

Royal Sydney Yacht Squadron

Saturday 14/10/23

Protest:- Casamajor Vs Euphoria

Hearing at Royal Sydney Yacht Squadron on 17th October 2023 at 2000

Both parties were contacted and agreed to waive their right to be present

Validity

The protest was received by the race office within the time frame allowed in the SIs

There was serious damage to Casamajor and as such the requirements of RRS 61.1(a) are not required. Euphoria acknowledged they were contacted within the time limit stipulated in the SIs as per RRS61.1(a)(4)

The protest is deemed valid

Facts found

1. There was a collision between Casamajor and Euphoria
2. There was “serious damage” to Casamajor
3. Euphoria has admitted they were the clear astern keep clear boat
4. Both Casamajor and Euphoria retired from their races
5. Casamajor’s repairs will require several weeks to complete affecting their ability to race in the series.

Conclusion

1. Euphoria was the clear astern keep clear boat (RRS12)
2. RRS44.1(b) states “if the boat caused injury or serious damage or, despite taking a penalty, gained a significant advantage in the race or series by its breach their penalty shall be to retire”
3. Casamajor, through no fault of her own, may be made significantly worse by an action of another boat that was breaking a rule of Part 2 (RRS62.1)

Rules Applicable

RRS12, 44.1(b), 61.1(a)(4), 62.1, 64.2(a)

Decision

1. In retiring Euphoria has taken the applicable penalty and “shall not be further penalized” (RRS64.2(a))
2. Due to extent of damage Casamajor is to be awarded redress in the form of average points for a maximum of 4 race i.e. the races on the 14th(this race), 21st, 28th October and 4th November.

Peter Campbell Lowndes

AS65217

Protest Committee Chairperson

Protest Committee: Peter Lowndes (RSYS) , Peter McCorquodale (SASC), Peter Davison (RSYS)