

# Hearing Decision



## FRENCH OLYMPIC WEEK

<b>Case Number</b> 62	<b>With Case</b>	<b>Race Number</b> 12	<b>Hearing Status</b> Closed
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### Type of Hearing

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

<b>Valid</b> yes	<b>Date of Race</b> 28/04	<b>Received Time</b> 15:58:37
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### PARTIES

Class/Fleet	Fleet	Boat or Committee or Person	Represented By/Not Present
iQFOiL Men	Single	FRA 77	Pierre Le coq
iQFOiL Men	Single	FRA 1159	Benoît Merceur

### Witnesses

Name	Boat - Committee - Role
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### Case Summary:

### Procedural Matters:

1. Heard by a 3 person panel under RRS N1.4(b)
2. Nicolas HUGUET (coach of FRA 77) attended the hearing as an observer.
3. FRA 1159 did not come to the hearing, the hearing proceeded in accordance with RRS 63.3(b).

### Facts Found:

1. Wind 14 knots, choppy sea.
2. Slalom race.
3. Boards were approaching the first mark, both were foiling at 20-25 knots speed.
4. FRA 77 was close-hauled on starboard tack on her layline.
5. FRA 1159 was also on starboard tack, overlapped to windward of FRA 77.
6. Both were on converging courses and holding their courses.
7. Contact occurred between the boom of FRA 77 and the board of FRA 1159.
8. FRA 77 capsized.
9. Before capsizing, FRA 77 was in position 5 and she finished the race in position 16.
10. No damage, no injuries.
11. FRA 1159 took a 360°-turn penalty.

## Conclusion & Rules:

1. FRA 1159 to windward failed to keep clear of FRA 77 to leeward, and broke RRS 11 and 14.
2. FRA 1159 broke RRS 11 and took an appropriate penalty.
3. From the moment it was clear to FRA 77 that FRA 1159 would not keep clear, it was not possible for FRA 77 to avoid contact and so did not break RRS 14.
4. The place of FRA 77 in race 12 was made significantly worse through no fault of her own by capsizing because of the action of FRA 1159 that broke a rule of RRS Part 2 and took the appropriate penalty.

## Decision:

Redress is given to FRA 77.

FRA 77 is to be scored in race 12, average points based only on slalom races in the opening series, calculated as per RRS A9(a), subject to WS Case 116 and not worse than her finishing position.

No further penalty for FRA 1159.

### Short Decision:

iQFOIL men, redress given to FRA 77.

### Decision Date

28/04

### Decision Time

19:36

### Panel Chair

Line Juhl

### Panel Members

Arnaud Mante, Ana Maria Sanchez del Campo Ferrer