

# DECISION

Request No.: 12

## Protest and Request for Redress

Event: 2022 Formula Kite World Championships Race Number: 4  
Hearing Schedule: 2022-10-11 19:40

### PARTIES AND WITNESSES

Request No.: 12: FK - Women - FRA 58 - Kitefoil - Heloise Pegourie  
FK - Women - GER 64 - Kitefoil - Leonie Meyer

### 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

1. Heard under RRS N1.4

### FACTS FOUND

1. On the last downwind leg, FRA and GER were sailing on port tack with GER 50 metres to windward
2. FRA was aiming to pass close to the mark
3. GER was aiming outside the zone
4. As FRA approached the mark inside the zone she slowed and lifted her kite to allow a boat ahead to round the mark
5. GER gybed on to starboard tack outside the zone on the layline
6. FRA gybed around the mark and was slow through the gybe
7. The gybes happened at the same time
8. GER was sailing faster and the gap between the board reduced
9. GER tried to slow
10. GER became overlapped to leeward to FRA
11. There was contact between the tips of the kites, GER's kite initially passing under FRA's kite and the kites became tangled.
12. While tangled, all of the other boards in the fleet passed FRA and GER
13. GER's coach helped to untangle the boards
14. One of FRA's lines is broken.
15. Both boats retired from the race.

**Diagram:** Diagram not endorsed

### CONCLUSIONS AND RULES THAT APPLY

#### Rules:

1. GER did not give FRA room to keep clear when becoming the right of way board, breaking RRS 15
2. GER did not give mark room to RRS F 18.2(a)(1)
3. Since FRA broke RRS 11 while she was sailing within the mark-room to which she was entitled, she is exonerated under RRS 43.1(b) for this breach.
4. FRA's position was made significantly worse by the tangle, not by the damage. Therefore, the requirements for redress in RRS 62.1 are not met.

### DECISION

Date & Time: 2022-10-11 20:23 CEST

The protest is upheld. Since GER took an applicable penalty, she is not further penalized under RRS 64.2(a). However, the incident is counted to determine the number of tangles the kiteboard has caused during the event under RRS F5.64.2(c).

Redress not given to FRA as her finishing order was made worse by the tangle.

**PROTEST COMMITTEE**

**Chaired By:** Jacob Andersen (DEN)

**Committee Members:** Alan Baser (GBR), Antonio Gonzalez de la Madrid (ESP)

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