



**September 7-14, 2013
Newport, Rhode Island**

PRELIMINARY NOTICE OF RACE

(posted 06 April 2012)

Organizing Authority: The Organizing Authority (OA) is the New York Yacht Club Regatta Association, Inc.

General Format: The New York Yacht Club Invitational Cup presented by Rolex is a fleet racing regatta held in Swan 42 Class yachts. The regatta is hosted by the New York Yacht Club (NYYC) in Newport, Rhode Island, in alternate years and was first held in 2009. Specific eligibility requirements are described in paragraph 4.

Official Website: The NYYC Invitational Cup website can be found at <http://invitationalcup.org/2013-invitational-cup>.

1 RULES

- 1.1 The regatta will be governed by the rules as defined in *The Racing Rules of Sailing* (RRS) as changed by Experimental Appendix Q - 2009 - Umpired Fleet Racing Rules and posted on the NYYC Invitational Cup website as Notice of Race Addendum E.
- 1.2 The prescriptions of US SAILING to *The Racing Rules of Sailing* listed in Addendum A shall apply and are posted on the NYYC Invitational Cup website as Notice of Race Addendum A.
- 1.3 The Swan 42 Class Association Rules shall apply except as specifically changed in this Notice of Race or in the Sailing Instructions. The Swan 42 Class Association Rules are posted on the NYYC Invitational Cup website as Notice of Race Addendum B.
- 1.4 Swan 42 Class Association rules 4, 6 and 7 do not apply.
- 1.5 **Minimum Equipment:** The minimum equipment required to be on board shall include:
 - Those items posted as Notice of Race Addendum C, Required Equipment and Modifications, on the NYYC Invitational Cup website at ;
 - Safety equipment as described in 2012-2013 ISAF Offshore Special Regulations Category 5 posted on the NYYC Invitational website as Notice of Race Addendum D. The US SAILING prescriptions to the Offshore Special Regulations shall not apply. This changes Swan 42 Class Association Rule 21.4;
 - Optional equipment that was in place for the one design measurement of the yacht (Swan 42 Class Rules 21.2 and 21.3);
 - Corrector weights (if any) as listed on the yacht's One Design Certificate;
 - Anchor, chain and rode, all ready for immediate use, with a combined minimum weight of 16 kg;
 - Other specific items that may be designated by the Organizing Authority.
- 1.6 ISAF Sailor Classification Code, Regulation 22 will apply. Information on how to apply can be found at www.sailing.org/classification. All crew members shall have a valid ISAF Sailor Classification as a Group 1 competitor except as noted in NOR 4.11.



- 1.7 On the water umpiring will be used as detailed in Notice of Race Addendum E – Umpired Fleet Racing Rules and the Sailing Instructions. An additional warning and penalty system may be used as described in the Sailing Instructions.
- 1.8 The Jury may impose suitable penalties, other than disqualification, for violations of the Class Rules, Offshore Special Regulations or other non-Part 2 rules. This changes RRS 64.1.
- 1.9 In addition to penalties that may be imposed by the Jury or the Umpires, the Sailing Instructions and charter agreement will contain language that permits the OA to revoke the charter of any Team that, in the opinion of the OA, the Race Committee or the Jury, is handling their yacht in an unsafe or dangerous manner.
- 1.10 New York Yacht Club, NYYC, the New York Yacht Club Regatta Association, Inc., the Club Burgee and other logos and marks are trademarks and Registered Trademarks in the United States and other countries. All Rights Reserved. All trademarks of the New York Yacht Club including the Burgee, Name, the New York Yacht Club Invitational Cup logos and marks, and event images may not be used by any club or individual without the permission of the club.

2 YACHTS, SAILS AND WIND RESTRICTIONS

- 2.1 Swan 42 Class yachts will be used for competition.
- 2.2 All yachts, including yachts that are provided by an Invited Yacht Club or other Sailing Organization, shall be considered to be chartered from the Organizing Authority and are considered to be supplied equipment. Yachts that are provided by an Invited Yacht Club or other Sailing Organization (Team) shall be sailed by that Team. All other Teams shall sail a yacht that is drawn from the charter pool at a time to be announced.
- 2.3 Sails shall be provided by the Organizing Authority and will include a mainsail, jib and spinnaker. Other sails, including any sails provided by the OA, shall not be used unless advised by the Organizing Authority.
- 2.4 Upper wind limits will apply due to the charter nature of the regatta. The Race Committee will not start a race in sustained wind velocity greater than 22 knots and will abandon a race in sustained wind velocity greater than 25 knots.
- 2.5 All yachts shall be kept in the dockage or mooring assigned by the Organizing Authority beginning Thursday, September 5 through Sunday, September 15, unless specific exemption has been granted from the OA.
- 2.6 All yachts shall be standardized by the Organizing Authority to ensure as level a playing field as possible. Specific permitted and restricted actions will be included in the “Handling of Boats” addendum to the Sailing Instructions. This includes, but is not limited to, the following provisions:
 - a) Rigs will be tuned equally and preset by the OA before the regatta to match the provided sails. Rig tension shall not be adjusted by the competitors.
 - b) Mast jack tension shall be determined and preset by the OA and shall not be adjusted by the competitors.
 - c) Forestay length shall be preset by the OA and shall not be adjusted by the competitors.
 - d) The OA may adjust the rig tune, mast jack tension and/or forestay length of the entire fleet to match anticipated conditions.
 - e) Competitors wishing to change any rig tuning adjustments shall request the change be made by the OA in writing or by VHF. The OA has final authority in deciding whether an adjustment will be made.
 - f) The OA will provide bottom cleaning for all yachts. Competitors shall not clean, sand or fair the bottom or foils of their yacht, or so cause or arrange.
 - g) Yachts shall not be hauled from September 6-15 without specific permission from the OA and/or the Jury.
 - h) Minimum water and fuel tank levels will be promulgated by the OA. The OA will equalize the water and fuel tanks on all yachts prior to racing and may inspect the levels during the event.

3 ADVERTISING

- 3.1 ISAF Advertising Code, Regulation 20, will apply. Advertising on the supplied equipment is available to the OA in accordance with ISAF Regulation 20.4.2.
- 3.2 Competitors are permitted to place advertising of their own choice on each side of the hull, so as not to interfere with any event advertising, from amidships (50% LOA) aft with the total area of the graphics on each side to be contained within a contiguous area no larger than one square metre. Competitors shall provide their own graphics and shall remove them at the completion of the event. Competitors are requested to respect the brand exclusivity of the Official Sponsors of this event.

- 3.3 While racing, yachts shall display flags as described in the Sailing Instructions for each day of racing as provided by the Organizing Authority at registration. Other flags may be provided by the OA and shall be displayed as described in the Sailing Instructions. The OA may display graphics on the hull, spars and sails at its discretion.

4 ELIGIBILITY AND ENTRY

- 4.1 Entry to the regatta is by invitation from the Organizing Authority to a "Team" (Yacht Club, Sailing Organization or other Team).
- 4.2 Acceptance of the invitation shall be made by submitting the Acceptance Form found on the NYYC Invitational Cup website no later than May 10, 2012, together with the non-refundable entry deposit of US\$5,000 unless extended by the OA.
- a) Teams qualifying through the U.S. Qualifying Series in September 2012 shall submit the Acceptance Form no later than November 1, 2012, together with the entry fee of US\$10,000 (non-refundable entry deposit of US\$5,000 plus entry fee balance of US\$5,000) unless extended by the OA.
- 4.3 An invited Team that provides its own Swan 42 Class yacht that is not otherwise included in the NYYC Charter Pool (as defined by the OA) will be accepted for entry into the regatta. The Organizing Authority will award the remaining spots to other invited Yacht Clubs or Sailing Organizations accepting the invitation based upon the availability of charter yachts in the NYYC Charter Pool in the order in which they have submitted the Acceptance Form and entry deposit.
- 4.4 **Entry Form:** An Entry Form will be sent to those Yacht Clubs or Sailing Organizations selected as described in NOR 4.2(a) and 4.3. Entry shall be made by completing Part 1 of the Entry Form, which will be sent to those Clubs accepting the invitation, and sending it, together with the US\$5,000 balance of the entry fee, to New York Yacht Club by November 1, 2012, unless extended by the OA. The balance of the entry fee is non-refundable after February 1, 2013.
- 4.5 **Crew List:** Not later than the Crew Deadline of August 1, 2013, Part 2 of the Entry Form shall be submitted to the New York Yacht Club and will include information for each competitor on Club membership, nationality and ISAF Sailor Classification. Registration for the event will not be complete until all information has been received, checked and verified.
- a) Crew lists will be posted on the event website and on the official notice board at the NYYC Sailing Center as soon as practicable after receipt.
- b) A comprehensive sailing resume for the Skipper and Tactician shall be submitted either before or with the Crew List. The OA reserves the right to approve the Skipper and Tactician or declare either ineligible. The OA will endeavor to give its approval/denial within one week of submission. Early submission is encouraged.
- 4.6 **Team Composition:** Teams shall consist of up to eleven (11) crew sailing at any time. This total includes the Owner's Representative as described in NOR 4.10 and 4.11 below.
- a) The crew sailing on the yacht shall comply with the requirements of NOR 4.7, 4.8, 4.9 and 4.10 at all times except as noted in NOR 4.11 or unless specifically waived by the Jury.
- b) Each Team shall sail with the same number of crew members each day except with the permission of the Jury.
- c) Crew may not be changed between races on a given day except with the permission of the Jury.
- 4.7 **Yacht Club Membership:** The helmsperson and tactician, and all but two members of the remaining crew, shall have been year-round full members of the Invited Yacht Club, Sailing Organization or Team as of September 17, 2011. Up to two spouses of members and/or member's children under the age of 25 on the first day of racing are also eligible to count as members. Exceptions may be granted upon written application to the OA.
- 4.8 **Nationality:** All but two of the crew shall hold a passport for the country of the Invited Team's primary location. In special circumstances, an exception may be granted upon application to the Organizing Authority. Passports of all crew shall be presented at registration.
- 4.9 **ISAF Classification:** ISAF Sailor Classification Code, Regulation 22, will apply. An ISAF representative may be present during the event and will carry out spot checks regarding sailor classification. Attention is drawn to ISAF Regulations 22.5.1 to 22.5.6.
- a) All crew members shall have a valid ISAF Sailor Classification as a Group 1 competitor. No member of the crew may be classified Group 3 except as permitted under NOR 4.11. All unclassified sailors shall be deemed to be Group 3 and ineligible to sail.
- b) The Classification Protest time limit is 1800 Sunday, September 8, 2013. At their discretion, this time limit may be extended by the Jury if the Crew List has been changed after the Crew Deadline on August 1, 2013.

- 4.10 **Weight limit:** Crew weigh-ins will be conducted at registration and calculated in kilograms. The total crew weight shall be in accordance with Swan 42 Class Association Rule 8.1 (850 kg). There will not be random weigh-ins made during the regatta. Swan 42 Class Association Rules 8.3.3 and 8.3.4 shall not apply.
- In accordance with Swan 42 Class Association Rule 8.1.2, the owner or charterer may elect to weigh-in or shall be allocated a weight of 85 kg. For the Invitational Cup, only the helmsperson may elect to take this allocated weight allowance.
 - In accordance with NOR 4.11(b), a Team may elect to use an allocated maximum weight of 85 kg for the owner's representative on a chartered yacht drawn from the charter pool.
 - In accordance with NOR 4.11(c), an owner's representative on a yacht provided by a Team shall weigh-in with the Team and there is no maximum weight allocation.
- 4.11 **Owner's Representative:**
- An owner's representative may be used as a contributing member of the crew, other than helmsman or tactician, and is exempt from the requirements in NOR 4.7, 4.8 and 4.9 and may have a Group 3 ISAF Sailor Classification.
 - Chartered yachts that are drawn from the charter pool shall have onboard an owner's representative who is nominated by the Owner and approved by the Organizing Authority. The owner's representative shall:
 - count toward the total crew weight as described in NOR 4.10. A Team may elect to have the owner's representative weigh-in with the Team at registration or use an allocated maximum weight of 85 kg.
 - be either an owner of the chartered yacht, the chartered yacht's designated boat captain, or a regular member of the chartered yacht's crew; or of similar experience and approved by both the OA and the owner.
 - Chartered yachts that have been provided by and will be sailed by a Team may have an owner's representative onboard. The owner's representative shall:
 - count toward the total crew weight as described in NOR 4.10 and shall weigh-in with the Team at registration. There is no maximum weight allocation.
 - If a Team chooses to have an owner's representative, he/she shall be the chartered yacht's designated boat captain and fit the following parameters (or be of similar experience and approved by the OA and the owner):
 - Hired for regular maintenance, care, and delivery of the boat as the designated yacht captain.
 - The individual must have as his/her primary livelihood the maintenance and care of boats with specific duties assigned as part of this activity.
 - Shall be employed on a full-time or part-time basis by the owner of the yacht upon which he/she races.
 - The Organizing Authority retains the right to reject a nominated owner's representative.
- 4.12 **Crew substitution:** Prior to 1800 on September 8, 2013, a substitution to the submitted Crew List may only be made with the permission of the Organizing Authority. After that time, a substitution may only be made with permission of the Jury.
- 4.13 **Check-in:** All Teams shall register during the registration times on Saturday, September 7 or Sunday, September 8, 2013. Registration will take place in the NYYC Sailing Center at Harbour Court in Newport, RI.
- 5 FEES**
- 5.1 **Entry Fee:** The entry fee is US\$10,000 and shall be paid in accordance with NOR 4.2 and 4.4. Wiring information will be provided upon request.
- 5.2 **Charter Fee:** The fee to charter a yacht from the NYYC Charter Pool is US\$18,500 and shall be paid in full no later than March 15, 2013 unless extended by the OA. Details will be sent to Teams that will be provided a yacht from the NYYC Charter Pool.
- 5.3 **Equipment Fee:** To standardize all yachts, a Team that provides its own Swan 42 shall pay a mandatory equipment fee of US\$3,500 to purchase the running rigging package that will be provided to yachts in the charter pool as part of their charter fee. The equipment fee shall be paid in full no later than March 15, 2013. More details will be provided after entries are received.

- 5.4 The entry fee includes tickets to the Opening Reception and the Final Awards Banquet for up to eleven crew members. Additional tickets will be available for purchase.
- 5.5 **Insurance Fee:** There is a mandatory insurance fee for all yachts whether chartered or provided by a Team, to cover hull and rig damage and liability against third party claims. This shall be paid in full no later than September 1, 2013 unless extended by the OA. The specific amount will not be set by the insurance company until the fall of 2012. The insurance fee in 2011 was US\$1,000.
- 5.6 **Damage Deposit:** In addition, all Teams, including those providing their own yacht, shall provide a damage deposit no later than September 1, 2013 via a check payable to "New York Yacht Club Regatta Association, Inc." or cash or a wire transfer. The deposit is a per-incident maximum and will have to be replenished after each incident. The specific amount will not be set by the insurance company until the fall of 2012. The damage deposit fee in 2011 was US\$16,500 per incident.

Any portion of the damage deposit that is not used shall be returned via check or wire transfer when all damage claims are settled. The settlement may take as many as 90 days after the conclusion of the event to be finalized.

6 SCHEDULE OF EVENTS

Saturday, September 7	0900-1100	Registration
	1100	Charter Pool yachts available to Teams
	1600-1800	Registration
Sunday, September 8	0900-1100	Registration
	1600-1800	Registration
	1800	Classification Protest Time limit
Monday, September 9	1300-1600	Practice Starts and Racing
	1800	Captains' Meeting
	1830-2000	Opening Reception
Tuesday, September 10	1100	First Warning Signal
Wednesday, September 11	1100	First Warning Signal
Thursday, September 12	1100	First Warning Signal
Friday, September 13	1100	First Warning Signal
Saturday, September 14	1100	First Warning Signal
	1900-2300	Final Awards Banquet

One or more meeting/seminar(s) will be scheduled on the days leading up to racing and will require mandatory attendance by specified Team members.

NOTE: The OA may opt to have a lay day in place of one of the racing days and this decision will be posted no later than 2000 on the day before it will take effect.

7 MEASUREMENT

- 7.1 A valid class certificate shall be on file with the NYYC Sailing Office before 1700 on Saturday, September 7. The OA will provide the certificates for yachts in the charter pool.
- 7.2 Yachts shall be available for inspection on Monday, September 9, and may be inspected at random during the regatta.
- 7.3 All yachts provided by the competitors, including private charters or owned yachts, shall be made available to the OA to standardize the yacht in accordance with NOR 2.6 and the Handling of Boats addendum in the Sailing Instructions during a time period on Thursday, September 5 and/or Friday, September 6 to be specified. The yachts will NOT be available to sail during this standardization period.

8 SAILING INSTRUCTIONS

The Sailing Instructions will be available no later than August 26, 2013, on the NYYC Invitational Cup website .

9 VENUE

Races will be held off Newport, RI, on Rhode Island Sound or on Narragansett Bay.

10 COURSES

Courses will be defined in the Sailing Instructions. Possible race courses will include drop mark races and point-to-point races. Government marks may be used in the point-to-point races.

11 PENALTY SYSTEM

11.1 Penalties for breaches of a rule of Part 2, except rule 14, or under rule 31 or 42 are as described in Notice of Race Addendum E – Umpired Fleet Racing Rules.

11.2 Decisions of the Jury will be final as provided in rule 70.4.

12 SCORING

12.1 Multiple races are scheduled. One race is required to be completed to constitute a series.

12.2 A yacht's series score shall be the total of all of her race scores. No score will be excluded. This changes rule A2.

13 SUPPORT BOATS

Support boats shall not have contact with the racing yachts from the time the fleet leaves the mooring field until after the last yacht has finished the final race of the day.

14 BERTHING

Moorings will be arranged for the fleet by the Organizing Authority beginning Thursday, September 5 through Sunday, September 15.

15 PRIZES

15.1 Prizes will be awarded to the top three teams. The winning Yacht Club's or Sailing Organization's name will be engraved on the NYYC Invitational Cup, which shall remain in the custody of New York Yacht Club.

15.2 The Resolute Trophy will be awarded to the top non-North American team who does not win a trophy described in NOR 15.1.

15.3 Participation awards will be presented to each Yacht Club.

16 CAMERAS ONBOARD, MEDIA WAIVER AND DISCLAIMER OF LIABILITY

16.1 The Organizing Authority may place a TV camera person onboard one or more yachts during racing and may switch them between races or days. It is the intention that the camera person remains in a neutral position and does not interfere with the activities of the crew. The camera person shall not count in any of the limitations or requirements described in NOR 4.

16.2 The Organizing Authority may place static cameras onboard one or more yachts during racing and may switch them between races or days.

16.3 **Liability & Media Waivers:** All competitors shall sign the Liability & Media Waiver available on the NYYC Invitational Cup website and submit it no later than registration.

16.4 Competitors participate in this regatta entirely at their own risk. See RRS 4, Decision to Race. The Organizing Authority, Presenting Sponsor and affiliated companies, and other sponsors will not accept any liability for material damage or personal injury or death sustained in conjunction with or prior to, during, or after the regatta. Attention is also drawn to ISAF Offshore Special Regulation 1.02, Responsibility of the Person in Charge, as well as the "Waiver and Release of Liability" as stated on the entry form.

17 INSURANCE

All Teams shall meet the insurance requirements in NOR 5.5 and 5.6.

18 FURTHER INFORMATION

For further information, please visit our website at <http://invitationalcup.org/2013-invitational-cup> or contact the Event Chairman or the New York Yacht Club Sailing Office.

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