Hearing Decision



FRENCH OLYMPIC WEEK

Case Number	With Case	Race Number	Hearing Status
28		7	Closed

Type of Hearing

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

Valid	Date of Race	Received Time
yes	22/04	18:26:45

PARTIES

Class/Fleet	Fleet	Boat or Committee or Person	Represented By/Not Present
iQFOiL Men	Single	POL 23	Maciej Rutkowski
iQFOiL Men	Single	FRA 7	ADRIEN MESTRE

Witnesses

Name	Boat – Committee - Role
POL 636	

Case Summary:

Starboard and port situation with collision

Procedural Matters:

Observer : TILLIER Benjamin (Coach)

Panel with three members according to Appendix N1.4 (b)

Facts Found:

1. 18 knots and choppy waves race 7

2. Last downwind leg approaching the gate.

3. Boards were sailing at 25 knots.

4. POL23 on starboard, FRA7 on port on the layline

5. Boats were on collision course for 20 seconds

6. POL23 hailed 2 times

7. FRA7 and POL23 bore away at the same time and immediately a contact occurred at the middle of the boards.

8. Both boards capsized.

9. Damage (front wing foils and board) for POL23, sail mast broken for FRA7.

10. FRA7 retired

11. Before the incident POL23 was 4th.

12. POL23 finished the race 37th

Conclusion & Rules:

1. FRA7 on port failed to keep clear of POL23 on starboard, and broke RRS 10.

2. FRA7 did not avoid contact when it was reasonably possible, and broke RRS 14.

3. It was not reasonably possible for POL23 the right-of-way boat to avoid contact with FRA7 when it was clear that FRA7 was not keeping clear. POL23 did not break RRS 14.

4. POL23's place in race 7 was made significantly worse through no fault of her own by physical damage and capsized because of the action of FRA that was breaking RRS 10 and 14 and took an appropriate penalty.

5. Therefore, the requirements for redress in RRS 62.1(b) as changed by RRS B5.62 are met.

Decision:

1. Protest upheld. FRA7 took the applicable penalty and is not further penalized.

2. Redress is given to POL23 race 7. POL23 is to be scored points equal to the 4th position without changing the score of other boards.

Short Decision:

IQFoilMen POL 23 redress given:
scored 4th (without changing other boards) race 7

Decision Date	Decision Time
14/05	22:06

Panel Chair	Panel Members
Gonzalo Heredia	Romain Gautier, Alina Stratigiou