

CHAMPIONSHIP RULES – ATTACHMENT 2

ARBITRATION SYSTEM

1.1. Rule Changes:

- 1.1.1. Add new rule WCR A4.3: "A board that may have broken a rule of Part 2 while racing may take a penalty after she has finished or retired and prior to the start of a protest hearing involving the incident. Her penalty shall be a Scoring Penalty of 30% calculated as described in rule 44.3(c), but not more than half of the difference between the board's score prior to applying the penalty and the score for DNF, unless the sailing instructions state a different penalty. However, if she caused injury or serious damage or gained a significant advantage in the race or series by her breach, her penalty shall be to retire."
- 1.1.2. Rule WCR 63.1 is changed to add: "An appointed arbitrator may hear a protest or request for redress and take a decision, or may allow the protest to be withdrawn."
- 1.2. An arbitration meeting will be held prior to a protest hearing for each incident resulting in a protest involving a rule of Part 2, and/or request for redress, unless the arbitrator deems the incident inappropriate for arbitration. Both parties will meet with the arbitrator. If both parties to a protest are not represented, the arbitration meeting shall not be held. No witnesses will be permitted, except on the request of the arbitrator.
- 1.3. After hearing the testimony, the arbitrator will offer one of the following opinions:
 - The arbitrator would find the protest to be invalid.
 - The arbitrator will allow the protestor to withdraw the protest.
 - The arbitrator would find that no board broke a rule. The arbitrator will allow the protestor to withdraw the protest.
 - The arbitrator would find that one or more boards represented in the arbitration meeting broke a rule of Part 2. The arbitrator would offer each of those boards the option to accept a Scoring Penalty, or to retire. The arbitrator will then give the protestor an opinion about whether the Protest Committee (International Jury) would be likely to assign any additional penalties. The arbitrator will allow the protestor to withdraw the protest.
 - A protest goes to the Protest Committee (International Jury) for a hearing.
- 1.4. The Protest Committee (International Jury) will schedule a protest hearing for any protests that are not withdrawn. Any board that accepted a penalty in accordance with Addendum A 1.1.1 will not be penalized further as a result of the protest hearing unless the protest committee concludes that the boat caused injury or serious damage, gained a significant advantage in the race or series, or broke a rule other than a rule of Part 2.
- 1.5. If a protest is withdrawn, no protest hearing will be held; and the protest cannot be the subject of a request for redress or appeal.