

CYA Prescriptions 2009–2012

Effective 1 January 2009

(including a correction to the prescription to rule F4 contained in the published rule book)

The CYA prescribes:

To the list of Appendices in the table of contents

Q Excerpts from the International Regulations for Preventing Collisions at Sea

To the Introduction, under Changes to the Rules

Prescriptions of the Canadian Yachting Association are printed in large italics.

To Part 2 – When Boats Meet (insert after the preamble)

CYA has provided Appendix Q for guidance when the International Regulations for Preventing Collisions at Sea apply.

Rule 61.2 – Protest Contents

CYA prescribes that no fee shall be charged for delivering a protest or a request for redress.

Rule 64.3 – Decisions on Measurement Protests (insert directly under the title to the rule)

CYA prescribes that unless otherwise provided in its class rules, the ISAF Equipment Rules of Sailing shall apply to all classes racing in Canada.

Rule 68 – Damages

CYA prescribes that a boat that is penalized for causing damage under rule 64 for a breach of these rules shall be considered at fault for the purposes of rule 68.

Rule 70.5 (a) – Appeals and Requests to a National Authority

CYA so prescribes.

Appendix E5.5(a) (f) – Redress

CYA prescribes that the definition of entanglement includes the case where boats subsequently become disentangled without outside help.

Appendix E6 – Appendix G Identification on Sails (insert directly under title to the rule)

CYA prescribes that this rule applies to Canadian boats in all classes.

Appendix F –Procedures for Appeals and Requests (insert after the preamble)

CYA prescribes that it may delegate an appeal or request for confirmation or correction to an association appeals committee, such as a provincial association appeals committee or a racing association appeals committee. Decisions of an association appeals committee may be further appealed to the CYA.

Appendix F2.1 – Submission of Documents

CYA prescribes that no later than 15 days after receiving the association appeals committee's written decision, the appellant may send a further appeal and a copy of the association appeals committee's decision to the CYA. The appeal shall state why the appellant believes the association appeals committee's decision or its procedures were incorrect.

Appendix F2.2(e) – Submission of Documents

CYA prescribes that in the case of a further appeal to the CYA, this rule shall apply to the appellant as though it was an initial appeal, and to the appealed committee as though it was the protest committee.

Appendix F3 – Responsibilities of National Authority and Protest Committee

CYA prescribes that when an appeal is delegated to an association appeals committee, the responsibilities and actions required of the national authority in this rule, and in rules F4, F5, 71.2 and 71.3, shall be performed by the association appeals committee.

When a decision of an association appeals committee is further appealed, the CYA shall send to the parties, protest committee and association appeals committee copies of the appeal. No member of the association appeals committee shall take any part in the discussion or decision on the appeal.

Appendix F4 – Comments

CYA prescribes that when a decision of an association appeals committee is further appealed, the parties, protest committee and association appeals committee may make comments on the appeal. Comments on the appeal shall be made no later than 15 days after receiving it from the CYA. The CYA shall send copies of the comments to the parties, protest committee and association appeals committee as appropriate.