

**UK ATHLETICS LIMITED****ANTI-DOPING RULES (LINKED WITH THE 2015 IAAF ANTI-DOPING RULES)****IN FORCE AS FROM 1<sup>ST</sup> JANUARY 2015**

<b>Section</b>	<b>Page</b>
1. Introduction	3
2. Link to the IAAF Anti-Doping Rules	5
3. UKA Anti-Doping Rules	6
<b>Schedule</b>	
1 Link to the WADA website for the current Prohibited List	19
2 Link to the IAAF website for the current IAAF Anti-Doping Regulations	20
3 UKA Notice of 14 <sup>th</sup> December 2009 in accordance with UKA Rule 5.1	21

## UK ATHLETICS

### ANTI-DOPING RULES (LINKED WITH THE 2015 IAAF ANTI- DOPING RULES)

The table below records the dates on which these UKA Anti-Doping Rules ("these Rules") and any subsequent amendments (from time to time) were adopted and implemented:

<b>Date</b>	<b>Action</b>
30 <sup>th</sup> December 2014	Version 1 of these Rules was adopted by the Board of UK Athletics Limited ("UKA") pursuant to Article 99(c) of UKA's Articles of Association.
1 <sup>st</sup> January 2015	Version 1 of these Rules came into force

In accordance with Rule 5.1 of these Rules, UKA has appointed UK Anti-Doping ("UKAD") to carry out the Testing of Athletes and the results management process. A copy of the Notice confirming UKAD's appointment was first published on the UKA website on 14 December 2009 and is reproduced in Schedule 3 of these Rules. The Notice remains in force.<sup>1</sup>

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<sup>1</sup> The reference to Rule 3.1 in the Notice of 14 December 2009 shall be construed as a reference to Rule 5.1 in these Rules.

## SECTION 1 – INTRODUCTION

### **UKA's approach to anti-doping**

UKA is the governing body for the sport of athletics within the United Kingdom.

The principles of integrity, fairness, equity and respect are key values which are essential to meaningful sporting success. The illicit use of drugs wholly undermines these principles, and may also damage the reputation of a sport and the health of athletes.

UKA is committed to protecting the integrity of athletics. We are committed to establishing an environment which promotes and reinforces doping-free behaviour among participants, so that successive generations of athletes will have confidence in their ability to succeed without the misuse of Prohibited Substances and Methods, and are supported by likeminded support personnel.

UKA has invested heavily in personal athlete education, providing information and technical advice to enable athletes to make informed and responsible choices in compliance with these Rules. We also work with both the UK and International Anti-Doping Authorities to implement a comprehensive programme of 'no notice' testing, both in and out of competition.

### **Background to these Rules**

UKA is a member of the International Association of Athletics Federations ("IAAF"), the international federation for able-bodied athletes. As such, UKA is required to adopt anti-doping rules which are compliant with the IAAF's own anti-doping rules ("the IAAF Anti-Doping Rules"). A link to the current version of the IAAF Anti-Doping Rules applicable to able-bodied athletes is included at Section 2 of this document.

In addition to the rules which are derived directly from the IAAF Anti-Doping Rules, there are supplementary UKA anti-doping rules as to management and enforcement which are applicable to able-bodied athletes. The supplementary rules are set out in Section 3.

### **IPC Rules**

In accordance with an agreement with the British Paralympic Association (BPA) UKA also tests Paralympic athletes within the United Kingdom. Paralympic athletes are bound by the International Paralympic Committee's Anti-Doping Code. UKA's Anti-Doping Rules for Paralympic athletes are published separately.

### **Sanctions**

The IAAF, the IPC and UKA have rules which create a number of anti-doping offences for which sanctions may be imposed. This is in order to protect the health of participants in the sport of



athletics and their right to participate in a drug-free sport in which the principle of fair play is paramount.

### **Changes to these Rules and the Prohibited List**

Athletes are reminded that the IAAF Anti-Doping Rules and the WADA Prohibited List may change from time to time. The IAAF Anti-Doping Rules incorporate the Prohibited List, the current version of which can be obtained by following the link (which also appears in Schedule 1) to the WADA website ([www.wada-ama.org](http://www.wada-ama.org)). The Prohibited List is also available from the IAAF's website ([www.iaaf.org](http://www.iaaf.org)) and a hard copy of it can be obtained from UKA's Anti-Doping Department upon request.

### **International Level and National Level Athletes**

You will see from the rules that there are different provisions for International Level Athletes and National Level Athletes. International Level Athletes are those athletes in the Registered Testing Pool established at international level by the IAAF or who compete in an International Competition under Rule 35.9 of the IAAF Anti-Doping Rules. Meanwhile, National Level Athletes are those athletes who are not categorised as International Level Athletes under the IAAF Anti-Doping Rules but who are nevertheless subject to Testing as part of UKAD's anti-doping procedures or who otherwise fall under the jurisdiction of UKA. National Level Athletes may also be part of the National Registered Testing Pool or the Domestic Registered Testing Pool.

## SECTION 2 – LINK TO THE IAAF ANTI-DOPING RULES

The current version of the IAAF Anti-Doping Rules, which these Rules apply to the extent set out in Section 3 below, can be located at <http://www.iaaf.org/about-iaaf/documents/anti-doping>

The IAAF Anti-Doping Rules refer to various International Standards, including in relation to Testing, Investigations and the Protection of Privacy and Personal Information. These can be located at [www.wada-ama.org](http://www.wada-ama.org).

## SECTION 3 – UKA ANTI-DOPING RULES LINKED WITH THE IAAF ANTI-DOPING RULES

### Rule 1 Authority to Regulate

- 1.1 UKA is the governing body of the sport of athletics in the United Kingdom of Great Britain and Northern Ireland ("the UK") under the jurisdiction of the IAAF.
- 1.2 The IAAF Anti-Doping Rules apply to all member federations of the IAAF. UKA is the member federation of the IAAF for the UK and is required under IAAF Rule 30.2 to incorporate the IAAF Anti-Doping Rules and Regulations into its own Rules. The purpose of these Rules and the IAAF Anti-Doping Rules is to prohibit doping in order to protect the rights and health of participants in athletics and to protect the values of fair play in athletics.
- 1.3 UKA shall, further to its powers set out in its Memorandum of Association, regulate the prohibition and control of doping in athletics within the UK and shall make, maintain and enforce these Rules. In particular UKA shall conduct In and Out-of-Competition Testing, a report of which shall be submitted to the IAAF annually in accordance with IAAF Rule 44.5. Under IAAF Rule 30.5 UKA is permitted to delegate Testing and results management to the NADO.

### Rule 2 Application of the IAAF Anti-Doping Rules

- 2.1 UKA hereby adopts the IAAF Anti-Doping Rules (as amended from time to time) as its anti-doping rules subject to UKA's specific amendments and supplemental rules as to management and enforcement set out below. The IAAF Anti-Doping Rules currently in force are set out at <http://www.iaaf.org/about-iaaf/documents/anti-doping> . In the event that the IAAF adopts new Anti-Doping Rules which supersede these Rules, the new IAAF Anti-Doping Rules will prevail. For the avoidance of doubt IAAF Rules 44 and 45 apply as between the IAAF and UKA and do not apply to Athletes, Athlete Support Personnel or other persons under UKA's jurisdiction.
- 2.2 UKA hereby adopts the IAAF Anti-Doping Regulations (as amended from time to time), a link to which is included at Schedule 2.

### Rule 3 Definitions

- 3.1 Words and definitions used in the IAAF's Competition Rules and Anti-Doping Rules shall have the same meaning in these Rules. In addition, the following words shall have the meanings set out opposite them:

"Athlete"	the definition of "Athlete" in the IAAF Anti-Doping Rules is modified, for the purposes of these Rules, so as to include only athletes competing in athletics in the United Kingdom or who otherwise fall under UKA's jurisdiction;
"Domestic Registered Testing Pool"	a pool of Athletes (who are not included in the National Registered Testing Pool) established by the NADO from time to time who are required to provide Whereabouts Filings and make themselves available for Testing at such whereabouts in accordance with Rule 8 below;
"NADO"	the National Anti-Doping Organisation being UK Anti-Doping or its successor body;
"NADP"	the panel of arbitrators known as the National Anti-Doping Panel, which is administered by Sport Resolutions (UK), or any successor body;
"NADP Rules"	the procedural rules issued by the NADP from time to time;
"National Registered Testing Pool"	the pool of athletes established by the NADO from time to time who are required to provide Whereabouts Filings and make themselves available for Testing at such whereabouts in accordance with Rule 8 below;

"National Level Athlete"

an athlete (who is not an International Level Athlete) who is either subject to Testing (whether In Competition or Out of Competition) as part of the NADO's anti-doping programme or who otherwise falls within UKA's jurisdiction;

"Results Management Authority  
or RMA"

the body or bodies with authority to manage results, conduct investigations and present cases and/or appeals to the NADP, Disciplinary Committee or the CAS under these Rules, and being UKA or the NADO (as agreed between them from time to time). For the avoidance of doubt UKA and the NADO may agree to divide the RMA's functions between themselves;

"Review Board"

a panel of experts set up by UKA or the NADO to carry out the functions ascribed to the Review Board in Rule 10 below;

"These Rules"

the IAAF Anti-Doping Rules and the additional anti-doping rules adopted by UKA as set out in Sections 2 and 3 of this document; and

"Whereabouts Filing"

the definition of "Whereabouts Filing" in the IAAF shall be modified to include information provided by or on behalf of an Athlete in the National Registered Testing Pool or the Domestic Registered Testing Pool.

#### **Rule 4 Application of these Rules and Core Responsibilities**

- 4.1 These Rules shall apply to and shall bind all Athletes, Athlete Support Personnel and other persons under the jurisdiction of UKA (as derived from the IAAF) even if any such Athletes, Athlete Support Personnel or other persons have not signed and returned a form of acknowledgement and agreement as envisaged by Rule 30.3 of the IAAF Anti-Doping Rules. Those to whom these Rules apply include:
- a) all Athletes and Athlete Support Personnel who are members of, or licensed by UKA and/or member or affiliate organisations of UKA (including any clubs, teams, associations or leagues);
  - b) all Athletes and Athlete Support Personnel participating in such capacity in Events, Competitions and other Athletics activities organised, convened or authorised by UKA or any of its member or affiliate organisations (including any clubs, teams, associations or leagues), wherever held; and
  - c) any other Athlete or Athlete Support Personnel who, by virtue of a contractual arrangement or otherwise, is subject to the jurisdiction of UKA for the purposes of anti-doping
- whether or not such person(s) is or are resident in the UK.
- 4.2 All Athletes, Athlete Support Personnel and other persons under the jurisdiction of UKA, accept that they will comply with these Rules and agree to be subject to any Testing carried out by UKA, the NADO, the IAAF or any other body with competent authority to test under these Rules. Athletes are reminded that to be eligible for an International Competition (defined in IAAF Rules), they must in addition comply with the requirements set out at IAAF Rule 30.3.
- 4.3 Without prejudice to Rule 4.2 above, it is the personal responsibility of each Athlete:
- (a) to acquaint him/herself with these Rules, the IAAF Anti-Doping Rules and the IAAF Anti-Doping Regulations, and to ensure that each Person (including medical personnel) from whom he/she takes advice is acquainted with all the requirements of these Rules, including (without limitation) being aware of what constitutes an anti-doping rule violation and of what substances and methods are on the Prohibited List;
  - (b) to comply with these Rules in all respects;
  - (c) to take full responsibility for what he/she ingests and uses;

- (d) to carry out research regarding any products or substances (including supplements) which he/she intends to ingest or Use (prior to such ingestion or Use) to ensure compliance with these Rules and such research shall, at a minimum, include a reasonable internet search of (1) the name of the product or substance, (2) the ingredients/substances listed on the product or substance label, and (3) other related information revealed through research of points (1) and (2);
- (e) to ensure that any medical treatment he/she receives does not infringe these Rules;
- (f) to make him/herself available for Testing at all times upon request whether In-Competition or Out-of-Competition;
- (g) when included in the IAAF's Registered Testing Pool, the National Registered Testing Pool or the Domestic Registered Testing Pool, to provide accurate and up-to-date Whereabouts Filings for the purposes of Testing;
- (h) to disclose to UKA any decision by a non-Signatory to the effect that the Athlete committed an anti-doping rule violation within the previous ten years; and
- (i) to cooperate fully with UKA and/or the NADO conducting investigations into possible anti-doping rule violations.

4.4 Without prejudice to Rule 4.2 above, it is the personal responsibility of each Athlete Support Person:

- (a) to acquaint him/herself with all of the provisions of these Rules, the IAAF Anti-Doping Rules and the IAAF Anti-Doping Regulations, including (without limitation) being aware of what constitutes an anti-doping rule violation and what substances and methods are on the Prohibited List;
- (b) to comply with these Rules in all respects;
- (c) not to Use or Possess any Prohibited Substance or Prohibited Method without valid justification. An Athlete Support Person who Uses or Possesses a Prohibited Substance or Prohibited Method without valid justification may not provide support to any Athlete;
- (d) to cooperate fully with the Testing of Athletes;

- (e) to use his/her influence on Athlete values and behaviour to foster anti-doping attitudes;
- (f) to disclose to UKA any decision by a non-Signatory to the effect that the Athlete Support Person committed an anti-doping rule violation within the previous ten years; and
- (g) to cooperate fully with UKA and/or the NADO conducting investigations into possible anti-doping rule violations.

## **Rule 5 The NADO**

- 5.1 Without prejudice to its rights under Rule 5.2 below, UKA appoints the NADO to undertake Testing on Athletes in the UK. UKA may at any time appoint the NADO to carry out the results management process (including the presentation of the case at any hearing) in accordance with IAAF Rule 30.5. Where such delegation is made, UKA shall publicly announce such delegation through its website. Any delegation made under this rule may be for either a specified or indefinite period and may be revoked at any time by UKA. Following any such revocation, UKA may at any time re-appoint the NADO to carry out Testing and the results management process. A copy of the existing notice of delegation to the NADO of 14th December 2009, which is currently in force, is at Schedule 3 of these Rules.<sup>2</sup>
- 5.2 UKA or the NADO may conduct Testing on any Athlete within its jurisdiction both In Competition and Out of Competition at any time or place, subject to the provisions of Rule 35.6 of the IAAF Anti-Doping Rules in respect of Testing at Competition Venues during a Competition.
- 5.3 For the avoidance of doubt, the IAAF may conduct Testing in the UK on International and National Level Athletes or on any other Athlete both In Competition and Out of Competition.

## **Rule 6 International Level Athletes/ Establishment of National Registered Testing Pool and the Domestic Registered Testing Pool**

- 6.1 The IAAF's decision as to which Athletes are International Level Athletes for the purposes of these Rules shall be final and binding.
- 6.2 The NADO shall (in consultation with UKA) establish the National Registered Testing Pool and the Domestic Registered Testing Pool and shall keep a register of those National Level Athletes who are required to provide Whereabouts Filings. Anyone included in the National

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<sup>2</sup> The reference to Rule 3.1 in the Notice of 14 December 2009 shall be construed as a reference to Rule 5.1 in these Rules.

Registered Testing Pool or the Domestic Registered Testing Pool will be notified in accordance with the NADO's procedures.

## **Rule 7 TUEs**

- 7.1 Pursuant to Rule 34.8(b) of the IAAF Anti-Doping Rules, the body designated by UKA as having authority to grant TUEs for National Level Athletes is the NADO.
- 7.2 An Athlete in the National Registered Testing Pool or the Domestic Registered Testing Pool (who is not an International Level Athlete) must obtain a TUE for the Use, Possession or administration of any Prohibited Substance or Prohibited Method required for therapeutic use from the NADO (in accordance with its applicable procedures). For the avoidance of doubt, where appropriate, International Level Athletes must obtain a TUE from the IAAF or, where they already have a TUE granted by the NADO, must apply to the IAAF for recognition of that TUE, in accordance with Rule 34.8(a) of the IAAF Anti-Doping Rules.
- 7.3 An Athlete who is not in the National Registered Testing Pool or the Domestic Registered Testing Pool and who is not an International Level Athlete may, in the event he/she is tested under these Rules and has been using a Prohibited Substance or Prohibited Method for therapeutic use, make a retrospective application for a TUE in accordance with the NADO's applicable procedures.

## **Rule 8 Athletes Whereabouts Requirements**

- 8.1 Rules 35.19 (Whereabouts Filing requirements), 35.20 (Filing Failures/Missed Tests) and 35.21 (Provision of inaccurate whereabouts information) of the IAAF Anti-Doping Rules (together with the provisions in the IAAF Anti-Doping Regulations relating to those rules) shall apply to Athletes in the National Registered Testing Pool and the Domestic Registered Testing Pool. Such Athletes shall provide their Whereabouts Filings to the NADO in such format as UKA or the NADO shall from time to time prescribe and such Whereabouts Filings shall be provided through ADAMS (or such other database management system as WADA may adopt from time to time).
- 8.2 UKA and/or the NADO may give any Whereabouts Filings it acquires to the other, the IAAF, WADA or any other interested organisation on the condition that it be used only for Doping Control purposes.
- 8.3 IAAF Rule 37.11 applies to the results management process for an apparent Missed Test or Filing Failure by Athletes. UKA shall have the final decision as to whether violations under IAAF Rule 35.19, 35.20 and 35.21/UKA Rule 8.1 have been committed and whether the

Athlete needs to be disciplined under these Rules and shall otherwise conduct the results management process unless and until UKA has appointed the NADO to do so under Rule 5.1 above.

## **Rule 9 Retirement and Return to Competition**

- 9.1 Rule 35.22 of the IAAF Anti-Doping Rules shall apply equally to Athletes in the National Registered Testing Pool except that notice, in writing, is to be given to UKA or to the NADO (if so directed by UKA) rather than the IAAF. UKA may establish requirements for retirement and returning to competition for other National Level Athletes, including those in the Domestic Registered Testing Pool. For the avoidance of doubt, an Athlete who withdraws from the National Registered Testing Pool or the Domestic Registered Testing Pool remains subject to Testing under these rules for as long as the Athlete remains under UKA's jurisdiction in accordance with Rule 4.1 above.
- 9.2 Rule 35.23 of the IAAF Anti-Doping Rules shall apply equally to National Level Athletes except that the written notice referred to is to be given to UKA or to the NADO (if so directed by UKA) rather than the IAAF.
- 9.3 The provisions relating to return to competition in Rule 40.14 of the IAAF Anti-Doping Rules apply to all Athletes except that the NADO shall be responsible for the conduct (but not the cost) of reinstatement Testing of any National Level Athlete.
- 9.4 If an Athlete subject to a period of Ineligibility ceases to make him/herself available for Out-of-Competition Testing (including providing appropriate whereabouts information as requested by the NADO) and subsequently seeks reinstatement, the Athlete shall not be eligible for reinstatement until he/she has notified the NADO in writing and has made him/herself available for Out-of-Competition Testing (including providing whereabouts information as requested by the NADO) for a period of time equal to the longer of:
- a) the period of Ineligibility remaining as of the date when the Athlete ceased to make him/herself available for Out-of-Competition Testing; or
  - b) six (6) months.

## **Rule 10 Results Management**

- 10.1 Subject to Rule 8.3 above, UKA shall apply the principles and procedures set out in Rule 37 of the IAAF Anti-Doping Rules for any test initiated by UKA or the NADO on a National Level Athlete or other Person who is not an International Level Athlete or for any other alleged anti-doping rule violation by a National Level Athlete or other Person who is not an

- International Level Athlete. In respect of tests initiated by UKA or the NADO, references to "the IAAF" in Rule 37 of the IAAF Rules should be construed as references to the Results Management Authority. The Results Management Authority shall appoint such person or persons (whether or not the Review Board) as it decides to conduct the review in accordance with Rules 37.3 to 37.5 and 37.9 and 37.10 of the IAAF Anti-Doping Rules.
- 10.2 All samples collected as a result of Testing under these Rules shall be the property of the RMA.
- 10.3 Any costs associated with the analysis of an Athlete's B Sample following a test initiated by UKA or the NADO under these Rules shall be borne by the Athlete, except where the Athlete accepts his/her A Sample analytical results but the Results Management Authority elects to proceed with the B Sample analysis under Rule 37.5 of the IAAF Anti-Doping Rules.
- 10.4 For the avoidance of doubt, neither UKA nor the NADO shall be obliged to conduct results management in respect of tests initiated in relation to Athletes who are not eligible to compete for Great Britain (because they do not hold a British Passport). In such cases, Article 7.1.1 of the Code shall apply and results management shall be conducted by the IAAF or by a third party as directed by the rules of the IAAF.

## **Rule 11 Disciplinary Process**

- 11.1 The provisions of this Rule 11 shall apply if UKA is required to discipline an Athlete, Athlete Support Personnel or any other person under IAAF Rules 37.16 to 37.21 and Rule 38 and where UKA is required to discipline an Athlete, Athlete Support Personnel or any other person under these Rules.
- 11.2 UKA shall implement any Provisional Suspension required to be implemented by UKA (rather than the IAAF) pursuant to IAAF Rules 37.16 to 37.21.
- 11.3 Where UKA is required to hold a hearing pursuant to IAAF Rules 38.1 and 38.3, UKA shall appoint the NADP to hear the case in accordance with these Rules and the NADP Rules or, where in UKA's reasonable opinion the NADP is unable to hear the case expeditiously, shall appoint an independent panel of three individuals (at least one of whom shall be legally qualified) to hear the case. In either circumstance the panel will be known as "the Disciplinary Committee" and shall be "the relevant tribunal" for the purposes of Rule 38.5 of IAAF Anti-Doping Rules. The hearing of the Disciplinary Committee shall be conducted in accordance with the principles set out in Rule 38 of the IAAF Anti-Doping Rules.

- 11.4 The person being disciplined will be invited to attend and shall be entitled to legal representation (if he/she so chooses) before the Disciplinary Committee. The Disciplinary Committee hearing shall be convened as soon as possible but with sufficient notice, as determined by the chairperson of the Disciplinary Committee in his or her reasonable discretion, to allow the person being disciplined to prepare their case.
- 11.5 The chairperson of the Disciplinary Committee will decide on issues relating to the admissibility of any evidence, and may give directions as to the preparation and exchange of any witness statements and experts' reports prior to the hearing and the attendance of experts or witnesses at the hearing and all other matters relating to evidence and the hearing.
- 11.6 Following the hearing, the chairperson of the Disciplinary Committee will, as soon as is reasonably practicable, notify the Disciplinary Committee's decision in writing to the person being disciplined and UKA. The Disciplinary Committee shall provide written reasons for reaching its decision and, where appropriate, the sanction.
- 11.7 The Disciplinary Committee appointed in relation to a matter for a National Level Athlete shall at the hearing hear any evidence advanced by such a person being disciplined as to why any sanction should be eliminated, reduced or suspended pursuant to IAAF Rule 38.8 of the IAAF Anti-Doping Rules and shall make a decision as to whether any such elimination, reduction or suspension of sanction should apply in accordance with the principles set out at IAAF Rules 38.9 to 38.17 inclusive and IAAF Rules 40.5 to 40.7 inclusive.
- 11.8 The costs of any reinstatement Testing, pursuant to Rule 40.14 of the IAAF Anti-Doping Rules, shall be paid by the Athlete and the costs of any individual test within the reinstatement Testing process shall be paid in advance of such test as soon as reasonably practicable after notice of the test has been provided to the Athlete.
- 11.9 The RMA shall be present at the hearing and, in addition to the rights of the IAAF under IAAF Rule 38.3, each of UKA and the NADO shall be entitled to send at least one representative to any hearing under these Rules. In the event of any dispute regarding the number of such representatives the decision of the chairman of the Disciplinary Committee shall be final.

## **Rule 12 Appeals**

- 12.1 IAAF Rule 42 applies to appeals and sets out the parties entitled to appeal in the case of International Level Athletes and National Level Athletes.
- 12.2 For the avoidance of doubt the reference at IAAF Rule 42.5(b) to “the other party to the case in which the decision was rendered” shall mean UKA. Appeals concerning an International Competition or an International Level Athlete or his/her Athlete Support Personnel shall be to the Court of Arbitration for Sport in accordance with IAAF Rule 42. Appeals concerning a National Level Athlete, his/her Athlete Support Personnel, or other Person (not an International Level Athlete), shall be to the NADP or, where, in UKA's reasonable opinion, the NADP is unable to hear the case expeditiously, the Court of Arbitration for Sport. The IAAF, IOC and WADA have the right to appeal the decision of either the Disciplinary Committee or the appeal tribunal in so far as permitted by IAAF Rules 42.6, 42.7 and 42.8 (in accordance with the time limits set out in IAAF Rule 42.15 and 42.16 as applicable).
- 12.3 Appeals to the Court for Arbitration for Sport must be lodged within 45 days of notification of the decision of the Disciplinary Committee in accordance with IAAF Rule 42.15. Appeals brought in relation to National Level Athletes, their Athlete Support Personnel, or other Person (not an International Level Athlete) must, subject to the provisions of IAAF Rules 42.7, 42.8, 42.15 and 42.16, be lodged within 21 days of receipt of notification of the decision of the Disciplinary Committee in accordance with the NADP Procedural Rules.
- 12.4 Appeals shall be conducted in accordance with the rules of the independent body appointed to hear the appeal under Rule 12.2 above and in accordance with IAAF Rule 42. For the avoidance of doubt:
- a) the current rules of the Court of Arbitration for Sport, the independent body appointed to hear appeals involving International Athletes or their Athlete Support Personnel, provide that all appeals shall take the form of a rehearing de novo of the issues raised in the proceedings (i.e. shall hear the matter over again, from the beginning, without being bound in any way by the decision being appealed); and
  - b) the rules of the independent body appointed to hear appeals involving National Athletes, or their Athlete Support Personnel, provide that appeals shall take the form of a rehearing de novo of the issues raised in the proceedings (i.e. shall hear the matter over again, from the beginning, without being bound in any way by the decision being appealed) only where required in order to do justice (for example to cure procedural errors in the proceedings); in other cases, the appeal shall not take the form of a de novo hearing but instead shall be limited to a consideration of whether the decision being appealed was erroneous.

- 12.5 Each party attending before the appeal panel enjoys the right to be heard and the right to be legally represented.
- 12.6 As soon as reasonably practicable after the appeal hearing the panel hearing the appeal shall notify the parties concerned of the appeal panel's decision. The appeal panel hearing the appeal shall provide written reasons for reaching its decision.

### **Rule 13 Costs**

The Athlete or other Person being disciplined is responsible for paying all their costs (including but not limited to legal costs, scientific or other experts' fees, witness costs and any costs of medical examinations) incurred by him/her in connection with defending any charge that he/she has committed an anti-doping rule violation, whether or not that charge is upheld. This is subject to the general discretion of the Court of Arbitration for Sport to order a party to pay to the prevailing party a contribution towards legal fees and other expenses incurred in connection with proceedings. For the avoidance of doubt the Athlete or other Person being disciplined shall not be responsible for any fees or expenses of the Disciplinary Committee or any appeal panel.

### **Rule 14 General**

- 14.1 Under IAAF Rule 43.5 results are normally confidential (meaning they should not be disclosed beyond those Persons with a need to know) until the B sample analysis has been concluded or waived and Public Disclosure of a possible anti-doping rule violation may be made in accordance with that rule. UKA reserves the right to make such Public Disclosure in accordance with IAAF Rules 43.5 and 43.8 and references in those IAAF Rules to the IAAF giving Public Disclosure shall be construed as being references to UKA in respect of Athletes and Athlete Support Personnel falling under the jurisdiction of these Rules.
- 14.2 When it appears to UKA that public knowledge of a possible anti-doping rule violation exists, UKA reserves the right (in accordance with the principles concerning Public Disclosure set out in Article 14.3 of the Code) to confirm details as appropriate and to liaise (where appropriate) with the individual concerned in this regard. In addition and in accordance with the principles set out in Article 14.3 of the Code, UKA may Publicly Disclose details of any disciplinary action taken under these Rules (including publication of the written decision). Where a decision that no anti-doping rule violation has been

- committed has been reached, such decision may only be Publicly Disclosed with the consent of the person who is subject of the decision. The provisions of this Rule 14.2 shall apply regardless of whether the relevant Results Management Authority is UKA or has been delegated by it to another organisation under these Rules.
- 14.3 Without prejudice to Rules 14.1 and 14.2 above, UKA may at any time notify UKAD, the British Olympic Association, the IAAF, WADA, the IOC and/or any other relevant body of any details relating to any potential anti-doping rule violation and/or the disciplinary process relating to any Athlete or any other Person subject to these Rules.
- 14.4 Testing of an Athlete who is a Minor shall be conducted in accordance with the International Standard for Testing Annex C (Modifications for Athletes who are Minors).
- 14.5 A minor may not participate in the sport of athletics in the UK unless a parent or guardian of that Minor has consented to Testing of that Minor. For the purposes of these Rules, such consent may be deemed from the fact that the Minor has been permitted by his/her parent or guardian to participate in athletics. Confirmation in writing of such consent may be required to be provided at any time. Where an Athlete who is a Minor is included in the National Registered Testing Pool or Domestic Registered Testing Pool, their parent or guardian must confirm their ongoing consent to Testing in writing upon notification of inclusion within the National Registered Testing Pool or Domestic Registered Testing Pool. In addition, the rules of a particular Event or Competition may require the provision of written consent as a pre-condition of participation by any minor in the Event or Competition.
- 14.6 Athletes, Athlete Support Personnel and other Persons subject to these Rules are reminded that UKA or UK Sport (or any other relevant Sports Council) may take such action as it or they think fit in relation to an Athlete or other Person subject to these Rules including (without limitation) suspending or cancelling any lottery funding in relation to such Athlete or other person (as envisaged under IAAF Rule 40.11(d)) and the prohibition of using certain facilities by that Athlete or other Person.
- 14.7 These Rules are governed by the laws of England & Wales and subject to Rules 14.8 and 14.9 below the courts of England & Wales shall have exclusive jurisdiction in relation to these Rules or decisions made under them.
- 14.8 These Rules constitute an agreement to arbitrate and proceedings before a Disciplinary Committee under Rule 11 or before an appeal tribunal under Rule 12 shall constitute arbitration proceedings with a seat in England or Wales (other than proceedings before the Court of Arbitration for Sport where the seat is at Lausanne in Switzerland) to which the Arbitration Act 1996 shall apply.

- 14.9 To the greatest extent allowable under applicable law any challenge to these Rules or a decision made under them shall be made by way of appeal under Rule 12 and not by recourse to any court or other forum.

**SCHEDULE 1****WADA Prohibited List**

The current WADA Prohibited List can be found on the WADA website [www.wada-ama.org](http://www.wada-ama.org)

**SCHEDULE 2****IAAF Anti-Doping Regulations**

The current IAAF Anti-Doping Regulations can be found on the IAAF website [www.iaaf.org](http://www.iaaf.org)

### SCHEDULE 3

#### Important Notice

In accordance with UKA Anti-Doping Rule 3.1 (of both the Anti-Doping Rules based on IAAF Rules and those based on IPC Rules) UKA hereby publicly announces that:

With effect from today (Monday 14 December 2009) UKA appoints UK Anti-Doping (UKAD), which is the successor National Anti-Doping Organisation to the Drug-Free Directorate of UK Sport, to carry out the results management process in respect of any adverse analytical finding, atypical finding or other alleged anti-doping rule violation on behalf of UKA. For the avoidance of doubt, the results management process includes the presentation of the case at any hearing on behalf of UKA; and

Delegation of the results management process to UKAD will continue for an indefinite period. Notice of any revocation of this delegation will be published on the UKA website

UKA's Anti-Doping Rules can be found in the Anti-Doping section of the UKA website.

UKA welcomes the establishment of UKAD as an independent National Anti-Doping Organisation for the UK and looks forward to working closely with it for the benefit of clean sport in the UK.

Questions related to the contents of this notice should be referred to UKA Anti-Doping Manager, David Herbert, on 0121 713 8432.

Ed Warner on behalf of the UKA Board

14 December 2009