

Middle Harbour Yacht Club Inshore Summer Series

Protest No. 4 and Request for Redress No 5

Race 4

MH53 *Gogo* v MH 101 *Rock Solid*

Hearing at Middle Harbour Yacht Club, on 24 February 2016 at 19:00 Hours.

***Gogo* was represented by: Matthew Watt**

***Rock Solid* was represented by: Mitchell Miller**

FACTS FOUND

1. Race 4 was sailed in wind S 15kt.
2. *Gogo* and *Rock Solid* were sailing downwind on starboard tack.
3. *Gogo* became overlapped within two of her hull lengths to leeward of *Rock Solid*.
4. *Gogo* was sailing a higher course than *Rock Solid* to reach an area of better wind.
5. *Rock Solid* did not change course.
6. There was contact when the main sheet of *Rock Solid* fouled a winch of *Gogo*, dislodging the winch from the deck.
7. *Gogo* retired.
8. Neither boat took penalty turns.

CONCLUSION AND RULES THAT APPLY

- A. *Gogo* did not sail above her proper course. *Gogo* did not break rule 17.
- B. *Rock Solid*, to windward on the same tack, did not keep clear of *Gogo*. *Rock Solid* broke rule 11.
- C. It was not reasonably possible for *Gogo* to avoid contact. *Gogo* did not break rule 14.
- D. *Rock Solid* did not avoid contact with *Gogo* when it was reasonably possible to do so. *Rock Solid* broke rule 14.

DECISION

***Rock Solid* is disqualified from Race 4.**

CONSIDERATION OF REDRESS

FACTS FOUND

1. *Rock Solid* requested redress for giving help to *Gogo* in accordance with rule 62.1(c).
2. The protest committee considered redress for *Gogo* in accordance with rule 60.3(b).
3. Estimated time to repair *Gogo* was one week.
4. There will be no further races in the series for at least two weeks.

CONCLUSION AND RULES THAT APPLY

- A. The score of *Rock Solid*, having been disqualified, was not made worse by *Rock Solid* giving help. *Rock Solid* is not entitled to redress in accordance with rule 62.1.
- B. The score of *Gogo* was made significantly worse by physical damage caused by *Rock Solid* breaking rules 11 and 14. *Gogo* is entitled to Redress in accordance with rule 62.1(b).

DECISION

Redress is not given to *Rock Solid*.

***Gogo* is to be scored points equal to the average, to the nearest tenth of a point (0.05 to be rounded upward), of her points in all the races before race 4**

John Allan
Chairman

Protest Committee: John Allan NJ, John Crawford, Phil Chisholm