

**International Dragon Class 2009 Australasian
Championship**
Incorporating the Prince Philip Cup & Ted Albert Memorial Regatta

Protest No. 2/3

Race 4

Taranui DAUS 184 & Murka 9 DRUS 99

Hearing at the Royal Sydney Yacht Squadron, Kirribilli on the 8th January 2009 at 1900 Hours.

Protest Committee: Timothy Cox, Peter Edwards & Chris Harper.

DAUS 184 represented by: M. Whitnall ; crew witness J. Dwyer

DRUS 99 represented by: I. Ivasnintsov ; with Olga as an interpreter and M.Muratau as an independent witness.

FACTS FOUND

1. DAUS 184 had established an overlap well before entering the zone and maintained it until altering course for the mark rounding.
2. DAUS 184 with an inside overlap with DRUS 99 about one boats length to windward approached the mark together on port gybe spinnakers set.
3. Both DAUS 184 and DRUS99 gybed simultaneously when about abeam the mark; DRUS 99 Spinnaker down DAUS 184 continuing to recover her spinnaker.
4. DRUS 99 completed the gybe to starboard tack to round the mark. DAUS 184 experienced difficulties recovering her spinnaker and completing the gybe to round the mark resulting in DAUS184 sailing further from the mark than required to sail a proper course. (Confirmed by the independent witness and DAUS 184 crew witness).
5. DRUS 99 made contact with DAUS 184's port quarter (broken backstay and runner).
6. DRUS 99 failed to take sufficient action to avoid contact.

CONCLUSION

1. The protest was valid.
2. AUS 184 broke rule 18.4
3. DRUS 99 broke rule 14.

RULES APPLICABLE:

RRS: 18.4, 14.

DECISION:

1. Both DAUS184 and DRUS 99 be recorded as disqualified.

Timothy Cox
Chairman

18.4 Gybing

When an inside overlapped right-of-way boat must gybe at a mark to sail her proper course, until she gybes she shall sail no farther from the mark than needed to sail that course. Rule 18.4 does not apply at a gate mark.

14 Avoiding Contact

A boat shall avoid contact with another boat if reasonably possible. However, a right-of-way boat or one entitled to room or mark room

- (a) need not act to avoid contact until it is clear that the other boat is not keeping clear or giving room or mark room, and
- (b) shall not be penalized under this rule unless there is contact that causes damage or injury.