

**Middle Harbour Yacht Club
J24 Australian Championship - 2020**

**Request for Reopening and Reopened Hearing
Protests 2 and 3 Request for Redress 2638 Calypso**

Hearing at MHYC, on 4 January 2020 at 1730 Hours.

Calypso was represented by: Matt Pearce

CONFLICT OF INTEREST

Protest Committee members declared that they had no conflicts of interest/

No party objected to members of the protest committee.

Request for Reopening

FACTS FOUND

1. At the initial hearing of this request for redress held in conjunction with Protests 4, 5, and 6 on 3 and 4 January 2020 the protest committee received evidence that **Calypso** did not finish Race 6 but expected to be able to make effective repairs and race in Race 7 onwards.
2. **Calypso** sailing to start in Race 7, observed significant ingress of water through the area damaged in the incident on 3 January 2020 and returned to dock to make further repairs and was unable to compete in Races 7, 8, and 9.

CONCLUSION AND RULES THAT APPLY

- A. The fact that Calypso was unable to compete in Races 7, 8, and 9 is significant new evidence that was not available at the previous hearing as required by rule 66.**

DECISION

The hearing is reopened.

Reopened Hearing

FACTS FOUND

1. Redress given to **Calypso** in the hearing of Protests 2 to 6 was based on Calypso not finishing Race 6, but being able to race in Races 7 and onwards.
2. **Calypso** was unable to race in Races 7, 8, and 9 due to damage sustained in the incidents the subject of Protests 2 to 6.

CONCLUSION AND RULES THAT APPLY

- A. Calypso is entitled to redress in Races 6, 7, 8, and 9.**

DECISION

Calypso is to be given redress, being scored in Races 6, 7, 8, and 9 points equal to the average, to the nearest tenth of a point (0.05 to be rounded upward), of their points in races 1 to 5 excluding, the worst of those scores.

John Allan

Chairman

Protest Committee: John Allan NJ, Erica Kirby NJ