Racing Rules of Sailing

New Rule 69.1(b)(3)

A submission from the Chairman of the Racing Rules Committee

Purpose or Objective

To provide clarity on how to deal with lying in a hearing

Proposal

Add new rule 69.1(b)(3)

(3) Lying in a hearing conducted by the protest committee.

Current Position

New rule

Reasons

1. An allegation that a party has lied at a protest committee is more appropriately dealt with under rule 69, with the procedural safeguards in the rule and having a higher standard of proof.

2. Rule 69 also requires a protest committee or an appointed person to make a decision whether a hearing is required to consider the allegation of lying, rather than the losing party in the protest.

3. It has happened that a party losing a protest files a protest alleging a breach of rule 2. Such a protest must be heard. This practice needs to be stopped. By specifying that a lying in a hearing is misconduct, rule 2 becomes inappropriate.