



**EUROPEANS
2019**
7-14 APRIL / MALLORCA / SPAIN

Jury Decision

Case: 16
With Case (s): 19
Race: 9
Protest Board vs Board

BEFORE THE START OF THE HEARING

Exoneration Withdrawal Arbitration Written decision

Parties			
All parties present at the hearing			
Protestor:	Class / Group: RS:X Women Gold	Sail No: GBR 94	Represented by: Bryony SHAW
Protestee:	RS:X Women Gold	CHN 3	Yue TAN
Other Partie:			

Validity <i>select options</i>	<i>Enter comments as required</i>
No objections to protest Committee	
Protest/Request in time	
Written protest or request identifies the incident	
'Protest' hailed at first reasonable opportunity	
Red flag not required	
RC informed	
Protest/Request valid, hearing continued	

Witness:

Case Summary:

Procedural Matters:

Coco translator of CHN.

Fact Finds:
GBR 94 was sailing on starboard tack after mark 1 in the first position on a converging course with CHN 3 on port tack on the beat. After 20 seconds and when there were sailing parallels and at a distance of half meter, CHN 3 luffed and there was a contact with damage in between the bow of CHN 3 and scratches in the port side of GBR 94. Both competitors felt into the water. CHN 3 had an injury in her hand. After the incident CHN 3 did a 360 turn penalty. Both boards continued to sail all the races.

Conclusion and Rules applicable:
CHN 3 on port failed to keep clear of GBR 94 and broke RRS 10. CHN 3 did the appropriately penalty. It was not reasonably possible to GBR 94 to avoid the collision therefore she didn't broke RRS 14. The score of GBR 94 was significantly worse through no fault of her own, she capsized because of the action of a board that broke a rule of Part 2 and took the appropriately penalty and then she's entitled to redress.

Decision

Protest: dismissed <input type="checkbox"/>	Boat(s) is(are) disqualified from race(s)
Redress: not given <input type="checkbox"/>	Penalized as follows <input type="checkbox"/> : Given as follows <input checked="" type="checkbox"/> : Score GBR 94 in race 9 with the average points on all final series except the race in question but not worse than the position obtained in that race.
Request to reopen a hearing: denied <input type="checkbox"/> granted <input type="checkbox"/>	Parties informed of the decision (Date & time): 12-Apr 17:38

Jury Members:

Panel Chairman

A.Perez IJ ESP

Signed.

C.Watts IJ GBR

N.Shmueli IJ ISR

P.Macias NJ ESP

Scribe

G.Heredia IJ ARG