

BADMINTON AUSTRALIA INC.

ANTI-DOPING RULES

As approved at the BA Annual Meeting

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ARTICLE 1 - WHAT IS BA's POSITION ON DOPING?

Badminton Australia Inc. ("**BA**") condemns the *Use* of performance enhancing drugs and *Doping* practices in sport. The *Use* of performance enhancing drugs and *Doping* practices is contrary to the ethics of sport and potentially harmful to the health of *Players*.

The only legitimate *Use* of drugs in sport is under the supervision of a physician for a clinically justified purpose under **Article 7.4** of these Rules.

BA aims to stop doping practices in sport by:

- (a) imposing effective sanctions on *Persons* who commit *Anti-Doping Rule Violations*;
- (b) educating and informing *Persons* about drugs in sport issues; and
- (c) supporting the drug *Testing* programs and education initiatives of *ASDA* and other *Anti-Doping Organisations*.

ARTICLE 2 - WHO DOES THIS POLICY APPLY TO?

This policy applies to:

- (a) *Members*;
- (b) *Players*¹;
- (c) *Player Support Personnel*; and
- (d) Employees and contractors of *BA*.

ARTICLE 3 - OBLIGATIONS

3.1 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. The persons identified in **Article 2** agree to be bound by these Anti-Doping Rules as a condition of their participation and involvement in the sport.

3.2 Roles and responsibilities – *Players* must:

- 3.2.1** be knowledgeable of and comply with all anti-doping policies and rules applicable to them;
- 3.2.2** read and understand the *Prohibited List* as it relates to them;
- 3.2.3** be available for *Sample* collection and provide appropriate whereabouts information for this purpose when included in a *Registered Testing Pool*;
- 3.2.4** take full responsibility, in the context of anti-doping, for what they ingest and *Use*;

¹ In the WADA Code the term "*Athlete*" is used. For compatibility with the rest of IBF's statutes, this word has been changed in the IBF and BA anti-doping rules and regulations to "*Player*". "*Player*" is synonymous with "*Athlete*" wherever "*Athlete*" appears in other WADA documentation.

- 3.2.5 inform medical personnel of their obligations not to *Use Prohibited Substances* and/or *Prohibited Methods* and to take responsibility to make sure that any medical treatment received does not violate any anti-doping policies and rules applicable to them; and
- 3.2.6 who are not *Members* of *BA*, must be available for *Sample* collection and provide accurate and up-to-date whereabouts information on a regular basis if required by the conditions of eligibility established by *BA* or *IBF* as applicable.

3.3 Roles and responsibilities – *Player Support Personnel* must:

- 3.3.1 be knowledgeable of and comply with all anti-doping policies and rules applicable to them or the *Players* whom they support;
- 3.3.2 cooperate with *Player Testing*; and
- 3.3.3 use their influence on *Players'* values and behaviour to foster anti-doping attitudes.

3.4 Roles and responsibilities – *BA* must:

- 3.4.1 use its best efforts to assist *Players* to fulfil their responsibilities under these Anti-Doping Rules, including providing accurate *Player* contact information;
- 3.4.2 support and assist *Anti-Doping Organisations*, including *ASDA* to conduct *Doping Control*;
- 3.4.3 make reasonable efforts to make these Anti-Doping Rules available to *Members*, *Players*, *Player Support Personnel* and *Persons*;
- 3.4.4 develop and implement, in consultation with *ASDA* and *IBF*, drug education and information programs for *Players* and *Player Support Personnel*;
- 3.4.5 support the initiatives of the *ASC*, *ASDA*, *IBF* and *AOC* to stop doping in sport;
- 3.4.6 adopt and implement anti-doping policies and rules which conform with the *Code*, *IBF*, *AOC* and *ASC*;
- 3.4.7 co-operate with *ASC* and any other relevant *Anti-Doping Organisation* in relation to the conduct of any investigation or hearing into an alleged *Anti-Doping Rule Violation*;
- 3.4.8 require as a condition of membership that the policies, rules and programs of *Member* organisations comply with the *Code*, *IBF*, *ASC* and these Anti-Doping Rules;
- 3.4.9 require all *Players* and *Player Support Personnel* within its jurisdiction to recognise and be bound by anti-doping rules in conformance with the *Code*, *IBF*, *ASC* and these Anti-Doping Rules;
- 3.4.10 require *Player(s)* who are not *Members* of *BA* or one of its *Member* organisations to be available for *Sample* collection and provide accurate and up-to-date whereabouts information if required by the conditions for

eligibility established by *BA*, *IBF* or any *Major Event Organisation* as applicable; and

- 3.4.11** not disclose or use any information about a person who is alleged to have, or has, committed an *Anti-Doping Rule Violation* until after the conclusion of the hearing, except (for a purpose under these rules) to the *ASC*, *AOC*, *ASDA*, *IBF* or any other relevant *Ant-Doping Organisation*.

ARTICLE 4 - DEFINITION OF DOPING

Doping is defined as the occurrence of one or more of the *Anti-Doping Rule Violations* set out in **Articles 5.1 - 5.8** of these Anti-Doping Rules.

ARTICLE 5 - ANTI-DOPING RULE VIOLATIONS

The following constitute *Anti-Doping Rule Violations*:

- 5.1 The presence of a *Prohibited Substance* or its *Metabolites* or *Markers* in a *Player's* bodily *Specimen*.**
- 5.1.1** It is each *Player's* personal duty to ensure that no *Prohibited Substance* enters his or her body. *Players* 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 *Player's* part be demonstrated in order to establish an *Anti-Doping Rule Violation* under **Article 5.1**.
- 5.1.2** 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 a *Player's Sample* shall constitute an *Anti-Doping Rule Violation*.
- 5.1.3** As an exception to the general rule of **Article 5.1**, the *Prohibited List* may establish special criteria for the evaluation of *Prohibited Substances* that can also be produced *Endogenously*.
- 5.2 Use or Attempted Use of a *Prohibited Substance* or a *Prohibited Method*.**
- 5.2.1** 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.
- 5.3** 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.
- 5.4** Violation of the requirements regarding *Player* availability for *Out-of Competition Testing* including failure to provide whereabouts information required under **Article 8.3** (*Player* whereabouts requirements) and missed tests which are declared based on reasonable rules.
- 5.5** *Tampering*, or *Attempting* to tamper, with any part of *Doping Control*.
- 5.6 Possession of *Prohibited Substances* and *Methods*.**

- 5.6.1** *Possession* by a *Player* at any time or place of a substance that is prohibited in *Out-of-Competition Testing* or a *Prohibited Method* unless the *Player* establishes that the *Possession* is under a *Therapeutic Use Exemption (TUE)* granted under **Article 7.4** (Therapeutic Use).
- 5.6.2** *Possession* of a *Prohibited Substance* that is prohibited in *Out-of-Competition Testing* or a *Prohibited Method* by *Player Support Personnel* in connection with a *Player*, *Event* or training, unless the *Player Support Personnel* establishes that the *Possession* is under a *TUE* granted to a *Player* under **Article 7.4** (Therapeutic Use).
- 5.7** *Trafficking* in any *Prohibited Substance* or *Prohibited Method*.
- 5.8** Administration or *Attempted* administration of a *Prohibited Substance* or *Prohibited Method* to any *Player*, or assisting, encouraging, aiding, abetting, covering up or any other type of complicity involving an *Anti-Doping Rule Violation* or any *Attempted* violation.

ARTICLE 6 - PROOF OF DOPING

6.1 Burdens and Standards of Proof.

BA or *IBF* shall have the burden of establishing that an *Anti-Doping Rule Violation* has occurred. The standard of proof shall be whether *BA* or *IBF* 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 *Player* 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.

6.2 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:

- 6.2.1** *WADA*-accredited laboratories are presumed to have conducted *Sample* analysis and custodial procedures in accordance with the *International Standard for Laboratory Analysis*. The *Player* may rebut this presumption by establishing that a departure from the *International Standard* occurred.

If the *Player* rebuts the preceding presumption by showing that a departure from the *International Standard* occurred, then *IBF* or *BA* shall have the burden to establish that such departure did not cause the *Adverse Analytical Finding*.

- 6.2.2** 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 *Player* establishes that departures from the *International Standard* occurred during *Testing* then *IBF* or *BA* 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 7 - THE PROHIBITED LIST

7.1 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 on WADA's website at www.WADA-ama.org.

7.2 *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 BA. As described in Article 4.2 of the *Code*, IBF may request that WADA expand the *Prohibited List* for the sport of badminton. IBF may also request that WADA include additional substances or methods, which have the potential for abuse in the sport of badminton, 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 IBF.

7.3 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 a *Player* or other *Person*.

7.4 Therapeutic Use.

7.4.1 *Players* with a documented medical condition requiring the Use of a *Prohibited Substance* or a *Prohibited Method* must first obtain a *Therapeutic Use Exemption (TUE)* in accordance with the WADA *International TUE Standard*.

7.4.2 *Players* included by IBF in its *Registered Testing Pool* and other *Players* prior to their participation in any *International Event* must obtain a *TUE* from IBF (regardless of whether the *Player* previously has received a *TUE* at the national level). *TUEs* granted by IBF shall be reported to BA and to WADA. Other *Players* subject to *Testing* must obtain a *TUE* from a *Recognised Medical Authority*. BA shall promptly report any such *TUEs* to IBF and WADA, and any other relevant *Anti-Doping Organisations* including ASDA. *TUEs* which are consistent with the *Code* and are within that *Signatory's* authority, shall be recognised and respected by all other *Signatories*.

7.4.2.1 *International-Level Players* who are included in IBF's *Registered Testing Pool*, should apply to IBF for the *TUE* at the same time the *Player* first provides whereabouts information to IBF and, except in emergency situations, no later than 21 days before the *Player's* participation at an *International Event*.

7.4.2.2 *Players* participating in *International Events* who are not included in IBF's *Registered Testing Pool* must, except in emergency situations, request a *TUE* from IBF no later than 21 days before the *Player's* participation at an *International Event*.

- 7.4.3** WADA, at the request of a *Player* or on its own initiation, may review the granting or denial of any *TUE* to an *International Level Player* or a national level *Player* 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 Therapeutic Use Exemptions* in force at the time then WADA may reverse that decision. Decisions on *TUEs* are subject to further appeal as provided in **Article 16**.

ARTICLE 8 - TESTING

8.1 Authority to Test

All *Players* affiliated with *BA* shall be subject to *In-Competition Testing* by *IBF*, *BA* and any other *Anti-Doping Organisation* responsible for *Testing* at a *Competition* or *Event* in which they participate. All *Players* affiliated with *BA* shall also be subject to *Out-of-Competition Testing* at any time or place, with or without advance notice, by *IBF*, *WADA*, *BA* and the *National Anti-Doping Organisation* of any country where the *Player* is present, the *IOC* during Olympic Games and the *IPC* during Paralympic Games.

8.2 Testing Standards.

All *Testing* shall be conducted substantially in conformity with the *WADA International Standard for Testing* in force at the time of *Testing*.

- 8.2.1** 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 *Player* other than to identify the *Player* for a urine test under these Anti-Doping Rules. In these circumstances, the *IBF* 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 a *Player* should be selected for a urine test.

8.3 Player Whereabouts Requirements.

BA requires all *Players* to provide accurate whereabouts information to the relevant authority/ies in accordance with the Code and to keep this information updated at all times.

The ultimate responsibility for providing whereabouts information rests with each *Player*. *BA* shall use all reasonable efforts to assist *IBF* and/or the relevant *Anti-Doping Organisation* including *ASDA* in obtaining whereabouts information as requested by *IBF* and/or an *Anti-Doping Organisation* including *ASDA*.

- 8.3.1 International level Players** – *IBF* shall establish a *Registered Testing Pool* of those *Players* who are required to provide up-to-date whereabouts information to *IBF*. *IBF* may revise its *Registered Testing Pool* from time to time in accordance with its criteria.

Each *Player* in the *IBF Registered Testing Pool* shall provide whereabouts information in accordance with the applicable requirements as determined by *IBF*.

A *Player* who fails to satisfy *IBF's* applicable requirements will have committed an *Anti-Doping Rule Violation* under **Article 5.4** of these Anti-Doping Rules.

- 8.3.2 National level *Players*** - *ASDA* shall establish a national *Registered Testing Pool* of those *Players* who are required to provide up to date whereabouts information to *ASDA*. The national level pool shall include *International Level Players* from Australia as well as other national level *Players*.
- 8.3.2.1 *BA* shall reasonably assist *ASDA* to establish the national-level *Registered Testing Pool*.
- 8.3.2.2 *ASDA* shall define and document criteria for *Players* to be included in the national level *Registered Testing Pool* in accordance with the *International Testing Standard* and relevant legislation.
- 8.3.2.3 The criteria shall be reviewed at least annually and updated as required.
- 8.3.2.4 *Players* included in the national level *Registered Testing Pool* may be revised from time to time.
- 8.3.2.5 Each *Player* in the national level *Registered Testing Pool* shall provide whereabouts information in accordance with the applicable requirements as determined by *ASDA*.
- 8.3.2.6 A *Player* who fails to satisfy *ASDA* applicable requirements will have committed an *Anti-Doping Rule Violation* under Article 2.4 of the *Code* and **Article 5.4** of this Anti-Doping Policy.
- 8.3.3** Whereabouts information provided under **Articles 8.3.1** and **8.3.2** shall be shared with *WADA* and other *Anti-Doping Organisations* having jurisdiction to *Test* a *Player* on the strict condition that it be used only for *Doping Control* purposes.

8.4 Retirement and Return to Competition.

- 8.4.1** A *Player* who has been identified by *IBF* for inclusion in the *IBF Registered Testing Pool* shall be subject to *IBF* retirement and return to *Competition* requirements.
- A *Player* who has been identified by *BA* for inclusion in its *Registered Testing Pool* shall be subject to the following anti-doping rules.
- 8.4.2** A *Player* who has been identified by *ASDA* for inclusion in the *national 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 *Player* (or the *Member Association* on behalf of the *Player*) gives written notice to *BA* that the *Player* has retired or until the *Player* no longer satisfies the criteria for inclusion in the *BA's Registered Testing Pool* and has been so informed by *BA*.

8.4.3 A *Player* who has given notice of retirement to *BA* may not resume competing unless the *Player* notifies *BA* at least six months before the *Player* expects to return to competition and is available for unannounced *Out-of-Competition Testing* at any time during this period before actual return to competition. *BA* may give notice of a different period than six months at the time of receipt of notification of retirement.

8.4.4 Reinstatement will be at the discretion of *BA*.

8.5 Selection of *Players* for *Testing*

8.5.1 Where required by *IBF* or *BA*, *Players* shall be selected for *Testing In-Competition* in accordance with the applicable rules of *IBF* or *BA* as applicable.

8.5.2 *Players* shall be selected for *Out-of-Competition Testing* in accordance with the *International Testing Standards*.

ARTICLE 9 - ANALYSIS OF SAMPLES

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

9.1 Use of Approved Laboratories.

Doping Control Samples collected under these Anti-Doping Rules must be analysed by *WADA* accredited laboratories or as otherwise approved by *WADA*.

9.2 Substances Subject to Detection.

Laboratories shall analyse *Doping Control Samples* and report results in accordance with the relevant *WADA International Standard/s*.

9.3 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 *Player's* written consent, and in accordance with the relevant *WADA International Standard/s*.

ARTICLE 10 - RESULTS MANAGEMENT

10.1 *BA* will recognise the results of laboratory analysis of *Testing* by *Anti-Doping Organisations* and *ASDA* conducted in accordance with the *WADA International Standard for Testing*.

10.2 When the *ADCO* receives information that a *Person* may have committed an *Anti-Doping Rule Violation*, the *ADCO* will investigate the matter. The *ADCO* may consult affected/interested parties about their participation in any investigation and/or hearing.

10.3 Results management conducted by *BA* shall be consistent with the general principles for effective and fair results management. Results of all *Doping Controls* shall be reported to *IBF* within 14 days of the conclusion of *BA's* results management process. Any apparent *Anti-Doping Rule Violation* by a *Player* who is a *Member* of *BA* or who is otherwise subject to these Anti-Doping Rules shall be

promptly referred to an appropriate hearing panel established under **Article 11** or national law. Apparent *Anti-Doping Rule Violations* by *Players* who are *Members* of another *National Federation* shall be referred to the *Player's National Federation* for hearing.

10.4 Notification of an Alleged Anti-Doping Rule Violation

BA will not disclose or use information about a person who is alleged to have, or has committed an Anti-Doping Rule Violation (except for a purpose under these Rules) to:

- (a) a *Sporting Organisation* of which the person is a member;
- (b) the *ASC*; or
- (c) another person until after:
 - (i) the hearing body has made a determination; or
 - (ii) the *ADCO* has decided not to refer the matter to a hearing.

10.5 For any apparent *Anti-Doping Rule Violation*, *BA* will conduct any necessary follow-up investigation and shall then promptly, within 10 days, send the *Person* a letter ('infraction notice') which:

- (a) notifies the *Person* of the Anti-Doping Rule/s which appear/s to have been violated and the basis of the violation;
- (b) encloses a copy of these Anti-Doping Rules;
- (c) states that the *ADCO* will refer the matter to a hearing within 14 days (unless the *Person* gives a written waiver under **Article 10.8**); and
- (d) states that if the *Person* does not respond within 14 days a hearing can be held in absentia or *BA* may apply a sanction in accordance with **Article 13**.

10.6 The *ADCO* will:

- (a) immediately disclose information about a *Person* who is alleged to have or has committed an *Anti-Doping Rule Violation* under this policy to the *ASC*, *IBF* and *AOC*;
- (b) consult the *ASC*, *IBF* and *AOC* about their participation in any investigation and hearing;
- (c) assist in any investigation and hearing on behalf of the *ASC*, *IBF* and *AOC*; and
- (d) consult the *ASC*, *IBF* and *AOC* about a joint referral to a hearing.

10.7 The *ADCO* will refer the matter to a hearing in accordance with **Article 11**.

10.8 The *ADCO* may decide not to refer the matter to hearing if the *Person* in writing:

- (a) acknowledges they have admitted the *Anti-Doping Rule Violation*; and

- (b) waives the right to hearing in relation to:
 - (i) whether the *Person* committed an *Anti-Doping Rule Violation*; and
 - (ii) what sanction will apply.

BA will then apply the sanction as set out in **Article 13**.

ARTICLE 11 - RIGHT TO A FAIR HEARING

11.1 Principles of a Fair Hearing

All hearings conducted under this **Article 11** will respect the following principles:

- (a) a timely hearing;
- (b) a fair and impartial hearing body;
- (c) the right to be represented by counsel at the *Person's* own expense;
- (d) the right to be fairly and timely informed of the asserted *Anti-Doping Rule Violation*;
- (e) the right to respond to the asserted *Anti-Doping Rule Violation* and resulting consequences;
- (f) 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);
- (g) the *Person's* right to an interpreter at the hearing, with the hearing body to determine the identity of, and who will bear responsibility for the cost of the interpreter; and
- (h) a timely, written, reasoned decision.

Subject to these principles, the hearing will be conducted in the manner that the hearing body determines is appropriate, with as little formality and technicality, and as quickly, as proper consideration of the issue permits.

11.2 The *ADCO* will wait 14 days (or a shorter period agreed between the *ADCO* and the *Person*) after sending a letter under **Article 10.5** and then will appoint to conduct the hearing:

- (a) a committee established under the rules of *IBF*; or
- (b) *CAS*; or
- (c) *BA's* judicial or disciplinary panel

The chair of the hearing body must be a lawyer.

11.3 The hearing body will determine:

- (a) if the *Person* has committed a violation of these Anti-Doping Rules;

- (b) if so, what sanction will apply; and
- (c) how long the sanction will apply.

11.4 The hearing body will give the *ADCO* a written statement of:

- (a) the findings of the hearing;
- (b) what sanction (if any) will apply; and
- (c) for how long the sanction (if any) will apply.

Sanctions will be read in accordance with **Article 13**.

11.5 Results of all *Anti-Doping Rule Violations* shall be reported to the *ASC*, *ASDA*, *IBF* and *AOC* and other relevant organisations within 14 days of the conclusion of the results management process.

11.6 Hearings under this Article shall be completed expeditiously and in all cases, unless there are exceptional circumstances, within three months of the date of the infraction notice described in **Article 10.5**. Hearings held in connection with *Events* may be conducted by an expedited process.

11.7 *ASC*, *ASDA*, *AOC*, *IBF* and *WADA* shall have the right to attend hearings as an observer or interested party.

11.8 Decisions by *BA*, whether as the result of a hearing or the *Player* or other *Person's* acceptance of *Consequences*, may be appealed under **Article 16**.

11.9 Hearing decisions by *BA* shall not be subject to further administrative review at the national level except as provided in **Article 16** or required by applicable national law.

ARTICLE 12 - 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 13 - SANCTIONS ON INDIVIDUALS

13.1 *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 *Player's* individual results obtained in that *Event* with all *Consequences*, including forfeiture of all medals, points and prizes, except as provided in **Article 13.1(a)**.

- (a) If the *Player* establishes that he or she bears *No Fault or Negligence* for the violation, the *Player's* individual results in the other *Competition* shall not be disqualified unless the *Player's* results in *Competition* other than the *Competition* in which the *Anti-Doping Rule Violation* occurred were likely to have been affected by the *Player's Anti-Doping Rule Violation*.

13.2 Imposition of Ineligibility for Prohibited Substances and Prohibited Methods.

Except for the specified substances identified in **Article 13.3**, the period of *Ineligibility* imposed for a violation of **Article 5.1** (presence of *Prohibited Substance* or its *Metabolites* or *Markers*), **Article 5.2** (*Use* or *Attempted Use* of *Prohibited Substance* or *Prohibited Method*) and **Article 5.6** (*Possession* of *Prohibited Substances* and *Methods*) shall be:

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

Second violation: Lifetime *Ineligibility*.

However, the *Player* 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 13.6**.

13.3 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 a *Player* can establish that the *Use* of such a specified substance was not intended to enhance sport performance, the period of *Ineligibility* found in **Article 13.2** 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 *Player* 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 13.6**.

13.4 Additional Sanction.

- (a) *BA* and/or *ASC* may require the *Player* or other *Person* to repay all funding and grants received from *BA* and/or *ASC* subsequent to the occurrence of the *Anti-Doping Rule Violation*.
- (b) The hearing body may determine, in addition to applying the sanctions outlined in **Articles 13.1-13.3**, that a *Person* who has committed an *Anti-Doping Rule Violation*, is required to go to counselling for a specified period.
- (c) Where the hearings or appeals body determines that an employee or contractor of *BA* has committed an *Anti-Doping Rule Violation*, *BA* will take disciplinary action against the employee or contractor.

13.5 Ineligibility for Other *Anti-Doping Rule Violations*.

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

- (a) For violations of **Article 5.3** (refusing or failing to submit to *Sample* collection) or **Article 5.5** (*Tampering with Doping Control*), the *Ineligibility* periods set out in **Article 13.2** shall apply.
- (b) For violations of **Article 5.7** (*Trafficking*) or **Article 5.8** (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 *Player Support Personnel* for violations other than specified substances referenced in **Article 13.3**, shall result in lifetime *Ineligibility* for such *Player Support Personnel*. In addition, violations of such Articles that also violate non-sporting laws and regulations, may be reported to the competent administrative, professional or judicial authorities.
- (c) For violations of **Article 5.4** (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*.

13.6 Elimination or Reduction of Period of Ineligibility Based on Exceptional Circumstances.

13.6.1 If the *Player* establishes in an individual case involving an *Anti-Doping Rule Violation* under **Article 5.1** (presence of *Prohibited Substance* or its *Metabolites* or *Markers*) or *Use of a Prohibited Substance* or *Prohibited Method* under **Article 5.2** 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 a *Player's Specimen* in violation of **Article 5.1** (presence of *Prohibited Substance*), the *Player* 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 subsequent violations under **Articles 13.2, 13.3** and **13.5** and multiple violations under **Article 13.7**.

13.6.2 This **Article 13.6.2** applies only to *Anti-Doping Rule Violations* involving **Article 5.1** (presence of *Prohibited Substance* or its *Metabolites* or *Markers*), *Use of a Prohibited Substance* or *Prohibited Method* under **Article 5.2**, failing to submit to *Sample* collection under **Article 5.3**, or administration of a *Prohibited Substance* or *Prohibited Method* under **Article 5.8**. If a *Player* 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 a *Player's Specimen* in violation of **Article 5.1** (presence of *Prohibited Substance*), the *Player* must also establish how the *Prohibited Substance*

entered his or her system in order to have the period of *Ineligibility* reduced.

- 13.6.3** *The IBF Doping Hearing Panel* may also reduce the period of *Ineligibility* in an individual case where the *Player* has provided substantial assistance to *IBF* which results in *IBF* discovering or establishing an *Anti-Doping Rule Violation* by another *Person* involving *Possession* under **Article 5.6.2** (*Possession by Player Support Personnel*), **Article 5.7** (*Trafficking*), or **Article 5.8** (*administration to a Player*). 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 eight (8) years.

13.7 Rules for Certain Potential Multiple Violations

- 13.7.1** For purposes of imposing sanctions under **Articles 13.2, 13.3, 13.4** and **13.5**, a second *Anti-Doping Rule Violation* may be considered for purposes of imposing sanctions only if *IBF* or *BA* can establish that the *Player* or other *Person* committed the second *Anti-Doping Rule Violation* after the *Player* or other *Person* received notice, or after *IBF* or *BA* made a reasonable attempt to give notice, of the first *Anti-Doping Rule Violation*; if *IBF* or *BA* 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.
- 13.7.2** Where a *Player*, based on the same *Doping Control*, is found to have committed an *Anti-Doping Rule Violation* involving both a specified substance under **Article 13.3** and another *Prohibited Substance* or *Prohibited Method*, the *Player* 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.
- 13.7.3** Where a *Player* is found to have committed two separate *Anti-Doping Rule Violations*, one involving a specified substance governed by the sanctions in **Article 13.3** (specified substances) and the other involving a *Prohibited Substance* or *Prohibited Method* governed by the sanctions in **Article 13.2** or a violation governed by the sanctions in **Article 13.5.1**, the period of *Ineligibility* imposed for the second offence shall be at a minimum two years' *Ineligibility* and at a maximum three (3) years' *Ineligibility*. Any *Player* found to have committed a third *Anti-Doping Rule Violation* involving any combination of specified substances under **Article 13.3** and any other *Anti-Doping Rule Violation* under **Article 13.2** or **13.5.1** shall receive a sanction of lifetime *Ineligibility*.

13.8 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 12** (*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 *Ineligibility* period, shall, unless fairness requires otherwise, be *Disqualified* with all of the resulting consequences including forfeiture of any medals, points and prizes.

13.9 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. Where required by fairness, such as delays in the hearing process or other aspects of *Doping Control* not attributable to the *Player*, *BA* or the relevant hearing body may start the period of *Ineligibility* at an earlier date commencing as early as the date of *Sample* collection.

13.10 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 authorised anti-doping education or rehabilitation programs) authorised or organised by *IBF* or *BA* or their respective members. This would preclude but not be limited to:

- (a) practising/training with a national team;
- (b) acting as a coach or sport official;
- (c) selection in any representative team;
- (d) competing in any *Competition* or *Event*;
- (e) receiving, directly or indirectly, funding or assistance from *BA*;
- (f) use of official *BA* or *Member* facilities; or
- (g) holding any position with *BA* or its *Member* bodies.

In addition, for any *Anti-Doping Rule Violation* not involving specified substances described in **Article 13.3**, some or all sport-related financial support or other sport-related benefits received by such *Person* will be withheld by *IBF* or *BA*. 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 *IBF* or *BA*, 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*.

This Article would not prohibit the *Person* from participating in sport on a purely recreational level.

13.11 Reinstatement Testing.

As condition to regaining eligibility at the end of a specified period of *Ineligibility*, a *Player* must, during any period of *Ineligibility*, make him or herself available for *Out-of-Competition Testing* by *IBF* or *BA*, and any other *Anti-Doping Organisation* having *Testing* jurisdiction, and must provide current and accurate whereabouts information as provided in **Article 8.3**. If a *Player* subject to a period of *Ineligibility* retires from sport and is removed from *Registered Testing Pools* and later seeks reinstatement, the *Player* shall not be eligible for reinstatement until the *Player* has notified *IBF* or *BA* 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 8.4** or the period of *Ineligibility* remaining as of the date the *Player* had retired. During such remaining

period of *Ineligibility*, a minimum of two (2) tests must be conducted on the *Player* with at least three (3) months between each test. *BA* shall be responsible for conducting the necessary tests, but tests by any *Anti-Doping Organisation* may be used to satisfy the requirement. The results of such tests shall be reported to IBF. In addition, immediately prior to the end of the suspension period, a *Player* must undergo *Testing* by IBF for the *Prohibited Substances and Methods for Out-of-Competition Testing*. Once the period of a *Player's* suspension has expired, and the *Player* has fulfilled the conditions of reinstatement, then the *Player* will become automatically re-eligible and no application by the *Player* or by *BA* will then be necessary.

ARTICLE 14 - CONSEQUENCES TO TEAMS

- 14.1** If a member of a team² is found to have committed a violation of these anti-doping regulations during an *Event*, the team shall be *Disqualified* from the *Event*.
- 14.2** In doubles *Competitions*, the partner of the *Player* found guilty of a doping offence under these Anti-Doping Rules will incur the same prize money and World Ranking points penalties as the offender.

ARTICLE 15 - DELIBERATELY LEFT BLANK

ARTICLE 16 - APPEALS

16.1 Decisions Subject to Appeal.

Decisions made under these Anti-Doping Rules may be appealed as set out below in **Articles 16.2 - 16.4**. 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 11.9** must be exhausted.

16.2 Appeals from Decisions Regarding *Anti-Doping Rule Violations* and *Consequences*.

- 16.2.1** A decision that an *Anti-Doping Rule Violation* was committed, a decision imposing *Consequences of an Anti-Doping Rule Violation*, a decision that no *Anti-Doping Rule Violation* was committed or a decision that *IBF* or *BA* lacks jurisdiction to rule on an alleged *Anti-Doping Rule Violation* or its *Consequences* may only be appealed as provided for in this **Article 16.2**.
- 16.2.2** In cases arising from *Competition* in an *International Event* or in cases involving International-Level *Players*, the decision may be appealed exclusively to *CAS* in accordance with the provisions applicable before such court.
- 16.2.3** In cases involving *Players* that do not have a right to appeal under **Article 16.2.2**, the appeal shall be to **CAS Appeals Division**³ and shall respect the following principles: a timely hearing; a fair and impartial hearing body; the right to be represented by counsel at the *Person's* expense; and a timely, written, reasoned decision. Any such appeal will apply **Articles 4, 5, 6, 7, 12** and **13** of these Anti-Doping Rules.

² "Team" in these Rules does not mean "pair" in doubles, but rather a team competition consisting of one or more matches in a tie, where the team winning most matches wins the tie (eg the Thomas, Uber or Sudirman Cups)

³ The Australian Olympic Committee (AOC) requires all Olympic sports to use the CAS.

- 16.2.4** Any appeal from a determination of the hearing body under Article 11 must be solely and exclusively resolved by the CAS Appeals Division. The determination of *CAS Appeals Division* will be final and binding on the parties to the appeal and no *Person* may institute or maintain proceedings in any court or tribunal other than CAS Appeals Division. In particular, and without restricting the generality of the foregoing and for further and better assurance, notwithstanding that such provisions have no applicability, neither party will have the right of appeal under section 3 of the *Commercial Arbitration Act* of any of the Australian States or to apply for the determination of a question of law under section 39(1)(a) of such Act.
- 16.2.5** The *ADCO* must inform any *Person* or organisation informed of the original determination of any change to the original determination as a result of the appeal.
- 16.2.6** The outcome of all appeals must be reported to *IBF*, *ASC*, *ASDA* and *AOC* within 14 days of the conclusion of the appeal.
- 16.2.7** The *ADCO* may then inform other *Persons* or organisations as the *ADCO* thinks appropriate, including those with rights of appeal with respect to these cases as set out in **Article 16.2.8**.
- 16.2.8** In cases under **Article 16.2.2**, the following parties shall have the right to appeal to CAS:
- (a) *Player* 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) *IBF* and any *Anti-Doping Organisation* under whose rules a sanction could have been imposed; and
 - (d) *WADA*.
- 16.2.9** In cases under **Article 16.2.3**, the parties having the right to appeal to the national-level reviewing body, at a minimum, shall include:
- (a) the *Player* 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) *IBF*; and
 - (d) *WADA*.
- 16.2.10** An appeal will be a re-hearing of the matters appealed against and the provisions of **Article 11** will apply, *mutatis mutandis* to any appeal.
- 16.2.11** For cases under **Articles 16.2**, the *ASC*, *WADA* and *IBF* shall also have the right to appeal to CAS with respect to the decision of the national-level reviewing body.

16.3 Appeals from Decisions Granting or Denying a Therapeutic Use Exemption.

Decisions by *WADA* reversing the grant or denial of a *TUE* may only be appealed to *CAS* by the *Player*, *IBF* or *BA* or other body designated by *BA* that granted or denied the exemption. Decisions to deny *TUEs*, and which are not reversed by *WADA*, may be appealed by International-Level *Players* to *CAS* and by other *Players* to the national level reviewing body described in **Article 16.2.3**. If the national level reviewing body reverses the decision to deny a *TUE*, that decision may be appealed to *CAS* by *WADA*.

16.4 Time for Filing Appeals.

The time to file an appeal to *CAS* shall be within twenty-one (21) days of the date of the delivering of the initial hearing decision.

ARTICLE 17 - CONFIDENTIALITY AND REPORTING

17.1 Incorporation of Relevant Anti-Doping Rules.

BA shall comply with *IBF's* Anti-Doping Rules so far as these are not inconsistent with this Anti-Doping Policy. If there is any inconsistency between the ISAF Anti-Doping Rules and this Anti-Doping Policy, the ISAF Anti-Doping Rules will take precedence. All *Member* organisations shall comply with these Anti-Doping Rules. Any procedural rules necessary to effectively implement these Anti-Doping Rules shall be deemed to be included in them. The Rules of each *Member* organisation shall specifically provide that all *Players*, *Player Support Personnel* and other *Persons* under the jurisdiction of the *Member* Organisation shall be bound by these Anti-Doping Rules.

17.2 Public Disclosure.

17.2.1 *BA* must not publicly disclose the identity of a *Person* who is suspected of an Anti-Doping Rule Violation until it has been determined in a hearing in accordance with **Article 11** 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, and no appeal has been lodged against any determination made.

17.2.2 No later than twenty (20) days after an Anti-Doping matter has been finally determined, *BA* must *Publicly Report* its result including any sanction imposed.

17.3 Recognition of Decisions by *IBF* and other *National Federation*.

Any decision of *IBF* or *BA* or an *Anti-Doping Organisation* regarding a violation of these Anti-Doping Rules shall be recognised by all *National Federations*, which shall take all necessary action to render such results effective.

ARTICLE 18 - RECOGNITION OF DECISIONS BY OTHER ORGANISATIONS

Subject to the right to appeal provided in **Article 16**, 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 *BA*. *BA* may recognise the same actions of other bodies which have not accepted the *Code* if the rules of those bodies are otherwise consistent with the *Code* and/or the *ASC's* position.

ARTICLE 19 - STATUTE OF LIMITATIONS

No action may be commenced under these Anti-Doping Rules against a *Player* 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 20 - AMENDMENT AND INTERPRETATION OF ANTI-DOPING RULES

- 20.1** These Anti-Doping Rules may be amended from time to time by the *BA*. *IBF* or *ASC's* approval to amendments may be required to ensure these Rules are consistent with those bodies' respective position.
- 20.2** Except as provided in **Article 20.5**, these Anti-Doping Rules shall be interpreted as an independent and autonomous text and not by reference to existing law or statutes.
- 20.3** 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.
- 20.4** The INTRODUCTION and the APPENDIX I DEFINITIONS shall be considered integral parts of these Anti-Doping Rules.
- 20.5** 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 the *Code*. The comments annotating various provisions of the *Code* may, where applicable, assist in the understanding and interpretation of these Anti-Doping Rules.
- 20.6** These Anti-Doping Rules shall not apply retrospectively to matters pending before the date these Anti-Doping Rules came into effect.
- 20.7** Words in the singular include the plural and vice versa.
- 20.8** A *Person* includes a body corporate.
- 20.9** Words not defined in this policy have the meaning ascribed to them in the *Code* unless a contrary meaning appears from the context.
- 20.10** Reference to "including" and similar words are not words of limitation.

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 Control Officer (ADCO). Means the *Anti-Doping Control Officer* appointed by *BA* to give effect to these Rules and, if no *Person* is appointed means the Chief Executive or equivalent officer of *BA*.

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*.

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* enunciates the *Attempt* prior to it being discovered by a third party not involved in the *Attempt*.

Australian Olympic Committee (AOC). Means the *Australian Olympic Committee Inc.*

Australian Sports Commission (ASC). Means the *Australian Sports Commission* established by the *Australian Sports Commission Act 1989*.

Australian Sports Drug Agency (ASDA). Means the *Australian Sports Drug Agency* established by the *Australian Sports Drug Agency Act 1990*.

Australian Sports Drug Medical Advisory Committee (ASDMAC). Means the *Australian Sports Drug Medical Advisory Committee* established by the *Australian Sports Drug Agency Act 1990*.

BA. Means *Badminton Australia Inc.*

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 the applicable *International Federation*.

Consequences of Anti-Doping Rules Violations. A *Player's* or other *Person's* violation of an Anti-Doping Rule may result in one or more of the following:

- (a) *Disqualification* means the *Player'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 *Player* 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 13**

Court of Arbitration for Sport (CAS). Means the Court of Arbitration of Sport (Oceania Registry).

Disqualification. See Consequences of Anti-Doping Rules Violations above.

Doping. The occurrence of one or more of the Anti-Doping Rule Violations set out in **Articles 5.1 - 5.8** of these Anti-Doping Rules.

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

Endogenous. Refers to a substance which is capable of being produced by the body naturally.

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

Exogenous. Refers to a substance which is not capable of being produced by the body naturally.

In-Competition. For purposes of differentiating between *In-Competition* and *Out-of-Competition Testing*, unless provided otherwise in the rules of an *International Federation* or other relevant *Anti-Doping Organisation*, an *In-Competition* test is a test where a *Player* 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.

IBF. Means *International Badminton Federation*.

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

International Event. An *Event* where the International Olympic Committee, the International Paralympic Committee, *IBF*, an *International Federation*, 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 Federation. Means an International Federation recognised by the IOC or General Assembly of International Sports Federations (GAISF) as the entity responsible for governing that sport internationally.

International-Level Player. *Players* designated by *IBF* or another one or more International Federations as being within a *Registered Testing Pool* for an *International Federation*.

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*.

Member A *Person* who, or a body which, is a member of *BA*; or a *Person* who, or body which, is affiliated with *BA*; or a *Person* who is a member of a body which is a member of or affiliated with *BA*.

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 *Players* that is not an *International Event*.

National Federation. A national or regional entity which is a member of or is recognised by an *International Federation* as the entity governing for that *International Federation's* sport in that nation or region or is recognised by the ASC as a national sporting organisation.

National Olympic Committee. The organisation recognised 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.

National Sporting Organisation [NSO]. A national or regional entity which is a *Member* of or is recognised by an International Sporting Federation as the entity governing that International Federation's sport in that nation or region or is recognised by the ASC as a *National Sporting Organisation*. This includes National Sporting Organisations for *Athletes* with a Disability.

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

No Fault or Negligence. The *Player'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 *Player'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 *Player* or *Player Support Personnel*.

Person. A natural *Person* or an organisation or other entity, including a *Player*, *Player Support Personnel* and *Member*.

Player.

- (a) For purposes of *Doping Control*, any *Person* who participates in sport at the international level (as defined by each *International Federation*) or national level (as defined by *BA* and/or each *National Anti-Doping Organisation*) and any additional *Person* who participates in sport at a lower level if designated by *BA* and/or 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*; or
- (b) any *Person* who:
 - (i) is registered with *BA* or one of its *Members*; or
 - (ii) participates, or has in the previous five (5) years participated in any sporting activity conducted, authorised, recognised or controlled, either directly or indirectly by *BA* or a body affiliated with *BA*; or
 - (iii) has otherwise agreed to be bound by these Anti-Doping Rules.

Player Support Personnel. Any coach, trainer, manager, agent, team staff, official, parent or guardian of a minor, medical or para-medical personnel working with or treating *Players* participating in or preparing for sports competition.

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* which is published and revised by *WADA* as described in Article 4.1 of the *Code*.

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 10.9.5**, an expedited abbreviated hearing occurring prior to a hearing under **Article 11** (Right to a Fair Hearing) that provides the *Player* with notice and an opportunity to be heard in either written or oral form.

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 17**.

Recognised Medical Authority. The Australian Sports Drug Medical Advisory Committee (ASDMAC) or an authority recognised by ASDMAC which may authorise the Use of a Prohibited Substance and/or Prohibited Method for a therapeutic purpose.

Registered Testing Pool. The pool of top level Players established separately by each International Federation and National Anti-Doping Organisation who are subject to both In-Competition and Out-of-Competition Testing as part of that 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.

Sporting Organisation. Means the Australian Olympic Committee, Australian Paralympic Committee, Australian Commonwealth Games Association and any organisation recognised, assisted or funded by the ASC and includes their Members and affiliates.

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 Players for Testing where specific Players or groups of Players are selected on a non-random basis for Testing at a specified time.

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

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

Therapeutic Use Exemption (TUE). Means Therapeutic Use Exemption in accordance with the WADA International Standard for Therapeutic Use Exemptions.

Trafficking. To sell, give, administer, transport, send, deliver or distribute a Prohibited Substance or Prohibited Method to a Player either directly or through one or more third parties, but excluding the sale or distribution (by medical Personnel or by Persons other than a Player'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.