

# DECISION

Request No.: 40

## Protest and Request for Redress

Event: 2022 Formula Kite World Championships Race Number: 4th  
Hearing Schedule: 2022-10-15

### PARTIES AND WITNESSES

Request No.: 40: FK - Women - BRA 65 - Maria Do Socorro Reis

FK - Women - FIN 18 - Noora Ruskola

### VALIDITY

**Objection to Jury:** No

**Within Time Limit:** Within Time Limit

**Incident Identified:** Yes

**Proper Hail:** Protest hailed

**Red Flag Displayed:** Yes

**Decision:** Request Valid

### PROCEDURAL MATTERS

Procedural matters of original hearing:

Hearing under N1.4

Decision given 19:40 on 15th of October 2022.

Procedural matters of reopened hearing:

Hearing under N1.4

The hearing was reopened under RRS 66.1 without the parties present (the parties was informed of the reopening but did not turn up - RRS 63.3(b)) @11:27 16th of October 2022 after the jury learned that BRA's score in the race F8 was changed to UFD.

Decision changed @11:28 on 16th of October 2022.

### FACTS FOUND

Facts of original hearing:

1. BRA and FIN were sailing on starboard tack and overlapped
2. BRA was leeward and FIN windward
3. FIN hit an unidentified object on the water that made FIN's kite to go on top of BRA's kite
4. There was contact between the kites
5. There was no tangle
6. When BRA's kite got pressure again her middle line was broken
7. FIN took a penalty turn
8. BRA did not finish the race because of the broken line

Facts of reopened hearing:

1. BRA was scored UFD in race F8

**Diagram:** Diagram not endorsed

### CONCLUSIONS AND RULES THAT APPLY

**Rules:**

Conclusion of original hearing:

1. FIN to windward failed to keep clear of BRA that was to leeward and broke rule 11
2. Despite of taking a penalty, FIN caused damage to BRA in race F8 and broke rule F44.1(b)

Added conclusion:

1. BRA's place in F8 was not made significantly worse since she was already scored UFD. Therefore, the requirements

for redress in RRS 62.1 are not met.

**DECISION**

**Date & Time:** 2022-10-16 11:28 CEST

Added decision:  
Redress is not given to BRA.

Decision of original hearing:

FIN is DSQ in race F8

~~BRA is given redress in race F8 average point of races F1 to F7~~

**PROTEST COMMITTEE**

**Chaired By:** Arnaud Mante (FRA)

**Committee Members:** Jacob Andersen (DEN), Andres Perez (ESP)

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