

Hearing Decision

2021 iQFOiL European Championships

Case Number
21

With Case

Race Number
F4

Hearing Status
Closed

Type of Hearing

Protest - an allegation that one or more boats broke a rule
Request for redress

Valid
yes

Date of Race
26/10

Received Time
19:12:14

PARTIES

Class/Fleet	Fleet	Boat or Committee or Person	Represented By/Not Present
iQFOiL Men	Gold	FRA 77	Pierre Le Coq
iQFOiL Men	Gold	NED 2020	Amado Vrieswijk

Witnesses

Name	Boat - Committee - Role
Titouan Le Bosq	FRA 4

Case Summary:

Procedural Matters:

Facts Found:

45 seconds after the start; wind: 15 knots.
FRA 77 was sailing on starboard tack, NED 2020 on port tack on a converging course.
When the boards were 10 meters apart, FRA 77 bore away.
NED 2020 crossed in front of FRA 77 and bore away to pass behind another board on starboard.
Contact occurred between the boom of NED 2020 and the front arm of FRA 77.
FRA 77 capsized and recovered 1 minute after the incident.
Neither board took a penalty.

Conclusion & Rules:

NED 2020 on port failed to keep clear of FRA 77 on starboard, and broke RRS 10.
NED 2020 did not avoid contact when it was reasonably possible, and broke RRS 14.
It was not reasonably possible for FRA 77, the right-of-way board, to avoid contact with NED 2020 when it was clear that NED 2020 was not keeping clear. FRA 77 did not break RRS 14.
FRA 77's score in race F4 was made significantly worse through no fault of her own by capsizing because of the action of NED 2020 that broke RRS 10 and was penalized. Therefore, the requirements for redress in RRS 62.1(b) as changed by RRS B5.62 are met.

Decision:

NED 2020 is DSQ in race F4.
Redress is given to FRA 77. FRA 77 is to be scored in race F4, points equal to the average, rounded to the nearest tenth of a point (0.05 to be rounded upward), of her points in the final series races sailed before the last scheduled day of the regatta if racing is later scheduled on that day, except race F4, but no worse than her finishing position. No other boat's score shall change.

Short Decision:

NED 2020 is DSQ in race F4. Redress given to FRA 77: average of all races in the final series before the last day of the series.

Decision Date Decision Time

27/10

21:55:57

Panel Chair

Ron Barak

Panel Members

Manuel Gamito, Walter Mielke, Yoann Peronneau, Baptiste VERNIEST