

# RPEYC Wednesday Series 2023/2024

## PROTEST COMMITTEE DECISION

Case No: 1

Race: 11

### PARTIES

Boat or Committee or Person	Class/Fleet	Represented By/Not Present
The Holy Gale 6677	Division 4	Wolf d Breit
Tiarnie (2024)	Division 4	Charles Fairlie

### WITNESSES

Name	Boat – Committee - Role
Martin Taliacko	Tiarnie

### Valid – Yes/No

**Case Introduction:** Protest by The Holy Gale against Tiarnie involving Boat against Boat incident at leeward mark (N2), Not providing Mark room resulting in contact between boats.

#### **Procedural Matters:**

1. Protest Committee members declared that they had no conflicts of interest and no party objected to the members hearing the protest. In accordance with RRS 63.4
2. The requirements of RRS 61.1(a) & 61.1(a) (1) were met in that a red flag was displayed at the first opportunity and the notice of protest was lodged within the time limit specified in the Sailing Instructions

#### **Facts found:**

1. The wind was from the North East with a wind strength of approximately 10-15 knots
2. Both boats were sailing on a port reach towards the leeward mark N2,
3. Tiarnie was windward of The Holy Gale
4. Tiarnie entered the mark zone overlapped to windward of the Holy Gale
5. Tiarnie's headsail came into contact with the Holy Gale, no damage or injury occurred
6. Neither boat undertook penalty turns

#### **Conclusion & Rules:**

1. Tiarnie was overlapped and to Windward of The Holy Gale on entering the mark zone.
2. The Holy Gale was required to give mark room to Tiarnie
3. Tiarnie is exonerated for breaching Rule 14 through Rule 43.3

Rules applicable are RRS 18.2(b) & RRS 43.3

#### **Decision:**

The protest is dismissed.

#### **Protest Committee:**

Greg Mason (Chair), Ron de Wit, Mike Logan

**Signed:** 

9 January 9, 2024, time: 18:30Hrs