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## **FEDERATION OF INTERNATIONAL TOUCH INCORPORATED (“FIT”)**

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### **ANTI-DOPING RULES**

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# FEDERATION INTERNATIONAL TOUCH INCORPORATED ("FIT")

## ANTI-DOPING RULES

### INTRODUCTION

#### Preface

At a general meeting of FIT held on 6<sup>th</sup> May 2005 FIT accepted the World Anti-Doping Code ("Code"). These Anti-Doping Rules are adopted and implemented in conformance with FIT's responsibilities under the Code, and seek to further FIT's efforts to eradicate doping in the sport of Touch.

Anti-Doping Rules, like Competition rules, are sport rules governing the conditions under which sport is played. *Athletes* accept these rules as a condition of participation. Anti-Doping Rules are not intended to be subject to or limited by the requirements and legal standards applicable to criminal proceedings or employment matters. The policies and minimum standards set out in the *Code* and implemented in these Anti-Doping Rules represent the consensus of a broad spectrum of stakeholders with an interest in fair sport and should be respected by all courts and adjudicating bodies.

#### Scope

These Anti-Doping Rules shall apply to *FIT*, each *National Federation* of *FIT*, and each *Participant* in the activities of *FIT* or any of its *National Federations* by virtue of the *Participant's* membership, accreditation, or participation in *FIT*, its *National Federations*, or their activities or *Events*.

Any *Person* who is not a member of a *National Federation* and who fulfils the requirements to be part of the *FIT Registered Testing Pool*, must become a member of the *Person's National Federation*, and must make himself or herself available for *Testing*, at least six months before participating in *International Events* or events of his/her *National Federation*.

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

These Anti-Doping Rules shall apply to all *Doping Controls* over which *FIT* and its *National Federations* have jurisdiction.

## **ARTICLE 1 - DEFINITION OF DOPING**

*Doping* is defined as the occurrence of one or more of the anti-doping rule violations set out in **Article 2.1** to **Article 2.8** of these Anti-Doping Rules.

## **ARTICLE 2 - ANTI-DOPING RULE VIOLATIONS**

The following constitute anti-doping rule violations:

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

- 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 bodily *Specimens*. 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 under **Article 2.1**.
- 2.1.1.1** Excepting those substances for which a quantitative reporting threshold is specifically identified in the *Prohibited List*, the detected 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.
- 2.1.1.2** As an exception to the general rule of **Article 2.1**, the *Prohibited List* may establish special criteria for the evaluation of *Prohibited Substances* that can also be produced endogenously.

### **2.2 Use or Attempted Use of a *Prohibited Substance* or a *Prohibited Method***

- 2.2.1** The success or failure of the *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 authorised in these Anti-Doping Rules or otherwise evading *Sample* collection.
- 2.4** Violation of the requirements regarding *Athlete* availability for *Out-of-Competition Testing* including failure to provide required whereabouts information set out in **Article 5.5** (*Athlete* whereabouts requirements) and missed tests which are declared based on reasonable rules.
- 2.5** *Tampering*, or *attempting* to tamper, with any part of *Doping Control*.

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

- 2.6.1** *Possession by an Athlete at any time or place of a substance that is prohibited in Out-of-Competition Testing or a Prohibited Method 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 of a Prohibited Substance that is prohibited in Out-of-Competition Testing or a Prohibited Method by Athlete Support Personnel in connection with an Athlete, Event 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 in any Prohibited Substance or Prohibited Method.**
- 2.8** Administration or *Attempted* administration of a Prohibited Substance or Prohibited Method to any Athlete, or assisting, encouraging, aiding, abetting, covering up or any other type of complicity involving an anti-doping rule violation or any *Attempted* violation.

## **ARTICLE 3 - PROOF OF DOPING**

### **3.1 Burdens and Standards of Proof**

*FIT* and its *National Federations* shall have the burden of establishing that an anti-doping rule violation has occurred. The standard of proof shall be whether *FIT* or its *National Federation* has established an anti-doping rule violation to the comfortable satisfaction of the hearing body 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.

### **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 Laboratory Analysis. The *Athlete* may rebut this presumption by establishing that a departure from the *International Standard* occurred.

If the *Athlete* rebuts the preceding presumption by showing that a departure from the *International Standard* occurred, then *FIT* or its *National Federation* shall have the burden to establish that such departure did not cause the *Adverse Analytical Finding*.

- 3.2.2** Departures from the *International Standard* for *Testing* which did not cause an *Adverse Analytical Finding* or other anti-doping rule violation shall not invalidate such results. If the *Athlete* establishes that departures from the *International Standard* occurred during *Testing* then *FIT* or its *National Federations* shall have

the burden to establish that such departures did not cause the *Adverse Analytical Finding* or the factual basis for the anti-doping rule violation.

## **ARTICLE 4 - THE PROHIBITED LIST**

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

These Anti-Doping Rules incorporate the *Prohibited List* which is published and revised by *WADA* as described in Article 4.1 of the *Code*. The *Prohibited List* is available at the *WADA* website [www.wada-ama.org](http://www.wada-ama.org). Each *National Federation* 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**

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 three months after publication of the *Prohibited List* by *WADA* without requiring any further action by *FIT*. As described in Article 4.2 of the *Code*, *FIT* may request that *WADA* expand the *Prohibited List* for the sport of Touch. *FIT* may also request that *WADA* include additional substances or methods, which have the potential for abuse in the sport of Touch, in the monitoring program described in Article 4.5 of the *Code*. As provided in the *Code*, *WADA* shall make the final decision on such requests by *FIT*.

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

As provided in Article 4.4.3 of the *Code*, *WADA*'s determination of the *Prohibited Substances* and *Prohibited Methods* that will be included on the *Prohibited List* shall be final and shall not be subject to challenge by an *Athlete* or other *Person*.

### **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.

**4.4.2** *Athletes* included by *FIT* in its *Registered Testing Pool* and other *Athletes* prior to their participation in any *International Event* must obtain a TUE from *FIT* (regardless of whether the *Athlete* previously has received a TUE at the national level). TUEs granted by *FIT* shall be reported to the *Athlete's National Federation* and to *WADA*. Other *Athletes* subject to *Testing* must obtain a TUE from their *National Anti-Doping Organisation* or other body designated by their *National Federation*. *National Federations* shall promptly report any such TUEs to *FIT* and *WADA*.

**4.4.3** The *FIT Executive Committee* shall from time to time appoint an appropriate *Anti-Doping Organisation* to consider requests for TUEs. Upon *FIT*'s receipt of a TUE request, *FIT* shall forward the request to the appointed *Anti-Doping Organisation* to consider such request and to promptly evaluate such request in accordance with the *International Standard* for TUEs. The appointed *Anti-Doping Organisation* shall notify *FIT* of its decision on a TUE request which decision shall be final. If *FIT* is unable to appoint an *Anti-Doping Organisation* *FIT* may appoint one or more physicians to consider and evaluate a TUE request.

- 4.4.3.1** *International-Level Athletes*, who are included in *FIT's Registered Testing Pool*, should apply to *FIT* for the *TUE* at the same time the *Athlete* first provides whereabouts information to *FIT* and, except in emergency situations, no later than 21 days before the *Athlete's* participation at an *International Event*.
- 4.4.3.2** *Athletes* participating in *International Events* who are not included in the *FIT Registered Testing Pool* must, except in emergency situations, request a *TUE* from *FIT* no later than 21 days before the *Athlete's* participation at an *International Event*.
- 4.4.4** *WADA*, at the request of an *Athlete* or on its own initiation, may review the granting or denial of any *TUE* to an *International Level Athlete* or a national level *Athlete* that is included in a *Registered Testing Pool*. If *WADA* determines that the granting or denial of a *TUE* did not comply with the *International Standard for TUEs* in force at the time then *WADA* may reverse that decision. Decisions on *TUEs* are subject to further appeal as provided in **Article 13**.

## **ARTICLE 5 - TESTING**

### **5.1 Authority to Test**

All *Athletes* affiliated with a *National Federation* shall be subject to *In-Competition Testing* by *FIT*, the *Athlete's National Federation*, and any other *Anti-Doping Organisation* responsible for *Testing* at a *Competition* or *Event* in which they participate. All *Athletes* affiliated with a *National Federation* shall also be subject to *Out-of-Competition Testing* at any time or place, with or without advance notice, by *FIT*, *WADA*, the *Athlete's National Federation* and the *National Anti-Doping Organisation* of any country where the *Athlete* is present.

### **5.2 Responsibility for FIT Testing**

The *FIT Anti-Doping Commission* shall appoint an appropriate *Anti-Doping Organisation* to undertake and oversee all *Testing* conducted under these *Anti-Doping Rules*. *Testing* may be conducted by qualified organisations or persons so authorized by *FIT*.

### **5.3 Testing Standards**

*Testing* conducted by *FIT* and its *National Federations* 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 either to detect *Prohibited Substances* or *Prohibited Methods* or for screening procedure purposes only. If the blood is collected for screening only, it will have no other consequences for the *Athlete* other than to identify him/her for a urine test under these *Anti-Doping Rules*. In these circumstances, *FIT* may decide at its own discretion which blood parameters are to be measured in the screening *Sample* and what levels of those parameters will be used to indicate that an *Athlete* should be selected for a urine test.

### **5.4 Coordination of Testing**

*FIT* and *National Federations* shall promptly report completed tests through the *WADA* clearinghouse to avoid unnecessary duplication in *Testing*.

## **5.5 Athlete Whereabouts Requirements**

**5.5.1** *FIT* may:

- 5.5.1.1 identify a *Registered Testing Pool* of those *Athletes* who are required to provide up-to-date whereabouts information to *FIT*; or
- 5.5.1.2 notify *WADA* of *FIT's International Events* to enable *WADA* to carry out *Testing* at those *Events*.

*FIT* may revise its *Registered Testing Pool* from time to time as appropriate. Each *Athlete* in the *Registered Testing Pool* shall file annual reports with *FIT* which specify the locations and times where the *Athlete* will be residing, training and competing. *National Federations* may require their *Athletes* to lodge more regular reports. *Athletes* shall update this information as necessary so that it is current at all times. The ultimate responsibility for providing whereabouts information rests with each *Athlete*; however, it shall be the responsibility of each *National Federation* to use its best efforts to assist *FIT* in obtaining whereabouts information as requested by *FIT*.

- 5.5.2** Any *Athlete* in the *FIT Registered Testing Pool* who is unavailable for *Testing* on three *Attempts* shall be considered to have committed an anti-doping rule violation under **Article 2.4**. For each *Attempt*, the *Doping Control Officer* shall visit all locations during the times specified by the *Athlete* for that date and shall stay two hours at each location. Notification shall be sent to the *Athlete* between each *Attempt* which is to be counted as an unavailable test.
- 5.5.3** Any *Athlete* in the *FIT Registered Testing Pool* who fails to timely submit a required whereabouts report after receipt of two formal written warnings from *FIT* or a *National Federation* to do so shall be considered to have committed an anti-doping rule violation under **Article 2.4**.
- 5.5.4** Each *National Federation* shall also assist their *National Anti-Doping Organisation* in establishing a national level *Registered Testing Pool* of top level national *Athletes* who are not already included in *FIT's Registered Testing Pool*. The *National Federation/National Anti-Doping Organisation* may establish its own whereabouts reporting requirements and criteria for **Article 2.4** violations applicable to those *Athletes*.
- 5.5.5** Whereabouts information provided under **Articles 5.5.1** and **5.5.4** shall be shared with *WADA* and other *Anti-Doping Organisations* having jurisdiction to test an *Athlete* on 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 *FIT* for inclusion in *FIT's Registered Testing Pool* shall continue to be subject to these Anti-Doping Rules, including the obligation to be available for *No Advance Notice Out-of-Competition Testing*, unless and until the *Athlete* gives written notice to *FIT* that he or she has retired or until he or she no longer satisfies the criteria for inclusion in the *FIT's Registered Testing Pool* and has been so informed by *FIT*.
- 5.6.2** An *Athlete* who has given notice of retirement to *FIT* may not resume competing unless he or she notifies *FIT* at least six months before he or she expects to return to *Competition* and is available for unannounced *Out-of-Competition Testing*, at any time during the period before actual return to *Competition*.
- 5.6.3** *National Federations/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 *FIT* Anti-Doping Commission shall determine the number of finishing placement tests, random tests and target tests to be performed.
  - 5.7.2** At *National Events*, each *National Federation* 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 out in **Articles 5.7.1 and 5.7.2** above, the *FIT* Anti-Doping Commission at *International Events*, and the *National Federation* 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 *FIT* Anti-Doping Commission and by *National Federations* through a process that substantially complies with the *International Standard for Testing* in force at the time of selection.
  - 5.7.5** If *FIT* or, any *Nation Federation*, cannot for any reason, financial or otherwise, undertake any *Testing* at an *International Event* or *National Event* respectively, *WADA* shall be notified. *WADA* may undertake such *Testing* as it sees fit at any such *Event* at *WADA*'s cost.
- 5.8** *National Federations* and the organising committees for *National Federation Events* shall provide access to Independent Observers at *Events* as directed by *FIT*.

## **ARTICLE 6 - ANALYSIS OF SAMPLES**

*Doping Control Samples* collected under these Anti-Doping Rules shall be analysed in accordance with the following principles:

### **6.1 Use of Approved Laboratories**

*FIT* shall send *Doping Control Samples* for analysis only to *WADA*-accredited laboratories or as otherwise approved by *WADA*. The choice of the *WADA*-accredited laboratory (or other method approved by *WADA*) used for the *Sample* analysis shall be determined exclusively by *FIT*.

### **6.2 Substances Subject to Detection**

*Doping Control 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* under the Monitoring Program described in Article 4.5 of the *Code*.

### **6.3 Research on Samples**

No *Sample* may be used for any purpose other than the detection of substances (or classes of substances) or methods on the *Prohibited List*, or as otherwise identified by *WADA* under its Monitoring Program, without the *Athlete's* written consent.

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

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

## **ARTICLE 7 - RESULTS MANAGEMENT**

### **7.1 Results Management for Tests Initiated by FIT**

Results management for *Tests* initiated by *FIT* (including *Tests* performed by *WADA* under agreement with *FIT*) shall proceed as set out below:

- 7.1.1** The results from all analyses must be sent to *FIT* in encoded form, in a report signed by an authorised representative of the laboratory. All communication must be conducted in such a way that the results of the analyses are confidential.
- 7.1.2** Upon receipt of an *A Sample Adverse Analytical Finding*, the *FIT* Anti Doping Commission may conduct a review to determine whether: (a) an applicable *TUE* has been granted; or (b) there is any apparent departure from the *International Standards for Testing* or Laboratory Analysis that undermines the validity of the *Adverse Analytical Finding*. Alternatively *FIT* may appoint an appropriate *Anti-Doping Organisation* to conduct such a review for *FIT*.
- 7.1.2.1** The *FIT* Executive Committee shall appoint the *FIT Anti-Doping Commission* consisting of the *FIT* Secretary General and the chair of the *FIT* Legal/Judicial Sub-Committee. Commission members shall serve on the Commission for so long as they hold the offices referred to above.

- 7.1.3** If the initial review under **Article 7.1.2** does not reveal an applicable *TUE* or departure from the *International Standard for Testing* or the *International Standard for Laboratory Analysis* in force at the time of *Testing* or analysis that undermines the validity of the *Adverse Analytical Finding*, *FIT* shall promptly notify the *Athlete* in writing of: (a) the *Adverse Analytical Finding*; (b) the anti-doping rule violated, or, in a case under **Articles 7.1.8 or 7.1.9**, a description of the additional investigation that will be conducted as to whether there is an anti-doping rule violation; (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 right of the *Athlete* and/or the *Athlete*'s representative to attend the *B Sample* opening and analysis if such analysis is requested; and (e) 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 Laboratory Analysis*.
- 7.1.4** Arrangements shall be made for *Testing* the *B Sample* within three weeks of the notification described in **Article 7.1.3**. An *Athlete* may accept the *A Sample* analytical results by waiving the requirement for *B Sample* analysis. *FIT* 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*. Also a representative of the *Athlete*'s *National Federation* as well as a representative of *FIT* shall be allowed to be present.
- 7.1.6** If the *B Sample* proves negative, the entire test shall be considered negative and the *Athlete*, his *National Federation* and *FIT* 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 Federation*, *FIT* and to *WADA*.
- 7.1.8** The *FIT Anti-Doping Commission* may conduct any follow-up investigation as may be required by the *Prohibited List*. Upon completion of such follow-up investigation, *FIT* shall promptly notify the *Athlete* regarding the results of the follow-up investigation and whether or not *FIT* asserts that an anti-doping rule was violated.
- 7.1.9** For apparent anti-doping rule violations that do not involve *Adverse Analytical Findings*, *FIT* may conduct any necessary follow-up investigation and shall then promptly notify the *Athlete* of the anti-doping rule which appears to have been violated, and the basis of the violation.
- 7.1.10** Follow up investigations under **Articles 7.1.8 and 7.1.9** may be conducted by *FIT* through the *FIT Anti-Doping Commission*. Alternatively *FIT* may appoint an appropriate *Anti-Doping Organisation* to conduct such an investigation for *FIT*.

## **7.2 Results Management for Tests initiated by National Federations**

Results management conducted by *National Federations* shall be consistent with the general principles for effective and fair results management which underlie the detailed provisions set out in **Article 7.1**. Results of all *Doping Controls* shall be reported to *FIT* within 14 days of the conclusion of the *National Federation*'s results management process. Any apparent anti-doping rule violation by an *Athlete* who is a member of that *National Federation* shall be promptly referred to an appropriate hearing panel established under the rules of the *National Federation* or national law. Apparent anti-doping rule violations by

*Athletes* who are members of another *National Federation* shall be referred to the *Athlete's National Federation* for hearing.

### **7.3 Provisional Suspensions**

The *FIT* Executive Committee, after consultation with the *FIT* Independent Review Panel, may Provisionally Suspend an *Athlete* prior to the opportunity for a full hearing based on an *Adverse Analytical Finding* from the *Athlete's A Sample* or *A and B Samples* and the review described in **Article 7.1**. If a *Provisional Suspension* is imposed, either the hearing in accordance with **Article 8** shall be advanced to a date which avoids substantial prejudice to the *Athlete*, or the *Athlete* shall be given an opportunity for a *Provisional Hearing* before imposition of the *Provisional Suspension* or on a timely basis after imposition of the *Provisional Suspension*. *National Federations* may impose *Provisional Suspensions* in accordance with the principles set out in this **Article 7.3**.

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

### **8.1 Hearings arising out of FIT Testing or Tests at International Events**

- 8.1.1** When it appears, following the Results Management process described in **Article 7**, that these Anti-Doping Rules have been violated in connection with *Testing* under these Anti-Doping Rules then the case shall be referred by the *FIT* Executive Committee to:
- 8.1.1.1** a recognised sports or doping tribunal (“recognised tribunal”) in the relevant country ; or
  - 8.1.1.2** if no such tribunal exists then to a panel nominated by the *FIT* Executive Committee on a case by case basis (“appointed tribunal”); or
  - 8.1.1.3** the Court of Arbitration for Sport (CAS);
- for adjudication.
- 8.1.2** The hearing body under **Article 8.1.1.** shall hear each case. At least one appointed member of the hearing body shall be a lawyer. The appointed members shall have had no prior involvement with the case and shall not, except where cost or other practical issues interfere, have the same nationality as the *Athlete* or other *Person* alleged to have violated these Anti-Doping Rules.
- 8.1.3** Hearings under 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 on an expedited basis.
- 8.1.4** The *National Federation* of the *Athlete* or other *Person* alleged to have violated these Anti-Doping Rules may attend the hearing as an observer.
- 8.1.5** *FIT* shall keep *WADA* fully apprised as to the status of pending cases and the result of all hearings.
- 8.1.6** 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 *FIT*.

**8.1.7** Decisions of the hearing body may be appealed to the CAS as provided in **Article 13**.

## **8.2 Hearings Arising Out of National Testing**

- 8.2.1** When it appears, following the Results Management process described in **Article 7**, that these Anti-Doping Rules have been violated in connection with *Testing* other than in connection with *FIT Testing* or *Testing* at an *International Event*, the *Athlete* or other *Person* involved shall be brought before a disciplinary panel of the *Athlete* or other *Person's National Federation* 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 under 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 completion of the hearing is delayed beyond three months, *FIT* may elect to bring the case directly before the relevant hearing body at the responsibility and at the expense of the *National Federation*.
- 8.2.3** *National Federations* shall keep *FIT* and *WADA* fully apprised as to the status of pending cases and the results of all hearings.
- 8.2.4** *FIT* 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 accepting *Consequences* consistent with **Articles 9** and **10** as proposed by the *National Federation*.
- 8.2.6** Decisions by *National Federations*, 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** to CAS.
- 8.2.7** Hearing decisions by the *National Federation* shall not be subject to further administrative review at the national level except as provided in **Article 13** or required by applicable national law.

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

All hearings under either **Article 8.1** or **8.2** shall respect the following principles:

- a timely hearing;
- fair and impartial hearing body;
- the right to be represented by counsel at the *Person's* own expense;
- the right to be fairly and timely informed 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 body's discretion to accept testimony by telephone or written submission);

- the *Person's* right to an interpreter at the hearing, with the Doping Panel to determine the identity, and responsibility for the cost of the interpreter; and
- a timely, written, reasoned decision.

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

A violation of these Anti-Doping Rules in connection with an *In-Competition Test* automatically leads to *Disqualification* of the individual 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 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 *Competition* shall not be disqualified unless the *Athlete's* results 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.

**10.1.2** Imposition of *Ineligibility* for *Prohibited Substances* and *Prohibited Methods*

Except for the specified substances identified in **Article 10.2**, 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 *Methods*) shall be:

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

Second violation: Lifetime *Ineligibility*.

However, the *Athlete* or other *Person* shall have the opportunity in each case, before a period of *Ineligibility* is imposed, to establish the basis for eliminating or reducing this sanction as provided in **Article 10.4**.

### **10.2 Specified Substances**

The *Prohibited List* may identify specified substances which are particularly susceptible to unintentional anti-doping rules violations because of their general availability in medicinal products or which are less likely to be successfully abused as doping agents. Where an *Athlete* can establish that the *Use* of such a specified substance was not intended to enhance sport performance, the period of *Ineligibility* found in **Article 10.1** shall be replaced with the following:

First violation: At a minimum, a warning and reprimand and no period of *Ineligibility* from future *Events*, and at a maximum, one (1) year's *Ineligibility*.

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

Third violation: Lifetime *Ineligibility*.

However, the *Athlete* or other *Person* shall have the opportunity in each case, before a period of *Ineligibility* is imposed, to establish the basis for eliminating or reducing (in the case of a second or third violation) this sanction as provided in **Article 10.4**.

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

The period of *Ineligibility* for other violations of these Anti-Doping Rules shall be:

- 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* periods set out in **Article 10.1** shall apply.
- 10.3.2** For violations of **Article 2.7** (*Trafficking*) or **Article 2.8** (administration of *Prohibited Substance* or *Prohibited Method*), the period of *Ineligibility* imposed shall be a minimum of four (4) years up to lifetime *Ineligibility*. 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 referenced in **Article 10.2**, shall result in lifetime *Ineligibility* for such *Athlete Support Personnel*. In addition, violations of such Articles which also violate non-sporting laws and regulations may be reported to the competent administrative, professional or judicial authorities.
- 10.3.3** For violations of **Article 2.4** (Whereabouts Violations or Missed Tests), the period of *Ineligibility* shall be:

First violation: Three (3) months to one (1) year *Ineligibility*.

Second and subsequent violations: Two (2) years' *Ineligibility*.

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

- 10.4.1** If the *Athlete* establishes in an individual case involving an anti-doping rule violation under **Article 2.1** (presence of *Prohibited Substance* or its *Metabolites* or *Markers*) or *Use* of a *Prohibited Substance* or *Prohibited Method* under **Article 2.2** that he or she bears *No Fault or Negligence* for the violation, the otherwise applicable period of *Ineligibility* shall be eliminated. When a *Prohibited Substance* or its *Markers* or *Metabolites* is detected in an *Athlete's Specimen* 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. If 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 **Articles 10.1, 10.3 and 10.6**.
- 10.4.2** This **Article 10.4.2** applies only to anti-doping rule violations involving **Article 2.1** (presence of *Prohibited Substance* or its *Metabolites* or *Markers*), *Use* of a

*Prohibited Substance* or *Prohibited Method* under **Article 2.2**, failing to submit to *Sample* collection under **Article 2.3**, or administration of a *Prohibited Substance* or *Prohibited Method* under **Article 2.8**. If an *Athlete* establishes in an individual case involving such violations that he or she bears *No Significant Fault or Negligence*, then the period of *Ineligibility* may be reduced, but the reduced period of *Ineligibility* may not be less than one-half of the minimum period of *Ineligibility* otherwise applicable. If the otherwise applicable period of *Ineligibility* is a lifetime, the reduced period under this section may be no less than 8 years. When a *Prohibited Substance* or its *Markers* or *Metabolites* is detected in an *Athlete's Specimen* 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* reduced.

- 10.4.3** The relevant hearing body may also reduce the period of *Ineligibility* in an individual case where the *Athlete* has provided substantial assistance to *FIT* which results in *FIT* discovering or establishing an anti-doping rule violation by another *Person* involving *Possession* under **Article 2.6.2** (*Possession* by *Athlete Support Personnel*), **Article 2.7** (*Trafficking*), or **Article 2.8** (administration to an *Athlete*). The reduced period of *Ineligibility* may not, however, be less than one-half of the minimum 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 8 years.

## **10.5 Rules for Certain Potential Multiple Violations**

- 10.5.1** For purposes of imposing sanctions under **Articles 10.1, 10.2 and 10.3**, a second anti-doping rule violation may be considered for purposes of imposing sanctions only if the *FIT* (or its *National Federation*) can establish that the *Athlete* or other *Person* committed the second anti-doping rule violation after the *Athlete* or other *Person* received notice, or after *FIT* (or its *National Federation*) made a reasonable *Attempt* to give notice, of the first anti-doping rule violation; if the *FIT* (or its *National Federation*) cannot establish this, the violations shall be considered as one single first violation, and the sanction imposed shall be based on the violation that carries the more severe sanction.
- 10.5.2** Where an *Athlete*, based on the same *Doping Control*, is found to have committed an anti-doping rule violation involving both a specified substance under **Article 10.2** and another *Prohibited Substance* or *Prohibited Method*, the *Athlete* shall be considered to have committed a single anti-doping rule violation, but the sanction imposed shall be based on the *Prohibited Substance* or *Prohibited Method* that carries the most severe sanction.
- 10.5.3** Where an *Athlete* is found to have committed two separate anti-doping rule violations, one involving a specified substance governed by the sanctions in **Article 10.2** (specified substances) and the other involving a *Prohibited Substance* or *Prohibited Method* governed by the sanctions in **Article 10.1** or a violation governed by the sanctions in **Article 10.3.1**, the period of *Ineligibility* imposed for the second offense shall be at a minimum two years' *Ineligibility* and at a maximum three years' *Ineligibility*. Any *Athlete* found to have committed a third anti-doping rule violation involving any combination of specified substances under **Article 10.2** and any other anti-doping rule violation under **Article 10.1 or 10.3.1** shall receive a sanction of lifetime *Ineligibility*.

## **10.6 Disqualification of Results in Competitions Subsequent to Sample Collection**

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 doping 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.

## **10.7 Commencement of Ineligibility Period**

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* to be served. Where required by fairness, such as delays in the hearing process or other aspects of *Doping Control* not attributable to the *Athlete*, the *FIT* or *Anti-Doping Organisation* imposing the sanction may start the period of *Ineligibility* at an earlier date commencing as early as the date of *Sample* collection.

## **10.8 Status During Ineligibility**

No *Person* who has been declared *Ineligible* may, during the period of *Ineligibility*, participate in any capacity in an *Event* or activity (other than authorized anti-doping education or rehabilitation programs) authorized or organized by *FIT* or any *National Federation*. In addition, for any anti-doping rule violation not involving specified substances described in **Article 10.2**, some or all sport-related financial support or other sport-related benefits received by such *Person* will be withheld by *FIT* and its *National Federations*. A *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 sports subject to the jurisdictions of *FIT* and its *National Federations*, but only so long as the local sport *Event* is not at a level that could otherwise qualify such *Person* directly or indirectly to compete in (or accumulate points toward) a national championship or *International Event*.

## **10.9 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 any *Anti-Doping Organisation* having *Testing* jurisdiction, and must provide current and accurate whereabouts information as provided in **Article 5.5**. 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 *FIT* and the applicable *National Federation* and has been subject to *Out-of-Competition Testing* for a period of time equal to the longer of the period set out in **Article 5.6** or the 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 Federation* shall ensure that the necessary tests are conducted and tests by any *Anti-Doping Organisation* may be used to satisfy the requirement. The results of such tests shall be reported to *FIT*. In addition, immediately prior to the end of the suspension period, an *Athlete* must undergo *Testing* by *FIT* for the *Prohibited Substances and Methods* for *Out-of-Competition Testing*. Once the period of an *Athlete's* suspension 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 Federation* will then be necessary.

## **ARTICLE 11 - CONSEQUENCES TO TEAMS**

- 11.1** Where more than one team member in a *Team Sport* has been notified of a possible *Anti-Doping Rule Violation* under **Article 7** in connection with an *Event*, the Team shall be subject to *Target Testing* for the *Event*. If more than one team member is found to have committed an *Anti-Doping Rule Violation* during the *Event*, the team may be *Disqualified* from the *Event*, may be required to forfeit all awards, placings, medals, etc received or obtained at the *Event* and may also be subject to other disciplinary action.

## **ARTICLE 12 - SANCTIONS AND COSTS ASSESSED AGAINST NATIONAL FEDERATIONS**

- 12.1** The *FIT* Executive Committee has the authority to:

- 12.1.1** withhold some or all funding or other non financial support to *National Federations*; and
- 12.1.2** withdraw a *National Federation*'s eligibility to enter any *Event*; and
- 12.1.3** withdraw a *National Federation* from an *Event*; and
- 12.1.4** prevent a *National Federation*'s representative *Players* from netering or participating in an *Event*;

where that *National Federation* is not in compliance with these Anti-Doping Rules.

- 12.2** *National Federations* shall be obligated to reimburse *FIT* 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 *National Federation*.

- 12.3** *FIT* may elect to take additional disciplinary action against *National Federations* 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 Federation* within a 12-month period in testing conducted by *FIT* or *Anti-Doping Organisations* other than the *National Federation* or its *National Anti-Doping Organisation*. In such event *FIT* may in its discretion elect to: (a) ban all officials from that *National Federation* for participation in any *FIT* activities for a period of up to two years; and/or (b) fine the *National Federation*. (For purposes of this Rule, any fine paid under **Rule 12.3.2** shall be credited against any fine assessed.)

- 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 Federation* within a 12-month period in testing conducted by *FIT* or *Anti-Doping Organisations* other than the *National Federation* or its *National Anti-Doping Organisation*, then *FIT* may

suspend that *National Federation*'s membership for a period of up to 4 years.

12.3.1.2 More than one *Athlete* or other *Person* from a *National Federation* commits an anti-doping rule violation during an *International Event*. In such event *FIT* may fine that *National Federation*.

**12.3.2** A *National Federation* has failed to make diligent efforts to keep *FIT* informed about an *Athlete*'s whereabouts after receiving a request for that information from *FIT*. In such event *FIT* may fine the *National Federation* per *Athlete* in addition to all of *FIT* costs incurred in *Testing* that *National Federation's Athletes*.

## ARTICLE 13 - APPEALS

### 13.1 Decisions Subject to Appeal

Decisions made under these Anti-Doping Rules may be appealed as set out in **Articles 13.2-13.4**. Such decisions shall remain in effect while under appeal unless the appellate body orders otherwise. Before an appeal is commenced, any post-decision review authorised in **Article 8.2.7** must be exhausted.

### 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, a decision that no anti-doping rule violation was committed, a decision that *FIT* or its *National Federation* lacks jurisdiction to rule on an alleged anti-doping rule violation or its *Consequences*, and a decision to impose a *Provisional Suspension* as a result of a *Provisional Hearing* or otherwise in violation of **Article 7.4** may be appealed exclusively as provided in this **Article 13.2**. Notwithstanding any other provision herein, the only *Person* that may appeal from a *Provisional Suspension* is the *Athlete* or other *Person* upon whom the *Provisional Suspension* is imposed.

**13.2.1** In cases arising from *Competition* 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** In cases involving *Athletes* that do not have a right to appeal under **Article 13.2.1**, each *National Federation* shall have in place an appeal procedure that respects the following principles: a timely hearing, a fair and impartial hearing body; the right to be represented by a counsel at the person's expense; and a timely, written, reasoned decision. *FIT*'s rights of appeal with respect to these cases are set out in **Article 13.2.3**.

**13.2.3** 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) *FIT* and any other *Anti-Doping Organisation* under whose rules a sanction could have been imposed; (d) 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 (e) *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 Federation's* rules but, at a minimum, shall include: (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) *FIT*; and (d) *WADA*. For cases under **Article 13.2.2**, *WADA* and *FIT* shall also have the right to appeal to CAS with respect to the decision of the national-level reviewing body.

### **13.3 Appeals from Decisions Granting or Denying a TUE**

Decisions by *WADA* reversing the grant or denial of a TUE may be appealed exclusively to CAS by the *Athlete*, *FIT* or *National Anti-Doping Organisation* or other body designated by a *National Federation* which granted or denied the exemption. Decisions to deny TUEs, and 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*.

### **13.4 Appeal from Decisions under Article 12**

Decisions by *FIT* under **Article 12** may be appealed exclusively to CAS by the *National Federation*.

### **13.5 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.

## **ARTICLE 14 - NATIONAL FEDERATION'S INCORPORATION OF FIT RULES, REPORTING AND RECOGNITION**

### **14.1 Incorporation of FIT Anti-Doping Rules**

All *National Federations* shall comply with these Anti-Doping Rules. These Anti-Doping Rules shall also be incorporated either directly or by reference into each *National Federation's* Rules. All *National Federations* shall include in their regulations the procedural rules necessary to effectively implement these Anti-Doping Rules. Each *National Federation* shall obtain the written acknowledgement and agreement, in the form attached as Appendix 2, of all *Athletes* subject to *Doping Control* at *FIT International Events* and *Athlete Support Personnel* for such *Athletes*. Notwithstanding whether or not the required form has been signed, the Rules of each *National Federation* shall specifically provide that all *Athletes*, *Athlete Support Personnel* and other *Persons* under the jurisdiction of the *National Federation* shall be bound by these Anti-Doping Rules.

### **14.2 Statistical Reporting**

*National Federations* shall report to *FIT* at the end of every year results of all *Doping Controls* within their jurisdiction sorted by *Athlete* and identifying each date on which the *Athlete* was tested, the entity conducting the test, and whether the test was *In-Competition* or *Out-of-Competition*. *FIT* may periodically publish *Testing* data received from *National Federations* as well as comparable data from *Testing* under *FIT*'s jurisdiction.

#### **14.3 Doping Control Information Clearing House**

When a *National Federation* has received an *Adverse Analytical Finding* on one of its *Athletes* it shall report the following information to *FIT* and *WADA* within fourteen (14) days of the process described in **Articles 7.1.2** and **7.1.3**: the *Athlete*'s name, country, sport and discipline within the sport, whether the test was *In-Competition* or *Out-of-Competition*, the date of *Sample* collection and the analytical result reported by the laboratory. The *National Federation* shall also regularly update *FIT* and *WADA* on the status and findings of any review or proceedings conducted under **Article 7 (Results Management)**, **Article 8 (Right to a Fair Hearing)** or **Article 13 (Appeals)**, and comparable information shall be provided to *FIT* and *WADA* within 14 days of the notification described in **Article 7.1.9**, with respect to other violations of these Anti-Doping Rules. In any case in which the period of *Ineligibility* is eliminated under **Article 10.5.1 (No Fault or Negligence)** or reduced under **Article 10.5.2 (No Significant Fault or Negligence)**, *FIT* and *WADA* shall be provided with a written reasoned decision explaining the basis for the elimination or reduction. Neither *FIT* nor *WADA* shall disclose this information beyond those persons within their organisations with a need to know until the *National Federation* has made public disclosure or has failed to make public disclosure as required in **Article 14.4**.

#### **14.4 Public Disclosure**

Neither *FIT* nor its *National Federations* shall publicly identify *Athletes* whose *Samples* have resulted in *Adverse Analytical Findings*, or who were alleged to have violated other Articles of these Anti-Doping Rules until 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 or the *Athlete* has been *Provisionally Suspended*. Once a violation of these Anti-Doping Rules has been established, it shall be publicly reported within 20 days.

#### **8.4 Recognition of Decisions by *FIT* and *National Federations***

Any decision of *FIT* or a *National Federation* regarding a violation of these Anti-Doping Rules shall be recognized by all *National Federations*, which shall take all necessary action to render such results effective.

### **ARTICLE 15 - RECOGNITION OF DECISIONS BY OTHER ORGANISATIONS**

Subject to the right to appeal provided in **Article 13**, the *Testing*, TUEs and hearing results or other final adjudications of any *Signatory* to the *Code* which are consistent with the *Code* and are within the *Signatory*'s authority, shall be recognised and respected by *FIT* and its *National Federations*. *FIT* and its *National Federations* may recognize the same actions of other bodies which have not accepted the *Code* if the rules of those bodies are otherwise consistent with the *Code*.

### **ARTICLE 16 - STATUTE OF LIMITATIONS**

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

## **ARTICLE 17 - FIT Compliance Reports to WADA**

*FIT* will report to *WADA* on *FIT's* compliance with the *Code* every second year and shall explain reasons for any noncompliance.

## **ARTICLE 18 - AMENDMENT AND INTERPRETATION OF ANTI-DOPING RULES**

- 18.1** These Anti-Doping Rules may be amended from time to time by the *FIT Executive Committee*.
- 18.2** Except as provided in **Article 18.5**, these Anti-Doping Rules shall be interpreted as an independent and autonomous text and not by reference to existing law or statutes.
- 18.3** The headings used for the various Parts and Articles of these Anti-Doping Rules are for convenience only and shall not be deemed part of the substance of these Anti-Doping Rules or to affect in any way the language of the provisions to which they refer.
- 18.4** The INTRODUCTION and the APPENDIX I DEFINITIONS shall be considered integral parts of these Anti-Doping Rules.
- 18.5** These Anti-Doping Rules have been adopted under the applicable provisions of the *Code* and shall be interpreted in a manner that is consistent with applicable provisions of the *Code*. The comments annotating various provisions of the *Code* may, where applicable, assist in the understanding and interpretation of these Anti-Doping Rules.
- 18.6** Notice to an *Athlete* or other *Person* who is a member of a *National Federation* may be accomplished by delivery of the notice to the *National Federation*.
- 18.7** These Anti-Doping Rules shall not apply retrospectively to matters pending before the date these Anti-Doping Rules came into effect.

## APPENDIX 1 - DEFINITIONS

*Adverse Analytical Finding.* A report from a laboratory or other approved *Testing* entity that identifies in a *Specimen* 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 Organisation.* 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 Organisations* that conduct *Testing* at their *Events*, WADA, *International Federations*, and *National Anti-Doping Organisations*.

*Athlete.* For purposes of *Doping Control*, any *Person* who participates in sport at the international level (as defined by *FIT*) or national level (as defined by each *National Anti-Doping Organisation*) and any additional *Person* who participates in sport at a lower level if designated by the *Person's National Anti-Doping Organisation*. For purposes of anti-doping information and education, any *Person* who participates in sport under the authority of any *Signatory*, government, or other sports organisation accepting the *Code*.

*Athlete Support Personnel.* Any coach, trainer, manager, agent, team staff, official, medical or paramedical personnel working with or treating *Athletes* 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* renunciates the *Attempt* prior to it being discovered by a third party not involved in the *Attempt*.

*Code.* The World Anti-Doping *Code*.

*Competition.* A single race, match, game or singular athletic contest. For example, the finals of the Olympic 100-meter dash. 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 *FIT*.

*Consequences of Anti-Doping Rules 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 10.9**; 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 Rules Violations*.

*Doping Control.* The process including test distribution planning, *Sample* collection and handling, laboratory analysis, results management, hearings and appeals.

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

*In-Competition.* For purposes of differentiating between *In-Competition* and *Out-of-Competition Testing*, unless provided otherwise in the rules of *FIT* or other relevant *Anti-Doping Organisation*, an

*In-Competition* test is a test where an *Athlete* is selected for *Testing* in connection with a specific *Competition*.

*Independent Observer Program.* A team of observers, under the supervision of *WADA*, who observe the *Doping Control* process at certain *Events* and report on observations. If *WADA* is *Testing In-Competition* at an *Event*, the observers shall be supervised by an independent organisation.

*Ineligibility.* See *Consequences of Anti-Doping Rules Violations*.

*International Event.* An *Event* where the International Olympic Committee, the International Paralympic Committee, *FIT*, a *Major Event Organisation*, or another international sport organisation is the ruling body for the *Event* or appoints the technical officials for the *Event*.

*International-Level Athlete.* *Athletes* designated by *FIT* as being within the *Registered Testing Pool* for *FIT*.

*International Standard.* A standard adopted by *WADA* in support of the *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.

*Major Event Organisations.* This term refers to the continental associations of *National Olympic Committees* and other international multi-sport organisations that function as the ruling body for any continental, regional or other *International Event*.

*Marker.* A compound, group of compounds or biological parameters 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 Organisation.* 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. 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 Federation.* A national or regional entity which is a member of or is recognized by *FIT* as the entity governing Touch in that nation or region.

*National Olympic Committee.* The organisation 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 organisation 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/Method or the premises in which a Prohibited Substance/Method exists); provided, however, that if the person does not have exclusive control over the Prohibited Substance/Method or the premises in which a Prohibited Substance/Method exists, constructive possession shall only be found if the person knew about the presence of the Prohibited Substance/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 no longer intends to have Possession and has renounced the Person's previous Possession.

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 7.3, 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.

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 (including FIT) and/or National Federation/National Anti-Doping Organisation who are subject to both In-Competition and Out-of-Competition Testing as part of that International Federation's or Organisation's test distribution plan.

Sample/Specimen. Any biological material collected for the purposes of Doping Control.

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

Tampering. Altering for an improper purpose or in an improper way; bringing improper influence to bear; interfering improperly to alter results or prevent normal procedures from occurring.

*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* or *Event*.

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

*Trafficking.* To sell, give, administer, transport, send, deliver or distribute a *Prohibited Substance* or *Prohibited Method* to an *Athlete* either directly or through one or more third parties, but excluding the sale or distribution (by medical personnel or by *Persons* other than an *Athlete's Support Personnel*) of a *Prohibited Substance* for genuine and legal therapeutic purposes.

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

*WADA.* The World Anti-Doping Agency.

## **APPENDIX 2 - Acknowledgment and Agreement**

I, as a member of [National Federation] and/or a participant in a [National Federation or FIT] authorised or recognised Event, hereby acknowledge and agree as follows:

1. I have received and had an opportunity to review the *FIT Anti-Doping Rules*.
2. I consent and agree to comply with and be bound by all of the provisions of the *FIT Anti-Doping Rules*, including but not limited to, all amendments to the Anti-Doping Rules and all *International Standards* incorporated in the Anti-Doping Rules.
3. I acknowledge and agree that *National Federations* and *FIT* have jurisdiction to impose sanctions as provided in the *FIT Anti-Doping Rules*.
4. I also acknowledge and agree that any dispute arising out of a decision made under the *FIT Anti-Doping Rules*, after exhaustion of the process expressly provided for in the *FIT Anti-Doping Rules*, may be appealed exclusively as provided in Article 13 of the *FIT Anti-Doping Rules* to an appellate body for final and binding arbitration, which in the case of *International-Level Athletes* is the Court of Arbitration for Sport.
5. I acknowledge and agree that the decisions of the arbitral appellate body referenced above shall be final and enforceable, and that I will not bring any claim, arbitration, lawsuit or litigation in any other court or tribunal.
6. I have read and understand this Acknowledgement and Agreement.

.....

Print Name (Last Name, First Name)

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Signature (or, if a minor, signature of legal guardian)