

# DECISION

Request No.: 31

## Protest

Event: 2022 Formula Kite World Championships Race Number: 3  
Hearing Schedule: 2022-10-14

### PARTIES AND WITNESSES

Request No.: 31: FK - Women - POL 26 - Julia Damasiewicz - Julia Damasiewicz

FK - Women - ESP 27 - Gisela Pulido - Gisela Pulido Borrell

### VALIDITY

**Objection to Jury:** No

**Within Time Limit:** Within Time Limit

**Incident Identified:** Yes

**Proper Hail:** Protest hailed

**Red Flag Displayed:** N/A

**Decision:** Request Valid

### PROCEDURAL MATTERS

Diego Yubero, Rules Advisor of Spain attended the hearing as observer.  
ESP 27 presented video evidence during the hearing.

### FACTS FOUND

1. POL 26 and ESP 27 were both on port tack on a beat to windward.
2. POL 26 was clear astern and to windward of ESP 27.
3. ESP 27 lifted her kite and luffed.
4. POL 26 became overlapped to windward of ESP 27 and lifted her kite.
5. ESP 27 passed head to wind and reached the closehailed course on starboard tack.
6. POL 26 lowered her kite and continued sailing her course.
7. At no point during the incident the distance between them was less than 10 metres.
8. There was no contact.
9. No kiteboard took a penalty.

**Diagram:** Diagram not endorsed

### CONCLUSIONS AND RULES THAT APPLY

**Rules:** RRS 16.1

ESP 27, the right of way kiteboard, gave POL 26 room to keep clear, as required by RRS 16.1.

### DECISION

Protest dismissed.

**Date & Time:** 2022-10-14 18:20 CEST

### PROTEST COMMITTEE

**Chaired By:** Line Juhl (DEN)

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