

**GAMMA**

**GLOBAL ASSOCIATION OF**

**MIXED MARTIAL ARTS**

**Global Association of  
Mixed Martial Arts  
Anti-Doping Rules**

(In Force From 7th July 2018)



# 1

## INTRODUCTION



## **PREFACE**

These Anti-Doping Rules have been duly passed by GAMMA and shall apply from July 7, 2018. GAMMA Anti-Doping Rules are based on the World Anti-Doping Code and WADA's Models of Best Practice for International Fighting Federations. These Anti-Doping Rules are adopted and implemented in accordance with GAMMA, and in furtherance of GAMMA's continuing efforts to eradicate doping in sport.

Anti-Doping Rules, like Competition rules, are sport rules governing the conditions under which sport is played.

Athletes and other Persons accept these rules as a condition of participation and shall be bound by them. These sport-specific rules and procedures, aimed at enforcing anti-doping principles in a global and harmonised manner, are distinct in nature from criminal and civil laws, and are not intended to be subject to or limited by any national requirements and legal standards applicable to criminal or civil proceedings. When reviewing the facts and the law of a given case, all courts, arbitral tribunals, and other adjudicating bodies should be aware of and respect the distinct nature of these Anti-Doping Rules implementing the Code and the fact that these rules represent the consensus of a broad spectrum of stakeholders around the world as to what is necessary to protect and ensure fair sport.

## **FUNDAMENTAL RATIONALE FOR THE CODE AND GAMMA'S ANTI-DOPING RULES**

Anti-doping programmes 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:

- **Righteousness, Honesty and Justice**
- **Community and solidarity**
- **Social Integration and Equal opportunities**
- **Ethics, fair play, and honesty**
- **Respect for rules and laws**
- **Respect for self and other Participants and courtesy**
- **Education and Self- Control**
- **Health**
- **Courage and Wisdom**
- **Duty and Loyalty**
- **Benevolence and Respect**

Doping is completely contrary to the spirit of sport.

## **SCOPE OF THESE ANTI-DOPING RULES**

These Anti-Doping Rules shall apply to GAMMA and to World Championship, Continental Championship, Promotional Championship and to each of its National Federations members of GAMMA. They also apply to the following Athletes, Athlete Support Personnel and other Persons (inclusive of sport manager), each of whom is deemed, as a condition of his/her membership, accreditation and/or participation in the sport, to have agreed to be bound by these Anti-Doping Rules, and to have submitted to the authority of GAMMA to enforce these Anti-Doping Rules and to the jurisdiction of the hearing panels specified in Article 8 and Article 13 to hear and determine cases and appeals brought under these Anti-Doping Rules:

- a. all Athletes and Athlete Support Personnel who are members of GAMMA, and direct or indirect organisations or associations, or of any National Federation, or of any member or affiliate organisation of any National Federation (including any clubs, teams, associations, or leagues);
- b. all Athletes and Athlete Support Personnel participating in such capacity in Events, Competitions and other activities organised, convened, authorised, or recognised by GAMMA, or any National Federation, or any member or affiliate organisation of any National Federation (including any clubs, teams, associations, or leagues), wherever held;
- c. any other Athlete or Athlete Support Personnel or other Person who, by virtue of an accreditation, a licence or other contractual arrangement, or otherwise, is subject to the jurisdiction of GAMMA, or of any National Federation or of any member or affiliate organisation of any National Federation (including any clubs, teams, associations, or leagues), for purposes of anti-doping.

To be eligible to compete or participate in, or otherwise be accredited at an International Competition, Athletes and, where applicable, Athlete Support Personnel and other Persons must have signed a prior written "Acknowledgement and Agreement" official GAMMA form for these GAMMA Anti-Doping Rules.

This official GAMMA form (either the consent form included in appendix 3, or the GAMMA acknowledgement form and agreement included in appendix 3) shall be produced by the GAMMA Anti-Doping Administrator. In guaranteeing the eligibility of their Athletes for International Competition, National Federations guarantee that the Athlete has signed a written acknowledgement and agreement in the required form and that a copy of the signed agreement has been sent to the GAMMA Anti-Doping Administrator. All forms from Minors must be counter-signed by their legal guardians.

Within the overall pool of Athletes set out above who are bound by and required to comply with these Anti-Doping

Rules, the following Athletes shall be considered International-Level Athletes for purposes of these Anti-Doping Rules, and therefore the specific provisions in these Anti-Doping Rules applicable to International-Level Athletes (not only regarding Testing but also with regards to TUEs, whereabouts information, results management, and appeals) shall apply to such Athletes:

- a. Athletes who are part of the GAMMA Registered Testing Pool;
- b. Athletes who participate in select GAMMA International Events as published by GAMMA on its website;
- c. Athletes who are in the top 5 places of their respective final season rankings. For the avoidance of doubt, the complete list of those Athletes will be published in the GAMMA's website;
- d. Athletes who are part of the GAMMA Testing Pool.



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## ARTICLE 1

# DEFINITION OF DOPING

Doping is defined as the occurrence of one or more of the anti-doping rule violations set forth in Article 2.1 through Article 2.10 of these Anti-Doping Rules.

## ARTICLE 2

# ANTI-DOPING RULE VIOLATIONS

The purpose of Article 2 is to specify the circumstances and conduct which constitute anti-doping rule violations. Hearings in doping cases will proceed based on the assertion that one or more of these specific rules have been violated. Athletes or other Persons shall be responsible for knowing what constitutes an anti-doping rule violation and the substances and methods which have been included on the Prohibited List.

The following constitute anti-doping rule violations:

### **2.1 Presence of a Prohibited Substance or its Metabolites or Markers in an Athlete's Sample**

- 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 Samples. Accordingly, it is not necessary that intent, fault, negligence, or knowing use on the Athlete's part be demonstrated to establish an anti-doping rule violation under Article 2.1.
- 2.1.2** Sufficient proof of an anti-doping rule violation under Article 2.1 is established by any of the following: presence of a Prohibited Substance or its Metabolites or Markers in the Athlete's A Sample where the Athlete waives analysis of the B Sample and the B Sample is not analysed; or, where the Athlete's B Sample is analysed and the analysis of the Athlete's B Sample confirms the presence of the Prohibited Substance or its Metabolites or Markers found in the Athlete's A Sample; or, where the Athlete's B Sample is split into two bottles and the analysis of the second bottle confirms the presence of the Prohibited Substance or its Metabolites or Markers found in the first bottle.
- 2.1.3** Excepting those substances for which a quantitative threshold is specifically identified in the Prohibited List, the presence of any quantity of a Prohibited Substance or its Metabolites or Markers in an Athlete's Sample shall constitute an anti-doping rule violation.
- 2.1.4** As an exception to the general rule of Article 2.1, the Prohibited List or International Standards may establish special criteria for the evaluation of Prohibited Substances that can also be produced endogenously.



## **2.2 Use or Attempted Use by an Athlete of a Prohibited Substance or a Prohibited Method**

- 2.2.1** It is each Athlete's personal duty to ensure that no Prohibited Substance enters his or her body and that no Prohibited Method is Used. Accordingly, it is not necessary that intent, fault, negligence or knowing use on the Athlete's part be demonstrated to establish an anti-doping rule violation for Use of a Prohibited Substance or a Prohibited Method.
- 2.2.2** The success or failure of the Use or Attempted Use of a Prohibited Substance or Prohibited Method is not material. It is sufficient that the Prohibited Substance or Prohibited Method was Used or Attempted to be Used for an anti-doping rule violation to be committed.

## **2.3 Evading, Refusing or Failing to Submit to Sample Collection Evading Sample collection, or without compelling justification refusing or failing to submit to Sample collection after notification as authorised in these Anti-Doping Rules or other applicable anti-doping rules**

## **2.4 Whereabouts Failures Any combination of three missed tests and/or filing failures, as defined in the International Standard for Testing and Investigations, within a twelve-month period by an Athlete in a Registered Testing Pool**

## **2.5 Tampering or Attempted Tampering with any part of Doping Control Conduct which subverts the Doping Control process, but which would not otherwise be included in the definition of Prohibited Methods. Tampering shall include, without limitation, intentionally interfering or attempting to interfere with a Doping Control official, providing fraudulent information to an Anti-Doping Organisation, or intimidating or attempting to intimidate a potential witness**

## **2.6 Possession of a Prohibited Substance or a Prohibited Method**

- 2.6.1** Possession by an Athlete In-Competition of any Prohibited Substance or any Prohibited Method, or Possession by an Athlete Out-of-Competition of any Prohibited Substance or any Prohibited Method which is prohibited Out-of-Competition unless the Athlete establishes that the Possession is consistent with a Therapeutic Use Exemption ("TUE") granted in accordance with Article 4.4 or other acceptable justification.
- 2.6.2** Possession by an Athlete Support Person In-Competition of any Prohibited Substance or any Prohibited Method, or Possession by an Athlete Support Person Out-of-Competition of any Prohibited Substance or any Prohibited Method which is prohibited Out-of-Competition in connection with an Athlete, Competition, or training, unless the Athlete Support Person establishes that the Possession is consistent with a TUE granted to an Athlete in accordance with Article 4.4 or other acceptable justification.

**2.7 Trafficking or Attempted Trafficking in any Prohibited Substance or Prohibited Method**

**2.8 Administration or Attempted Administration to any Athlete In-Competition of any Prohibited Substance or Prohibited Method, or Administration or Attempted Administration to any Athlete Out-of-Competition of any Prohibited Substance or any Prohibited Method that is prohibited Out-of-Competition.**

**2.9 Complicity Assisting, encouraging, aiding, abetting, conspiring, covering up or any other type of intentional complicity involving an anti-doping rule violation, Attempted anti-doping rule violation or violation of Article 10.12.1 by another Person.**

**2.10 Prohibited Association by an Athlete or other Person subject to the authority of an Anti-Doping Organisation in a professional or sport-related capacity with any Athlete Support Person who:**

- 2.10.1** If subject to the authority of an Anti-Doping Organisation, is serving a period of ineligibility; or
- 2.10.2** If not subject to the authority of an Anti-Doping Organisation and where ineligibility has not been addressed in a results management process pursuant to the Code, has been convicted or found in a criminal, disciplinary or professional proceeding to have engaged in conduct which would have constituted a violation of anti-doping rules if Code-compliant rules had been applicable to such Person. The disqualifying status of such Person shall be in force for the longer of six years from the criminal, professional or disciplinary decision or the duration of the criminal, disciplinary or professional sanction imposed; or
- 2.10.3** Is serving as a front or intermediary for an individual described in Article 2.10.1 or 2.10.2. For this provision to apply, it is necessary that the Athlete or other Person has previously been advised in writing by an Anti-Doping Organisation with jurisdiction over the Athlete or other Person, or by WADA, of the Athlete Support Person's disqualifying status and the potential Consequence of prohibited association and that the Athlete or other Person can reasonably avoid the association. The Anti-Doping Organisation shall also use reasonable efforts to advise the Athlete Support Person who is the subject of the notice to the Athlete or other Person that the Athlete Support Person may, within 15 days, come forward to the Anti-Doping Organisation to explain that the criteria described in Articles 2.10.1 and 2.10.2 do not apply to him/her. (Notwithstanding Article 17, this Article applies even when the Athlete Support Person's disqualifying conduct occurred prior to the effective date provided in Article 20.7). The burden shall be on the Athlete or other Person to establish that any association with Athlete Support Personnel described in Article 2.10.1 or 2.10.2 is not in a professional or sport-related capacity. Anti-Doping Organisations that are aware of Athlete Support Personnel who meet the criteria described in Articles 2.10.1, 2.10.2, or 2.10.3 shall submit that information to WADA.

## PROOF OF DOPING

### 3.1 Burdens and Standards of Proof

GAMMA shall have the burden of establishing that an anti-doping rule violation has occurred. The standard of proof shall be whether GAMMA has established an anti-doping rule violation to the comfortable satisfaction of the hearing panel 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 Anti-Doping Rules place the burden of proof upon the Athlete or other Person alleged to have committed an anti-doping rule violation to rebut a presumption or establish specified facts or circumstances, the standard of proof shall be by a balance of probability.

### 3.2 Methods of Establishing Facts and Presumptions Facts related to anti-doping rule violations may be established by any reliable means, including admissions. The following rules of proof shall be applicable in doping cases:

- 3.2.1** Analytical methods or decision limits approved by WADA after consultation within the relevant scientific community and which have been the subjects of peer review are presumed to be scientifically valid. Any Athlete or other Person seeking to rebut this presumption of scientific validity shall, as a condition precedent to any such challenge, first notify WADA of the challenge and the basis of the challenge. CAS on its own initiative may also inform WADA of any such challenge. At WADA's request, the CAS panel shall appoint an appropriate scientific expert to assist the panel in its evaluation of the challenge. Within 10 days of WADA's receipt of such notice, and WADA's receipt of the CAS file, WADA shall also have the right to intervene as a party, appear amicus curiae, or otherwise provide evidence in such proceeding.
- 3.2.2** WADA-accredited laboratories, and other laboratories approved by WADA, are presumed to have conducted Sample analysis and custodial procedures in accordance with the International Standard for Laboratories. The Athlete or other Person may rebut this presumption by establishing that a departure from the International Standard for Laboratories occurred which could reasonably have caused the Adverse Analytical Finding. If the Athlete or other Person rebuts the preceding presumption by showing that a departure from the International Standard for Laboratories occurred which could reasonably have caused the Adverse Analytical Finding, then GAMMA shall have the burden to establish that such departure did not cause the Adverse Analytical Finding.
- 3.2.3** Departures from any other International Standard or other anti-doping rule or policy set forth in the Code or these Anti-Doping Rules which did not cause an Adverse Analytical Finding or other anti-doping rule violation shall not invalidate such evidence or results. If the Athlete or other Person establishes a departure from another International Standard or other anti-doping rule or policy which could reasonably have caused an anti-doping rule violation based on an Adverse Analytical Finding or other anti-doping rule violation, then GAMMA shall have the burden to establish that such departure did not cause the Adverse Analytical Finding or the factual basis for the anti-doping rule violation.
- 3.2.4** The facts established by a decision of a court or professional disciplinary tribunal of competent jurisdiction which is not the subject of a pending appeal shall be irrebuttable evidence against the Athlete or other Person to whom the decision pertained of those facts unless the Athlete or other Person establishes that the decision violated principles of natural justice.
- 3.2.5** The hearing panel in a hearing on an anti-doping rule violation may draw an inference adverse to the Athlete or other Person who is asserted to have committed an anti-doping rule violation based on the Athlete's or other Person's refusal, after a request made in a reasonable time in advance of the hearing, to appear at the hearing (either in person or telephonically as directed by the hearing panel) and to answer questions from the hearing panel or GAMMA.

## THE PROHIBITED LIST

**4.1 Incorporation of the Prohibited List** These Anti-Doping Rules incorporate the Prohibited List, which is published and revised by WADA as described in Article 4.1 of the Code.

### **4.2 Prohibited Substances and Prohibited Methods Identified on the Prohibited List.**

**4.2.1** Prohibited Substances and Prohibited Methods 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 by WADA, without requiring any further action by GAMMA or its National Federations. All Athletes and other Persons shall be bound by the Prohibited List, and any revisions thereto, from the date they go into effect, without further formality. It is the responsibility of all Athletes and other Persons to familiarize themselves with the most up-to-date version of the Prohibited List and all revisions thereto.

**4.2.2** Specified Substances for purposes of the application of Article 10, all Prohibited Substances shall be Specified Substances except substances in the classes of anabolic agents and hormones and those stimulants and hormone antagonists and modulators so identified on the Prohibited List. The category of Specified Substances shall not include Prohibited Methods.

**4.3 WADA's Determination of the Prohibited List** WADA's determination of the Prohibited Substances and Prohibited Methods that will be included on the Prohibited List, the classification of substances into categories on the Prohibited List, and the classification of a substance as prohibited at all times or In-Competition only, is final and shall not be subject to challenge by an Athlete or other Person based on an argument that the substance or method was not a masking agent or did not have the potential to enhance performance, represent a health risk or violate the spirit of sport.

### **4.4 Therapeutic Use Exemptions ("TUEs")**

**4.4.1** The presence of a Prohibited Substance or its Metabolites or Markers, and/or the Use or Attempted Use, Possession or Administration or Attempted Administration of a Prohibited Substance or Prohibited Method, shall not be considered an anti-doping rule violation if it is consistent with the provisions of a TUE granted in accordance with the International Standard for Therapeutic Use Exemptions.

**4.4.2** If an International-Level Athlete (which is defined in the scope of these Anti-Doping Rules) is using a Prohibited Substance or a Prohibited Method for therapeutic reasons:

**4.4.2.1** Where the Athlete already has a TUE granted by his or her National Anti-Doping Organisation for the substance or method in question, that TUE is automatically valid for international-level Competition provided that such TUE decision has been reported in accordance with Article 5.4 of the International Standard for Therapeutic Use Exemption and therefore is available for review by WADA.

**4.4.2.2** If the Athlete does not already have a TUE granted by his/her National Anti-Doping Organisation for the substance or method in question, the Athlete must apply directly to GAMMA for a TUE in accordance with the process set out in the International Standard for Therapeutic Use Exemptions, using the form posted on GAMMA's website.

If GAMMA denies the Athlete's application, it must notify the Athlete promptly, with reasons. If GAMMA grants the Athlete's application, it shall notify not only the Athlete but also his/her National Anti-Doping Organisation. If the National Anti-Doping Organisation considers that the TUE granted by GAMMA does not meet the criteria set out in the International Standard for Therapeutic Use Exemptions, it has 21 days from such notification to refer the matter to WADA for review in accordance with Article 4.4.6.

If the National Anti-Doping Organisation refers the matter to WADA for review, the TUE granted by GAMMA remains valid for international-level Competition and Out-of-Competition Testing (but is not valid for national-level Competition) pending WADA's decision. If the National Anti-Doping Organisation does not refer the matter to WADA for review, the TUE granted by GAMMA becomes valid for national-level Competition as well when the 21-day review deadline expires.

**4.4.3** If GAMMA chooses to test an Athlete who is not an International-Level Athlete, GAMMA shall recognise a TUE granted to that Athlete by his or her National Anti-Doping Organisation. If GAMMA chooses to test an Athlete who is not an International-Level or a National-Level Athlete, GAMMA shall permit that Athlete to apply for a retroactive TUE for any Prohibited Substance or Prohibited Method that he/she is using for therapeutic reasons.

**4.4.4** An application to GAMMA for grant of a TUE must be made as soon as the need arises and, in any event, (save in emergency or exceptional situations or where Article 4.3 of the International Standard for Therapeutic Use Exemptions applies) at least 30 days before the Athlete's next Competition. The GAMMA Executive Committee shall appoint a standing panel of at least 3 physicians to consider applications for the grant of TUEs (the "TUE Panel"). Upon GAMMA's receipt of a TUE request, the GAMMA's Anti-Doping Administrator or its delegate shall appoint the TUE Panel which will consider such request. The TUE Panel member(s) so designated shall promptly evaluate and decide upon the application in accordance with the relevant provisions of the International Standard for Therapeutic Use Exemptions and the eventual specific GAMMA's protocols posted on its website.

Subject to Article 4.4.6 of these Rules, its decision shall be the final decision of GAMMA, and shall be reported to WADA and other relevant Anti-Doping Organisations, including the Athlete's National Anti-Doping Organisation, through ADAMS, in accordance with the International Standard for Therapeutic Use Exemptions.

#### **4.4.5** Expiration, Cancellation, Withdrawal or Reversal of a TUE

##### **4.4.5.1** A TUE granted pursuant to these Anti-Doping Rules:

- a. shall expire automatically at the end of any term for which it was granted, without the need for any further notice or other formality;
- b. may be cancelled if the Athlete does not promptly comply with any requirements or conditions imposed by the TUE Committee upon grant of the TUE;
- c. may be withdrawn by the TUE Committee if it is subsequently determined that the criteria for grant of a TUE are not in fact met; or
- d. may be reversed on review by WADA or on appeal.

**4.4.5.2** In such event, the Athlete shall not be subject to any Consequences based on his/her Use or Possession or Administration of the Prohibited Substance or Prohibited Method in question in accordance with the TUE prior to the effective date of expiry, cancellation, withdrawal, or reversal of the TUE. The review pursuant to Article 7.2 of any subsequent Adverse Analytical Finding shall include consideration of whether such finding is consistent with Use of the Prohibited Substance or Prohibited Method prior to that date, in which event no anti-doping rule violation shall be asserted.

#### **4.4.6** Reviews and Appeals of TUE Decisions

**4.4.6.1** WADA shall review any decision by GAMMA to grant a TUE that is referred to WADA by the Athlete's National Anti-Doping Organisation. WADA may review any other TUE decisions at any time, whether upon request by those affected or on its own initiative. If the TUE decision being reviewed meets the criteria set out in the International Standard for Therapeutic Use Exemptions, WADA will not interfere with it. If the TUE decision does not meet those criteria, WADA will reverse it.

**4.4.6.2** Any TUE decision by GAMMA (or by a National Anti-Doping Organisation where it has agreed to consider the application on behalf of GAMMA) that is not reviewed by WADA, or that is reviewed by WADA but is not reversed upon review, may be appealed by the Athlete and/or the Athlete's National Anti-Doping Organisation exclusively to CAS, in accordance with Article 13.

**4.4.6.3** A decision by WADA to reverse a TUE decision may be appealed by the Athlete, the National Anti-Doping Organisation and/or GAMMA exclusively to CAS, in accordance with Article 13.

**4.4.6.4** A failure to act within a reasonable time on a properly submitted application for grant or recognition of a TUE or for review of a TUE decision shall be considered a denial of the application.

## TESTING AND INVESTIGATIONS

**5.1 Purpose of Testing and Investigations** Testing and investigations shall only be undertaken for anti-doping purposes. They shall be conducted in conformity with the provisions of the International Standard for Testing and Investigations and the eventual specific protocols of GAMMA supplementing that International Standard.

**5.1.1** Testing shall be undertaken to obtain analytical evidence as to the Athlete's compliance (or non-compliance) with the strict Code prohibition on the presence/Use of a Prohibited Substance or Prohibited Method. Test distribution planning, Testing, post-Testing activity and all related activities conducted by GAMMA shall be in conformity with the International Standard for Testing and Investigations. GAMMA shall determine the number of finishing placement tests, random tests, and target tests to be performed, in accordance with the criteria established by the International Standard for Testing and Investigations. All provisions of the International Standard for Testing and Investigations shall apply automatically in respect of all such Testing.

**5.1.2** Investigations shall be undertaken:

**5.1.2.1** 5.1.2.1 in relation to Atypical Findings, Atypical Passport Findings and Adverse Passport Findings, in accordance with Articles 7.4 and 7.5 respectively, gathering intelligence or evidence (including analytical evidence) to determine whether an anti-doping rule violation has occurred under Article 2.1 and/or Article 2.2; and

**5.1.2.2** 5.1.2.2 in relation to other indications of potential anti-doping rule violations, in accordance with Articles 7.6 and 7.7, gathering intelligence or evidence (including non-analytical evidence) to determine whether an anti-doping rule violation has occurred under any of Articles 2.2 to 2.10.

**5.1.3** GAMMA may obtain, assess, and process anti-doping intelligence from all available sources, to inform the development of an effective, intelligent, and proportionate test distribution plan, to plan Target Testing, and/or to form the basis of an investigation into a possible anti-doping rule violation(s).

### 5.2 Authority to conduct Testing

**5.2.1** GAMMA may require any Athlete over whom it has Testing authority (including any Athlete serving a period of Ineligibility) to provide a Sample at any time and at any place.

**5.2.2** WADA shall have In-Competition and Out-of-Competition Testing authority as set out in Article 20.7.8 of the Code.

**5.2.3** If GAMMA delegates or contracts any part of Testing to a National Anti-Doping Organisation (directly or through a National Federation), that National Anti-Doping Organisation may collect additional Samples or direct the laboratory to perform additional types of analysis at the National Anti-Doping Organisation's expense. If additional Samples are collected or additional types of analysis are performed, GAMMA shall be notified.

### 5.3 Event Testing

- 5.3.1** Except as provided in Article 5.3 of the Code, only a single Organisation should be responsible for initiating and directing Testing at Event Venues during an Event Period. At the following International Events: GAMMA World MMA Championships, GAMMA Qualifying Events, and Promotional Matches, the collection of Samples shall be initiated and directed by GAMMA (or any other international Organisation which is the ruling body for the Event). At the request of GAMMA (or any other international Organisation which is the ruling body for an Event), any Testing during the Event Period outside of the Event Venues shall be coordinated with GAMMA (or the relevant ruling body of the Event).
- 5.3.2** If an Anti-Doping Organisation which would otherwise have Testing authority but is not responsible for initiating and directing Testing at an Event desires to conduct Testing of Athletes at the Event Venues during the Event Period, the Anti-Doping Organisation shall first confer with GAMMA (or any other international Organisation which is the ruling body of the Event) to obtain permission to conduct and coordinate such Testing. If the Anti-Doping Organisation is not satisfied with the response from GAMMA (or any other international Organisation which is the ruling body of the Event), the Anti-Doping Organisation may ask WADA for permission to conduct Testing and to determine how to coordinate such Testing, in accordance with the procedures set out in the International Standard for Testing and Investigations. WADA shall not grant approval for such Testing before consulting with and informing GAMMA (or any other international Organisation which is the ruling body for the Event). WADA's decision shall be final and not subject to appeal. Unless otherwise provided in the authorisation to conduct Testing, such tests shall be considered Out-of-Competition tests. Results management for any such test shall be the responsibility of the Anti-Doping Organisation initiating the test unless provided otherwise in the rules of the ruling body of the Event.
- 5.3.3** Every organizer of GAMMA's International Competitions or Events, (the list of those Competitions or Events will be published each year on GAMMA's Website) must plan for Doping Controls to take place and must ensure that, during the Event, the necessary facilities, Sample collection materials and Doping Control Personnel are available, and the Testing procedures are correctly applied in accordance with the International Standard for Testing and Investigation and conducted by qualified persons so authorised.
- 5.3.4** At the GAMMA A's International Competitions or Events, where GAMMA is the ruling and/or sanctionary body, the organizer of the Event and/or the National Federation of the country in which the Competition or Event is taking place shall be responsible for co-ordinating all In-Competition Testing, in accordance with these Anti-Doping rules and the instructions eventually received by GAMMA's Anti-Doping Administrator or its delegate in accordance with Article 5.3 of the Code.
- 5.3.5** The overall costs of Testing and Sample analysis is the responsibility of the Organising committee and/or the National Association of the country in which the Competition or Event is taking place.

**5.4 Test Distribution Planning Consistent with the International Standard for Testing and Investigations, and in coordination with other Anti-Doping Organisations conducting Testing on the same Athletes, GAMMA shall develop and implement an effective, intelligent and proportionate test distribution plan that prioritises appropriately between disciplines, categories of Athletes, types of Testing, types of Samples collected, and types of Sample analysis, all in compliance with the requirements of the International Standard for Testing and Investigations. GAMMA shall provide WADA upon request with a copy of its current test distribution plan. GAMMA shall ensure that Athlete Support Personnel and/or any other person with a conflict of interest are not involved in test distribution plan for their Athletes or in the process of selection of Athletes for Testing.**



**5.5 Coordination of Testing where reasonably feasible, Testing shall be coordinated through ADAMS or another system approved by WADA in order to maximise the effectiveness of the combined Testing effort and to avoid unnecessary repetitive Testing.**

#### **5.6 Athlete's Whereabouts Information**

**5.6.1** 5.6.1 GAMMA may identify a Registered Testing Pool of those Athletes who are required to comply with the whereabouts requirements of Annex I to the International Standard for Testing and Investigations, and shall make available through ADAMS, a list which identifies those Athletes included in its Registered Testing Pool either by name or by clearly defined, specific criteria. GAMMA shall coordinate with the National Anti-Doping Organisation on the identification of such Athletes and the collection of their whereabouts information. GAMMA shall review and update as necessary its criteria for including Athletes in its Registered Testing Pool and shall revise the membership of its Registered Testing Pool from time to time as appropriate in accordance with the set criteria.

Athletes shall be notified before they are included in a Registered Testing Pool and when they are removed from that pool. Each Athlete in the Registered Testing Pool shall do the following, in each case in accordance with Annex I to the International Standard for Testing and Investigations:

- a. advise GAMMA of his/her whereabouts on a quarterly basis;
- b. update that information as necessary so that it remains accurate and complete at all times; and
- c. make him/herself available for Testing at such whereabouts.

**5.6.2** For purposes of Article 2.4, an Athlete's failure to comply with the requirements of the International Standard for Testing and Investigations shall be deemed a filing failure or a missed test (as defined in the International Standard for Testing and Investigations) where the conditions set forth in the International Standard for Testing and Investigations for declaring a filing failure or missed test are met.

**5.6.3** An Athlete in GAMMA Registered Testing Pool shall continue to be subject to the obligation to comply with the whereabouts requirements of Annex I to the International Standard for Testing and Investigations unless and until (a) the Athlete gives written notice to GAMMA that he/she has retired or (b) GAMMA has informed him/her that he/she no longer satisfies the criteria for inclusion in GAMMA Registered Testing Pool.

**5.6.4** Whereabouts information relating to an Athlete shall be shared (through ADAMS) with WADA and other Anti-Doping Organisations having the authority to test that Athlete, shall be maintained in strict confidence at all times, shall be used exclusively for the purposes set out in Article 5.6 of the Code, and shall be destroyed in accordance with the International Standard for the Protection of Privacy and Personal Information once it is no longer relevant for these purposes.

- 5.6.5** Each National Federation shall use its best efforts to ensure that Athletes in the GAMMA's Registered Testing Pool submit whereabouts information as required. However, the ultimate responsibility for providing whereabouts information rests with each Athlete. Every National Federation shall report to GAMMA the relevant contact details (names, postal and email addresses etc.) of all Athletes identified to be part of the Registered Testing Pool established by GAMMA.
- 5.6.6** Testing Pool of Athletes/National Teams GAMMA may identify a Testing Pool of those Athletes/National Teams who are required to comply with the GAMMA whereabouts requirements. Athletes shall be notified through their National Federations before they are included in the Testing Pool and when they are removed from that pool.

Each Athlete/National Team in the Testing Pool shall provide to GAMMA at least the following information: a. An up-to-date mailing and email address; b. Training whereabouts (including usual training venue/s addresses and usual timing of the training); and c. All national team activities (including training, camps and matches with accurate schedules and addresses). The Athletes/National Team included in the Testing Pool shall provide the information on a regular basis, by the relevant deadline communicated by the GAMMA. The collecting of whereabouts may be coordinated with the National Federation and the National Anti-Doping Organisation and the GAMMA may delegate the responsibility to collect Testing Pool Athlete Whereabouts Information to its National Federations. More information about GAMMA Testing Pools and the current whereabouts requirements can be found on the GAMMA website.

Every National Federation shall report to GAMMA the relevant contact details (names, postal and email addresses etc.) of all Athletes identified to be part of the Testing Pool established by GAMMA.

Failure by National Federations to respect the obligations prescribed above may result in a sanction under GAMMA's Disciplinary Code/Code of Ethics. National Federations will be sanctioned with a fine in an amount up to 2,500 Euro.

## **5.7 Selection of Athletes to be tested**

- 5.7.1** At its International Events, GAMMA Anti-Doping Administrator shall determine the number of finishing tests, random tests, and target tests to be performed. At GAMMA's selected International Events GAMMA may request to test each individual Athlete finishing in one of the top three placements in all weight categories in the Event, plus one other Athlete in the Event selected at random. The GAMMA's Anti-Doping Administrator may also target a certain number of Athletes not necessarily linked to final placements to maximise the diversity of Athletes tested.

The minimum number of tests for a MMA Championship shall be 5. The actual number of tests will be determined by the GAMMA's Anti-Doping Administrator and communicated with the organising committee of the MMA Championships.

- 5.7.2** In order to ensure that Testing is conducted on a No Advance Notice Testing basis, the Athletes selection decisions are only disclosed in advance of Testing to those who need to know for such Testing to be conducted.

## 5.8 In-Competition Testing

- 5.8.1** Upon selection of an Athlete for Doping Control during a Competition, the following procedures shall be followed.
- 5.8.2** The official responsible for notifying the Athlete for Doping Control (whether the Doping Control Officer (DCO) or Chaperone) shall write the name of the Athlete on the official notification form and present it to the Athlete, as discreetly as possible, immediately after the Athlete has completed his Competition. The Athlete shall sign to confirm receipt of the notification and retain a copy. The time of signing shall be recorded on the form. The Athlete must stay in view of the Chaperone until reporting to the Doping Control Station.
- 5.8.3** If an Athlete refuses to sign the notification form, the Chaperone shall immediately report this to the Doping Control Officer who shall make every effort to inform the Athlete of his/her obligation to undergo doping control and the consequences of his/her not submitting him/herself to the control. If the Athlete fails or refuses to sign this notice or fails to report to the Doping Control Station as required, the Athlete shall be deemed to have refused to submit to Doping Control for the purpose of Articles 2.3 and 10.3.1 of these rules. Even if the Athlete indicates reluctance to report to the Doping Control Station, the Chaperone shall keep the Athlete in view until there is no question that the Athlete has refused to submit to doping control.
- 5.8.4** The Athlete is required to report immediately to the Doping Control Station, unless there is a valid reason for a delay, as determined in accordance with Article 5.8.8.
- 5.8.5** The Athlete shall be entitled to be accompanied to the Doping Control Station by (i) a Competition accredited representative from his National Federation, and (ii) an interpreter if required.
- 5.8.6** Minor Athletes shall be entitled to be accompanied by a representative, but the representative cannot directly observe the passing of the urine Sample unless requested to do so by the Minor.
- 5.8.7** The Athlete must show a valid identification document at the Doping Control Station. The Athlete's time of arrival at the Doping Control Station shall be recorded on the doping control form.
- 5.8.8** The Athlete has the right to ask the DCO or Chaperone for permission to delay reporting to the Doping Control Station and/or to leave the Doping Control Station temporarily after arrival, but the request may be granted only if the Athlete can be continuously chaperoned and kept under direct observation during the delay, and if the request relates to the following activities:
- a. Participation in a presentation ceremony;
  - b. Fulfilment of media commitments;
  - c. Competing in further Competitions; d. Performing a cool down;
  - d. Obtaining necessary medical treatment;
  - e. Locating a representative and/or interpreter;
  - f. Obtaining photo identification; or
  - g. Any other reasonable circumstances as determined by the DCO, taking into account any instructions of GAMMA or other Testing Authority with jurisdiction at an Event.

**5.8.9** Only the following Persons may be present in the Doping Control Station:

- a. The Doping Control Officer/s and the Chaperone/s;
- b. Staff assigned to the station;
- c. Authorised interpreters;
- d. The Athletes selected for Doping Control and their representative;
- e. The WADA's Independent Observer. The news media shall not be admitted to the Doping Control Station. The doors of the station must not be left open.

No photography or filming shall be permitted in the Doping Control Station during the hours of operation.

**5.8.10** Out-Of-Competition Testing may be conducted by GAMMA, WADA, or a National Anti-Doping Organisation (or agencies appointed by them) at any time or location in any member country.

This Testing shall be carried out without any advance notice to the Athlete or his National Federation. Every Athlete affiliated with a National Federation is obliged to undergo Out-of-Competition Testing as decided by the GAMMA, WADA, or the National Anti-Doping Organisation.

## **5.9 Procedures**

**5.9.1** The Testing procedure shall be in conformity with the requirements of the International Standard for Testing and Investigations. The article below provides information on procedure for the collection of Samples under the jurisdiction of GAMMA at GAMMA Competitions and Event and for Out-of-Competition Testing. In the event of any conflict with the International Standard for Testing and Investigations, the International Standard for Testing and Investigations shall prevail.

**5.9.2** Each Athlete asked to provide a Sample shall also provide information on an official Doping Control Form. The Athlete's name, post and email addresses, his country, telephone numbers, the code number of the Sample and the event identification will be entered into the form. The Athlete shall declare any medication and nutritional supplements that he/she has used in the preceding seven (7) days. The form shall also provide the names of the people present at the Doping Control Station involved with the obtaining of the Sample, including the Doping Control Officer (DCO) in charge of the station. Any irregularities must be registered on the form.

The form shall include at least four copies for distribution as follows:

- a. A copy to be retained by the DCO for forwarding to the GAMMA Headquarters by the day after the Competition;
- b. A copy to be given to the Athlete;
- c. A special copy to be sent to the Laboratory which is to conduct the analysis - this laboratory copy must be so designed that it does not contain any information which could identify the Athlete who provided the Sample;
- d. An extra copy, for distribution as GAMMA deems appropriate and in accordance with the International Standard for Protection of Privacy and Personal Information.

**5.9.3** The Athlete shall select a sealed collection vessel from a few such vessels, visually check that it is empty and clean, and proceed to provide the required amount of urine established in the International Standard for Testing and Investigation under the direct supervision of, and within the view of, the DCO or appropriate official (Chaperone/s) who shall be of the same gender as the Athlete.

Sample Collection Equipment systems shall, at a minimum, meet the following criteria:

- a. Have a unique numbering system incorporated into all bottles, containers, tubes, or other items used to seal the Sample;
- b. Have a sealing system that is tamper-evident;
- c. Ensure the identity of the Athlete is not evident from the equipment itself; and
- d. Ensure that all equipment is clean and sealed prior to use by the Athlete.

To confirm the urine is produced by the Athlete. No one other than the Athlete and the person authorised by these rules shall be present when the urine Sample is collected. Blood Testing may be performed prior to, after or instead of a urine Sample.

**5.9.4** The Athlete shall remain in the Doping Control Station until he or she has fulfilled the duty to pass an adequate quantity of urine. If the Athlete is unable to provide the required amount, the urine which is collected shall be sealed in a container and the seal shall be broken when the Athlete is ready to provide more urine. The Athlete may be required to retain custody of the sealed container while waiting to provide more urine.

**5.9.5** When the Athlete has provided the required volume of urine, he or she shall select a sealed urine control kit from a number of such kits, that contains two containers for Samples A and B. The Athlete shall check to be sure the containers are empty and clean.

**5.9.6** The Athlete, or his representative, shall pour approximately two-thirds of the urine from the collection vessel into the A bottle and one-third into the B bottle which are then sealed as provided for in the International Standard for Testing and Investigations. Having closed both bottles the Athlete shall check that no leakage can occur. The DCO may, with permission of the Athlete, assist the Athlete with the procedures in this article. The Athlete must also verify at each step in the Doping Control procedure that each bottle has the same code and that this is the same code as entered on the Doping Control Form.

**5.9.7** 5.9.7 The DCO should continue to collect additional Samples until the requirement for Suitable Specific Gravity for Analysis is met, or until the DCO determines that there are exceptional circumstances which mean that for logistical reasons it is impossible to continue with the Sample Collection Session. Such exceptional circumstances shall be documented accordingly by the DCO.

**5.9.8** 5.9.8 The Athlete shall certify, by signing the Doping Control Form (see art. 5.10.2), that the entire process has been performed in compliance with the procedures outlined above. The Athlete shall also record any irregularities or procedural deviations he/she identifies. Any irregularities or procedural deviations identified by the Athlete's accredited representative (if present), the DCO, or station staff shall be recorded on the form.

The form will also be signed by the Athlete's accredited representative (if present).

**5.9.9** The accumulation of Samples may take place over time before dispatch to the laboratory. During this time, the Samples must be kept secure. If there is prolonged delay in dispatching the Samples to the laboratory, storage in a cool, secure place is necessary to ensure no possible deterioration could occur. The DCO should detail and document the location where Samples are stored and who has custody of the Samples and/or is permitted access to the Samples.

**5.9.10** At GAMMA International Events, the National Federation and/or the Organising Committee must ensure that a Doping Control Station reasonably separated from public activities with the following minimum requirements is set up for the event:

- one (1) private room (“Doping Control Station”) exclusively dedicated for use by the DCO and doping control personnel with one (1) table, two (2) chairs, pens and paper, and one (1) lockable refrigerator; and
- a waiting room/area with a suitable number of chairs as well as an appropriate amount of individually sealed, non-caffeinated and non-alcoholic beverages, which includes a mix of natural mineral water and soft drinks; and
- one (1) private, clean, and equipped bathroom/toilet, adjacent or as near as possible to the Doping Control Station and waiting area.

**5.9.11** The National Federation and/or the Organising Committee must also ensure that at least one (1) staff member is designated who is able to act as point-of-contact and support for the Doping Control Officer/s (DCOs) and the Chaperone/s during the Doping Control mission, with the contact name and details of this staff member to be communicated to the GAMMA Anti-Doping Administrator or its delegate at least four (4) weeks prior to the starting date of the Event. Prior to the Event, the GAMMA Anti-Doping administrator and/or its delegate may communicate to the National Federation and/or the Organising Committee a specific number of Chaperones. The National Federation and/or Organising Committee shall accordingly be required to provide the number of Chaperones so requested.

#### **5.10 Additional Procedures related to the collection of Samples while Out-Of-Competition**

**5.10.1** 5.10.1 When an Athlete has been selected for No Advance Notice Testing, the DCO will arrive unannounced at the Athlete’s training camp, accommodation, or any other place where the Athlete may be found. The DCO shall show proof of identity and provide a copy of his letter of authority. The DCO shall also require proof of identity of the Athlete. The actual collection of the Sample shall be in accordance with the International Standard for Testing and Investigation.

**5.10.2** As the DCO’s arrival is with No Advance Notice, he should give the Athlete reasonable time to complete any reasonable activity in which he is engaged under the observation of the DCO, but Testing should commence as soon as possible.

**5.10.3** Each Athlete selected for Out-of-Competition Testing shall complete a Doping Control Form similar to the form described in article 5.10.1.

- 5.10.4** If the Athlete refuses to provide a urine Sample, the DCO shall note this on the Doping Control Form, sign his name on the form and ask the Athlete to sign the form. The DCO shall also note any other irregularities in the Doping Control process.
- 5.10.5** The nature of Out-of-Competition Doping Control requires that no prior warning is given to the Athlete. Every effort will be made by the DCO to collect the Sample speedily and efficiently with the minimum of interruption to the Athlete's training, social or work arrangements. If there is an interruption, however, no Athlete may take action to gain compensation for any inconvenience or other loss incurred. Furthermore, any interruption for Testing shall not be a defense to an anti-doping rule violation based on such test or attempted test. In the event that there is any conflict between this Article and the provisions of the International Standard for Testing and Investigations, the International Standard for Testing and Investigations, the International Standard for Testing and Investigations shall prevail.

### **5.11 Retired Athletes Returning to Competition**

- 5.11.1** An Athlete in GAMMA's Registered Testing Pool who has given notice of retirement to GAMMA may not resume competing in International Events or National Events until he/she has given GAMMA written notice of his/her intent to resume competing and has made him/herself available for Testing for a period of six months before returning to Competition, including (if requested) complying with the whereabouts requirements of Annex I to the International Standard for Testing and Investigations.
- 5.11.1** WADA, in consultation with GAMMA and the Athlete's National Anti-Doping Organisation, may grant an exemption to the six-month written notice rule where the strict application of that rule would be manifestly unfair to an Athlete. This decision may be appealed under Article 13. Any competitive results obtained in violation of this Article 5.7.1 shall be Disqualified.
- 5.11.2** 5.11.2 If an Athlete retires from sport while subject to a period of Ineligibility, the Athlete shall not resume competing in International Events or National Events until the Athlete has given six months prior written notice (or notice equivalent to the period of Ineligibility remaining as of the date the Athlete retired, if that period was longer than six months) to GAMMA and to his/her National Anti-Doping Organisation of his/her intent to resume competing and has made him/herself available for Testing for that notice period, including (if requested) complying with the whereabouts requirements of Annex I to the International Standard for Testing and Investigations.
- 5.11.3** 5.11.3 An Athlete who is not in GAMMA's Registered Testing Pool who has given notice of retirement to GAMMA may not resume competing unless he/she notifies GAMMA and his/her National Anti-Doping Organisation at least [six] months before he/she wishes to return to Competition and makes him/herself available for unannounced Out-of-Competition Testing, including (if requested) complying with the whereabouts requirements of Annex I 12 to the International Standard for Testing and Investigations, during the period before actual return to Competition.

### **5.12 Independent Observer Program**

GAMMA and the Organising committees for GAMMA's Events, as well as the National Federations and the Organising committees for National Events, shall authorise and facilitate the Independent Observer Program at such Events.

## ANALYSIS OF SAMPLES

Samples shall be analysed in accordance with the following principles:

### 6.1 Use of Accredited and Approved Laboratories

For purposes of Article 2.1, Samples shall be analysed only in laboratories accredited or otherwise approved by WADA. The choice of the WADA-accredited or WADA-approved laboratory used for the Sample analysis shall be determined exclusively by GAMMA.

### 6.2 Purpose of Analysis of Samples

**6.2.1** Samples shall be analysed to detect Prohibited Substances and Prohibited Methods and other substances as may be directed by WADA pursuant to the Monitoring Program described in Article 4.5 of the Code; or to assist GAMMA in profiling relevant parameters in an Athlete's urine, blood, or other matrix, including DNA or genomic profiling; or for any other legitimate anti-doping purpose. Samples may be collected and stored for future analysis.

**6.2.2** GAMMA shall ask laboratories to analyse Samples in conformity with Article 6.4 of the Code and Article 4.7 of the International Standard for Testing and Investigations.

### 6.3 Research on Samples

No Sample may be used for research without the Athlete's written consent. Samples used for purposes other than Article 6.2 shall have any means of identification removed such that they cannot be traced back to a particular Athlete.

### 6.4 Standards for Sample Analysis and Reporting

Laboratories shall analyse Samples and report results in conformity with the International Standard for Laboratories. To ensure effective Testing, the Technical Document referenced at Article 5.4.1 of the Code will establish risk assessment-based Sample analysis menus appropriate for particular sports and sport disciplines, and laboratories shall analyse Samples in conformity with those menus, except as follows:

**6.4.1** 6.4.1 GAMMA may request that laboratories analyse its Samples using more extensive menus than those described in the Technical Document.

**6.4.2** 6.4.2 GAMMA may request that laboratories analyse its Samples using less extensive menus than those described in the Technical Document only if it has satisfied WADA that, because of the particular circumstances of its sport, as set out in its test distribution plan, less extensive analysis would be appropriate.

**6.4.3** 6.4.3 As provided in the International Standard for Laboratories, laboratories at their own initiative and expense may analyse Samples for Prohibited Substances or Prohibited Methods not included on the Sample analysis menu described in the Technical Document or specified by the Testing authority. Results from any such analysis shall be reported and have the same validity and consequence as any other analytical result.

### 6.5 Further Analysis of Samples

Any Sample may be stored and subsequently subjected to further analysis for the purposes set out in Article 6.2: (a) by WADA at any time; and/or (b) by GAMMA at any time before both the A and B Sample analytical results (or A Sample result where B Sample analysis has been waived or will not be performed) have been communicated by GAMMA to the Athlete as the asserted basis for an Article 2.1 anti-doping rule violation. Such further analysis of Samples shall conform to the requirements of the International Standard for Laboratories and the International

Standard for Testing and Investigations.



## ARTICLE 7

# RESULTS MANAGEMENT

### 7.1 Responsibility for Conducting Results Management

- 7.1.1** The circumstances in which GAMMA shall take responsibility for conducting results management in respect of anti-doping rule violations involving Athletes and other Persons under its jurisdiction shall be determined by reference to and in accordance with Article 7 of the Code.
- 7.1.2** The GAMMA's Anti-Doping Administrator or its delegate will conduct the review discussed in Articles 7.2, 7.3, 7.4, 7.5 and 7.6.

The review prescribed in Article 7.7 should be conducted by a Doping Review Panel consisting of a Chair (who might be the GAMMA's Anti-Doping Administrator or its delegate) and two (2) other members with experience in anti-doping.

### 7.2 Review of Adverse Analytical Findings From Tests Initiated by GAMMA

Results management in respect of the results of tests initiated by GAMMA (including tests performed by WADA pursuant to agreement with GAMMA) shall proceed as follows:

- 7.2.1** The results from all analyses must be sent to GAMMA in encoded form, in a report signed by an authorised representative of the laboratory. All communication must be conducted confidentially and in conformity with ADAMS.
- 7.2.2** Upon receipt of an Adverse Analytical Finding, GAMMA Anti-Doping Administrator or its delegate shall conduct a review to determine whether: (a) an applicable TUE has been granted or will be granted as provided in the International Standard for Therapeutic Use Exemptions, or (b) there is any apparent departure from the International Standard for Testing and Investigations or International Standard for Laboratories that caused the Adverse Analytical Finding.
- 7.2.3** If the review of an Adverse Analytical Finding under Article 7.2.2 reveals an applicable TUE or departure from the International Standard for Testing and Investigations or the International Standard for Laboratories that caused the Atypical Finding, the entire test shall be considered negative and the Athlete, the Athlete's National Anti-Doping Organisation and WADA shall be so informed.
- 7.4.5.1** If GAMMA determines the B Sample should be analysed prior to the conclusion of its investigation, it may conduct the B Sample analysis after notifying the Athlete, with such notice to include a description of the Atypical Finding and the information described in Article 7.3.1(d)-(f).
- 7.4.5.2** If GAMMA is asked (a) by a Major Event Organisation shortly before one of its International Events, or (b) by a sport Organisation responsible for meeting an imminent deadline for selecting team members for an International Event, to disclose whether any Athlete identified on a list provided by the Major Event Organisation or sport Organisation has a pending Atypical Finding, GAMMA shall so advise the Major Event Organisation or sports Organisation after first providing notice of the Atypical Finding to the Athlete.

### 7.3 Notification After Review Regarding Adverse Analytical Findings

**7.3.1** If the review of an Adverse Analytical Finding under Article 7.2.2 does not reveal an applicable TUE or entitlement to a TUE as provided in the International Standard for Therapeutic Use Exemptions, or departure from the International Standard for Testing and Investigations or the International Standard for Laboratories that caused the Adverse Analytical Finding, GAMMA Anti-Doping Administrator or its delegate shall promptly notify the Athlete, and simultaneously the Athlete's National Anti-Doping Organisation and WADA, in the manner set out in Article 14.1, of:

- a. the Adverse Analytical Finding;
- b. the anti-doping rule violated;
- 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 scheduled date, time and place for the B Sample analysis if the Athlete or GAMMA chooses to request an analysis of the B Sample;
- e. the opportunity for the Athlete and/or the Athlete's representative to attend the B Sample opening and analysis in accordance with the International Standard for Laboratories if such analysis is requested;
- f. 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 Laboratories;
- g. the Athlete's right to request a hearing or, failing such request within the deadline specified in the notification, that the hearing may be deemed waived; (h) the opportunity for the Athlete to provide written explanation about the overall circumstances of the case or to dispute (within a specific deadline indicated in the notification) the GAMMA assertion that an Anti-Doping rule violation has occurred; (i) the imposition of a mandatory Provisional Suspension (in case described in Article 7.9.1);
- h. the imposition of the optional Provisional Suspension in cases where GAMMA decides to impose it in accordance with Article 7.9.2; (k) the opportunity to accept voluntarily a Provisional Suspension pending the resolution of the matter, in all cases where a Provisional Suspension has not been imposed;
- i. the Athlete's opportunity to promptly admit the anti-doping rule violation and consequently request the reduction in the period of Ineligibility as described in Article 10.6.3; (m) the Athlete's opportunity to cooperate and provide Substantial Assistance in discovering or establishing Anti-Doping Rule Violations as described in Article 10.6.1. If GAMMA decides not to bring forward the Adverse Analytical Finding as an anti-doping rule violation, it shall so notify the Athlete, the Athlete's National Anti-Doping Organisation and WADA.

**7.3.2** Where requested by the Athlete or GAMMA, arrangements shall be made to analyse the B Sample in accordance with the International Standard for Laboratories. An Athlete may accept the A Sample analytical results by waiving the requirement for B Sample analysis. GAMMA may nonetheless elect to proceed with the B Sample analysis.

**7.3.3** The Athlete and/or his representative shall be allowed to be present at the analysis of the B Sample.

Also, a representative of GAMMA as well as a representative of the Athlete's National Federation shall be allowed to be present.

**7.3.4** If the B Sample analysis does not confirm the A Sample analysis, then (unless GAMMA takes the case forward as an anti-doping rule violation under Article 2.2) the entire test shall be considered negative and the Athlete, the Athlete's National Anti-Doping Organisation and WADA shall be so informed.

**7.3.5** If the B Sample analysis confirms the A Sample analysis, the findings shall be reported to the Athlete, the Athlete's National Anti-Doping Organisation and to WADA.

#### **7.4 Review of Atypical Findings**

**7.4.1** As provided in the International Standard for Laboratories, in some circumstances laboratories are directed to report the presence of Prohibited Substances, which may also be produced endogenously, as Atypical Findings, i.e., as findings that are subject to further investigation.

**7.4.2** Upon receipt of an Atypical Finding, GAMMA Anti-Doping Administrator or its delegate shall conduct a review to determine whether: (a) an applicable TUE has been granted or will be granted as provided in the International Standard for Therapeutic Use Exemptions, or (b) there is any apparent departure from the International Standard for Testing and Investigations or International Standard for Laboratories that caused the Atypical Finding.

**7.4.3** If the review of an Atypical Finding under Article 7.4.2 reveals an applicable TUE or a departure from the International Standard for Testing and Investigations or the International Standard for Laboratories that caused the Atypical Finding, the entire test shall be considered negative and the Athlete, the Athlete's National Anti-Doping Organisation and WADA shall be so informed.

**7.4.4** If that review does not reveal an applicable TUE or a departure from the International Standard for Testing and Investigations or the International Standard for Laboratories that caused the Atypical Finding, GAMMA shall conduct the required investigation or cause it to be conducted. After the investigation is completed, either the Atypical Finding will be brought forward as an Adverse Analytical Finding, in accordance with Article 7.3.1, or else the Athlete, the Athlete's National Anti-Doping Organisation and WADA shall be notified that the Atypical Finding will not be brought forward as an Adverse Analytical Finding.

**7.4.5** GAMMA will not provide notice of an Atypical Finding until it has completed its investigation and has decided whether it will bring the Atypical Finding forward as an Adverse Analytical Finding unless one of the following circumstances exists:

### **7.5 Review of Atypical Passport Findings and Adverse Passport Findings**

Review of Atypical Passport Findings and Adverse Passport Findings shall take place as provided in the International Standard for Testing and Investigations and International Standard for Laboratories. At such time as GAMMA Anti-Doping Administrator or its delegate is satisfied that an anti-doping rule violation has occurred, it shall promptly give the Athlete (and simultaneously the Athlete's National Anti-Doping Organisation and WADA) notice of the anti-doping rule violation asserted and the basis of that assertion.

### **7.7 Review of Other Anti-Doping Rule Violations Not Covered by Articles 7.2–7.6**

GAMMA Doping Review Panel shall conduct any follow-up investigation required into a possible anti-doping rule violation not covered by Articles 7.2- 7.6. At such time as GAMMA Doping Review Panel is satisfied that an anti-doping rule violation has occurred, it shall promptly give the Athlete or other Person (and simultaneously the Athlete's or other Person's National Anti-Doping Organisation and WADA) notice of the anti-doping rule violation asserted and the basis of that assertion.

### **7.8 Identification of Prior Anti-Doping Rule Violations**

Before giving an Athlete or other Person notice of an asserted anti-doping rule violation as provided above, GAMMA shall refer to ADAMS and contact WADA and other relevant Anti-Doping Organisations to determine whether any prior anti-doping rule violation exists.

### **7.9 Provisional Suspensions**

**7.9.1** Mandatory Provisional Suspension: If analysis of an A Sample has resulted in an Adverse Analytical Finding for a Prohibited Substance that is not a Specified Substance, or for a Prohibited Method, and a review in accordance with Article 7.2.2 does not reveal an applicable TUE or departure from the International Standard for Testing and Investigations or the International Standard for Laboratories that caused the Adverse Analytical Finding, a Provisional Suspension shall be imposed upon or promptly after the notification described in Articles 7.2, 7.3 or 7.5.

**7.9.2** Optional Provisional Suspension: In case of an Adverse Analytical Finding for a Specified Substance, or in the case of any other anti-doping rule violations not covered by Article 7.9.1, GAMMA Anti-Doping Administrator or its delegate may impose a Provisional Suspension on the Athlete or other Person against whom the anti-doping rule violation is asserted at any time after the review and notification described in Articles 7.2–7.7 and prior to the final hearing as described in Article 8.

- 7.9.3** Where a Provisional Suspension is imposed pursuant to Article 7.9.1 or Article 7.9.2, the Athlete or other Person shall be given either: (a) an opportunity for a Provisional Hearing either before or on a timely basis after imposition of the Provisional Suspension, if requested by the Athlete or other Person; or (b) an opportunity for an expedited final hearing in accordance with Article 8 on a timely basis after imposition of the Provisional Suspension. Furthermore, the Athlete or other Person has a right to appeal from the Provisional Suspension in accordance with Article 13.2 (save as set out in Article 7.9.3.1).
- 7.9.3.1** The Provisional Suspension may be lifted if the Athlete or other Person demonstrates to the competent Doping Hearing Panel that the violation is likely to have involved a Contaminated Product. A hearing panel's decision not to lift a mandatory Provisional Suspension on account of the Athlete's assertion regarding a Contaminated Product shall not be appealable. Where the Athlete or other Person requests a Provisional Hearing, the competent hearing panel will be an ad-hoc panel appointed by GAMMA.
- 7.9.3.2** The Provisional Suspension shall be imposed (or shall not be lifted) unless the Athlete or other Person establishes that: (a) the assertion of an anti-doping rule violation has no reasonable prospect of being upheld, e.g., because of a patent flaw in the case against the Athlete or other Person; or (b) the Athlete or other Person has a strong arguable case that he/she bears No Fault or Negligence for the anti-doping rule violation(s) asserted, so that any period of Ineligibility that might otherwise be imposed for such a violation is likely to be completely eliminated by application of Article 10.4; or (c) some other facts exist that make it clearly unfair, in all of the circumstances, to impose a Provisional Suspension prior to a final hearing in accordance with Article 8. This ground is to be construed narrowly, and applied only in truly exceptional circumstances. For example, the fact that the Provisional Suspension would prevent the Athlete or other Person participating in a particular Competition or Event shall not qualify as exceptional circumstances for these purposes.
- 7.9.4** If a Provisional Suspension is imposed based on an A Sample Adverse Analytical Finding and subsequent analysis of the B Sample does not confirm the A Sample analysis, then the Athlete shall not be subject to any further Provisional Suspension on account of a violation of Article 2.1. In circumstances where the Athlete (or the Athlete's team) has been removed from a Competition based on a violation of Article 2.1 and the subsequent B Sample analysis does not confirm the A Sample finding, then if it is still possible for the Athlete or team to be reinserted, without otherwise affecting the Competition, the Athlete or team may continue to take part in the Competition. In addition, the Athlete or team may thereafter take part in other Competitions in the same Event.
- 7.9.5** In all cases where an Athlete or other Person has been notified of an anti-doping rule violation, but a Provisional Suspension has not been imposed on him/her, the Athlete or other Person shall be offered the opportunity to accept a Provisional Suspension voluntarily pending the resolution of the matter.

## **7.10 Resolution Without a Hearing**

**7.10.1** Agreement between parties: At any time during the results management process, the Athlete or other Person may agree with GAMMA on the Consequences which are either mandated by the Code or which the GAMMA Anti-Doping Administrator or its delegate considers appropriate where discretion as to Consequences exists under these Rules and the Code.

The agreement shall state the full reasons for any period of Ineligibility agreed upon, including (if applicable) a justification for why the discretion as to Consequences was applied.

Such agreement shall be deemed to be a decision made under these Anti-Doping Rules within the meaning of Article 13. The decision will be reported to the parties with a right to appeal under Article 13.2.3 as provided in Article 14.2.2 and shall be published in accordance with Article 14.3.2.

### **7.10.2** Waiver of Hearing

An Athlete or other Person against whom an anti-doping rule violation is asserted may waive a hearing expressly. Alternatively, if the Athlete or other Person against whom an anti-doping rule violation is asserted fails to request the hearing and/or dispute that assertion within the deadline specified in the notice sent by the GAMMA Anti-Doping Administrator or its delegate asserting the violation, then he/she shall be deemed to have waived a hearing.

### **7.10.3** Process in case of Athlete's waiving of Hearing

In cases where Article 7.10.2 applies, a hearing before the GAMMA's Doping Hearing Panel shall not be required. Instead, the GAMMA Anti-Doping Administrator or its delegate will refer the case to the GAMMA Anti-Doping Hearing Panel for adjudication, transmitting all the available documents of the case.

The GAMMA Anti-Doping Hearing Panel is composed of at least three members (one Chair and two members) nominated by GAMMA. The GAMMA Doping Hearing Panel shall promptly (in accordance with Article 8.2) issue a written decision about the commission of the anti-doping rule violation and the Consequences imposed as a result and setting out the full reasons for any period of Ineligibility imposed, including (if applicable) a justification for why the maximum potential period of Ineligibility was not imposed. GAMMA shall send copies of that decision to other Anti-Doping Organisations with a right to appeal under Article 13.2.3 and shall Publicly Disclose that decision in accordance with Article 14.3.2.

## **7.11 Notification of Results Management Decisions**

In all cases where GAMMA has asserted the commission of an anti-doping rule violation, withdrawn the assertion of an anti-doping rule violation, imposed a Provisional Suspension, or agreed with an Athlete or other Person on the imposition of Consequences without a hearing, GAMMA shall give notice thereof in accordance with Article 14.2.1 to other Anti-Doping Organisations with a right to appeal under Article 13.2.3.

## **7.12 Retirement from Sport**

If an Athlete or other Person retires while GAMMA is conducting the results management process, GAMMA retains jurisdiction to complete its results management process. If an Athlete or other Person retires before any results management process has begun, and GAMMA would have had results management authority over the Athlete or other Person at the time the Athlete or other Person committed an anti-doping rule violation, GAMMA has authority to conduct results management in respect of that anti-doping rule violation.

## ARTICLE 8

# RIGHT TO A FAIR HEARING

### 8.1 Principles for a Fair Hearing

- 8.1.1** When there is no agreement in accordance with Article 7.10.1 or the Athlete or other Person does not waive a hearing in accordance with Article 7.10.2, then the case shall be referred to the GAMMA's Anti-Doping Hearing Panel for hearing and adjudication.
- 8.1.2** Hearings shall be scheduled and completed within a reasonable time. In cases where a Provisional Suspension has been imposed or otherwise accepted by the Athlete or other Person, the hearing should be expedited. In all cases, hearings should be held within 6 months from the notification described in Articles 7.2 to 7.7.
- Hearings held in connection with Events that are subject to these Anti-Doping Rules may be conducted by an expedited process where permitted by the hearing panel.
- 8.1.3** The GAMMA Doping Hearing Panel shall determine the procedure to be followed at the hearing. The hearing process shall respect the following principles:
- a. The right of each party to be represented by counsel (at the party's own expenses);
  - b. The right to respond to the asserted anti-doping rule violation and resulting Consequences;
  - c. The right of each party to present evidence, including the right to call and question witnesses; and
  - d. The Athlete's or other Person's right to an interpreter at the hearing, with the Anti-Doping Hearing Panel to determine the responsibility for the cost of the interpreter.
- 8.1.4** WADA and the National Federation of the Athlete or other Person may attend the hearing as observers. In any event, GAMMA shall keep WADA fully apprised as to the status of pending cases and the result of all hearings.
- 8.1.5** The GAMMA Anti-Doping Hearing Panel shall act in a fair and impartial manner towards all parties at all times.

## 8.2 Decisions

- 8.2.1** 8.2.1 The GAMMA Anti-Doping Hearing Panel shall issue a written decision within 30 days from the date of the hearing or from the date the case has been referred to the panel when the hearing has been waived by the athlete or other Person in accordance with Article 7.10.2. The decision must include the full reasons for the decision and for any period of Ineligibility imposed, including (if applicable) a justification for why the greatest potential Consequences were not imposed. The Decision should be written in English.
- 8.2.2** 8.2.2 The decision may be appealed to the CAS as provided in Article 13. Copies of the decision shall be provided to the Athlete or other Person and to other Anti-Doping Organisations with a right to appeal under Article 13.2.3.
- 8.2.3** If no appeal is brought against the decision, then (a) if the decision is that an anti-doping rule violation was committed, the decision shall be Publicly Disclosed as provided in Article 14.3.2; but (b) if the decision is that no anti-doping rule violation was committed, then the decision shall only be Publicly Disclosed with the consent of the Athlete or other Person who is the subject of the decision. GAMMA shall use reasonable efforts to obtain such consent, and if consent is obtained, shall Publicly Disclose the decision in its entirety or in such redacted form as the Athlete or other Person may approve. The principles contained at Article 14.3.6 shall be applied in cases involving a Minor.

## 8.3 Single Hearing Before CAS

Cases asserting anti-doping rule violations may be heard directly at CAS, with no requirement for a prior hearing, with the consent of the Athlete, GAMMA, WADA, and any other Anti-Doping Organisation that would have had a right to appeal a first instance hearing decision to CAS.

## ARTICLE 9

# AUTOMATIC DISQUALIFICATION OF INDIVIDUAL RESULTS

An anti-doping rule violation in Individual Sports in connection with an In-Competition test automatically leads to Disqualification of the result obtained in that Competition with all resulting Consequences, including forfeiture of any medals, points, and prizes.

## ARTICLE 10

# SANCTIONS ON INDIVIDUALS

## 10.1 Disqualification of Results in the Event during which an Anti-Doping Rule Violation Occurs

An anti-doping rule violation occurring during or in connection with an Event may, upon the decision of the ruling body of the Event, lead to Disqualification of all of the Athlete's individual results obtained in that Event with all Consequences, including forfeiture of all medals, points, and prizes, except as provided in Article 10.1.1.

Factors to be included in considering whether to Disqualify other results in an Event might include, for example, the seriousness of the Athlete's anti-doping rule violation and whether the Athlete tested negative in other Competitions.



**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 Competitions shall not be Disqualified, unless the Athlete's results in Competitions other than the Competition in which the anti-doping rule violation occurred were likely to have been affected by the Athlete's anti-doping rule violation.

## **10.2 Ineligibility for Presence, Use or Attempted Use, or Possession of a Prohibited Substance or Prohibited Method**

The period of Ineligibility for a violation of Articles 2.1, 2.2 or 2.6 shall be as follows, subject to potential reduction or suspension pursuant to Articles 10.4, 10.5 or 10.6:

**10.2.1** The period of Ineligibility shall be four years where:

**10.2.1.1** The anti-doping rule violation does not involve a Specified Substance, unless the Athlete or other Person can establish that the anti-doping rule violation was not intentional.

**10.2.1.2** The anti-doping rule violation involves a Specified Substance and GAMMA can establish that the anti-doping rule violation was intentional.

**10.2.2** If Article 10.2.1 does not apply, the period of Ineligibility shall be two years.

**10.2.3** As used in Articles 10.2 and 10.3, the term "intentional" is meant to identify those Athletes who cheat. The term therefore requires that the Athlete or other Person engaged in conduct which he or she knew constituted an anti-doping rule violation or knew that there was a significant risk that the conduct might constitute or result in an anti-doping rule violation and manifestly disregarded that risk. An anti-doping rule violation resulting from an Adverse Analytical Finding for a substance which is only prohibited In-Competition shall be rebuttably presumed to be not intentional if the substance is a Specified Substance and the Athlete can establish that the Prohibited Substance was Used Out-of-Competition.

An anti-doping rule violation resulting from an Adverse Analytical Finding for a substance which is only prohibited In-Competition shall not be considered intentional if the substance is not a Specified Substance and the Athlete can establish that the Prohibited Substance was Used Out-of-Competition in a context unrelated to sport performance.

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

The period of Ineligibility for anti-doping rule violations other than as provided in Article 10.2 shall be as follows, unless Articles 10.5 or 10.6 are applicable:

**10.3.1** For violations of Article 2.3 or Article 2.5, the period of Ineligibility shall be four years unless, in the case of failing to submit to Sample collection, the Athlete can establish that the commission of the anti-doping rule violation was not intentional (as defined in Article 10.2.3), in which case the period of Ineligibility shall be two years.

**10.3.2** For violations of Article 2.4, the period of Ineligibility shall be two years, subject to reduction down to a minimum of one year, depending on the Athlete's degree of Fault. The flexibility between two years and one year of Ineligibility in this Article is not available to Athletes where a pattern of last-minute whereabouts changes or other conduct raises a serious suspicion that the Athlete was trying to avoid being available for Testing.

**10.3.3** For violations of Article 2.7 or 2.8, the period of Ineligibility shall be a minimum of four years up to lifetime Ineligibility, depending on the seriousness of the violation. An Article 2.7 or Article 2.8 violation involving a Minor shall be considered a particularly serious violation and, if committed by Athlete Support Personnel for violations other than for Specified Substances, shall result in lifetime Ineligibility for Athlete Support Personnel.

In addition, significant violations of Article 2.7 or 2.8 which may also violate non-sporting laws and regulations shall be reported to the competent administrative, professional, or judicial authorities.

**10.3.4** For violations of Article 2.9, the period of Ineligibility imposed shall be a minimum of two years, up to four years, depending on the seriousness of the violation.

**10.3.5** For violations of Article 2.10, the period of Ineligibility shall be two years, subject to reduction down to a minimum of one year, depending on the Athlete or other Person's degree of Fault and other circumstances of the case.

#### **10.4 Elimination of the Period of Ineligibility where there is No Fault or Negligence**

If an Athlete or other Person establishes in an individual case that he or she bears No Fault or Negligence, then the otherwise applicable period of Ineligibility shall be eliminated.

#### **10.5 Reduction of the Period of Ineligibility based on No Significant Fault or Negligence**

**10.5.1** Reduction of Sanctions for Specified Substances or Contaminated Products for Violations of Article 2.1, 2.2 or 2.6.

##### **10.5.1.1** 10.5.1.1 Specified Substances

Where the anti-doping rule violation involves a Specified Substance, and the Athlete or other Person can establish No Significant Fault or Negligence, then the period of Ineligibility shall be, at a minimum, a reprimand, and no period of Ineligibility, and at a maximum, two years of Ineligibility, depending on the Athlete's or other Person's degree of Fault.

##### **10.5.1.2** Contaminated Products

In cases where the Athlete or other Person can establish No Significant Fault or Negligence and that the detected Prohibited Substance came from a Contaminated Product, then the period of Ineligibility shall be, at a minimum, a reprimand, and no period of Ineligibility, and at a maximum, two years Ineligibility, depending on the Athlete's or other Person's degree of Fault.

**10.5.2** Application of No Significant Fault or Negligence beyond the Application of Article 10.5.1.

If an Athlete or other Person establishes in an individual case where Article 10.5.1 is not applicable that he or she bears No Significant Fault or Negligence, then, subject to further reduction or elimination as provided in Article 10.6, the otherwise applicable period of Ineligibility may be reduced based on the Athlete or other Person's degree of Fault, but the reduced period of Ineligibility may not be less than one-half of the 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 years.

## **10.6 Elimination, Reduction, or Suspension of Period of Ineligibility or other Consequences for Reasons Other than Fault**

### **10.6.1 Substantial Assistance in Discovering or Establishing Anti-Doping Rule Violations**

**10.6.1.1** GAMMA may, prior to a final appellate decision under Article 13 or the expiration of the time to appeal, suspend a part of the period of Ineligibility imposed in an individual case in which it has results management authority where the Athlete or other Person has provided Substantial Assistance to an Anti-Doping Organisation, criminal authority or professional disciplinary body which results in: (i) the Anti-Doping Organisation discovering or bringing forward an anti-doping rule violation by another Person, or (ii) which results in a criminal or disciplinary body discovering or bringing forward a criminal offense or the breach of professional rules committed by another Person and the information provided by the Person providing Substantial Assistance is made available to GAMMA. After a final appellate decision under Article 13 or the expiration of time to appeal, GAMMA may only suspend a part of the otherwise applicable period of Ineligibility with the approval of WADA.

The extent to which the otherwise applicable period of Ineligibility may be suspended shall be based on the seriousness of the anti-doping rule violation committed by the Athlete or other Person and the significance of the Substantial Assistance provided by the Athlete or other Person to the effort to eliminate doping in sport. No more than three-quarters of the otherwise applicable period of Ineligibility may be suspended. If the otherwise applicable period of Ineligibility is a lifetime, the non-suspended period under this Article must be no less than eight years. If the Athlete or other Person fails to continue to cooperate and to provide the complete and credible Substantial Assistance upon which a suspension of the period of Ineligibility was based, GAMMA shall reinstate the original period of Ineligibility. If GAMMA decides to reinstate a suspended period of Ineligibility or decides not to reinstate a suspended period of Ineligibility that decision may be appealed by any Person entitled to appeal under Article 13.

**10.6.1.2** To further encourage Athletes and other Persons to provide Substantial Assistance to Anti-Doping Organisations, at the request of GAMMA or at the request of the Athlete or other Person who has (or has been asserted to have) committed an anti-doping rule violation, WADA may agree at any stage of the results management process, including after a final appellate decision under Article 13, to what it considers to be an appropriate suspension of the otherwise-applicable period of Ineligibility and other Consequences. In exceptional circumstances, WADA may agree to suspensions of the period of Ineligibility and other Consequences for Substantial Assistance greater than those otherwise provided in this Article, or even no period of Ineligibility, and/or no return of prize money or payment of fines or costs. WADA's approval shall be subject to reinstatement of sanction, as otherwise provided in this Article. Notwithstanding Article 13, WADA's decisions in the context of this Article may not be appealed by any other Anti-Doping Organisation.

**10.6.1.3** GAMMA suspends any part of an otherwise applicable sanction because of Substantial Assistance, then notice providing justification for the decision shall be provided to the other Anti-Doping Organisations with a right to appeal under Article 13.2.3 as provided in Article 14.2. In unique circumstances where WADA determines that it would be in the best interest of anti-doping, WADA may authorize GAMMA to enter into appropriate confidentiality agreements limiting or delaying the disclosure of the Substantial Assistance agreement or the nature of Substantial Assistance being provided.

**10.6.2** Admission of an Anti-Doping Rule Violation in the Absence of Other Evidence Where an Athlete or other Person voluntarily admits the commission of an anti-doping rule violation before having received notice of a Sample collection which could establish an anti-doping rule violation (or, in the case of an anti-doping rule violation other than Article 2.1, before receiving first notice of the admitted violation pursuant to Article 7) and that admission is the only reliable evidence of the violation at the time of admission, then the period of Ineligibility may be reduced, but not below one-half of the period of Ineligibility otherwise applicable.

**10.6.3** Prompt Admission of an Anti-Doping Rule Violation after being confronted with a Violation sanctionable under Article 10.2.1 or Article 10.3.1

An Athlete or other Person potentially subject to a four-year sanction under Article 10.2.1 or 10.3.1 (for evading or refusing Sample Collection or Tampering with Sample Collection), by promptly admitting the asserted anti-doping rule violation after being confronted by GAMMA, and also upon the approval and at the discretion of both WADA and GAMMA, may receive a reduction in the period of Ineligibility down to a minimum of two years, depending on the seriousness of the violation and the Athlete or other Person's degree of Fault.

**10.6.4** Application of Multiple Grounds for Reduction of a Sanction

Where an Athlete or other Person establishes entitlement to reduction in sanction under more than one provision of Article 10.4, 10.5 or 10.6, before applying any reduction or suspension under Article 10.6, the otherwise applicable period of Ineligibility shall be determined in accordance with Articles 10.2, 10.3, 10.4, and 10.5. If the Athlete or other Person establishes entitlement to a reduction or suspension of the period of Ineligibility under Article 10.6, then the period of Ineligibility may be reduced or suspended, but not below one-fourth of the otherwise applicable period of Ineligibility.

## 10.7 Multiple Violations

**10.7.1** For an Athlete or other Person's second anti-doping rule violation, the period of Ineligibility shall be the greater of:

- a. Six months;
- b. One-half of the period of Ineligibility imposed for the first anti-doping rule violation without taking into account any reduction under Article 10.6; or
- c. Twice the period of Ineligibility otherwise applicable to the second anti-doping rule violation treated as if it were a first violation, without taking into account any reduction under Article 10.6.

The period of Ineligibility established above may then be further reduced by the application of Article 10.6.

**10.7.2** A third anti-doping rule violation will always result in a lifetime period of Ineligibility, except if the third violation fulfills the condition for elimination or reduction of the period of Ineligibility under Article 10.4 or 10.5 or involves a violation of Article 2.4. In these particular cases, the period of Ineligibility shall be from eight years to lifetime Ineligibility.

**10.7.3** An anti-doping rule violation for which an Athlete or other Person has established No Fault or Negligence shall not be considered a prior violation for purposes of this Article.

**10.7.4** Additional Rules for Certain Potential Multiple Violations

**10.7.4.1** For purposes of imposing sanctions under Article 10.7, an anti-doping rule violation will only be considered a second violation if GAMMA can establish that the Athlete or other Person committed the second anti-doping rule violation after the Athlete or other Person received notice pursuant to Article 7, or after GAMMA made reasonable efforts to give notice of the first anti-doping rule violation. If GAMMA cannot establish this, the violations shall be considered together as one single first violation, and the sanction imposed shall be based on the violation that carries the more severe sanction.

**10.7.4.2** 10.7.4.2 If, after the imposition of a sanction for a first anti-doping rule violation, GAMMA discovers facts involving an anti-doping rule violation by the Athlete or other Person which occurred prior to notification regarding the first violation, then GAMMA shall impose an additional sanction based on the sanction that could have been imposed if the two violations had been adjudicated at the same time. Results in all Competitions dating back to the earlier anti-doping rule violation will be Disqualified as provided in Article 10.8.

**10.7.5** Multiple Anti-Doping Rule Violations during Ten-Year Period

For purposes of Article 10.7, each anti-doping rule violation must take place within the same ten-year period in order to be considered multiple violations.

#### **10.8 Disqualification of Results in Competitions Subsequent to Sample Collection or Commission of an Anti-Doping Rule Violation**

In addition to the automatic Disqualification of the results in the Competition which produced the positive Sample under Article 9, all other competitive results of the Athlete obtained from the date a positive Sample was collected (whether In-Competition or Out-of-Competition), or other anti-doping rule violation occurred, through the commencement of any Provisional Suspension or Ineligibility period, shall, unless fairness requires otherwise, be Disqualified with all of the resulting Consequences including forfeiture of any medals, points, and prizes.

#### **10.9 Allocation of CAS Cost Awards and Forfeited Prize Money**

The priority for repayment of CAS cost awards and forfeited prize money shall be: first, payment of costs awarded by CAS; and second, reimbursement of the expenses of GAMMA.

#### **10.10 Financial Consequences**

Where an Athlete or other Person commits an anti-doping rule violation, GAMMA may, in its discretion and subject to the principle of proportionality, elect to a) recover from the Athlete or other Person costs associated with the antidoping rule violation, regardless of the period of Ineligibility imposed and/or b) fine the Athlete or other Person in an amount up to 10,000 Swiss Francs, only in cases where the maximum period of Ineligibility otherwise applicable has already been imposed.

The imposition of a financial sanction or the GAMMA recovery of costs shall not be considered a basis for reducing the Ineligibility or other sanction which would otherwise be applicable under these Anti-Doping Rules or the Code.

## **10.11 Commencement of Ineligibility Period**

Except as provided below, the period of Ineligibility shall start on the date of the final hearing decision providing for Ineligibility or, if the hearing is waived or there is no hearing, on the date Ineligibility is accepted or otherwise imposed.

### **10.11.2 Timely Admission**

Where the Athlete or other Person promptly (which, in all events, for an Athlete means before the Athlete competes again) admits the anti-doping rule violation after being confronted with the anti-doping rule violation by GAMMA, the period of Ineligibility may start as early as the date of Sample collection or the date on which another anti-doping rule violation last occurred. In each case, however, where this Article is applied, the Athlete or other Person shall serve at least one-half of the period of Ineligibility going forward from the date the Athlete or other Person accepted the imposition of a sanction, the date of a hearing decision imposing a sanction, or the date the sanction is otherwise imposed. This Article shall not apply where the period of Ineligibility has already been reduced under Article 10.6.3.

### **10.11.3 Credit for Provisional Suspension or Period of Ineligibility Served**

**10.11.3.1** If a Provisional Suspension is imposed and respected by the Athlete or other Person, then the Athlete or other Person shall receive a credit for such period of Provisional Suspension against any period of Ineligibility which may ultimately be imposed. If a period of Ineligibility is served pursuant to a decision that is subsequently appealed, then the Athlete or other Person shall receive a credit for such period of Ineligibility served against any period of Ineligibility which may ultimately be imposed on appeal.

**10.11.3.2** If an Athlete or other Person voluntarily accepts a Provisional Suspension in writing from GAMMA and thereafter respects the Provisional Suspension, the Athlete or other Person shall receive a credit for such period of voluntary Provisional Suspension against any period of Ineligibility which may ultimately be imposed. A copy of the Athlete or other Person's voluntary acceptance of a Provisional Suspension shall be provided promptly to each party entitled to receive notice of an asserted antidoping rule violation under Article 14.1.

**10.11.3.3** No credit against a period of Ineligibility shall be given for any time period before the effective date of the Provisional Suspension or voluntary Provisional Suspension regardless of whether the Athlete elected not to compete or was suspended by his or her team.

**10.11.3.4** In Team Sports, where a period of Ineligibility is imposed upon a team, unless fairness requires otherwise, the period of Ineligibility shall start on the date of the final hearing decision providing for Ineligibility or, if the hearing is waived, on the date Ineligibility is accepted or otherwise imposed. Any period of team Provisional Suspension (whether imposed or voluntarily accepted) shall be credited against the total period of Ineligibility to be served.

## **10.12 Status During Ineligibility**

**10.12.1** Prohibition Against Participation During Ineligibility No Athlete or other Person who has been declared Ineligible may, during the period of Ineligibility, participate in any capacity in a Competition or activity (other than authorised anti-doping education or rehabilitation programs) authorised or organized by any Signatory, Signatory's member Organisation, or a club or other member Organisation of a Signatory's member Organisation, or in Competitions authorised or organized by any professional league or any international or national level Event Organisation or any elite or national-level sporting activity funded by a governmental agency.

An Athlete or other Person subject to a period of Ineligibility longer than four years may, after completing four years of the period of Ineligibility, participate as an Athlete in local sport events not sanctioned or otherwise under the jurisdiction of a Code Signatory or member of a Code Signatory, but only so long as the local sport event is not at a level that could otherwise qualify such Athlete or other Person directly or indirectly to compete in (or accumulate points toward) a national championship or International Event, and does not involve the Athlete or other Person working in any capacity with Minors.

An Athlete or other Person subject to a period of Ineligibility shall remain subject to Testing.

### **10.12.2** Return to Training

As an exception to Article 10.12.1, an Athlete may return to train with a team or to use the facilities of a club or other member Organisation of GAMMA member Organisation during the shorter of: (1) the last two months of the Athlete's period of Ineligibility, or (2) the last one-quarter of the period of Ineligibility imposed.

### **10.12.3** Violation of the Prohibition of Participation During Ineligibility

Where an Athlete or other Person who has been declared Ineligible violates the prohibition against participation during Ineligibility described in Article 10.12.1, the results of such participation shall be Disqualified and a new period of Ineligibility equal in length up to the original period of Ineligibility shall be added to the end of the original period of Ineligibility. The new period of Ineligibility may be adjusted based on the Athlete or other Person's degree of Fault and other circumstances of the case.

The determination of whether an Athlete or other Person has violated the prohibition against participation, and whether an adjustment is appropriate, shall be made by the Anti-Doping Organisation whose results management led to the imposition of the initial period of Ineligibility. This decision may be appealed under Article 13. Where an Athlete Support Person or other Person assists a Person in violating the prohibition against participation during Ineligibility, GAMMA shall impose sanctions for a violation of Article 2.9 for such assistance.

### **10.12.4** 10.12.4 Withholding of Financial Support during Ineligibility

In addition, for any anti-doping rule violation not involving a reduced sanction as described in Article 10.4 or 10.5, some or all sport-related financial support or other sport-related benefits received by such Person will be withheld by GAMMA and its National Federations.

## **10.13 Automatic Publication of Sanction**

Mandatory part of each sanction shall include automatic publication, as provided in Article 14.3.



## ARTICLE 11

# CONSEQUENCES TO TEAMS

Article 11 intentionally left blank.

## ARTICLE 12

# SANCTIONS AND COSTS ASSESSED AGAINST SPORTING BODIES

- 12.1** GAMMA has the authority to withhold some or all funding or other non-financial support to National Federations that are not in compliance with these Anti-Doping Rules.
- 12.2** National Federations shall be obligated to reimburse GAMMA for all costs (including but not limited to laboratory fees, hearing expenses and travel) related to a violation of these Anti-Doping Rules committed by an Athlete or other Person affiliated with that National Federation.
- 12.3** GAMMA may elect to take additional disciplinary action against National Federations with respect to recognition, the eligibility of its officials and Athletes to participate in International Events and fines based on the following:
- 12.3.1** Four or more violations of these Anti-Doping Rules (other than violations involving Article 2.4) are committed by Athletes or other Persons affiliated with a National Federation within a 12-month period in Testing conducted by GAMMA or Anti-Doping Organisations other than the National Federation or its National Anti-Doping Organisation. In such event GAMMA may in its discretion elect to: (a) ban all officials from that National Federation for participation in any GAMMA activities for a period of up to two years and/or (b) fine the National Federation in an amount up to 10,000 Swiss Francs (for purposes of this Rule, any fine paid pursuant to Rule 12.3.2 shall be credited against any fine assessed.)
- 12.3.1.1** If four or more violations of these Anti-Doping Rules (other than violations involving Articles 2.4) are committed in addition to the violations described in Article 12.3.1 by Athletes or other Persons affiliated with a National Federation within a 12-month period in Testing conducted by GAMMA or Anti-Doping Organisations other than the National Federation or its National Anti-Doping Organisation, then GAMMA may suspend that National Federation's membership for a period of up to 4 years.

- 12.3.2** More than one Athlete or other Person from a National Federation commits an Anti-Doping Rule violation during an International Event. In such event GAMMA may fine that National Federation in an amount up to 6,000 Euro.
- 12.3.3** A National Federation has failed to make diligent efforts to keep GAMMA informed about an Athlete's whereabouts after receiving a request for that information from GAMMA. In such event GAMMA may fine the National Federation in an amount up to 1,000 Euro per Athlete in addition to all of the GAMMA costs incurred in Testing that National Federation's Athletes.
- 12.3.4** In respect of a Promotional Tournament Athlete, in addition to any Consequences imposed upon individual Promotional Athletes having committed an anti-doping rule violation, the GAMMA Pro Board may elect to take additional disciplinary action against Pro Tournament Promoters with respect to recognition, the eligibility of its officials, Athletes and Athlete Support Personnel to participate in the Promotional Competitions and fines based on the following:
- 12.3.5** If four or more violations of these Anti-Doping Rules (other than violations involving Articles 2.4 and 10.3) are committed by Athletes or other Persons affiliated with a Franchisee within a 12-month period in Testing conducted by GAMMA Pro Board, then Promoters may in its discretion elect to:
- i. Ban all officials and Athlete Support Personnel from that Pro Tournaments from participation in any activity of the Pro Events worldwide for a period of up to 6 months; and/or
  - ii. (Fine the Pro Promoter in an amount up to 5,000 Euro;
- 12.3.6** If more than one Athlete or other Person from a Promoter commits an anti-doping rule violation during a single Promotional Competition, GAMMA may fine the Promoter in an amount up to 10,000 Euro.
- 12.3.7** If a Promoter has failed to make diligent efforts to keep GAMMA informed about an Athlete's whereabouts after receiving a request for that information from GAMMA Pro Board, GAMMA Pro Board may fine the Promoter an amount up to 1,000 Euro per Athlete in addition to all of costs incurred in Testing that Promoter's Athlete.

## ARTICLE 13

# APPEALS

### 13.1 Decisions Subject to Appeal

Decisions made under these Anti-Doping Rules may be appealed as set forth below in Article 13.2 through 13.7 or as otherwise provided in these Anti-Doping Rules, the Code, or the International Standards. Such decisions shall remain in effect while under appeal unless the appellate body orders otherwise. Before an appeal is commenced, any post-decision review provided in the Anti-Doping Organisation's rules must be exhausted, provided that such review respects the principles set forth in Article 13.2.2 below (except as provided in Article 13.1.3).

#### 13.1.1 Scope of Review Not Limited

The scope of review on appeal includes all issues relevant to the matter and is expressly not limited to the issues or scope of review before the initial decision maker.

#### 13.1.2 CAS Shall Not Defer to the Findings Being Appealed in making its decision, CAS need not give deference to the discretion exercised by the body whose decision is being appealed.

#### 13.1.3 WADA Not Required to Exhaust Internal Remedies

Where WADA has a right to appeal under Article 13 and no other party has appealed a final decision within GAMMA process, WADA may appeal such decision directly to CAS without having to exhaust other remedies in GAMMA process.

### 13.2 Appeals from Decisions Regarding Anti-Doping Rule Violations, Consequences, Provisional Suspensions, Recognition of Decisions and Jurisdiction

A decision that an anti-doping rule violation was committed, a decision imposing Consequences or not imposing Consequences for an anti-doping rule violation, or a decision that no anti-doping rule violation was committed; a decision that an anti-doping rule violation proceeding cannot go forward for procedural reasons (including, for example, prescription); a decision by WADA not to grant an exception to the six month notice requirement for a retired Athlete to return to Competition under Article 5.7.1; a decision by WADA assigning results management under Article 7.1 of the Code; a decision by GAMMA not to bring forward an Adverse Analytical Finding or an Atypical Finding as an anti-doping rule violation, or a decision not to go forward with an anti-doping rule violation after an investigation under Article 7.7; a decision to impose a Provisional Suspension as a result of a Provisional Hearing; GAMMA's failure to comply with Article 7.9; a decision that GAMMA lacks jurisdiction to rule on an alleged anti-doping rule violation or its Consequences; a decision to suspend, or not suspend, a period of Ineligibility or to reinstate, or not reinstate, a suspended period of Ineligibility under Article 10.6.1; a decision under Article 10.12.3; and a decision by GAMMA not to recognise another Anti-Doping Organisation's decision under Article 15, may be appealed exclusively as provided in Articles 13.2 – 13.7.

#### 13.2.1 Appeals Involving International-Level Athletes or International Events

In cases arising from participation in an International Event or in cases involving International-Level Athletes, the decision may be appealed exclusively to CAS.

### **13.2.2 Appeals Involving Other Athletes or Other Persons**

In cases where Article 13.2.1 is not applicable, the decision may be appealed to a national-level appeal body, being an independent and impartial body established in accordance with rules adopted by the National Anti-Doping Organisation having jurisdiction over the Athlete or other Person. The rules for such appeal shall respect the following principles: a timely hearing; a fair and impartial hearing panel; the right to be represented by counsel at the Person's own expense; and a timely, written, reasoned decision. If the National Anti-Doping Organisation has not established such a body, the decision may be appealed to CAS in accordance with the provisions applicable before such court.

### **13.2.3 Persons Entitled to Appeal**

In cases under Article 13.2.1, the following parties shall have the right to appeal to CAS: (a) the Athlete or other Person who is the subject of the decision being appealed; (b) the other party to the case in which the decision was rendered; (c) GAMMA; (d) the National Anti-Doping Organisation of the Person's country of residence or countries where the Person is a national or license holder; and (d) WADA.

In cases under Article 13.2.2, the parties having the right to appeal to the national-level appeal body shall be as provided in the National Anti-Doping Organisation's rules but, at a minimum, shall include the following parties: (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) GAMMA; (d) the National Anti-Doping Organisation of the Person's country of residence; (e) WADA. For cases under Article 13.2.2, WADA, GAMMA shall also have the right to appeal to CAS with respect to the decision of the national-level appeal body. Any party filing an appeal shall be entitled to assistance from CAS to obtain all relevant information from the Anti-Doping Organisation whose decision is being appealed and the information shall be provided if CAS so directs.

Notwithstanding any other provision herein, the only Person who may appeal from a Provisional Suspension is the Athlete or other Person upon whom the Provisional Suspension is imposed.

### **13.2.4 Cross Appeals and other Subsequent Appeals Allowed** Cross appeals and other subsequent appeals by any respondent named in cases brought to CAS under the Code are specifically permitted. Any party with a right to appeal under this Article 13 must file a cross appeal or subsequent appeal at the latest with the party's answer.

## **13.3 Failure to Render a Timely Decision**

Where, in a particular case, GAMMA fails to render a decision with respect to whether an anti-doping rule violation was committed within a reasonable deadline set by WADA, WADA may elect to appeal directly to CAS as if GAMMA had rendered a decision finding no anti-doping rule violation.

If the CAS hearing panel determines that an anti-doping rule violation was committed and that WADA acted reasonably in electing to appeal directly to CAS, then WADA's costs and attorney fees in prosecuting the appeal shall be reimbursed to WADA by GAMMA.

### **13.3.1 Failure of National Federation to Render a timely decision**

Where, in a particular case, a GAMMA National Federation fails to render a decision with respect to whether an anti-doping rule violation (for which the National Federation is the competent Results Management Authority) was committed within a reasonable deadline set by GAMMA, GAMMA may decide to assume jurisdiction for the matters and conduct Results Management Authority in accordance with these Anti-Doping Rules.

Should the case occur the National Federation are liable for the costs incurred by GAMMA for the management of the case.

### **13.4 Appeals Relating to TUEs**

TUE decisions may be appealed exclusively as provided in Article 4.4.

### **13.5 Notification of Appeal Decisions**

Any Anti-Doping Organisation that is a party to an appeal shall promptly provide the appeal decision to the Athlete or other Person and to the other Anti-Doping Organisations that would have been entitled to appeal under Article 13.2.3 as provided under Article 14.2.

### **13.6 Appeal from Decisions Pursuant to Article 12**

Decisions by GAMMA pursuant to Article 12 may be appealed exclusively to CAS by the National Federation.

### **13.7 Time for Filing Appeals**

#### **13.7.1 Appeals to CAS.**

The time to file an appeal to CAS shall be twenty-one 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 that led to the decision being appealed:

- a. Within fifteen days from notice of the decision, such party/ies shall have the right to request a copy of the case file from the body that issued the decision;
- b. If such a request is made within the fifteen-day period, then the party making such request shall have twenty-one days from receipt of the file to file an appeal to CAS.

The above notwithstanding, the filing deadline for an appeal filed by WADA shall be the later of:

- a. Twenty-one days after the last day on which any other party in the case could have appealed; or
- b. Twenty-one days after WADA's receipt of the complete file relating to the decision.

#### **13.7.2 Appeals Under Article 13.2.2**

The time to file an appeal to an independent and impartial body established at national level in accordance with rules established by the National Anti-Doping Organisation shall be indicated by the same rules of the National Anti-Doping Organisation.

The above notwithstanding, the filing deadline for an appeal or intervention filed by WADA shall be the later of:

- a. Twenty-one days after the last day on which any other party in the case could have appealed, or
- b. Twenty-one days after WADA's receipt of the complete file relating to the decision.

## CONFIDENTIALITY AND REPORTING

### 14.1 Information Concerning Adverse Analytical Findings, Atypical Findings, and Other Asserted Anti-Doping Rule Violations

**14.1.1** 14.1.1 Notice of Anti-Doping Rule Violations to Athletes and other Persons Notice to Athletes or other Persons of anti-doping rule violations asserted against them shall occur as provided under Articles 7 and 14 of these Anti-Doping Rules. Notice to an Athlete or other Person who is a member of a National Federation may be accomplished by delivery of the notice to the National Federation.

**14.1.2** Notice of Anti-Doping Rule Violations to National Anti-Doping Organisations and WADA Notice of the assertion of an anti-doping rule violation to National Anti-Doping Organisations and WADA shall occur as provided under Articles 7 and 14 of these Anti-Doping Rules, simultaneously with the notice to the Athlete or other Person.

**14.1.3** Content of an Anti-Doping Rule Violation Notice

Notification of an anti-doping rule violation under Article 2.1 shall include: The Athlete's name, country, sport and discipline within the sport, the Athlete's competitive level, whether the test was In-Competition or Out-of-Competition, the date of Sample collection, the analytical result reported by the laboratory, and other information as required by the International Standard for Testing and Investigations.

Notice of anti-doping rule violations other than under Article 2.1 shall include the rule violated and the basis of the asserted violation.

**14.1.4** Status Reports

Except with respect to investigations which have not resulted in notice of an anti-doping rule violation pursuant to Article 14.1.1, National Anti-Doping Organisations and WADA shall be regularly updated on the status and findings of any review or proceedings conducted pursuant to Article 7, 8 or 13 and shall be provided with a prompt written reasoned explanation or decision explaining the resolution of the matter.

**14.1.5** Confidentiality

The recipient's Organisation shall not disclose this information beyond those Persons with a need to know (which would include the appropriate personnel at the applicable National Olympic Committee, National Federation, and team in a Team Sport) until GAMMA has made Public Disclosure or has failed to make Public Disclosure as required in Article 14.3.

**14.1.6** GAMMA shall ensure that information concerning Adverse Analytical Findings, Atypical Findings, and other asserted anti-doping rule violations remains confidential until such information is Publicly Disclosed in accordance with Article 14.3, and shall include provisions in any contract entered into between GAMMA and any of its employees (whether permanent or otherwise), contractors, agents and consultants, for the protection of such confidential information as well as for the investigation and disciplining of improper and/or unauthorised disclosure of such confidential information.

## **14.2 Notice of Anti-Doping Rule Violation Decisions and Request for Files**

- 14.2.1** Anti-doping rule violation decisions rendered pursuant to Article 7.11, 8.2, 10.4, 10.5, 10.6, 10.12.3 or 13.5 shall include the full reasons for the decision, including, if applicable, a justification for why the greatest possible Consequences were not imposed. Where the decision is not in English or French, GAMMA shall provide a short English or French summary of the decision and the supporting reasons.
- 14.2.2** An Anti-Doping Organisation having a right to appeal a decision received pursuant to Article 14.2.1 may, within fifteen days of receipt, request a copy of the full case file pertaining to the decision.

## **14.3 Public Disclosure**

- 14.3.1** The identity of any Athlete or other Person who is asserted by GAMMA to have committed an anti-doping rule violation may be Publicly Disclosed by GAMMA only after notice has been provided to the Athlete or other Person in accordance with Article 7.3, 7.4, 7.5, 7.6 or 7.7 and simultaneously to WADA and the National Anti-Doping Organisation of the Athlete or other Person in accordance with Article 14.1.2.
- 14.3.2** No later than twenty days after it has been determined in a final appellate decision under Article 13.2.1 or 13.2.2, or such appeal has been waived, or a hearing in accordance with Article 8 has been waived, or the assertion of an anti-doping rule violation has not been timely challenged, GAMMA must Publicly Report the disposition of the matter, including the sport, the anti-doping rule violated, the name of the Athlete or other Person committing the violation, the Prohibited Substance or Prohibited Method involved (if any), and the Consequences imposed. GAMMA must also Publicly Report within twenty days the results of final appeal decisions concerning anti-doping rule violations, including the information described above.
- 14.3.3** In any case where it is determined, after a hearing or appeal, that the Athlete or other Person did not commit an anti-doping rule violation, the decision may be Publicly Disclosed only with the consent of the Athlete or other Person who is the subject of the decision. GAMMA shall use reasonable efforts to obtain such consent. If consent is obtained, GAMMA shall Publicly Disclose the decision in its entirety or in such redacted form as the Athlete or other Person may approve.
- 14.3.4** Publication shall be accomplished at a minimum by placing the required information on the GAMMA website or publishing it through other means and leaving the information up for the longer of one month or the duration of any period of Ineligibility.
- 14.3.5** Neither GAMMA, nor its National Federations, nor any official of either body, shall publicly comment on the specific facts of any pending case (as opposed to general description of process and science) except in response to public comments attributed to the Athlete or other Person against whom an anti-doping rule violation is asserted, or their representatives.
- 14.3.6** The mandatory Public Reporting required in Article 14.3.2 shall not be required where the Athlete or other Person who has been found to have committed an anti-doping rule violation is a Minor. Any optional Public Reporting in a case involving a Minor shall be proportionate to the facts and circumstances of the case.
- 14.3.7** Except where expressly stated otherwise, a notice under these Anti-Doping Rules shall only be effective if it is in writing. Faxes and email are permitted.

**14.3.8** Any notice given under these Anti-Doping Rules shall, in the absence of earlier receipt, be deemed to have been duly given as follows:

- a. If delivered personally, on delivery;
- b. If sent by first class post, two clear business days after the date of posting;
- c. If sent by airmail, six clear business days after the date of posting;
- d. If sent by facsimile, at the expiration of 48 hours after the time it was sent;
- e. If sent by email, at the time at which it was sent.

#### **14.4 Statistical Reporting**

GAMMA shall publish at least annually a general statistical report of its Doping Control activities, with a copy provided to WADA. GAMMA may also publish reports showing the name of each Athlete tested and the date of each Testing.

#### **14.5 Doping Control Information Clearinghouse**

To facilitate coordinated test distribution planning and to avoid unnecessary duplication in Testing by the various Anti-Doping Organisations, GAMMA shall report all In-Competition and Out-of-Competition tests on such Athletes to the WADA clearinghouse, using ADAMS, as soon as possible after such tests have been conducted. This information will be made accessible, where appropriate and in accordance with the applicable rules, to the Athlete, the Athlete's National Anti-Doping Organisation, and any other Anti-Doping Organisations with Testing authority over the Athlete.

#### **14.6 Data Privacy**

**14.6.1** GAMMA may collect, store, process or disclose personal information relating to Athletes and other Persons where necessary and appropriate to conduct their anti-doping activities under the Code, the International Standards (including specifically the International Standard for the Protection of Privacy and Personal Information) and these Anti-Doping Rules.

**14.6.2** Any Participant who submits information including personal data to any Person in accordance with these Anti-Doping Rules shall be deemed to have agreed, pursuant to applicable data protection laws and otherwise, that such information may be collected, processed, disclosed and used by such Person for the purposes of the implementation of these Anti-Doping Rules, in accordance with the International Standard for the Protection of Privacy and Personal Information and otherwise as required to implement these Anti-Doping Rules.



## ARTICLE 15

# APPLICATION AND RECOGNITION OF DECISIONS

15.1 Subject to the right to appeal provided in Article 13, Testing, hearing results or other final adjudications of any Signatory which are consistent with the Code and are within that Signatory's authority shall be applicable worldwide and shall be recognised and respected by GAMMA and all its National Federations.

15.2 GAMMA and its National Federations shall recognise the measures taken by other bodies which have not accepted the Code if the rules of those bodies are otherwise consistent with the Code.

15.3 Subject to the right to appeal provided in Article 13, any decision of GAMMA regarding a violation of these Anti-Doping Rules shall be recognised by all National Federations, which shall take all necessary action to render such decision effective.

## **INCORPORATION OF GAMMA ANTI-DOPING RULES AND OBLIGATIONS OF NATIONAL FEDERATIONS**

**16.1 All National Federations and their members shall comply with these Anti-Doping Rules. All National Federations and other members shall include in their regulations the provisions necessary to ensure that GAMMA may enforce these Anti-Doping Rules directly as against Athletes under their anti-doping jurisdiction (including National-Level Athletes).**

These Anti-Doping Rules shall also be incorporated either directly or by reference into each National Federation's rules so that the National Federation may enforce them itself directly as against Athletes under its anti-doping jurisdiction (including National-Level Athletes).

**16.2 All National Federations shall establish rules requiring 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 authorised or organised by a National Federation or one of its member Organisations to agree to be bound by these Anti-Doping Rules and to submit to the results management authority of the Anti-Doping Organisation responsible under the Code as a condition of such participation.**

**16.3 All National Federations shall report any information suggesting or relating to an anti-doping rule violation to GAMMA and to their National Anti-Doping Organisations and shall cooperate with investigations conducted by any Anti-Doping Organisation with authority to conduct the investigation.**

**16.4 All National Federations shall 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 under the jurisdiction of GAMMA or the National Federation.**

**16.5 All National Federations shall be required to conduct anti-doping education in coordination with their National Anti-Doping Organisations.**

### **16.6 Statistical Reporting**

National Federations should report to the GAMMA Anti-Doping Administrator within the first three (3) months of each year, results of all Doping Controls within their jurisdiction sorted by Athlete and identifying each date on which the Athlete was tested, the entity conducting the test, and whether the test was In-Competition or Out-of-Competition.

**16.7 GAMMA may periodically publish Testing data received from National Federations as well as comparable data from Testing under GAMMA's jurisdiction. GAMMA may publish annually a general statistical report of its Doping Control activities during the calendar year with a copy provided to WADA.**

**16.8 Every National Federation may be requested to report to the GAMMA Anti-Doping Administrator promptly the names of Athletes who have signed a written acknowledgement and agreement to these Anti-Doping Rules in order to be eligible to compete in International Competitions.**

A copy of the signed agreement shall in each case be forwarded by the National Federation to the GAMMA Anti-Doping Administrator. If such a form is not signed by the Athlete prior to his/her arrival in the Competition place, he/she must sign a form during the weigh-in session.

## ARTICLE 17

# STATUTE OF LIMITATIONS

No anti-doping rule violation proceeding may be commenced against an Athlete or other Person unless he or she has been notified of the anti-doping rule violation as provided in Article 7, or notification has been reasonably attempted, within ten years from the date the violation is asserted to have occurred.

## ARTICLE 18

# GAMMA COMPLIANCE REPORTS TO WADA

GAMMA will report to WADA on GAMMA's compliance with the Code in accordance with Article 23.5.2 of the Code.

## ARTICLE 19

# EDUCATION

GAMMA shall plan, implement, evaluate and monitor information, education and prevention programs for doping-free sport on at least the issues listed at Article 18.2 of the Code, and shall support active participation by Athletes and Athlete Support Personnel in such programmes.

**19.1 GAMMA may decide to request that Athletes perform educational activities before and/or during their participation to selected Events (e.g., WorldChampionships).**

The list of Events in which Athletes will be required to perform educational activities as a condition of participation will be published in the GAMMA website.

The Athletes who have not performed the educational activities will be asked to provide valid justifications to have failed to participate in the educational activity. GAMMA Anti-Doping Administrator or its delegate should evaluate those justifications on a case-by-case basis and may decide to impose disciplinary sanctions if it deemed appropriate.

## ARTICLE 20

# AMENDMENTS AND INTERPRETATION OF ANTI-DOPING RULES

**20.1 These Anti-Doping Rules may be amended from time to time by GAMMA.**

**20.2 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 Code and the International Standards shall be considered integral parts of these Anti-Doping Rules and shall prevail in case of conflict.**

**20.5 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 Introduction shall be considered an integral part of these Anti-Doping Rules.**

**20.6 The comments annotating various provisions of the Code are incorporated by reference into these Anti Doping Rules, shall be treated as if set out in full herein, and shall be used to interpret these Anti-Doping Rules.**

**20.7 These Anti-Doping Rules have come into full force and effect on June 15, 2016 (the “Effective Date”). They shall not apply retroactively to matters pending before the Effective Date; provided, however, that:**

**20.7.1** 20.7.1 Anti-doping rule violations taking place prior to the Effective Date count as "first violations" or "second violations" for purposes of determining sanctions under Article 10 for violations taking place after the Effective Date.

**20.7.2** 20.7.2 The retrospective periods in which prior violations can be considered for purposes of multiple violations under Article 10.7.5 and the statute of limitations set forth in Article 17 are procedural rules and should be applied retroactively; provided, however, that Article 17 shall only be applied retroactively if the statute of limitations period has not already expired by the Effective Date.

Otherwise, with respect to any anti-doping rule violation case which is pending as of the Effective Date and any anti-doping rule violation case brought after the Effective Date based on an anti-doping rule violation which occurred prior to the Effective Date, the case shall be governed by the substantive anti-doping rules in effect at the time the alleged anti-doping rule violation occurred unless the panel hearing the case determines the principle of “lex mitior” appropriately applies under the circumstances of the case.

**20.7.3** Any Article 2.4 whereabouts failure (whether a Filing Failure or a Missed Test, as those terms are defined in the International Standard for Testing and Investigations) prior to the Effective Date shall be carried forward and may be relied upon, prior to expiry, in accordance with the International Standard for Testing and Investigation, but it shall be deemed to have expired 12 months after it occurred.

**20.7.4** With respect to cases where a final decision finding an anti-doping rule violation has been rendered prior to the Effective Date, but the Athlete or other Person is still serving the period of Ineligibility as of the Effective Date, the Athlete or other Person may apply to the Anti-Doping Organisation which had results management responsibility for the anti-doping rule violation to consider a reduction in the period of Ineligibility in light of these Anti-Doping Rules. Such application must be made before the period of Ineligibility has expired. The decision rendered may be appealed pursuant to Article 13.2. These Anti-Doping Rules shall have no application to any case where a final decision finding an anti-doping rule violation has been rendered and the period of Ineligibility has expired.

**20.7.5** For purposes of assessing the period of Ineligibility for a second violation under Article 10.7.1, where the sanction for the first violation was determined based on rules in force prior to the Effective Date, the period of Ineligibility which would have been assessed for that first violation had these Anti-Doping Rules been applicable, shall be applied.

## INTERPRETATION OF THE CODE

21.1 The official text of the Code shall be maintained by WADA and shall be published in English and French. In the event of any conflict between the English and French versions, the English version shall prevail.

21.2 The comments annotating various provisions of the Code shall be used to interpret the Code.

21.3 The Code shall be interpreted as an independent and autonomous text and not by reference to the existing law or statutes of the Signatories or governments.

21.4 The headings used for the various Parts and Articles of the Code are for convenience only and shall not be deemed part of the substance of the Code or to affect in any way the language of the provisions to which they refer.

21.5 The Code shall not apply retroactively to matters pending before the date the Code is accepted by a Signatory and implemented in its rules. However, pre-Code anti-doping rule violations would continue to count as "first violations" or "second violations" for purposes of determining sanctions under Article 10 for subsequent post-Code violations.

21.6 The Purpose, Scope and Organisation of the World Anti-Doping Program and the Code and Appendix 1, Definitions, and Appendix 2, Examples of the Application of Article 10, shall be considered integral parts of the Code.

## ADDITIONAL ROLES AND RESPONSIBILITIES OF ATHLETES AND OTHER PERSONS

### 22.1 Roles and Responsibilities of Athletes

- 22.1.1 To be knowledgeable of and comply with these Anti-Doping Rules.
- 22.1.2 To be available for Sample collection at all times.
- 22.1.3 To take responsibility, in the context of anti-doping, for what they ingest and Use.
- 22.1.4 To inform medical personnel of their obligation not to Use Prohibited Substances and Prohibited Methods and to take responsibility to make sure that any medical treatment received does not violate these Anti-Doping Rules.
- 22.1.5 To disclose to their National Anti-Doping Organisation and to GAMMA any decision by a non-Signatory finding that the Athlete committed an anti-doping rule violation within the previous ten years.
- 22.1.6 To cooperate with Anti-Doping Organisations investigating anti-doping rule violations. Failure to cooperate is not an anti-doping rule violation under these anti-doping rules, however GAMMA may decide to take disciplinary measures against the Athlete or other Person.
- 22.1.7 Failure by any Athlete to cooperate in full with Anti-Doping Organisations investigating anti-doping rule violations may result in a charge of misconduct under GAMMA's Disciplinary Code/Code of Ethics.

### 22.2 Roles and Responsibilities of Athlete Support Personnel

- 22.2.1 To be knowledgeable of and comply with these Anti-Doping Rules.
- 22.2.2 To cooperate with the Athlete Testing program.
- 22.2.3 To use his or her influence on Athlete values and behavior to foster anti-doping attitudes.
- 22.2.4 To disclose to his or her National Anti-Doping Organisation and to GAMMA any decision by a non-Signatory finding that he or she committed an anti-doping rule violation within the previous ten years.
- 22.2.5 To cooperate with Anti-Doping Organisations investigating anti-doping rule violations.
- 22.2.6 Failure by any Athlete Support Personnel to cooperate in full with Anti-Doping Organisations investigating anti-doping rule violations may result in a charge of misconduct under GAMMA's Disciplinary Code/Code of Ethics.
- 22.2.7 Athlete Support Personnel shall not Use or Possess any Prohibited Substance or Prohibited Method without valid justification.
- 22.2.8 Use or Possession of a Prohibited Substance or Prohibited Method by an Athlete Support Personnel without valid justification may result in a charge of misconduct under GAMMA's Disciplinary Code/Code of Ethics.



# 3

## APPENDIX



## DEFINITIONS

**ADAMS:** The Anti-Doping Administration and Management System is a Web-based database management tool for data entry, storage, sharing, and reporting designed to assist stakeholders and WADA in their anti-doping operations in conjunction with data protection legislation.

**Administration:** Providing, supplying, supervising, facilitating, or otherwise participating in the Use or Attempted Use by another Person of a Prohibited Substance or Prohibited Method. However, this definition shall not include the actions of bona fide medical personnel involving a Prohibited Substance or Prohibited Method used for genuine and legal therapeutic purposes or other acceptable justification and shall not include actions involving Prohibited Substances which are not prohibited in Out-of-Competition Testing unless the circumstances as a whole demonstrate that such Prohibited Substances are not intended for genuine and legal therapeutic purposes or are intended to enhance sport performance.

**Adverse Analytical Finding:** A report from a WADA-accredited laboratory or other WADA-approved laboratory that, consistent with the International Standard for Laboratories and related Technical Documents, identifies in a Sample 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.

**Adverse Passport Finding:** A report identified as an Adverse Passport Finding as described in the applicable International Standards.

**GAMMA:** The Global Mixed Martial Arts Association.

**GAMMA Anti-Doping Administrator (or its delegate):** The Person designated by GAMMA to fill that role as provided for under these Anti-Doping Rules.

**GAMMA Competitions:** All Competitions.

**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 World Championship Committee, other Major Event Organisations that conduct Testing at their Events, WADA, International Federations, and National Anti-Doping Organisations.

**Athlete:** Any Person who competes in MMA at the international level (as defined in these Anti-Doping Rules), or the national level (as defined by each National Anti-Doping Organisation). An Anti-Doping Organisation has discretion to apply anti-doping rules to an Athlete who is neither an International-Level Athlete nor a National-Level Athlete, and thus to bring them within the definition of "Athlete." In relation to Athletes who are neither International-Level nor National-Level Athletes, an Anti-Doping Organisation may elect to: conduct limited Testing or no Testing at all; analyse Samples for less than the full menu of Prohibited Substances; require limited or no whereabouts information; or not require advance TUEs. However, if an Article 2.1, 2.3 or 2.5 anti-doping rule violation is committed by any Athlete over whom an Anti-Doping Organisation has authority who competes below the international or national level, then the Consequences set forth in the Code (except Article 14.3.2) must be applied. For purposes of Article 2.8 and Article 2.9 and 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 is an Athlete.

**Athlete Biological Passport:** The program and methods of gathering and collating data as described in the International Standard for Testing and Investigations and International Standard for Laboratories.

**Athlete Support Personnel:** Any coach, trainer, manager, agent, team staff, official, medical, paramedical personnel, parent, or any other Person working with, treating or assisting an Athlete 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.

**Atypical Finding:** A report from a WADA-accredited laboratory or other WADA-approved laboratory which requires further investigation as provided by the International Standard for Laboratories or related Technical Documents prior to the determination of an Adverse Analytical Finding.

**Atypical Passport Finding:** A report described as an Atypical Passport Finding as described in the applicable International Standards.

**CAS:** The Court of Arbitration for Sport.

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

**Competition:** A single race, match, game or singular sport contest. For stage races and other sport 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. For GAMMA, a Competition is a single bout in an GAMMA Event, and includes, for the avoidance of doubt, exhibition bouts.

**Consequences of Anti-Doping Rule Violations (“Consequences”):** An Athlete's or other Person's violation of an antidoping 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 on account of an anti-doping rule violation for a specified period of time from participating in any Competition or other activity or funding as provided in Article 10.12.1; (c) Provisional Suspension means the Athlete or other Person is barred temporarily from participating in any Competition or activity prior to the final decision at a hearing conducted under Article 8; (d) Financial Consequences means a financial sanction imposed for an anti-doping rule violation or to recover costs associated with an antidoping rule violation; and (e) Public Disclosure or Public Reporting means the dissemination or distribution of information to the general public or Persons beyond those Persons entitled to earlier notification in accordance with Article 14. Teams in Team Sports may also be subject to Consequences as provided in Article 11 of the Code.

**Contaminated Product:** A product that contains a Prohibited Substance that is not disclosed on the product label or in information available in a reasonable Internet search.

**Disqualification:** See Consequences of Anti-Doping Rule Violations above.

**Doping Control:** All steps and processes from test distribution planning through to ultimate disposition of any appeal including all steps and processes in between such as provision of whereabouts information, Sample collection and handling, laboratory analysis, TUEs, results management and hearings.

**Event:** A series of individual Competitions conducted together under one ruling body (e.g., the GAMMA World Championships, Continental Championship, etc.).

**Event Venues:** Those venues so designated by the ruling body for the Event. For GAMMA, the Event Venues are the official warming, training, accommodation, and Competition venues of the Event.

**Event Period:** The time between the beginning and end of an Event, as established by the ruling body of the Event. For GAMMA, the Event Period means the period commencing five (5) full days prior to the first day of the Championships/Competitions and expiring two full days after the end of the Championships/Competitions.

**Fault:** Fault is any breach of duty or any lack of care appropriate to a particular situation. Factors to be taken into consideration in assessing an Athlete or other Person's degree of Fault include, for example, the Athlete's or other Person's experience, whether the Athlete or other Person is a Minor, special considerations such as impairment, the degree of risk that should have been perceived by the Athlete and the level of care and investigation exercised by the Athlete in relation to what should have been the perceived level of risk. In assessing the Athlete's or other Person's degree of Fault, the circumstances considered must be specific and relevant to explain the Athlete's or other Person's departure from the expected standard of behavior. Thus, for example, the fact that an Athlete would lose the opportunity to earn large sums of money during a period of Ineligibility, or the fact that the Athlete only has a short time left in his or her career, or the timing of the sporting calendar, would not be relevant factors to be considered in reducing the period of Ineligibility under Article 10.5.1 or 10.5.2.

**Financial Consequences:** See Consequences of Anti-Doping Rule Violations, above.

**In-Competition:** Unless provided otherwise in the rules or another relevant Anti-Doping Organisation, "In-Competition" means the period commencing twelve hours before a Competition in which the Athlete is scheduled to participate through the end of such Competition and the Sample collection process related to such Competition. In respect of an Event, In-Competition means the period commencing 24 hours before the first bout of the Event and terminates 24 hours after the last bout of the Event. Independent Observer Program: A team of observers, under the supervision of WADA, who observe and provide guidance on the Doping Control process at certain Events and report on their observations.

**Individual Sport:** Any sport that is not a Team Sport.

**Ineligibility:** See Consequences of Anti-Doping Rule Violations above.

**International Event:** An Event or Competition where the GAMMA Committee, an International GAMMA 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-Level Athletes:** Athletes who compete in sport at the international level, as defined by each International Federation, consistent with the International Standard for Testing and Investigations. For the sport of MMA, International-Level Athletes are defined as set out in the Scope section of the Introduction to these Anti-Doping Rules. For the avoidance of doubt, all Fighters shall be considered as International Level Athletes.

**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. International Standards shall include any Technical Documents issued pursuant to the International Standard.

**Major Event Organisations:** The continental associations of GAMMA 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 variable(s) 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 eighteen years.

**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 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 GAMMA Committee or its designee.

**National Event:** A sport Event or Competition involving International- or National-Level Athletes that is not an International Event.

**National Federation:** Any National Federation that is admitted into membership of GAMMA in accordance with the GAMMA Statutes, hence becoming a member of GAMMA, and is recognised by GAMMA as the entity governing GAMMA's sport in that nation.

**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.

**No Fault or Negligence:** The Athlete or other Person'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 or otherwise violated an anti-doping rule. Except in the case of a Minor, for any violation of Article 2.1, the Athlete must also establish how the Prohibited Substance entered his or her system.

**No Significant Fault or Negligence:** The Athlete or other Person'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. Except in the case of a Minor, for any violation of Article 2.1, the Athlete must also establish how the Prohibited Substance entered his or her system.

**Out-of-Competition:** Any period which is not In-Competition.

**Participant:** Any Athlete or Athlete Support Person.

**Person:** A natural Person or an Organisation or other entity.

**Possession:** The actual, physical Possession, or the constructive Possession (which shall be found only if the Person has exclusive control or intends to exercise control over the Prohibited Substance or Prohibited Method or the premises in which a Prohibited Substance or Prohibited Method exists); provided, however, that if the Person does not have exclusive control over the Prohibited Substance or Prohibited Method or the premises in which a Prohibited Substance or Prohibited Method exists, constructive Possession shall only be found if the Person knew about the presence of the Prohibited Substance or Prohibited 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 never intended to have Possession and has renounced Possession by explicitly declaring it to an Anti-Doping Organisation. Notwithstanding anything to the contrary in this definition, the purchase (including by any electronic or other means) of a Prohibited Substance or Prohibited Method constitutes Possession by the Person who makes the purchase.

**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, or class of substances, so described on the Prohibited List.

**Provisional Hearing:** For purposes of Article 7.9, an expedited abbreviated hearing occurring prior to a hearing under Article 8 that provides the Athlete with notice and an opportunity to be heard in either written or oral form.

**Provisional Suspension:** See Consequences of Anti-Doping Rule Violations above.

**Publicly Disclose or Publicly Report:** See Consequences of Anti-Doping Rule Violations above.

**Regional Anti-Doping Organisation:** A regional entity designated by member countries to coordinate and manage delegated areas of their national anti-doping programs, which may include the adoption and implementation of antidoping rules, the planning and collection of Samples, the management of results, the review of TUEs, the conduct of hearings, and the conduct of educational programs at a regional level.

**Registered Testing Pool:** The pool of highest-priority Athletes established separately at the international level by International Federations and at the national level by National Anti-Doping Organisations, who are subject to focused In-Competition and Out-of-Competition Testing as part of that International Federation's or National Anti-Doping Organisation's test distribution plan and therefore are required to provide whereabouts information as provided in Article 5.6 of the Code and the International Standard for Testing and Investigations.

**Sample or Specimen:** Any biological material collected for the purposes of Doping Control.

[Comment: It has sometimes been claimed that the collection of blood Samples violates the tenets of certain religious or cultural groups. It has been determined that there is no basis for any such claim.]

**Signatories:** Those entities signing the Code and agreeing to comply with the Code, as provided in Article 23 of the Code.  
**Specified Substance:** See Article 4.2.2.

**Strict Liability:** The rule which provides that under Article 2.1 and Article 2.2, it is not necessary that intent, Fault, negligence, or knowing Use on the Athlete's part be demonstrated by the Anti-Doping Organisation in order to establish an anti-doping rule violation.

**Substantial Assistance:** For purposes of Article 10.6.1, a Person providing Substantial Assistance must: (1) fully disclose in a signed written statement all information he or she possesses in relation to anti-doping rule violations, and (2) fully cooperate with the investigation and adjudication of any case related to that information, including, for example, presenting testimony at a hearing if requested to do so by an Anti-Doping Organisation or hearing panel. Further, the information provided must be credible and must comprise an important part of any case which is initiated or, if no case is initiated, must have provided a sufficient basis on which a case could have been brought.

**Tampering:** Altering for an improper purpose or in an improper way; bringing improper influence to bear; interfering improperly, obstructing, misleading or engaging in any fraudulent conduct to alter results or prevent normal procedures from occurring.

**Target Testing:** Selection of specific Athletes for Testing based on criteria set forth in the International Standard for Testing and Investigations.

**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.

**Trafficking:** Selling, giving, transporting, sending, delivering or distributing (or Possessing for any such purpose) a Prohibited Substance or Prohibited Method (either physically or by any electronic or other means) by an Athlete, Athlete Support Person or any other Person subject to the jurisdiction of an Anti-Doping Organisation to any third party: provided, however, this definition shall not include the actions of "bona fide" medical personnel involving a Prohibited Substance used for genuine and legal therapeutic purposes or other acceptable justification, and shall not include actions involving Prohibited Substances which are not prohibited in Out-of-Competition Testing unless the circumstances as a whole demonstrate such Prohibited Substances are not intended for genuine and legal therapeutic purposes or are intended to enhance sport performance.

**TUE:** Therapeutic Use Exemption, as described in Article 4.4.

**UNESCO Convention:** The International Convention against Doping in Sport adopted by the 33rd session of the UNESCO General Conference on October 19, 2005 including any and all amendments adopted by the States Parties to the Convention and the Conference of Parties to the International Convention against Doping in Sport.

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

**WADA:** The World Anti-Doping Agency.

## CONSENT FORM

As a member of [National Federation] and/or a participant in an event authorised or recognised by [National Federation or International Federation], I hereby declare as follows:

I acknowledge that I am bound by, and confirm that I shall comply with, all of the provisions of GAMMA Anti-Doping Rules (as amended from time to time) and the International Standards issued by the World Anti-Doping Agency and published on its website.

I acknowledge the authority of GAMMA [and its member National Federations and/or National Anti-Doping Organisations] under the GAMMA Anti-Doping Rules to enforce, to manage results under, and to impose sanctions in accordance with, the GAMMA Anti-Doping Rules.

**I also acknowledge and agree that any dispute arising out of a decision made pursuant to the GAMMA Anti-Doping Rules, after exhaustion of the process expressly provided for in the GAMMA Anti-Doping Rules, may be appealed exclusively as provided in Article 13 of the GAMMA Anti-Doping Rules to an appellate body for final and binding arbitration, which in the case of International-Level Athletes is the Court of Arbitration for Sport (CAS).**

I acknowledge and agree that the decisions of the arbitral appellate body referenced above shall be final and enforceable, and that I will not bring any claim, arbitration, lawsuit or litigation in any other court or tribunal.

I have read and understand the present declaration.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Print Name (Last Name, First Name)

\_\_\_\_\_  
Date of Birth (Day/Month/Year)

\_\_\_\_\_  
Signature  
(If minor, signature legal guardian)

# GAMMA ACKNOWLEDGMENT AND AGREEMENT FORM

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

I have received and had an opportunity to review the GAMMA Anti-Doping Rules.

I consent and agree to comply with and be bound by all of the provisions of the GAMMA Anti-Doping Rules, including but not limited to, all amendments to the Anti-Doping Rules and all International Standards incorporated in the GAMMA Anti-Doping Rules.

I acknowledge and agree that GAMMA and National Federations have jurisdiction to impose sanctions as provided in the GAMMA Anti-Doping Rules.

I also acknowledge and agree that any dispute arising out of a decision made pursuant to the GAMMA Anti-Doping Rules, after exhaustion of the process expressly provided for in the GAMMA Anti-Doping Rules, may be appealed exclusively as provided in Article 13 of the GAMMA Anti-Doping Rules to an appellate body for final and binding arbitration, which in the case of International Level Athletes is the Court of Arbitration for Sport (CAS).

I acknowledge and agree that the decisions of the arbitral appellate body referenced above shall be final and enforceable, and that I will not bring any claim, arbitration, lawsuit or litigation in any other court or tribunal.

I have read and understand the present acknowledgement and agreement.

\_\_\_\_\_

Date

\_\_\_\_\_

Print Name (Last Name, First Name)

\_\_\_\_\_

Date of Birth (Day/Month/Year)

\_\_\_\_\_

Signature  
(If minor, signature legal guardian)

**GAMMA**  
**GLOBAL ASSOCIATION OF**  
**MIXED MARTIAL ARTS**