



PROTEST COMMITTEE DECISION

Case No: 1 With Case(s):

Race: 5

PARTIES

Boat or Committee or Person	Class/Fleet	Represented By/Not Present
Timoa	3	Andrew Gilmour
Lutine of Helford	2	James Youngman

WITNESSES

Name	Boat – Committee - Role
Aaron Woolf	Timoa
Giovanni Belgrano & Tancred Barrett	Whooper Lutine of Helford

Valid – Yes (if 'No' use Facts Found to document this decision)

Case Introduction: A part 2 incident at the start. Protested boat was offered the chance to take a scoring penalty but declined.

Procedural Matters: (Conflicts of Interest, parties not present, extending time limits)

None; protest was advised to the RC. Protested party heard hail but failed to see the protest flag displayed.

Facts found:

About 15 secs before the start of race 5 Timoa & Whooper were overlapped and close hauled on parallel courses on starboard tack approaching the line to start with Timoa to windward of Whooper. The gap between Timoa and Whooper was 1.5-2m.

Lutine, also on startboard tack but with more speed than both Timoa and Whooper was sailing a lower course and converging with Timoa and Whooper.

Timoa hailed Lutine to keep clear. Lutine luffed but as the gap between the boats narrowed, Timoa's heeling angle altered and her mast became more upright. There was contact between the mast of Timoa and the rigging of Lutine.

Timoa's port hull then made contact with the starboard side of Whooper's hull.

Timoa's masthead pennant and her windex was removed by part of the rig of Lutine.

Conclusion & Rules:

Lutine, as windward boat, failed to keep clear of Timoa to leeward, thereby breaking RRS 11. Lutine's alteration to windward was insufficient to avoid contact with Timoa, breaking RRS 14. Timoa failed to keep clear of Whooper, breaking RRS 14, but since her breach was a result of Lutine's breach, she is exonerated under RRS 43.1(a) for failing to avoid contact with Whooper.

Decision:

Lutine of Helford is DSQ race 5

Request to Withdraw:

Request Approved:

Protest Committee:

Bryan Willis, GBR (Chair); Mufti Kling, GER IJ; Sonia Mayes, GBR NJ; Elspeth Weisberg, BER IJ

Signed:

Date: 20th July 2023 time: 18.45hrs

International Jury: No