

**BERMUDA OLYMPIC
ASSOCIATION**

ANTI-DOPING RULES

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COMMITMENT TO ANTI-DOPING

These Anti-Doping Rules are adopted and implemented as a result of the commitment of the Bermuda Olympic Association's (BOA's) commitment to the purposes of the World Anti-Doping Programme. They are in conformance with the BOA's responsibilities under the *Code*, and are in furtherance of the BOA's continuing efforts to eradicate doping in Bermuda.

Fundamental Rationale for the *Code* and the BOA's Anti-Doping Rules

Anti-doping programs seek to preserve what is intrinsically valuable about sport. This intrinsic value is often referred to as "the spirit of sport". It is the essence of Olympism, the pursuit of human excellence through the dedicated perfection of each person's natural talents. It is how we play true. The spirit of sport is the celebration of the human spirit, body and mind, and is reflected in values we find in and through sport, including:

- Ethics, fair play and honesty
- Health
- Excellence in performance
- Character and education
- Fun and joy
- Teamwork
- Dedication and commitment
- Respect for rules and laws
- Respect for self and other *Participants*
- Courage
- Community and solidarity

Doping is fundamentally contrary to the spirit of sport.

ARTICLE 1 THE CODE

1.1 The BOA is a *Signatory* to the *Code* and, as such, is responsible for assisting the Bermuda Sport Anti-doping Authority (BSADA) in initiating, implementing and enforcing the *Doping Control* process and fulfilling all its obligations under the *Code* and the *International Standards*.

1.2 Under the *Code*, the BOA has the following roles and responsibilities:

- To ensure that its anti-doping policies and rules conform with the *Code*.

- To require as a condition of membership or recognition that National Federations' anti-doping policies and rules are in compliance with the applicable provisions of the *Code*.
- To respect the autonomy of the *National Anti-Doping Organization* in its country and not to interfere in its operational decisions and activities.
- To require National Federations to report any information suggesting or relating to an anti-doping rule violation to their *National Anti-Doping Organization* and International Federation and to cooperate with investigations conducted by any *Anti-Doping Organization* with authority to conduct the investigation.
- To require as a condition of participation in the Olympic Games and Paralympic Games that, at a minimum, *Athletes* who are not regular members of a National Federation be available for *Sample* collection and to provide whereabouts information as required by the *International Standard for Testing and Investigations* as soon as the *Athlete* is identified on the long list or subsequent entry document submitted in connection with the Olympic Games or Paralympic Games.
- To cooperate with their *National Anti-Doping Organization* and to work with their government to ensure that the NADO continues to operate in a Code-compliant manner. Should the NADO cease to exist, the *National Olympic Committee* or its designee shall fulfill the responsibility of a *National Anti-Doping Organization*.
- To require each of its National Federations to establish rules requiring each *Athlete Support Person* who participates as a coach, trainer, manager, team staff, official, medical or para-medical personnel in a *Competition* or activity authorized or organized by a National Federation or one of its member organizations to agree to be bound by anti-doping rules and *Anti-Doping Organization* results management authority in conformity with the *Code* as a condition of such participation.

- To withhold some or all funding, during any period of his or her *Ineligibility*, to any *Athlete* or *Athlete Support Person* who has violated anti-doping rules.
- To withhold some or all funding to its member or recognized National Federations that are not in compliance with the *Code*.
- To vigorously pursue all potential anti-doping rule violations within its jurisdiction including investigation into whether *Athlete Support Personnel* or other *Persons* may have been involved in each case of doping.
- To promote anti-doping education, including requiring *National Federations* to conduct anti-doping education in coordination with the applicable *National Anti-Doping Organization*.
- To cooperate with relevant national organizations and agencies and other *Anti-Doping Organizations*.
- To have disciplinary rules in place to prevent *Athlete Support Personnel* who are *Using Prohibited Substances* or *Prohibited Methods* without valid justification from providing support to *Athletes* within the *National Olympic Committee's* or National Paralympic Committee's authority.

ARTICLE 2 APPLICATION OF ANTI-DOPING RULES

2.1 These Rules apply to:

- The BOA,
- *Athletes*,
- *Athlete Support Personnel*,
- Any other *Person* under the BOA's authority, and
- National Federations.

2.2 Sanctions are applicable in the event of any anti-doping rule violation or other breach of these Rules.

ARTICLE 3 OBLIGATIONS

3.1 All *Athletes* shall:

- be knowledgeable of and comply with all applicable anti-doping policies and rules, namely the *Code*, the *International Standards*, these Rules, and the policies and rules of their *National Anti-Doping Organization*, National Federation and International Federation;
- be available for *Sample* collection at all times;
- take responsibility, in the context of anti-doping, for what they ingest and *Use*;
- inform medical personnel of their obligation not to *Use Prohibited Substances* and *Prohibited Methods* and take responsibility to make sure that any medical treatment received does not violate the anti-doping policies and rules applicable to them;
- disclose to BSADA and to their International Federation, any decision by a non-*Signatory* finding that they committed an anti-doping rule violation within the previous ten years;
- cooperate with *Anti-Doping Organizations* investigating anti-doping rule violations.

3.2 All *Athletes* who are not regular members of a National Federation must be available for *Sample* collection conducted according to the *Code* and provide accurate and up-to-date whereabouts information on a regular basis during the year before the Olympic Games as a condition of participation in the Olympic Games as a member of the Bermuda Olympic Team.

3.3 Any *Athlete* who is not a member of a Bermuda *National Federation (NF)*, and who fulfills the requirements to be part of the BSADA *Registered Testing Pool*, must become a member of his or her *National Federation*, and shall make himself or herself available for *Testing*, at least six (6) months before participating in *International Events* or *National Events* of his or her *National Federation*.

3.4 All *Athlete Support Personnel* shall:

- be knowledgeable of and comply with all anti-doping policies and rules, namely the *Code*, the *International Standards*, these Rules and the policies and rules of their *National Anti-Doping Organization*, National Federation and International Federation, applicable to them or to the *Athletes* whom they support;
- cooperate with the *Athlete Testing* program;
- use his or her influence on *Athlete* values and behaviour to foster anti-doping attitudes;
- disclose to BSADA and his or her International Federation any decision by a non-*Signatory* finding that they committed an anti-doping rule violation within the previous ten years;

- cooperate with *Anti-Doping Organizations* investigating anti-doping rule violations;
- not *Use or Possess* any *Prohibited Substance* or *Prohibited Method* without valid justification.

3.5 Each National Federation shall:

- comply with the *Code*, the *International Standards* and these Rules;
- cooperate with and help the BSADA fulfil its obligations under the *Code*;
- report any information suggesting or relating to an anti-doping rule violation to the BSADA and cooperate with investigations conducted by any *Anti-Doping Organization* with authority to conduct the investigation;
- adopt and implement an anti-doping policy that conforms with the *Code*;
- cooperate with and assist its International Federation in day-to-day anti-doping operations;
- require all *Athletes* and each *Athlete Support Personnel* who participates as coach, trainer, manager, team staff, official, medical or paramedical personnel in a *Competition* or activity authorized or organized by the National Federation or one of its member organizations to agree to be bound by anti-doping rules and *Anti-Doping Organization* results management authority in conformity with the *Code* as a condition of such participation;
- prevent *Athlete Support Personnel* who are *Using Prohibited Substances* or *Prohibited Methods* without valid justification from providing support to *Athletes* within the National Federation's authority;
- require as a condition of membership that the policies, rules and programmes of its members or clubs are in compliance with the *Code*;
- take appropriate action to discourage non-compliance with the *Code*;
- recognize and respect a finding of an anti-doping rule violation by its International Federation, the BSADA or any other *Signatory* without the need for a hearing, provided the finding is consistent with the *Code* and within the authority of the body concerned;
- require *Athletes* who are not regular members to be available for *Sample* collection and provide accurate and up-to-date whereabouts information on a regular basis, if required, during the year before the Olympic Games as a condition of participation in the Olympic Games as a member of the Bermuda Olympic Team;

- require any *Person* who is not a regular member and who fulfills the requirements to be part of the *BSADA Registered Testing Pool*, to become a member and to make himself or herself available for *Testing*, at least six (6) months before participating in *International Events* or *National Events*;
- promptly notify the BOA of the finding of any anti-doping rule violation by, and the imposition of any sanction for an anti-doping rule violation on any *Athlete, Athlete Support Personnel* or other *Person* under its authority;
- promote anti-doping education in coordination with the BSADA;
- provide assistance and information to the BOA as requested by the Secretary General to enable the BOA to properly implement these Rules.

ARTICLE 4 MUTUAL RECOGNITION

4.1 The BOA shall recognize *Testing*, hearing results or other final adjudications by any *Signatory* which are consistent with the Code and are within that *Signatory's* authority.

4.2 The BOA shall 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 5 BREACHES OF THESE RULES

5.1 The commission of an anti-doping rule violation is a breach of these Rules.

5.2 It is an infraction of these Rules for an *Athlete, Athlete Support Personnel*, other *Person* or a National Federation to breach any of their obligations to the BOA derived from these Rules.

ARTICLE 6 BOA IMPOSED SANCTIONS

6.1 Any *Person* who is found to have committed an anti-doping rule violation will be ineligible for membership or for selection in any *Team*, to receive funding from the BOA, or, to hold any position on the BOA.

6.2 The period or periods of any sanction will be determined according to Articles 10 and 11 of the *Code*.

6.3 The BOA will recognize previous sanctions imposed by any *Anti-Doping Organization* in determining whether the breach is a first, second or third offence.

ARTICLE 7 DISCIPLINARY PROCEDURES

As the disciplinary body for the BOA, the BOA Discipline Committee shall have the power to regulate its procedures. However, in all matters pertaining to anti-doping, such procedures must conform with Article 8 of the *Code*.

ARTICLE 8 NOTIFICATION

Upon the imposition of a sanction against any *Person* under these Rules, the BOA will send details of the sanction to:

- the International Olympic Committee, where applicable;
- the International Paralympic Committee, where applicable;
- The relevant International Federation;
- those *Persons* entitled to notification under Article 14.1 of the *Code*;
- the relevant National Federation;
- the BSADA;
- WADA; and
- any other *Person* or organization the BOA believes should be informed in this respect.

ARTICLE 9 APPEALS

9.1 Except as provided in the *Code*, no *Person* may appeal or challenge any recognition by the BOA of an anti-doping rule violation unless that *Person* has first exhausted all his or her rights of appeal and other legal rights (if any) in respect of the hearing and finding of the *Anti-Doping Organization* (before any tribunal as provided for in the anti-doping policy of the *Anti-Doping Organization* concerned). In the event that a *Person* challenges or appeals the hearing or finding of the *Anti-Doping Organization* concerned, the BOA will defer recognition of the anti-doping rule violation pending the conclusion of the challenge or appeal and will abide by the decision of the tribunal concerned.

9.2 Decisions under these Rules may be appealed in conformity with Article 13 of the *Code*. Such decisions shall remain in effect while under appeal unless the appellate body orders otherwise.

ARTICLE 10 REVIEW OF ANTI-DOPING RULE VIOLATION

If a *Person* recorded as having committed an anti-doping rule violation is subsequently found not to have committed that anti-doping rule violation or is otherwise cleared or pardoned of any relevant wrongdoing by *CAS* or any other *Anti-Doping Organization's* Appellate Body acting in conformity with the *Code*, the BOA will overturn the anti-doping rule violation and any sanction which had been imposed as a result of that anti-doping rule violation and will report the decision to all those *Persons* notified of the initial imposition of the sanction.

ARTICLE 11 INTERPRETATION AND COMING INTO FORCE

All the words utilised in these Rules shall have the same meaning as that ascribed to them in the *Code* and the *International Standards*. The *Code* and the *International Standards* shall be considered as part of these rules, apply automatically and prevail in case of conflict.

These Rules shall come into full force and effect on [1 January 2015].

