

Racing Rules of Sailing

Rules 91(b) and N2

A submission from the Chairman of the Racing Rules Committee

Purpose or Objective

To replace Submission 183-10, deferred by the Council in 2010 for reconsideration at the 2011 ISAF Annual Conference.

Proposal

91 PROTEST COMMITTEE

A protest committee shall be

- (a) a committee appointed by the organizing authority or race committee, or
- (b) an international jury appointed by the organizing authority or as prescribed in the ISAF regulations, ~~and meeting the requirements of Appendix N.~~ **It shall be composed as required by rule N1 and have the authority and responsibilities stated in rule N2.** A national authority may prescribe that its approval is required for the appointment of international juries for races within its jurisdiction, except ISAF events or when international juries are appointed by the ISAF under rule 89.2(b).

Delete rule N2 and replace it with:

N2 AUTHORITY AND RESPONSIBILITIES

An international jury shall have the authority and responsibilities for

- (a) hearing and deciding all *protests* and requests for redress and acting on other matters that are the responsibility of any protest committee;
- (b) advising or assisting the organizing authority or the race committee, when they so request, on matters that involve the conduct of the race or series; and
- (c) resolving matters that might affect the fairness of the competition, such as a conflict between *rules*, or other matters that involve the conduct of the race or series. In such cases the jury shall confer with the organizing authority or race committee and then decide how the conflict is to be resolved.

Current Position

Rule 91 as above and current rule N2.

Reasons

Proposed rule 91(b) refers to Appendix N specifically for its provisions concerning the composition of an international jury and the authority and responsibilities of the jury.

Proposed rule N2 continues most of the content of current rule N2, although the provisions of current rule N2.2 are not singled out for particular mention. The most significant provision in proposed rule N2 is contained in proposed rule N2(c), which provides that when a problem of the nature described in that rule arises, the jury will discuss the matter with the organizing authority, the race committee, or both, before reaching a decision on how best to solve the problem. Conflicts involving event-specific rules in particular are not unusual, and the jury may not become aware of them until it has convened at the venue. For example, there may be a conflict between the notice of race and the racing rules, or between the sailing instructions and the class rules. It is important that such conflicts be resolved before racing begins and problems arise that cause protests or requests for redress.
