

# Hearing Decision



## FRENCH OLYMPIC WEEK

**Case Number** 68      **With Case**      **Race Number** 10      **Hearing Status** Closed

### Type of Hearing

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

**Valid**

**Date of Race**

28/04

**Received Time**

18:22:19

### PARTIES

Class/Fleet	Fleet	Boat or Committee or Person	Represented By/Not Present
49ER FX	Blue	GBR 379	Hannah Bristow
49ER FX	Blue	ESP 411	Marina Garau

### Witnesses

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

Downwind port-starboard incident

### Procedural Matters:

Heard by 3 person panel under RRS N1.4(b)

### Facts Found:

1. Wind 12-15 knots.
2. Downwind leg.
3. GBR 379 was on starboard tack and ESP 411 on port tack.
4. Boats were on converging courses and holding courses.
5. At 5 lengths distance between boats, ESP 411 was aiming the bow of GBR 379.
6. At 4 lengths distance between boats, ESP 411 is luffing slowly and was aiming the Middle of GBR 379.
7. At 2 lengths distance between boats, GBR 379 bore away sharply.
8. GBR 379's helmswoman moved from trapeze to inside the boat.
9. ESP 411 passed astern of GBR 379. The minimal distance between the hulls was appr. one boat length.
10. No contact, no injuries.
11. No boat took any penalty turn.

### Conclusion & Rules:

There was a reasonable apprehension of collision on the part of GBR 379.

ESP 411 on port failed to keep clear of GBR 379 on starboard, and broke RRS 10.

WS Cases 50 and 88.

### Decision:

ESP 411 is DSQ in race 10.

### Short Decision:

FX silver ESP 411 is DSQ

### Decision Date

28/04

### Decision Time

**Panel Chair**

Mateo Ferrer Skoknic

**Panel Members**

Klaus Lahme, Yoann Peronneau