



Jury Decision

Case: 14
With Case (s): 15, 16
Race: 6
Boat Requests Redress

Parties

	Class / Group:	Sail No:	Represented by:
Protestor:	Sonar	USA1 GBR1 GER11	Rick_Doerr H._Stodel J._Kroker
Protestee:	Race Committee		Peter Van Muyden

Witness:

Represented by:	Role:
Jake Megaffin - RC, Andre Simoes Re - RC	Costas Tsantilis - TD
Alexander Wang-Hansen NOR 1,	Paul Tingley CAN 835,
Eric Flageuc FRA 840, Dror Cohen ISR 1, Vasilis Cristophoru GRE 1	

Validity: Protest or request valid

Case Summary:

Procedural Matters:

Prior to the hearing the international jury posted a notice inviting competitors to appear as witnesses should they so desire.

Fact Finds:

The starting signal of race 6 was given at 14:28.

Time limit for a race was 100 minutes.

TD and his assistant were in the Sonar's racing area and monitoring the race. As the wind was continuously decreasing the TD had radio conversations with the CRO during the race concerning the quality and the fairness of the competition for the fleet.

When boats were sailing on the second upwind leg, the RC measured the wind, which was dropping down to 3.5 knots.

RC decided to shorten the course and displayed flag S at the second upwind mark.

GBR 1 crossed the finishing line.

Without knowledge that GBR had finished, the TD and his assistant instructed CRO to abandon the race.

One minute after GBR finished, the RC displayed flag N to abandon the race.

After the N was displayed and before the S was removed GER 11 crossed the finishing line.

After the RC removed the S flag and unanchored the boat FRA 840, USA 1 and a number of other boats passed the mark.

The wind reading by RC after the N flag was displayed, showed continuous dropping from 2.7 knots down to 0.9 knots.

Conclusion and Rules applicable:

When RC abandoned the race as instructed by the TD and his assistant, the consequences for all boats in the race were considered as required by RRS 32.1.

The IFDS Race Management Manual (RMM) Part 1 rule 9.3 gives the TD the authority to require the RC to abandon the race.

Before TD instructed RC to abandon the race he considered the wind and the quality of the racing, required by the IFDS RMM Part 1 Rule 9.3.

There was no improper action or omission of the TD or RC by abandoning the race.
The requirements for redress under RRS 62.1(a) have not been met.

Decision:
Redress not given

Parties informed of the decision (Date & time): Friday, August 22 2110hrs

Jury Members:

<i>Panel Chairman</i> Lynne Beal (CAN) <i>Signed.</i>	Pat Healy (USA)	Henry Sleutel (NED)	Cesar Sans (ESP)	<i>Scribe</i> Andrus Poksi (EST)
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