

A Follow Up to the April 14, 2017, US Sailing Advisory to Race Officials and Organizing Authorities Regarding a Discrepancy between Rule 64.4(b) and Rule 63.1

World Sailing has addressed the discrepancy between rule 64.4(b) and rule 63.1, and at the 2017 World Sailing Annual Conference the following rule changes were approved (see below). These changes are in effect as of January 1, 2018.

The net effect of the revised rules is that a boat may be penalized for a rules breach by its support person, but not without a hearing. Competitors and race officials are advised to study these changes carefully.

Accordingly, the April 14, 2017, US Sailing Advisory is rescinded.

The changes in the rules below are underlined and in red.

In Definitions, change *Party* (e) to:

(e) a *support person* subject to a hearing under rule 60.3(d) or 69; any boat that person supports; a person appointed to present an allegation under rule 60.3(d).

Change rule 63.1 to: 63.1, Requirement for a Hearing

A boat or competitor shall not be penalized without a protest hearing, except as provided in rules 30.2, 30.3, 30.4, 64.3(d), 64.4(b), 69, 78.2, A5 and P2. A decision on redress shall not be made without a hearing. The protest committee shall hear all *protests* and requests for redress that have been delivered to the race office unless it allows a *protest* or request to be withdrawn.

Add new rule 63.9: 63.9, Hearings under Rule 60.3(d) – Support Persons

If the protest committee decides to call a hearing under rule 60.3(d), it shall promptly follow the procedures in rules 63.2, 63.3, 63.4 and 63.6, except that the information given to the parties shall be details of the alleged breach and a person may be appointed by the protest committee to present the allegation.

Change rule 64.4 to: 64.4, Decisions Concerning Support Persons

(a) When the protest committee decides that a *support person* who is a *party* to a hearing under rule 60.3(d) or 69 has broken a *rule*, it may

- (1) issue a warning,
- (2) exclude the person from the event or venue or remove any privileges or benefits, or
- (3) take other action within its jurisdiction as provided by the *rules*.

(b) The protest committee may also penalize a boat that is a party to a hearing under rule 60.3(d) or 69 for the breach of a *rule* by a *support person* by changing the boat's score in a single race, up to and including DSQ, when the protest committee decides that

- (1) the boat may have gained a competitive advantage as the result of the breach by the *support person*, or
- (2) the *support person* committed a further breach after the protest committee warned the boat in writing, following a previous hearing, that a penalty may be imposed.

By the US Sailing Race Administration Committee

Hank Stuart, Chairman

Dave Perry – Appeals, Jim Thweatt – Classifiers, Sarah Ashton – Judges,

Chris Howell – Measures and Equipment Inspectors, John Strassman – Race Management,

Rob Overton – Racing Rules, Glenn Oliver – Umpires

January 1, 2018