



*Fédération  
Aéronautique  
Internationale*

---

# **FAI Doping Review Panel**

## ***Terms of Reference***

*As of April 1<sup>st</sup>, 2013*

March 27<sup>th</sup> 2013

*Maison du Sport International  
Av. de Rhodanie 54  
CH-1007 Lausanne  
(Switzerland)  
Tél. +41 (0)21 345 10 70  
Fax +41 (0)21 345 10 77  
E-mail: [sec@fai.org](mailto:sec@fai.org)  
Web: [www.fai.org](http://www.fai.org)*

## Background

The FAI Executive Board is required to form a Doping Review Panel (DRP), under Article 7.1.2.1 of the FAI Anti-Doping Rules, to investigate any Adverse Analytical Findings (AAF) relating to the testing of an A-sample. The DRP is required to consist of a Chair and four other members with experience in anti-doping and each panel member is required to serve a term of four years. In each case the Chair of the panel shall appoint one or more members of the panel (which may include the Chair) to conduct the review.

The incidence of likely AAF in the FAI is assessed as being low and, therefore, the WADA expectation that panel members shall be permanent members of the DRP for a period of four years, is not considered to be viable for the FAI situation. Accordingly the FAI DRP membership has been adjusted to better serve the needs of the organization and the availability of appropriate persons.

## Procedure

The procedure required to be followed, the tests required to be conducted and the protocols that must be observed, are all stated in the FAI Anti-Doping Rules Article 7 and Article 8 and others as applicable.

## The FAI Doping Panel

The FAI Executive Board has decided that the FAI DRP shall be comprised of a Chair and four other persons selected from the following list as appropriate:

- The FAI Anti-Doping Manager (ADM), who shall chair the DRP
- The members of the FAI ADAG; except that the ASC representative or NAC representative shall stand down should an athlete from their specific aviation sport discipline or nation be involved in the AAF. (*Note: this is to avoid any potential conflict-of-interest arising from the roles of the ADAG*)
- A representative from the specific aviation sport discipline, selected at the time that the FAI ADM is notified of the AAF
- A representative from SportAccord with specialist legal knowledge relating to anti-doping and the WADA Code. SportAccord shall be responsible for providing an appropriate person. SportAccord will be required to determine if this person is named and, if so, whether they are the named person to the FAI DRP for a period of four years.

Regardless of the requirement to serve for four years, should the FAI ADM or any member of the ADAG be replaced at any time, their successor shall automatically be required to serve on the FAI DRP.

## Conduct of the Review

1. The FAI ADM shall conduct an initial review to determine whether (a) an applicable TUE has been granted or will be granted as provided in the International Standard for Therapeutic Use Exemptions, or (b) there is any apparent departure from the International Standard for Testing or International Standard for Laboratories that caused the AAF.
2. If the initial review of an AAF does not reveal an applicable TUE, or entitlement to a TUE as provided in the International Standard for Testing or departure that caused the AAF, then the FAI ADM shall initiate a request for a B-sample test in accordance with Article 7.1.3 of the FAI Anti-Doping Rules.
3. The case shall be assigned to the FAI DRP for adjudication when (a) it appears, following the results management process performed by the FAI in accordance with Article 7, that these Anti-

Doping Rules and Procedures have been violated, or (b) when requested by the athlete concerned, or (c) when suspension of the athlete is being considered in accordance with Article 7.

4. The FAI DRP shall meet and consider the case in accordance with the requirements of the FAI Anti-Doping Rules and specifically Article 8. This meeting shall be conducted remotely if at all possible, using the mediums of email, VoIP and videoconference tool. If, in the opinion of the majority of members of the DRP, it is necessary that they meet face-to-face to conduct a review, pre-approval is required from the FAI Secretary General prior to any travel and accommodation costs being incurred.

Reimbursement of Expenses:

DRP members are not entitled to claim any casual expenses from the FAI unless these are expressly pre-approved by the FAI Finance Director.

5. The FAI DRP shall seek medical advice from the FAI CIMP as necessary.
6. The FAI DRP shall, in accordance with Article 10 of the FAI Anti-Doping Rules and in the event of a positive finding in the case under review, make recommendation to the FAI President on the sanction to be imposed.
7. The FAI President shall, after appropriate consultation, either: (a) confirm the recommended sanction in accordance with Article 10 of the FAI Anti-Doping Rules or (b) request the FAI DRP to review the evidence and reconsider the recommended sanction, providing an official reason for not confirming the first recommendation made. (*Note: consultation may be with WADA officials, medical experts and the FAI Executive Board as necessary*)
8. The FAI ADM shall carry out all necessary communications and notifications with all appropriate parties following each stage of the review.