

**Cruising Yacht Club of Australia**  
**MONDAY TWILIGHT SERIES**

**Protest Hearing**  
**Great White/6990 vs Menage A Trois**

Hearing at the Cruising Yacht Club of Australia on 29<sup>th</sup> November 2018.

**Event:** Race 8

**Great White**, represented by: Bob Penty  
**Menage A Trois**, Represented by, Karl Matiszik

**FACTS FOUND**

1. GREAT WHITE was approaching the committee vessel to finish, close hauled on starboard tack with MENAGE A TROIS on port tack, reaching to the line.
2. MENAGE A TROIS passed astern of GREAT WHITE as GREAT WHITE luffed up to head to wind to finish and pass the committee vessel.
3. MENAGE A TROIS luffed to avoid hitting the committee vessel and collided with the stern of GREAT WHITE causing damage.
4. MENAGE A TROIS carried out a two turn penalty and recrossed the finishing line at 19.30.13.

**CONCLUSION**

1. MENAGE A TROIS being clear astern of GREAT WHITE was required to keep clear and therefore broke rule 12.
2. MENAGE A TROIS exonerated herself and therefore cannot be further penalised.

**RULES APPLICABLE**

12, 44.1, 64.1(b)

**DECISION**

MENAGE A TROIS is to have her second recorded finishing time of 19.30.13 recorded as her finishing time for race 8.

***Lister Hughes***

Chairman

29<sup>th</sup> November 2018.

**Protest Committee:** Steve Hatch, Karl Garavan, Lister Hughes.