

**Changes for 2014 to the
Bye-Laws to Rule 100 of the FISA Rules of Racing - FISA Anti-Doping Bye-Laws**

4.4.2 Rowers intending to participate in World Rowing Cup regattas, Olympic and Paralympic Qualification regattas, Paralympic Games rowing regattas or senior World Rowing Championship regattas must obtain a TUE from FISA, regardless of whether the Rower has a valid TUE at the national level. The application for a FISA approved TUE must be made as soon as possible and (save in emergency situations) no later than 21 days before the Rower's participation in the Event.

TUEs granted by FISA shall be reported to the Rower's National Federation by email and to WADA using ADAMS. Rowers not intending to participate in the FISA Events listed in 4.4.2 who are subject to Testing and who need to use a Prohibited Substance or a Prohibited Method for therapeutic reasons must obtain a TUE from their NADO or other body designated by their National Federation, as required under the rules of the NADO/other body. National Federations shall promptly report any such TUE's to FISA and WADA.

4.4.3 A committee of three medical doctors from the FISA Medical Commission will be appointed to consider applications for TUE's. Upon FISA's receipt of a complete TUE application in ADAMS, the TUE Committee shall promptly evaluate such application in accordance with the "International Standard for Therapeutic Use Exemptions" and render a decision on such application, which shall be the final decision of FISA.

5.2.2 Functions of the FISA Anti-Doping Committee:

The Anti-Doping Committee is responsible to the Executive Committee for performing the following tasks:

- a. To undertake the preparation of and to supervise anti-doping tests (at competitions and out-of-competition) and therefore it shall:

Determine the FISA regattas where tests will be conducted. The organizing committees concerned are advised of this decision at the time of bid submission on a confidential basis and must prepare a budget and plan for appropriate facilities for the implementation of these tests.

Organising committees must arrange and pay for the in-competition tests including sample collection and laboratory analysis to be conducted at the regatta through their NADO or a private testing agency.

Determine a test distribution plan including the number of countries to be tested during the training and out of season periods (out of competition tests), the federations to be tested, the number of samples per country, and the names of the Rowers to be tested.

- b. To select the testing officials. It also may delegate the responsibility to carry out tests to a specialised agency;
- c. To collaborate with WADA, the IOC Medical Commission and its Sub-commissions, other International Federations and National Anti-Doping Agencies;

- d. To undertake a statistical analysis of all anti-doping tests conducted on Rowers during the year and to publish the results of such tests;
- e. Jointly with the Council, to educate National Federations and Rowers of the unethical nature and harmful health consequences of doping as well as of the importance of ethics and fair-play in sport;
- f. To encourage National Federations to co-operate with NADOs for testing and education of their Rowers;
- g. To report regularly to the Council on the Anti-Doping situation within rowing.

5.2.3 The Sports Medicine Commission member appointed as FISA regatta doctor will supervise the in-competition testing conducted at a FISA regatta and is responsible to ensure that the doping test procedures are conducted according to the World Anti-Doping Code, more particularly to the International Standard for Testing and FISA's Anti-Doping Bye-Laws.

5.2.4 In the absence of a representative of the Sports Medicine Commission, the President of the jury of the regatta shall appoint a member of the jury (an international umpire) to fulfil this role of supervising the in-competition testing at a FISA regatta.

5.2.5 The testing is undertaken by:

Testing officials from an agency appointed by the Anti-Doping Committee, recognised and engaged by the Executive Committee.

5.4 Coordination of Testing

FISA will promptly report completed tests in ADAMS and National Federations shall promptly report completed tests to WADA to avoid unnecessary duplication in Testing.

5.5 FISA Registered Testing Pool

5.5.1 FISA shall identify a Registered Testing Pool of those Rowers who are required to comply with the whereabouts requirements of

the International Standard for Testing, and shall publish the criteria for Rowers to be included in this Registered Testing Pool as well as a list of the Rowers meeting those criteria for the period in question. FISA shall review and update as necessary its criteria for including Rowers 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.

Each Rower in the Registered Testing Pool a) shall advise FISA of his whereabouts on a quarterly basis, beginning on 31 December each year in the manner set out in Article 11.3 of the International Standard for Testing; b) shall update that information as necessary in accordance with Article 11.4.2 of the International Standard for Testing so that it remains accurate and complete at all times; and c) shall make himself available for Testing at such whereabouts, in accordance with Article 11.4 of the International Standard for Testing. FISA requires the use of the WADA web-based database

management system ADAMS for rowers to submit whereabouts information to FISA. Other options include (if available to the rower and agreed by FISA) a national centralised database of similar functionality and security and managed by the National Anti-Doping Agency. The Whereabouts Filing must also include, for each day during the following quarter, one specific 60-minute time slot between 6 a.m. and 11 p.m. each day where the Rower will be available and accessible for Testing at a specific location.

The ultimate responsibility for providing whereabouts information rests with each Rower. However, it shall be the responsibility of each National Federation to use its best efforts to assist FISA in obtaining whereabouts information as requested by FISA.

5.6 Retirement and Return to Competition

5.6.1 A Rower who has been identified by FISA for inclusion in FISA's Registered Testing Pool for that year shall continue to be subject to these Anti-Doping Rules, including the obligation to comply with the whereabouts requirements of the International Standard for Testing for one calendar year, that is until 31 December of that year, unless the Rower gives written notice to FISA that he has retired during the year. If the Rower is included for another year in FISA's Registered Testing Pool, then he will be informed by FISA of his inclusion for another calendar year.

5.6.2 A Rower who was included in the FISA Registered Testing Pool and has given notice of retirement to FISA may not resume competing at national and international rowing competitions unless he notifies FISA at least six (6) months before he expects to return to competition and makes himself available for unannounced Out-of-Competition Testing, including (if requested) complying with the whereabouts requirements of the International Standard for Testing in the manner set out in

5.7 Training Camp and Competition Forms

5.7.1 Before the 31 December of each year, each member National Federation must provide to FISA Headquarters quarterly training camp and main training location whereabouts. The completed Summary Training Camp form, Main Training Location form and if possible, the Individual Training Camp forms for its national teams, as well as any other information requested by FISA should be submitted to FISA Headquarters quarterly by 31 December, 31 March, 30 June and 30 September (These forms set out the dates and venues of the camps and main training locations). The individual training camp forms must be completed and received by FISA Headquarters no later than two weeks before the start of any above reported training camp. It is the responsibility of the national federation to update this information so that the information received by FISA is timely, accurate and complete at all times. Any changes to the list of training camps, or training camp contacts must be immediately communicated to FISA Headquarters.

Failure to submit complete timely quarterly whereabouts may result in sanctions being imposed on the national federation.

ARTICLE 6 - ANALYSIS OF SAMPLES

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

6.1 Use of Approved Laboratories

FISA shall send Doping Control Samples for analysis only to WADA-accredited laboratories or as otherwise approved by WADA. The choice of the WADA-accredited laboratory (or other laboratory or other method approved by WADA) used for the Sample analysis shall be determined exclusively by FISA. National Federations shall also send Doping Control Samples for analysis only to WADA accredited laboratories or as otherwise approved by WADA.

ARTICLE 7 - RESULTS MANAGEMENT

7.1 Results Management for Tests Initiated by FISA

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

7.1.1 The results from all analyses must be entered into ADAMS or sent to FISA in encoded form, in a report signed by an authorised representative of the laboratory. All communication must be conducted in such a way that the results of the analyses are confidential.

7.1.4 Where requested by the Rower or FISA, arrangements shall be made for the analysis of the B Sample, if possible within the time period specified in the International Standard for Testing which, at 1 January 2009 is 7 working days. A Rower may accept the A Sample analytical results by waiving the requirement for B Sample analysis. FISA may nonetheless elect to proceed with the B Sample analysis.

7.1.5 The Rower and/or his representative shall be allowed to be present at the opening and analysis of the B Sample within the time period specified in the International Standard for Laboratories for Testing which, at 1 January 2009, is 7 working days. Also a representative of the Rower's National Federation as well as a representative of FISA shall be allowed to be present.

7.1.9 If applicable, for apparent anti-doping rule violations resulting from longitudinal haematological profiling ("the passport"), FISA may liaise with the National Anti-Doping Agency concerned in the creation of the passport, the follow-up investigation and the decision to proceed with the apparent anti-doping rule violation. Following confirmation from the respective Athlete Passport Management Units it shall be confirmed if FISA or the NADO will proceed to notify the Rower of the apparent anti-doping rule violation and conduct results management of the case.

7.4 Results Management for Tests initiated by National Federations or NADOs.

Results management conducted by National Federations shall be consistent with the general principles for effective and fair results management which underlie the detailed provisions set forth in Article 7. Any apparent anti-doping rule violation by a Rower who is a member of that National Federation shall be promptly referred to an appropriate hearing panel established pursuant to the rules of the National Federation or national law. Apparent anti-doping rule violations by Rowers who are members of another National Federation shall be referred to the Rower's National Federation for hearing or referred to FISA for adjudication if FISA decides to retain results management authority in the case. Each National Federation shall keep FISA updated on the results management process and the reasoned decision shall be reported to FISA Headquarters within 14 days of its conclusion.

Failure to keep FISA updated at all times on the results management process for an adverse analytical finding including a failure to:

- a. report to FISA an adverse analytical finding obtained in the course of a doping control carried out by the National Federation or in the National Federation's country or territory within 14 days of notice of such finding to the National Federation together with the name of the rower;
- b. notify FISA that an international or non-international level rower has been provisionally suspended by the National Federation, or has accepted a voluntary suspension;
- c. notify FISA that a Rower has waived his right to a hearing
- d. notify FISA of the date of the hearing;
- e. hold a hearing for a rower within 2 months of the rower's request;
- f. send the complete reasoned decision as well as the complete file of the case to FISA within 90 days of the notice of the adverse analytical finding;

shall result in sanctions being imposed on the National Federation up to a maximum fine of CHF 25'000 and/or the suspension of the national federation until the next Congress.

7.5.3 Where, in any 18 month period from the first missed test or filing failure, a Rower in FISA's Registered Testing Pool is declared to have three Filing Failures, or three Missed Tests, or any combination of Filing Failures or Missed Tests adding up to three in total, whether under these Anti-Doping Rules or under the rules of any other Anti-Doping Organization, FISA or the NADO shall bring them forward as an apparent anti-doping rule violation.

8.2 Principles for a Fair Hearing

All hearings pursuant to either Article 8.3 or 8.4 shall respect the following principles :

- a timely hearing ;
- fair and impartial hearing panel ;
- the right to be represented by counsel at the Person's own expense ;
- the right to be informed in a fair and timely manner of the asserted anti-doping rule violation ;
- the right and a minimum of 10 days following notification to respond to the asserted anti-doping rule violation and resulting Consequences ;
- the right of each party to present evidence, including the right to call and question witnesses (subject to the hearing panel's discretion to accept testimony by telephone or written submission) ;
- the Person's right to an interpreter at the hearing, with the hearing panel to determine the identity, and responsibility for the cost of the interpreter ; and
- a timely, written, reasoned decision , specifically including an explanation of the reason(s) for any period of Ineligibility.
- the right to appear before a panel or to present an explanation of the circumstances and events associated with the test results either orally or in writing.
- if requested, the obligation to appear in person before the panel. The panel can request that the rower testify alone (without a representative but with an interpreter engaged by FISA) before the panel.

8.4 Hearings Arising Out of National Testing

8.4.1 When it appears, following the Results Management process described in Article 7, that these Anti-Doping Rules have been violated in connection with Testing other than in connection with FISA Testing or Testing at an International Event, the Rower or other Person involved shall be brought before a disciplinary panel of the Rower's or other Person's National Federation or NADO for a hearing to adjudicate whether a violation of these Anti-Doping Rules occurred and, if so, what consequences should be imposed. A National Federation may appoint an independent tribunal as its disciplinary panel.

13.2 Appeals from Decisions Regarding Anti-Doping Rule Violations, Consequences, and Provisional Suspensions. The following decisions may be appealed exclusively as provided in this Article 13:

- a decision that an anti-doping rule violation was committed,
 - a decision 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 or statute of limitations); a decision under Article 10.10.2 (prohibition of participation during Ineligibility);
 - a decision that FISA or a National Federation lacks jurisdiction to rule on an alleged anti-doping rule violation or its Consequences,
 - a decision by any National Federation or NADO 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 7.4;
 - and a decision to impose a Provisional Suspension as a result of a Provisional Hearing or otherwise in violation of Article 7.4 may be appealed exclusively as provided in this Article 13.2.

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