

DECISION

Request No.: 19

Protest

Event: 2022 Formula Kite European Championships Race Number: 7
Hearing Schedule: 2022-09-30 18:30

PARTIES AND WITNESSES

Request No.: 19: FK - Men - ISR 64 - Dvir Azulay

FK - Men - GER 57 - Jannis Maus

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. Erah Sela, coach of ISR 64, attended the hearing as an observer.

FACTS FOUND

1. The wind was approximately 7-8 knots, with flat water.
2. GER 57 and ISR 64 were sailing both on starboard tack.
3. GER 57 was clear ahead and to leeward of ISR 64.
4. GER 57 tacked onto port and was, thereafter, on a collision course with ISR 64. At that time, the distance between the kiteboards was approximately 100 meters.
5. One second later, GER 57 started to bear away.
6. Three seconds later, contact occurred between the lower part of GER 57's lines just above the bar and the side of ISR 64's kite, 1 meter from the lower tip of the kite, with no damage, injury or tangle.
7. Neither kiteboard took any penalty.

Diagram: Diagram not endorsed

CONCLUSIONS AND RULES THAT APPLY

Rules: RRS 10, 14 and F4.43.1(c)

1. GER 57 on port failed to keep clear of ISR 64 on starboard, and broke RRS 10.
2. GER 57 did not avoid contact when it was reasonably possible, and broke RRS 14.
3. ISR 64, the right-of-way boat did not act to avoid contact with GER 57 when it was clear that GER 57 was not keeping clear. ISR 64 broke RRS 14.
4. Since ISR 64 was right-of way boat and the contact did not cause damage, injury or a tangle, she is exonerated under RRS F4.43.1(c) for breaking RRS 14.

DECISION

GER 57 is DSQ in race 7.

Date & Time: 2022-09-30 19:14 EEST

PROTEST COMMITTEE

Chaired By: Rosemary Collins (AUS)

Committee Members: Yoann Peronneau (FRA), Stavros Kouris (GRE), Pauline Den Burger (NED), Finn Mrugalla (GER)