Good Vibrations, Ricochet (RET), Bluefin
- **List of boats who sailed directly from PSM to Table Island per Track B on the diagram.**
 - IRC B division: Rampage, Kiasu, Kingsman, Daydream, H3O (RET), Juggerknot, Bad Idea Bears on Full Tilt, Intrigue Plus, Outrageous
 - HKPN A division: Scintilla, Bits & Pieces, Minnie the Moocher, Baring Asia 2 (RET), Amaze

- Nightshift and Temujin protested.
- Minnie the Moocher requested redress citing "...the course was misleading." (Case #23)

Diagram: Protest Committee diagram attached

CONCLUSIONS AND RULES THAT APPLY

Rules: RRS 28.1, Def. of 'Sail the Course'

- The RRS definition of 'Sail the Course' defines in part that;

*"A boat sails the course provided that a string representing her track from the time she begins to approach the starting line from its prestart side to start until she finishes, when drawn taut...
...touches each mark designated in the sailing instructions to be a rounding mark..."*

- **Track A complies** with the definition of 'Sail the Course' as required in RRS 28.1. Conversely, **Track B does not comply** with the definition of 'Sail the Course', since the 'string' does not touch Trio when pulled taut.

DECISION

Date & Time: 2021-07-28 20:10 HKT

Each boat who **did not loop Trio Island to port (Track A)** failed to 'Sail the Course' as required and broke RRS 28.1. Those boats shall be DSQ in Race 5, except that:

H3O (IRC B), Baring Asia 2 (HKPN A) and Ricochet (HKPN A) had retired prior to the hearing and shall not be further penalised, per RRS 64.2(a).

PROTEST COMMITTEE

Chaired By: Benjamin Harding (HKG)

Committee Members: Queenie Ho (HKG), Lesley Anderson (HKG), Alain Choi (HKG), Howie Suen (HKG)

Printed: 2021-08-05 13:48