

5 ITTF ANTI-DOPING RULES

At the ITTF Board of Directors meeting held on 23 May 2003 in Paris, ITTF accepted the World Anti-Doping *Code* (the "*Code*"). These Anti-Doping Rules are adopted and implemented in conformance with ITTF's responsibilities under the *Code*, and are in furtherance of ITTF's continuing efforts to eradicate doping in table tennis. These rules apply from 8 March 2004 on.

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 forth 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 ITTF, each *National Association* of ITTF, and each *Participant* in the activities of ITTF or any of its *National Associations* by virtue of the *Participant's* membership, accreditation, or participation in ITTF, its *National Associations*, or their activities or *Events*.

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

5.1 DEFINITION OF DOPING

5.1.1 Doping is defined as the occurrence of one or more of the anti-doping rule violations set forth in Article 5.2.1 through Article 5.2.8 of these Anti-Doping Rules.

5.2 ANTI-DOPING RULE VIOLATIONS

The following constitute anti-doping rule violations:

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

5.2.1.1 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 violation under Article 5.2.1.

5.2.1.2 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 an *Athlete's Sample* shall constitute an anti-doping rule violation.

5.2.1.3 As an exception to the general rule of Article 5.2.1, the *Prohibited List* may establish special criteria for the evaluation of *Prohibited Substances* that can also be produced endogenously.

5.2.2 Use or Attempted Use of a *Prohibited Substance* or a *Prohibited Method*

5.2.2.1 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.

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

5.2.4 Violation of the requirements regarding *Athlete* availability for *Out-of-Competition Testing* including failure to provide required whereabouts information set forth in Article 5.5.4.2 (*Athlete* whereabouts requirements) and missed tests which are declared based on reasonable rules.

5.2.5 *Tampering*, or *Attempting* to tamper, with any part of *Doping Control*.

5.2.6 Possession of *Prohibited Substances* and *Methods*

5.2.6.1 *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 granted in accordance with Article 5.4.4 (Therapeutic Use) or other acceptable justification.

5.2.6.2 *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 therapeutic use exemption granted to an *Athlete* in accordance with Article 5.4.4 (Therapeutic Use) or other acceptable justification.

- 5.2.7 *Trafficking in any Prohibited Substance or Prohibited Method.*
- 5.2.8 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.
- 5.3 **PROOF OF DOPING**
- 5.3.1 **Burdens and Standards of Proof**
ITTF and its *National Associations* shall have the burden of establishing that an anti-doping rule violation has occurred. The standard of proof shall be whether ITTF or its *National Association* 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.
- 5.3.2 **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:
- 5.3.2.1 *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 ITTF or its *National Association* shall have the burden to establish that such departure did not cause the *Adverse Analytical Finding*.
- 5.3.2.2 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 ITTF or its *National Association* 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.

5.4 THE PROHIBITED LIST

5.4.1 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*. ITTF will make the current *Prohibited List* available to each *National Association*, and each *National Association* shall ensure that the current *Prohibited List* is available to its members.¹

5.4.2 *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 ITTF. As described in Article 4.2 of the *Code*, ITTF may request that *WADA* expand the *Prohibited List*. As provided in the *Code*, *WADA* shall make the final decision on such requests by ITTF.

5.4.3 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*.

5.4.4 Therapeutic Use

5.4.4.1 *Athletes* with a documented medical condition requiring the use of a *Prohibited Substance* or a *Prohibited Method* must first obtain a Therapeutic Use Exemption ("TUE").

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

5.4.4.3 The ITTF Executive Committee shall appoint a panel of physicians to consider requests for TUE's (the "TUE Panel"). Upon ITTF's receipt of a TUE request, the Chair of the TUE Panel shall appoint one or more members of the TUE Panel (which may include the Chair) to consider such request. The

(1) The *Prohibited List* in force is available on *WADA's* website at www.wada-ama.org

TUE Panel member(s) so designated shall promptly evaluate such request in accordance with the *International Standard* for Therapeutic Use Exemptions and render a decision on such request, which shall be the final decision of ITTF.

- 5.4.4.3.1 *International-Level Athletes* who are included in the ITTF's *Registered Testing Pool*, should apply to ITTF for the TUE at the same time the *Athlete* first provides whereabouts information to the ITTF and, except in emergency situations, no later than 21 days before the *Athlete's* participation at an *International Event*.
- 5.4.4.3.2 *Athletes* participating in *International Events* who are not included in the ITTF *Registered Testing Pool* must, except in emergency situations, request a TUE from ITTF no later than 21 days before the *Athlete's* participation at an *International Event*.
- 5.4.4.4 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 Therapeutic Use Exemptions in force at the time then WADA may reverse that decision. Decisions on TUE's are subject to further appeal as provided in Article 5.13.

5.5 TESTING

5.5.1 Authority to Test

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

5.5.2 Responsibility for ITTF *Testing*

The ITTF shall be responsible for overseeing all *Testing* conducted by ITTF. *Testing* may be conducted by members of the ITTF or by other qualified persons so authorized by ITTF.

5.5.3 **Testing Standards**

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

5.5.3.1 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, the ITTF 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.

5.5.4 **Out of competition testing**

5.5.4.1 Out of competition testing may be carried out in any country at any time. ITTF has identified a *Registered Testing Pool* of those *Athletes* who are subject to out of competition testing: this pool includes all athletes in the top 200 places of the men's and women's ITTF world ranking list as well as all athletes qualified for the Olympic games. ITTF may revise its *Registered Testing Pool* from time to time as appropriate.

5.5.4.2. *Athlete Whereabouts Requirements*: each *Athlete* in the *Registered Testing Pool* shall provide ITTF with information which specify the locations and times where the *Athlete* will be residing, training and competing. *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 Association* to use its best efforts to assist ITTF in obtaining whereabouts information as requested by ITTF.

5.5.4.3 Whereabouts information provided pursuant to Article 5.5.4.2 shall be shared with *WADA* and other *Anti-Doping Organizations* having jurisdiction to test an *Athlete* on the strict condition that it be used only for *Doping Control* purposes.

5.5.5. **Selection of *Athletes* to be tested**

5.5.5.1 At *International Events*, the ITTF shall determine the number of finishing placement tests, random tests and target tests to be performed.

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

5.5.6 Retirement and return to competition

5.5.6.1 An *Athlete* who has given notice of retirement to ITTF may not resume competing unless he or she notifies ITTF 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 ANALYSIS OF SAMPLES

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

5.6.1 Use of Approved Laboratories

ITTF 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 ITTF.

5.6.2 Substances Subject to Detection

Doping Control Samples shall be analyzed to detect *Prohibited Substances* and *Prohibited Methods* identified on the *Prohibited List* and other substances as may be directed by *WADA* pursuant to the Monitoring Program described in Article 4.5 of the *Code*.

5.6.3 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* pursuant to its Monitoring Program, without the *Athlete's* written consent.

5.6.4 Standards for *Sample* Analysis and Reporting

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

5.7 RESULTS MANAGEMENT

5.7.1 Results Management for *Tests* Initiated by ITTF

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

5.7.1.1 The results from all analyses must be sent to ITTF 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.

5.7.1.2 Upon receipt of an A *Sample Adverse Analytical Finding*, the ITTF Anti-Doping Administrator shall conduct a review to determine whether: (a) an applicable therapeutic use exemption 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*.

5.7.1.3 If the initial review under Article 5.7.1.2 does not reveal an applicable therapeutic use exemption 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*, ITTF shall promptly notify the *Athlete* of: (a) the *Adverse Analytical Finding*; (b) the anti-doping rule violated, or, in a case under Articles 5.7.1.8 or 5.7.1.9, 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 at their/his expense 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*.

5.7.1.4 Arrangements shall be made for *Testing* the B *Sample* within three weeks of the notification described in Article 5.7.1.3. An *Athlete* may accept the A *Sample* analytical results by waiving the requirement for B *Sample* analysis. ITTF may nonetheless elect to proceed with the B *Sample* analysis.

5.7.1.5 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 Association* as well as a representative of ITTF shall be allowed to be present.

5.7.1.6 If the B *Sample* proves negative, the entire test shall be considered negative and the *Athlete*, his *National Association*, and ITTF shall be so informed.

- 5.7.1.7 If a *Prohibited Substance* or the *Use of a Prohibited Method* is identified, the findings shall be reported to the *Athlete*, his *National Association*, ITTF, and to *WADA*.
- 5.7.1.8 The ITTF Anti-Doping Administrator shall conduct any follow-up investigation as may be required by the *Prohibited List*. Upon completion of such follow-up investigation, ITTF shall promptly notify the *Athlete* regarding the results of the follow-up investigation and whether or not ITTF asserts that an anti-doping rule was violated.
- 5.7.1.9 For apparent anti-doping rule violations that do not involve *Adverse Analytical Findings*, ITTF shall 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.
- 5.7.2 **Results Management for Tests Initiated During Other *International Events***
Results management and the conduct of hearings from a test by the International Olympic Committee, the International Paralympic Committee, or a Major Event Organization, shall be managed, as far as sanctions beyond Disqualification from the Event or the results of the Event, by ITTF.
- 5.7.3 **Results Management for Tests initiated by *National Associations***
Results management conducted by *National Associations* shall be consistent with the general principles for effective and fair results management which - underlie the detailed provisions set forth in Article 5.7.1. Results of all *Doping Controls* shall be reported to ITTF within 14 days of the conclusion of the *National Association's* results management process. Any apparent anti-doping rule violation by an *Athlete* who is a member of that *National Association* shall be promptly referred to an appropriate hearing panel established pursuant to the rules of the *National Association* or national law. Apparent anti-doping rule violations by *Athletes* who are members of another *National Association* shall be referred to the *Athlete's National Association* for hearing.
- 5.7.4 ***Provisional Suspensions***
The ITTF Executive Committee, after consultation with the ITTF Anti-Doping Administrator, 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 5.7.1. If a *Provisional Suspension* is imposed, either the hearing in accordance with Article 5.8 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 Associations* may impose *Provisional Suspensions* in accordance with the principles set forth in this Article 5.7.3.

5.8 RIGHT TO A FAIR HEARING

5.8.1 Hearings arising out of ITTF *Testing* or *Tests* at *International Events*

5.8.1.1 The ITTF Executive Committee shall appoint a standing panel consisting of a Chair and four other experts with experience in anti-doping ("ITTF Doping Hearing Panel"). The Chair shall be a lawyer. Each panel member shall be otherwise independent of ITTF. Each panel member shall serve a term of four years.

5.8.1.2 When it appears, following the Results Management process described in Article 5.7, that these Anti-Doping Rules have been violated in connection with ITTF *Testing* or *Testing* at an *International Event* then the case shall be assigned to the ITTF Doping Hearing Panel for adjudication.

5.8.1.3 The Chair of the ITTF Doping Hearing Panel shall appoint three members from the panel (which may include the Chair) to hear each case. At least one appointed member shall be a lawyer. The appointed members shall have had no prior involvement with the case and shall not have the same nationality as the *Athlete* or other *Person* alleged to have violated these Anti-Doping Rules.

5.8.1.4 Hearings pursuant to this Article shall be completed expeditiously following the completion of the results management process described in Article 5.7. Hearings held in connection with *Events* may be conducted on an expedited basis.

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

5.8.1.6 ITTF shall keep WADA fully apprised as to the status of pending cases and the result of all hearings.

5.8.1.7 An *Athlete* or other *Person* may forego a hearing by acknowledging the Anti-Doping Rule violation and accepting *Consequences* consistent with Articles 5.9 and 5.10 as proposed by ITTF.

5.8.1.8 Decisions of the ITTF Doping Hearing Panel may be appealed to Court of Arbitration for Sport as provided in Article 5.13.

5.8.2 Hearings Arising Out of National *Testing*

- 5.8.2.1 When it appears, following the Results Management process described in Article 5.7, that these Anti-Doping Rules have been violated in connection with *Testing* other than in connection with ITTF *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 Association* for a hearing to adjudicate whether a violation of these Anti-Doping Rules occurred and if so what *Consequences* should be imposed.
- 5.8.2.2 Hearings pursuant to this Article 5.8.2 shall be completed expeditiously and in all cases within three months of the completion of the Results Management process described in Article 5.7. Hearings held in connection with *Events* may be conducted by an expedited process. If the completion of the hearing is delayed beyond three months, ITTF may elect to bring the case directly before the ITTF Doping Hearing Panel at the responsibility and at the expense of the *National Association*.
- 5.8.2.3 *National Associations* shall keep ITTF and *WADA* fully apprised as to the status of pending cases and the results of all hearings.
- 5.8.2.4 ITTF and *WADA* shall have the right to attend hearings as an observer.
- 5.8.2.5 The *Athlete* or other *Person* may forego a hearing by acknowledging the violation of these Anti-Doping Rules and accepting *Consequences* consistent with Articles 5.9 and 5.10 as proposed by the *National Association*.
- 5.8.2.6 Decisions by *National Associations*, whether as the result of a hearing or the *Athlete* or other *Person's* acceptance of *Consequences*, may be appealed as provided in Article 5.13.
- 5.8.2.7 Hearing decisions by the *National Association* shall not be subject to further administrative review at the national level except as provided in Article 5.13 or required by applicable national law.
- 5.8.3 **Principles for a Fair Hearing** All hearings pursuant to either Article 5.8.1 or 5.8.2 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 at his expense; and
- a timely, written, reasoned decision.

5.9 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.

5.10 SANCTIONS ON INDIVIDUALS

5.10.1 *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 5.10.1.1.

- 5.10.1.1 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.

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

Except for the specified substances identified in Article 5.10.3, the period of *Ineligibility* imposed for a violation of Article 5.2.1 (presence of *Prohibited Substance* or its *Metabolites* or *Markers*), Article 5.2.2 (*Use* or *Attempted Use* of *Prohibited Substance* or *Prohibited Method*) and Article 5.2.6 (*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 5.10.5.

5.10.3. 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 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 5.10.2 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 *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 5.10.5.

5.10.4 *Ineligibility for Other Anti-Doping Rule Violations*

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

- 5.10.4.1 For violations of Article 5.2.3 (refusing or failing to submit to *Sample* collection) or Article 5.2.5 (*Tampering with Doping Control*), the *Ineligibility* periods set forth in Article 5.10.2 shall apply.
- 5.10.4.2 For violations of Article 5.2.7 (*Trafficking*) or Article 5.2.8 (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 5.10.3, 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.

5.10.4.3 For violations of Article 5.2.4 (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*.

5.10.5 **Elimination or Reduction of Period of *Ineligibility* Based on Exceptional Circumstances**

5.10.5.1 If the *Athlete* establishes in an individual case involving an anti-doping rule violation under Article 5.2.1 (presence of *Prohibited Substance* or its *Metabolites* or *Markers*) or *Use* of a *Prohibited Substance* or *Prohibited Method* under Article 5.2.2 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 5.2.1 (presence of *Prohibited Substance*), the *Athlete* must also establish how the *Prohibited Substance* entered his or her system in order to have the period of *Ineligibility* eliminated. In the event this Article is applied and the period of *Ineligibility* otherwise applicable is eliminated, the anti-doping rule violation shall not be considered a violation for the limited purpose of determining the period of *Ineligibility* for multiple violations under Article 5.10.2, 5.10.3 and 5.10.6.

5.10.5.2 This Article 5.10.5.2 applies only to anti-doping rule violations involving Article 5.2.1 (presence of *Prohibited Substance* or its *Metabolites* or *Markers*), *Use* of a *Prohibited Substance* or *Prohibited Method* under Article 5.2.2, failing to submit to *Sample* collection under Article 5.2.3, or administration of a *Prohibited Substance* or *Prohibited Method* under Article 5.2.8. 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 5.2.1 (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.

5.10.5.3 The ITTF Executive Committee may also reduce the period of *Ineligibility* in an individual case where the *Athlete* has provided substantial assistance to ITTF which results in ITTF discovering or establishing an anti-doping rule violation by another *Person* involving *Possession* under Article 5.2.6.2 (*Possession by Athlete Support Personnel*), Article 5.2.7 (*Trafficking*), or

Article 5.2.8 (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.

5.10.6 Rules for Certain Potential Multiple Violations

5.10.6.1 For purposes of imposing sanctions under Article 5.10.2, 5.10.3 and 5.10.4, a second anti-doping rule violation may be considered for purposes of imposing sanctions only if the ITTF (or its *National Association*) 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 ITTF (or its *National Association*) made a reasonable attempt to give notice, of the first anti-doping rule violation; if the ITTF (or its *National Association*) 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.

5.10.6.2 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 5.10.3 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.

5.10.6.3 Where an *Athlete* is found to have committed two separate anti-doping rule violations, one involving a specified substance governed by the sanctions set forth in Article 5.10.3 (specified substances) and the other involving a *Prohibited Substance* or *Prohibited Method* governed by the sanctions set forth in Article 5.10.2 or a violation governed by the sanctions in Article 5.10.4.1, 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 5.10.3 and any other anti-doping rule violation under Article 5.10.2 or 5.10.4.1 shall receive a sanction of lifetime *Ineligibility*.

5.10.7 *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 5.9 (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.

5.10.8 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 ITTF or *Anti-Doping Organization* imposing the sanction may start the period of *Ineligibility* at an earlier date commencing as early as the date of *Sample* collection.

5.10.9 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 ITTF or any *National Association*. In addition, for any anti-doping rule violation not involving specified substances described in Article 5.10.3, some or all sport-related financial support or other sport-related benefits received by such *Person* will be withheld by ITTF and its *National Associations*. 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 ITTF and its *National Associations*, 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*.

5.10.10. 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 ITTF, the applicable *National Association*, and any other *Anti-Doping Organization* having *Testing* jurisdiction, and must provide current and

accurate whereabouts information as provided in Article 5.5.4.2. 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 ITTF and the applicable *National Association* and has been subject to *Out-of-Competition Testing* for a period of time equal to the longer of the period set forth in Article 5.5.6 or the period of *Ineligibility* remaining as of the date the *Athlete* had retired. 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 Association* will then be necessary.

5.11 CONSEQUENCES TO TEAMS

5.11.1. If a member of a doubles pair or a team is found to have committed a violation of these Anti-Doping Rules during an *Event*, the doubles pair or the team shall be *Disqualified* from the *Event*, and any title, medal, points and prize shall will be withdrawn.

5.12 SANCTIONS AND COSTS ASSESSED AGAINST NATIONAL ASSOCIATIONS

5.12.1 The ITTF Executive Committee has the authority to withhold some or all funding or other non financial support to *National Associations* that are not in compliance with these Anti-Doping Rules.

5.12.2 ITTF may elect to take additional disciplinary action against National Associations with respect to recognition, the eligibility of its officials and athletes to participate in International Events, and fines.

5.13 APPEALS

5.13.1 Decisions Subject to Appeal

Decisions made under these Anti-Doping Rules may be appealed as set forth below in Article 5.13.2 through 5.13.4. Such decisions shall remain in effect while under appeal unless the appellate body orders otherwise. Before an appeal is commenced, any post-decision review authorized in Article 5.8.2.7 must be exhausted.

5.13.2 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 the ITTF or its *National Association* lacks jurisdiction to rule on an alleged anti-doping rule violation or its *Consequences* may be appealed exclusively as provided in this Article 5.13.2.

5.13.2.1 In cases arising from competition in an *International Event* or in cases involving *International-Level Athletes*, the decision may be appealed exclusively to the Court of Arbitration for Sport ("CAS") in accordance with the provisions applicable before such court.

5.13.2.2 In cases involving *Athletes* that do not have a right to appeal under Article 5.13.2.1, each *National Association* 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. ITTF's rights of appeal with respect to these cases are set forth in Article 5.13.2.3 below.

5.13.2.3 In cases under Article 5.13.2.1, 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) ITTF and any other *Anti-Doping Organization* 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 5.13.2.2, the parties having the right to appeal to the national-level reviewing body shall be as provided in the *National Association'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) ITTF; and (d) *WADA*. For cases under Article 5.13.2.2, *WADA* and ITTF shall also have the right to appeal to CAS with respect to the decision of the national-level reviewing body.

5.13.3 Appeals from Decisions Granting or Denying a Therapeutic Use Exemption

Decisions by *WADA* reversing the grant or denial of an exemption for therapeutic use may be appealed exclusively to CAS by the *Athlete*, ITTF, or

National Anti-Doping Organization or other body designated by a *National Association* which granted or denied the exemption. Decisions to deny therapeutic use exemptions, 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 5.13.2.2. If the national level reviewing body reverses the decision to deny a therapeutic use exemption, that decision may be appealed to CAS by *WADA*.

5.13.4 Appeal from Decisions Pursuant to Article 5.12

Decisions by ITTF pursuant to Article 5.12 may be appealed exclusively to CAS by the *National Association*.

5.13.5 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.

5.14 NATIONAL ASSOCIATIONS INCORPORATION OF ITTF RULES, REPORTING AND RECOGNITION

5.14.1 Incorporation of ITTF Anti-Doping Rules

All *National Associations* shall comply with these Anti-Doping Rules. These Anti-Doping Rules shall also be incorporated either directly or by reference into each *National Associations* Rules. All *National Associations* shall include in their regulations the procedural rules necessary to effectively implement these Anti-Doping Rules. The Rules of each *National Association* shall specifically provide that all *Athletes*, *Athlete Support Personnel* and other *Persons* under the jurisdiction of the *National Association* shall be bound by these Anti-Doping Rules.

5.14.2 Statistical Reporting

National Associations shall report to ITTF at the end of every playing season (August 31) 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*. ITTF may periodically publish *Testing* data received from *National Associations* as well as comparable data from *Testing* under ITTF's jurisdiction.

5.14.3 Public Disclosure

Neither ITTF nor its *National Association* 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. Once a violation of these Anti-Doping Rules has been established, it shall be publicly reported within 20 days.

5.14.4 Recognition of Decisions by ITTF and *National Associations*

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

5.15 RECOGNITION OF DECISIONS BY OTHER ORGANISATIONS

Subject to the right to appeal provided in Article 5.13, the *Testing*, therapeutic use exemptions 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 ITTF and its *National Associations*. ITTF and its *National Associations* 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*.

5.16 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.

5.17 ITTF COMPLIANCE REPORTS TO WADA

The ITTF will report to *WADA* on the ITTF's compliance with the *Code* every second year and shall explain reasons for any non-compliance.

5.18 AMENDMENT AND INTERPRETATION OF ANTI-DOPING RULES

- 5.18.1 These Anti-Doping Rules may be amended from time to time by the ITTF Board of Directors.
- 5.18.2 Except as provided in Article 5.18.5, these Anti-Doping Rules shall be interpreted as an independent and autonomous text and not by reference to existing law or statutes.
- 5.18.3 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.
- 5.18.4 The INTRODUCTION and the APPENDIX I DEFINITIONS shall be considered integral parts of these Anti-Doping Rules.
- 5.18.5 These Anti-Doping Rules have been adopted pursuant to the applicable provisions of the *Code* and shall be interpreted in a manner that is consistent with applicable provisions of the *Code*. The comments annotating various provisions of the *Code* may, where applicable, assist in the understanding and interpretation of these Anti-Doping Rules.
- 5.18.6 Notice to an *Athlete* or other *Person* who is a member of a *National Association* may be accomplished by delivery of the notice to the *National Association*.
- 5.18.7 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 Organization. A *Signatory* that is responsible for adopting rules for initiating, implementing or enforcing any part of the *Doping Control* process. This includes, for example, the International Olympic Committee, the International Paralympic Committee, other *Major Event Organizations* that conduct *Testing* at their *Events*, WADA, International Federations, and *National Anti-Doping Organizations*.

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

Athlete Support Personnel. Any coach, trainer, manager, agent, team staff, official, medical or para-medical 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* renounces 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 the applicable International Federation.

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* above.

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 an International Federation or other relevant *Anti-Doping Organization*, 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 organization.

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

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

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

International Standard. A standard adopted by *WADA* in support of the *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 Organizations. This term refers to the continental associations of *National Olympic Committees* and other international multi-sport organizations that function as the ruling body for any continental, regional or other *International Event*.

Marker. A compound, group of compounds or biological 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 Organization. The entity(ies) designated by each country as possessing the primary authority and responsibility to adopt and implement anti-doping rules, direct the collection of *Samples*, the management of test results, and the conduct of hearings, all at the national level. 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 Association. A national or regional entity which is a member of or is recognized by ITTF as the entity governing the ITTF's sport in that nation or region.

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

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

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

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

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

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

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

Possession. The actual, physical possession, or the constructive possession (which shall be found only if the person has exclusive control over the *Prohibited Substance/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 5.7.4, an expedited abbreviated hearing occurring prior to a hearing under Article 5.8 (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* above.

Publicly Disclose or Publicly Report. To disseminate or distribute information to the general public or persons beyond those persons entitled to earlier notification in accordance with Article 5.14.

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

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.