

Hearing Decision



FRENCH OLYMPIC WEEK

Case Number 4	With Case	Race Number 1	Hearing Status Closed
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Type of Hearing

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

Valid yes	Date of Race 25/04	Received Time 16:00:37
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PARTIES

Class/Fleet	Fleet	Boat or Committee or Person	Represented By/Not Present
FORMULA KITE M	Yellow	FRA 45	Nicolas Parlier
FORMULA KITE M	Yellow	ITA 50	Riccardo Pianosi

Witnesses

Name	Boat - Committee - Role
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Case Summary:

Procedural Matters:

The hearing was heard by a panel of three members in accordance with RRS N1.4(b).

Facts Found:

1. Wind speed: 20 knots
2. First upwind of race 1, 1 minute after the start.
3. FRA 45 and ITA 50 were sailing on starboard tack, with FRA 45 17 meters to windward and 5 meters astern of ITA 50.
4. ITA 50 looked behind him, didn't see FRA 45 and tacked to port tack.
5. FRA 45 immediately raised her kite, slowed down and bore off.
6. Both kite lines tangled.
7. ITA 50 jumped and contact occurred between ITA 50's right arm and FRA 45's right leg.
8. FRA 45 and ITA 50 took 5 minutes to untangle the lines.
9. FRA 45 did not finish race 1.
10. ITA 50 retired from race 1.
11. FRA 45 rested his leg on his coach's boat during the rest of race 1.
12. FRA 45 raced in race 2.

Conclusion & Rules:

1. ITA 50 on port failed to keep clear of FRA 45 on starboard, and broke RRS 10.
2. ITA 50 did not avoid contact when it was reasonably possible, and broke RRS 14.
3. It was not reasonably possible for FRA 45, the right-of-way kiteboard, to avoid contact with ITA 50 when it was clear that ITA 50 was not keeping clear. FRA 45 did not break RRS 14.
4. By retiring from the race, ITA 50 took the appropriate penalty under RRS F4.44.1(b).
5. FRA 45's score in race 1 was made significantly worse through tangle. Therefore, the requirements for redress in RRS 62.1 are not met.

Decision:

Protest upheld. ITA 50 took the applicable penalty and is not further penalized but the incident is counted to determine the number of tangles the kiteboard has caused during the event.

Redress is not given.

Short Decision:

ITA 50 retired, no further penalty. Redress not given.

Decision Date

26/04

Decision Time

17:33:19

Panel Chair

Alina Stratigiou

Panel Members

Gonzalo Heredia, Yoann Peronneau