

# 2020- 2021 CYCA Ocean Point Score Series

**Protest No. 1**

**Race No. 2**

## **Race Committee v Gunshot NZL 8425**

Hearing at the CYCA on Thursday 29 October 2020 at 20:00 Hours

Protest Committee: Steven Hatch, Karl Garavan & John Kirkjian

The Race Committee was represented by Tara Blanc-Ramos  
Gunshot was represented. by David Walsh

### **FACTS FOUND**

1. Gunshot is an entrant in the CYCA 2020-2021 Ocean Point Score Series
2. Gunshot filed a crew list for the series with the CYCA sailing office stating the names and details of ten people in SI 4. .
3. Section 5.1 of the 2020-2021 CYCA Ocean Point Score Series states "The minimum number of crew shall be five. A majority of the crew shall be of a minimum age of 18 years".
4. Gunshot notified the Committee Vessel by hailing that there were only 3 people on board.
5. Gunshot commenced racing in race 2 at her starting signal with only a crew of 3 onboard and sailed the course.
6. When Gunshot re-entered the Harbour, she failed to radio the Committee Vessel on VHF channel 72 as required by SI 7.3.
7. When nothing was heard from Gunshot by 19:30 hours the day of the race the CYCA Sailing Manager attempted to contact both David Walsh and Paul Mulherin by mobile phone and received no reply.
8. The CYCA Sailing Office staff then began telephoning the crew listed on the COVID crew list. The first person called stated that he was not on the boat the second person called stated that there were only three persons on board.
9. Gunshot finished the race at 20:07:11 with only three people on board.
10. Gunshot did not file a declaration in accordance with SI 15.2 of the CYCA General Conditions of Racing detailing her breaches of CYCA 2020-2021 CYCA Ocean Point Score Sailing Instructions 5.1 & 7.3

### **CONCLUSION**

1. Gunshot breached Ocean Point Score Sailing Instruction 5.1.
2. Gunshot breached Ocean Point Score Sailing Instruction SI 7.3.
3. Gunshot breached CYCA General Conditions of Racing 15.2.
4. Gunshot conduct was a flagrant breach of the Rules.

## **RULES APPLICABLE**

### **RRS:**

1. 2 Fair Sailing, CYCA Ocean Point Score SI's 4.4, 5.1, 7.3 & CYCA 2020-2021 General Conditions of Racing 15.2

## **DECISION**

1. Gunshot is to be scored DNE in Race. 2 of the 2020-2021 CYCA Offshore Point Score Series.

*John C. Kirkjian*  
*Chairman*