

8. Race 10 Short Haul FAD 15 2007.

Protest Hearing = Blew Away v Big Kahoona

Hearing at Cronulla Sailing Club on Thursday 15th February 2007

Event RMYC-PH, CSC Combined Offshore Race 3rd February 2007

Blew Away represented by Paul Kelly

Big Kahoona represented by Steve McManus

Facts Found

- 1 Protest is valid
- 2 L'attitude, Big Kahoona and Blew Away were all on Starboard tack with Blew Away to windward.
- 3 Blew Away tacked believing she heard a hail for water.
- 4 L'attitude and Big Kahoona continued on Starboard tack.
- 5 Blew Away hailed protest.

Conclusion

No hail for room was made

Decision

Protest dismissed

Protest Committee

Andrew Baglin - Chairman

Mark Brady

Michael Wolf

7. Results Race 5 (Port Hacking to Port Jackson) subject to protest.

Shaya Moya vs. Sea Hawk

Shaya Moya vs. Stampede

After initially hearing evidence concerning the display of a suitable flag, the notification to the protested boats and the payment of the protest fees, the protest committee accepted the validity of the protests which were then heard together. It emerged from evidence given during the hearing that the flag was not displayed at the first reasonable opportunity as required by Rule 61.1(a) and as indicated on the protest forms. The protest was then declared invalid and the hearing was closed.

[Ross Moller](#) - Secretary Sailing Committee Cronulla SC

6. Protest Kahoona v Avanti - Race 3 Short Haul Series October 2005 02/11/05

Facts Found:

1. Protest is Valid.
2. Both boats were on **Starboard** gybe with *Kahoona* 40m to leeward of *Avanti*.
3. *Avanti* gybed onto **Port**, and hailed "Out of Control".
4. *Kahoona* hailed "Starboard".
5. *Avanti* luffed on **Port** tack.
6. *Kahoona* altered course and gybed onto **Port** in an attempt to avoid a collision.
7. Collision occurred between the end of *Kahoonas* boom and the port rear quarter of *Avanti* causing damage to the top life line and pushpit of *Avanti* and the spinnaker of *Kahoona*.

Conclusion:

Avanti as port tack boat failed to keep clear of *Kahoona*, a starboard tack boat, as required by RRS 10. As contact occurred both boats broke RRS 14, however *Kahoona*, being a right of way boat that did alter course to avoid the collision cannot be penalised under this rule.

Decision:

Avanti is to be scored DSQ in Short Haul 3, October 22nd 2005, under RRS 10 and RRS 14. *Kahoona's* request for redress under RRS 62.1 is denied as no significant worsening of her position in the race occurred, hence the criteria for RRS 62.1 are not met.

Protestor: Steve McManus

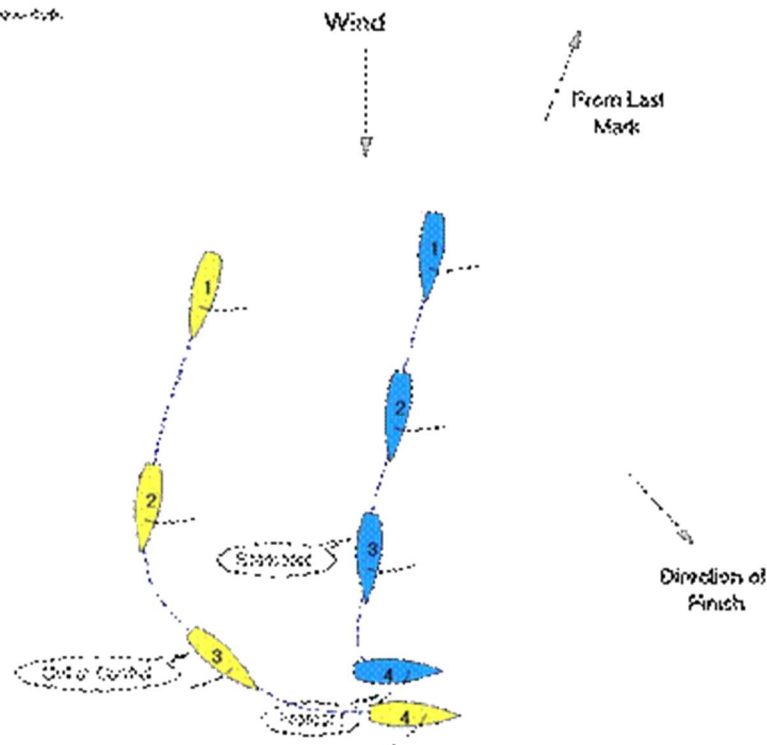
Protestee: Bruce McKay

Event: Short Haul 3 - 22nd Oct 2005

Protest Heard: 7:30pm 2nd November @ RMYC

Protest Committee: Andrew Baglin (NU, SJ, Chairman), Scott Toolin, Ross Moller

~~Copy of the above report to be sent to the protestor.~~



5. Request for Redress in Race SH 10, 19/02/2005.

Boats Seeking Redress in standing by dis-masted Sirocco: The Syndicate (JG, GP), Sail La Vie (KW), Splinter (KS)

Hearing Committee: Scott Toolin, Michael Wolf, Kevin Farrell

Meeting was held on the 23/02/2005

Request for redress was dismissed as invalid for all boats under RRS 61.2, 61.3 and RMYC Sailing Instruction Rule 23, with no extenuating circumstances.

Hearing Committee to make recommendations in relation to Race Declaration and Protest procedures and Race Committee functions at the next Sailing Division Committee Meeting to be held

on the 21/03/2005.

4. Protest #1 Race SH 6, 20/11/2004.

Sail La Vie vs Dimanic (CSC)

Was heard in mediation by Scott Toolin on the 23/11/2004

Sail La Vie claimed that Dimanic broke RMYC Sailing Instruction 15(a) in rounding the Committee boat on station inside the two boat length exclusion zone. On discussion between skippers Sail La Vie withdrew their protest.

Mediator's recommendation is to suggest that both RMYC and CSC have this clause written into their Sailing Instructions.

3. Primal Farr Protesting Cooee II Race 3, 14/06/03, Course 9, Bate Bay Passage.

Protest: Friday 20th June 2003 1730Hrs.

Heard by Patrick Bennett, Warren Buchan and Ross Moller.

The protest was valid and the hearing proceeded.

- On a work, Cooee II, on port, failed to give way to Primal Farr, on starboard.
- Primal Farr had to tack to avoid a collision.
- Cooee II failed to exonerate herself.
- Therefore; Cooee II has been disqualified for breaking Section A, Rule 10.

Witnesses present: Stuart Brunton, John Barter, Jamie Hocking and Leanne.

Observers: Anthony Graham.

2004/2005 Protest\Redress Hearings

2. Protest Result Port Jackson - Port Hacking 16/02/2003 Emphasis V Possible Dream

-Possible Dream has withdrawn and will receive a DNF for the race.

-No protest hearing was held.

1. Result of Protest Kahoona (RMYC-PH) Vs Short Measure (CSC) 9/11/02 Race No. 4

Short Measure being the windward vessel failed to give way at the start buoy, to Kahoona, the leeward vessel.

Short Measure DSQ'd themselves shortly after the race. No protest hearing held.