

# DECISION

Protest / Request Number: 27

Protest by Boat(s)

Event: 29er World Championship Race Number: 7

Hearing Date: 2016/07/29

## PARTIES AND WITNESSES

**Parties Protesting:** NED 20 - Pieter Van Leijen

**Parties Being Protested:** GBR 2478 - Josh Dawson

**Witnesses:** NED 1698 - Adrian Salamon

## VALIDITY

**Objection to Jury:** No

**Within Time Limit:** Within Time Limit

**Incident Identified:** Yes

**Proper Hail:** Protest hailed

**Red Flag Displayed:** Yes

**DECISION:** Protest Valid

## FACTS FOUND

1. NED 20 rounded the windward mark for the first time in race F7 clear ahead of GBR 2478.
2. GBR 2478 hoisted the gennaker, became faster than NED 20, and luffed.
3. The gennaker pole of GBR 2578 hit the body of the helm of NED 20.
4. The helm of NED 20 had a backache which caused him difficulties in hiking on full power.
5. NED 20 continued sailing normally, and finished the race.
6. GBR 2478 completed a One-Turn Penalty just before rounding the gate mark.

**Diagram:** Diagram not endorsed

## CONCLUSIONS AND RULES THAT APPLY

GBR 2478, as a boat on the same tack clear astern failed to keep clear as required by RRS 12.

By not avoiding contact, GBR 2478 also broke RRS 14.

It was not reasonably possible for NED 20 to avoid contact, therefore she did not break RRS 14.

By not taking a penalty as soon as possible, GBR 2478 failed to exonerate herself under RRS 44.

NED 20's score was not made significantly worse by a boat that was breaking a rule of Part 2.

**DECISION** - Protest Upheld

GBR 2478 is disqualified (DSQ) in race F7.

Redress denied.

**Date and Time:** 2016/07/29 17:24 CEST

## PROTEST COMMITTEE

**Chaired by:**

**Committee Members:** Bence Borocz (HUN), Uras Claudio (ITA), Sylvie Harle (FRA), Anne Kaalstad (NOR)

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