

THE OCEAN RACE

Jury Decision

Case: 5

Date: 29/06/23

With Case (s):

Race: Leg 7

Parties

	Sail No:	Represented by:
Initiator:	Holcim	Benjamin Schwartz (skipper)
Respondent:	11 th Hour Racing	Marcel van Triest

Witness:

Represented by:	Role:
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Procedural Matters:

International Jury acting under RRS 63.3(a) decided that there was a good reason to allow the representative of 11th Hour that was not onboard at the time of the incident to be present and represent the case on behalf of 11th Hour.

Observers: Lijia Xu, Neil Cox, Marine Derrieu, Mark Towill, Thomas Jullien, Niall Myant-best, Parr Russell,

Validity:

- On June 15, 2023, during the In Port Section of the Leg 7, on leg 4 in between marks 3 and 4 a collision between Guyot on port and 11th Hour Racing on starboard occurred.
- Holcim was immediately aware of the collision between 11th Hour Racing and Guyot.
- Holcim did not display a red flag after she was aware of the incident.
- Holcim informed 11th Hour Racing by phone to Bill Erkelens on the June 28, 2023 in the morning about her intention to protest.
- Holcim informed Race Committee about her intention to protest 11th Hour Racing on June 28, 2023 in the morning.
- Last boat finished Leg 7 on June 27, 2023.

Hearing started on June 29, 2023 at 09:30 hrs

Fact Finds:

N/A

Conclusion:

Holcim, protesting under rules of Part 2, was not involved in the incident between 11th Hour Racing and Guyot. The requirements to protest under Appendix UF 3.3(a) are not met.

Rules applicable:

Appendix UF 3.3 (a), RRS 61.1 (a) (1) as modified by SI1.11, Appendix UF 5.3

Decision:

Protest invalid

Parties informed of the decision on June 29, 2023 at 09:47 hrs:

Jury Members:

Panel Chairman Andrés Pérez	Scribe Sofia Truchanowicz	Chris Atkins	Pauline den Burger	Line Juhl	George Priol
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