



THE SUPERYACHT CUP PALMA JUNE 23 – 26, 2021 NOTICE AND CONDITIONS OF RACE

The Superyacht Cup Palma is a congenial, invitational superyacht regatta. The organizing authority invites requests for entry from monohull yachts over 24m with an ORCsy certificate and has safe sailing as its highest priority. Yachts that participate do so at their own risk.

Superyachts will race under the RRS as changed by Appendix SY, with a staggered start sequence. The 2021 regatta also offers the opportunity to race in:

- A non-spinnaker/restricted headsail Corinthian Spirit superyacht class (see 4.6).
- A Performance class for more performance-orientated yachts to race under the conventional RRS, with a conventional fleet start – the Performance class will sail a separate course from the superyacht classes.

A minimum of four entrants is required for the Corinthian Spirit and Performance classes, however if not achieved yachts may transfer to another class. The fleet will be divided into classes at the sole discretion of the Organizing Authority.

Part 1 of this notice deals with general administrative information and Part 2 with the rules and conditions of the regatta.

PART 1 GENERAL ADMINISTRATIVE INFORMATION

1 ORGANIZING AUTHORITY

The 2021 Superyacht Cup Palma is organized by Aquamarine Events SL in association with the Real Club Nautico de Palma.

Address all correspondence pertaining to the regatta to:

The Superyacht Cup, Can Coleu, C`tra Santa Maria, Bunyola 07110
Tel: +34 971 615 238 Mob: +34 620 103 958

<u>Event Contacts</u>	<u>Name</u>	<u>Email</u>
Event Director	Kate Branagh	kate@thesuperyachtcup.com
Principal Race Officer	Gaspar Morey	moreygaspar@gmail.com
Assistant Race Officer	Ariane Mainemare	ririmainemare@gmail.com
Rating Authority	ORCsy	orcsy@orc.org

2 EVENT WEBSITE

Periodic updates and the latest information on the regatta can be found on the event website, www.thesuperyachtcup.com

3 RACE OFFICE

The race office will be located on the event site at RCNP, Palma.

4 PRE-REGATTA BRIEFING

The obligatory pre-regatta briefing for ALL YACHTS will be on Wednesday June 23 at 18.00. Each yacht must be represented by their captain, designated RRS afterguard member and racing tactician. Location TBC and may be virtual.

5 DOCKAGE

The organizing authority will not be responsible for providing berths for entries of The Superyacht Cup. A list of options for berthing will be provided and each boat will need to confirm their berth with the relevant operator. RCNP have a limited number of berths available allocated on a first-come first-served basis, contact Vivian Mainemare at coordeportiva@rcnp.es

6 MEDIA RIGHTS

Entrants and crewmembers give right and permission to use their name, voice, image, likeness, as well as representation of their yachts in any media worldwide (television, print, video footage, and internet media) for the purposes of press information, reporting, promoting and disseminating information. For all media, the yacht owner's name shall not be published without obtaining permission from the organizing authority or the yacht owner directly. The owner shall be referred to as "the owner of *Yacht Name*."

7 INSURANCE

- 7.1 It is a condition precedent to entry to the regatta that each yacht shall be insured with reputable insurers for the physical loss of, or damage to the yacht in an amount equivalent to the current market value of the yacht and all its equipment onboard. Entrants shall also carry a policy insuring against Third Party Liability risks for the period of the regatta set forth in the schedule (NoR Part 2, Section 6), the minimum acceptable amount of liability insurance is €5,000,000, or the equivalent amount in other currencies.
- 7.2 The captain will ensure that Certificate(s) of Insurance (which must be in English) reflecting the above required insurance are carried on board the yacht at all times during the regatta. The yacht's insurer(s) must be notified of the yacht's participation in the regatta and a copy of the regatta rules (including the Disclaimer of Liability Form) should be shown to the yacht's insurer(s).

8 WIRING INSTRUCTIONS

Contact the organizing authority for wiring instructions, kate@thesuperyachtcup.com

PART 2 RACING RULES & CONDITIONS

1 RULES

The Superyacht Cup Palma will be governed by:

- a) The rules as defined in *The Racing Rules of Sailing* (RRS);
- b) Appendix SY to the RRS.
- c) The RRS 90.3 (e)(3) applies. The word "24 hours" is changed by "30 minutes".
- d) The ORC Superyacht Rule (ORCs), www.orc.org/superyacht;
- e) The national prescriptions of the Real Federación Española de Vela will not apply.
- f) Any applicable maritime authority rules and regulations, including without limitation:
 - (i) Order FOM 1144/2003 (prohibitions regarding dumping at sea);
 - (ii) Royal Decree RD607/1999 (public liability insurance requirements); Royal Decree RD62/2008 (maritime safety and navigation for commemorative and nautical sporting events) (the "Local Laws");
- g) The safety requirements designated by the yacht's flag state, classification society and/or code of compliancy;
- h) [NP][DP] Current government competition protocol for nonprofessionals (2020-2021 season) published on the event's official website.
- i) All competitors and staff will follow all reasonable regulations given by a member of the Organising Authority.
- j) [NP] denotes a rule that shall not be grounds for protests by a boat. This modifies RRS 60.1(a).
- k) If there is a conflict between languages, the English text will take precedence.

2 DESIGNATED RRS AFTERGUARD MEMBER

- 2.1 Each yacht shall designate one member of the afterguard who is currently active with and has a thorough understanding of the RRS and submit the applicable Compliance Form in advance, no later than June 1st (Exhibit 6, Sailing Instructions). Details of the designated RRS afterguard member requirements are posted on the event website and will be distributed to all captains via email. Upon request, the organizing authority will assist entrants in the Corinthian Spirit class to find experienced RRS Safety Afterguard Members.
- 2.2 Compliance Forms will be reviewed by the organizing authority prior to June 14th.
- 2.3 The designated RRS afterguard member may be the yacht's helmsman, navigator, racing tactician or communications crew member (who monitors the VHF safety channel). This individual's role is to interact closely with the other members of the afterguard. The boat's captain may be the communications crew member providing he/she can remain focused on those responsibilities for the duration of the race.
- 2.4 The designated RRS afterguard member shall attend all pre-race briefings and will be responsible for ensuring the daily Declaration Form is submitted to the race office as soon as practicable following racing each day, but no later than two hours after finishing.

3 ADVERTISING

- 3.1 The event's advertising will be established according to World Sailing Regulation 20.
- 3.2 The yachts will be required to display advertising under Section 20.4 of World Sailing Regulation 20 in the following way: All yachts shall display the specific event backstay flag assigned for each day of the event.
- 3.3 Owners and their sponsors are responsible to inform advertisers that no activities advertising any brand will be permitted dockside without the prior written consent of the organizing authority.

4 ELIGIBILITY AND ENTRY

- 4.1 The Superyacht Cup Palma is an invitational event. Invited yachts will be accepted by the organizing authority on a first-come, first-served basis.
- 4.2 The entry deadline is May 1st, 2021. A completed entry application, a signed waiver form, the entry fee, and the required measurement information for handicapping purposes must be received by Superyacht Cup SL by May 1st, 2021 to avoid a late fee. Entry acknowledgement will be sent to entrants shortly after entry receipt. The Entry Application, waiver form and ORCs handicap application can be found on the event website: www.thesuperyachtcup.com
- 4.3 Late entries may be accepted at the sole discretion of the organizing authority, after May 1st, 2021, a late fee of €500 will apply.
- 4.4 Please note that yachts may not be permitted to race unless both the captain and the owner have signed the entry form.
- 4.5 All yachts are required to have a current and valid ORCs Handicap Certificate. The required ORCs measurement information and handicapping fee must be received by the rating authority no later than 60 days prior to racing. For a 2021 Rating Application, application instructions, and a complete description of the ORCs, visit www.orc.org/index.asp?id=202 , or email orcsy@orc.org
- 4.6 The Corinthian Spirit class is a non-spinnaker class that is restricted to headsails as described in RRS 50.4; spinnakers, asymmetrics or Code 0's shall not be used. The tack of the headsail shall be attached to a furling unit, or the luff of the headsail shall be attached to the forestay by hanks.

Yachts entered in the Corinthian Spirit class are required to have a current and valid ORCs handicap certificate, the application is available at <http://www.orc.org/index.asp?id=207> All yachts in the Corinthian Spirit class must submit their completed handicap application to the ORC no later than May 1st, 2021. The organizing authority and ORC will assist Corinthian Spirit class entrants with their handicap applications.

- 4.7 Each yacht is required to maintain the minimum insurance stated in NoR Part 1, paragraph 7.1. This requirement will be documented on the Disclaimer of Liability form to be completed by each participating yacht at registration.

5 FEES

24m LOA and less than 40m - €6,000

40m LOA or greater but less than 45m €7,500

45m LOA or Greater - €9,000

All entry fees are subject to IVA at 21%

- (i) There is an additional fee of €1,100.00 for non-SYRA members (SuperYacht Racing Association) www.superyra.com. All SYRA sanctioned superyacht regattas in the 2021 season require non-SYRA members to contribute to SYRA for improving the safety of superyacht racing and enhancing fair racing. SYRA Members do not pay this fee (Annual SYRA Membership is €2,200.00)
- (ii) The chosen charity of the Superyacht Cup is Joves Navegants www.jovesnavegants.org all yachts are requested to make a €500 contribution to the charity on top of the entry fee. There is no IVA charged on the contribution.
- (iii) Entry fees will be refunded less a €500 admin fee if boats cancel participation before April 1st 2021. The entry fees less a 20% fee will be refunded in the case the event has to be cancelled due to Spanish or Balearic governmental Covid 19 restrictions. Competitor's expenses arising from accommodation, travel or other, will not be accepted. Competitors acknowledge this fact upon registration.

6 PRELIMINARY SCHEDULE OF EVENTS

- 6.1 The schedule is as follows:

Wednesday 23 June	
10.00 – 12.00	Superyacht Registration – Regatta Office SYC Dock
18.00 – 19.00	Captains Briefing All Yachts (Location TBC)

Thursday 24 June	1st Race
13:00 (TBC)	1 st Start
Friday 25 June	2nd Race
13:00 (TBC)	1 st Start
Saturday 26 June	3rd Race
13:00 (TBC)	1 st Start
18.30 – 20.00	Prize Giving (Location TBC)

- 6.2 The organizing authority and race committee reserve the right to modify the above schedule depending on weather conditions or other unforeseen circumstances.
- 6.3 A maximum of three races are scheduled. At least one race must be completed for the event to be valid.
- 6.4 On the last racing day, no start will be made after 15.30

7 REGISTRATION

Registration is on Wednesday, June 23 from 10.00 – 14.00 location TBC and could be on-line.

The following documents will be required at registration:

- a) Acceptance of the notice of race and sailing Instructions as set out in the Entry Form;
- b) Signed Disclaimer of Liability Form;
- c) Crew List;
- d) Name and mobile telephone numbers for the boat captain, designated RRS afterguard member and racing tactician;
- e) Valid International ORCs or ORCs Handicap Certificate;
- f) Designated RRS afterguard member Compliance Form (NoR 2.1);
- g) Confirmation of ticket/wristband numbers for social functions.

8 CLASSES

- 8.1 The organizing authority will, at its sole discretion, divide the fleet into classes based on the size, composition and attributes of the fleet. A notice with the preliminary class breaks will be posted on the event web site by June 16.
- 8.2 There may be separate Corinthian Spirit and Performance classes provided a minimum of four entries is received for the class.

9 SAILING INSTRUCTIONS

The sailing instructions will be posted on the event website on or before May 21, 2021 and will be available at the onsite race office. Boat captains are encouraged to forward these documents to their owners, designated RRS afterguard member and racing tactician in advance.

10 RACING AREA

The racing area will be in the Bahia de Palma. The following chart is recommended: British Admiralty chart ref: 3034.

11 THE COURSES

The courses to be sailed will be coastal courses for the superyachts and coastal and windward leeward for the performance class. Inflatable buoys will be used as marks of the course or other objects described in the sailing instructions. Different classes may sail different courses on the same day.

12 RACING FORMAT

A staggered start format will be used apart from the Performance class which will have conventional fleet starts. Staggered starting orders may be reversed from the typical pursuit racing format with the faster yachts starting first.

13 HANDICAPPING AND SCORING

- 13.1 The ORCs will be used; www.orc.org/superyacht
- 13.2 More detailed information on racing formats and the overall scoring criteria will be posted on the event website prior to May 21.

14 PROTESTS, REQUESTS FOR REDRESS AND RULES CLARIFICATION HEARINGS

- 14.1 The organizing authority takes a proactive stance on safe racing and good sportsmanship. Safe racing and rules enforcement is the responsibility of everyone involved in superyacht regattas. This notice of race

sends the implicit message that the focus is on safety and prudent seamanship, not competitive advantage. They reinforce the fact that superyacht regattas are congenial racing events.

- 14.2 Protest forms are available from the organizing authority. Protests and requests for redress shall be submitted within the protest time limit which will be specified in the sailing instructions. Schedule of hearings will be posted on the official notice board within 30 minutes of the protest time limit.
- 14.3 If there is an incident on the water and no protest is filed or penalty declared, the yachts' designated RRS afterguard member and racing tacticians are expected to meet immediately following the racing to discuss and resolve any minor safety issues, sportsmanship, or issues pertaining to competitive advantage.
- 14.4 If unable to resolve an issue and/or agree on the yacht at fault, competitors may request a rules clarification hearing with the protest committee by indicating such on the daily Declaration Form.
- 14.5 The organizing authority, race committee and/or protest committee may also request a rules clarification hearing with the protest committee should they witness or learn of an incident where a yacht may have been handled in an unsafe manner.

15 PENALTY SYSTEM

- 15.1 The Scoring Penalty, RRS 44.3, will apply. The penalty will be the whole number of places (rounding 0.5 upward) nearest to 20% of the number of yachts entered in her class. One-Turn and Two-Turn Penalties will not apply.
- 15.2 Post-Race Penalty
 - (a) A yacht that may have broken a rule of RRS Part 2 or RRS 31 may, after finishing the race and before the start of a related protest hearing, notify the race committee that she accepts a Post-Race Penalty – 30% scoring penalty in accordance with RRS 44.3(c). However, if the yacht caused injury or serious damage or gained a significant advantage in the race or series by her breach her penalty shall be to retire.
 - (b) When a Post-Race Penalty is accepted:
 - (i) Neither the yacht nor the protest committee may then revoke or remove the penalty.
 - (ii) The yacht shall not be penalized further in a protest hearing when the protest committee decides that it was appropriate to the facts found and the applicable rules.
- 15.3 Penalties applied under RRS 64 for breaches of the rules, other than a rule of RRS Parts 1 or 2, are at the discretion of the protest committee.
- 15.4 If the organizing authority receives corroborative or substantiated reports of a yacht being handled in an unsafe or unsportsmanlike manner, invitations to future Superyacht Cup Palma regattas may be withheld. The designated RRS afterguard member or racing tactician may also be excluded from participating in future Superyacht Cup Palma regattas.

16 COMMUNICATIONS AND ELECTRONIC AIDS

- 16.1 A yacht shall not receive radio transmissions unless available to all yachts. All types of electronic aids, including radar, VOR, satellite, are permitted. No external aids, outside assistance or information may be used during the races, except weather forecast information.
- 16.2 Yachts equipped with Automatic Identification System (AIS) are required to operate their AIS system from the time they approach the starting area until departing the finishing area following the race.

17 RESPONSIBILITY

- 17.1 The safety of a yacht and its crew is the sole responsibility of the captain who must ensure that the yacht is fully sound, thoroughly seaworthy and manned by an experienced and physically capable crew. Neither the establishment of regulations or inspection of a yacht in any way limits or reduces the complete and unlimited responsibility of the captain.
- 17.2 It is the sole and inescapable responsibility of each yacht to decide whether or not to start or continue in any race. See RRS 4, Decision to Race.
- 17.3 Aquamarine Events, RCNP, participating sponsors, and any additional parties do not accept responsibility for loss of life or personal injury to participants or others, or for the loss or damage to any vessel in any way or from any cause during or related to this event.

18 TROPHIES AND PRIZES

- 18.1 Daily trophies for first place in class will be awarded.
- 18.2 Series trophies for first, second and third places in class will be awarded. Classes with five yachts, or less, only a first place trophy for the series will be awarded.

18.3 Overall series trophy for first place in the Superyacht Fleet will be awarded.

18.4 The organizing authority may award a special trophy to a yacht that prominently fulfils the spirit of the event.

19 DISCLAIMER OF LIABILITY

19.1 Competitors participate in the regatta entirely at their own risk. The Superyacht Cup Palma, the organizing authority, sponsors, and all other affiliated organizations and individuals, will not accept any liability for material damage, personal injury or death sustained in conjunction with, prior to, during, or after the regatta.

19.2 The Superyacht Cup Palma Disclaimer of Liability Form must be accurately completed and signed by the owner, captain, charterers, crew members and guests of the yacht and submitted to the organizers prior to the first race of the regatta.

19.3 In the event of any crew member, guest or personnel change on board a yacht during the regatta, each new person shall sign the Disclaimer of Liability Form before participating in any race in the regatta. The organizing authority excludes all liability for property damage, death and personal injury sustained at sea or on land in conjunction with, prior to, during or after the regatta to the fullest extent permitted by law.

19.4 Nothing done by the organizing authority can reduce the responsibility of the yacht nor will it make the organizing authority responsible for any loss, damage or personal injury, however the same may have occurred, as a result of the yacht's participation at the regatta. The term "organizing authority" shall include everyone helping to run and/or assist with The Superyacht Cup races and the regatta and it includes, but is not limited to, Aquamarine Events SL, associated company or consultants or agents, race committee, race officer, protest committee, trustees, support boat, sponsor, supporters and other companies and organizations officially involved with The Superyacht Cup.

19.5 If any provision in this section (Disclaimer of Liability) is deemed for any reason to be invalid, void or deleted, the remainder of this section and this agreement shall nevertheless remain in force.

20 CANCELLATION OF THE REGATTA

The organizing authority reserves the right to cancel the regatta completely by written notification to each yacht via email to the captain's e-mail address provided on the Entry Application. In the event of cancellation of the regatta:

- a) Each yacht's entry fee less a 20% administration fee will be refunded to that yacht;
- b) This Agreement in respect of this regatta will be terminated forthwith; and
- c) Each yacht, owner and captain hereby expressly agree that no claim of any nature whatsoever against the organizing authority will be permitted or entertained and each yacht, owner and captain hereby expressly undertakes to indemnify the organizers in respect of any claim brought by anyone associated with them and/or their yacht and any costs incurred by the organizers in relation to such claim.

21 AMENDMENTS TO THIS NOTICE OF RACE

The organizing authority reserves the right to amend this notice of race. Any amendments will be posted on the event web site.

22 COVID 19 RECOMMENDATIONS

All competitors are recommended to download the App Radar Covid.

Link Android: <https://play.google.com/store/apps/details?id=es.gob.radar-covid&hl=es>

Link APPLE: <https://apps.apple.com/es/app/radar-covid/id1520443509>

END

We support the race to restore ocean health with Sailors for the Sea's Clean Regattas program. The ocean is in crisis with plastic waste, oil spills and acidification threatening not only marine life but also our health for generations to come. With your help following Clean Regattas Best Practices we can reduce our trail to protect the ocean.