

# **Royal Sydney Yacht Squadron**

**EVENT: International Etchell Class NSW State Championship**

**PROTEST No 2**

**Race 1**

**Barry AUS 947 v Magpie AUS 924**

**Hearing at RSYS on Friday, 26<sup>th</sup> February 2010**

**Protest Committee; Douglas Talty, Bernie van't Hof & John Kirkjian,**

**Magpie represented by; G.Warrington**

**Barry represented by; D. King**

## **FACTS FOUND**

- 1. The protest was lodged out of time however the protest committee believed there were good reasons to extend the time for filing owing to the prevailing weather conditions and the distance from the finishing line to the RSYS that the boats had to travel.**
- 2. Barry was sailing close hauled on starboard tack**
- 3. Magpie was sailing close hauled on port tack.**
- 4. Barry and Magpie were sailing on a collision course.**
- 5. Barry called "starboard" to Magpie a number of times.**
- 6. Magpie held her course.**
- 7. Barry believing a collision to be imminent tacked on to port in an attempt to avoid contact with Magpie and hailed protest and displayed a red flag.**
- 8. Simultaneously Magpie tacked on to starboard.**
- 9. No contact occurred.**

## **CONCLUSION**

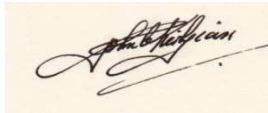
- 1. The protest is valid.**
- 2. Magpie a port tack boat failed to keep clear of Barry a starboard tack boat.**

## **RULES APPLICABLE**

**RRS 10, 61.3 and ISAF Case 50**

## **DECISION**

**1 Magpie is to be scored DSQ in race 1**

A handwritten signature in black ink on a light beige background. The signature is cursive and appears to read "John Kirkjian".

***John Kirkjian.***  
Chairman

**10**

### **ON OPPOSITE TACKS**

When boats are on opposite *tacks*, a *port-tack* boat shall *keep clear* of a *starboard-tack* boat.

**61.3**

### **Protest Time Limit**

A *protest* by a boat, or by the race committee or protest committee about an incident the committee observes in the racing area, shall be delivered to the race office within the time limit stated in the sailing instructions. If none is stated, the time limit is two hours after the last boat in the race *finishes*. Other race committee or protest committee *protests* shall be delivered to the race office no later than two hours after the committee receives the relevant information. The protest committee shall extend the time if there is good reason to do so.