

# Highlights on the New 2021 Anti-Doping Rules

The newly revised World Anti-Doping Code (the Code) enters into force on **1 January 2021**. **Health** becomes the top of the list of rationales for the Code and the identification of **Athletes' Rights** has been specifically included as part of the Fundamental Rationale for the Code.

In response to the Code changes, the Anti-Doping Rules of Hong Kong Anti-Doping Committee (the Rules) has been revised to ensure that the Hong Kong Anti-Doping Programme is in compliance with the requirements of the World Anti-Doping Agency (WADA). This pamphlet highlights some of the important changes of the Rules.

(The numbers in brackets provided hereunder refer to the relevant Articles of the Rules.)

## Anti-Doping Rule Violations (ADRVs)

1. Presence of a Prohibited Substance or its Metabolites or Markers in an Athlete's Sample (Article 2.1)
2. Use or Attempted Use by an Athlete of a Prohibited Substance or a Prohibited Method (Article 2.2)
3. Evading, Refusing or Failing to Submit to Sample Collection by an Athlete (Article 2.3)
4. Whereabouts Failures by an Athlete (Article 2.4)
5. **UPDATED** Tampering or Attempted Tampering with any Part of Doping Control by an Athlete or Other Person (Article 2.5):

The acts of falsifying documents submitted to an Anti-Doping Organization and procuring false testimony from witnesses has been included in the definition of "Tampering".

6. Possession of a Prohibited Substance or a Prohibited Method by an Athlete or Athlete Support Person (Article 2.6)
7. Trafficking or Attempted Trafficking in any Prohibited Substance or Prohibited Method by an Athlete or Other Person (Article 2.7)
8. Administration or Attempted Administration by an Athlete or Other Person 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 (Article 2.8)
9. **UPDATED** Complicity or Attempted Complicity by an Athlete or Other Person (Article 2.9)

"Attempted Complicity" has been added to "Complicity" as an ADRV. Complicity or Attempted Complicity may include either physical or psychological assistance.

10. Prohibited Association by an Athlete or Other Person (Article 2.10)
11. **NEW** Acts by an Athlete or Other Person to Discourage or Retaliate Against Reporting to Authorities (Article 2.11)

This Article makes it an ADRV to threaten another person to discourage that person from the good faith reporting to authorities of information relating to an ADRV, non-compliance with the Code or other doping activity, or to retaliate against another person for doing so.

## The Prohibited List: Substances of Abuse

**NEW** WADA has specifically identified some prohibited substances on the Prohibited List which are frequently abused in society outside of the context of sport as **Substances of Abuse**. (Article 4.2.3) Specific sanctions on Anti-Doping Rule Violation involving Substances of Abuse are outlined in the Rules.



## Whereabouts Requirement

**NEW** Athletes included in the Elite Testing Pool (ETP) are required to submit their **daily overnight residence** in addition to their training and competition schedules or schedule of other regular activities. (Article 5.5.10)



## Roles and Responsibilities of Athletes

1. To be knowledgeable of and comply with the Anti-Doping Policies and Rules. (Article 20.1)
2. To be available for Sample collection at all times. (Article 20.2)
3. To take responsibility, in the context of anti-doping, for what they ingest and Use. (Article 20.3)
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 the Anti-Doping Rules. (Article 20.4)
5. To disclose to HKADC and their International Federation any decision by a non-Signatory finding that the Athlete committed an anti-doping rule violation within the previous ten years. (Article 20.5)
6. To cooperate with Anti-Doping Organizations investigating anti-doping rule violations. (Article 20.6)
7. **NEW** To **disclose the identity of their Athlete Support Personnel** upon request by any Anti-Doping Organization with authority over the Athlete. (Article 20.7)
8. **NEW** **Offensive conduct** towards a Doping Control official or other Person involved in Doping Control by an Athlete which does not otherwise constitute Tampering, may result in a charge of misconduct, which may render the Athlete liable to disciplinary actions which may be imposed by their governing bodies. (Article 20.8)

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