

# **Royal Sydney Yacht Squadron Sydney Flying Squadron**

## **Protest Hearing Flying Fish/1023 vs Barracuda/6778**

Hearing at the RSYS on Wednesday 16<sup>th</sup> February 2011

**Events:** RSYS Main Series, Heat 20.  
RSYS Summer Series, Heat 5.  
RPEYC Main Series, Heat 9.  
SFS Club Championship.

**Flying Fish**, represented by; Leanne Gould  
**Barracuda**, represented by; Greg Nelson

### **VALIDITY**

1. Following the collision on Saturday 12<sup>th</sup> February, FLYING FISH returned to the club immediately and advised the Commodore of SFS of the collision as soon as she reached the shore.
2. The Commodore stated that no protest forms were available and one would be provide to FLYING FISH the following day.
3. The following day FLYING FISH completed the protest form and emailed it to both the Sydney Flying Squadron and the Royal Sydney Yacht Squadron.
4. The Protest Committee found there was good reason to extend the time limit.
5. The Protest Committee using rule 61.1(a)(3) declared the protest valid.

### **FACTS FOUND**

1. FLYING FISH was close hauled on starboard tack.
2. BARRACUDA was closed hauled on port tack on a collision course with FLYING FISH.
3. FLYING FISH hailed BARRACUDA 'starboard' when they were approximately 5 to 6 boat lengths apart.
4. FLYING FISH commenced to luff at 2 to 3 boat lengths from BARRACUDA, believing a collision was imminent.
5. At the same time that FLYING FISH started to luff , BARRACUDA commenced to bear away.
6. A collision occurred between FLYING FISH and BARRACUDA causing serious damage to FLYING FISH.
7. BARRACUDA asked FLYING FISH if either of the crew were injured and was advised they were not.

### **CONCLUSION**

1. BARRACUDA being port tack boat failed to keep clear of FLYING FISH, a starboard tack boat.
2. Both FLYING FISH and BARRACUDA took action to avoid the collision.
3. FLYING FISH incurred physical damage because of the action of a boat that was breaking a rule of Part 2.

**RULES APPLICABLE**

10, 14, 61.1(a)(3), 61.3, 64.2 and A10(a).

**DECISION**

1. BARRACUDA is to be scored DSQ in the above RSYC and RPEYC events.
2. FLYING FISH is granted redress in accordance with Appendix A 10(a) for the SFS Club Championship in the race in question.

*Lister Hughes*

Chairman

16<sup>th</sup> February 2011.

**Protest Committee:** Chris Harper RSYS, Lister Hughes RPEYC, Peter Sorensen SFS