

**Protest No. 2024-10-24-1 Race 4**

**MHYC Thursday Pre-Christmas Twilight Series 2024**

**Shibumi v Renaissance Division 2**

**Hearing at MHYC, on 6 November 2024 at 17:00.**

**Shibumi was represented by: Bryan Moore**

**Renaissance was not represented. Mike Lowry is the nominated representative.**

### **Conflict of interest**

Protest Committee members declared that they had no conflicts of interest and no party objected to the members hearing the protest.

### **Validity**

1. Shibumi delivered a Hearing Request containing the information required by rule 61.2 to the race office within the protest time limit [2130].
2. Shibumi hailed 'protest' and displayed red flag at the first reasonable opportunity.
3. The protest is valid. The Person-in-charge, Mike Lowry, was contacted and indicated he would not be attending. The hearing proceeded in accordance with RRS 63.3 (b).

### **FACTS FOUND**

1. The race was sailed in wind SE 15 kts reducing to around 10knots at the time of the incident. Boats sailed a Course 4.
2. Renaissance crossed the Finish Line while it was racing and whilst the Finish Line displayed a blue flag. Note Renaissance, a division 2 boat, followed boats in division 3 that were finishing correctly.
3. Both boats continued to race and finished.
4. Both Shibumi and Renaissance were series entrants in the Pre Christmas Point-score.
5. Renaissance was scored 5 out of 9 entrants in Race 4. Shibumi was scored 6.

### **CONCLUSION AND RULES THAT APPLY**

- A. Renaissance broke MHYC Season 2024-2025 NOR clauses 2.3 and 19.2.
- B. Competitors are also drawn to this requirement of NOR 2.3 in the prelude to the Sailing Instructions: "A boat shall not sail or motor through a MHYC finish line unless it is finishing. The on-water finish line is activated when the Blue Flag is displayed on the Race Committee Vessel."
- C. SI 9.2 of the Twilight Season SI states: "For an infringement of any other rule or requirement" [other than an infringement of RRS part 2] "the scoring Penalties of RRS 44.3 shall apply". Rule 44.3 imposes a 20% scoring penalty unless otherwise stated in the relevant SI.

### **DECISION**

**Renaissance broke NOR 2.3 and 19.2. Renaissance is given a 2 point scoring penalty and is scored 7 in Race 4.**

**The scores of all other boats are not changed.**

Kerry Burke  
Chairman

**Protest Committee:** Kerry Burke RJ, Catherine Rofe CJ and Rob Armstrong CJ