



**Fédération  
Aéronautique  
Internationale**

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# **FAI Anti-Doping Rules & Procedures**

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# FAI ANTI-DOPING RULES AND PROCEDURES

## INTRODUCTION

### Preface

On 12 November 2003 during the 96<sup>th</sup> FAI General Conference in Krakow, Poland, the FAI accepted the *World Anti-Doping Code*. These FAI Anti-Doping Rules and Procedures are designed to implement the FAI's responsibilities under this Code and the World Anti-Doping Code, and to reflect FAI's determination to ensure that there is no doping in air sports.

Anti-Doping Rules, like *Competition* rules, govern the conditions under which sport is pursued. *Athletes* and other persons accept these rules as a condition of participation and shall be bound by them. These sport-specific rules and procedures, aimed at enforcing anti-doping principles in a global and harmonized manner, are distinct in nature and, therefore, not intended to be subject to or limited by any national requirements and legal standards applicable to criminal proceedings or employment matters. When reviewing the facts and the law of a given case, all courts, arbitral tribunals and other adjudicating bodies should be aware of and respect the distinct nature of the anti-doping rules in the *Code* and the fact that these rules represent the consensus of a broad spectrum of opinion around the world of those interested in fair sport. The use of italics in these Rules and Procedures (for example: "*Athlete*") indicates that the word or phrase concerned is defined in Appendix 1. Readers are invited to consult this important Appendix before reading the document itself, and to become familiar with the definitions shown there, especially with the meaning of terms such as "*Athlete*", which here embraces pilots, parachutists and aeromodellers.

### Fundamental Rationale for the World Anti-Doping Code and FAI's Anti-Doping Rules and Procedures

Anti-doping programs seek to preserve what is intrinsically valuable about sport. This intrinsic value is sometimes referred to as "the spirit of sport". This spirit of sport is characterized by such positive elements as:

- Ethics, fair play and honesty
- Respect for rules and laws
- Respect for self and other participants
- Teamwork
- Dedication and commitment
- Courage
- Community and solidarity
- Health
- Excellence in performance
- Character and education
- Excitement and pleasure

Doping is fundamentally contrary to the spirit of sport.

## Scope

This document consists essentially of text provided by the World Anti-Doping Agency (WADA) and based on the requirements set out in the *World Anti-Doping Code*. In the interests of standardization across all sports and ease of future amendment, WADA terminology has been retained even where this is slightly at variance with traditional FAI usage.

It is not the intention of the FAI, nor of WADA, to prohibit the intake of any substance essential for the maintenance of an *Athlete's* health and well-being in the air, and thus for flight safety. In particular, the carriage and use of supplemental oxygen in accordance with the recommendations of the International Civil Aviation Organisation (ICAO) does **not** constitute an anti-doping rule violation.

These Anti-Doping Rules and Procedures shall apply to the FAI, and where applicable to each *National Airsport Control* of the FAI, and each *Participant* in the activities of the FAI or any of its *National Airsport Controls* by virtue of the *Participant's* membership, accreditation, or participation in the FAI, its *National Airsport Controls*, or their activities or *Events*.

It is the responsibility of each *National Airsport Control* to ensure that all national-level *Testing* on the *National Airsport Control's Athletes* complies with these Anti-Doping Rules and Procedures. In some countries, the *National Airsport Control* itself will be conducting the *Doping Control* described in these Anti-Doping Rules and Procedures. In other countries, many of the *Doping Control* responsibilities of the *National Airsport Control* have been delegated or assigned by statute or agreement to a *National Anti-Doping Organization*. In those countries, references in these Anti-Doping Rules and Procedures to the *National Airsport Control* shall apply, as appropriate, to the *National Anti-Doping Organization*.

These Anti-Doping Rules and Procedures shall apply to all *Doping Controls* over which the FAI and its *National Airsport Controls* have jurisdiction.

*National Airsport Controls* and Event Organizers should require all *Participants* to sign an Acknowledgement and Agreement regarding doping in accordance with the format shown at Appendix 2.

These Rules cannot be separated from Annex 1, which constitutes an integral part of the FAI Anti-Doping Rules and Procedures. Annex 1 is composed of comments facilitating the understanding of concerned articles, which are in that case followed by an asterisk (\*).

## ARTICLE 1 DEFINITION OF DOPING

Doping is defined as the occurrence of one or more of the anti-doping rule violations set forth in Article 2.1 through Article 2.8 of these Anti-Doping Rules and Procedures.

## ARTICLE 2\* ANTI-DOPING RULE VIOLATIONS

*Athletes* and other *Persons* shall be responsible for knowing what constitutes an anti-doping rule violation and the substances and methods which have been included on the *Prohibited List*.

The following constitute anti-doping rule violations:

### 2.1 The presence of a *Prohibited Substance* or its *Metabolites* or *Markers* in an *Athlete's Sample*

**2.1.1\*** It is each *Athlete's* personal duty to ensure that no *Prohibited Substance* enters his or her body. *Athletes* are responsible for any *Prohibited Substance* or its *Metabolites* or *Markers* found to be present in their *Samples*. Accordingly, it is not necessary that intent, fault, negligence or knowing *Use* on the *Athlete's* part be demonstrated in order to establish an anti-doping violation under Article 2.1.

**2.1.2\*** Sufficient proof of an anti-doping rule violation under article 2.1 is established by either of the following: presence of a *Prohibited Substance* or its *Metabolites* or *Markers* in the *Athlete's A Sample* where the *Athlete* waives analysis of the *B Sample* and the *B Sample* is not analyzed; or where the *Athlete's B Sample* is analyzed and the analysis of the *Athlete's B Sample* confirms the presence of the *Prohibited Substance* or its *Metabolites* or *Markers* found in the *Athlete's A Sample*.

**2.1.3** Excepting those substances for which a quantitative threshold is specifically identified in the *Prohibited List*, the presence of any quantity of a *Prohibited Substance* or its *Metabolites* or *Markers* in an *Athlete's Sample* shall constitute an anti-doping rule violation.

**2.1.4** As an exception to the general rule of Article 2.1, the *Prohibited List* or International Standards may establish special criteria for the evaluation of *Prohibited Substances* that can also be produced endogenously.

### 2.2\* *Use* or *Attempted Use* by an *Athlete* of a *Prohibited Substance* or a *Prohibited Method*

**2.2.1** It is each *Athlete's* personal duty to ensure that no *Prohibited Substance* enters his or her body. Accordingly, it is not necessary that intent, fault, negligence or knowing *Use* on the *Athlete's* part be demonstrated in order to establish an anti-doping rule violation for *Use* of a *Prohibited Substance* or a *Prohibited Method*.

**2.2.2\*** The success or failure of the *Use* or *Attempted Use* of a *Prohibited Substance* or *Prohibited Method* is not material. It is sufficient that the *Prohibited Substance* or *Prohibited Method* was *Used* or *Attempted* to be *Used* for an anti-doping rule violation to be committed.

**2.3\*** Refusing or failing without compelling justification to submit to *Sample* collection after notification as authorized in these Anti-Doping Rules and Procedures, or otherwise evading *Sample* collection.

**2.4\*** Violation of applicable requirements regarding *Athlete* availability for *Out-of-Competition Testing* including failure to file required whereabouts information and missed tests which are declared based on rules which comply with the *International Standard for Testing*. Any combination of three missed tests and/or filing failures within an eighteen-month period as determined by *Anti-Doping Organizations* with jurisdiction over the *Athlete* shall constitute an anti-doping rule violation.

**2.5\*** *Tampering*, or *Attempted Tampering*, with any part of *Doping Control*.

**2.6** *Possession of Prohibited Substances and Methods*

**2.6.1\*** *Possession* by an *Athlete In-Competition* of any *Prohibited Method* or any *Prohibited Substance*, or *Possession* by an *Athlete Out-of-Competition* of any *Prohibited Method* or any *Prohibited Substance* which is prohibited *Out-of-Competition* unless the *Athlete* establishes that the *Possession* is pursuant to a therapeutic use exemption (“TUE”) granted in accordance with Article 4.4 (Therapeutic Use) or other acceptable justification.

**2.6.2\*** *Possession* by an *Athlete Support Personnel In-Competition* of any *Prohibited Method* or any *Prohibited Substance*, or *Possession* by *Athlete Support Personnel Out-of-Competition* of any *Prohibited Method* or any *Prohibited Substance* which is prohibited *Out-of-Competition*, in connection with an *Athlete*, *Competition* or training, unless the *Athlete Support Personnel* establishes that the *Possession* is pursuant to a TUE granted to an *Athlete* in accordance with Article 4.4 (Therapeutic Use) or other acceptable justification.

**2.7** *Trafficking* or *Attempted Trafficking* in any *Prohibited Substance* or *Prohibited Method*

**2.8\*** *Administration* or *Attempted administration* to any *Athlete In-Competition* of any *Prohibited Method* or *Prohibited Substance*, or administration or *Attempted* administration to any *Athlete Out-of-Competition* of any *Prohibited Method* or any *Prohibited Substance* that is prohibited *Out-of-Competition*, or assisting, encouraging, aiding, abetting, covering up or any other type of complicity involving an anti-doping rule violation or any *Attempted* anti-doping rule violation.

## ARTICLE 3 PROOF OF DOPING

### 3.1\* Burdens and Standards of Proof

The FAI and its *National Airsport Controls* shall have the burden of establishing that an anti-doping rule violation has occurred. The standard of proof shall be whether the FAI or its *National Airsport Control* has established an anti-doping rule violation to the comfortable satisfaction of the hearing panel bearing in mind the seriousness of the allegation which is made. This standard of proof in all cases is greater than a mere balance of probability but less than proof beyond a reasonable doubt. Where these Rules place the burden of proof upon the *Athlete* or other *Person* alleged to have committed an anti-doping rule violation to rebut a presumption or establish specified facts or circumstances, the standard of proof shall be by a balance of probability, except as provided in Articles 10.4 and 10.6 where the *Athlete* must satisfy a higher burden of proof.

### 3.2\* Methods of Establishing Facts and Presumptions

Facts related to anti-doping rule violations may be established by any reliable means, including admissions. The following rules of proof shall be applicable in doping cases:

**3.2.1\*** WADA-accredited laboratories are presumed to have conducted *Sample* analysis and custodial procedures in accordance with the *International Standard* for Laboratories. The *Athlete* or other *Person* may rebut this presumption by establishing a departure from the *International Standard* occurred which could reasonably have caused the *Adverse Analytical Finding*.

If the *Athlete* or other *Person* rebuts the preceding presumption by showing that a departure from the *International Standard* occurred which could reasonably have caused the *Adverse Analytical Finding*, then FAI or its *National Airsport Control* shall have the burden to establish that such departure did not cause the *Adverse Analytical Finding*.

**3.2.2** Departures from any other *International Standard* for Laboratories or other anti-doping rule or policy which did not cause an *Adverse Analytical Finding* or other anti-doping rule violation shall not invalidate such results. If the *Athlete* or other *Person* establishes that a departure from another *International Standard* or other anti-doping rule or policy which could reasonably have caused the *Adverse Analytical Finding* occurred, then FAI or its *National Airsport Control* shall have the burden to establish that such a departure did not cause the *Adverse Analytical Finding* or the factual basis for the anti-doping rule violation.

**3.2.3** The facts established by a decision of a court or professional disciplinary tribunal of competent jurisdiction which is not the subject of a pending appeal shall be irrefutable evidence against the *Athlete* or other *Person* to whom the decision pertained of those facts unless the *Athlete* or other *Person* establishes that the decision violated principles of natural justice.

**3.2.4\*** The hearing panel in a hearing on an anti-doping rule violation may draw an inference adverse to the *Athlete* or other *Person* who is asserted to have committed an anti-doping rule violation based on the *Athlete's* or other *Person's* refusal, after a request made in a reasonable time in advance of the hearing, to appear at the hearing (either in person or telephonically as directed by the tribunal) and to answer questions either from the hearing panel or from the *Anti-Doping Organisation* asserting that anti-doping rule violation.

## **ARTICLE 4 THE PROHIBITED LIST**

### **4.1\* Incorporation of the *Prohibited List***

These Anti-Doping Rules and Procedures incorporate the *Prohibited List* which is published and revised by WADA as described in Article 4.1 of the *World Anti-Doping Code*. The *Prohibited List* in force is available on WADA's website at: <http://www.wada-ama.org>. The FAI will make the current *Prohibited List* available to each *National Airsport Control*, and each *National Airsport Control* shall ensure that the current *Prohibited List* is available to its members and constituents

### **4.2 *Prohibited Substances and Prohibited Methods Identified on the Prohibited List***

#### **4.2.1\* Prohibited Substances and Prohibited Methods**

Unless provided otherwise in the *Prohibited List* and/or a revision, the *Prohibited List* and revisions shall go into effect under these Anti-Doping Rules and Procedures three months after publication of the *Prohibited List* by WADA without requiring any further action by the FAI. As described in Article 4.2 of the *World Anti-Doping Code*, the FAI may request that WADA expand the *Prohibited List* for air sports. The FAI may also request that WADA include additional substances or methods, which have the potential for abuse in air sports, in the monitoring programme described in Article 4.5 of the *Code*. As provided in the *World Anti-Doping Code*, WADA shall make the final decision on such requests by the FAI.

#### **4.2.2\* Specified Substances**

For purposes of the application of Article 10 (Sanctions on Individuals), all *Prohibited Substances* shall be "Specified Substances" except (a) substances in the classes of anabolic agents and hormones; and (b) those stimulants and hormone antagonists and modulators so identified on the *Prohibited List*. *Prohibited Methods* shall not be Specified Substances.

### **4.3\* Criteria for Including Substances and Methods on the *Prohibited List***

As provided in Article 4.3.3 of the *World Anti-Doping Code*, WADA's determination of the *Prohibited Substances* and *Prohibited Methods* that will be included on the *Prohibited List* and the classification of substances into categories on the *Prohibited List* is final and shall not be subject to challenge by an *Athlete* or other *Person* based on an argument that the substance or method was not a masking agent or did not have the

potential to enhance performance, represent a health risk or violate the spirit of the sport.

#### **4.4 Therapeutic Use**

**4.4.1** *Athletes* with a documented medical condition requiring the use of a *Prohibited Substance* or a *Prohibited Method* must first obtain a TUE. The presence of a *Prohibited Substance* or its *Metabolites* or *Markers* (Article 2.1), *Use* or *Attempted Use* of a *Prohibited Substance* or a *Prohibited Method* (Article 2.2), *Possession* of *Prohibited Substances* or *Prohibited Methods* (Article 2.6) or administration of a *Prohibited Substance* or *Prohibited Method* (Article 2.8) consistent with the provisions of an applicable TUE issued pursuant to the *International Standard* for Therapeutic Use Exemptions shall not be considered an anti-doping rule violation.

**4.4.2** *Athletes* included by FAI in its *Registered Testing Pool* and other *Athletes* participating in any *International Event* identified by the FAI must obtain a TUE from or recognized by the FAI (regardless of whether the *Athlete* previously has received a TUE at the national level). The application for a TUE must be made as soon as possible (in the case of an *Athlete* in the *Registered Testing Pool*, this would be when he/she is first notified of his/her inclusion in the pool) and in any event (save in emergency situations) no later than 30 days before the *Athlete's* participation in the *Event*. TUE granted by the FAI shall be reported to the *Athlete's National Airsport Control*, and to WADA through ADAMS

**4.4.3** *Athletes* who are not included by the FAI in its *Registered Testing Pool* and/or who do not participate in an *International Event* identified by the FAI must obtain a TUE from their *National Anti-Doping Organization* or other body designated by their *National Airsport Control*, as required under the rules of the *National Anti-Doping Organization* or the *National Airsport Control*. The application for a TUE must be made as soon as possible (in the case of an *Athlete* in the *Registered Testing Pool*, this would be when he/she is first notified of his/her inclusion in the pool) and in any event (save in emergency situations) no later than 30 days before the *Athlete's* participation in the *Event*. *National Airsport Controls* shall promptly report any such TUE's to the FAI, and WADA through ADAMS.

**4.4.4** The FAI Executive Board, advised by the FAI Medical and Physiological Commission, shall appoint a panel of physicians to consider requests for TUE's (the "TUE Panel"). The TUE Panel members shall promptly evaluate such request in accordance with the *International Standard* for Therapeutic Use Exemptions and render a decision on such request, which shall be the final decision of the FAI.

**4.4.6** WADA, on its own initiation, may review at any time the granting of to any *International -Level Athlete* or athlete entered in a international event for which a TUE pursuant to the International Federation's rules is required or national-level *Athlete* who is included in his or her *National Anti-Doping Organization* or *National Airsport Control's Registered Testing Pool*. Further, upon any request of any such *Athlete* who has been denied a TUE, WADA may review such denial. If WADA determines that such granting or denial of a TUE did not comply with the *International Standard* for Therapeutic Use

Exemptions, WADA may reverse that decision. Decisions on TUE's are subject to further appeal as provided in Article 13.

## **ARTICLE 5 TESTING**

### **5.1 Authority to Test**

All *Athletes* under the jurisdiction of a *National Airsport Control* shall be subject to *Testing* by the FAI, the *Athlete's National Airsport Control*, and any other *Anti-Doping Organization* responsible for *Testing* at a *Competition* or *Event* in which they participate. All *Athletes* under the jurisdiction of a *National Airsport Control*, including *Athletes* serving a period of ineligibility or a *Provisional Suspension*, shall be subject to *Testing* at any time or place, with or without advance notice, In-Competition or Out-Of-Competition, by the FAI, WADA, the *Athlete's National Airsport Control*, the *National Anti-Doping Organization* of any country where the *Athlete* is present, or of which the *Athlete* is national, resident, licence-holder or member of a sport organization, the IOC in connection with the Olympic Games, the IPC in connection with Paralympic Games, and any other *Anti-Doping Organization* responsible for *Testing* at a *Competition* or *Event* in which they participate All *Athletes* must comply with any request for *Testing* by any *Anti-Doping Organization* with *Testing* jurisdiction.

### **5.2 Test Distribution Plan**

In coordination with other *Anti-Doping Organizations* conducting *Testing* on the same *Athletes*, and consistent with the *International Standard for Testing*, the FAI and its *National Airsport Controls* shall:

**5.2.1** Plan and conduct an effective number of *In-Competition* and *Out-of-Competition* tests on *Athletes* over whom they have jurisdiction, including but not limited to *Athletes* in their respective *Registered Testing Pools*.

**5.2.2** Except in exceptional circumstances all *Out-of-Competition Testing* shall be *No Advance Notice*.

**5.2.3\*** Make *Target Testing* a priority.

**5.2.4** Conduct *Testing* on *Athletes* serving a period of *Ineligibility* or a *Provisional Suspension*.

### **5.3 Standards for Testing**

*Testing* conducted by FAI and its *National Airsport Controls* shall be in substantial conformity with the *International Standard for Testing* in force at the time of *Testing*.

**5.3.1** Blood (or other non-urine) Samples may be used to detect Prohibited Substances or Prohibited Methods, for screening procedure purposes, or for longitudinal hematological profiling ("the passport").

## **5.4 Coordination of Testing**

### **5.4.1 Event Testing**

The collection of *Samples* for *Doping Control* shall take place at both *International Events* and *National Events*. However, except as otherwise provided below, only a single organization should be responsible for initiating and directing *Testing* during the *Event Period*. At *International Events*, the collection of *Doping Control Samples* shall be initiated and directed by the international organization which is the ruling body for the *Event* (e.g., the International Olympic Committee for the Olympic Games, the FAI for a World Championship, and Pan-American Sports Organisation for the Pan American Games). At *National Events*, the collection of *Doping Control Samples* shall be initiated and directed by the designated *National Anti-Doping Organization* or *National Airsport Control* of that country.

**5.4.1.1\*** If the FAI or its *National Airsport Controls* nevertheless desires to conduct additional *Testing* of *Athletes* at an *Event* for which they are not responsible for initiating and directing *Testing* during the *Event Period*, the FAI or its *National Airsport Controls* shall first confer with the ruling body of the *Event* to obtain permission to conduct, and to coordinate, any additional *Testing*. If the FAI or its *National Airsport Controls* are not satisfied with the response from the ruling body of the *Event*, the FAI or its *National Airsport Controls* may ask WADA for permission to conduct additional *Testing* and to determine how to coordinate such additional *Testing*.

### **5.4.2\* Out-of-Competition Testing**

*Out-of-Competition Testing* shall be initiated and directed by both international and national organizations. *Out-of-Competition Testing* may be initiated and directed by: (a) WADA; (b) the International Olympic Committee or International Paralympic Committee in connection with the Olympic Games or Paralympic Games; (c) the FAI or the *Athlete's National Airsport Control*; or (d) any other *Anti-Doping Organization* that has *Testing* jurisdiction over the *Athlete* as provided in Article 5.1 (Authority to Test). *Out-of-Competition Testing* shall be coordinated through ADAMS where reasonably feasible in order to maximize the effectiveness of the combined *Testing* effort and to avoid unnecessary repetitive *Testing* of individual *Athletes*.

### **5.4.3 Report**

FAI and *National Airsport Controls* shall promptly report completed tests through the WADA clearinghouse in accordance with article 14.5 to avoid unnecessary duplication in *Testing*.

## **5.5 Athlete Whereabouts Requirements**

**5.5.1\*** The FAI shall identify a *Registered Testing Pool* of those *Athletes* who are required to comply with the whereabouts requirements of the *International*

*Standard for Testing*, and shall publish the criteria for *Athletes* to be included in this *Registered Testing Pool* as well as a list of the *Athletes* meeting those criteria for the period in question. The FAI shall review and update as necessary its criteria for including *Athletes* in its *Registered Testing Pool*, and shall revise the membership of its *Registered Testing Pool* from time to time as appropriate in accordance with the set criteria. Each *Athlete* in the *Registered Testing Pool* shall (a) advise the FAI of his/her whereabouts on a quarterly basis, in the manner set out in Article 11.3 of the *International Standard for Testing*; (b) shall update that information as necessary, in accordance with Article 11.4.2 of the *International Standard for Testing*, so that it remains accurate and complete at all times; and (c) shall make him/herself available for Testing at such whereabouts, in accordance with Article 11.4 of the *International Standard for Testing*.

**5.5.2** An *Athlete's* failure to advise FAI of his/her whereabouts shall be deemed a Filing Failure for purposes of Article 2.4 where the conditions of Article 11.3.5 of the *International Standard for Testing* are met.

**5.5.3** An *Athlete's* failure to be available for Testing at his/her declared whereabouts shall be deemed a Missed Test for purposes of Article 2.4 where the conditions of Article 11.4.3 of the *International Standard for Testing* are met.

**5.5.4** Each *National Airport Control* shall also assist its *National Anti-Doping Organisation* in establishing a national level *Registered Testing Pool* of top level national *Athletes* to whom the whereabouts requirements of the *International Standard for Testing* shall also apply. Where those *Athletes* are also in the FAI's *Registered Testing Pool*, the FAI and the *National Anti-Doping Organisation* will agree (with the assistance of WADA if required) on which of them will take responsibility for receiving whereabouts filings from the *Athlete* and sharing it with the other (and with other *Anti-Doping Organisations*) in accordance with Article 5.5.5."

**5.5.5.** Whereabouts information provided pursuant to Article 5.5.1 and 5.5.4 shall be shared with WADA and other *Anti-Doping Organizations* having jurisdiction to test an *Athlete* in accordance with Articles 11.7.1(d) and 11.7.3(d) of the *International Standard for Testing*, including the strict condition that it be used only for *Doping Control* purposes.

## **5.6 Retirement and Return to Competition**

**5.6.1** An *Athlete* who has been identified by the FAI for inclusion in the FAI's *Registered Testing Pool* shall continue to be subject to these Anti-Doping Rules and Procedures, including the obligation to comply with the whereabouts requirements of the *International Standard for Testing* unless and until the *Athlete* gives written notice to FAI that he or she has retired or until he or she no longer satisfies the criteria for inclusion in the FAI's *Registered Testing Pool* and has been so informed by the FAI.

**5.6.2** An *Athlete* who has given notice of retirement to FAI may not resume competing unless he or she notifies FAI at least six months before he or she expects to return to *Competition* and makes him/herself available for unannounced *Out-of-Competition Testing*, including (if requested) complying with the whereabouts requirements of the *International Standard for Testing*, at any time during the period before actual return to *Competition*.

**5.6.3** *National Airsport Controls/National Anti-Doping Organisations* may establish similar requirements for retirement and returning to competition for *Athletes* in the national *Registered Testing Pool*.

## **5.7 Selection of *Athletes* to be Tested**

**5.7.1** At *International Events*, the FAI shall determine the number of finishing placement tests, random tests and target tests to be performed. It shall target a certain number of *Athletes* not necessarily linked to final placements in order to maximize the diversity of *Athletes* tested or based on information provided by the WADA Clearinghouse on previous tests.

**5.7.2** At *National Events*, each *National Airsport Control* shall determine the number of *Athletes* selected for *Testing* in each *Competition* and the procedures for selecting the *Athletes* for *Testing*.

**5.7.3** In addition to the selection procedures set forth in Articles 5.7.1 and 5.7.2 above, the FAI at *International Events*, and the *National Airsport Controls* at *National Events*, may also select *Athletes* or teams for *Target Testing* so long as such *Target Testing* is not used for any purpose other than legitimate *Doping Control* purposes.

**5.7.4** *Athletes* shall be selected for *Out-of-Competition Testing* by the FAI and by *National Airsport Controls* through a process that substantially complies with the *International Standard for Testing* in force at the time of selection.

**5.8** The FAI and the organizing committees for FAI *Events*, as well as the *National Airsport Controls* and the organizing committees for *National Airsport Control Events*, shall provide access to independent observers at *Events* in accordance with the *Independent Observers Program*.

**5.9** An *Athlete* who is not regular member of the FAI or one of its *National Airsport Controls* will not be permitted to compete unless he or she is available for *Sample* collection and where applicable, he/she provides accurate and up-to-date whereabouts information as part of the FAI's a *National Airsport Control's Registered Testing Pool* at least one month before he or she expects to compete.

## ARTICLE 6 ANALYSIS OF SAMPLES

*Samples* collected under these Anti-Doping Rules and Procedures shall be analyzed in accordance with the following principles:

### 6.1\* Use of Approved Laboratories

For purposes of Article 2.1 (Presence of a *Prohibited Substance* or its *Metabolites* or *Markers*), the FAI shall send *Samples* for analysis only to WADA-accredited laboratories or as otherwise approved by WADA. The choice of the WADA-accredited laboratory (or other laboratory or method approved by WADA) used for the *Sample* analysis shall be determined exclusively by the FAI or its *National Airport Controls*.

### 6.2\* Purpose of Collection and Analysis of *Samples*

*Samples* shall be analysed to detect *Prohibited Substances* and *Prohibited Methods* identified on the *Prohibited List* and other substances as may be directed by WADA pursuant to the Monitoring Program described in Article 4.5 of the *Code*, or to assist the FAI or its National Airport Control in profiling relevant parameters in an *Athlete's* urine, blood or other matrix, including DNA or genomic profiling, for anti-doping purposes.

### 6.3 Research on *Samples*

No *Sample* may be used for any purpose other than as described in Article 6.2, without the *Athlete's* written consent. *Samples* used (with the athlete's consent) for purposes other than Article 6.2 shall have any means of identification removed such that they cannot be traced back to a particular *Athlete*.

### 6.4 Standards for *Sample* Analysis and Reporting

Laboratories shall analyse *Doping Control Samples* and report results in conformity with the *International Standard* for Laboratories.

### 6.5\* Retesting *Samples*

A *Sample* may be reanalysed for the purposes described in Article 6.2 at any time exclusively at the direction of the *Anti-Doping Organization* that collected the *Sample* or WADA. The circumstances and conditions for retesting *Samples* shall conform with the requirements of the *International Standard* for Laboratories.

## ARTICLE 7 RESULTS MANAGEMENT

### 7.1 Results Management for Tests Initiated by FAI

Results management for *Tests* initiated by the FAI (including *Tests* performed by WADA pursuant to agreement with the FAI) shall proceed as set forth below:

**7.1.1** The results from all analyses must be sent to the FAI in encoded form, in a report signed by an authorised representative of the laboratory. All communication must be conducted in confidentiality and in conformity with ADAMS, a database management tool developed by WADA. ADAMS is consistent with other data privacy statutes and norms applicable to WADA and other organisations using it.

**7.1.2** Upon receipt of an *A Sample Adverse Analytical Finding*, the FAI 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 *Adverse Analytical Finding*.

**7.1.2.1** The FAI Executive Board shall appoint a Doping Review Panel consisting of a Chair and 4 other members with experience in anti-doping. Each panel member shall serve a term of 4 years. In each case the Chair of the panel shall appoint 1 or more members of the panel (which may include the Chair) to conduct the review discussed in Articles 7.1.2 and 7.1.8 and to review any other potential violations of these Anti-Doping Rules and Procedures as may be requested by the FAI.

**7.1.3** If the initial review of an *Adverse Analytical Finding* under Article 7.1.2 does not reveal an applicable TUE, or entitlement to a TUE as provided in the *International Standard for Testing* or *departure that caused the Adverse Analytical Finding*, the FAI shall promptly notify the *Athlete*, in the manner set out in Article 19 of: (a) the *Adverse Analytical Finding*; (b) the anti-doping rule violated; (c) the *Athlete's* right to promptly request the analysis of the B *Sample* or, failing such request, that the B *Sample* analysis may be deemed waived; (d) the scheduled date, time and place for the B *Sample* analysis if the *Athlete* or the FAI chooses to request an analysis of the B *Sample*; (e) the opportunity for the *Athlete* and/or the *Athlete's* representative to attend the B *Sample* opening and analysis within the time period specified in the *International Standard for Laboratories* if such analysis is requested; and (f) the *Athlete's* right to request copies of the A and B *Sample* laboratory documentation package which includes information as required by the *International Standard for Laboratories*. The FAI shall also notify the *Athlete's National Anti-Doping Organization* and WADA. If the FAI decides not to bring forward the *Adverse Analytical Finding* as an anti-doping rule violation, it shall so notify the *Athlete*, the *Athlete's National Anti-Doping Organization* and WADA.

**7.1.4** Where requested by the *Athlete* or the FAI, arrangements shall be made for *Testing* the B *Sample* within the time period specified in the *International standard for Testing*. An *Athlete* may accept the A *Sample* analytical results by

waiving the requirement for B *Sample* analysis. FAI may nonetheless elect to proceed with the B *Sample* analysis.

**7.1.5** The *Athlete* and/or his representative shall be allowed to be present at the analysis of the B *Sample* within the time period specified in the *International standard for Laboratories*. Also a representative of the *Athlete's National Airsport Control* as well as a representative of the FAI shall be allowed to be present.

**7.1.6** If the B *Sample* proves negative, then (unless the FAI takes the case forward as an anti-doping rule violation under Article 2.2), the entire test shall be considered negative and the *Athlete*, his *National Airsport Control*, and the FAI shall be so informed.

**7.1.7** If a *Prohibited Substance* or the *Use of a Prohibited Method* is identified, the findings shall be reported to the *Athlete*, his *National Airsport Control*, the FAI, and to WADA.

**7.1.8** The FAI shall conduct any follow-up investigation into a possible anti-doping rule violation not covered by Articles 7.1.1 to 7.1.8. At such time as the FAI is satisfied that an anti-doping rule violation has occurred, it shall promptly give the *Athlete* or other *Person* subject to sanction notice, in the manner set out in Article 19, of the anti-doping rule violated, and the basis of the violation. The FAI shall also notify the *Athlete's National Anti-Doping Organization* and WADA.

## **7.2 Review of Atypical Findings**

**7.2.1** As provided in the *International Standards*, in certain circumstances laboratories are directed to report the presence of *Prohibited Substances* which may also be produced endogenously as *Atypical Findings* subject to investigation.

**7.2.2** Upon receipt of an A *Sample Atypical Finding*, the FAI shall conduct an initial review to determine whether: (a) an applicable TUE has been granted, or (b) there is any apparent departure from the *International Standard for Testing* or *International Standard for Laboratories* that caused the *Atypical Finding*.

**7.2.3** If the initial review of an *Atypical Finding* under Article 7.2.2 reveals an applicable TUE or departure from the *International Standard for Testing* or the *International Standard for Laboratories* that caused the *Atypical Finding*, the entire test shall be considered negative and the *Athlete*, his/her *Athlete's National Anti-Doping Organization*, and WADA shall be so informed.

**7.2.4** If that initial review does not reveal an applicable TUE or departure that caused the *Atypical Finding*, the FAI shall conduct the required investigation. After the investigation is completed, the *Athlete*, WADA and the *Athlete's National Anti-Doping Organization* shall be notified whether or not the *Atypical Finding* will be brought forward as an *Adverse Analytical Finding*. The *Athlete* shall be notified as provided in Article 7.1.4.

**7.2.5** The FAI will not provide notice of an *Atypical Finding* until it has completed its investigation and has decided whether it will bring the *Atypical Finding* forward as an *Adverse Analytical Finding* unless one of the following circumstances exists:

(a) If the FAI determines the *B Sample* should be analysed prior to the conclusion of its follow-up investigation, it may conduct the *B Sample* analysis after notifying the *Athlete*, with such notice to include a description of the *Atypical Finding* and the information described in Article 7.1.3(c) to (f).

(b) If the FAI receives a request, either from a *Major Event Organization* shortly before one of its *International Events* or from a sports organization responsible for meeting an imminent deadline for selecting team members for an *International Event*, to disclose whether any *Athlete* identified on a list provided but the *Major Event Organization* or sports organization has a pending *Atypical Finding*, FAI shall so identify any such *Athlete* after first providing notice of the *Atypical Finding* to the *Athlete*.

### **7.3 Results Management for Tests Initiated During Other *International Events***

Results management and the conduct of hearings from a test by the International Olympic Committee, the International Paralympic Committee, or a Major Event Organization, shall be managed, as far as sanctions beyond Disqualification from the Event or the results of the Event, by the FAI.

### **7.4 Results Management for Tests initiated by *National Airsport Controls***

Results management conducted by *National Airsport Controls* shall be consistent with the general principles for effective and fair results management which are underlined in the detailed provisions set forth in this Article 7. *Adverse Analytical findings, Atypical Findings* and other asserted violations of anti-doping rules shall be reported by *National Airsport Controls* in accordance with the principles outlined in this Article 7 to the *Athlete's National Anti-Doping Organization*, the FAI and WADA no later than the completion of the *National Airsport Control's* results management process Any apparent anti-doping rule violation by an *Athlete* who is a member of that *National Airsport Control* shall be promptly referred to an appropriate hearing panel established pursuant to the rules of the *National Airsport Control, National Anti-Doping Organization* or national law. Apparent anti-doping rule violations by *Athletes* who are members of another *National Airsport Control* shall be referred to the FAI for hearing.

### **7.5 Results Management for Whereabouts Violations**

**7.5.1** Results management in respect of an apparent *Filing Failure* by an *Athlete* in the FAI's *Registered Testing Pool* shall be conducted by the FAI in accordance with Article 11.6.2 of the *International Standard for Testing* (unless it has been agreed in accordance with Article 5.5.4 that the *National Airsport Control* or *National Anti-Doping Organization* shall take such responsibility).

**7.5.2** Results management in respect of an apparent Missed Test by an *Athlete* in the FAI's *Registered Testing Pool* as a result of an attempt to test the *Athlete* by or on behalf of the FAI shall be conducted by the FAI in accordance

with Article 11.6.3 of the *International Standard* for Testing. Results management in respect of an apparent Missed Test by such *Athlete* as a result of an attempt to test the *Athlete* by or on behalf of another *Anti-Doping Organization* shall be conducted by that other *Anti-Doping Organization* in accordance with Article 11.7.6(c) of the *International Standard* for Testing.

**7.5.3** Where, in any eighteen-month period, an *Athlete* in the FAI's *Registered Testing Pool* is declared to have three Filing Failures, or three Missed Tests, or any combination of Filing Failures or Missed Tests adding up to three in total, whether under these Anti-Doping Rules or under the rules of any other *Anti-Doping Organization*, the FAI shall bring them forward as an apparent anti-doping rule violation.

## **7.6\* *Provisional Suspensions***

**7.6.1** If analysis of an *A Sample* has resulted in an *Adverse Analytical Finding* for a *Prohibited Substance* that is not a Specified Substance, and a review in accordance with Article 7.1.2 does not reveal an applicable TUE or departure from the *International Standard* for Testing or the *International Standard* for Laboratories that caused the *Adverse Analytical Finding*, a *Provisional Suspension* shall be imposed promptly after the review and notification described in Article 7.1.

**7.6.2** In any case not covered by Article 7.6.1 where the FAI decides to take the matter forward as an apparent anti-doping rule violation in accordance with the foregoing provisions of this Article 7, a *Provisional Suspension* may be imposed after the review and notification described in Article 7.1, but prior to the analysis of the *Athlete's* *B Sample* or the final hearing as described in Article 8 (Right to a Fair Hearing).

**7.6.3** However a *Provisional Suspension* may not be imposed, whether pursuant to Article 7.6.1 or Article 7.6.2, unless the *Athlete* or other *Person* is given either (a) an opportunity for a *Provisional Hearing* either before imposition of the *Provisional Suspension* or on a timely basis after imposition of the *Provisional Suspension*; or (b) an opportunity for an expedited hearing in accordance with Article 8 (Right to a Fair Hearing) on a timely basis after imposition of a *Provisional Suspension*. *National Airport Controls* shall impose *Provisional Suspensions* in accordance with the principles set forth in this Article 7.6.

**7.6.4** If a *Provisional Suspension* is imposed based on an *A Sample Adverse Analytical*, and a subsequent *B Sample* analysis (if requested by the *Athlete* or *Anti-Doping Organization*) does not confirm the *A Sample* analysis, then the *Athlete* shall not be subject to any further *Provisional Suspension* on account of a violation of Article 2.1 of the *Code* (Presence of a *Prohibited Substance* or its *Metabolites* or *Markers*). In circumstances where the *Athlete* or team has been removed from a *Competition* based on a violation of Article 2.1 and the subsequent *B Sample* analysis does not confirm the *A Sample* finding, if, without otherwise affecting the *Competition*, it is still possible for the *Athlete* or team to be reinserted, the *Athlete* or team may continue to take part in the *Competition*.

## **7.7\* Retirement from Sport**

If an *Athlete* or other *Person* retires while a results management process is underway, the FAI or its *National Airsport Control* conducting the results management process retains jurisdiction to complete its results management process. If an *Athlete* or other *Person* retires before any results management process has begun and the FAI or its *National Airsport Control* would have had results management jurisdiction over the *Athlete* or other *Person* at the time the *Athlete* or other *Person* committed an anti-doping rule violation, the FAI or its *National Airsport Control* has jurisdiction to conduct results management.

## **ARTICLE 8 RIGHT TO A FAIR HEARING**

[NOTE: According to article 8.1 of the *Code*, each *Anti-Doping Organization* with responsibility for results management shall provide a hearing process for any *Person* who is asserted to have committed an anti-doping rule violation. Each hearing process has however to be consistent with the principles outlined under article 8 of the *Code*.]

### **8.1 Hearings following FAI's result management**

**8.1.1** When 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 then the case shall be assigned to the FAI Doping Review Panel for adjudication.

**8.1.2\*** Hearings pursuant to this Article shall be completed expeditiously following the completion of the results management process described in Article 7. Hearings held in connection with *Events* may be conducted by an expedited basis. If the *Athlete* has been imposed a *Provisional Suspension* as per Article 7.6, the *Athlete* has the right to request that the hearing be conducted on an expedited basis.

**8.1.3** The *National Airsport Control* of the *Athlete* or other *Person* alleged to have violated these Anti-Doping Rules may attend the hearing as an observer.

**8.1.4** The FAI shall keep WADA fully apprised as to the status of pending cases and the result of all hearings.

**8.1.5** An *Athlete* or other *Person* may forego a hearing by acknowledging the Anti-Doping Rule violation and accepting *Consequences* consistent with Articles 9 and 10 as proposed by the FAI. The right to a hearing may be waived either expressly or by the *Athlete's* or other *Person's* failure to challenge the FAI's assertion that an anti-doping rule violation has occurred within 21 days. Where no hearing occurs, the FAI shall submit to the *Persons* described in Article 13.2.3 a reasoned decision explaining the action taken.

**8.1.6** Decisions of the FAI Doping Review Panel may be appealed to the Court of Arbitration for Sport as provided in Article 13.

## **8.2 Hearings following *National Airsport Controls* result management**

**8.2.1** When it appears, following the Results Management process performed by *National Airsport Controls* in accordance with Article 7, that these Anti-Doping Rules have been violated in connection, the *Athlete* or other *Person* involved shall be brought before a disciplinary panel of the *Athlete* or other *Person's National Airsport Control* or *National Anti-Doping Organization* in accordance with the rules of the *National Airsport Control* or the *National Anti-Doping Organization* for a hearing to adjudicate whether a violation of these Anti-Doping Rules occurred and if so what *Consequences* should be imposed.

**8.2.2** Hearings pursuant to this Article 8.2 shall be completed expeditiously and in all cases within three months of the completion of the Results Management process described in Article 7. Hearings held in connection with *Events* may be conducted by an expedited process. If the *Athlete* has been imposed a *Provisional Suspension* as per Article 7.6, the *Athlete* has the right to request that the hearing be conducted on an expedited basis. If the completion of the hearing is delayed beyond three months, the FAI may elect to bring the case directly before the FAI Doping Hearing Panel [insert the name of the competent body] at the responsibility and at the expense of the *National Airsport Control*.

**8.2.3.** *National Airsport Controls* shall keep the FAI and WADA fully apprised as to the status of pending cases and the results of all hearings.

**8.2.4.** The FAI and WADA shall have the right to attend hearings as an observer.

**8.2.5.** The *Athlete* or other *Person* may forego a hearing by acknowledging the violation of these Anti-Doping Rules and Procedures and accepting *Consequences* consistent with Articles 9 and 10 as proposed by the *National Airsport Control*. The right to a hearing may be waived either expressly or by the *Athlete's* or other *Person's* failure to challenge the *National Airsport Control's* assertion that an anti-doping rule violation has occurred within 21 days. Where no hearing occurs, the *National Airsport Control* shall submit to the persons described in Article 13.2.3 a reasoned decision explaining the action taken.

**8.2.6.** Decisions by *National Airsport Controls* or *National Anti-Doping Organizations*, whether as the result of a hearing or the *Athlete* or other *Person's* acceptance of *Consequences*, may be appealed as provided in Article 13.

## **8.3 Principles for a Fair Hearing**

All hearings pursuant to either Article 8.1 or 8.2 shall respect the following principles:

- a timely hearing;
- fair and impartial hearing panel;
- the right to be represented by counsel at the *Person's* own expense;

- the right to be informed in a fair and timely manner of the asserted anti-doping rule violation;
- the right to respond to the asserted anti-doping rule violation and resulting *Consequences*;
- the right of each party to present evidence, including the right to call and question witnesses (subject to the hearing panel's discretion to accept testimony by telephone or written submission);
- the *Person's* right to an interpreter at the hearing, with the hearing panel to determine the identity, and responsibility for the cost of the interpreter; and
- a timely, written, reasoned decision, specifically including an explanation of the reason(s) for any period of *Ineligibility*.

## **ARTICLE 9\* AUTOMATIC DISQUALIFICATION OF INDIVIDUAL RESULTS**

An Anti-Doping Rule violation in *Individual Sports* in connection with an *In-Competition* test automatically leads to *Disqualification* of the result obtained in that *Competition* with all resulting *Consequences*, including forfeiture of any medals, points and prizes.

## **ARTICLE 10 SANCTIONS ON INDIVIDUALS**

### **10.1\* *Disqualification of Results in Event During which an Anti-Doping Rule Violation Occurs***

An *Anti-Doping Rule* violation occurring during or in connection with an *Event* may, upon the decision of the ruling body of the *Event*, lead to *Disqualification* of all of the *Athlete's* individual results obtained in that *Event* with all consequences, including forfeiture of all medals, points and prizes, except as provided in Article 10.1.1.

**10.1.1** If the *Athlete* establishes that he or she bears *No Fault or Negligence* for the violation, the *Athlete's* individual results in the other *Competitions* shall not be *Disqualified* unless the *Athlete's* results in *Competitions* other than the *Competition* in which the anti-doping rule violation occurred were likely to have been affected by the *Athlete's* anti-doping rule violation.

### **10.2\* *Ineligibility for Presence, Use or Attempted Use, or Possession of Prohibited Substances and Prohibited Methods.***

The period of *Ineligibility* imposed for a violation of Article 2.1 (Presence of *Prohibited Substance* or its *Metabolites* or *Markers*), Article 2.2 (*Use or Attempted Use* of *Prohibited Substance* or *Prohibited Method*) and Article 2.6 (*Possession of Prohibited Substances and Prohibited Methods*) shall be as follows, unless the conditions for eliminating or reducing the period of *Ineligibility*, as provided in Articles 10.4 and 10.5, or the conditions for increasing the period of *Ineligibility*, as provided in Article 10.6, are met:

First violation: Two (2) years' *Ineligibility*.

### **10.3 Ineligibility for Other Anti-Doping Rule Violations**

The period of *Ineligibility* for violations of these Anti-Doping Rules and Procedures other than as provided in Article 10.2 shall be as follows:

**10.3.1** For violations of Article 2.3 (Refusing or Failing to Submit to *Sample* collection) or Article 2.5 (*Tampering with Doping Control*), the *Ineligibility* period shall be two (2) years unless the conditions provided in Article 10.5, or the conditions provided in Article 10.6, are met.

**10.3.2\*** For violations of Article 2.7 (*Trafficking*) or Article 2.8 (Administration or Attempted Administration of *Prohibited Substance* or *Prohibited Method*), the period of *Ineligibility* imposed shall be a minimum of four (4) years up to lifetime *Ineligibility* unless the conditions provided in Article 10.5 are met. An anti-doping rule violation involving a *Minor* shall be considered a particularly serious violation, and, if committed by *Athlete Support Personnel* for violations other than Specified Substances shall result in lifetime *Ineligibility* for such *Athlete Support Personnel*. In addition, significant violations of such Articles which also violate non-sporting laws and regulations shall be reported to the competent administrative, professional or judicial authorities.

**10.3.3\*** For violations of Article 2.4 (Filing Failures and/or Missed Tests), the period of *Ineligibility* shall be at a minimum one (1) year and at a maximum two (2) years, based on the *Athlete's* degree of fault.

### **10.4\* Elimination or Reduction of the period of *Ineligibility* for Specified Substances under Specific Circumstances.**

Where an *Athlete* or other *Person* can establish how a Specified Substance entered his or her body or came into his or her possession and that such Specified Substance was not intended to enhance the *Athlete's* sport performance or mask the use of a performance-enhancing substance, the period of *Ineligibility* found in Article 10.2 shall be replaced with the following:

First violation: At a minimum, a reprimand and no period of *Ineligibility* from future *Events*, and at a maximum, two (2) years' *Ineligibility*.

To justify any elimination or reduction, the *Athlete* or other *Person* must produce corroborating evidence in addition to his or her word which establishes to the comfortable satisfaction of the hearing panel the absence of an intent to enhance sport performance or mask the use of a performance enhancing substance. The *Athlete* or other *Person's* degree of fault shall be the criteria considered in assessing any reduction of the period of *Ineligibility*.

## 10.5 Elimination or Reduction of Period of *Ineligibility* Based on Exceptional Circumstances

### 10.5.1\* No Fault or Negligence

If an *Athlete* establishes in an individual case that he or she bears *No Fault or Negligence*, the otherwise applicable period of *Ineligibility* shall be eliminated. When a *Prohibited Substance* or its *Markers* or *Metabolites* is detected in an *Athlete's Sample* in violation of Article 2.1 (presence of *Prohibited Substance*), the *Athlete* must also establish how the *Prohibited Substance* entered his or her system in order to have the period of *Ineligibility* eliminated. In the event this Article is applied and the period of *Ineligibility* otherwise applicable is eliminated, the anti-doping rule violation shall not be considered a violation for the limited purpose of determining the period of *Ineligibility* for multiple violations under Article 10.7.

### 10.5.2\* No Significant Fault or Negligence

If an *Athlete* or other *Person* establishes in an individual case that he or she bears *No Significant Fault or Negligence*, then the otherwise applicable period of *Ineligibility* may be reduced, but the reduced period of *Ineligibility* may not be less than one-half of the period of *Ineligibility* otherwise applicable. If the otherwise applicable period of *Ineligibility* is a lifetime, the reduced period under this Article may be no less than eight (8) years. When a *Prohibited Substance* or its *Markers* or *Metabolites* is detected in an *Athlete's Sample* in violation of Article 2.1 (Presence of a *Prohibited Substance* or its *Metabolites* or *Markers*), the *Athlete* must also establish how the *Prohibited Substance* entered his or her system in order to have the period of *Ineligibility* reduced.

### 10.5.3\* *Substantial Assistance* in Discovering or Establishing Anti-Doping Rule Violations

The FAI or its *National Airsport Control* may, prior to a final appellate decision under Article 13 or the expiration of the time to appeal, suspend a part of the period of *Ineligibility* imposed in an individual case where the *Athlete* or other *Person* has provided *Substantial Assistance* to an *Anti-Doping Organization*, criminal authority or professional disciplinary body which results in the *Anti-Doping Organization* discovering or establishing an anti-doping rule violation by another *Person* or which results in a criminal or disciplinary body discovering or establishing a criminal offense or the breach of professional rules by another *Person*. After a final appellate decision under Article 13 or the expiration of time to appeal, the FAI may only suspend a part of the applicable period of *Ineligibility* with the approval of WADA. After a final appellate decision under Article 13 or the expiration of time to appeal, *National Airsport Controls* may only suspend a part of the otherwise applicable period of *Ineligibility* with the approval of the FAI and WADA. The extent to which the otherwise applicable period of *Ineligibility* may be suspended shall be based on the seriousness of the anti-doping rule violation committed by the *Athlete* or other *Person* and the significance of the *Substantial Assistance* provided by the *Athlete* or other *Person* to the effort to eliminate doping in sport. No more than three-quarters of the otherwise applicable period of *Ineligibility* may be suspended. If the otherwise applicable

period of *Ineligibility* is a lifetime, the non-suspended period under this Article must be no less than eight (8) years. If the FAI or its *National Airsport Controls* suspends any part of the period of *Ineligibility* under this Article, they shall promptly provide a written justification for its decision to each *Anti-Doping Organization* having a right to appeal the decision. If the FAI or its *National Airsport Controls* subsequently reinstate any part of the suspended period of *Ineligibility* because the *Athlete* or other *Person* has failed to provide the *Substantial Assistance* which was anticipated, the *Athlete* or other *Person* may appeal the reinstatement pursuant to Article 13.2.

#### **10.5.4\* Admission of an Anti-Doping Rule Violation in the Absence of other Evidence**

Where an *Athlete* or other *Person* voluntarily admits the commission of an anti-doping rule violation before having received notice of a *Sample* collection which could establish an anti-doping rule violation (or in the case of an anti-doping rule violation other than Article 2.1, before receiving first notice of the admitted violation pursuant to article 7) and that admission is the only reliable evidence of the violation at the time of admission, then the period of *Ineligibility* may be reduced, but not below one-half of the period of *Ineligibility* otherwise applicable.

#### **10.5.5\* Where an Athlete or Other Person Establishes Entitlement to Reduction in Sanction Under More than One Provision of this Article.**

Before applying any reduction or suspension under Articles 10.5.2, 10.5.3 or 10.5.4, the otherwise applicable period of *Ineligibility* shall be determined in accordance with Articles 10.2, 10.3, 10.4 and 10.6. If the *Athlete* or other *Person* establishes entitlement to a reduction or suspension of the period of *Ineligibility* under two or more of Articles 10.5.2, 10.5.3 or 10.5.4, then the period of *Ineligibility* may be reduced or suspended, but not below one-fourth of the otherwise applicable period of *Ineligibility*.

#### **10.6\* Aggravating Circumstances Which May Increase the Period of Ineligibility**

If the FAI or its *National Airsport Controls* establishes in an individual case involving an anti-doping rule violation other than violations under Article 2.7 (Trafficking or Attempted Trafficking) and 2.8 (Administration or Attempted Administration) that aggravating circumstances are present which justify the imposition of a period of *Ineligibility* greater than the standard sanction, then the period of *Ineligibility* otherwise applicable shall be increased up to a maximum of four (4) years unless the *Athlete* or other *Person* can prove to the comfortable satisfaction of the hearing panel that he did not knowingly commit the anti-doping rule.

An *Athlete* or other *Person* can avoid the application of this Article by admitting the anti-doping rule violation as asserted promptly after being confronted with the anti-doping rule violation by the FAI or its *National Airsport Controls*.

## 10.7 Multiple Violations

### 10.7.1\* Second Anti-Doping Rule Violation

For an *Athlete* or other *Person's* first anti-doping rule violation, the period of *Ineligibility* is set forth in Articles 10.2 and 10.3 (subject to elimination, reduction or suspension under Articles 10.4 or 10.5, or to an increase under Article 10.6). For a second anti-doping rule violation the period of *Ineligibility* shall be within the range set forth in the table below.

Second Violation  First Violation	RS	FFMT	NSF	St	AS	TRA
<b>RS</b>	1-4	2-4	2-4	4-6	8-10	10-life
<b>FFMT</b>	1-4	4-8	4-8	6-8	10-life	life
<b>NSF</b>	1-4	4-8	4-8	6-8	10-life	life
<b>St</b>	2-4	6-8	6-8	8-life	life	life
<b>AS</b>	4-5	10-life	10-life	life	life	life
<b>TRA</b>	8-life	life	life	life	life	life

Definitions for purposes of the second anti-doping rule violation table:

**RS** (Reduced sanction for *Specified Substance* under Article 10.4): The anti-doping rule violation was or should be sanctioned by a reduced sanction under Article 10.4 because it involved a *Specified Substance* and the other conditions under Article 10.4 were met.

**FFMT** (Filing Failures and/or Missed Tests): The anti-doping rule violation was or should be sanctioned under Article 10.3.3 (Filing Failures and/or Missed Tests):

**NSF** (Reduced sanction for *No Significant Fault or Negligence*): The anti-doping rule violation was or should be sanctioned by a reduced sanction under Article 10.5.2 because *No Significant Fault or Negligence* under 10.5.2 was proved by the *Athlete*.

**St** (Standard Sanction under Article 10.2 or 10.3.1): the anti-doping rule violation was or should be sanctioned by the standard sanction of two (2) years under Article 10.2 or 10.3.1.

**AS** (Aggravated Sanction): The anti-doping rule violation was or should be sanctioned by an aggravated sanction under Article 10.6 because the *Anti-Doping Organization* established the conditions set forth under Article 10.6

**TRA** (*Trafficking or Attempted Trafficking and Administration or Attempted Administration*): The anti-doping rule violation was or should be sanctioned by a sanction under Article 10.3.2 .

### **10.7.2 Application of Articles 10.5.3 and 10.5.4 to Second Anti-Doping Rule Violation**

Where an *Athlete* or other *Person* who commits a second anti-doping rule violation establishes entitlement to suspension or reduction of a portion of the period of *Ineligibility* under Articles 10.5.3 or Article 10.5.4, the hearing panel shall first determine the otherwise applicable period of *Ineligibility* within the range established in the table in Article 10.7.1, and then apply the appropriate suspension or reduction of the period of *Ineligibility*. The remaining period of *Ineligibility*, after applying any suspension or reduction under Articles 10.5.3 and 10.5.4, must be at least one-fourth of the otherwise applicable period of *Ineligibility*.

### **10.7.3 Third Anti-Doping Rule Violation**

A third anti-doping rule violation will always result in a lifetime period of *Ineligibility*, except if the third violation fulfills the condition for elimination or reduction of the period of *Ineligibility* under Article 10.4 or involves a violation of Article 2.4 (Filing Failures and/or Missed Tests). In these particular cases, the period of *Ineligibility* shall be from eight (8) years to life ban.

### **10.7.4\* Additional Rules for Certain Potential Multiple Violations**

For purposes of imposing sanctions under Article 10.7, an anti-doping rule violation will only be considered a second violation if the FAI (or its *National Airsport Control*) can establish that the *Athlete* or other *Person* committed the second anti-doping rule violation after the *Athlete* or other *Person* received notice pursuant to Article 7 (Results Management), or after the FAI (or its *National Airsport Control*) made reasonable efforts to give notice, of the first anti-doping rule violation; if the FAI (or its *National Airsport Control*) cannot establish this, the violations shall be considered together as one single first violation, and the sanction imposed shall be based on the violation that carries the more severe sanction, however the occurrence of multiple violations may be considered as a factor in determining aggravating circumstances (Article 10.6).

If, after the resolution of a first anti-doping rule violation, the FAI (or its *National Airsport Controls*) discovers facts involving an anti-doping rule violation by the *Athlete* or other *Person* which occurred prior to notification regarding the first violation, then the FAI (or its *National Airsport Controls*) shall impose an additional sanction based on the sanction that could have been imposed if the two violations would have been adjudicated at the same time. Results in all *Competitions* dating back to the earlier anti-doping rule violation will be *Disqualified* as provided in Article 10.8. To avoid the

possibility of a finding of Aggravating Circumstances (Article 10.6) on account of the earlier-in-time but later-discovered violation, the *Athlete* or other *Person* must voluntarily admit the earlier anti-doping rule violation on a timely basis after notice of the violation for which he or she is first charged. The same rule shall apply when the FAI discovers facts involving another prior violation after the resolution of a second anti-doping violation.

#### **10.7.5 Multiple Anti-Doping Rule Violations During Eight-Year Period**

For purposes of Article 10.7, each anti-doping rule violation must take place within the same eight (8) year period in order to be considered multiple violations.

### **10.8 Disqualification of Results in Competitions Subsequent to Sample Collection or Commission of an Anti-Doping Rule Violation**

In addition to the automatic *Disqualification* of the results in the *Competition* which produced the positive *Sample* under Article 9 (Automatic *Disqualification* of Individual Results), all other competitive results obtained from the date a positive *Sample* was collected (whether *In-Competition* or *Out-of-Competition*), or other anti-doping rule violation occurred, through the commencement of any *Provisional Suspension* or *Ineligibility* period, shall, unless fairness requires otherwise, be *Disqualified* with all of the resulting *Consequences* including forfeiture of any medals, points and prizes.

**10.8.1** As a condition of regaining eligibility after being found to have committed an anti-doping rule violation, the *Athlete* must first repay all prize money forfeited under this Article.

#### **10.8.2\* Allocation of Forfeited Prize Money**

Forfeited prize money shall be allocated first to reimburse the collection expenses of the Anti-Doping Organization that performed the necessary steps to collect the prize money back, then to reimburse the expenses of the Anti-Doping Organization that conducted results management in the case.

### **10.9\* Commencement of Ineligibility Period**

Except as provided below, the period of *Ineligibility* shall start on the date of the hearing decision providing for *Ineligibility* or, if the hearing is waived, on the date *Ineligibility* is accepted or otherwise imposed. Any period of *Provisional Suspension* (whether imposed or voluntarily accepted) shall be credited against the total period of *Ineligibility* imposed.

#### **10.9.1 Delays Not Attributable to the Athlete or other Person**

Where there have been substantial delays in the hearing process or other aspects of *Doping Control* not attributable to the *Athlete* or other *Person*, the FAI or *Anti-Doping Organization* imposing the sanction may start the period of *Ineligibility* at an earlier date commencing as early as the date of *Sample* collection, or the date on which another anti-doping rule violation last occurred.

### **10.9.2\* Timely Admission**

Where the *Athlete* promptly (which, in all events, means before the *Athlete* competes again) admits the anti-doping rule violation after being confronted with the anti-doping rule violation by the FAI or its *National Airsport Controls*, the period of *Ineligibility* may start as early as the date of *Sample* collection or the date on which another anti-doping rule violation last occurred. In each case, however where this Article is applied, the *Athlete* or other *Person* shall serve at least one-half of the period of *Ineligibility* going forward from the date the *Athlete* or other *Person* accepted the imposition of a sanction, the date of a hearing decision imposing a sanction, or the date the sanction is otherwise imposed.

**10.9.3** If a *Provisional Suspension* is imposed, and respected by the *Athlete*, then the *Athlete* shall receive a credit for such period of *Provisional Suspension* against any period of *Ineligibility* which may ultimately be imposed.

**10.9.4\*** If an *Athlete* voluntarily accepts a *Provisional Suspension* in writing from the FAI or its *National Airsport Controls* and thereafter refrains from competing, the *Athlete* shall receive a credit for such period of voluntary *Provisional Suspension* against any period of *Ineligibility* which may ultimately be imposed. A copy of the *Athlete's* voluntary acceptance of a *Provisional Suspension* shall be provided promptly to each party entitled to receive notice of a potential anti-doping rule violation under article 14.1.

**10.9.5** No credit against a period of *Ineligibility* shall be given for any time period before the effective date of the *Provisional Suspension* or voluntary *Provisional Suspension* regardless of whether the *Athlete* elected not to compete or was suspended by his or her team.

## **10.10 Status During *Ineligibility***

### **10.10.1 Prohibition against Participation during *Ineligibility***

No *Athlete* or other *Person* who has been declared *Ineligible* may, during the period of *Ineligibility*, participate in any capacity in a *Competition* or activity (other than authorized anti-doping education or rehabilitation programs) authorized or organized by the FAI or any *National Airsport Control* or a club or other member organization of the FAI or any *National Airsport Control*, or in *Competitions* authorized or organized by any professional league or any international or national level *Event* organization.

An *Athlete* or other *Person* subject to a period of *Ineligibility* longer than four years may, after completing four years of the period of *Ineligibility*, participate in local sport events in a sport other than the sport in which the *Athlete* or other *Person* committed the anti-doping rule violation, but only so long as the local sport event is not at a level that could otherwise qualify such *Athlete* or other *Person* directly or indirectly to compete in (or accumulate points towards) a national championship or *International Event*.

An *Athlete* or other *Person* subject to a period of *Ineligibility* shall remain subject to testing.

### **10.10.2\* Violation of the Prohibition of Participation during Ineligibility**

Where an *Athlete* or other *Person* who has been declared *Ineligible* violates the prohibition against participation during *Ineligibility* described in Article 10.10.1, the results of such participation shall be *Disqualified* and the period of *Ineligibility* which was originally imposed shall start over again as of the date of the violation. The new period of *Ineligibility* may be reduced under Article 10.5.2 if the *Athlete* or other *Person* establishes he or she bears *No Significant Fault or Negligence* for violating the prohibition against participation. The determination of whether an *Athlete* or other *Person* has violated the prohibition against participation, and whether a reduction under Article 10.5.2 is appropriate, shall be made by the FAI or its *National Airsport Controls*

### **10.10.3 Withholding of Financial Support during Ineligibility**

In addition, for any anti-doping rule violation not involving a reduced sanction for *Specified Substances* as described in Article 10.4, some or all sport-related financial support or other sport-related benefits received by such *Person* will be withheld by the FAI and its *National Airsport Controls*.

## **10.11 Reinstatement Testing**

As a condition to regaining eligibility at the end of a specified period of *Ineligibility*, an *Athlete* must, during any period of *Provisional Suspension* or *Ineligibility*, make him or herself available for *Out-of-Competition Testing* by the FAI, the applicable *National Airsport Control*, and any other *Anti-Doping Organization* having *Testing* jurisdiction, and must, if requested, provide current and accurate whereabouts information. If an *Athlete* subject to a period of *Ineligibility* retires from sport and is removed from *Out-of-Competition Testing* pools and later seeks reinstatement, the *Athlete* shall not be eligible for reinstatement until the *Athlete* has notified the FAI and the applicable *National Airsport Control* and has been subject to *Out-of-Competition Testing* for a period of time equal to the longer of (a) the period set forth in Article 5.6 and (b) period of *Ineligibility* remaining as of the date the *Athlete* had retired. During such remaining period of *Ineligibility*, a minimum of 2 tests must be conducted on the *Athlete* with at least three months between each test. The *National Airsport Control* shall be responsible for conducting the necessary tests, but tests by any *Anti-Doping Organization* may be used to satisfy the requirement. The results of such tests shall be reported to the FAI. In addition, immediately prior to the end of the period of *Ineligibility*, an *Athlete* must undergo *Testing* by the FAI or its *National Airsport Controls* for the *Prohibited Substances* and *Methods* that are prohibited in *Out-of-Competition Testing*. Once the period of an *Athlete's Ineligibility* has expired, and the *Athlete* has fulfilled the conditions of reinstatement, then the *Athlete* will become automatically re-eligible and no application by the *Athlete* or by the *Athlete's National Airsport Control* will then be necessary.

## **10.12\* Imposition of Financial Sanctions**

The FAI may impose financial sanctions on account of anti-doping rule violations. However, no financial sanction may be considered a basis for reducing the period of *Ineligibility* or other sanction which would otherwise be applicable under the Code.

## ARTICLE 11 CONSEQUENCES TO TEAMS

### 11.1 Testing of teams

Where one member of a team (outside of *Team Sports*) has been notified of an anti-doping rule violation under Article 7 in connection with an *Event*, the ruling body for the *Event* shall conduct appropriate *Target Testing* of all members of the team during the *Event Period*.

### 11.2 Consequences for teams

**11.2.1** An anti-doping rule violation committed by a member of a team in connection with an *In-Competition* test automatically leads to *Disqualification* of the result obtained in that *Competition* by the team with all resulting consequences for the team and its members, including forfeiture of any medals, points and prizes.

**11.2.2** An anti-doping rule violation committed by a member of a team occurring during or in connection with an *Event* may lead to *Disqualification* of all of the results obtained by the team in that *Event* with all consequences for the team and its members, including forfeiture of all medals, points and prizes, except as provided in Article 11.2.3.

**11.2.3** If the *Athlete* member of a team, who committed an anti-doping rule violation occurring during or in connection with an *Event*, establishes that he or she bears *No Fault or Negligence* for the violation, the results of the team in the other *Competition* shall not be *Disqualified* unless the results of the team in *Competition* other than the *Competition* in which the anti-doping rule violation occurred were likely to have been affected by the *Athlete's* anti-doping rule violation.

### 11.3\* Event Ruling Body May Establish Stricter Consequences for teams.

The ruling body for an *Event* may elect to establish rules for the *Event* which impose *Consequences* for teams stricter than those in Article 11.2 for purposes of the *Event*.

## ARTICLE 12 SANCTIONS AND COSTS ASSESSED AGAINST NATIONAL AIRSPORT CONTROLS

**12.1** The FAI has the authority to withhold some or all funding or other non-financial support to its *National Airsport Controls* that are not in compliance with these Anti-Doping Rules.

**12.2** *National Airsport Controls* shall be obligated to reimburse the FAI for all costs (including but not limited to laboratory fees, hearing expenses and travel) related to a violation of these Anti-Doping Rules committed by an *Athlete* or other *Person* affiliated with that its *National Airsport Control*.

**12.3** The FAI may elect to take additional disciplinary action against *National Airsport Controls* with respect to recognition, the eligibility of its officials and athletes to participate in International Events and fines based on the following:

**12.3.1** Four or more violations of these Anti-Doping Rules (other than violations involving Articles 2.4 and 10.3) are committed by *Athletes* or other *Persons* affiliated with a *National Airsport Control* within a 12-month period in testing conducted by the FAI or Anti-Doping Organizations other than the *National Airsport Control* or its *National Anti-Doping Organization*.

**12.3.1.1** If four or more violations of these Anti-Doping Rules (other than violations involving Articles 2.4 and 10.3) are committed in addition to the violations described in Article 12.3.1 by *Athletes* or other *Persons* affiliated with a *National Airsport Control* within a 12-month period in testing conducted by the FAI or Anti-Doping Organizations other than the *National Airsport Control* or its *National Anti-Doping Organization*, then the FAI may suspend that *National Airsport Control's* membership for a period of up to 4 years.

**12.3.2** More than one *Athlete* or other *Person* from a *National Airsport Control* commits an *Anti-Doping Rule* violation during an *International Event*

**12.3.3** A *National Airsport Control* has failed to make diligent efforts to keep the FAI informed about an *Athlete's* whereabouts after receiving a request for that information from the FAI.

## **ARTICLE 13 APPEALS**

### **13.1 Decisions Subject to Appeal**

Decisions made under these Anti-Doping Rules may be appealed as set forth below in Article 13.2 through 13.4 or as otherwise provided in these Anti-Doping Rules. Such decisions shall remain in effect while under appeal unless the appellate body orders otherwise. Before an appeal is commenced, any post-decision review provided in these rules or in the rules of the *Anti-Doping Organization* conducting the hearing process as per article 8 must be exhausted (except as provided in Article 13.1.1).

#### **13.1.1\* WADA Not Required to Exhaust Internal Remedies**

Where *WADA* has a right to appeal under Article 13 and no other party has appealed a final decision within the FAI or its *National Airsport Controls* process, *WADA* may appeal such decision directly to *CAS* without having to exhaust other remedies in the FAI or its *National Airsport Controls's* process.

### **13.2 Appeals from Decisions Regarding *Anti-Doping* Rule Violations, Consequences, and *Provisional Suspensions***

A decision that an anti-doping rule violation was committed, a decision imposing *Consequences* for an anti-doping rule violation, or a decision that no anti-doping rule violation was committed, a decision that an anti-doping rule violation proceeding cannot

go forward for procedural reasons (including, for example, prescription); a decision under Article 10.10.2 (prohibition of participation during *Ineligibility*); a decision that the FAI or its *National Airsport Control* lacks jurisdiction to rule on an alleged anti-doping rule violation or its *Consequences*; a decision by *an Anti-Doping Organization* not to bring forward an *Adverse Analytical Finding* or an *Atypical Finding* as an anti-doping rule violation, or a decision not to go forward with an anti-doping rule violation after an investigation under Article 7.4; and a decision to impose a *Provisional Suspension* as a result of a *Provisional Hearing* or in violation of Article 7.5 may be appealed exclusively as provided in this Article 13.2.

### **13.2.1\* Appeals involving International-Level Athletes**

In cases arising from participation in an *International Event* or in cases involving *International-Level Athletes*, the decision may be appealed exclusively to CAS in accordance with the provisions applicable before such court.

### **13.2.2 Appeals involving National-Level Athletes**

In cases involving *national-level Athletes* as defined by each *National Anti-Doping Organization* who do not have a right to appeal under Article 13.2.1, the decision may be appealed to an independent and impartial body in accordance with rules established by the *National Anti-Doping Organization*. If the *National Anti-Doping Organization* has not established such a body, the decision may be appealed to CAS in accordance with the provisions applicable before such court.

### **13.2.3 Persons Entitled to Appeal**

In cases under Article 13.2.1, the following parties shall have the right to appeal to CAS: (a) the *Athlete* or other *Person* who is the subject of the decision being appealed; (b) the other party to the case in which the decision was rendered; (c) the FAI ; (d) the National Anti-Doping Organization of the *Person's* country of residence or countries where the *Person* is a national or license holder ; (e) the International Olympic Committee or International Paralympic Committee, as applicable, where the decision may have an effect in relation to the Olympic Games or Paralympic Games, including decisions affecting eligibility for the Olympic Games or Paralympic Games; and (f) WADA.

In cases under Article 13.2.2, the parties having the right to appeal to the national-level reviewing body shall be as provided in the *National Anti-Doping organisation's* rules but, at a minimum, shall include the following parties: (a) the *Athlete* or other *Person* who is the subject of the decision being appealed; (b) the other party to the case in which the decision was rendered; (c) the FAI; (d) the *National Anti-Doping Organization* of the *Person's* country of residence; and (e) WADA. For cases under Article 13.2.2, WADA and the FAI shall also have the right to appeal to CAS with respect to the decision of the national-level reviewing body. Any party filing an appeal shall be entitled to assistance from CAS to obtain all relevant information from the *Anti-Doping Organization* whose decision is being appealed and the information shall be provided if CAS so directs.

Notwithstanding any other provision herein, the only *Person* who may appeal from a *Provisional Suspension* is the *Athlete* or other *Person* upon whom the *Provisional Suspension* is imposed.

### **13.3\* Failure to Render a Timely Decision by the FAI and its National Airport Controls**

Where, in a particular case, the FAI and its National Airport Controls fails to render a decision with respect to whether an anti-doping rule violation was committed within a reasonable deadline set by WADA, WADA may elect to appeal directly to CAS as if the FAI or its National Airport Controls had rendered a decision finding no anti-doping rule violation. If the CAS hearing panel determines that an anti-doping rule violation was committed and that WADA acted reasonably in electing to appeal directly to CAS, then WADA's costs and attorney's fees in prosecuting the appeal shall be reimbursed to WADA by the FAI or its *National Airport Controls*.

### **13.4 Appeals from Decisions Granting or Denying a Therapeutic Use Exemption**

Decisions by WADA reversing the grant or denial of a TUE may be appealed exclusively to CAS by the *Athlete*, or the *Anti-Doping Organization* whose decision was reversed. Decisions by Anti-Doping Organizations other than WADA denying TUEs,, which are not reversed by WADA, may be appealed by *International-Level Athletes* to CAS and by other *Athletes* to the national level reviewing body described in Article 13.2.2. If the national level reviewing body reverses the decision to deny a TUE, that decision may be appealed to CAS by WADA.

When the FAI, *National Anti-Doping Organizations* or other bodies designated by *National Airport Controls* fail to take action on a properly submitted therapeutic use exemption application within a reasonable time, their failure to decide may be considered a denial for purposes of the appeal rights provided in this article.

### **13.5 Appeal from Decisions Pursuant to Article 12**

Decisions by the FAI pursuant to Article 12 may be appealed exclusively to CAS by the *National Airport Control*.

### **13.6 Time for Filing Appeals**

The time to file an appeal to CAS shall be twenty-one (21) days from the date of receipt of the decision by the appealing party. The above notwithstanding, the following shall apply in connection with appeals filed by a party entitled to appeal but which was not a party to the proceedings having lead to the decision subject to appeal:

- a) Within ten (10) days from notice of the decision, such party/ies shall have the right to request from the body having issued the decision a copy of the file on which such body relied;

b) If such a request is made within the ten-day period, then the party making such request shall have twenty-one (21) days from receipt of the file to file an appeal to CAS.

The above notwithstanding, the filing deadline for an appeal or intervention filed by WADA shall be the later of:

- (a) Twenty one (21) days after the last day on which any other party in the case could have appealed, or
- (b) Twenty one (21) days after WADA's receipt of the complete file relating to the decision.

## **ARTICLE 14 REPORTING AND RECOGNITION**

### **14.1 Notice, Confidentiality and Reporting**

#### **14.1.1 Notice to *Athletes* and Other *Persons***

Notice to *Athletes* or other *Persons* shall occur as provided under Article 7. Notice to an *Athlete* or other *Person* who is a member of a *National Airsport Control* may be accomplished by delivery of the notice to the *National Airsport Control*.

#### **14.1.2 Notice to *National Anti-Doping Organizations*, the FAI and WADA**

Notice to *National Anti-Doping Organizations*, the FAI and WADA shall occur as provided under Article 7.

#### **14.1.3 Content of Notification**

Notification to the *Athlete's National Anti-Doping Organization*, the FAI and WADA according to Article 7 shall include: the *Athlete's* name, country, sport and discipline within the sport, the *Athlete's* competitive level, whether the test was *In-Competition* or *Out-of-Competition*, the date of *Sample* collection and the analytical result reported by the laboratory.

#### **14.1.4 Status Reports**

The same *Persons* and *Anti-Doping Organizations* shall be regularly updated on the status and findings of any review or proceedings conducted pursuant to Articles 7 (Results Management), (Right to a Fair Hearing) or 13 (Appeals) and shall be provided with a prompt written reasoned explanation or decision explaining the resolution of the matter.

### **14.1.5\* Confidentiality**

The recipient organizations shall not disclose this information beyond those *Persons* with a need to know (which would include the appropriate personnel at the applicable *National Olympic Committee, National Airsport Control*, and team in a *Team Sport*) until the *Anti-Doping Organization* with results management responsibility has made public disclosure or has failed to make public disclosure as required in Article 14.2 below.

## **14.2 Public Disclosure**

**14.2.1** The identity of any *Athlete* or other *Person* who is asserted by the FAI or its *National Airsport Controls* to have committed an anti-doping rule violation, may be *publicly disclosed* by the FAI or its *National Airsport Controls* only after notice has been provided to the *Athlete* or other *Person* in accordance with Articles 7.1, 7.2 or 7.4, and to the applicable *Anti-Doping Organizations* in accordance with Article 14.1.2.

**14.2.2** No later than twenty (20) days after it has been determined in a hearing in accordance with Article 8 that an anti-doping rule violation has occurred, or such hearing has been waived, or the assertion of an anti-doping rule violation has not been timely challenged, the FAI or its *National Airsport Controls* must publicly report the disposition of the anti-doping matter including the sport, the anti-doping rule violated, the name of the *Athlete* or other *Person* committing the violation, the *Prohibited Substance* or *Prohibited Method* involved and the *Consequences* imposed. The FAI or its *National Airsport Controls* must also publicly report within twenty (20) days appeal decisions concerning anti-doping rule violations. The FAI or its *National Airsport Controls* shall also, within the time period for publication, send all hearing and appeal decisions to *WADA*.

**14.2.3** In any case where it is determined, after a hearing or appeal, that the *Athlete* or other *Person* did not commit an anti-doping rule violation, the decision may be disclosed publicly only with the consent of the *Athlete* or other *Person* who is the subject of the decision. The FAI or its *National Airsport Control* shall use reasonable efforts to obtain such consent, and if consent is obtained, shall publicly disclose the decision in its entirety or in such redacted form as the *Athlete* or other *Person* may approve.

**14.2.4** For purposes of Article 14.2, publication shall be accomplished at a minimum by placing the required information on the FAI or its *National Airsport Controls'* Web site and leaving the information up for at least one (1) year.

**14.2.5** Neither the FAI nor its National Airsport Controls or official of either, shall publicly comment on the specific facts of a pending case (as opposed to general description of process and science) except in response to public comments attributed to the *Athlete*, other *Person* or their representatives.

### **14.3 Athlete Whereabouts Information**

As further provided in the *International Standard for Testing*, Athletes who have been identified by the FAI or its *National Airport Controls* for inclusion in a *Registered Testing Pool* shall provide accurate, current location information. The FAI and *National Anti-Doping Organizations* shall coordinate the identification of Athletes and the collecting of current location information and shall submit these to WADA. This information will be accessible, through ADAMS where reasonably feasible, to other *Anti-Doping Organizations* having jurisdiction to test the Athlete. This information shall be maintained in strict confidence at all times; shall be used exclusively for purposes of planning, coordinating or conducting *Testing*; and shall be destroyed after it is no longer relevant for these purposes.

### **14.4 Statistical Reporting**

The FAI or its *National Airport Controls* shall, at least annually, publish publicly a general statistical report of their *Doping Control* activities with a copy provided to WADA. FAI or its *National Airport Controls* may also publish reports showing the name of each Athlete tested and the date of each *Testing*.

### **14.5 Doping Control Information Clearinghouse**

WADA shall act as a central clearinghouse for *Doping Control Testing* data and results for *International-Level Athletes* and national-level Athletes who have been included in their *National Anti-Doping Organization's Registered Testing Pool*. To facilitate coordinated test distribution planning and to avoid unnecessary duplication in *Testing* by the various *Anti-Doping Organizations*, FAI or its *National Airport Controls* shall report all *In-Competition* and *Out-of-Competition* tests on such Athletes to the WADA clearinghouse as soon as possible after such tests have been conducted. This information will be made accessible to the Athlete, the Athlete's National Airport Control, *National Olympic Committee* or *National Paralympic Committee*, *National Anti-Doping Organization*, FAI, and the *International Olympic Committee* or *International Paralympic Committee*.

To enable it to serve as a clearinghouse for *Doping Control Testing* data, WADA has developed a database management tool, ADAMS, that reflects emerging data privacy principles.. Private information regarding an Athlete, Athlete Support Personnel, or others involved in anti-doping activities shall be maintained by WADA, which is supervised by Canadian privacy authorities, in strict confidence and in accordance with the *International Standard* for the protection of privacy.

### **14.6 Data Privacy**

When performing obligations under these rules, the FAI or its *National Airport Controls* may collect, store, process or disclose personal information relating to Athletes and third parties. The FAI or its *National Airport Controls* shall ensure that they comply with applicable data protection and privacy laws with respect to their handling of such information, as well as the *International Standard* for the protection of privacy that WADA shall adopt to ensure Athletes and non-athletes are fully informed of and, where necessary, agree to the handling of their personal information in connection with anti-doping activities arising under the *Code and these anti-doping rules*.

## **ARTICLE 15 MUTUAL RECOGNITION**

**15.1\*** Subject to the right to appeal provided in Article 13, *Testing*, TUE's and hearing results or other final adjudications of any *National Airport Control or Signatory* which are consistent with the *Code* and are within the *National Airport Control's or Signatory's* authority, shall be recognised and respected by the FAI and all *National Airport Controls*.

**15.2\*** The FAI and its *National Airport Controls* shall recognize the same actions of other bodies which have not accepted the *World Anti-Doping Code* if the rules of those bodies are otherwise consistent with that *Code*.

**15.3** Subject to the right to appeal provided in Article 13, any decision of the FAI regarding a violation of these Anti-Doping Rules shall be recognized by all *National Airport Controls*, which shall take all necessary action to render such decision effective.

## **ARTICLE 16 INCORPORATION OF FAI ANTI-DOPING RULES**

All *National Airport Controls* shall comply with these Anti-Doping Rules. These Anti-Doping Rules shall also be incorporated either directly or by reference into each *National Airport Controls* Rules. All *National Airport Controls* shall include in their regulations the procedural rules necessary to effectively implement these Anti-Doping Rules.

## **ARTICLE 17 STATUTE OF LIMITATIONS**

No action may be commenced against an *Athlete* or other *Person* for an anti-doping rule violation contained in these Anti-Doping Rules and Procedures unless such action is commenced within eight (8) years from the date the violation occurred.

## **ARTICLE 18 FAI COMPLIANCE REPORTS TO WADA**

*The* FAI will report to WADA on the FAI's compliance with the *World Anti-Doping Code* every second year and will explain reasons for any noncompliance.

## **ARTICLE 19 AMENDMENT AND INTERPRETATION OF ANTI-DOPING RULES AND PROCEDURES**

**19.1** These Anti-Doping Rules and Procedures may be amended from time to time by the FAI.

**19.2** These Anti-Doping Rules and Procedures shall be interpreted as an independent and autonomous text and not by reference to existing law or statutes, except as provided in Article 18.5,.

**19.3** The headings used for the various Parts and Articles of these Anti-Doping Rules and Procedures are for convenience only and shall not be deemed part of the

substance of these Anti-Doping Rules and Procedures or to affect in any way the language of the provisions to which they refer.

**19.4** The INTRODUCTION, the APPENDIX I, DEFINITIONS and the *International Standards* issued by WADA shall be considered integral parts of these Anti-Doping Rules and Procedures.

**19.5** These Anti-Doping Rules and Procedures have been adopted pursuant to the applicable provisions of the *Code* and shall be interpreted in a manner that is consistent with applicable provisions of the *Code*.

**19.6** The comments annotating various provisions of the *Code* and these Anti-Doping Rules should be used to interpret these Anti-Doping Rules and Procedures.

**19.7** These Anti-Doping Rules and Procedures shall come into full force and effect on 1 April 2013 (the "Effective Date"). They shall not apply retrospectively to matters pending before the Effective Date; provided, however, that:

**19.7.1** With respect to any anti-doping rule violation case which is pending as of the Effective Date and any anti-doping rule violation case brought after the Effective Date based on an anti-doping rule violation which occurred prior to the Effective Date, the case shall be governed by the substantive anti-doping rules in effect at the time the alleged anti-doping rule violation occurred unless the panel hearing the case determines the principle of "lex mitior" appropriately applies under the circumstances of the case.

**19.7.2** Any Article 2.4 whereabouts violation (whether a filing failure or a missed test) declared by the FAI under rules in force prior to the Effective Date that has not expired prior to the Effective Date and that would qualify as a whereabouts violation under Article 11 of the *International Standard for Testing* shall be carried forward and may be relied upon, prior to expiry, in accordance with the *International Standard for Testing*.

**19.7.3** With respect to cases where a final decision finding an anti-doping rule violation has been rendered prior to the Effective Date, but the *Athlete* or other *Person* is still serving the period of *Ineligibility* as of the Effective Date, the *Athlete* or other *Person* may apply to the *Anti-Doping Organization* which had results management responsibility for the anti-doping rule violation to consider a reduction in the period of *Ineligibility* in light of these anti-doping rules. Such application must be made before the period of *Ineligibility* has expired. The decision rendered may be appealed pursuant to Article 13.2. These anti-doping rules shall have no application to any anti-doping rule violation case where a final decision finding an anti-doping rule violation has been rendered and the period of *Ineligibility* has expired.

**19.7.4** Subject always to Article 10.7.5, anti-doping rule violations committed under rules in force prior to the Effective Date shall be taken into account as prior offences for purposes of determining sanctions under Article 10.7. Where such pre-Effective Date anti-doping rule violation involved a substance that would be treated as a Specified Substance under these Anti-Doping Rules, for which a period of *Ineligibility* of less than two years was imposed, such violation shall be considered a Reduced Sanction violation for purposes of Article 10.7.1.

## **ARTICLE 20 ADDITIONAL ROLES AND RESPONSIBILITIES OF *ATHLETES* AND OTHER *PERSONS***

### **20.1 Roles and Responsibilities of *Athletes*.**

**20.1.1** To be knowledgeable of and comply with these anti-doping rules

**20.1.2** To be available for *Sample* collection.

**20.1.3** To take responsibility, in the context of anti-doping, for what they ingest and use.

**20.1.4** To inform medical personnel of their obligation not to *Use Prohibited Substances* and *Prohibited Methods* and to take responsibility to make sure that any medical treatment received does not violate these anti-doping rules.

### **20.2 Roles and Responsibilities of *Athlete Support Personnel***

**20.2.1** To be knowledgeable of and comply with these anti-doping rules.

**20.2.2** To cooperate with the *Athlete Testing* program.

**20.2.3** To use their influence on *Athlete* values and behavior to foster anti-doping attitudes.

## APPENDIX 1 - DEFINITIONS

ADAMS The Anti-Doping Administration and Management System is a web-based database management tool for data entry, storage, sharing, and reporting designed to assist stakeholders and WADA in their anti-doping operations in conjunction with data protection legislation.

Adverse Analytical Finding. A report from a laboratory or other WADA-approved entity that, consistent with the *International Standard* for Laboratories and related Technical Documents, identifies in a *Sample* the presence of a *Prohibited Substance* or its *Metabolites* or *Markers* (including elevated quantities of endogenous substances) or evidence of the *Use of a Prohibited Method*.

Anti-Doping Organization. A *Signatory* that is responsible for adopting rules for initiating, implementing or enforcing any part of the *Doping Control* process. This includes, for example, the International Olympic Committee, the International Paralympic Committee, other *Major Event Organizations* that conduct *Testing* at their *Events*, WADA, International Airport Controls, and *National Anti-Doping Organizations*.

Athlete. \* Any *Person* who participates in sport at the international level (as defined by each International Federation) or national level (as defined by each *National Anti-Doping Organization*) including but not limited to those *Persons* in its *Registered Testing Pool*, and any other competitor in sport who is otherwise subject to the jurisdiction of any *Signatory* or other sports organization accepting the *Code*. All provisions of the *Code*, including, for example, testing, and therapeutic use exemptions must be applied to international and national-level competitors. Some *National Anti-Doping Organizations* are not required, however, to apply all aspects of the *Code* to such *Persons*. Specific national rules may be established for Doping Control for non-international-level or national-level competitors without being in conflict with the *Code*. Thus, a country could elect to test recreational-level competitors but not require therapeutic use exemptions or whereabouts information. In the same manner, a *Major Event Organization* holding an *Event* only for masters-level competitors could elect to test the competitors but not require advance therapeutic use exemptions or whereabouts information. For purposes of Article 2.8 (Administration or Attempted Administration) and for purposes of anti-doping information and education, any *Person* who participates in sport under the authority of any *Signatory*, government, or other sports organization accepting the *World Anti-Doping Code* is an *Athlete*.

Athlete Support Personnel. Any coach, trainer, manager, agent, team staff, official, medical or paramedical personnel, parent or any other *Person* working with, treating or assisting an *Athlete* participating in or preparing for sports *Competition*.

Attempt. Purposely engaging in conduct that constitutes a substantial step in a course of conduct planned to culminate in the commission of an anti-doping rule violation. Provided, however, there shall be no anti-doping rule violation based solely on an *Attempt* to commit a violation if the *Person* renounces the *Attempt* prior to it being discovered by a third party not involved in the *Attempt*.

Atypical Finding: A report from a laboratory or other WADA-approved entity which requires further investigation as provided by the *International Standard* for Laboratories or related Technical Documents prior to the determination of an *Adverse Analytical Finding*.

CAS. The Court of Arbitration for Sport.

Code. The World Anti-Doping Code.

Competition. A single race, match, game or singular athletic contest. For example, a basketball game or the finals of the Olympic 100-metre race in athletics. For stage races and other athletic contests where prizes are awarded on a daily or other interim basis the distinction between a *Competition* and an *Event* will be as provided in the rules of the applicable International Federation.

Consequences of Anti-Doping Rule Violations. An *Athlete's* or other *Person's* violation of an anti-doping rule may result in one or more of the following: (a) Disqualification means the *Athlete's* results in a particular *Competition* or *Event* are invalidated, with all resulting *Consequences* including forfeiture of any medals, points and prizes; (b) Ineligibility means the *Athlete* or other *Person* is barred for a specified period of time from participating in any *Competition* or other activity or funding as provided in Article 10.10; and (c) Provisional Suspension means the *Athlete* or other *Person* is barred temporarily from participating in any *Competition* prior to the final decision at a hearing conducted under Article 8 (Right to a Fair Hearing).

Disqualification. See *Consequences of Anti-Doping Rule Violations* above.

Doping Control. All steps and processes from test distribution planning, through to ultimate disposition of any appeal including all steps and processes in between such as provision of whereabouts information, *Sample* collection and handling, laboratory analysis, TUEs results management, and hearings.

Event. A series of individual *Competitions* conducted together under one ruling body (e.g., the Olympic Games, FINA World Championships, or Pan American Games).

Event Period: The time between the beginning and end of an *Event*, as established by the ruling body of the *Event*. For the purposes of alcohol detection, the event period is divided into daily segments and "in competition" is considered to be the period from 30 minutes before the scheduled start of a competition task to the end of an athlete's sporting performance.

In-Competition. Unless provided otherwise in the rules of an International Federation or other relevant *Anti-Doping Organization*, "*In Competition*" means the period commencing twelve hours before a *Competition* in which the *Athlete* is scheduled to participate through the end of such *Competition* and the *Sample* collection process related to such *Competition*.

Independent Observer Program. A team of observers, under the supervision of WADA, who observe and may provide guidance on the *Doping Control* process at certain *Events* and report on their observations.

Individual Sport: Any sport that is not a *Team Sport*.

Ineligibility. See *Consequences of Anti-Doping Rule Violations* above.

*International Event.* An *Event* where the International Olympic Committee, the International Paralympic Committee, an International Federation, a *Major Event Organization*, or another international sport organization is the ruling body for the *Event* or appoints the technical officials for the *Event*.

*International-Level Athlete.* *Athletes* designated by one or more International Federations as being within the *Registered Testing Pool* for an International Federation.

*International Standard.* A standard adopted by WADA in support of the *World Anti-Doping Code*. Compliance with an *International Standard* (as opposed to another alternative standard, practice or procedure) shall be sufficient to conclude that the procedures addressed by the *International Standard* were performed properly. *International Standards* shall include any Technical documents issued pursuant to the *International Standard*.

*Major Event Organizations.* The continental associations of *National Olympic Committees* and other international multi-sport organizations that function as the ruling body for any continental, regional or other *International Event*.

*Marker.* A compound, group of compounds or biological parameter(s) that indicates the *Use* of a *Prohibited Substance* or *Prohibited Method*.

*Metabolite.* Any substance produced by a biotransformation process.

*Minor.* A natural *Person* who has not reached the age of majority as established by the applicable laws of his or her country of residence.

*National Anti-Doping Organization.* The entity(ies) designated by each country as possessing the primary authority and responsibility to adopt and implement anti-doping rules, direct the collection of *Samples*, the management of test results, and the conduct of hearings, all at the national level. This includes an entity which may be designated by multiple countries to serve as regional *Anti-Doping Organization* for such countries. If this designation has not been made by the competent public authority(ies), the entity shall be the country's *National Olympic Committee* or its designee.

*National Event.* A sport *Event* involving international or national-level *Athletes* that is not an *International Event*.

*National Airsport Control (NAC).* A national or regional entity which is a member of the FAI or holds sporting powers delegated by an FAI member and is recognized by the FAI as the entity governing the FAI's sport(s) in that nation or region.

*National Olympic Committee.* The organization recognized by the International Olympic Committee. The term *National Olympic Committee* shall also include the National Sport Confederation in those countries where the National Sport Confederation assumes typical *National Olympic Committee* responsibilities in the anti-doping area.

*No Advance Notice.* A *Doping Control* which takes place with no advance warning to the *Athlete* and where the *Athlete* is continuously chaperoned from the moment of notification through *Sample* provision.

No Fault or Negligence. The *Athlete's* establishing that he or she did not know or suspect, and could not reasonably have known or suspected even with the exercise of utmost caution, that he or she had *Used* or been administered the *Prohibited Substance* or *Prohibited Method*.

No Significant Fault or Negligence. The *Athlete's* establishing that his or her fault or negligence, when viewed in the totality of the circumstances and taking into account the criteria for *No Fault or Negligence*, was not significant in relationship to the anti-doping rule violation.

Out-of-Competition. Any *Doping Control* which is not *In-Competition*.

Participant. Any *Athlete* or *Athlete Support Personnel*.

Person. A natural *Person* or an organization or other entity.

Possession. \* The actual, physical *Possession*, or the constructive *Possession* (which shall be found only if the *Person* has exclusive control over the *Prohibited Substance* or *Prohibited Method* or the premises in which a *Prohibited Substance* or *Prohibited Method* exists); provided, however, that if the *Person* does not have exclusive control over the *Prohibited Substance* or *Prohibited Method* or the premises in which a *Prohibited Substance* or *Prohibited Method* exists, constructive *Possession* shall only be found if the *Person* knew about the presence of the *Prohibited Substance* or *Prohibited Method* and intended to exercise control over it. Provided, however, there shall be no anti-doping rule violation based solely on *Possession* if, prior to receiving notification of any kind that the *Person* has committed an anti-doping rule violation, the *Person* has taken concrete action demonstrating that the *Person* never intended to have possession and has renounced *Possession* by explicitly declaring it to an *Anti-Doping Organization*. Notwithstanding anything to the contrary in this definition, the purchase (including by any electronic or other means) of a *Prohibited Substance* or *Prohibited Method* constitutes *Possession* by the *Person* who makes the purchase.

Prohibited List. The List identifying the *Prohibited Substances* and *Prohibited Methods*.

Prohibited Method. Any method so described on the *Prohibited List*.

Prohibited Substance. Any substance so described on the *Prohibited List*.

Provisional Hearing. For purposes of Article 7.6, an expedited abbreviated hearing occurring prior to a hearing under Article 8 (Right to a Fair Hearing) that provides the *Athlete* with notice and an opportunity to be heard in either written or oral form.

Provisional Suspension. See *Consequences of Anti-Doping Rule Violations* above.

Publicly Disclose or Publicly Report. To disseminate or distribute information to the general public or *Persons* beyond those *Persons* entitled to earlier notification in accordance with Article 14.

Registered Testing Pool. The pool of top level *Athletes* established separately by each International Federation and *National Anti-Doping Organization* who are subject to both *In-Competition* and *Out-of-Competition Testing* as part of that International Federation's or National Anti-Doping Organization's test distribution plan.

Sample or Specimen. \* Any biological material collected for the purposes of *Doping Control*.

Signatories. Those entities signing the *World Anti-Doping Code* and agreeing to comply with the *World Anti-Doping Code*, including the International Olympic Committee, International Federations, International Paralympic Committee, *National Olympic Committees*, National Paralympic Committees, *Major Event Organizations*, *National Anti-Doping Organizations*, and WADA.

Specified Substances. As defined in Article 4.2.2.

Substantial Assistance: For purposes of Article 10.5.3, a *Person* providing *Substantial Assistance* must: (1) fully disclose in a signed written statement all information he or she possesses in relation to anti-doping rule violations, and (2) fully cooperate with the investigation and adjudication of any case related to that information, including, for example, presenting testimony at a hearing if requested to do so by an *Anti-Doping Organization* or hearing panel. Further, the information provided must be credible and must comprise an important part of any case which is initiated or, if no case is initiated, must have provided a sufficient basis on which a case could have been brought.

Tampering. Altering for an improper purpose or in an improper way; bringing improper influence to bear; interfering improperly: obstructing, misleading or engaging in any fraudulent conduct to alter results or prevent normal procedures from occurring; or providing fraudulent information to an *Anti-Doping Organization*.

Target Testing. Selection of *Athletes* for *Testing* where specific *Athletes* or groups of *Athletes* are selected on a non-random basis for *Testing* at a specified time.

Team Sport. A sport in which the substitution of players is permitted during a *Competition*.

Testing. The parts of the *Doping Control* process involving test distribution planning, *Sample* collection, *Sample* handling, and *Sample* transport to the laboratory.

Trafficking. Selling, giving, transporting, sending, delivering or distributing a *Prohibited Substance* or *Prohibited Method* (either physically or by any other electronic or other means) by an *Athlete*, *Athlete Support Personnel* or any other *Person* subject to the jurisdiction of an *Anti-Doping Organization* to any third party; provided, however, this definition shall not include the actions of bona fide medical personnel involving a *Prohibited Substance* used for genuine and legal therapeutic purposes or other acceptable justification, and shall not include actions involving *Prohibited Substances* which are not prohibited in *Out-of-Competition* testing unless the circumstances as a whole demonstrate such *Prohibited Substances* are not intended for genuine and legal therapeutic purposes.

TUE. As defined in Article 2.6.1.

TUE Panel. As defined in Article 4.4.4.

UNESCO Convention: The International Convention against Doping in Sport adopted by the 33<sup>rd</sup> session of the UNESCO General Conference on 19 October 2005 including any and all amendments adopted by the States Parties to the Convention and the Conference of Parties to the International Convention against Doping in Sport.

Use. The utilization, application, ingestion, injection or consumption by any means whatsoever of any *Prohibited Substance* or *Prohibited Method*.

WADA. The World Anti-Doping Agency

**APPENDIX 2 - Confirmation**

I, as a member of [National Airsport Control] and/or a participant in a [National Airsport Control or FAI] authorized or recognized event, hereby declare as follows:

1. I confirm that I shall comply with and be bound by all of the provisions of the FAI Anti-Doping Rules and Procedures, including but not limited to, all amendments to the Anti-Doping Rules and Procedures and all International Standards as issued by World Anti-Doping Agency and permanently published on its website .
2. I acknowledge that National Airsport Controls, theFAI and National Anti-Doping Organizations have jurisdiction to impose sanctions as provided in the FAI Anti-Doping Rules and Procedures.
3. I have read and understand the present declaration.

\_\_\_\_\_

Date

\_\_\_\_\_

Print Name (Last Name, First Name)

\_\_\_\_\_

Date of Birth

(Day/Month/Year)

\_\_\_\_\_

Signature (or, if a minor, signature of

legal guardian)