



APPENDIX T – ALTERNATIVE PROCEDURES FOR DISPUTE RESOLUTION

This appendix is a US Sailing prescription. One or more sections of this appendix apply only if the sailing instructions so state.

The rules in this appendix are intended to improve compliance with the Basic Principle, Sportsmanship and the Rules.

Sections A and B provide alternative penalties that encourage competitors to take a penalty when they may have broken a rule of Part 2 or rule 31. Section C provides a modified hearing procedure that is less formal and less time-consuming than the usual hearing procedure.

They are designed to encourage boats to enforce the rules by protesting.

SECTION A PENALTIES WHILE RACING

If Section A applies, rule T1 shall be included in the sailing instructions.

T1 PENALTIES AT THE TIME OF THE INCIDENT

The first two sentences of rule 44.1 are changed to: ‘A boat may take a One-Turn Penalty when she may have broken a rule of Part 2 or rule 31 while *racing*. However, when she may have broken a rule of Part 2 while in the *zone* around a *mark* other than a starting *mark*, her penalty shall be a Two-Turns Penalty.’

SECTION B POST-RACE PENALTIES

T2 PENALTIES TAKEN AFTER A RACE

T2.1 After a race, a boat that may have broken a rule of Part 2 or rule 31 while *racing* may take a Post-Race Penalty for that incident. The penalty shall be a Scoring Penalty, calculated as stated in rule 44.3(c).

However, rules 44.1(a) and (b) apply. A boat takes a Post-Race Penalty by informing the race committee in writing and identifying the race number and when and where the incident occurred.

T2.2 The Post-Race Penalty shall be

(a) 20%, if taken before the protest time limit, or

(b) 30%, if taken after the protest time limit but before the beginning\ of a hearing involving the incident.

SECTION C EXPEDITED HEARINGS

T3 INFORMING THE RACE COMMITTEE

A boat intending to protest or request redress based on an incident in the racing area that she is involved in or sees shall, at the first reasonable opportunity after she *finishes*, inform the race committee at the finishing line of her intent to protest or request redress and, when applicable, the identity of the protestee.

T4 CHANGES IN HEARING PROCEDURES

This rule applies to all hearings except hearings under rule 69.

T4.1 If the protest committee is able to assemble the *parties* to a hearing before the protest or redress time limit, it may begin the hearing and may waive the requirements of rule 61.2 or 62.2.

T4.2 Rule 63.5 is changed to: ‘At the beginning of the hearing, if there is no objection, the *protest* or request is valid and the hearing shall be continued. If an objection is made, the protest committee shall take any evidence . . . [*no further change*].’

T4.3 Insert a new sentence after the third sentence of rule 63.6: ‘However, the committee may limit the number of witnesses and the time during which *parties* may present evidence and ask questions.’

T4.4 The first sentence of rule 65.2 is changed to: ‘A *party* to the hearing is entitled to receive the above information in writing, provided she asks the protest committee for it no later than thirty minutes after being informed of the decision or coming ashore following the last race of the day, whichever is later.’

T4.5 The US Sailing prescriptions to rules 60, 63.2 and 63.4 are deleted.

T4.6 The third sentence of rule 66 is changed to: ‘A *party* to the hearing may not ask for a reopening.’