

100TH BAYVIEW MACKINAC RACE

Presented by NATIONAL FLEET SERVICES

Saturday, July 20, 2024

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

NOTICE AND CONDITIONS OF RACE

Key Contact Information:

2024 Race Chair Charlie Trost – Email: mackchair2024@byc.com

2024 Technical Chair Art LeVasseur – Email: macktech@byc.com

2024 Race Administrator Melissa Wenzler – Email: melissa@byc.com Office: 313-822-1853

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

Official Website: www.bycmack.com

Official Facebook Page: www.facebook.com/BayviewMackinacRace/

Official Instagram Page: www.instagram.com/bycmack

Official Twitter Page: <http://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 2024 Bayview Mackinac Race ('Race') Presented by National Fleet Services 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
One-Design Class Application Deadline	April 1, 2024, 1700 hours	See § 2
BYC Member Account Payment Deadline Without Surcharge	April 30, 2024	See § 7
ORC / GLMRA Rating Application Deadline	May 1, 2024	See § 5
ORC/GLMRA Rating Submission Deadline	June 1, 2024, 1700 hours	See § 5
Entry Deadline	June 1, 2024, 1700 hours	See § 7
Late Entry Deadline	June 7, 2024, 1700 hours	See § 5, 7
Sailing Instructions Available	July 1, 2024	See § 10
Black River Rendezvous	Not Before July 17, 2024, Not After 1800 hours July 19, 2024	See § 15
Registration at BYC	July 18, 2024	See § 8
Registration in Port Huron	July 19, 2024	See § 8
Race Start Date	July 20, 2024	
Island Awards	July 23, 2024, 1200 – 1500 hours EST	See § 17
Bayview Race Awards Celebration	September 20, 2024	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 and/or addendums.
 - c. The Sailing Instructions and any amendments and/or addendums. 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. Help in the form of information available to all boats is permitted 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. This changes RRS 41(c).
 - e. To help ensure the safety of boats and crew, RRS 47 is modified by adding the following sentence: The definition of trash shall not include biodegradable sail ties used while setting sails.
 - f. 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.

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. Bayview Mackinac Safety Equipment Requirements & Recommendations 2024 (SER).
 - h. 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.
 - i. Applicable U.S. and Canadian governmental rules and regulations.
 - j. Rules of the Offshore Rating Congress (ORC) shall apply for all monohull boat racing. A boat that is rated to carry a spinnaker may carry one more spinnaker than shown on her current ORC certificate of a type the boat is rated to carry and of an area not greater than the largest spinnaker area (SPA) without an increase in rating; however, a boat may not carry and spinnakers that are narrower than 85% half width/foot length unless such sails are declared and listed on a boat’s ORC certificate. This changes ORC Rule 206.1.
 - k. Rules of the Great Lakes Multihull Racing Association (GLMRA) for all multihull boats racing.
 - l. Cruising Class entrants will also be subject to the Mackinac Cruising Class Race Rules.
 - m. One-Design – To be considered for a One-Design class, a Class Representative shall notify the Race Chair in writing by the One-Design Class Application Deadline of the intent to organize a One-Design class for the Race. The notification shall include a copy of the intended Class Rules for the Race and a list of class owners reasonably

expected to participate in the Race, *who shall be copied on the notice.*

It is the intent of the Race Committee to establish a One-Design class so long as they receive at least nine (9) completed entries from boats intending to start the race in the class. If there is any difference between a class rule and a handicap rule of the respective Division, this Notice of Race, the Sailing Instructions, any amendments, and/or any addendums, the more restrictive rule shall apply. Boats racing in a one-design class shall be subject to any class-imposed rules. If a One-Design Class applies and is not approved, but at least six (6) boats of that design start the Race, then a flag will be awarded to the first boat of that design that finishes the Race.

- n. Breaches of a rule that 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 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. An RIR may be completed online at www.bycmack.com under the "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.
- 4.4. The Divisions for the Race shall be as follows:
 - a. **Division I**
 - i. Boats with a valid current-year ORC certificate that have an ORC handicap greater than or equal to a number will be published after ORC releases its rating systems rules for 2024.
 - b. **Division II**
 - i. Boats with a valid current-year ORC certificate that have an ORC handicap less than a number that will be published after ORC releases its rating systems rules for 2024.
 - ii. Upon application and at the sole discretion of the Race Committee, boats may be accepted into a Cruising Division. 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

- i. 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 (1) applied for a current year ORC rating certificate, (2) provided all sail measurement data, and (3) provided all other obtainable measurement data to US Sailing / ORC Canada, as applicable, by the ORC / GLMRA Rating Certificate Application Deadline. Any application, sail measurement data, or other obtainable measurement data submitted after the ORC / GLMRA Certificate Application Deadline shall not be allowed except in the sole discretion of the Race Committee.
- 5.2. 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 at the sole discretion of the Race Committee. The Race Committee shall also have the sole discretion to resolve any rating discrepancy 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.
- 5.3. Applications for ORC rating certificates may be obtained from:
- US SAILING – US REGISTERED BOATS
 - Offshore Office PO BOX 1260
 - Portsmouth, RI 02871
 - Phone: (401) 683-0800
 - Fax: (401) 683-0840
 - <https://www.ussailing.org/competition/offshore/orc/>
 - ORC CANADA – CANADIAN REGISTERED BOATS
 - <https://www.orc-canada.org/#applications>
- 5.4. Competing Multihulls shall have (1) applied for a current year GLMRA rating certificate, (2) provided all sail measurement data, and (3) provided all other obtainable measurement data to the Great Lakes Multihull Racing Association by the ORC / GLMRA Certificate Application Deadline. Any application, sail measurement data, or other obtainable measurement data submitted after the ORC / GLMRA Certificate Application Deadline shall not be allowed except at the sole discretion of the Race Committee.
- 5.5. Competing Multihulls shall furnish a valid 2024 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 rating discrepancy between the valid database and any certificate. Multihulls may request an application from GLMRA.

- 5.6. Each competitor shall ensure that their boat configuration conforms in all respects to the applicable rating certificate submitted.
- 5.7. 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.
- 5.8. Changes to ratings/handicaps will be allowed prior to ORC/GLMRA Rating Submission Deadline. No original or revised handicap certificates will be accepted after this time. Exceptions to this may only be made by the Race Committee at its sole discretion and as a result of any rating appeal described herein.
- 5.9. 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 all forms required to complete the entry and registration process. Online documents shall be completed in compliance with this Notice of Race and any additional instructions on the documents. In addition, the website contains up-to-date information on the Race, including any official changes to this Notice of Race, Sailing Instructions, ratings, and/or class splits.
- 7.2. The Person-In-Charge is responsible and shall ensure 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 \$500,000 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 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 \$25.00 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 via credit card by the e-commerce platform identified in the registration form or by check payable to Bayview Yacht Club and mailing such payment to Bayview Yacht Club. Payment by the e-commerce platform will be subject to an additional 4% surcharge. Bayview members electing to pay their entry fees via club charges have until April 30, 2024. After April 30, 2024, Bayview members who pay their entry fees via their 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 melissa@byc.com prior to the Registration stated in Section 1. The Parental Waiver Form can be found on the official race website, www.bycmack.com, under the Competitors tab, Official Board, Safety & Other Docs.

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 is to be completed online via the Race website.
- e. For those choosing to compete for the **Main Sheet Trophy (Corinthian Class Winners)**, the designation of their entire crew as World Sailing Group 1 (Amateur) sailors Classification is required. 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.

8. REGISTRATION

- 8.1. The Person-In-Charge of each boat or a representative with 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 in Detroit.
 - 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 compliance certification with the SER on the Official Bayview Mackinac Race website, www.bycmack.com.
 - b. For boats accepted to the Cruising Class, electronic compliance certification with the Cruising Class Mackinac Rules posted on the Official Bayview Mackinac Race website, www.bycmack.com.
 - 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 via email at mackpro@byc.com prior to 0900 hours, or via VHF radio before the boat's scheduled starting time, on the Race Starting date. A change in crew shall not create an advantage to one's original intended crew weight.

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 Inspection Committee will be available for consultation before the Race.
- 9.2. The Race Committee may also require any competitor to submit to an Inspection 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 mackchair2024@byc.com.
- 9.3. The Inspection Committee will inspect randomly selected boats immediately after finishing the Race. Boats not complying 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, as indicated in Section 1.1.

11. COURSE

- 11.1. Original 1925 Course – From the starting line in lower Lake Huron, then finishing west to east at Mackinac Island, leaving Bois Blanc Island to starboard.

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-turn 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. The Race Committee has developed a custom course wind mix for the Original 1925 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. Multihulls: Time allowances shall be based on time-on-time scoring.
- 13.3. 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.
- 13.4. Pro-Team Challenge: Teams will be scored based on the corrected time per mile sailing.
- 13.5. 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. Help in the form of information available to all boats is permitted 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. This changes RRS 41(c).
- 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 requests all Persons-In-Charge to 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 at the Island Awards Party as indicted in Section 1.1 on the Great Lawn of the Mission Point Resort.
- 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. If a One-Design Class applies and is not approved, but at least six (6) boats of that design start the Race, then a flag will be awarded to the first boat of that design that finishes the Race.
 - d. 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.
 - e. A first-place flag will be awarded to the Pro-Team Challenge boat with the best corrected time per mile sailing.
 - f. 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 Celebration as indicated in Section 1.1 at Bayview Yacht Club.
- a. The J.L. Hudson Trophy will be awarded to the boat with the best corrected time in Division I.
 - b. The Canadian Club Classic Trophy will be awarded to the boat with the best corrected time in Division II.
 - c. The Main Sheet Trophy will be awarded to the boat in Division I and Division II with the best corrected time per mile sailing 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.

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 this 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, failure to comply with a request of the Race Committee, or failure to comply with 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 that 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. In the event that a violation of Section 19 is discovered after the Island Awards Party and/or an award was collected by a boat, Person-In-Charge, or other person, the Person-In-Charge shall have the award returned to Bayview Yacht Club. Failure to comply with this section may result in prohibition of a boat, Person-In-Charge, and/or crew from participation in future Bayview Mackinac Races. [NP]
- 19.4. An alleged violation of this section of this 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 in 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, 2024. [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 this 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.