

**PROTEST COMMITTEE DECISION**

Case No: 2

With Case(s):

Race: 6

PARTIES

Boat or Committee or Person	Class/Fleet	Represented By/Not Present
THA 52	Optimist	Nanaphat Poonthong
CHN 1266	Optimist	Liu Hao Chen

WITNESSES

Name	Boat – Committee - Role
Bungamin Klong	THA 928

Valid – Yes (if 'No' use Facts Found to document this decision)

Case Summary:

Mark rounding incident while last leeward mark rounding.

Procedural Matters

Protest lodged within the time limit and protestor informed her protest to Finish boat after finish.

CHN 1266 translator: Ye Song Yi (CHN 262)

THA 52 translator: Rut Subniran

Facts found:

1. Wind was 10 ~ 14 knots and sea state was calm.
2. THA 716, THA 52 and CHN 1266 were approaching the last leeward mark.
3. All boats were on port tack and THA 716 and 52 were almost bow-to-bow overlapped when they entered the zone and THA 716 was windward.
4. CHN 1266 was about half a boat length clear astern and a boat width windward of THA 52.
5. THA 52 gave mark-room to THA 716 and rounded outside THA 716. THA 52 was less than a boat length from the mark.
6. CHN 1266 was faster and rounded the mark inside THA 52.
7. CHN 1266's boom end hit THA 52's head while they were rounding the mark.
8. There was no injury or damage and no boat took penalty turns.

Conclusion & Rules:

CHN 1266, clear astern at the time THA 52 reached the zone, failed to give THA 52 mark-room, and broke RRS 18.2(b).

CHN 1266 to windward failed to keep clear of THA 52 to leeward, and broke RRS 11.

CHN 1266 did not avoid contact and broke RRS 14.

THA 52, the right-of-way boat and a boat entitled to mark-room was unable to avoid contact when it became clear that CHN 1266 was not giving mark-room. Therefore, THA 52 did not break RRS 14.

Decision:

CHN 1266 is DSQ in Race 6.

Protest Committee:

International Jury: Yes
Tom Sheppard. HKG, IJ(Chair): Sungchul Jeong. KOR, IJ: Kira Pecherska. SGP, NJ.

Signed:

Date, time: 6 Dec 2018. 1730 PM