

# PROTEST COMMITTEE DECISION

Case No:

With Case(s): NA Race:

Wednesday Summer Pointscore 1 Race 11, 16 November 2022

## PARTIES

Boats	Class/Fleet	Represented By
Split Enz	Div 2	Paul Van Ruge
Libertine	Div 2	Geoffrey Donegan

WITNESSES	
Name	Boat

Valid – Yes

<b>Case Introduction:</b> A boat not giving buoy room at mark	
<b>Procedural Matters:</b> No conflicts of interest, parties present, protest lodged within time limit.	
<b>Facts found:</b>  1. Libertine entered into Arbitration and has chosen to accept a DPI of 30% as per sailing Instructions	
<b>Conclusion &amp; Rules:</b>	
<b>Decision:</b> Libertine was penalized 30% of starters but not exceeding score for DNF Libertine score for race is changed from 9 to 13	
<b>Request to Withdraw:</b> Paul Van Ruge 23/11/2022	<b>Request Approved:</b> Ross Ahrens 23/11/2022
<b>Protest Committee:</b> Arbitration Ross Ahrens LMYC	International Jury: No

Diagram not endorsed by the protest committee.

EVENT

LOGO

**HEARING REQUEST FORM and OTHER REQUESTS FOR ACTION BY THE PROTEST COMMITTEE**

Received Date: 10/11/22 Time: 5:10 By: R. Scott		Protest Time Limit:	Case Number:
1. Date of Race:	Series: Combined Palma	Race Number: 2	
<b>2. TYPE of HEARING</b> <input checked="" type="checkbox"/> Protest – (an allegation that one or more boats broke a rule) <input type="checkbox"/> Request for redress <input type="checkbox"/> Request to reopen a hearing (RRS 66)			
<input type="checkbox"/> Request to have a hearing full jury (RRS N1.4(b)) <input type="checkbox"/> Report for DP Penalty (RRS 64.6) <input type="checkbox"/> Report concerning a Support Person <input type="checkbox"/> Report of Misconduct (RRS 69)			
<b>3. MY DETAILS – The INITIATOR – the protestor, the person making the allegation, request or report</b>			
Class/Fleet: Div 5	Sail No/Boat Name: 6069	OR	Committee:
Represented By: myself	Name: RODNEY SCOTT	Telephone: 0401926764 e-mail: rodney.scott@mcsmile.edu.au	
<b>4. The RESPONDENT – protestee, committee for redress, support person, person reported for misconduct.</b>			
Class/Fleet or Committee:	Sail No/Boat Name/Person: 3909 GLEN PICASSO	Telephone (if known): 0728 626 534 theculprit@bigpond.com	
<b>5. INFORMING the PROTESTEE – If you are protesting, how did you inform the boat of your intention to protest?</b>			
By hailing: <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes			
Displaying Red Flag: <input type="checkbox"/> Not required <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes			
Informed some other way: <input type="checkbox"/> No <input type="checkbox"/> Yes			
<b>6. The INCIDENT When and Where?</b>		<b>Diagram (if relevant): Include wind and current.</b>	
<b>Brief Description.</b> A few seconds after the start boat 3909 (Yingyong) came across my port tack and did not give way or change tack. This meant I had to race rapidly downwind of 3909 to avoid a collision. 3 other boats were witnesses to this & members of the start boat.			
Rules that apply:		Names of witnesses:	

Continue on the back of this form or other paper if necessary.

LOGO

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