Racing Rules of Sailing

New Rule 64.1

A submission from the Chairman of the Racing Rules Committee

Purpose or Objective

To establish a basic standard of proof for protest committee decisions

Proposal

Add new rule 64.1 as follows and renumber other rules accordingly:

64.1 Standard of Proof, Majority Decisions and Reclassifying Requests

(a) A protest committee shall make its decision based on a balance of probabilities, unless provided for otherwise in the rule alleged to have been broken. There is no onus on any party unless specified in the rule in question.

(b) Decisions of the protest committee shall be by simple majority vote of all members with the chair having a casting vote if necessary.

(c) The protest committee may reclassify a request for a hearing or add or delete a classification when the request is inappropriate.

Delete current rule N3.1 and renumber other rules accordingly:

N3.1 Decisions of the jury, or of a panel, shall be made by a simple majority vote of all members. When there is an equal division of votes cast, the chairman of the meeting may cast and additional vote.

Current Position

None.

Reasons

1. To provide a basic standard of proof when none is specified in the rule in question.

2. To make the provision of N1.3 applicable to all protest committee decisions.

3. Often a hearing request is submitted as a protest but no request for redress is included resulting from damage. A party to a hearing may not request redress but may request a reopening.