

Hearing Decision



Central and South American Championship 2023

Case Number
13

With Case

Race Number
5

Hearing Status
Closed

Type of Hearing

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

Valid
yes

Date of Race
20/02

Received Time
19:32:30

PARTIES

Class/Fleet	Fleet	Boat or Committee or Person	Represented By/Not Present
ILCA 7	Single	PER 211271	Renzo Sanguinetti
ILCA 7	Single	ARG 213312	Juan Pablo Bisio

Witnesses

Name	Boat - Committee - Role
Piero Castañeda	PER 204448

Case Summary:

Rule 10 incident in the vicinity of the top mark. Also a request for redress for a penalty of rule 42 imposed by a jury during the incident.

Procedural Matters:

1. ARG 213312 did not come to the hearing, the hearing proceeded in accordance with RRS 63.3(b).
2. Piero Castañeda assisted the hearing as a witness of the incident.
3. At the beginning of the hearing PER 211271 clarified that he intended to request redress for a situation connected to this protest. The IJ allowed the hearing to be changed from "protest" to "protest and request for redress" as permitted by rule 64.1.c

Facts Found:

1. PER 211271 on starboard tack and ARG 213312 on port tack were approaching the first upwind mark on converging course.
2. ARG 213312 was 1/2 boat length to leeward of the port layline. PER 211271 was fetching the mark on the starboard tack layline.
3. When they were at 1 metre distance, they were aiming bow to bow.
4. PER 211271 bore away sharply and past astern of ARG 213312 at 30 cm distance.
5. PER 211271 was penalized by a Jury for an infringement of rule 42 just after he wore away
6. PER 211271 requested a redress for the yellow flag.

Conclusion & Rules:

1. ARG 213312 on port failed to keep clear of PER 211271 on starboard, and broke RRS 10.

2. PER 211271 place in race 5 was made significantly worse through her own fault. Therefore, the requirements for redress in RRS 62.1 are not met.

Decision:

1. DSQ ARG 213312 in race 5

2. Redress not given

Short Decision:	Decision Date	Decision Time
DSQ ARG 213312 in race 5 Redress not given	21/02	20:39:31
Panel Chair Gonzalo Risco	Panel Members Claudio Fontecha, Clara Ibarborde, Claudio Salvatore, Santiago Villamil	