

2023 BAYVIEW YACHT CLUB MACKINAC RACE

Saturday, July 15, 2023

The World's Longest Continuously Run Long Distance Freshwater Yacht Race

NOTICE AND CONDITIONS OF RACE

Key Contact Information:

2023 Race Chair Kevin Thomas – Email: mackchair2023@byc.com

2023 Technical Chair Art LeVasseur – Email: macktech@byc.com

2023 Race Administrator Melissa Wenzler – Email: melissa@byc.com - Office: 313-822-1853

Race Safety Committee (SER Questions) – Email: mackser@byc.com

Official Website: www.bycmack.com

Official Facebook Page: <https://www.facebook.com/BayviewMackinacRace/>

Official Instagram Page: <https://www.instagram.com/bycmack>

Official Twitter Page: <https://twitter.com/BYCMack>

1. ORGANIZING AUTHORITY AND KEY DATES

- 1.1. Bayview Yacht Club, an affiliated member of U.S. Sailing, has, subject to RRS 89.1, appointed the Bayview Yacht Club Mackinac Race Authority to be the Organizing Authority ('OA') of the 2023 Bayview Mackinac Race ('Race') in order to conduct the Race and related activities. The OA has the authority, subject to RRS 76.1, to reject the entry of any boat at any time before the start of the Race. The fleet will be divided into divisions and classes according to rating/handicap and other factors at the discretion of the Race Committee. Key dates are defined below:

EVENT	DATE	NOTES
BYC Member Account Payment Deadline Without Surcharge	April 30, 2023	See § 7
One-Design Class Application Deadline	May 1, 2023, 1700 hours	See § 2
Entry Deadline	June 1, 2023, 1700 hours	See § 7
Late Entry Deadline	June 9, 2023, 1700 hours	See § 5, 7
ORC / GLMRA Last Certificate Date	Dated no later than June 15, 2023	See § 5
Sailing Instructions Available	July 1, 2023	See § 10
Black River Rendezvous	Not Before July 12, 2023, Not After 1800 hours July 14, 2023	See § 15
Registration at BYC	July 13, 2023	See § 8
Registration in Port Huron	July 14, 2023	See § 8
Race Start Date	July 15, 2023	
Island Awards	July 18, 2023	See § 17

2. RULES

- 2.1. The Race shall be governed by the "rules" as defined in the current Racing Rules of Sailing 2021–2024 (RRS), which include the following (except as changed by the Sailing Instructions):
- a. US Sailing prescription 63.2 shall not apply.
 - b. This Notice and Conditions of Race (*Notice of Race*) and any amendments.

- c. The Sailing Instructions and any amendments. In the event of a conflict between the governing documents and the Sailing Instructions, the latter shall take precedence. This changes RRS 63.7
- d. RRS 47 is modified by adding a second sentence to help ensure the safety of the boat and crew; the definition of trash shall not include biodegradable sail ties used while setting sails.
- e. The definition of Finish is changed, as approved by US Sailing under RRS 86.3, as follows: a boat finishes when its position transponder, in its assigned location (per Sailing Instructions), crosses the finish line from the course side; however, she has not finished if after crossing the finish line she:
 - i. Takes a penalty turn under RRS 44.2;
 - ii. Corrects an error under RRS 28.2 made at the line; or,
 - iii. Continues to sail the course.

Each boat, at the time of crossing the Finish, shall take a photograph of the boat's primary navigation GPS clearly showing the time and location and demonstrating compliance with crossing the Finish.
- f. A boat's position transponder:
 - i. Shall not be used as the boat's primary navigation GPS and/or system, and
 - ii. Should not be used for navigational purposes.
- g. For monohulls, Bayview Mackinac Safety Equipment Requirements & Recommendations 2023 – Monohulls (SER).
- h. For multihulls, Bayview Mackinac Equipment Requirements & Recommendations 2023 – Multihulls (SER).
- i. RRS Part 2 will be replaced by Part B – Steering and Sailing Rules of the International Regulations for Preventing Collisions at Sea (COLREGS) between 2200 hours and 0600 hours.
- j. Applicable U.S. and Canadian governmental rules and regulations.
- k. Rules of the Offshore Rating Congress (ORC) shall apply for all monohull boats racing. In accordance with ORC Rule 206.1, a boat may carry one more spinnaker than shown on her current ORC certificate of area not greater than rated SPA without an increase in rating.
- l. Rules of the Great Lakes Multihull Racing Association (GLMRA) for all multihull boats racing.
- m. Cruising Class entrants will also be subject to the Mackinac Cruising Class Race Rules.
- n. One-Design – to be considered for a One-Design class, a Class Representative shall notify the Race Committee in writing by the One-Design Class Application Deadline, of intent to organize a One-Design class for the Race. The notification shall include a copy of the intended Class Rules for this Race and a list of class members reasonably expected to participate in the Race. A One-Design class may be established if approved by the Race Committee and the Race Committee has received at least eight (8) completed entries from boats intending to race in the class. If there is any difference between a class rule and a handicap rule of the respective Division, the Notice of Race, the Sailing Instructions, or any additional Sailing Instructions, the more restrictive rule shall apply. Boats racing in a one- design class shall be subject to any class-imposed rules.

- o. World Sailing (WS) Appendix WP (Rules for Racing Around Waypoints) will apply. See Attached.
- p. Breaches of a rule which are annotated [NP] will not be grounds for a protest by a boat. This changes RRS 60.1(a).

3. ADVERTISING

- 3.1. In accordance with RRS 76.2, advertising on a boat shall comply with the requirements of WS Regulation 20, Advertising Code.
- 3.2. An application for entry shall contain brief details of any advertising that a boat intends to display during the Race. The Race Committee shall be advised of any changes to that advertising. The Race Committee may reject any advertising not compliant with WS Regulation 20. See RRS 6. The Race Committee may also reject any advertising that it deems to be in conflict with any event sponsor. The Race Committee or the Jury shall be the only parties that may initiate any protest regarding a possible breach of this Section 3. This changes RRS 60.2(a).
- 3.3. If required, a boat shall display the supplied sponsor's bow decals and backstay flag. The specific requirements for displaying such will be detailed in the Sailing Instructions.

4. INVITATION AND ELIGIBILITY

- 4.1. Participation shall be by invitation from Bayview Yacht Club to a specific individual. The invitation is not transferable. An individual who wishes to enter a boat in the Race but did not receive an invitation shall submit a Race Information Request (RIR). Upon receipt of a properly completed RIR, the Race Committee shall determine if an invitation will be issued. A RIR may be completed online at www.bycmack.com under "Official Board" tab, Race Information Request.
- 4.2. A boat's invitation to race shall be conditioned upon the Race Committee's acceptance of the boat as an entrant in the Race after application as provided in this Notice of Race.
- 4.3. To be eligible, boats must be of a seaworthy offshore type at least 24 feet LOA with accommodations and equipment in accordance with the SER. **Note – monohulls and multihulls have a separate SER.**
- 4.4. The Divisions for the Race shall be as follows:
 - a. **Division I – Cove Island Division**
 - i. Boats with a valid current year ORC certificate that have a Shore Course ORC handicap greater than or equal to a number that will be published after ORC releases its rating systems rules for 2023. This number was 0.9900 for the 2022 Race.
 - ii. Upon application and in the sole discretion of the Race Committee, boats may be accepted into a Cove Island Course Cruising Class. Power-driven winches and electromechanical steering devices are permitted in the Cruising Class. This changes RRS 52.
 - b. **Division II – Shore Course Division**
 - i. Boats with a valid current year ORC certificate that have a Shore Course ORC handicap less than a number that will be published after ORC releases its rating systems rules for 2023. This number was 0.9900 for the 2022 Race.
 - ii. Upon application and in the sole discretion of the Race Committee, boats may be accepted into a Shore Course Cruising Class. Power-driven winches and electromechanical steering devices are permitted in the Cruising Class. This changes RRS 52.

- iii. Doublehanded class boats shall be sailed by two (2) experienced and capable crew, be a monohull, and have a valid current year ORC certificate with a GPH (expressed in seconds per mile) of 800.0 or less. Doublehanded class boats shall be equipped with a functioning electromechanical steering device. Power-driven winches are allowed. This changes RRS 52.

c. Division III – Cove Island Division – Multihull

Boats with a valid current year GLMRA Certificate are eligible to compete in this division.

- 4.5. The Race Committee may or may not divide any division into multiple classes and may or may not offer one or more one-design classes within a division as deemed appropriate by the Race Committee in its sole discretion.

5. RATINGS & HANDICAPS

- 5.1. All Monohull boats racing shall have a valid current year ORC rating certificate. Certificates shall be in accordance with the current ORC database as of 2100 hours on the ORC Certificate Date. Any changes to a rating after the ORC Certificate Date shall not be allowed except in the sole discretion of the Race Committee. The Race Committee shall also have the sole discretion to resolve any discrepancy in ratings between the valid database and any certificate. The Race Committee may require boats racing in special classes (i.e. Doublehanded and Cruising) to obtain a specific type of Rating Certificate or declare a specific spinnaker configuration. For all boats entered in One-Design Sections, the Race Committee may assign a single handicap for the OneDesign Section or preclude any boat from racing in that section.
- 5.2. Applications for ORC rating certificates may be obtained from:
 - US SAILING
 - Offshore Office PO BOX 1260
 - Portsmouth, RI 02871
 - Phone: (401) 683-0800
 - Fax: (401) 683-0840
 - <https://www.ussailing.org/competition/offshore/orc/>
- 5.3. Competing multihulls shall furnish a valid 2023 GLMRA rating certificate. GLMRA certificates shall be in accordance with the current GLMRA database as of 2100 hours on the GLMRA Certificate Date. Any changes to a rating after the GLMRA Certificate Date shall not be allowed except at the sole discretion of the Race Committee. The Race Committee shall also have the sole discretion to resolve any discrepancy in ratings between the valid database and any certificate. Multihulls may request GLMRA applications from:
 - <https://sites.google.com/site/4glmra/>
- 5.4. Each competitor shall ensure that their boat configuration conforms in all respects to the applicable rating certificate submitted.
- 5.5. Competitors electing to change their division after the Late Entry Deadline may do so only with Race Committee approval and payment of a \$200 (US funds) administrative fee. Except for changes initiated by the Race Committee, no division or class changes will be permitted after class splits have been determined.
- 5.6. Changes to ratings/handicaps will be allowed prior to ORC/GLMRA Certificate Date. No original or revised handicap certificates will be accepted after this time. Exceptions to this may only be made by the Race Committee in its sole discretion and as a result of any rating appeal as described herein.
- 5.7. The Jury will not entertain protests related to ratings/handicaps. ORC/GLMRA ratings are the sole responsibility of the Competitors and the issuing authority. See ORC Rule 305

Measurement Protests for more information on ORC rating discrepancies.

6. SPECIAL REQUIREMENTS AND RESTRICTIONS

- 6.1. The number of crew for Doublehanded class boats shall be two (2) experienced and capable sailors, otherwise the minimum number of crew for all other monohull classes shall be five (5) experienced and capable sailors. Exceptions to this requirement may be granted at the sole discretion of the Race Committee.
- 6.2. The minimum number of crew for multihulls shall be three (3) experienced and capable sailors.
- 6.3. The sale of commercial items by a boat owner, Person-In- Charge, crew, or guest in or near the racing area, including the Black River and docking area after the finish, a week prior to the Race and until 1700 hours on the day of the awards after finishing, is not allowed. Failure to comply with this rule will be grounds for rejection or cancellation of the boat's entry in accordance with RRS 76.1 or subject to protest by the Race Committee.

7. ENTRY

- 7.1. Entrants are directed to the Official Bayview Mackinac Race website, www.bycmack.com, for electronic registration and downloading of all forms required to complete the entry and registration process. Online documents shall be completed in compliance with this NOR and any additional instructions on the documents. In addition, the website contains up-to-date information on the Race including any official changes to the Notice of Race, Sailing Instructions, ratings, and/or class splits.
- 7.2. The Person-In-Charge is responsible and shall assure that the proper fee and all other required documents have been received by the Race Committee prior to 1700 hours on the Entry Deadline. Late fees will be assessed for missing or incomplete documents submitted after this deadline.
- 7.3. Entry forms, entry fees, or any required documents, including preliminary crew lists (except as noted herein) after the Entry Deadline of 1700 hours, shall be accompanied by a \$500 (US funds) late fee in addition to the applicable entry fee. Entry Applications received after the Late Entry Deadline shall not be accepted without the prior approval of the Race Committee. Incomplete applications will be subject to rejection.
- 7.4. Each boat shall have a minimum of \$300,000 Boat Liability Insurance that is valid and in effect between the Wednesday before the start through the Thursday following the start. Some insurance policies exclude coverage for various activities like boat charters or participation in racing events; therefore, it is incumbent on the Person-In-Charge to verify that the boat's insurance policy is suitable for the Race. A copy of the insurance certificate shall be carried on-board while racing and available for inspection if so required by the Race Committee.
- 7.5. **The Race Committee must receive the following items before 1700 hours on the Entry Deadline date:**
 - a. Completed Entry Form – Submitted electronically.
 - b. Entry Fee – Payment of \$23.00 per foot of the Length-Over-All (LOA) stated on the boat's measurement certificate (rounded down to the nearest whole foot). Payment can be made online by ecommerce platform identified in the registration form or by check made payable to Bayview Yacht Club and mailing such payment to Bayview Yacht Club. Payment by ecommerce platform will be subject to an additional 4% surcharge. Bayview members electing to pay their entry fees via their club charges have until April 30, 2023 to do so. After April 30, 2023, Bayview members who pay their entry fees via member account will have an additional 3% surcharge assessed

automatically to their member account. **Entry fees are not refundable and cannot be deferred to a future year or applied to a boat with a different owner.**

- c. Preliminary Crew List – Submitted electronically, of not less than 50% of the declared number of crew, but AT LEAST the minimum number of crew per Section 6.1 and 6.2. Each crew member profile shall be fully completed, including the online execution of the Crew Waiver by the crew member. The Person-In-Charge shall be included on the preliminary crew list. The online crew listing is on the Bayview Mackinac Race website at www.bycmack.com. In addition to the Person-In-Charge, the preliminary crew list should include the navigator and watch captains with sufficient information to demonstrate to the satisfaction of the Race Committee that the Person-In-Charge and crew are sufficiently experienced to compete safely in offshore conditions. In the event any member of the crew is a minor, a Parental Waiver, Release of Liability, Indemnification and Consent Form shall be completed and e-mailed to mackchair2023@byc.com prior to the Registration at BYC stated in Section 1. The Crew List must contain all required crew information, including names, functioning valid unique e-mail addresses, phone numbers, and emergency information for all crew who will be on board during the Race. The Emergency Contact must be an individual who will be available onshore during the race. As a condition of participating, all crew shall agree to communicate by e-mail with the Race Committee as requested by the Race Committee. Each competitor agrees to the conditions in this Notice of Race and that he/she is able to meet them.
- d. Race Tracking Application – Electronic acceptance of the Race Tracking Application Agreement to be completed online via the Race website.
- e. For those choosing to compete for the Main Sheet Trophy (Corinthian Class Winners), designation of their entire crew as World Sailing Group 1 (Amateur) sailors Classification is required.

8. REGISTRATION

- 8.1. The Person-In-Charge of each boat or a representative with the written authorization from the Person-In-Charge shall register the boat at one of the following locations and times:
 - a. Bayview Yacht Club: 1200-1900 hours on the Registration Date at Bayview Yacht Club.
 - b. Port Huron Race Headquarters – Port Huron Yacht Club: 0900-1600 hours on the Registration Date in Port Huron.
- 8.2. The following shall be required prior to registration:
 - a. Electronic certification of compliance with the SER on the Official Bayview Mackinac Race website, www.bycmack.com.
 - b. For boats accepted to the Cruising Class, electronic certification of compliance with the Cruising Class Mackinac Rules.
 - c. Final Crew List submitted electronically online containing the information referred to in Section 7.4(d) of this Notice of Race for those that will actually be on board for the Race. Any change of crew after registration must be submitted to the Race Committee in writing prior to 0900 hours, or via VHF radio before the boat's scheduled starting time, on the Race Starting date.

9. INSPECTION

- 9.1. Each competing owner and Person-In-Charge is responsible for assuring that the boat complies with the SER. However, *as a courtesy and without relieving the Person-In-Charge of responsibility*, the SER Compliance Committee will be available for consultation before the

Race.

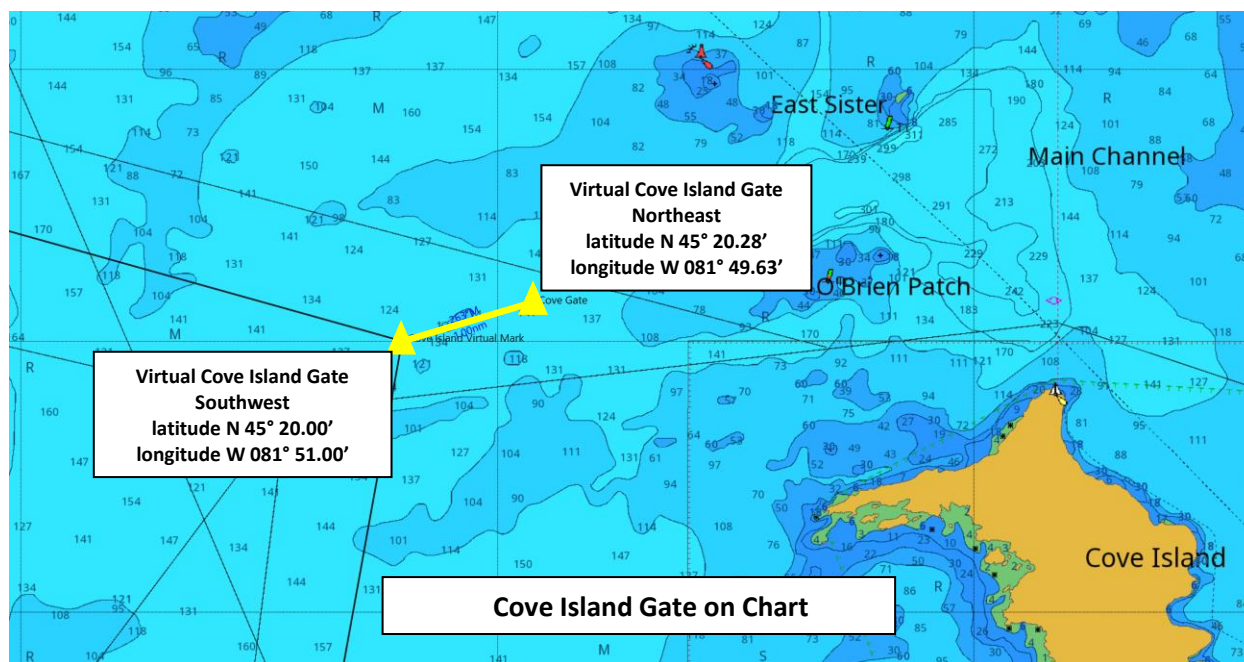
- 9.2. The Race Committee may also require any competitor to submit to an SER Compliance Committee safety consultation before the Race. Such consultations may be arranged through the Race Committee by submitting a request in writing via e-mail to mackchair2023@byc.com.
- 9.3. The SER Compliance Committee will inspect randomly selected boats immediately after finishing the Race. Boats not in compliance with the SER or hindering the inspection process will be subject to protest by the Race Committee.

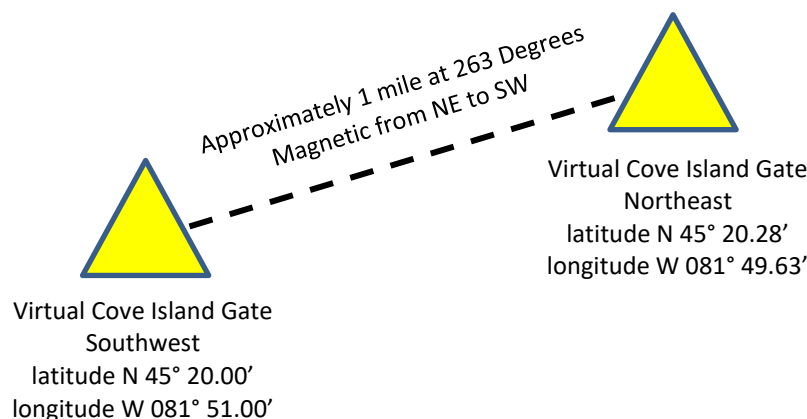
10. SAILING INSTRUCTIONS

- 10.1. Sailing Instructions will be distributed at registration and available on the Bayview Mackinac Race website, www.bycmack.com, on the Sailing Instructions Available date.

11. COURSES

- 11.1 Divisions I and III (Cove Island Course) – From the starting line in lower Lake Huron to a virtual Gate located in the vicinity of the historic Cove Island Buoy. Then to the finish line at Mackinac Island, leaving the Duck Islands to starboard, Bois Blanc Island to port. The Virtual Cove Island Gate Southwest end is located at latitude N 45° 20.00', longitude W 081° 51.00'. The Northeast mark of the gate is located at latitude N 45° 20.28', longitude W 081° 49.63'. These virtual marks result in a Gate approximately 1 mile long where the Cove Island Virtual Mark bears approximately 263° from the Virtual Northeast Gate Mark. See the images below for clarification.





Cove Island Gate Detail

Each boat, at the time of passing through the Cove Island Gate, shall take a photograph of the boat's primary navigation GPS clearly showing the time and location and demonstrating compliance with passing between the gate.

- 11.2 Shore Course – From the starting line in lower Lake Huron, then to the finish line at Mackinac Island leaving Thunder Bay Island and Bois Blanc Island to port.

12. PROTESTS AND ALTERNATIVE PENALTIES

- 12.1. There may or may not be an International Jury to hear protests. If there is an International Jury, it will be constituted in compliance with RRS Appendix N, and there may be a second Jury not so constituted. In accordance with RRS 70.5, there shall be no appeal from the decisions of the International Jury. The Chairperson of the International Jury in its discretion may assign protests, requests for redress and reports received under RRS 69.1 to either Jury.
- 12.2. The Two-Turns Penalty shall only apply for an incident that occurs within two hours of a boat's starting signal. This changes RRS 44.1.
- 12.3. Penalties that may be imposed by the Jury include disqualification, or in lieu of disqualification, the Jury may penalize a boat by either increasing her elapsed and corrected times or assigning a penalty score that the jury deems appropriate.

13. SCORING

- 13.1. Cove Island Course: The Race Committee has developed a custom course wind mix for the Cove Island course. As such, each boat's corrected time shall be calculated using the single number time-on-time rating factor for the Bayview Mackinac Race as shown on the boat's ORC Certificate.
- 13.2. Shore Course: The Race Committee has developed a custom course wind mix for the Shore Course. As such, each boat's corrected time shall be calculated using the single number time-on-time rating factor for the Bayview Mackinac Race as shown on the boat's ORC Certificate.
- 13.3. Multihulls: Time allowances shall be based on time-on-time scoring.
- 13.4. Yacht Club Challenge: Teams will be scored based on corrected times in accordance with the applicable rules established and published by the Race Committee at www.bycmack.com.
- 13.5. Pro-Team Challenge: Teams will be scored based on the corrected time per mile sailing.
- 13.6. Other awards may be presented as defined by sponsors or other organizations. These awards are given at the discretion of the sponsor or organization presenting the award. The MRA, Race Committee, or Bayview Yacht Club have no involvement in determining the

winners or distribution of these awards.

14. COMMUNICATIONS WHILE RACING

- 14.1. RRS 41, OUTSIDE HELP - RRS 41(c): Help in the form of information available to all boats even if that information is only accessible at a cost; however, such 'at cost' help shall not include private forecast or tactical advice or information customized for a particular boat or group of boats while underway.
- 14.2. The Race Committee requires the use of position transponders for all boats. Transponders will be supplied by the Race Committee. It shall be the responsibility of the Person-In-Charge to ensure that the transponder is attached to the aft-most portion of the stern pulpit at all times while the boat is *Racing*. If the boat does not have a stern pulpit, the transponder must not be positioned farther forward than the aft-most lifeline stanchion. If either of these transponder locations is not available, the competitor must apply to the Bayview Mackinac Race Technical Chair for approval with photographs of the proposed alternate position. Failure to receive approval for an alternate transponder location prior to the Race may result in the boat being protested. according to supplied directions and must make every effort to ensure it is functional for the duration of the Race.
- 14.3. The Person-In-Charge is also responsible for returning the transponder to the Race Committee in a timely fashion after the Race as directed in the Sailing Instructions. The Person-In-Charge will be required to provide a valid credit card number to the Race Committee to serve as a security deposit for any loss of or damage to the transponder and for any postage/shipping expenses incurred as a result of the failure of the Person-In-Charge to turn the transponder in a timely fashion as directed in the Sailing Instructions.
- 14.4. No boat shall operate or control a remotely controlled aircraft ('drone') or other remotely controlled vehicle while racing.

15. BLACK RIVER RENDEZVOUS

- 15.1. Boats may rendezvous in the Black River before the Race. Boats are requested not to arrive in the Black River before the Black River Rendezvous date. Boats arriving on the day before the race should plan to arrive as early as possible, and before 1800 hours unless special arrangements have been made. Contact the Port Huron Harbormaster at (810) 531-4497 for any special docking arrangements.
- 15.2. When entering the Black River, contact the Port Huron Harbormaster on Channel 9 to receive specific docking instructions.
- 15.3. The Race Committee and the Commodore request all Persons-In-Charge dress ship while in the Black River.

16. DOCKING AFTER FINISH

- 16.1. Failure to comply with instructions from any Harbormaster at which a boat may dock following the race may result in the Race Committee filing a protest, or taking such other action as it deems appropriate, against the Person-In-Charge, boat, and crew. In addition, such failure to comply may result in the boat not being invited to compete in future races.

17. AWARDS

- 17.1. Flags will be awarded on Tuesday afternoon at a location to be determined:
 - a. Class flags will be awarded to the first-place finisher in classes having fewer than four boats, the first and second finishers in classes having between four and seven boats, and to the first, second, and third-place finishes in classes having eight or more boats, or at the discretion of the Race Committee.

- b. Division flags will be awarded to the first, second, and third-place boats in Divisions I, II, and III provided that there is more than one class in the Division. First to Finish flags will be awarded in Divisions I, II, and III.
 - c. The J.L. Hudson Trophy will be awarded to the boat with the best corrected time in Division I.
 - d. The Canadian Club Classic Trophy will be awarded to the boat with the best corrected time in Division II.
 - e. Flags will be awarded to the 1st place team in the Yacht Club Challenge as established and published by the Race Committee at www.bycmack.com.
 - f. The Main Sheet Trophy will be awarded to the boat with the best corrected time per mile sailing (259 miles for the Cove Island Course, and 204 miles for the Shore Course) with a crew composed entirely of Group 1 amateur sailors per the World Sailing Sailor Classification Code. World Sailing Sailor Classification is free and can be obtained through their website at www.sailing.org. Please apply/renew with ample time prior to the Race.
 - g. A first-place flag will be awarded to the Pro-Team Challenge boat with the best corrected time per mile sailing.
 - h. One Bayview Mackinac Plaque will be given to each boat that finishes the race – this will be provided at the skipper check-in desk upon finishing the race.
- 17.2. A formal trophy presentation will be made at the invitational Mackinac Awards Dinner & Trophy Presentation at a date to be determined at Bayview Yacht Club.

18. RISK STATEMENT AND LIABILITY

- 18.1. Sailing is an activity that has an inherent risk of damage and injury. Competitors in this event are participating entirely at their own risk. See RRS 3, Decision to Race. The Race organizers (organizing authority, its officers, members, race committee, jury or other protest committee, sponsors, or any other organization or official) will not be responsible for damage to any boat or other property or the injury to any competitor, including death, sustained as a result of participation in this event. By participating in this event, each competitor agrees to release the Race organizers from any and all liability associated with such competitor's participation in this event.
- 18.2. As used in the Notice of Race and the Sailing Instructions, the term "Person-in-Charge" means the person who is designated on the Entry Form as the Person-in-Charge. The Person-in-Charge may or may not be the boat owner.
- 18.3. The safety of a boat and its crew is the sole and inescapable responsibility of the Person-in-Charge, who must assure that the boat is fully sound, thoroughly seaworthy, and sailed by an experienced crew who have undergone appropriate training and are physically fit to face bad weather. The Person-in-Charge must be satisfied with the soundness of the hull, spars, rigging, sails, and all gear. The Person-in-Charge must assure that all safety equipment is properly maintained and stowed and that the crew knows where it is kept and how it is to be used. Neither the acceptance of a Crew List, the establishment of equipment or safety requirements nor an inspection of a boat in any way limits or reduces the complete and unlimited responsibility of the Person-in-Charge.

19. CONDUCT

- 19.1. The Person-In-Charge shall be responsible for the conduct of his or her crew before, during, and after the Race. In the event of serious misconduct, destruction of property, or failure to comply with a request of the Race Committee or instructions from the harbormaster in the Black River or at the finish location, the Race Committee may file a protest or take such

- other action as it deems appropriate against the Person-In-Charge, boat, and crew. [NP]
- 19.2. Any Person-In-Charge or crew member that causes Bayview Yacht Club to violate any of the terms of its lease with the Michigan Department of Natural Resources for use of the Mackinac Island State Harbor shall be subject to actions deemed appropriate by the Race Committee, Bayview Yacht Club Board of Governors, and Mackinac Race Authority, up to and including disqualification from the race and the prohibition of a boat, Person-In-Charge, and/or crew from participation in future Bayview Mackinac Races. Terms of the lease pertinent to Race participants will be included in the Sailing Instructions, but are expected to include matters such as a prohibition on fueling a boat in the harbor, no electrical service for rafted boats, and a prohibition on drying sails on the wooden fence between the harbor and the roadway. [NP]
- 19.3. In the event an alleged violation of Section 19 is discovered prior to the Island Awards Party, any possible awards for boats involved will be withheld until the alleged violation is investigated and adjudicated. Should a violation of Section 19 occur after the awards and an award was collected by a boat, Person-In-Charge, or crew to which it is not entitled, the Person-In-Charge shall see to it that the award is returned to Bayview Yacht Club. Failure to comply with this section may result in prohibition of a yacht, Person-In-Charge, and/or crew from participation in future Bayview Mackinac Races. [NP]
- 19.4. An alleged violation of this section of the Notice of Race will be investigated and considered by the Race Chair and two Assistant Race Chairs. Should that investigation result in a recommendation that an individual, boat, or Person-In-Charge be barred from future participation the Bayview Mackinac Race, a committee composed of the Race Chair, two Assistant Race Chairs, MRA Chair, and three members of the Bayview Board of Governors as appointed by the Board of Governors shall consider the recommendation and vote on the proposed recommendation. A majority vote shall prevail. [NP]
- 19.5. All provisions of Section 19 are understood to be in effect from a boat's arrival in Port Huron prior to the Race until noon (12:00 PM) on Wednesday, July 19, 2023. [NP]

20. WEBSITE AND E-MAIL COMMUNICATION

- 20.1. The Race Committee will post information on the Official Bayview Mackinac Race website at www.bycmack.com, and competitors will be deemed to have knowledge of such information from the time it is so posted. The posted information will include assigned ratings and may include amendments to the Notice of Race and/or the Sailing Instructions. Accordingly, competitors are encouraged strongly to check the website regularly. Notices to competitors also will be posted on the Official Notice Board as provided in the Sailing Instructions.
- 20.2. As a condition of entry into the Race, competitors are required to provide a unique working e-mail address and cell phone number on the Entry Form. The Race Committee will use these e-mail addresses and cell phone numbers to communicate with the competitors, and the competitors agree to accept such communications. The Race Committee's communications with the competitors does not relieve the competitors of their responsibility to check the Official Notice board on the Official Bayview Mackinac Race website, www.bycmack.com, for posted information which may include but shall not be limited to assignment of ratings and amendments to this Notice of Race and Sailing Instructions. Failure of the Race Committee to communicate by e-mail or cell phone any information with the competitors, including but not limited to, assignment of ratings or amendment to this Notice of Race or the Sailing Instructions, shall not be grounds for a request for redress. This modifies RRS 62.1(a).

21. PHOTOGRAPHY, VIDEO AND MEDIA RIGHTS

- 21.1. As a condition to participating in the regatta, competitors grant the Bayview Yacht Club, and its agents, employees, sponsors, and assigns, the irrevocable right and permission to use basic competitor information, photographs, and video footage taken of themselves and their competing boat, without notification, for use or distribution in any media whatsoever for editorial or advertising purposes, or to be used in press information. Competitors agree to release, defend, and hold harmless the Bayview Yacht Club and its agents, employees, sponsors, and assigns, from and against claims, damages or liability arising from or related to the use of the photographs and video footage.

22. ENVIRONMENT CONTROL

- 22.1. The laws of Michigan and Ontario prohibit any through-hull fittings that may be used to pump toilets or holding tanks overboard. The Race Committee will not inspect for compliance, but governmental authorities may do so.

WORLD SAILING APPENDIX WP

RULES FOR RACING AROUND WAYPOINTS

Use of this appendix is recommended for offshore races when the race committee may wish to specify waypoints instead of physical marks which boats are required to pass to sail the course.

Races shall be sailed under The Racing Rules of Sailing as changed by this appendix only if the notice of race and sailing instructions so state.

WP1 CHANGES TO THE DEFINITIONS

WP1.1 The definition Start is changed to:

Start A boat starts when, having been entirely on the pre-start side of the starting line at or after her starting signal, and having complied with rule 30.1 if it applies, any part of her hull, crew or equipment crosses the starting line in the direction of the course.

WP1.2 Add new definition:

Waypoint A position, other than a mark, described by latitude and longitude coordinates that the course requires a boat to leave on a specified side.

WP2 Add new rule 18.5 in Part 2 of the RRS:

18.5 ROOM TO PASS A WAYPOINT

(a) Rule 18.5 applies between boats when they are required to leave a waypoint on the same side and at least one of them is approaching it. However, when rule 20 applies, rule 18.5 does not.

(b) When overlapped boats are approaching a waypoint to pass it on the required side, the outside boat shall give the inside boat room to pass the waypoint, unless the outside boat has been unable to do so from the time the overlap began.

(c) If the inside boat has reasonable doubt that she has room to pass the waypoint, she may hail the outside boat accordingly. The outside boat shall then give the inside boat additional space unless she is unable to do so.

WP3 Rule 28 is changed to:

28 SAILING THE COURSE

28.1 A boat shall start, sail the course described in the sailing instructions and finish. While doing so, she may leave on either side a mark or waypoint that does not begin, bound or end the leg she is sailing. After finishing she need not cross the finishing line completely.

28.2 A string representing a boat's track from the time she begins to approach the starting line from its prestart side to start until she finishes shall, when drawn taut,

- (a) pass each mark or waypoint on the required side and in the correct order,
- (b) touch each rounding mark, touch a hypothetical object at each rounding waypoint, and
- (c) pass between the marks or waypoints of a gate from the direction of the previous mark or waypoint.

She may correct any errors to comply with this rule, provided she has not finished.

28.3 The sailing instructions may specify criteria to determine whether a boat has rounded or passed a waypoint on the required side.

WP4 ELECTRONIC POSITION FIXING

When data from electronic position fixing systems is used to determine the position of a boat for the purpose of verifying compliance with the rules, precedence shall be given to data from the boat's primary navigation system.