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Significant changes to the WBSC Anti-Doping Rules

Here we list the major changes applied to the WBSC Anti-Doping Rules in according to the requests and amendments of the new WADA Code.

- **Consent form:** To be eligible for participation in *International Events*, an *Athlete* or *Athlete Support Personnel* or other *Person* must have personally signed the consent form as provided by WBSC. All forms from Minors must be counter-signed by their legal guardians;
- **International Level Athlete:** update on the definition which now includes Athletes including para-Athletes who participate in the following WBSC International Events: WBSC World Cups and WBSC World Cups Continental qualifiers (for all disciplines but excluding Events involving Minors), World Baseball Classic and World Baseball Classic qualifiers, Premier12, Olympic Games and Olympic Games qualifying *Events*. For the avoidance of doubt WBSC will publish the complete list of the *Events* which qualify *Athletes* as *International Level Athlete* on the WBSC website at the following link: <https://www.wbsc.org/calendar>. The *Athletes* participating in the aforesaid *Events* and in any additional *Events* specified in the WBSC website, shall be considered *International-Level Athletes* starting two (2) months prior to the specific *Event* in question.
- **Tue recognition:** Where the *Athlete* already has a *TUE* granted by their *National Anti-Doping Organization*, WBSC will automatically recognize it for purposes of international-level *Competition* without the need to review the relevant clinical information.
- **Cost of Testing and Sample analysis:** The overall costs of *Testing* and *Sample* analysis is the responsibility of the organizing committee and/or the *National Federation* of the country in which the *Competition* or *Event* is taking place. WBSC may at its own discretion decide to take responsibility for those costs. In any event, WBSC shall have the right to select or approve the *Sample* collection agency or laboratory for the *Competition* or *Event*.
- **Doping Control Process:** Every organiser of WBSC's *International Competitions* or *Events*, 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. At WBSC *International Competitions* or *Events*, where WBSC is the ruling body, the WBSC shall be responsible for co-ordinating *Testing*.
- **Whereabouts 1:** The collecting of whereabouts and the inclusion of *Athletes* in the *Testing Pool* or other pool might be coordinated with the *National Federations* and/or the *National Anti-Doping Organisations* and the WBSC may delegate the responsibility to collect *Testing Pool* or other pool *Athletes* whereabouts information to its *National Federations*.
- **Whereabouts 2:** In parallel to the Athletes whereabouts information collected by WBSC from the Athletes, the National Federations have the obligation to submit to WBSC the following information:
 - (a) the full list of *Athletes* who are likely to be selected to represent their respective countries at the following *International Events*: WBSC World Cups and WBSC

World Cups Continental qualifiers (for all disciplines), World Baseball Classic and World Baseball Classic qualifiers, Premier12, Olympic Games and Olympic Games qualifying *Events*;

- (b) the full list and location(s) of all training camps and other *Team* activities scheduled to take place in preparation of each *International Event*.

The aforesaid information shall be provided to WBSC at least four (4) months prior to each of the above-mentioned *Events* (and other *Events* that may be identified from WBSC from time to time) and shall be updated as regularly as necessary in order to ensure complete accuracy.

- **10.4 Aggravating Circumstances which may Increase the Period of Ineligibility:** If WBSC establishes in an individual case involving an anti-doping rule violation other than violations under Article 2.7 (*Trafficking or Attempted Trafficking*), 2.8 (*Administration or Attempted Administration*), 2.9 (*Complicity or Attempted Complicity*) or 2.11 (*Acts by an Athlete or Other Person to Discourage or Retaliate Against Reporting*) that *Aggravating Circumstances* are present which justify the imposition of a period of *Ineligibility* greater than the standard sanction, then the period of *Ineligibility* otherwise applicable shall be increased by an additional period of *Ineligibility* of up to two (2) years depending on the seriousness of the violation and the nature of the *Aggravating Circumstances*, unless the *Athlete* or other *Person* can establish that he or she did not knowingly commit the anti-doping rule violation.

- **ARTICLE 12 SANCTIONS BY WBSC AGAINST OTHER SPORTING BODIES:** When WBSC becomes aware that a *National Federation* or any other sporting body over which it has authority has failed to comply with, implement, uphold, and enforce these Anti-Doping Rules within that organization's or body's area of competence, the WBSC Integrity Unit is the competent organ within WBSC to manage the process and determine sanctions against *National Federations* or any other sporting body over which WBSC has the authority and may take the following additional disciplinary actions:
 - 12.1** Exclude all, or some group of, members of that organization or body from specified future *Events* or all *Events* conducted within a specified period of time.

 - 12.2** Take additional disciplinary actions with respect to that organization's or body's recognition, the eligibility of their members to participate in WBSC's activities, and/or fine that organization or body.
 - 12.2.1** Four (4) or more violations of these Anti-Doping Rules (other than violations involving Article 2.4) are committed by *Athletes* or other *Persons* affiliated with that organization or body during a twelve (12) month period. In such event: (a) all or some group of members of that organization or body may be banned from participation in any WBSC activities for a period of up to two (2) years and/or (b) that organization or body may be fined in an amount up to 50000 U.S. Dollars.

 - 12.2.2** Four (4) or more violations of these Anti-Doping Rules (other than violations involving Article 2.4) are committed in addition to the violations described in Article 12.2.1 by *Athletes* or other *Persons* affiliated with that organization or body during a twelve (12) month period. In such event, that organization or body may be suspended for a period of up to four (4) years.

 - 12.2.3** More than one *Athlete* or other *Person* affiliated with that organization or body commits an anti-doping rule violation during an *International Event*. In such event, that organization or body may be fined in an amount up to 50000 U.S. Dollars.

 - 12.2.4** That organization or body has failed to make diligent efforts to keep WBSC informed about an *Athlete's* whereabouts after receiving a request for that information from

WBSC and/or did not transmit the list of *Athletes* participating to *International Events* as indicated in article 5.5.13 of these Anti-Doping Rules. In such event, that organization or body may be fined in an amount up to 50000 U.S. Dollars per *Athlete*, in addition to reimbursement of all of the WBSC costs incurred in *Testing* that organization's or body's *Athletes*.

- 12.3** Withhold some or all funding or other financial and non-financial support to that organization or body.
- 12.4** Oblige that organization or body to reimburse WBSC 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 organization or body.
- Any notice under these Anti-Doping Rules shall be delivered or emailed by WBSC to *Athletes* or other *Persons*. In addition to the notification by WBSC, it shall also be the responsibility of the National Federation to notify the *Athlete* or other *Person*. If the notification takes place via National Federations, the National Federations shall confirm to WBSC, that they have delivered the notification to the *Athlete* or other *Person*.
 - Article 18.9: All National Federations shall ensure that their *Athletes* comply with their obligations to provide whereabouts information under Article 5.5. Failure by a National Federation to cooperate timely and fully with the WBSC in the collection of whereabouts information or in the transmission of the list of *Athletes* as indicated in Article 5.5.13, may result in disciplinary sanctions against the National Federation under the WBSC's disciplinary rules, in addition to the consequences set forth in Article 12.

Significant changes WADA CODE

Here we list the major changes applied to the WADA Code with a special attention to potential Local Organising Committees; of course, also these changes have been applied in the WBSC Anti-doping Rules:

- The new **Athletes' Anti-Doping Rights Act**: It promotes athlete rights within anti-doping and ensures they are clearly outlined, accessible, and universally applicable e.g., an athlete has the right to receive anti-doping education.
- **New 11th Anti-Doping Rule Violation (Protecting Whistleblowers)**: This new rule gives these people more protection, and applies if:
 - someone is threatened or intimidated in order to discourage them from reporting doping activity to authorities; or
 - they are retaliated against for doing soThis ADRV can carry a lifetime ban from sport.
- **Substances of abuse**:
In cases where some substances such as cannabis and cocaine are found in- competition, there will be a:
 - substantial reduction in the length of sanction if use occurred out-of-competition and was unrelated to sports performance.
 - focus on athlete welfare through a further reduction in the length of sanction if an approved treatment programme is completed.
- **New athlete responsibility**
To disclose the identity of their Athlete Support Personnel upon request from an ADO.
- **New International Standards**:
 - International Standard for Education: Formalises the requirements of antidoping education programmes across sports and countries.
 - International Standard for Results Management: Sets out the necessary procedures to ensure a fair process, including an athlete's right to request a public hearing.
- **Changes to existing ADRVs (Anti-Doping Rule Violations)**:
 - Attempted Complicity: The attempted involvement or cover up of an ADRV committed by another person has been added. The sanction length can vary between two years and a lifetime ban.
 - Tampering: Engaging in fraudulent conduct (e.g. submitting falsified documents) during the Results Management of an ADRV will be treated as a separate offence and a further consecutive sanction may be applied (from 2 to 4 years).
- **Other changes to sanctions**:
 - **Reintroduction of Aggravating Circumstances**: A ban can be extended by an additional two years in certain circumstances e.g. use of multiple prohibited substances at one time.
 - **Result Management Agreements**: A ban of four or more years can be reduced by one year if the person admits to the ADRV and accepts the sanction within 20 days.
- **New definitions**: New definitions in the Code (below) will allow for more flexibility in ADRV sanctions, for example, the waiving of the requirement to publish a sanction.

- Protected Person: This definition will apply during the ADRV process to young athletes (under the age of 16 or 18, depending on circumstances), or an athlete who has been determined to lack legal capacity in their decision making e.g., intellectual impairment.
- Recreational Athlete: An athlete who is a member of a National Governing Body (NGB), but based on their competition level can be treated differently from either an International Level or National Level Athlete for sanctioning purposes.
- **Revised definition of In-Competition**: “The period commencing at 11:59 pm on the day before a competition in which the Athlete is scheduled to compete through to the end of such competition and the Sample collection process related to such competition.”
- **Only a Signatory can act as the Testing Authority (TA) or Results Management Authority (RMA)**:
Testing Authority: The Anti-Doping Organization (ADO) that authorizes Testing on Athletes it has authority over. It may authorize a Delegated Third Party to conduct Testing in accordance with the rules of the Anti-Doping Organization. However, is the ADO the ultimately responsible under the Code to ensure the Delegated Third Party conducting the Testing.
- **Procedures Related to Split Samples**: It is allowed to split a single A Sample or B Sample and use them for both initial analysis and both parts of the confirmation analysis. Where only a single bottle is to be used for analysis, the laboratory and ADO with results management responsibility must attempt to notify the athlete of the opportunity to observe the bottle opening.
- **Retired Athletes Returning to Competition**: 2015 Code Rule: When an international-level athlete or national-level athlete in a Registered Testing Pool (RTP) retires and then wishes to return to active participation in sport, **the athlete must not compete in an international event or a national event** until the athlete has made himself or herself available for testing **by giving six months** prior written notice to the athlete’s International Federation (IF) and National Anti-Doping Organization (NADO).
Modification: If the athlete demand warrants, WADA will set up an expedited procedure to grant exemptions to the six-month rule for athlete who is clearly not international or national level competitor in the sport in which he/she is seeking to compete.
- **Signatories' Expectations of Governments**: Governments are only bound by the requirements of the UNESCO International Convention against Doping in Sport (UNESCO Convention), not by the expectations of the Signatories.