



ROYAL NEW ZEALAND YACHT SQUADRON

# PROTEST HEARING DECISION

PROTESTOR	<b><i>Princess (809)</i></b>	REPRESENTED	Bruce Ross
PROTESTEE	<b><i>Touch of Gloss (1999)</i></b>	REPRESENTED	Phil Douglas
PROTESTEE	<b><i>Benefitz (1992)</i></b>	REPRESENTED	Craig Bowie
SERIES	Rum Race Winter	DIVISION	E
RACE & DATE:	8 2/9/22	HEARING DATE	5/9/22 1800

## Validity/Procedure:

- Hearings 1, 2 & 3 were heard together in accordance with RRS 63.2 since they related to the same incident.
- The Protests were valid and the hearing continued

**Observer:** Tom Macky

## Witnesses:

- Tony Knight for *Princess on Psyche*
- James Russell for *Touch of Gloss*
- Jo Clarke for *Touch of Gloss*

## Facts Found:

- The breeze was from NE approximately perpendicular to the start line, outgoing tide, all three boats on port tack
- 30 seconds from the start *Princess* was on a course to lay the pin end of the start line, the Westhaven Outer Distance Mark
- *Touch of Gloss* was astern of *Princess*. *Benefitz* was further astern of them both and well above the lay-line to the ODM
- *Touch of Gloss* obtained a windward overlap on *Princess* with 1m separation and attempted to sail between *Princess* and the ODM
- *Benefitz*, sailing lower and faster than *Princess* and *Touch of Gloss* established a windward overlap on both boats and attempted to sail between them and the ODM
- *Princess* bore away causing her stern to swing towards *Touch of Gloss*
- Contact occurred between *Princess*' port quarter and starboard side of *Touch of Gloss*. Damage to port quarter push-pit of *Princess*
- No boat took a penalty turn

## Conclusions And Rules That Apply:

- *Benefitz* to windward failed to keep clear of *Princess* and *Touch of Gloss* to leeward and broke RRS 11
- *Touch of Gloss* to windward failed to keep clear of *Princess* to leeward and broke RRS 11
- *Princess* did not act to avoid contact when it was reasonably possible and when it became clear that *Touch of Gloss* was not keeping clear and broke RRS 14



ROYAL NEW ZEALAND YACHT SQUADRON

**Decision:**

- *Benefitz* DSQ
- *Touch of Gloss* DSQ
- *Princess* DSQ

**Protest Committee Panel:** Blair Park, Louis Mayo, Alex Lee

**Decision Advised:** 19:50 5/9/22