

# PROTEST COMMITTEE DECISION

## VX One Nationals Race: 2 22 January 2022

### PARTIES

Boat or Committee or Person	Class/Fleet	Represented By/Not Present
Lets Be Natural (LBN)	VX One	Ben Pfitzner
Pitch and Roll (P & R)	VX One	Not Present

WITNESSES	
Name	Boat – Committee - Role
Nil	

Valid – Yes

<p><b>Case Introduction:</b></p> <ul style="list-style-type: none"> <li>A boat-on-boat incident at the top mark, second lap, Race 2. VX One Nationals.</li> </ul>	
<p><b>Procedural Matters:</b></p> <ul style="list-style-type: none"> <li>Sailing Instructions Rule 1.4 Appendix T was applied.</li> <li>P &amp; R were verbally invited to a mediation meeting, they declined.</li> <li>LBN verbally notified P&amp;R of their intention to protest, P&amp;R advised LBN to attend without them.</li> <li>P &amp; R were notified by the Jury by text and telephone of hearing with no response.</li> <li>Hearing was delayed by 10 minutes waiting for P &amp; R to appear, hearing commenced without them</li> </ul>	
<p><b>Facts found:</b></p> <ul style="list-style-type: none"> <li>LBN was close hauled laying the top mark, in the zone for the second rounding on starboard tack.</li> <li>P &amp; R was on port tack laying the top mark within the zone on their second lap.</li> <li>LBN hailed starboard to P &amp; R.</li> <li>With no response and to avoid a collision LBN at approximately ½ a boat length before the top mark, luffed head to wind to avoid contact with P &amp; R.</li> <li>P &amp; R tacked onto starboard at the mark with the room made by LBN.</li> <li>There was no contact between LBN and P &amp; R.</li> <li>LBN hailed protest and told them to do their turns.</li> <li>P &amp; R continued to sail to the offset mark without taking their penalty.</li> </ul>	
<p><b>Conclusion &amp; Rules:</b></p> <p>LBN was the right of way boat. P&amp;R forced LBN to sail above a close hauled course to avoid contact. RRS 18.3 and 63.3(b)</p>	
<p><b>Decision:</b></p> <p>P &amp; R to be scored DSQ in Race 2</p>	
<p><b>Request to Withdraw:</b></p>	<p><b>Request Approved:</b></p>
<p><b>Protest Committee:</b> National Jury: Yes            Name David Brookes ,NJ (Chair), Neville Willis ,IJ, Erica Kirby, NJ, David Irvine, CJ, Robyn Tames</p>	
<p><b>Signed:</b></p>	<p>Date: 22 January 2022</p>