

# PROTEST COMMITTEE DECISION

Case No: 11 With Case(s):

Race: 4

## PARTIES

Boat or Committee or Person	Class/Fleet	Represented By/Not Present
SUI 100	Open	G. Wester
ESP 70	Open	Jose Latorre

WITNESSES	
Name	Boat – Committee - Role
	Jury

Valid – Yes

<b>Case Introduction:</b> Port and starboard before the start	
<b>Procedural Matters:</b> (Conflicts of Interest, parties not present, extending time limits)	
<b>Facts found:</b> Before the start of race 4, SUI 100 was reaching on starboard with a boat overlapped to windward and SUI 104 overlapped to leeward. ESP 70, on port, was on a converging course with SUI 100. ESP70 did not see SUI 100 until the boats were a boat length apart. SUI 100 bore away and ESP70 luffed. There was contact between the bow of ESP 70 and the starboard side of SUI100. The shroud of ESP 70 hit the bowman of SUI100. There was damage to the starboard rail of SUI 100 and to her forestay fitting. Both boats sailed in race 5. ESP 70 took a One-Turn Penalty.	
<b>Conclusion &amp; Rules:</b> ESP 70 on port did not keep clear of SUI 100 and broke RRS 10. ESP 70, keep clear boat, could reasonably have avoided contact and broke RRS 14. When it became clear that ESP70, keep clear boat, was not keeping clear it was not reasonably possible for SUI 100, right of way boat, to avoid contact. ESP 70 took an applicable penalty.	
<b>Decision:</b> No further penalty	
<b>Protest Committee:</b>  Antonio Matta, Gordon Davies, Jean Pierre Cordonnier, Miroslav Bjelajac (Chair), Paco Quinonero International Jury: Yes	
<b>Signed:</b>	Date, time: 17/6/22 at 20:25