

**Middle Harbour Yacht Club
MC38 Act 1 of 2020 Season
38001 Lightspeed v 777 Lazy Dog**

Hearing at MHYC, on 2 February 2020 at 0830 Hours.

Lightspeed represented by: James Mayo

Lazy Dog represented by: Stephen Thomas

CONFLICT OF INTEREST

No party objected to the members hearing the protest.

FACTS FOUND

1. Race 2 was sailed in wind NNE 20kt.
2. Lightspeed, on starboard tack and Lazy Dog on port tack were sailing on converging courses.
3. When it became clear that Lazy Dog was not keeping clear, Lightspeed bore away in an attempt to avoid contact.
4. There was contact between Lazy Dog's bow and Lightspeed's port quarter, pulling her aft two stanchions off their mounts, and displacing other stanchions.
5. Lightspeed retired and was unable to continue racing in Races 3 and 4.
6. Lazy Dog took a One Turn Penalty.
7. Lightspeed has been repaired and is expected to sail in all races on Day 2.

CONCLUSION AND RULES THAT APPLY

- A. **Lazy Dog, on port, did not keep clear of Lightspeed on starboard. Lazy Dog broke rule 10.**
- B. **Lazy Dog did not avoid contact when it was reasonably possible for her to do so. Lazy Dog broke rule 14.**
- C. **It was not reasonably possible for Lightspeed to avoid contact. Lightspeed did not break rule 14.**
- D. **Lazy Dog caused serious damage in the incident, in accordance with rule 44.1(b) her penalty was to retire, which she did not do.**
- E. **Lightspeed's score in the regatta was made significantly worse, through no fault of her own by physical damage because of Lazy Dog breaking rules 10 and 14. Lightspeed is entitled to redress in accordance with rule 62.1(b).**

DECISION

Lazy Dog is disqualified in Race 2.

Lightspeed is to be given redress, being her average points for all races in the regatta, excluding races 2, 3, and 4, in races 2, 3, and 4.

John Allan
Chairman

Protest Committee: John Allan NJ, Kerry Burke, Geoff Charters