



ANTIDOPINGNORGE



HAPPY
20^{Years}
Anniversary

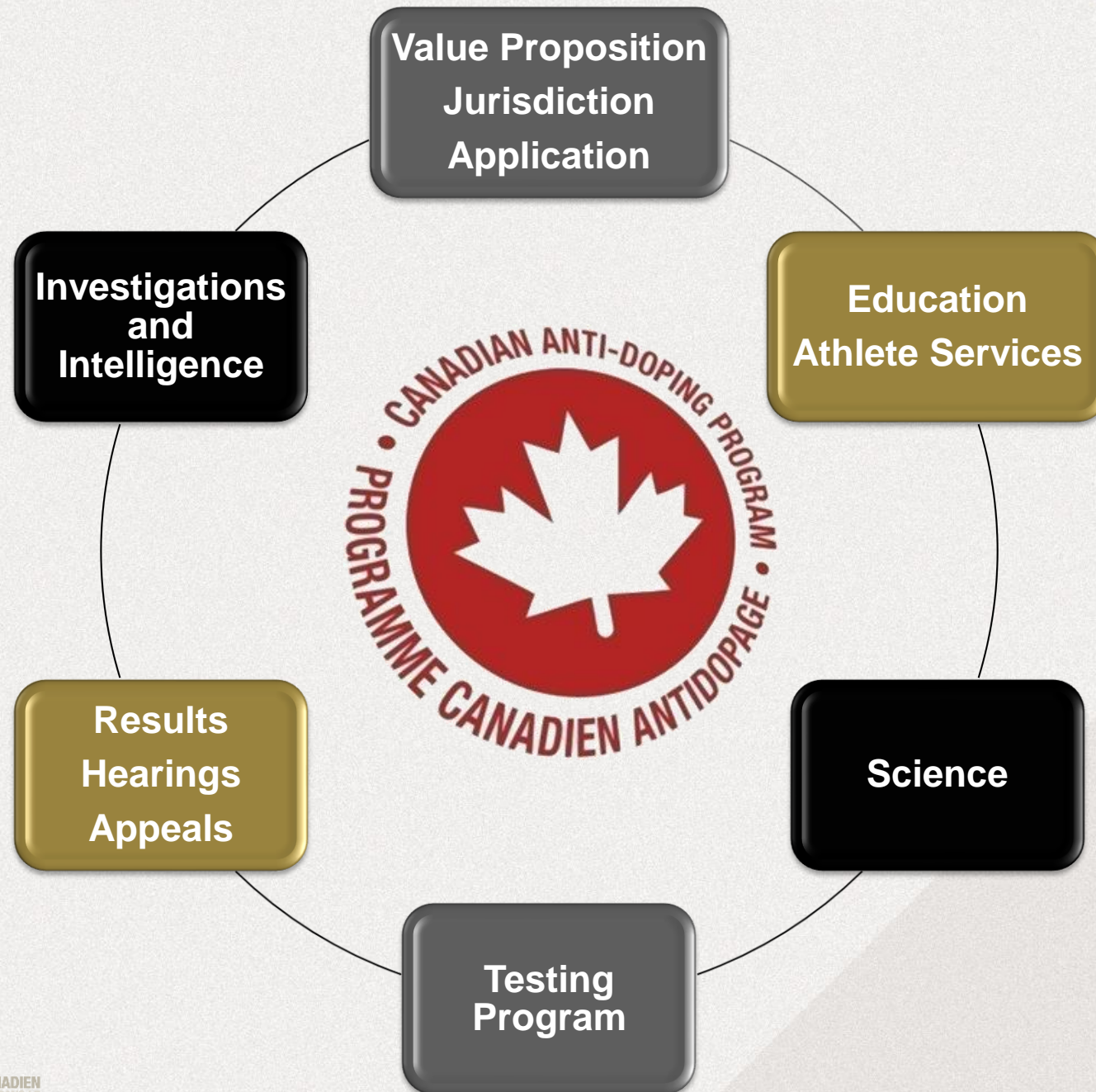
INDEPENDENT DOPING TRIBUNAL: CANADIAN MODEL

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President and CEO

CANADIAN ANTI-DOPING PROGRAM (CADP)

- Forms a collective agreement within the Canadian sport community
- Organizations adopt the CADP (via a contract with CCES) and thus it applies to its members and participants
- All federally-funded sport organizations are required to adopt
- With adoption comes the six elements





RESULTS MANAGEMENT

- Process managed by CCES
- Partnership with the Sport Dispute Resolution Centre of Canada (SDRCC)
- Includes
 - Results management
 - Hearings
 - Appeals
- All on behalf of the adopting organization



RESULTS MANAGEMENT PROCESS

- Following the Notice of Charge, an athlete can request a hearing to determine if an anti-doping rule violation occurred
- Under the CADP, hearings and appeals are independently administered by the SDRCC

SDRCC

- Founded via legislation in 2004 to provide independent dispute resolution services for Canadian sport
- Funded by the Government of Canada
- Bill C-12 “An Act to promote physical activity and sport”

The enactment establishes the Sport Dispute Resolution Centre of Canada, an independent organization whose mission is to provide to the sport community a national alternative dispute resolution service for sport disputes, and expertise and assistance in that regard.

DISPUTE RESOLUTION SERVICES

- Dispute resolution services include:
 - Resolution facilitation and mediation: help to facilitate a resolution without rendering any kind of formal decision
 - Arbitration: an arbitrator considers the merits of both sides of the case then renders a decision
- SDRCC can assist the athlete or their legal counsel with additional information regarding the hearing process
- List of pro bono legal counsel is available to athletes

DOPING TRIBUNAL

- The Doping Tribunal is the SDRCC, which constitutes and administers the Doping Panel
 - Hearings conducted by a single arbitrator sitting as the Doping Panel
 - Determines period of ineligibility
 - Arbitrators are members of the Doping Tribunal's roster of arbitrators
 - The rules of the SDRCC's Canadian Sport Dispute Resolution Code apply to the Doping Panel proceedings

APPEAL TRIBUNAL

- The Appeal Tribunal is also the SDRCC, which shall constitute and administer the Appeal Panel
 - Typically a panel of three arbitrators
 - Appointed arbitrators have no prior involvement with the case
 - Decision is final and binding (but may be appealed by WADA, IOC, IPC, or relevant International Federation)

ARBITRATORS AND MEDIATORS

- Have extensive experience in alternate dispute resolution and sports-related issues
- Separate roster of arbitrators with anti-doping expertise
- Receive intensive training, including from the CCES
- Services available free of charge to federally-funded organizations
- Includes Ordinary Tribunal and Appeal Tribunal divisions

ATHLETES' RIGHTS

- Athletes' Anti-Doping Rights Act is incorporated in the CADP
- Athletes in Canada have the right to:
 - Representation by pro bono legal counsel at hearings conducted by the Doping Panel and the Appeal Panel
 - Access to doping related hearings and appeals with no filing fees payable to the Doping Tribunal or the Appeal Tribunal.

QUESTIONS?