

Royal New Zealand Yacht Squadron

Protest Committee Decision

Date of Hearing:	21/01/2019		
Date of Incident:	10/12/2018		
Event:	S34 Sprints		
Race Number:	14		
Boat Protesting, or Requesting Redress, or Reopening:	Phlyer	Sail Number	4943
Boat Protested:	Redress		Race Committee
Representatives	Protestor	Roger Purdy	
	Protestee	Race Committee	
Validity	Protest Valid, hearing continued		

Facts Found

- 3rd race of 4 on the night
- Prior to the second windward leg Mark 1 was removed, albeit incorrectly as Race Officer's instruction was to lift offset Mark 1a which was drifting with the tide.
- No replacement mark laid, no M flag and sound signal (Rule 34)
- Phlyer, as lead boat headed for location of Mark 1 as per leg 1.
- Visibility was limited due to evening sun.
- Observing Mark 1 not laid Phlyer headed for, and rounded, Mark 1 offset mark.
- Following boats observing Phlyer not heading for original mark location also went to offset mark rounding ahead of Phlyer and placing Phlyer in 3rd place.
- Phlyer requested redress, no request from other competitors.

Conclusion

Phlyer's position in race 14 was made significantly worse through an improper action or omission of the Race Committee through no fault of her own. (Rule 62.1a).

Decision

Phlyer to be awarded points in Race 14 equal to the average finishing position of all races sailed on the night.

Protest Committee

John Kirkman (Chairman), Blair Park, Sean Bainbridge

Date & Time Decision Advised

21/01/2019 at approximately 6:30pm