



Ontario Sailing Appeal #2008-05

Time Warp vs X-TRA-X-TRA – August 31, 2008

X-TRA – X-TRA is appealing a decision of the protest committee on 31 August 2008 from a race of the Bronte Rocks Regatta at Bronte Harbour Yacht Club on the same day.

Rule 63.5 Validity of the Protest or Request for Redress

Rule 65 Informing the parties and Others

Rule F5 Inadequate Facts; Reopening

Summary of the facts:

No facts found were listed on the protest form.

Decision of the protest committee

There is no evidence to show Time Warp tacked, X-TRA X-TRA broke Rule #11 and is disqualified.

Decision of the appeals committee

Appeal upheld. The appeals committee sees no finding of validity, inadequate facts to reach a decision and no diagram. The Ontario Sailing Appeals Committee therefore directs the Bronte Harbour Yacht Club Protest Committee to hold a rehearing of the protest and will provide a certified CYA Judge to Chair the hearing with the original Committee.

OS Appeals Committee:

Mr. Andrew Alberti, SNJ, Chairman

Ms. Kathy Dyer, IJ

Mr. Alex McAuley, IJ

Ms. Janet McDougall, SNJ

Dr. Mel Preston, SNJ

Mr. Peter Wood, SNJ

October 17, 2008