

DECISION

Request No.: 41

Protest and Request for Redress

Event: 2022 Formula Kite World Championships Race Number: 2
Hearing Schedule: 2022-10-15 18:25

PARTIES AND WITNESSES

Request No.: 41: FK - Men - GER 162 - Jan Voester

FK - Men - FRA 182 - Anthony Picard

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

FRA 182 not present at hearing, hearing continued under RRS 63.3(b).

FACTS FOUND

1. Approaching mark 1 second time in race F6.
2. GER 162 on starboard tack clear ahead of FRA 182 at the zone of mark 1.
3. In the zone of the mark FRA 182 became overlapped to windward.
4. FRA 182 lowered her kite and made contact with the kite of GER 162.
5. The steering line and a bridles of of GER 162 broke and the kites got tangled.
6. Both kites retired.
7. The riders and the tangled kites got a lift back to shore with a coach.
8. After coming ashore GER 162 replaced her 23m with a 21m kite approved by the TC.
9. GER 162 did not manage to get to the start of race F7 and missed this race.

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

Rules: RRS 11, RRS 14, RRS F2.18.2(b), RRS 62.1(b)

1. FRA 182 to windward failed to keep clear of GER 162 to leeward, and broke RRS 11.
2. FRA 182 did not avoid contact when it was reasonably possible, and broke RRS 14.
3. GER 162 the right-of-way kiteboard had no chance to avoid contact when it became clear that FRA 182 was not keeping clear and did not infringe RRS 14.
4. FRA 182 did not give mark-room to GER 162 as required by RRS F2.18.2(b).
5. GER 162's score in race F6 was made significantly worse due to the tangle not the damage.
6. GER 162's score in race F7 was made significantly worse through no fault of her own by physical damage because of the action of FRA 182 that was breaking RRS 11 & F2.18.2(b). Therefore, the requirements for redress in RRS 62.1(b) are met.

DECISION

Date & Time: 2022-10-15 19:03 CEST

FRA 182 retired. No further penalty imposed but the incident is counted to determine the number of tangles the kiteboard has caused during the event.

Redress is given to GER 162. GER 162 is to be scored in race F7 points equal to the average, rounded to the nearest tenth of a point (0.05 to be rounded upward), of her points in all races sailed in race F1 to F8, except race F7.

PROTEST COMMITTEE

Chaired By: Arnaud Mante (FRA)
Committee Members: Jacob Andersen (DEN), Andres Perez (ESP)