

Hearing Decision



2023 ILCA 4 Youth World Championship

Case Number
27

With Case

Race Number
7

Hearing Status
Closed

Type of Hearing

Protest - an allegation that one or more boats broke a rule
Request for redress

Valid
yes

Date of Race
28/07

Received Time
17:22:14

PARTIES

Class/Fleet	Fleet	Boat or Committee or Person	Represented By/Not Present
ILCA 4 BOYS	Emerald	BEL 214419	Gil Baeten
ILCA 4 BOYS	Emerald	ARG 222908	Luca Maio

Witnesses

Name	Boat - Committee - Role
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Case Summary:

Collision at starting line causing damage.

Procedural Matters:

1. Myrto Antonopoulou (jury member) and Melina Gkari (volunteer) attended the hearing as observers.
2. David Labrousche (coach of BEL) attended the hearing as an observer.
3. Nicolas Vidal (coach of ARG) attended the hearing as a translator for ARG.

Facts Found:

1. Race 7 of the Boys Emerald fleet was sailed in approximately 10-15 knots wind and moderate sea state.
2. 10 seconds prior to the removal of the class flag, BEL 214419 was stationary on the start line on starboard tack overlapped both to windward and leeward with her sail loose.
3. ARG 222908 was on starboard tack reaching along the start line towards the pin end.
4. ARG 222908 accelerated and luffed up, establishing an overlap to leeward of BEL 214419.
5. There was an immediate contact between the boom of BEL 214419 and the lower mast section of ARG 222908, causing damage to the kicker line of BEL 214419.
6. BEL 214419 did not start the race because of the broken kicker.
7. ARG 222908 started and finished the race.
8. Neither boat took a penalty.

Conclusion & Rules:

1. When acquiring right of way through her own actions, ARG 222908 failed to initially give BEL 214419 room to keep clear, and broke RRS 15.
2. BEL 214419 to windward failed to keep clear of ARG 222908 to leeward, and broke RRS 11.
3. Since BEL 214419 was compelled to break RRS 11 as a consequence of ARG 222908 breaking RRS 15, she is exonerated under RRS 43.1(a) for this breach.
4. ARG 222908 the right of way boat did not act to avoid contact with BEL 214419 when it was reasonably possible, and broke RRS 14.
5. It was not reasonably possible for BEL 214419 , the keep clear boat, to avoid contact with ARG 222908. BEL 214419 did not break RRS 14.
6. BEL 214419's score in race 7 was made significantly worse through no fault of her own by physical damage because of the action of ARG 222908 that was breaking RRS 14 and 15 and was penalized. Therefore, the requirements for redress in RRS 62.1(b) are met.

Decision:

1. ARG 222908 is DSQ in race 7.
2. Redress is given to BEL 214419. BEL 214419 is to be scored in race 7 points equal to the average, rounded to the nearest tenth of a point (0.05 to be rounded upward), of her points in races sailed in the final series except the last scheduled day of the regatta if racing is later scheduled on that day, except race 7. No other boat’s score shall change.

Short Decision:	Decision Date	Decision Time
After acquiring right of way, ARG 222908 did not initially give BEL 214419 room to keep clear causing damage, and is disqualified in race 7. Redress is given to BEL 214419.	29/07	18:35

Panel Chair	Panel Members
Marios Zisimatos	Richard Geake-Ransome, Iuan Gray, Anastazja Lewandowska, Boguslaw Moczorodynski