

DECISION

Protest by PC

Request No.: 01

Event: Europa Cup Italy 2024 Race Number: 1
Hearing Schedule: 2024-05-02 18:10

PARTIES AND WITNESSES

Request No.: 01: Protest Committee

ILCA 7 - U21 - ITA 221725 - Enrico Tanferna

ILCA 7 - Open - ITA 213031 - Attilio Borio

ILCA 7 - U21 - ITA 193144 - Anatol Sassi

ILCA 7 - Open - ITA 219369 - Roberto Rinaldi

Witnesses: Jury

VALIDITY

Objection to Jury: No

Within Time Limit: Within Time Limit

Incident Identified: Yes

Proper Hail: Hail not required

Red Flag Displayed: Not required

Decision: Request Valid

PROCEDURAL MATTERS

1. ITA 221725 was represented by Enrico Tanferna.
2. ITA 213031 was represented by Attilio Borio.
3. ITA 193144 was represented by Anatol Sassi.
4. ITA 219469 was represented by Roberto Rinaldi.
5. Boguslaw Moczorodynski presented the case for the International Jury.

FACTS FOUND

1. The conditions were 10kn from 300° with 0.5m waves that were breaking on the beach.
2. AP over A was displayed at 14:45 on May 2, 2024.
3. Flag D was not displayed.
4. ITA 221725, ITA 213031, ITA 193144 and ITA 219369 were afloat and training at 15:45 May 2, 2024 without a support vessel.
5. ITA 193144 and ITA 221725 did not take their tracking dongles afloat.
6. ITA 213031 and ITA 219369 took their tracking dongles with them.
7. They returned to shore after approximately 1 hour.
8. ITA 221725, ITA 213031, ITA 193144 and ITA 219369 apologized during the hearing for their behaviour and recognized their wrong-doing.

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

Rules: SI 4.2, SI 20.8

1. By going afloat without flag D displayed, ITA 221725, ITA 213031, ITA 193144 and ITA 219369 broke SI 4.2.
2. By going afloat without their tracking dongles, ITA 221725 and ITA 193144 broke SI 20.8.

DECISION

Date & Time: 2024-05-02 18:59 CEST

1. Using the WS Discretionary Penalty Policy, a starting penalty of 20% was decided. The penalty for ITA 213031 and ITA 219369 was decreased by 10%. There were no facts to justify decreasing the penalty for ITA 221725 and ITA 193144. There were no facts to justify increasing the penalty.
2. Since ITA 221725, ITA 213031, ITA 193144 and ITA 219369 were not racing when breaking a rule, the penalty shall apply to race 1 under RRS 64.2.
3. ITA 213031 and ITA 219369 are penalized by 10% scoring penalty calculated according to RRS 44.3(c) in race 1.
4. ITA 221725 and ITA 193144 are penalized by 20% scoring penalty calculated according to RRS 44.3(c) in race 1.

PROTEST COMMITTEE**Committee Type** Protest Committee**Chaired By:** Iuan Gray (RSA)**Committee Members:** Zlatko Jakelic (CRO), Niclas Kath (GER), Stavros Kouris (GRE), Deepak Singh Dikhit (IND)

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