



PROTEST HEARING DECISION

PROTESTOR	<i>Elliphunk</i>	REPRESENTED BY:	Steve Kennedy
PROTESTED	<i>Juniper</i>	REPRESENTED BY:	Lode Missiaen
SERIES:	Rum Race Series	DIVISION:	E
RACE NO & DATE:	Race 7, 26 June 2020	HEARING DATE:	1800 6 July 2020

VALIDITY/PROCEDURE:

- The protest was valid.

FACTS FOUND:

- The wind was 18-20 knots.
- Less than one minute before the start **Elliphunk** was approaching the start line on starboard.
- **Juniper** on port and on a contact course with **Elliphunk** attempted to bear away to pass astern of **Elliphunk**.
- There was contact between the bow of **Juniper** and the port side of **Elliphunk**.
- **Elliphunk** was seriously damaged and sunk.
- **Juniper** retired.

CONCLUSIONS AND RULES THAT APPLY:

- **Juniper** on port failed to keep clear of **Elliphunk** on starboard breaking RRS 10.
- It was not reasonably possible for **Elliphunk**, the right-of-way boat to avoid contact with **Juniper** when it was clear that **Juniper** was not keeping clear. **Elliphunk** did not break RRS 14.

DECISION:

- Protest upheld. **Juniper** took the applicable penalty and is not further penalized (RRS 64.1(b)).

PROTEST COMMITTEE PANEL:

Doug Elder (Chair), Peter Lavelle, Sean Bainbridge

Decision 1845 6 July 2020.

OFFICE USE ONLY:

RESULTS CORRECTED

WEB UPDATE

DATABASE UPDATE