

## **PART 5 PROTESTS, REDRESS, HEARINGS, MISCONDUCT AND APPEALS continued:**

### **SECTION D**

#### **APPEALS**

#### **70 APPEALS AND REQUESTS TO A NATIONAL AUTHORITY**

**70.1** (a) Provided that the right of appeal has not been denied under rule 70.5, a *party* to a hearing **may appeal a protest committee's decision or its procedures**, but **not the facts found**.

(b) A boat may appeal when she is denied a hearing required by rule 63.1.

**70.2** A **protest committee may request confirmation or correction of its decision**.

**70.3** An appeal under rule 70.1 or a **request** by a protest committee under rule 70.2 shall be **sent to the national authority** with which the organizing authority is associated under rule 89.1. However, if boats will pass through the waters of more than one national authority while *racing*, an **appeal or request** shall be sent **to the national authority** where the **finishing line is located**, unless the sailing instructions identify another national authority.

**70.4** A club or other organization affiliated to a national authority **may request an interpretation of the rules**, provided that **no protest or request for redress that may be appealed is involved**. The **interpretation shall not be used for changing a previous protest committee decision**.

**PART 5** PROTESTS, REDRESS, HEARINGS, MISCONDUCT AND APPEALS continued:

**70.5** There shall be **no appeal from the decisions of an international jury** constituted in compliance with Appendix N. Furthermore, if the **notice of race or the sailing instructions so state**, the **right of appeal may be denied provided** that

- (a) it is essential to **determine promptly the result of a race** that will **qualify a boat to compete in a later stage** of an event or a subsequent event (a national authority may prescribe that its approval is required for such a procedure);
- (b) a national authority so approves for a particular event open only to boats entered by an organization affiliated to that national authority, a member of an organization affiliated to that national authority, or a personal member of that national authority; or
- (c) a national authority after consultation with World Sailing so approves for a particular event, provided the protest committee is constituted as required by Appendix N, except that only two members of the protest committee need be International Judges.

**70.6** Appeals and requests shall conform to Appendix R.

**PART 5 PROTESTS, REDRESS, HEARINGS, MISCONDUCT AND APPEALS continued:****71 NATIONAL AUTHORITY DECISIONS**

**71.1** A person who has a *conflict of interest* or was a member of the protest committee shall not take any part in the discussion or decision on an appeal or a request for confirmation or correction.

**71.2** The **national authority may uphold, change or reverse a protest committee's decision** including a decision on validity or a decision under rule 69. Alternatively, the **national authority may order that a hearing be reopened**, or that a new hearing be held by the same or a different protest committee. When the national authority decides that there shall be a new hearing, it may appoint the protest committee.

**71.3** When from the facts found by the protest committee the national authority decides that a **boat that was a party to a protest hearing broke a rule and is not exonerated**, it **shall penalize her**, whether or not that boat or that *rule* was mentioned in the protest committee's decision.

**71.4** The **decision** of the **national authority shall be final**. The national authority shall send its decision in writing to all *parties* to the hearing and the protest committee, who shall be bound by the decision.

**75 ENTERING AN EVENT**

To enter an event, a boat shall comply with the requirements of the organizing authority of the event. She shall be entered by

- (a) a member of a club or other organization affiliated to a World Sailing member national authority,
- (b) such a club or organization, or
- (c) a member of a World Sailing member national authority.