



## British Swimming Anti-Doping Rules (January 2010)

### Summary of amendments

<i>Rule</i>	<i>Amendment</i>
1.1.1	Definition of National Governing Body aligned to that set out in the Policy.
1.2.2	Altered because the NADO has Results Management Authority (RMA) thus an athlete must submit to the authority of the NADO. No agreement needs to be made between the NGB and the NADO to this effect.
1.2.4	Amended to confirm that the NADO will have RMA over matters at national-level which are passed down from the International Federation, which is the position stated in the Policy.
3.3.1	The definition of Specified Substances has been removed and now refers to those “classified as such in the Prohibited List”.
4.2.5	The deadline for submission of an application for a Retroactive TUE is now five (5) days after Sample Collection. Additionally, any athlete <u>not</u> in the National Registered Testing Pool or the Domestic Pool who requires a TUE for an inhaled beta-2 agonist will only have to submit a TUE application after an Adverse Analytical Finding is returned. Please refer to the UK Anti-Doping Procedures Guide for Sport for more details.
4.5.1(a)	Amended for consistency with Code Article 4.4, as it is only an athlete in the National Registered Testing Pool who can apply to WADA for review of a TUE decision, rather than any athlete. All athletes still have the right to appeal a TUE decision in accordance with Article 13.2.
7.2.1, 7.3.1, 7.3.4, 7.4.4, 7.6.5	References to the <i>Review Board</i> in these Articles have been changed to <i>Independent Reviewers</i> to reflect the requirement in the Policy that the review of a decision on whether there is a “case to answer” must be reviewed by at least one independent person.
7.7.6	Sentence inserted to emphasise the application of the mutual recognition requirements in Article 15.4.
10.5.3(e)	New provision inserted to grant a hearing panel/appeal panel the power to exercise the discretion granted on the NADO in Article 10.5.3 (to

reduce a period of ineligibility when substantial assistance is provided) where the NADO does not exercise that discretion.

10.10.1 Amendment made to give effect to the automatic extension of a period of ineligibility to all sports, not just the sport to which the athlete or athlete support personnel was affiliated at the time of the anti-doping rule violation.

13.4.1 Amendment to clarify that, in accordance with Code Article 25.3, an application pursuant to 1.6.1(c) is appealable under Code Article 13.2.

13.4.2(a) Sub-articles (i) and (ii) have been removed because the Court of Arbitration for Sport (CAS) is bound by the hearing procedures contained in their “Code of Sports-related Arbitration”.

14.1.4 Article inserted to allow UK Anti-Doping to consult with the NGB regarding a pending investigation, in accordance with the UK National Anti-Doping Policy requirements.

*In-Competition* Amended to replicate the Code definition.  
Definition

*Independent* Inserted in accordance with changes to Article 7 outlined above (and  
*Reviewer(s)* consequently the *Review Board* definition has been deleted).  
Definition

*Interested Party* Reference to the NADO deleted, as the NADO will always be a party to  
Definition proceedings under the Rules as the RMA.

*International* Inserted.  
*Federation*  
Definition

The references throughout the British Swimming Anti-Doping Rules (January 2009) to *RMA* have been replaced with *NADO*, because UK Anti-Doping as the NADO will now be conducting all results management functions. As a result, the definitions of *RMA* and *Results Management Authority* have been deleted.

Appendices 2 to 6, and 8, have been removed and the relevant definitions now reference the WADA or UK Anti-Doping website, as applicable. Those Appendices are still incorporated into the Rules at the applicable Article, but the documents were not actually appended so it seemed misleading to refer to them as such.

Additionally, a number of amendments have been made to correct minor errors of grammar and referencing, but these do not change the substance of the Rules.