

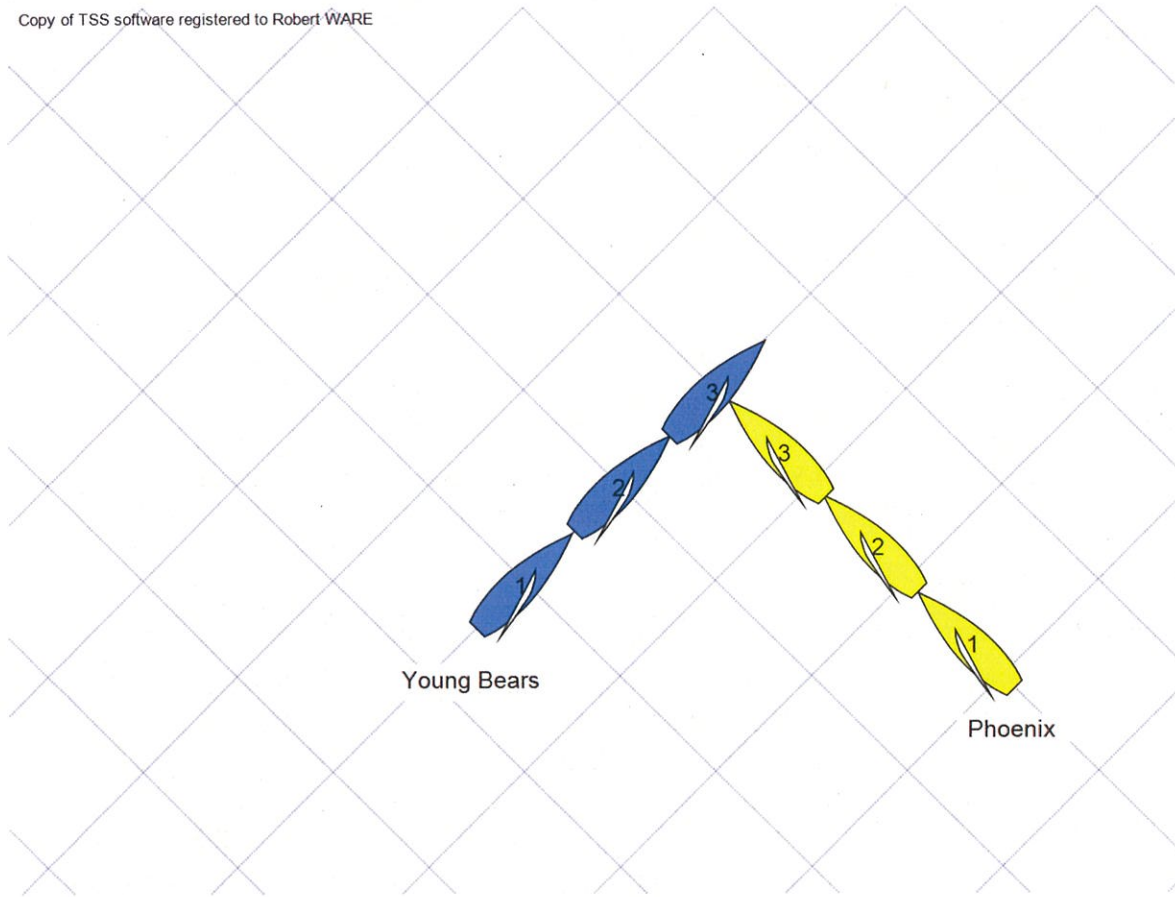


Decision of Protest Committee

Protest Number:	1	
Protest Heard With:	N/A	
Date of Hearing:	09/02/2021	
Event:	MBB Saturday Aggregate	
Class:	N/A	
Date of Incident:	30/01/2021	
Race Number:	3	
Boat Protesting (or requesting redress):	Sm927 Phoenix	Represented by: Alex Tseberg Witness: Lachlan Schonfelder
Boat(s) Protested:	Sm441 Young Bears	Represented by: Graeme Matthews Witness: Sally Williams
Translator(s):	n/a	
Validity:	Valid.	
Facts Found:	<ol style="list-style-type: none">1. The wind was approximately 20 knots2. Phoenix was sailing on starboard tack towards the windward mark.3. Young Bears was sailing on port tack towards the windward mark.4. The boats were sailing on a converging course.5. The boats had been established on their respective tacks for considerable time: 20 mins for Phoenix and 7 mins for Young Bears.6. Neither boat was aware of the presence of the other boat.7. Neither boat hailed the other boat prior to contact.8. Neither boat altered course prior to contact.9. The bow of Phoenix struck the starboard gunwhale amidships of Young Bears.10. Both boats sustained serious damage and the loss of both masts.11. Both boats retired from the race:	
Diagram:	Refer to attached diagram from PC (pg. 2)	
Conclusions:	<ol style="list-style-type: none">1. Young Bears did not keep clear of Phoenix.2. Both Young bears and Phoenix failed to avoid contact that may have been reasonably possible to avoid if one or both boats had seen the other.	
Rules that Apply:	10, 14, Case 107	
Decision:	Both boats retired from the race and no further penalties apply.	
Protest Committee:	Darren Eger (Chairperson), Robert Ware, Jack Fullerton	
Chairman's Signature:		
Decision Advised:	09/02/2021	

Protest Committee Diagram:

Copy of TSS software registered to Robert WARE



20/1/2021 . 17:43 R.

Received by race office: Number Date and time Signature

PROTEST FORM – also for requests for redress and reopening

Fill in and tick as appropriate

1. EVENT WMB Saturday Organizing authority SYC Date 20/1/21 Race no. WBB Reg # 3

2. TYPE OF HEARING
Protest by boat against boat Request for redress by boat or race committee
Protest by race committee against boat Consideration of redress by protest committee
Protest by protest committee against boat Request by boat or race committee to reopen hearing
Consideration of reopening by protest committee

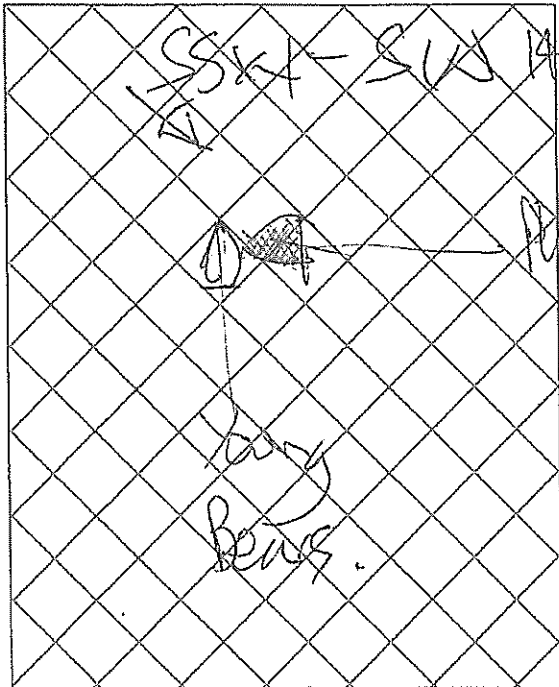
3. BOAT PROTESTING, OR REQUESTING REDRESS OR REOPENING
Class DIV 3 Fleet Sail no. SM927 Boat's name PHOENIX
Represented by Alex Teboev Tel., e-mail 047 343 859

4. BOAT(S) PROTESTED OR BEING CONSIDERED FOR REDRESS
Class DIV 3 Fleet Sail no. SM441 Boat's name Yong Bears

5. INCIDENT
Time and place of incident 3.0p Port Phillip Alex Teboev
Rules alleged to have been broken Witnesses VLADIMIR HLOCOVAK

6. INFORMING PROTESTEE How did you inform the protestee of your intention to protest?
By hailing When? Immediately Words used Protest
By displaying a red flag When? after we were secured
By informing her in some other way Give details by VHF on 7

7. DESCRIPTION OF INCIDENT (use another sheet if necessary)
Diagram: one square = hull length; show positions of boats, wind and current directions, marks.



SSK - SW 14-15 kn.
PHOENIX ON STARBOARD TACK
COLLIDED WITH
YONG BEARS ON
PORT TACK.

THIS SIDE FOR PROTEST COMMITTEE USE

Number Heard together with numbers

Fill in and tick as appropriate

Withdrawal requested Signature Withdrawal permitted

Class Fleet Race Protest time limit

Protest, or request for redress or reopening, received within time limit Time limit extended

Protestor, or party requesting redress or reopening, represented by

Other party, or boat being considered for redress, represented by

Names of witnesses

Interpreters

Remarks

No objection about interested party

Written protest or request identifies incident

'Protest' hailed at first reasonable opportunity

No hail needed; protestee informed at first reasonable opportunity

Red flag conspicuously displayed at first reasonable opportunity

Protest or request valid; hearing will continue Protest or request invalid; hearing is closed

FACTS FOUND

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Diagram of boat is endorsed by committee Committee's diagram is attached

CONCLUSIONS AND RULES THAT APPLY

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DECISION

Protest: dismissed Boat(s) is (are) disqualified from race(s)
penalized as follows :

Redress: not given given as follows :

Request to reopen a hearing: denied granted

Protest committee chairman and other members

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Chairman's signature

Date and time