PART 14 ANTI-DOPING

INTRODUCTION

1. Pursuant to amendments adopted by the 115th session of the International Olympic Committee in July 2003, the Olympic Charter stipulates that in order to be recognized by the IOC, an International Federation must adopt and implement the World Anti-Doping Code (Rules 26 and 44).

To be eligible for a participation in the Olympic Games, a competitor, coach, trainer or official must respect and comply in all aspects with the World Anti-Doping Code (Rule 41).

As a consequence, at its meeting of 22-23 July 2004, the UCI Management Committee decided to accept the World Anti-Doping Code and to incorporate the Code in UCI’s Regulations, as was done in the first version of these Anti-Doping Rules which entered into force on 13 August 2004.


The following version of UCI’s Anti-Doping Rules incorporates the 2007 revisions to the World Anti-Doping Code.

2. Anti-Doping Rules are part of the competition rules, i.e. sports rules governing the conditions under which sport is played. Riders and other Persons accept these rules as a condition of participation and shall be bound by them. The rules and procedures provided for by these Anti-Doping Rules are sport-specific and intended to apply autonomously and not by reference to existing law or statutes. They are based upon the World Anti-Doping Code which represents the consensus of a broad spectrum of sports organizations and anti-doping organizations around the world with an interest in fair sport.

***

Terms in italics are defined in appendix 1.
ANTI-DOPING

SUMMARY

SECTION I ANTI-DOPING RULES OF THE UCI

<table>
<thead>
<tr>
<th>Chapter</th>
<th>Title</th>
<th>Page</th>
</tr>
</thead>
<tbody>
<tr>
<td>Chapter I</td>
<td>SCOPE</td>
<td>1</td>
</tr>
<tr>
<td>Chapter II</td>
<td>DOPING</td>
<td>6</td>
</tr>
<tr>
<td>Chapter III</td>
<td>THE PROHIBITED LIST</td>
<td>10</td>
</tr>
<tr>
<td>Chapter IV</td>
<td>THERAPEUTIC USE EXEMPTION (TUE)</td>
<td>12</td>
</tr>
<tr>
<td>Chapter V</td>
<td>WHEREABOUTS INFORMATION</td>
<td>19</td>
</tr>
<tr>
<td>Chapter VI</td>
<td>TESTING</td>
<td>27</td>
</tr>
<tr>
<td>Chapter VII</td>
<td>RESULTS MANAGEMENT</td>
<td>38</td>
</tr>
<tr>
<td>Chapter VIII</td>
<td>PROVISIONAL SUSPENSION AND PROVISIONAL MEASURES</td>
<td>43</td>
</tr>
<tr>
<td>Chapter IX</td>
<td>RIGHT TO A FAIR HEARING</td>
<td>46</td>
</tr>
<tr>
<td>Chapter X</td>
<td>SANCTIONS AND CONSEQUENCES</td>
<td>52</td>
</tr>
<tr>
<td>Chapter XI</td>
<td>APPEAL TO THE CAS</td>
<td>64</td>
</tr>
<tr>
<td>Chapter XII</td>
<td>CONFIDENTIALITY AND PUBLIC DISCLOSURE</td>
<td>68</td>
</tr>
<tr>
<td>Chapter XIII</td>
<td>FINAL PROVISIONS</td>
<td>69</td>
</tr>
</tbody>
</table>
SECTION II  EDUCATION  73

Appendix 1:  DEFINITIONS  74
Appendix 2:  CODE OF SPORTS-RELATED ARBITRATION (CAS)  81
SECTION I  ANTI-DOPING RULES OF THE UCI

Chapter SCOPE

1. These Anti-Doping Rules shall apply to all License-Holders.

They shall also apply to other Persons as provided in article 18.

Comment: a license is required to participate in the sport of cycling governed by the rules of the UCI and the National Federations (article 1.1.010 of UCI’s Cycling Regulations). However if a Person participates in the sport of cycling governed by the UCI without being holder of a license as required, he will not escape application of the regulations, including these Anti-Doping Rules. Application of these Anti-Doping Rules to Persons other than License-Holders is dealt with in article 18.

In-Competition Testing

2. Riders participating in International Events shall be subject to In-Competition Testing under these Anti-Doping Rules.

3. Riders participating in National Events shall be subject to In-Competition Testing initiated and directed by the National Anti-Doping Organization of the country or any other organization or person so authorized by that National Anti-Doping Organization. Doping Control shall be governed by the Anti-Doping Rules of the National Anti-Doping Organization.

Comment: As results from this article, these Anti-Doping Rules do not apply to Doping Control at National Events.

4. In-Competition Testing at International Events may be initiated and directed by the UCI or by an organization or person so authorized by the UCI.

The National Federation of the country is authorized to initiate and conduct In-Competition Testing at an International Event where no testing is conducted by or at the request of the UCI.

Doping Control shall be governed by these Anti-Doping Rules exclusively.

5. If an Anti-Doping Organization other than the UCI wishes to conduct testing in an International Event and no agreement is found with the UCI, that Organization may be authorized by WADA to conduct such Testing under the conditions of article 15.1.1 of the Code.

In such case, Doping Control shall be conducted by that Anti-Doping Organization and according to its rules.

Comment: Riders must comply with any request for Testing by such Anti-Doping Organization. A failure to comply may result in an anti-doping rule violation.
6. Riders shall be subject to In-Competition Testing at the Olympic Games, the Paralympic Games and events of Major Event Organizations.

Doping Control shall be governed by the rules of the International Olympic Committee, the International Paralympic Committee and the Major Event Organizations respectively. However, results management and the conduct of hearings shall be referred to the UCI as far as sanctions beyond Disqualification from the Olympic Games or Paralympic Games or one or more of their Events or the results of such Events.

Out-of-Competition Testing
7. Riders shall be subject to Out-of-Competition Testing including when serving a period of Ineligibility or a Provisional Suspension and during the period preceding return to competition as stipulated in articles 84 and 325.

8. Out-of-Competition Testing may be initiated and conducted by the UCI or by an organization or person so authorized by the UCI.

Each National Federation is authorized to conduct Out-of-Competition Testing on Riders that hold a licence from that Federation or have the nationality of its country.

Doping Control shall be governed by these Anti-Doping Rules exclusively.

9. Riders shall also be subject to Out-of-Competition Testing initiated and conducted by any other Anti-Doping Organization that is so authorized under the Code:
   1. WADA;
   2. The International Olympic Committee or the International Paralympic Committee in connection with the Olympic Games or Paralympic Games;
   3. The National Anti-Doping Organization of the country of the National Federation from which the Rider holds his licence;
   4. The National Anti-Doping Organization of the country of which the Rider is a national;
   5. The National Anti-Doping Organization of the country of which the Rider is a resident;
   6. The National Anti-Doping Organization of the country of the sports organisation of which the Rider is a member;
   7. The National Anti-Doping Organization of any country where the Rider is present.

Doping Control shall be conducted by the Anti-Doping Organization concerned and according to its rules.

However, results management and the conduct of hearings from a test by the International Olympic Committee or the International Paralympic Committee shall be referred to the UCI as far as sanctions beyond Disqualification from the Olympic Games or Paralympic Games.
Comment: 1) As is expressed in the above article, any Rider may be tested Out-of-Competition by any of the above mentioned Anti-Doping Organizations, according to the rules of the Organization conducting the test. Riders must comply with any request for Testing by such Anti-Doping Organization. A failure to comply may result in an anti-doping rule violation.

2) National Federations may not initiate and conduct Out-of-Competition testing, including on their national level Riders, unless so authorized by the UCI or another Anti-Doping Organization having authority to test the Rider concerned.

3) The sports organization referred to in paragraph 6 of article 9 is the sports club or association to which the Rider is affiliated. It is not the Rider’s UCI-registered team (although in some cases the Rider’s club or association might have a team registered with the UCI).

**Anti-doping violations where no Sample collection is involved**

10. The UCI has jurisdiction for and these Anti-Doping Rules shall apply to any anti-doping violation committed by a License-Holder where no Sample collection is involved and that is discovered:
(i) by the UCI, by one of its constituents or member Federations, by one of their officials, officers, staff members, members, License-Holders, or any other body or individual that is subject to the regulations of the UCI or one of its member Federations; or
(ii) by a body or individual that is not an Anti-Doping Organization.

Discovery means the finding of elements that turn out to be evidence for facts that apparently constitute an anti-doping rule violation, regardless of the Anti-Doping Organization who qualifies that evidence as such.

11. If an anti-doping violation where no Sample collection is involved is discovered by another Anti-Doping Organization, the anti-doping rules of that Anti-Doping Organization shall apply.

However, if the violation is discovered by the International Olympic Committee or the International Paralympic Committee, results management and the conduct of hearings shall be referred to the UCI as far as sanctions beyond Disqualification from the event or the results of the event.

12. Where apparent evidence for the same anti-doping violation is found by persons or bodies referred to both in article 10 and article 11 or when such evidence is found by persons or bodies referred to in article 10 whereas another Anti-Doping Organization having jurisdiction over the Person concerned under the Code opens result management or hearing process based upon such evidence, UCI may decide to leave the case to the Anti-Doping Organization concerned.

**Results management concerning foreign or non-resident License-Holders**

13. Results management and the conduct of hearings for an anti-doping rule violation arising from a test by, or discovered by, a National Anti-Doping Organization involving a License-Holder who is not a national, resident, license-holder or member of a sports organization of that country shall be administered by and under the rules of that National Anti-Doping Organization.
Unauthorized Testing

14. If a Rider refuses a test by an Anti-Doping Organization that has no authority to test under these Anti-Doping Rules or under the Code, such refusal shall not constitute an anti-doping violation under these Anti-Doping Rules.

15. If a Rider has been tested by an Anti-Doping Organization that has no authority to test under these Anti-Doping Rules or under the Code and the test results in an Atypical Finding or Adverse Analytical Finding, the UCI shall have jurisdiction and these Anti-Doping Rules shall apply.

Retirement from Sport

16. If a License-Holder retires from cycling while a results management process is underway, the Anti-Doping Organization conducting the results management process or hearing process retains jurisdiction to complete its results management and/or hearing process. If a License-Holder retires before any results management process has begun the Anti-Doping Organization which would have had results management jurisdiction over the License-Holder at the time the License-Holder committed an antidoping rule violation, has jurisdiction to conduct results management, without prejudice to the default jurisdiction of the UCI under article 17.

Default Jurisdiction of the UCI

17. Where a National Anti-Doping Organization having initiated and directed Sample collection or which has discovered an anti-doping rule violation where no Sample collection is involved does not have the authority to conduct results management under any applicable rule, then results management shall default to UCI and hearings will be conducted as stipulated in these Anti-Doping Rules.

Non-License-Holders

18. 1. a) Any Person who, without being a holder of a license, participates in a cycling Event in any capacity whatsoever, including, without limitation, as a rider, coach, trainer, manager, team director, team staff, agent, official, medical or para-medical personnel or parent and;
   b) Any Person who, without being a holder of a license, participates, in the framework of a club, trade team, national federation or any other structure participating in Races, in the preparation or support of riders for sports competitions;

   shall be subject to these Anti-Doping Rules and these Anti-Doping Rules shall apply to each such Person as they apply to a License-Holder.

2. Where a National Federation has disciplinary jurisdiction over such Person on whichever basis, the Person shall be treated as a License-Holder of that Federation for the purpose of these Anti-Doping Rules.

3. Where no National Federation has disciplinary jurisdiction over such Person and if a breach of these Anti-Doping Rules is apparently committed by the Person, the UCI and/or any National Federation involved shall take whatever steps are necessary to take proceedings against him before the competent bodies.

4. Right to a fair hearing having granted, the UCI may ban this Person from attending a cycling Event. It may also ban any National Federation, club or trade team from making use of services offered by this Person, with breaches of such a ban being subject to a fine of between CHF 1,000 and CHF 10,000 as determined by the Disciplinary Commission. These measures and sanctions may be taken independently of the procedure noted under paragraph 3.
General comment to Chapter I: 1) Under the Code, National Federations have by themselves no jurisdiction in Doping Control. The involvement of National Federations in doping control at the international level is laid down in these Anti-Doping Rules. However, Anti-Doping Organizations having jurisdiction under the Code, may delegate jurisdiction to National Federations. National Federations and their respective National Anti-Doping Organization may agree on the Federation’s involvement in Doping Control at the national level.

2) In addition to the obligations to submit to Testing pursuant to these Anti-Doping Rules and the Code, Riders may also be obliged to submit to Testing and be sanctioned for anti-doping violations pursuant to local anti-doping legislation. Such legislation may define additional or different antidoping violations than the anti-doping rule violations defined in article 21 of the present Anti-Doping Rules.
Chapter DOPING

Definition of doping

19. Doping is defined as the occurrence of one or more of the anti-doping rule violations set forth in article 21.

20. License-Holders shall be responsible for knowing what constitutes an anti-doping rule violation and the substances and methods which have been included on the Prohibited List.

Anti-doping rule violations

21. The following constitute anti-doping rule violations:
   1. The presence of a Prohibited Substance or its Metabolites or Markers in a Rider’s bodily Specimen.
      1.1 It is each Rider’s personal duty to ensure that no Prohibited Substance enters his body. Riders are responsible for any Prohibited Substance or its Metabolites or Markers found to be present in their bodily Specimens. Accordingly, it is not necessary that intent, fault, negligence or knowing Use on the Rider’s part be demonstrated in order to establish an antidoping violation under article 21.1.

Warning:
1) Riders must refrain from using any substance, foodstuff, food supplement or drink of which they do not know the composition. It must be emphasized that the composition indicated on a product is not always complete. The product may contain Prohibited Substances not listed in the composition.
2) Medical treatment is no excuse for using Prohibited Substances or Prohibited Methods, except where the rules governing Therapeutic Use Exemptions are complied with.

1.2 Sufficient proof of an anti-doping rule violation under article 21.1 is established by either of the following: presence of a Prohibited Substance or its Metabolites or Markers in the Rider’s A Sample where the Rider waives analysis of the B Sample and the B Sample is not analyzed; or, where the Rider’s B Sample is analyzed and the analysis of the Rider’s B Sample confirms the presence of the Prohibited Substance or its Metabolites or Markers found in the Rider’s A Sample.

1.3 Excepting those substances for which a quantitative threshold is specifically identified in the Prohibited List, the presence of any quantity of a Prohibited Substance or its Metabolites or Markers in a Rider’s Sample shall constitute an anti-doping rule violation.

1.4 As an exception to the general rule of article 21.1, the Prohibited List or International Standards may establish special criteria for the evaluation of Prohibited Substances that can also be produced endogenously.

1.5. The presence of a Prohibited Substance or its Metabolites or Markers consistent with the provisions of an applicable Therapeutic Use Exemption issued in accordance with the present Anti-Doping Rules shall not be considered an anti-doping rule violation.
Comment: see Chapter IV on Therapeutic Use Exemptions.

2. Use or Attempted Use by a Rider of a Prohibited Substance or a Prohibited Method.
   2.1 It is each Rider’s personal duty to ensure that no Prohibited Substance enters his or her body and that he does not Use any Prohibited Method. Accordingly, it is not necessary that intent, fault, negligence or knowing Use on the Rider’s part be demonstrated in order to establish an anti-doping rule violation for Use of a Prohibited Substance or a Prohibited Method.

   2.2 The success or failure of the Use of a Prohibited Substance or Prohibited Method is not material. It is sufficient that the Prohibited Substance or Prohibited Method was Used or Attempted to be Used for an anti-doping rule violation to be committed.

   2.3 The Use or Attempted Use of a Prohibited Substance or a Prohibited Method consistent with the provisions of an applicable Therapeutic Use Exemption issued in accordance with the present Anti-Doping Rules shall not be considered an anti-doping rule violation.

Comment: see chapter IV on Therapeutic Use Exemptions.

3. Evading Sample collection or, after notification as authorized under these Anti-Doping Rules, refusing, or failing without compelling justification, to submit to Sample collection.

4. Violation of applicable requirements regarding Rider availability for Out-of-Competition Testing. Any combination of three Missed Tests and/or Filing Failures (as defined in chapter V) committed within an eighteen-month period, as declared by UCI or any other Anti-Doping Organization with jurisdiction over the Rider, shall constitute an anti-doping rule violation.

5. Tampering or Attempted Tampering with any part of Doping Control.

6. Possession of a Prohibited Substance or Method.
   6.1 Possession by a Rider In-Competition of any Prohibited Method or any Prohibited Substance, or Possession by a Rider Out-of-Competition of any Prohibited Method or any Prohibited Substance which is prohibited in Out-of-Competition Testing unless the Rider establishes that the Possession is pursuant to a Therapeutic Use Exemption granted in accordance with these Anti-Doping Rules or other acceptable justification.

   6.2 Possession by Rider Support Personnel In-Competition of any Prohibited Method or any Prohibited Substance, or Possession by Rider Support Personnel Out-of-Competition of any Prohibited Method or any Prohibited Substance which is prohibited Out-of-Competition, in connection with a Rider, Competition or training, unless the Rider Support Personnel establishes that the Possession is pursuant to a Therapeutic Use Exemption granted to an Rider in accordance with these Anti-Doping Rules or other acceptable justification.

Comment: see Chapter IV on Therapeutic Use Exemptions.

7. Trafficking or Attempted Trafficking in any Prohibited Substance or Prohibited Method.
8. Administration or Attempted administration to any Rider In-Competition of any Prohibited Substance or Prohibited Method, or administration or Attempted administration to any Rider Out-of-Competition of any Prohibited Substance or any Prohibited Method that is prohibited Out-of-Competition, or assisting, encouraging, aiding, abetting, covering up or any other type of complicity involving an anti-doping rule violation or any Attempted anti-doping rule violation.
Administration of a Prohibited Substance or Prohibited Method consistent with the provisions of an applicable Therapeutic Use Exemption issued in accordance with the present Anti-Doping Rules shall not be considered an anti-doping rule violation.

Comment: see Chapter IV on Therapeutic Use Exemptions.

Proof of doping

Burdens and standards of proof
22. The UCI and its National Federations shall have the burden of establishing that an anti-doping rule violation has occurred. The standard of proof shall be whether the UCI or its National Federation has established an anti-doping rule violation to the comfortable satisfaction of the hearing panel bearing in mind the seriousness of the allegation which is made. This standard of proof in all cases is greater than a mere balance of probability but less than proof beyond a reasonable doubt. Where these Anti-Doping Rules place the burden of proof upon the License-Holder alleged to have committed an anti-doping rule violation to rebut a presumption or establish specified facts or circumstances, the standard of proof shall be by a balance of probability, except as provided in articles 295 and 305 where the License-Holder must satisfy a higher burden of proof.

Methods of establishing facts and presumptions
23. Facts related to anti-doping rule violations may be established by any reliable means, including admissions.

(text modified on 1.02.11).

24. WADA-accredited laboratories or as otherwise approved by WADA are presumed to have conducted Sample analysis and custodial procedures in accordance with the International Standard for Laboratories. The License-Holder may rebut this presumption by establishing that a departure from the International Standard for Laboratories occurred which could reasonably have caused the Adverse Analytical Finding.

If the License-Holder rebuts the preceding presumption by showing that a departure from the International Standard for Laboratories occurred which could reasonably have caused the Adverse Analytical Finding, then the UCI or the National Federation shall have the burden to establish that such departure did not cause the Adverse Analytical Finding.
25. Departures from any other International Standard, these Anti-Doping Rules, the Technical Documents set by the UCI or any other applicable anti-doping rule or policy or technical document which did not cause an Adverse Analytical Finding or the factual basis for any other anti-doping rule violation shall not invalidate such findings or results. If the License-Holder establishes that any such departure which could reasonably have caused the Adverse Analytical Finding or factual basis for any other anti-doping rule violation occurred, then the UCI or its National Federation shall have the burden to establish that such a departure did not cause the Adverse Analytical Finding or the factual basis for the anti-doping rule violation.

26. The facts established by a decision of a court or professional disciplinary tribunal of competent jurisdiction which is not the subject of a pending appeal shall be irrebuttable evidence against the License-Holder to whom the decision pertained of those facts unless the License-Holder establishes that the decision violated principles of natural justice.

27. The hearing panel in a hearing on an anti-doping rule violation may draw an inference adverse to the License-Holder who is asserted to have committed an anti-doping rule violation based on the License-Holder’s refusal, after a request made in a reasonable time in advance of the hearing, to appear at the hearing (either in person or telephonically as directed by the tribunal) and to answer questions either from the hearing panel or from the Anti-Doping Organization asserting the anti-doping rule violation.

28. Any Doping Control Officer, Medical Inspector, commissaire or official shall draw up a detailed report of any anti-doping rule violation and of any incident, anomaly or irregularity concerning Testing which he may observe or which may be reported to him. He shall note the identity of any witnesses. Witness statements may be included in the report and countersigned by the witnesses. This report and all the supporting documentation must be sent without delay to the UCI.
Chapter THE PROHIBITED LIST

29. These Anti-Doping Rules incorporate the Prohibited List which is published and revised by WADA as described in article 4.1 of the Code.

Comment: 1) the Prohibited List currently in force is published on WADA’s website (www.wadama.org) and may also be found on UCI’s website at www.uci.ch. It is the responsibility of all License-Holders to consult and familiarize themselves with the most recent version of the Prohibited List.

2) all substances and methods on the Prohibited List are prohibited In-Competition. Out-of-Competition Use (article 21.2) of a substance which is only prohibited In-Competition is not an anti-doping rule violation unless an Adverse Analytical Finding for the substance or its Metabolites or Markers is reported for a Sample collected In-Competition (article 21.2). This means that Out-of-Competition Use of a substance which is authorized Out-of-Competition leads to an anti-doping violation when the substance still is found in a Sample that is taken during a subsequent Competition. Riders must be aware that it takes time for a substance to clear their body.

3) most sections of the Prohibited List refer to categories of Prohibited Substances or Prohibited Methods, while only a limited number of these Substances or Methods are listed under that category; yet other Substances or Methods than those recited are prohibited as is indicated in the Prohibited List for the respective categories.

4) the Prohibited List relates to a sports regulation. The Use or Possession of, and Traffic in, a number of substances on the List is also prohibited or regulated in the national laws of many countries. Criminal sanctions may apply. A substance or method that is not prohibited under the List may be prohibited or regulated under national law.

30. Unless provided otherwise in the Prohibited List or a revision, the Prohibited List and revisions shall go into effect under these Anti-Doping Rules 3 (three) months after publication of the Prohibited List by WADA on WADA’s website at www.wadama.org, without requiring any further action by the UCI.

31. WADA’s determination of the Prohibited Substances and Prohibited Methods that are or will be included on the Prohibited List and the classification of substances into categories on the Prohibited List shall be final and not subject to challenge by a License-Holder.

Specified Substances

32. For purposes of the application of Chapter VIII (Provisional Suspension and provisional measures) and Chapter X (Sanctions and Consequences), all Prohibited Substances shall be “Specified Substances” except (a) substances in the classes of anabolic agents and hormones; and (b) those stimulants and hormone antagonists and modulators so identified on the Prohibited List. Prohibited Methods shall not be Specified Substances.
In the event WADA expands the Prohibited List by adding a new class of Prohibited Substances in accordance with Article 4.1 of the Code, WADA shall determine whether any or all Prohibited Substances within the new class of Prohibited Substances shall be considered Specified Substances under this article.
Chapter THERAPEUTIC USE EXEMPTION (TUE)

33. A Therapeutic Use Exemption (TUE) is a permission to Use, for therapeutic purposes, substances or methods on the Prohibited List the Use of which would otherwise be prohibited and that is granted in compliance with the conditions and procedures set out in the rules of this chapter IV. In order to excuse the presence, Use, Possession or administration of a Prohibited Substance or Prohibited Method that would otherwise amount to an anti-doping rule violation under article 21, such presence, Use, Possession or administration must be consistent with a TUE that is granted or recognized in accordance with this chapter IV.

34. This chapter IV shall be implemented and interpreted in compliance with the version of the International Standard for Therapeutic Use Exemptions in force.

35. Riders with a documented medical condition requiring the Use of a Prohibited Substance or a Prohibited Method must obtain a Therapeutic Use Exemption (TUE) prior to the Use or Possession or administration of the Prohibited Substance or Prohibited Method.

Comment: a TUE must be held as long as the Rider uses the Prohibited Substance or Prohibited Method and the Rider must be available for testing. As the Rider must also be available for Testing during a period of Ineligibility, Provisional Suspension or Provisional Measures, he must hold a TUE during such period as long as he continues to use the Prohibited Substance or Prohibited Method.

36. Riders included in UCI’s Registered Testing Pool must obtain a TUE from the UCI, regardless of whether the Rider previously has received a TUE from his National Anti-Doping Organization.

37. Riders not included in UCI’s Registered Testing Pool must obtain a TUE from their National Anti-Doping Organization.

Where the UCI finds such TUE to be inconsistent with this chapter IV, such TUE shall no longer be valid under the present Anti-Doping Rules. The finding by the UCI shall not apply retroactively and shall not be open to appeal.

The UCI shall inform the Rider of the finding, which shall take effect 14 (fourteen) days following notification of the finding to the Rider, unless the notification sets a shorter term. The Rider is not eligible to participate in International Events until such moment that he has a TUE that is found consistent with this chapter IV by the UCI.

Where no national Therapeutic Use Exemption Committee is operational and in other circumstances accepted by the UCI, Riders may obtain a TUE from the UCI.

38. The following articles of this chapter IV govern TUE’s requested from the UCI. These articles shall also apply where UCI examines whether a TUE granted by a National Anti-Doping Organization is consistent with this chapter IV.
39. Decisions regarding the grant, withdrawal, denial and recognition of TUE’s are taken by the
Therapeutic Use Exemption Committee of the UCI.

**Therapeutic Use Exemption Committee (TUEC)**

40. The UCI shall appoint a committee of at least 3 (three) physicians to consider requests for TUE’s:
the Therapeutic Use Exemption Committee (TUEC).

41. The members of the TUEC, or at least 3 (three) of them, shall be physicians with experience in the
care and treatment of athletes and a sound knowledge of clinical, sports and exercise medicine.

42. A majority of the members of the TUEC should be free of conflicts of interest or political responsibility
in the UCI or a National Federation. All members of the TUEC will sign a conflict of interest
agreement.

43. The TUEC may seek whatever medical or scientific expertise it deems appropriate in reviewing the
circumstances of any application for a TUE.

44. In applications involving Riders with disabilities, advice shall be sought from an expert possessing
specific experience with the care and treatment of athletes with disabilities, if no member of the
TUEC possesses such experience.

45. Upon the UCI’s receipt of a TUE application, the Chair of the TUEC shall appoint one or more mem-
bers of the TUEC (which may include the Chair) to consider such application and render a decision
promptly.

**Criteria for granting a Therapeutic Use Exemption**

46. A Therapeutic Use Exemption will be granted only in strict accordance with the following criteria:
1. The Rider should submit an application for a TUE on a form provided by the UCI no less than
21 (twenty-one) days before he needs the approval.

Comment: the Rider must obtain the TUE prior to the Use, Possession or administration of the
Prohibited Substance or Prohibited Method. Without prejudice to the special rules
for inhaled beta-2 agonists (article 79) and glucocorticosteroids (article 80), a TUE
can be granted retroactively in exceptional circumstances only, as is laid down
under paragraph 6 of this article.

2. The Rider would experience a significant impairment to health if the Prohibited Substance or
Prohibited Method were to be withheld in the course of treating an acute or chronic medical con-
dition.

3. The therapeutic use of the Prohibited Substance or Prohibited Method would produce no addi-
tional enhancement of performance other than that which might be anticipated by a return to a
state of normal health following the treatment of a legitimate medical condition. The Use of any
Prohibited Substance or Prohibited Method to increase “low-normal” levels of any endogenous
hormone is not considered an acceptable therapeutic intervention.

4. There is no reasonable therapeutic alternative to the Use of the otherwise Prohibited Substance
or Prohibited Method.
5. The necessity for the use of the otherwise Prohibited Substance or Prohibited Method cannot be a consequence, wholly or in part, of prior non-therapeutic Use of any Prohibited Substance or Prohibited Method.

6. An application for a TUE will not be considered for retroactive approval except in cases where:
   a. Emergency treatment or treatment of an acute medical condition was necessary, or
   b. Due to exceptional circumstances, there was insufficient time or opportunity for a Rider to submit, or the TUEC to consider, the application.

47. A TUE shall be denied on the ground of the impossibility or difficulty to control the dose, frequency, route of administration or any other aspect of the Use of a Prohibited Substance or Prohibited Method that may produce enhancement of performance other than that allowed under article 46.3.

48. The TUEC may submit the granting of a TUE to any conditions that it may specify.

   The TUE is not effective and shall not excuse the Rider if the conditions under which it was granted are not complied with.

**Therapeutic Use Exemption procedure**

Comment: 1) The Abbreviated TUE system is abrogated as from 1st January 2009. Abbreviated TUE's granted prior to 1 January 2009 shall remain governed by the rules then in force. Such TUE's cannot be renewed as from 1st January 2009 and shall be valid no longer than until 31 December 2009 at the latest.

2) Special rules apply for inhaled beta-2 agonists (see article 79) and glucocorticosteroids (see article 80).

49. A TUE will only be considered following the receipt of a legibly completed application form that complies with these Anti-Doping Rules and that must include all relevant information and documents.

   Warning: Any file that is not complete or not legible will not be considered as valid and will be returned to the sender.

50. The TUE application form(s), as set out in the International Standard for Therapeutic Use Exemptions, can be modified by the UCI to include additional requests for information, but no sections or items shall be removed.

51. The TUE application form(s) shall be completed legibly, in English or French. Any information attached to the TUE application form shall be in English or French. If such information has been originally established in another language, the Rider shall attach the original document and a translation in English or French.

   Warning: Providing false or misleadingly incomplete information constitutes an anti-doping rule violation under article 21.5 (Tampering or Attempted Tampering with Doping Control).

52. A Rider may not apply to more than one Anti-Doping Organization for a TUE. The application must list any previous and/or current requests for permission to use an otherwise Prohibited Substance or Prohibited Method, the body to whom that request was made, and the decision of that body.
53. The application must include a comprehensive medical history and the results of all examinations, laboratory investigations and imaging studies relevant to the application.

The arguments related to the diagnosis and treatment, as well as duration of validity, should follow the WADA document “Medical Information to Support the Decisions of TUEC’s”.

Comment: both documents can be found on WADA’s website under World Anti-Doping Code, International Standards, International Standard for Therapeutic Use Exemptions or obtained from UCI. Riders should take care to consult and use the most recent version of these documents.

Any additional relevant investigations, examinations or imaging studies requested by the TUEC will be undertaken at the expense of the Rider.

(text modified on 1.02.11).

54. The application must include a statement by an appropriately qualified physician attesting to the necessity of the otherwise Prohibited Substance or Prohibited Method in the treatment of the Rider and describing why an alternative, permitted medication cannot, or could not, be used in the treatment of this condition.

The dose, frequency, route and duration of administration of the otherwise Prohibited Substance or Prohibited Method in question must be specified. In case of change, a new application should be submitted.

55. The decision of the TUEC will be conveyed to the Rider through ADAMS or by letter.

56. Where a TUE has been granted, the Rider and WADA will be promptly provided with a certificate of approval for therapeutic use which includes information pertaining to the duration of the exemption and any conditions associated with the TUE. WADA will also be provided with all supporting documentation.

Confidentiality of information

57. By applying for a TUE, the Rider provides consent for the transmission of all information pertaining to the application to members of the TUEC of the UCI and the TUEC of WADA and, as required, other independent medical or scientific experts, or to all necessary staff involved in the management, review or appeal of TUEs and for the decisions of the TUECs to be distributed to other relevant Anti-Doping Organizations under the provisions of the Code.

(text modified on 1.10.11).

58. Should the Rider wish to revoke the right of the TUEC of the UCI or the TUEC of WADA to obtain any health information on his behalf, the Rider must notify his medical practitioners in writing of the fact. As a consequence of such a decision, the Rider will not receive approval for a TUE or renewal of an existing TUE.
59. Should the assistance of external, independent experts be required, all details of the application will be circulated without identifying the Rider and the medical practitioners involved in the Rider’s care.

60. The members of the TUEC and the administration of the UCI will conduct all of their activities in strict confidence.

Under the International Standard for Therapeutic Use Exemptions, all Anti-Doping Organizations having accepted the Code are bound to the same obligations concerning confidentiality of information pertaining to TUE applications.

However, the UCI shall not be liable for the use that other Anti-Doping Organizations make of such information, even if the information was provided by the UCI. The Rider has no claim against the UCI in this respect.

Duration of TUE

61. Each TUE will have a duration of 1 (one) year unless another duration is indicated in the certificate of approval for therapeutic use.

The TUE expires at the end of its duration.

The Rider shall be responsible for requesting a renewal of the TUE at such time that the TUEC can take a decision before the current TUE expires.

Withdrawal of TUE

62. The TUEC of the UCI may review and withdraw the TUE at any time during the duration of the TUE.

Without prejudice to article 48, the TUE will be withdrawn if the Rider does not promptly comply with any requirement or condition under which the TUE was granted.

63. The decision of the TUEC of the UCI withdrawing the TUE and the decision of WADA or the CAS reversing the granting of the TUE, shall take effect 14 (fourteen) days following notification of the decision to the Rider, unless the decision sets a shorter term.

Results before withdrawal

64. The withdrawal of a TUE and the decision reversing the granting of a TUE shall not apply retroactively. They shall not disqualify the Rider’s results before the moment that the decision takes effect.

Results after expiry or withdrawal

65. The Anti-Doping Commission, when conducting the initial review of an Adverse Analytical Finding, will consider whether the finding is consistent with expiry or withdrawal of the TUE.

Information

66. The Rider and all relevant Anti-Doping Organizations shall be notified immediately of any decision withdrawing a TUE or reversing the granting of a TUE.
Review by WADA and appeal to the CAS

Review by WADA at the request of the Rider

67. The Rider may request WADA to reverse the decision by which the TUEC of the UCI denies or withdraws a TUE.

68. The Rider shall provide to the TUEC of WADA all the information for a TUE as submitted initially to the UCI, accompanied by the application fee that WADA may request. The TUEC of WADA will have the ability to request from the Rider additional medical information as deemed necessary, the expenses of which shall be met by the Rider.

69. Until the review process has been completed, the decision of the UCI remains in effect.

70. If WADA reverses the decision of the UCI, the reversal shall not apply retroactively. The Rider shall not be entitled to compensation by the UCI, in particular for missed participations in Events.

71. The decision by WADA reversing the decision by the UCI may be appealed exclusively to the CAS by the UCI.

72. If WADA confirms the decision by the UCI, the Rider may appeal the decisions by UCI and WADA exclusively to the CAS.

73. The time limit for appeal with the CAS is 1 (one) month following receipt of the decision by WADA.

Review by WADA on its own initiation

74. WADA may, on its own initiation, review and reverse at any time the decision by which the TUEC of the UCI denies or withdraws a TUE.

Articles 68 to 73 shall apply.

75. WADA may, on its own initiative, review and reverse at any time the grant of a TUE by the UCI.

76. The decision by WADA reversing the grant of the TUE by the UCI may be appealed exclusively to the CAS by the Rider or the UCI.

77. The time limit for appeal with the CAS is 1 (one) month following receipt of the decision by WADA.

Implicit denial

78. When the TUEC of the UCI or WADA fail to take action on a properly submitted TUE application or request for review within a reasonable time, the TUEC’s or WADA’s failure to decide may be considered a denial for purposes of the appeal to CAS. For such appeal to be admissible, the Rider shall, not earlier than 30 days following receipt by the TUEC of UCI or by WADA of all information requested for handling the TUE application or the review, inform UCI or WADA by registered letter of his intention to lodge an appeal under this article and set a deadline of minimum two weeks following receipt of this letter by UCI or WADA for the requested decision to be taken. Failure by the TUEC of
the UCI or by WADA to comply with the deadline set by the Rider shall not imply that the time it will have taken for the TUEC of the UCI or for WADA to take action was not reasonable.

**Use of inhaled beta-2 agonists**

**79.** The conditions and modalities for the authorized Use of inhaled Beta-2 agonists are laid down each year in the Prohibited List.

*(text modified on 1.02.11).*

**Use of glucorticosteroids**

**80.** The conditions and modalities for the authorized Use of glucocorticosteroids are laid down each year in the Prohibited List.

*(text modified on 1.02.11).*
Chapter WHEREABOUTS INFORMATION

**Registered Testing Pool**

81. The UCI Administration shall identify a UCI Registered Testing Pool of those Riders who are required to provide up-to-date whereabouts information to the UCI.

Comment: only the Riders included in the Registered Testing Pool are required to provide whereabouts information; however any Rider may be tested Out-of-competition at any time and at any place, including when serving a period of Ineligibility, Provisional Suspension or provisional measures.

Any Rider who has been included in the UCI Registered Testing Pool must also complete and register his completion of the true champion or cheat interactive education tool as laid down in article E6 of Section II “Education”.

(text modified on 1.01.10; 1.02.12).

82. The UCI Administration shall define the criteria for Riders to be included in the Registered Testing Pool and may also include Riders individually. The Anti-Doping Commission may revise the criteria and Registered Testing Pool from time to time as appropriate.

UCI shall publish the criteria as well as a list of the Riders included in the Registered Testing Pool on its website.

(text modified on 1.02.12).

83. A Rider continues to be included in the Registered Testing Pool and to be required to provide up-to-date whereabouts information to the UCI until he has been informed by the UCI Administration that he has been removed from the Registered Testing Pool.

(text modified on 1.02.12).

84. A Rider who has given notice of retirement from cycling to the UCI and wants to return to competition at international level shall notify the UCI at least 6 (six) months in advance. The Rider shall be included in the Registered Testing Pool and may not resume competing at international level until after a period of four months for which he has provided whereabouts information and during which he has been available for unannounced Out-of-Competition Testing. For each Missed Test during the period that the Rider has to provide whereabouts information before resuming competition, this period will be extended with one month.
Notice of retirement is effective only when the Rider has returned his license to his National Federation for that purpose or as from the 1st of January of the year for which he has not applied for a new license. The Rider shall inform the UCI.

Comment: see also article 325.

85. If the Rider is included in both the UCI Registered Testing Pool and a national Registered Testing Pool, then the UCI and the National Anti-Doping Organization(s) concerned shall seek to agree on who will be responsible for receiving his whereabouts filings and advise the Rider accordingly. In the absence of any such agreement, WADA shall determine whether the UCI or the National Anti-Doping Organisation shall be responsible.

86. Where another Anti-Doping Organization than the UCI shall be responsible for receiving the Rider’s whereabouts information, the Rider shall file his whereabouts filings only with that Anti-Doping Organization and according to the rules and instructions of that Anti-Doping Organization. The Anti-Doping Organization concerned shall have results management responsibility for any apparent Filing Failure.

Comment: a Filing Failure is a failure to comply with whereabouts filing requirements: see article 89.

87. Where another Anti-Doping Organization shall be responsible for receiving the Rider’s whereabouts information, the Rider shall remain included in UCI’s Registered Testing Pool until he has been informed by the UCI that he has been removed from that Registered Testing Pool.

88. Each Rider shall inform the UCI promptly if he has been included in the Registered Testing Pool of another Anti-Doping Organization.

UCI whereabouts filing requirements

89. The UCI shall inform each Rider in the Registered Testing Pool via written notice that he has been included in the pool and must provide accurate whereabouts information in accordance with these Anti-Doping Rules and with the instructions that shall be given in or with the notice or in any subsequent notice.

Any failure by the Rider to comply with these Anti-Doping Rules or with such instructions amounts to a Filing Failure and therefore a Whereabouts Failure for purposes of article 21.4.

(text modified on 1.10.11).

90. The Rider will be presumed to have committed the Filing Failure negligently upon proof that he was notified of the requirement yet failed to comply with it. That presumption may only be rebutted by the Rider establishing that no negligent behaviour on his part caused or contributed to the failure.

91. Each Rider in the Registered Testing Pool shall make a quarterly whereabouts filing that provides accurate and complete information about the Rider’s whereabouts during the forthcoming quarter, so that he can be located for Testing at any time during that quarter. Whereabouts filings shall comply with the instructions that shall be given to the Rider by the UCI.
92. The Rider shall also specify in his whereabouts filing, for each day in the forthcoming quarter, one specific 60-minute time slot between 6 a.m. and 11 p.m. where he will be available and accessible for Testing at a specified location. This does not limit in any way the Rider’s obligation to be available for Testing at any time and place. Nor does it limit his obligation to provide the information as to his whereabouts outside of that 60-minute time slot.

93. It is the Rider’s responsibility to ensure (including by updates, where necessary) that the whereabouts information provided in his whereabouts filings is accurate and sufficient in detail to enable any Anti-Doping Organisation to locate him for Testing on any given day in the quarter, including but not limited to during the 60-minute time slot specified for that day in his whereabouts filing. Where any change in circumstances means that the information previously provided by or on behalf of the Rider (whether in the initial whereabouts filing or in any subsequent update) is no longer accurate and complete the Rider must update his whereabouts filing so that the information on file is again accurate, complete and sufficient in detail. He must make such update as soon as possible, and in any event prior to the 60-minute time slot specified in his filing for that day.

If, as a result of a failure to comply with this article, an Anti-Doping Organization’s attempt to test the Rider during the 60-minute time slot is unsuccessful, then the unsuccessful attempt shall be pursued as a Missed Test. In addition, if the circumstances so warrant, the failure may be pursued as evasion of Sample collection under article 21.3, and/or Tampering or Attempted Tampering with Doping Control under article 21.5.

Comment: The Rider must provide sufficient information to enable the Doping Control Officer to find the location, to gain access to the location, and to find the Rider at the location. For example, declarations such as “training on the Gent-Wevelgem course” are insufficient and are likely to result in a Whereabouts Failure. Similarly, specifying a location that the DCO cannot access (e.g. a “restricted-access” building or area) is likely to result in an unsuccessful attempt to test the Rider and therefore a Whereabouts Failure. An update of the 60-minute time slot shall be made as long as possible before the beginning of the time slot. In appropriate circumstances last-minute updates may be pursued as a possible anti-doping rule violation of evading Sample collection under article 21.3 and/or Tampering (or Attempted Tampering) with Doping Control under article 21.5. For the avoidance of doubt, however, a Rider who updates his 60-minute time slot for a particular day prior to the original 60-minute slot must still submit to Testing during the original 60-minute time slot; if he is located for Testing during that original 60-minute time slot: each Rider must submit to testing whenever he is located and notified for Testing either inside or outside the 60-minute time slot.

94. A Rider may choose to delegate the making of some or all of his whereabouts filings and/or any updates to a third party, provided that the Rider provides the UCI with a written authorization signed by both the Rider and the third party.

However the Rider remains ultimately responsible at all times for making accurate and complete whereabouts filings and for ensuring he is available for Testing at the whereabouts declared on his whereabouts filings, whether he makes each filing personally or delegates it to a third party. It
shall not be a defence to an allegation of a Filing Failure or a Missed Test that the Rider delegated such responsibility to a third party and that third party failed to comply with the applicable requirements. It shall not be a defence to an allegation of a Missed Test or an anti-doping rule violation under article 21.3 (evading Sample collection) or article 21.5 (Tampering or Attempted Tampering) that the UCI could have detected the inaccuracy or incompleteness of the whereabouts filings before conducting the Test.

95. Any Rider who provides knowingly erroneous information in his whereabouts filing, whether in relation to his location during the specified daily 60-minute time slot, or in relation to his whereabouts outside that time slot, or otherwise, thereby commits an anti-doping rule violation under article 21.3 (evading Sample collection) and/or article 21.5 (Tampering or Attempted Tampering with Doping Control).

Missed Test

96. A Rider in a Registered Testing Pool must specifically be present and available for Testing by any Anti-Doping Organisation having jurisdiction to test the Rider Out-of-Competition, on any given day in the relevant quarter for the 60-minute time slot specified for that day in his whereabouts filing, at the location that the Rider has specified for that time slot in such filing. Any failure to do so amounts to a Missed Test and therefore a Whereabouts Failure for purposes of article 21.4.

Comment: If located for Testing, the Rider must remain with the Doping Control Officer until the Sample collection has been completed, even if this takes longer than the 60-minute time slot.

97. If a Rider is not available for Testing during the 60-minute time slot at the location specified in his whereabouts filing, and has not updated in time his whereabouts filing prior to that 60-minute time slot to provide an alternative time slot/location for that day, that failure shall amount to a Missed Test and shall therefore constitute a Whereabouts Failure for purposes of article 21.4 even if he is located later that day and a Sample is successfully collected from him.

Comment: This specific requirement is without prejudice to the Rider’s basic obligation to provide information as to his whereabouts generally during the forthcoming quarter, and to submit to Testing at any time and any place during that quarter.

98. The Rider’s failure to be available for Testing at the specified location during the specified 60-minute time slot will be presumed to be due to the Rider’s negligence. That presumption may only be rebutted by the Rider establishing that no negligent behaviour on his part caused or contributed to him (i) being unavailable for Testing at such location during such time slot; and (ii) failing to update his most recent whereabouts filing to give notice of a different location where he would instead be available for Testing during a specified 60-minute time slot on the relevant day.

Whereabouts Failures constituting Anti-Doping Rule Violation

99. A Rider in a Registered Testing Pool shall be deemed to have committed an anti-doping rule violation under article 21.4 if he commits a total of three Whereabouts Failures (which may be any combination of Filing Failures and/or Missed Tests adding up to three in total) within any 18 (eighteen) month period, irrespective of which Anti-Doping Organization(s) has/have declared the Whereabouts Failures in question.
Comment: While a single Whereabouts Failure will not amount to an anti-doping rule violation under article 21.4, it may, where circumstances warrant, amount to an anti-doping rule violation under article 21.3 (evading Sample collection) and/or article 21.5 (Tampering or Attempted Tampering with Doping Control) without prejudice to the ability subsequently to rely on it as a Whereabouts Failure under article 21.4.

100. A Whereabouts Failure declared by another Anti-Doping Organization shall be recognized by the UCI provided it has been declared in compliance with article 11 of the International Standard for Testing.

101. [article abrogated on 1.10.11].

102. A Filing Failure will be deemed to have occurred on the first day of the quarter for which the Rider fails to make the required filing, or, in the case of any subsequent Filing Failure in the same quarter, on the day that the deadline specified for rectifying the previous Filing Failure expires.

Comment: when notifying a (first) Filing Failure the UCI shall specify a deadline for rectifying, where possible, that Filing Failure.

103. Where a Rider retires from but then returns to sport, his period of retirement/non-availability for Out-of-Competition Testing shall be disregarded for purposes of calculating the 18-month period.

104. If the hearing panel decides that one (or two) alleged Whereabouts Failures have been established to the required standard, but that the other alleged Whereabouts Failure(s) has/have not, then no anti-doping rule violation under article 21.3 shall be found to have occurred. However, if the Rider then commits one (or two) further Whereabouts Failures within the relevant 18-month period, new proceedings may be brought based on a combination of the Whereabouts Failure(s) established to the satisfaction of the hearing panel in the previous proceedings and the Whereabouts Failure(s) subsequently committed by the Rider.

Results management

Comment: where another Anti-Doping Organization shall be responsible for receiving the Rider’s whereabouts filings, that Anti-Doping Organization shall have results management responsibility for any apparent Filing Failure (articles 85 and 86). Management responsibility for Missed Tests lies with the Anti-Doping Organization on whose behalf the test was attempted. Therefore the UCI shall have results management responsibility for Missed Tests where the test was attempted by or on behalf of the UCI. However other Anti-Doping Organizations may delegate results management responsibility to the UCI (see comment to article 116).

105. UCI shall give notice to the Rider of any apparent Whereabouts Failure inviting a response within 14 (fourteen) days of receipt of the notice.

106. If no response is received from the Rider by the relevant deadline, or if the UCI maintains notwithstanding the Rider’s response that there has been a Whereabouts Failure, UCI shall send notice to
the *Rider* that an alleged Whereabouts Failure is to be recorded against him. The UCI shall at the same time advise the *Rider* that he has the right to an administrative review of that decision.

107. Where it is requested by the *Rider*, such administrative review shall be conducted by a designee of the UCI who was not involved in the previous assessment of the alleged Whereabouts Failure. The review shall be based on written submissions only.

108. If the *Rider* does not request an administrative review of the alleged Whereabouts Failure by the relevant deadline, or if the administrative review leads to the conclusion that all of the applicable requirements have been met, then the UCI shall record an alleged Whereabouts Failure against the *Rider* and shall notify the *Rider* thereof.

109. Where an anti-doping rule violation under article 21.4 is brought forward the hearing panel shall not be bound by any determination made during the results management process, whether as to the adequacy of any explanation offered for a Whereabouts Failure or otherwise. Instead, the burden shall be on the UCI to establish all of the requisite elements of each alleged Whereabouts Failure. Both UCI and the *Rider* may raise arguments before the hearing panel that were not raised at the stage of the results management process.

**Disciplinary proceedings**

110. Where it is alleged that a *Rider* has committed 3 (three) Whereabouts Failures within any 18-month period and two or more of those Whereabouts Failures were alleged by an *Anti-Doping Organisation* that had the *Rider* in its *Registered Testing Pool* at the time of those failures, then that *Anti-Doping Organization* (whether the UCI or a National Anti-Doping Organisation) shall be the responsible *Anti-Doping Organization* for purposes of bringing proceedings against the *Rider* under article 21.4. If not (for example, if the Whereabouts Failures were alleged by UCI and two National Anti-Doping Organizations respectively), then the responsible *Anti-Doping Organisation* for these purposes will be the *Anti-Doping Organization* whose *Registered Testing Pool* the *Rider* was in as of the date of the third Whereabouts Failure. If the *Rider* was in both UCI’s and a national *Registered Testing Pool* as of that date, the responsible *Anti-Doping Organization* for these purposes shall be the UCI.

111. Where the UCI is the responsible *Anti-Doping Organization* and does not bring proceedings against a *Rider* under article 21.4 within 30 (thirty) days of WADA receiving notice of that *Rider*’s third alleged Whereabouts Failure in any 18-month period, then it shall be deemed that the UCI has decided that no anti-doping rule violation was committed, for purposes of triggering the appeal rights set out at article 329.

**Coordination with Anti-Doping Organizations and disclosure of whereabouts information**

112. The UCI may collect whereabouts information also with the National Federations, WADA and other Anti-Doping Organizations.

113. The UCI will submit all whereabouts filings collected to WADA.
UCI will make whereabouts filings collected accessible to other Anti-Doping Organizations having authority to test the Rider as provided in article 9 for use in conducting such Testing under the conditions set out in article 11.7.6 of the International Standard for Testing.

Comment: any Anti-Doping Organization with Out-of-Competition Testing jurisdiction over a Rider in a Registered Testing Pool may access that Rider’s whereabouts filings, as filed with the UCI or a National Anti-Doping Organization, for use in conducting such Testing.

114. The UCI shall have the right to disclose and shall disclose to WADA and to the relevant Anti-Doping Organizations:

a) a finding by UCI that there is a Whereabouts Failure;
b) a finding by UCI that there is no Whereabouts Failure;
c) a decision by UCI to accept a Whereabouts Failure recorded by another Anti-Doping Organization;
d) a decision by UCI to disregard a Whereabouts Failure recorded by another Anti-Doping Organization;
e) a decision by UCI to bring forward an apparent Anti-Doping Rule Violation under article 21.4;
f) a decision by UCI not to bring forward an apparent Anti-Doping Rule Violation under article 21.4.

The UCI shall have the right to be informed of such findings and decisions made by other Anti-Doping Organizations regarding Riders in UCI’s Registered Testing Pool.

115. The UCI shall have the right to cooperate and shall cooperate as reasonably requested with the relevant Anti-Doping Organization and/or WADA in its assessment or investigation of any Whereabouts Failures and in its pursuit of any proceedings or appeal brought in reliance on such Whereabouts Failures, including providing any further information requested and producing witnesses and/or documentation as required to evidence, in any disciplinary or related proceedings, any facts within its knowledge on which the charge is based.

Delegation of responsibilities

116. The UCI may propose, and the National Anti-Doping Organization concerned may agree to the delegation of UCI’s responsibilities regarding whereabouts information to a National Anti-Doping Organization having included the Rider in its national Registered Testing Pool, except for decisions regarding the inclusion in UCI’s Registered Testing Pool and the bringing of disciplinary proceedings against the Rider under article 21.4. UCI shall inform the Rider of such delegation.

The UCI may delegate some or all of its responsibilities regarding Whereabouts Information to the Rider’s National Federation. UCI shall inform the Rider of such delegation.

WADA may delegate some or all of UCI’s responsibilities regarding Whereabouts Information to any other appropriate Anti-Doping Organization under the conditions set out in the International Standard for Testing.
Comment: Likewise a National Anti-Doping Organization may delegate some or all of the responsibilities regarding whereabouts information to the UCI or the Rider’s National Federation or other appropriate Anti-Doping Organization with authority over the Rider in question. Where no appropriate National Anti-Doping Organization exists, the National Olympic Committee shall assume the responsibilities of the National Anti-Doping Organization regarding Whereabouts Information.

Confidentiality

117. The UCI shall maintain whereabouts information in strict confidence at all times and shall use it exclusively for purposes of planning, coordinating or conducting Testing. The UCI shall destroy the whereabouts information in accordance with relevant confidentiality requirements after it is not longer relevant.

Comment: Use of whereabouts information under this article shall include disclosure of information to other Anti-Doping Organizations as provided in these anti-doping rules.

118. Under the Code, WADA and all Anti-Doping Organizations having accepted the Code are bound to the same obligations concerning confidentiality of whereabouts information.

However, the UCI shall not be liable for the use that WADA or any Anti-Doping Organization makes of whereabouts information, even if the information was provided by the UCI. The Rider has no claim against the UCI in this respect.

Obligations of National Federations

119. Each National Federation must use its best efforts to assist the UCI and any other responsible Anti-Doping Organization in collecting whereabouts information from Riders who hold a license from that Federation, including making special provision in its rules for that purpose.
VI
Chapter TESTING

Comment: this chapter VI governs Testing initiated by the UCI. Riders may also be subject to Testing initiated by other Anti-Doping Organizations with jurisdiction to test under the World-Anti-Doping Code (see chapter I of the present Anti-Doping Rules). Testing by other Anti-Doping Organizations is governed by their own rules. The rules on Testing of all Anti-Doping Organizations are expected to comply with the International Standard for Testing and should not deviate substantially from the present chapter and the UCI Technical Documents. However, differences both in rules and on-site practices may exist.

120. Samples may be collected and analyzed under these Anti-Doping Rules:
1) To detect the Presence and/or Use of a Prohibited Substance or Prohibited Method; and;
2) For profiling relevant parameters in a Rider’s urine, blood or other matrix, including DNA or genome profiling, for anti-doping purposes (“athlete passport”), including as a means for establishing the Use of a Prohibited Substance or Prohibited Method; and;
3) To detect substances as may be directed by WADA pursuant to the Monitoring Program described in article 4.5 of the Code; and;
4) For screening purposes.

No Sample collected under these Anti-Doping Rules may be used for any other purpose without the Rider’s written consent.

Technical documents

121. The Administration of the UCI shall issue Technical Documents for different aspects of Testing conducted under these Anti-Doping Rules.

Technical Documents shall be in conformity with these Anti-Doping Rules and in substantial conformity with the International Standard for Testing.

Technical Documents shall be binding upon their publication on UCI’s website.

(text modified on 1.10.11).

122. In addition, the UCI and the Doping Control Officer responsible for the Testing may at any time impose measures or make modifications which are required or appropriate to ensure that Testing can take place or can take place properly.

Doping Control Officer

123. A Doping Control Officer (DCO) shall be responsible for the on-site management of Testing.

Where the UCI or a National Federation appoints a commissaire as Doping Control Officer, the latter may bear the title of Anti-Doping Inspector.
124. [article abrogated on 1.02.12].

125. [article abrogated on 1.02.12].

126. The Doping Control Officer is appointed by the UCI. The appointment may be made orally. However, the Doping Control Officer shall be appointed by the National Federation of the country where the Testing takes place in the following cases:
1. for Testing at Events on the B list according to article 164, c;
2. for Testing at Events at which the National Federation is authorized to test by the UCI according to article 4;
3. for Out-of-Competition Testing that the National Federation is authorized to conduct on Riders by the UCI.

(text modified on 1.02.12).

127. A Medical Inspector shall be appointed for a Post-Finish Testing Session. A Medical Inspector may be appointed for any other Testing. Where a Medical Inspector is appointed, the Medical Inspector shall be responsible for the sample taking as described in the Technical Documents.

128. The Medical Inspector shall be a nurse or a doctor who has been trained as a Doping Control Officer or with experience in Sample collection.

(text modified on 1.02.12).

129. The Medical Inspector shall be appointed by the organizer’s National Federation. The race doctor shall not be appointed as Medical Inspector for Testing at the Event.

130. Where a Medical Inspector is appointed and the Doping Control Officer is no longer available, the Medical Inspector shall act as Doping Control Officer.

131. The Doping Control Officer and Medical Inspector may appoint other persons to assist in Sample collection as they seem fit, including but not limited to chaperones and a blood collection officer.

132. The Doping Control Officer and Medical Inspector may take the role of any other person appointed by them.

Comment: the Doping Control Officer and Medical Inspector may act as a chaperone and/or may witness the delivery of a urine sample. A Doping Control Officer may act as blood collection officer only if he is qualified for taking blood samples.

133. The UCI and, where applicable, the National Federation may arrange to have Testing carried out by another Anti-Doping Organization or by a qualified institute or company. The tasks of the Doping Control Officer, Medical Inspector, blood collection officer, chaperone and person witnessing the delivery of the Sample shall be carried out by the persons or the single person designated for such a
purpose by the appointed organization, institute or company. However, at Post-Finish Testing Sessions, the person witnessing the delivery of the Sample shall be a doctor or a nurse.

**Testing**

134. Testing may be organized *In-Competition* and *Out-of-Competition*, at any time and any place and without notice.

135. The UCI shall determine the place and time and the Riders to be tested or authorize the National Federation to do so. The Doping Control Officer may test other Riders that he finds at the place and time of the test that he was appointed for.

136. Testing may be carried out at any place where the privacy of the Rider is ensured and that where possible is used solely as a doping control station for the duration of the Sample collection session.

Sample taking shall be carried out in the best possible manner under the circumstances given and as discreetly as possible.

**Notification of Riders**

137. Testing shall be No Advance Notice wherever possible.

138. Riders shall be called for Testing using a notification form.

Comment: 1) the notification form mentions the Rider’s rights and responsibilities that should be brought to his attention under the International Standard for Testing. Riders should read the contents of the form before signing it. By his signature on the form, the Rider confirms that he has taken note of the contents of the form.

2) where a Post-Finish Testing Session is organized Riders are obliged to act as provided in articles 177 and 180.

139. The Rider shall be notified in person. However, when Testing has to take place In-Competition but outside the frame of a Post-Finish Testing Session and whenever the Rider’s manager or a representative of his club is found at the place where the notification was due to take place, the Rider may be validly notified via his team manager or club representative if such notification is necessary for useful Testing to take place. The signature of the team manager or club representative on the notification form shall bind the Rider.

140. The Rider or, in the case of article 139, his team manager or club representative shall sign the original notification form. If the Rider or his team manager or club representative refuses to sign that he has been notified or evades notification, the chaperone shall note this on the form.

141. During stage races and World Championships, the team manager or club representative must always be in a position to indicate where his Riders are in order that they may be contacted as quickly as possible.
Team managers or club representatives who give incorrect information, refuse to give information or obstruct Testing in any other way shall commit an anti-doping violation under article 21.5 (Tampering or Attempted Tampering).

142. The Rider notified of No Advance Notice Testing shall remain within sight of the chaperone at all times from the moment of in-person notification until the completion of the Sample collection procedure. If it was not possible for the chaperone to observe the Rider at all times, this shall be recorded by the chaperone and/or reported to the Doping Control Officer.

143. The time-limit within which the Rider is to appear for Sample taking shall be set by the Doping Control Officer, taking account of the circumstances. Sample collection shall start as soon as possible and, except in abnormal circumstances, not later than one hour of the Rider (or, in the case of article 139, his team manager or club representative) receiving notification. In exceptional circumstances which can be justified the Doping Control Officer may accept a request from a Rider to perform urgent preferential activities before proceeding to the doping control station. The request shall be rejected if it will not be possible for the Rider to be continuously observed.

Attendants

144. The Rider may be accompanied by a person of his choice and an interpreter during the Sample collection session except when the Rider is passing a urine Sample.

145. A Minor Rider and the witnessing person are entitled to have an attendant observe the witnessing person when the Minor Rider is passing a urine Sample, but without the attendant directly observing the passing of the Sample unless requested to do so by the Minor Rider. Even if the Minor Rider declines an attendant the Doping Control Officer, chaperone or witnessing person may appoint a third party during notification of and/or collection of the Sample from the Rider.

146. Where applicable under the Independent Observer Program, WADA Independent Observers may attend the Sample taking session. WADA Independent Observers shall not directly observe the passing of the Sample.

147. The Rider, his attendant and the interpreter and any objects they bring with them may be searched.

Time limit for Sample taking

148. When a Rider does not report to the doping control station within the time-limit, the Doping Control Officer shall use his judgment whether to attempt to contact the Rider.

149. If a Rider foresees that he might be prevented from reporting within the time-limit, he shall try, by all available means, to inform the Doping Control Officer.

150. At a minimum, the Doping Control Officer and, if present, the Medical Inspector shall wait 30 (thirty) minutes after the time-limit before departing.

151. If the Rider reports to the doping control station after the minimum waiting time and the Doping Control Officer and/or the Medical Inspector are still present, they or he shall if at all possible pro-
ceed with collecting a Sample and shall document the details of the delay in the Rider reporting to the doping control station.

Comment: if the Rider reports to the doping control station after the minimum waiting time, the Rider shall have committed the anti-doping rule violation under article 21.3, unless he can prove a compelling justification. Neither the willingness to provide a Sample nor the circumstance that another Testing takes place shortly after shall excuse the anti-doping rule violation under article 21.3.

152. The Sample taking may not be delayed, for example to await the arrival of the Rider’s attendant or interpreter.

153. The Rider shall only leave the doping control station if authorized by the Doping Control Officer and under continuous observation by a chaperone. In exceptional circumstances which can be justified the Doping Control Officer shall consider any reasonable request by the Rider to leave the doping control station, until the Rider is able to provide a urine Sample.

If the Doping Control Officer gives approval for the Rider to leave the doping control station, the Doping Control Officer shall agree with the Rider on the following conditions of leave:

a) the purpose of the Rider leaving the doping control station; and;

b) the time of return (or return upon completion of an agreed activity); and;

c) that the Rider must remain under observation at all times; and;

d) that the Rider shall not pass urine until he gets back to the doping control station.

The Doping Control Officer shall document this information and the actual time of the Rider’s departure and return.

154. The Doping Control Officer shall continue the doping control session until the Rider delivers the Samples required under the Technical Documents.

155. Should the Rider leave the doping control station before the Samples required under the Technical Documents are taken otherwise than as was agreed in conformity with article 153, he shall be considered to have refused the test and shall incur the sanctions set out in article 21.3.

156. Should a Rider leave the doping control station after the Samples are taken but before all the formalities are completed, the Testing shall be deemed valid.

157. Should the Doping Control Officer or the Medical Inspector discharge a Rider or terminate the Testing session before the Rider has been tested, the Rider concerned shall be considered as not to have been selected for Sample taking and shall not have committed an anti-doping violation for having left the doping control station.

158. The events covered by articles 148 to 157 shall be recorded.
Anomalies

159. Any behavior by the Rider and/or persons associated with the Rider deviating from the rules of the present Chapter VI or the applicable Technical Documents, or any other anomalies with potential to compromise the Sample collection shall be recorded. The Doping Control Officer or Medical Inspector shall inform the Rider or other Person of the possible consequences of the failure to comply if possible.

160. If there are doubts as to the origin or authenticity of the Sample, or if the Sample does not meet the requirements of the Technical Documents, the Rider shall be asked to provide an additional or further Sample. If the Rider refuses to provide an additional Sample, this shall be recorded by the Doping Control Officer. A refusal to provide an additional Sample shall be considered as a refusal to submit to Sample collection under article 21.3.

Comment: Samples not meeting the requirements of the Technical Documents shall therefore not be invalid for analysis. The laboratory, in conjunction with UCI, shall determine whether such Sample shall be analyzed and also, where more than one Sample was delivered, which Sample(s) shall be analyzed.

Documentation

161. The Doping Control Officer shall provide the Rider with the opportunity to document any concerns he may have about how the Sample collection session was conducted.

162. At the conclusion of the Sample collection session the Rider and the Doping Control Officer shall sign appropriate documentation to indicate their satisfaction that the documentation accurately reflects the details of the Rider’s Sample collection session, including any concerns recorded by the Rider. The Rider’s representative (if any) and the Rider shall both sign the documentation if the Rider is a Minor. Other persons present who had a formal role during the Rider’s Sample collection session may sign the documentation as a witness of the proceedings.

The Doping Control Officer shall provide the Rider with a copy of the records of the Sample collection session that have been signed by the Rider.

163. By appending his signature on the Testing form, the Rider confirms that, subject to any concern recorded by the Rider:

1. the Testing was conducted in accordance with applicable standards and regulations;
2. any subsequent complaint is excluded;
3. he received a copy of the Testing form.

Post-Finish Testing Session

Comment: Riders may be tested In-Competition individually at any time and place including, for example before the start of the race or on a resting day in a stage race. In-Competition Testing that takes place immediately after the finish shall be organized in a Post-Finish Testing Session so as to test several Riders at the same time.
164. A Post-Finish Testing Session shall be organized at the following Events:
   a) World Championships, Continental Championships and Regional Games, as per the Technical Documents;
   b) World record and continental record attempts;
   c) Any other Event designated by the UCI; these Events shall be included on the A list or the B list, depending on whether the Doping Control Officer is appointed by the UCI (A list) or the National Federation of the organizer (B list), in accordance with article 126.

165. At stage races where Testing takes place, a Post-Finish Testing Session shall be organized following each stage unless determined otherwise by the UCI.

166. At six-day events, a Post-Finish Testing Session shall be organized on 2 (two) days unless determined otherwise by the UCI.

National Federation

167. The National Federation of the organizer of the Event shall be responsible for the practical aspects of the organization of the Post-Finish Testing Session, including the obligations on the organizer. It must insure that all Sample collection personnel other than those appointed by the UCI and all infrastructure and equipment are available so that Testing can be carried out in accordance with these Anti-Doping Rules and the Technical Documents.

168. The National Federation shall appoint a female nurse to witness the delivery of the Sample from women if the Medical Inspector is a man and a male nurse to attend the delivery of the Sample from men if the Medical Inspector is a woman.

169. If needs be for the test to take place and without prejudice to the responsibility of the National Federation, the Doping Control Officer may appoint a Medical Inspector and/or a nurse on the spot or the Doping Control Officer or Medical Inspector may conduct the Post-Finish Testing alone, provided he appoints, where applicable, a person of the same gender as the Rider to witness the delivery of the Sample.

170. Without prejudice to the application of article 12.1.008 of the Cycling Regulations to the organizer, in the event of negligence in the practical organization of the Post-Finish Testing Session the National Federation of the organizer shall be liable to a fine not exceeding 10'000 CHF. In Events which last more than one day, the fine may be multiplied by the number of days for which the negligence continues.

171. If, as a result of negligence during the practical organization of the Post-Finish Testing Session, the Doping Control Officer appointed by the UCI is unable to carry out his mission properly, the National Federation and the organizer shall be jointly and severally liable to refund his expenses.

Doping control station

172. Premises suitable for the taking of Samples and in substantial accordance with Appendices 4 and 5 must be provided in the immediate vicinity of the finish area. The location must be clearly signposted from the finish line.
173. Should the circumstances justify it, the UCI may grant an exemption to the requirement of immediate vicinity. The organizer or his National Federation must submit a fully documented request to the UCI no later than one month before the start of the Event.

174. At the request of the Doping Control Officer, the organizer shall appoint an official to protect the entrance of the doping control station and prevent access by persons not involved in Testing.

Selection of Riders to be tested

175. The UCI may designate the Riders to be tested in a particular Event and instruct the Doping Control Officer accordingly. Failing such instructions, the Doping Control Officer shall test the Riders as designated in Appendix 3.

176. The circumstances that another Rider was tested than those selected according to Appendix 3 or the instructions of the UCI, shall not invalidate the Testing of that Rider.

Notification of Riders

177. Any Rider including any Rider who has abandoned the Race, shall be aware that he may have been selected to undergo Testing after the Race and is responsible for ensuring personally whether he is required to appear for Sample collection as specified in the following paragraph.

Should a Rider not have been notified by a chaperone within ten minutes after he crossed the finish line, the Rider shall locate and proceed to the place where the list of the Riders required to appear for Sample Collection is displayed or to the doping control station. The absence of notification by a chaperone shall not excuse the Rider for not reporting in time to the doping control station.

The Rider who has abandoned the race shall proceed immediately to the doping control station. The absence of notification by a chaperone shall not excuse the Rider for not reporting in time to the doping control station.

(text modified on 1.10.11; 1.02.12).

178. Wherever possible the Rider shall be notified in person by a chaperone.

The organizer is required to provide at least one chaperone for every rider selected to undergo Testing.

179. The chaperone shall remain close to the Rider and observe him at all times, and accompany him to the doping control station.

At all times the Rider shall remain within sight of the chaperone from the time of notification to the completion of the Sample collection procedure. The Rider’s Support Personnel must not hinder the chaperone from continuously observing the Rider.

180. The organizer and the Doping Control Officer shall ensure also that a list of the Riders who are required to appear for Sample collection shall be displayed at the finish line and at the entrance of the doping control station immediately before the finish of the winner.
Comment: Riders that haven’t been notified by a chaperone within ten minutes after having crossed the finish line and can’t find the list at the finish line, shall always proceed to the doping control station.

(text modified on 1.10.11; 1.02.12).

181. Riders shall be identified on the list by their name or their race number or their place in the ranking.

182. No Rider may take the absence of his name, race number or placing from the displayed list as excuse if he is identified in another manner or if it is established that he had learnt in another way that he was required to appear for Sample collection.

Comment: No additional form of notification (for example: audio announcement) has to be used. The absence of an additional form of notification may never be interpreted as an indication that no Testing will take place and is no excuse for failing to submit to Sample taking. When a Rider does not appear for Sample taking, there is no obligation for the Doping Control Officer, the organizer or anyone else to try to contact or notify the Rider.

Time-limit for attendance

183. Each Rider to be tested must present himself at the doping control station as soon as possible and at the latest within 30 (thirty) minutes of finishing the Race. If the Rider takes part in an official ceremony or attends a press conference requiring his presence under a provision of the regulations, the deadline shall be 30 (thirty) minutes of the end of the ceremony or of the moment that his presence is no longer required at the press conference, whichever is the latest.

184. A Rider who has abandoned the Race must attend within 30 (thirty) minutes of the finishing time of the last classified Rider.

185. A Rider who has to take part in another Race on the same day may, within the time-limit set as above, ask permission from the Doping Control Officer to submit to Sample taking after the other Race. The Doping Control Officer shall decide whether the test should take place immediately or following the other Race.

Report

186. For each Post-Finish Testing Session, the Doping Control Officer shall draw up a report in which he shall attest that Testing complied with these Anti-Doping Rules and the Technical Documents or note the irregularities that he observed.

Information of Anti-Doping Organizations

187. The UCI will report, through ADAMS or otherwise, all Testing conducted under these Anti-Doping Rules to WADA, including the name of the Rider, the date and place of the test and whether the test was In-Competition or Out-of-Competition. National Federations that conduct Testing under these Anti-Doping Rules shall report all Testing to the UCI immediately after Testing.
WADA shall make the information accessible, through ADAMS or otherwise, to the Rider, the Rider’s National Federation, National Olympic Committee or National Paralympic Committee, National Anti-Doping Organization and the International Olympic Committee or International Paralympic Committee.

188. Where appropriate in order to ensure coordinated Testing, UCI may make the information also directly available to the Rider’s National Olympic Committee or National Paralympic Committee, National Anti-Doping Organization and the International Olympic Committee or International Paralympic Committee and UCI may receive such information from same.

Property of Samples

189. The Samples collected under these Anti-Doping Rules shall be the property of the UCI upon collection.

Where applicable the UCI may transfer ownership of the Samples to the Anti-Doping Organization exercising results management authority in relation to the Testing and UCI may receive ownership of Samples from other Anti-Doping Organizations.

Samples for screening

190. Riders shall be also subject to Sample taking for screening purposes.

191. The UCI may use for screening purposes any relevant information collected, received or discovered, including blood Samples or other non-urine Samples collected pursuant to other regulations. The UCI is not obliged to justify the reason why the Rider was targeted and what information was used for screening or targeting.

Costs of Testing

192. The costs of In-Competition Testing initiated and directed by the UCI shall be borne by the organizer of the Event.

193. The costs of Out-of-Competition Testing directed by the UCI shall be borne by the UCI. The costs of Out-of-Competition Testing directed by a National Federation so authorized at its request, shall be borne by that National Federation.

194. Both the Rider and the Rider’s National Federation shall be liable for the costs of the B Sample analysis.

195. Should a Rider be sanctioned following Testing, he shall bear the costs incurred for Out-of-Competition Testing and B Sample analysis.

Analysis of Samples

196. For purposes of article 21.1 Samples shall be sent for analysis only to WADA-accredited laboratories or as otherwise approved by WADA. The choice of the WADA-accredited laboratory (or other laboratory or method approved by WADA) used for the Sample analysis shall be determined exclusively by the UCI.
197. When specific circumstances so justify, the UCI may request that part of a Sample is analyzed in a second laboratory.

198. Laboratories shall analyze doping control Samples and report results in conformity with the WADA International Standard for Laboratories.

199. The laboratory shall report any analysis results to the UCI and WADA or, if the Testing concerns World Championships, to the UCI official doctor and WADA.

200. Any Sample may be reanalyzed for the purpose described in article 120 at any time exclusively at the direction of UCI or WADA.

201. This chapter VI and the Technical Documents shall, where applicable, be interpreted in compliance with the International Standard for Testing in force at the same time as the applicable clause of this chapter VI or the Procedural Guideline.
VII

Chapter RESULTS MANAGEMENT

202. The UCI shall conduct results management where the UCI has jurisdiction for Testing or otherwise under these Anti-Doping Rules.

Comment: Results Management regarding Whereabouts Failures is dealt with in articles 105 to 109.

203. The UCI shall refer results management concerning a License-Holder who usually does not participate in International Events, to the License-Holder’s National Federation, who shall conduct results management in substantial conformity with this chapter.

The National Federation shall keep the UCI informed on the status and findings of the results management process.

Results management for Adverse Analytical Findings

204. Upon receipt of an A Sample Adverse Analytical Finding, the UCI shall conduct a review to determine whether: (a) the Adverse Analytical Finding is consistent with an applicable Therapeutic Use Exemption (TUE), or (b) there is any apparent departure from these Anti-Doping Rules, the Technical Documents, the International Standard for Testing or the International Standard for Laboratories that caused the Adverse Analytical Finding.

205. [article abrogated on 1.02.12].

206. If the initial review under article 204 does not reveal an applicable Therapeutic Use Exemption or apparent departure from these Anti-Doping Rules, the Technical Documents, the International Standard for Testing or the International Standard for Laboratories that caused the Adverse Analytical Finding, the UCI shall promptly notify the Rider of (a) the Adverse Analytical Finding; (b) the Rider’s right to the analysis of the B Sample under the conditions of these Anti-Doping Rules; (c) the scheduled date, time and place for the B Sample analysis; (d) the opportunity for the Rider and/or the Rider’s representative to attend the B Sample opening and analysis; and (e) the Rider’s right to request copies of the A and B Sample laboratory documentation package which includes information as required by the International Standard for Laboratories.

When the UCI is satisfied that the Rider has been notified, a copy of the notification is sent to the Rider’s National Federation and National Anti-Doping Organization and to WADA.

A copy may also be sent to the Rider’s club or team.

Analysis of B Sample

207. The UCI shall make such contacts as it deems appropriate in order to know as soon as possible whether the Rider requests the analysis of the B Sample or waives his right to have the B Sample analyzed. To that end the UCI may contact the Rider’s National Federation, team and/or club.
208. If the Rider waives his right to have the B Sample analyzed, the UCI may nonetheless elect to proceed with the B Sample analysis.

209. The analysis of the B Sample shall be conducted by the laboratory that conducted the analysis of the A Sample.

However, if otherwise the B Sample could not be analyzed within reasonable time, the UCI may decide that the analysis of the B Sample shall be carried out by another laboratory which it shall designate.

210. The analysis of the B Sample may be carried out by 2 (two) laboratories in accordance with article 197. Should the analysis of the A Sample carried out in this fashion have shown that the Adverse Analytical Finding is verifiable in the second laboratory only, the analysis of the B Sample shall be valid if carried out in this laboratory.

211. The opening and analysis of the B Sample may be attended by the Rider, an expert designated by him or by his National Federation, a representative of the Rider’s National Federation, a representative of the UCI and a translator.

212. The laboratory may restrict the attendance in order to avoid any disturbance of the analysis or for safety or security reasons.

The laboratory may remove, or have removed by proper authority, any Rider or representative(s) interfering with the analysis process. Any interference with the analysis process may be considered as an anti-doping rule violation under article 21.5.

213. The analysis of the B Sample shall take place in a period of 7 (seven) working days starting the first working day following notification by the laboratory of the A Sample Adverse Analytical Finding to the UCI. There shall be no right to an adjournment of the date. The B Sample analysis shall be valid, even if the notification under article 206 did not reach the Rider in time or the Rider was unable to attend or to be represented.

If the B analysis is not performed within this time frame this shall not be considered as a deviation from the International Standard for Laboratories susceptible to invalidate the analytical procedure and analytical results.

214. If the B Sample proves negative, the entire test shall be considered negative. This will not prevent analysis results being used as evidence for other anti-doping rule violations than violations under article 21.1.

Results Management for Atypical Findings

215. If a laboratory reports an Atypical Finding the UCI shall conduct a review to determine whether: (a) the Atypical Finding is consistent with an applicable TUE; (b) there is any apparent departure from these Anti-Doping Rules, the Technical Documents, the International Standard for Testing or International Standard for Laboratories that caused the Atypical Finding.
216. If the initial review of an Atypical Finding under article 215 does not reveal an applicable TUE or departure from these Anti-Doping Rules, the Technical Documents, the International Standard for Testing or the International Standard for Laboratories that caused the Atypical Finding, the UCI shall conduct the follow-up investigation required by the International Standards. If, once that investigation is completed, it is concluded that the Atypical Finding should be considered an Adverse Analytical Finding, the UCI shall pursue the matter in accordance with article 206.

217. UCI will not provide notice of an Atypical Finding until it has completed its investigation and has decided whether it will bring the Atypical Finding forward as an Adverse Analytical Finding unless one of the following circumstances exists:

(a) If the UCI determines the B Sample should be analyzed prior to the conclusion of its follow-up investigation, it may conduct the B Sample analysis after notifying the Rider, with such notice to include a description of the Atypical Finding and the information described in article 206, (b)-(e).

(b) If the UCI receives a request, either from a Major Event Organization shortly before one of its International Events or from a sports organization responsible for meeting an imminent deadline for selecting team members for an International Event, to disclose whether any Rider identified on a list provided by the Major Event Organization or sports organization has a pending Atypical Finding, the UCI shall so identify any such Rider after first providing notice of the Atypical Finding to the Rider.

218. The costs of follow-up investigations are at the expense of the Rider. The Rider may be requested to advance costs. If the Rider refuses to do so, he is presumed to have accepted the Atypical Finding to be an Adverse Analytical Finding and the case shall proceed accordingly.

219. [article abrogated on 1.02.12].

220. [article abrogated on 1.02.12].

221. [article abrogated on 1.02.12].

222. [article abrogated on 1.02.12].

Specific rules for World Championships, stage races and six-days races

223. During World Championships, a stage race or a six-day race, upon receipt of an A Sample Adverse Analytical Finding from a test conducted at that stage race or a six-days race and completion of the review described in article 204, the UCI shall notify the Rider via the president of the commissaires panel, the Doping Control Officer or another representative of the UCI.

The president of the commissaires panel, the Doping Control Officer or the UCI representative shall hear the Rider’s explanations.

(text modified on 1.02.12).
224. The request for the analysis of the B Sample shall be submitted in writing to the president of the commissaires panel, the Doping Control Officer or the UCI representative within 3 (three) hours of the notification specified in article 223.

The Rider shall be issued with a receipt stating the time that the request was submitted.

(text modified on 1.02.12).

225. No postponement of the analysis of the B Sample may be granted in order to permit attendance by the persons noted in articles 144 and 145 beyond 4 (four) days from the date of the request for the analysis.

226. The UCI shall submit the B Sample analysis report to the president of the commissaires panel, the Doping Control Officer or the UCI representative.

(text modified on 1.02.12).

227. If the B Sample analytical result confirms the A Sample analytical result, the UCI shall inform, where applicable, the president of the commissaires panel for the purposes of article 244.

Conclusion of review

228. When the Rider waives the analysis of the B Sample and no such analysis takes place or upon receipt of the results of the analysis of the B Sample or the results of the follow-up investigation of an Atypical Finding, the UCI shall conclude whether an anti-doping violation has apparently been committed.

Results management where no Adverse Analytical Finding is involved

229. The UCI shall examine concrete elements indicating that an anti-doping violation may have been committed, in particular any failure to comply with these Anti-Doping Rules and the Technical Documents.

230. The Rider or other party shall be informed of a possible failure to comply and has the opportunity to respond. A hearing is not required to be held.

231. The UCI may obtain information from all available sources. National Federations shall be obliged to conduct investigations as the UCI may deem appropriate and inform UCI of their results. All License-Holders are obliged to assist in such investigations and provide information requested.

Conclusion of results management process

232. If upon conclusion of the results management process, the UCI considers that no anti-doping rule violation or any other breach of these Anti-Doping Rules has taken place, then the case shall be taken no further.

This decision shall not be definitive and the UCI may reopen the case on its own initiation.
233. The License-Holder, WADA and the other Anti-Doping Organizations having a right of appeal under article 329 shall be informed of a decision not to go forward with an anti-doping rule violation. If WADA or such other Anti-Doping Organization so requests, the UCI may reopen the case and request the National Federation to instigate disciplinary proceedings in accordance with article 249, without prejudice to WADA’s and such other Anti-Doping Organization’s right of appeal to the Court of Arbitration for Sport.

234. If upon conclusion of the results management process, the UCI makes an assertion that an anti-doping rule violation has taken place, it shall request the National Federation of the License-Holder to instigate disciplinary proceedings.
Chapter VIII

PROVISIONAL SUSPENSION AND PROVISIONAL MEASURES

Provisional Suspension

235. If analysis of an A Sample has resulted in an Adverse Analytical Finding for a Prohibited Substance that is not a Specified Substance or for a Prohibited Method, and a review in accordance with article 204 does not reveal an applicable TUE or departure from the International Standard for Testing or the International Standard for Laboratories that caused the Adverse Analytical Finding, the Rider shall be Provisionally Suspended pending the hearing panel’s determination of whether he has committed an anti-doping rule violation.

Comment: Provisional Suspension shall apply under these Anti-Doping Rules including for Adverse Analytical Findings resulting from Testing by other Anti-Doping Organizations and for the results management of which the UCI is not responsible.

236. Provisional Suspension shall apply as from the day indicated in its notification to the Rider.

Notification may be made by any available means, including per fax or e-mail and via the Rider’s club, team or National Federation.

237. The Rider may request that the Provisional Suspension shall be lifted.

The request shall be made to the Anti-Doping Commission in writing and state the reasons.

238. The case shall be examined and the decision shall be taken by one or more members of the Anti-Doping Commission.

The decision shall be based on written submissions only. No hearing shall be organized.

239. The Provisional Suspension shall not be lifted unless the Rider establishes that the apparent anti-doping rule violation has no reasonable prospect of being upheld or that he has a strong arguable case that he bears No Fault or Negligence for such violation.

240. If a Provisional Suspension is imposed based on an Adverse Analytical Finding in respect of an A Sample, and any conclusive analysis of the B Sample does not confirm the A Sample analysis, then the Rider shall not be subject to any further Provisional Suspension on account of a violation of article 21.1 (Presence of a Prohibited Substance or its Metabolites or Markers). In circumstances where the Rider (or the Rider’s team) has been removed from a Competition based on a violation of article 21.1 and the subsequent B Sample analysis does not confirm the A Sample finding, if, without otherwise affecting the Competition, it is still possible for the Rider or team to be reinserted, the Rider or team may continue to take part in the Competition.
Provisional measures

241. Where no Provisional Suspension applies, including in any period preceding a Provisional Suspension, one or more of the following provisional measures may be imposed.

242. 1. If after the review described in articles 204 to 231 the UCI asserts that an anti-doping violation under article 21.1 or article 21.2 was committed, the Anti-Doping Commission or one of its members may ban the Rider from participating in Events for such time that the violation, in the opinion of the Anti-Doping Commission or such member, is likely to affect the Rider’s results.

2. Where the ban is intended to last more than one week, the Rider shall be given an opportunity to file written submissions before the ban goes into effect or on a timely basis thereafter.

243. If after the initial review described in article 204 and at the eve or during a particular Event, the UCI makes an assertion that an anti-doping violation may have been committed under articles 21.1 or 21.2 and determines that the asserted anti-doping violation, that occurred prior to that Event, may affect the Rider’s results at the Event, the Anti-Doping Commission may request that the Rider is banned from the Event.

The request shall be made to the president of the commissaires panel for the Event. The president of the commissaires panel shall summon the Rider to be heard and decide whether the Rider shall be banned from the Event.

244. If, during an Event and where applicable after the review described in article 204 the UCI asserts that an anti-doping violation has been committed during the same Event, the UCI will inform the president of the commissaires panel for the Event. The president of the commissaires panel shall summon the License-Holder concerned to be heard. The president of the commissaires panel may Disqualify the Rider or ban the License-Holder from the Event subject to the due opinion of the President or another member of the Anti-Doping Commission.

If a Rider is Disqualified for an asserted violation under articles 21.1 or 21.2 that occurred during a team race, the Rider’s team shall be relegated to the last place of the race. In stage races on the road and subject to the application of article 328 after the decision of the hearing body, the team will be given its actual time.

(text modified on 1.02.12).

245. The provisional measures under articles 242, 243 and 244 may also be imposed on Rider’s Support Personnel against whom an anti-doping violation is asserted for any period prior to the decision of the hearing panel.

Common rules for Provisional Suspension and provisional measures

246. The Provisional Suspension, the decisions of the Anti-Doping Commission regarding Provisional Suspension and the provisional measures shall not prejudice the decision whether an anti-doping violation has occurred and shall not give rise to any claim in the event that the License-Holder is acquitted.
247. Provisional Suspension regarding a License-Holder who may be referred or has been referred to his National Federation according to article 203, shall be governed by articles 235 to 240.

Provisional measures regarding such License-Holder shall be governed by the rules of the National Federation.

Under all circumstances such License-Holder shall be ineligible for participation in an International Event prior to the decision of the hearing panel.

248. A License-Holder under Provisional Suspension or a provisional measure is banned from participating in any Race. Violation of this ban shall be sanctioned as provided under article 12.1.035, first paragraph.
IX

Chapter 

RIGHT TO A FAIR HEARING

249. When, following the results management process described in chapter VII, the UCI makes an assertion that a License-Holder committed an anti-doping rule violation, it shall notify the License-Holder’s National Federation and request it to instigate disciplinary proceedings. It shall also send a copy of the test analysis report and/or other documentation. A copy of the request may be sent to the License-Holder and/or the License-Holder’s club or team.

A copy of the request is sent to WADA and to the License-Holder’s National Anti-Doping Organization.

250. Where at any time during the results management process or hearing process the License-Holder admits the anti-doping rule violation and agrees with the UCI on the sanctions, consequences and costs, such agreement shall replace the decision of the hearing panel and put an end to the proceedings before the hearing panel.

Comment: as stipulated in articles 329.8 and 336, such agreement shall be considered as a decision that can be appealed to CAS by WADA and the License-Holder’s National Anti-Doping Organization, but not by the License-Holder or the UCI.

License-Holder called before his National Federation

251. The License-Holder’s National Federation shall call the License-Holder before it to hear his grounds and explanations.

This summons must be sent within 2 (two) working days of the receipt of the request by the UCI under article 249.

252. The summons shall be sent by registered letter. It shall indicate the nature of the case against the License-Holder. The summons must be accompanied by a copy of the test analysis reports and documents received by the Federation from the UCI. If these enclosures are missing, the License-Holder must notify the National Federation without delay.

253. The summons must be sent at least 10 (ten) days before the hearing to which the License-Holder has been called. A copy of the summons shall be sent to the UCI at the same time.

The summons shall indicate the date, time and venue for the hearing.

254. A single postponement to the hearing may be granted of not more than 8 (eight) days, except where the party concerned establishes a case of force majeure.

255. The License-Holder may forgo the hearing in which event the case will be conducted in writing.
Rights of the defense

256. The License-Holder shall be heard and the case investigated by the hearing panel having jurisdiction under the rules of the License-Holder’s National Federation.

257. The hearing panel shall hear the case under these Anti-Doping Rules and no other rules.

Where National Federations refer cases to an external hearing panel such hearing panel accepts to apply these Anti-Doping Rules by accepting to hear the case. National Federations shall be responsible for external hearing panels to comply with these Anti-Doping Rules.

258. The procedure before the hearing panel shall be in accordance with the procedural rules of that hearing panel whilst taking account of the following articles.

259. The hearing panel shall be fair and impartial.

260. The License-Holder has the right to see the contents of the case files. Each party may obtain a copy at its own expense.

Furthermore the case files may be consulted during the hearing.

261. The parties must provide each other with all the statements and documents which they intend to submit at the earliest opportunity. They shall also send them to the UCI at the same time, on penalty of a fine of CHF 200 minimum and CHF 1,000 maximum.

262. The UCI may call for a copy of the documentation of the case in full, including the proceedings of the hearing and the documents submitted by the parties. If the hearing body or the National Federation fail to provide the UCI with the compete documentation within one week the National Federation shall be sanctioned with a fine of CHF 5,000 minimum and CHF 10,000 maximum.

263. The UCI may give its opinion in each case and demand that a sanction be imposed, either in writing or at the hearing.

264. The UCI may request that the hearing is not held before it has received the complete case file and given its opinion.

In this case if the hearing is held before the UCI has given its opinion, the National Federation shall be sanctioned with a fine of CHF 5,000 minimum and CHF 10,000 maximum.

The circumstance that the UCI did not give an opinion or waived its right to do so, shall not restrict UCI’s rights of appeal.

265. At the request of one of the parties to the case or at their own request the following shall also be heard: the organizer’s National Federation, the laboratory which carried out the analysis, the Doping Control Officer, the Medical Inspector, witnesses and expert witnesses.
The interested party shall be responsible for calling these persons to the proceedings and for their costs. It shall at the same time notify the other parties and the hearing panel.

266. The hearing shall be public unless the License-Holder requests otherwise.

The president of the hearing panel may also as of right prohibit public access to the room during all or part of the hearing in the interest of public order or when the protection of privacy or medical secrecy justifies it.

267. Each party shall have the right to be represented by a qualified lawyer or by a representative on presentation of authorization in writing. The parties may be aided by any other person of their choice.

268. Each party and any witnesses and expert witnesses called shall be heard subject to the hearing panel’s discretion to accept testimony by telephone or written submission. The License-Holder shall have the right to speak last.

269. In the event that a party who has been convened should fail to appear, the case will be heard in that party’s absence. The decision shall be deemed to have been taken after due hearing of the parties.

270. If the hearing panel determines that the License-Holder has insufficient knowledge of the language of the proceedings, the License-Holder has the right to an interpreter at the hearing. The hearing panel will determine the identity and responsibility for the cost of the interpreter.

271. Each party is responsible for the costs of interpreters for its witnesses and experts.

Decision

272. The decision of the hearing panel shall note the identities of the parties called or heard and shall contain a brief summary of the procedure.

It shall bear the names of the persons who took the decision and must be signed by them.

273. The decision shall be dated and reasoned.

It shall, where appropriate, indicate the Prohibited Substances or Prohibited Methods that were found in the Rider’s Sample or that the Rider has used.

It shall indicate the sanctions imposed on the License-Holder and explain the reasons for any period of Ineligibility.

It shall indicate the commencement date and duration of any period of Ineligibility and any credit for a period of Provisional Suspension or provisional measures. It shall also indicate the Events from which the Rider has been disqualified, the financial sanctions and the costs.
If the decision is not rendered in English or French it shall be translated in either of these languages. The translation shall be signed by the president of the hearing panel.

(text modified on 1.10.11).

**Costs**

**274.** Subject to article 275 and in the absence of a specifically justified decision, each party shall bear the costs which it incurs.

**275.** If the License-Holder is found guilty of an anti-doping rule violation, he shall bear:

1. The cost of the proceedings as determined by the hearing panel.
2. The cost of the result management by the UCI; the amount of this cost shall be CHF 2,500, unless a higher amount is claimed by the UCI and determined by the hearing body.
3. The cost of the B Sample analysis, where applicable.
4. The costs incurred for Out-of-Competition Testing; the amount of this cost shall be CHF 1,500, unless a higher amount is claimed by the UCI and determined by the hearing body.
5. The cost for the A and/or B Sample laboratory documentation package where requested by the rider.
6. The cost for the documentation package of the blood samples analyzed for the Biological Passport where applicable.

The License-Holder shall owe the costs under 2) to 6) also if they were not awarded in the decision. The National Federation shall be jointly and severally liable for its payment to the UCI.

(text modified on 1.02.11).

**276.** Should the License-Holder be acquitted the party nominated in the decision shall be liable for the costs under article 275.2.

**Notification of the decision**

**277.** One full copy of the decision and, where applicable, of its translation in English or French, both signed at least by the president of the hearing panel, shall be sent to the UCI by registered post with proof of receipt within 8 (eight) working days of the decision. The UCI shall send the text of the decision to WADA and to the License-Holder’s National Anti-Doping Organization.

Only the receipt of a decision and, where applicable, its translation in accordance with the conditions of this article shall make the term of appeal run for UCI and WADA.

The decision shall be notified to the License-Holder and any other party other than the UCI according to the procedural rules applicable to the hearing body.

(text modified on 1.10.11).
Exclusion of an appeal at national level

278. The decision by the hearing panel of a License-Holder’s National Federation shall not be subject to an appeal before another body (appeals board, tribunal, etc.) at National Federation level. If such an appeal is entered, it must be declared inadmissible. Any other decision is void as of right. However, the UCI may ask the Court of Arbitration for Sport (CAS) to pronounce nullity where appropriate upon supplementary application in an appeal procedure against the decision of the competent body. This application may be made at any time during the procedure before the CAS.

Duration of the proceedings

279. The National Federation shall keep the UCI fully informed as to the status of the case, on penalty of a fine of CHF 1,000 minimum and CHF 5,000 maximum.

280. The proceedings before the hearing panel of the License-Holder’s National Federation must be completed within 1 (one) month from the time limit set for the dispatch of the summons.

The National Federation shall be penalized by the disciplinary commission, incurring a fine of CHF 5,000 for each week’s delay without prejudice to the obligation to complete proceedings as fast as possible.

281. If the completion of the hearing is delayed beyond three months, the UCI may elect to bring the case directly to a single arbitrator from the Court of Arbitration for Sport (CAS), acting as a first instance tribunal. The case shall be handled in accordance with the Court of Arbitration for Sport appeal procedure without reference to any time limit for appeal. The License-Holder’s National Federation shall be summoned to participate in the proceedings and shall bear all costs resulting for all parties from bringing the proceedings from the National Federation to the CAS.

282. If any new fact is revealed of a nature which might alter the decision issued by the hearing panel of the License-Holder’s National Federation after the date of pronouncement, the interested party may request that the case be reopened before the National Federation, unless it is possible to raise the new issue in existing proceedings before the CAS.

The party submitting the new evidence must establish that it could not have known about it or that it was not available prior to the hearing where the decision was issued.

The request to reopen the case must be made within one month of the party’s becoming aware of the evidence in question or it shall be debarred. The burden of proof regarding this date shall lie with the party submitting the new evidence.

National level License-Holders

283. National Federations shall conduct hearings for national level License-Holders that were referred according to article 203 in substantial compliance with the procedural requirements of this chapter IX. Articles 278 and 280 shall not apply.
284. The National Federation shall keep the UCI informed on the status and findings of the hearing procedure, including any internal appeal or review.

The National Federation shall send a copy of all decisions and any act of appeal to the UCI.

285. If the completion of the hearing process is unreasonably delayed, the UCI may elect to bring the case directly to a single arbitrator from the Court of Arbitration for Sport (CAS) if no decision has been taken and appeal directly to CAS if the delay is at the level of the internal appeal process of the National Federation.
Chapter SANCTIONS AND CONSEQUENCES

286. These Anti-Doping Rules concerning sanctions and consequences shall be construed and implemented in compliance with human rights and general principles of law, among which proportionality and individual case management.

287. If the sanction imposed by the hearing body exceeds the maximum set under these Anti-Doping Rules, it shall automatically be reduced to this maximum, without prejudice to the right of appeal. If the sanction imposed is under the minimum set under these Anti-Doping Rules, it shall automatically be replaced with this minimum, without prejudice to the right of appeal.

Automatic Disqualification of individual results

288. A violation of these Anti-Doping Rules in connection with an In-Competition test automatically leads to Disqualification of the individual result obtained in that Competition.

Comment: Disqualification of the individual result will affect team results as specified in articles 327 and 328 and/or individual rankings, team rankings and rankings per nation as stipulated in UCI’s cycling regulations.

Disqualification of Results in Event during which an Anti-Doping Rule Violation occurs

289. Except as provided in articles 290 and 291, an anti-doping rule violation occurring during or in connection with an Event leads to Disqualification of the Rider’s individual results obtained in that Event according to the following rules:

1. If the violation is a violation under
   a) article 21.5 (Tampering or Attempted Tampering), or
   b) article 21.6 (Possession), or
   c) article 21.7 (Trafficking or Attempted Trafficking), or
   d) article 21.8 (Administration or Attempted administration),
   e) article 21.8 (limited to any type of complicity with any of the above violations),

all of the Rider’s individual results are disqualified.

Comment: for example, during the Track World Championships (the Event) a rider participated in the individual pursuit (a Competition), the points race (a Competition) and the madison (a Competition). He tested negative after each competition, but was found in possession of a prohibited substance after his last race but before the end of the Championships. He will be disqualified from each Competition.

2. If the violation involves
   a) the presence, Use or Attempted Use of a Prohibited Substance or a Prohibited Method (articles 21.1 and 21.2), other than a Specified Substance; or
   b) evading Sample collection or refusing to submit to Sample collection (article 21.3); or
c) failing to submit to Sample collection (article 21.3), except when the Rider establishes that he bears No Significant Fault or Negligence;

d) article 21.8 (limited to any type of complicity with any of the above violations),

all of the Rider’s results are disqualified, except for the results obtained (i) in Competitions prior to the Competition in connection with which the violation occurred and for which the Rider (or the other Rider in case of complicity) was tested with a negative result, and (ii) in Competitions prior to the Competition(s) under point i.

Comment: for example, during the Track World Championships (the Event) a rider participated in the individual pursuit (a Competition), the points race (a Competition) and the madison (a Competition). He is tested after each competition. He is found positive after the individual pursuit. He will be disqualified from each Competition, regardless whether he tested positive or negative or was not tested at the two subsequent competitions. However if he tested negative after the individual pursuit and after the points race but was found positive after the madison he will not be disqualified from the individual pursuit and the points race. Likewise, if he was not tested after the individual pursuit, tested negative after the points race and was found positive after the madison, he will disqualified from the madison only.

3. If the violation involves the presence, Use or Attempted Use of a Specified Substance, all of the Rider’s results obtained in Competitions posterior to the Competition in connection with which the violation occurred are disqualified, except for those results which were not likely to have been affected by the violation.

4. If the violation is a failure to submit to Sample collection and if the Rider establishes that he bears No Significant Fault or Negligence, the Rider’s results obtained in other Competitions shall not be disqualified.

290. If the anti-doping violation involves the presence, Use or Attempted Use of a Prohibited Substance or a Prohibited Method (articles 21.1 and 21.2) and the Rider establishes that he bears No Fault or Negligence, his individual results in the other Competitions shall not be disqualified except to the extent that they were likely to have been affected by the Rider’s anti-doping violation.

291. 1. If the Event is a stage race, an anti-doping violation committed in connection with any stage, entails Disqualification from the Event, except when (i) the anti-doping violation involves the presence, Use or Attempted Use of a Prohibited Substance or a Prohibited Method, (ii) the Rider establishes that he bears No Fault or Negligence and (iii) his results in no other stage were likely to have been influenced by the Rider’s anti-doping violation.

Comment: in the latter case the Rider shall be disqualified from the stage in relation with which the sample was taken only. This disqualification will entail that the Rider shall be removed from the final general ranking but any other result that is not incompatible with the Rider being disqualified in a single stage, shall not be disqualified.
2. If the anti-doping violation committed in a stage race involves the presence, Use or Attempted Use of a Specified Substance and only a reprimand is imposed in conformity with article 295, the Rider shall not be disqualified from the Event but 1% (one percent) of the time recorded by the Rider during the stage on which he tested positive shall be added to the final time on the individual classification. The number of points scored during that same stage shall be deducted from the final classification. Any prize won in connection with the stage in which the anti-doping violation occurred shall be forfeited.

292. In those cases that are not considered under articles 289 to 291, the Disqualification of the Rider’s individual results obtained on the Event is optional.

**Ineligibility for Presence, Use or Attempted Use, or Possession of a Prohibited Substance or Prohibited Method**

293. The period of Ineligibility imposed for a first anti-doping rule violation under article 21.1 (Presence of a Prohibited Substance or its Metabolites or Markers), article 21.2 (Use or Attempted Use of a Prohibited Substance or Prohibited Method) or article 21.6 (Possession of a Prohibited Substance or Prohibited Method) shall be

2 (two) years’ Ineligibility

unless the conditions for eliminating or reducing the period of Ineligibility as provided in articles 295 to 304 or the conditions for increasing the period of Ineligibility as provided in article 305 are met.

**Ineligibility for other Anti-Doping Rule Violations**

294. The period of Ineligibility for a first anti-doping rule violation other than as provided in article 293 shall be as follows:

1. For violations under article 21.3 (evading Sample collection, refusing or failing to submit to Sample collection) or article 21.5 (Tampering or Attempted Tampering with Doping Control), the Ineligibility period shall be two (2) years unless the conditions for eliminating or reducing the period of Ineligibility as provided in articles 296 to 304 or the conditions for increasing the period of Ineligibility as provided in article 305 are met.

2. For violations under article 21.7 (Trafficking or Attempted Trafficking) or article 21.8 (Administration or Attempted Administration of a Prohibited Substance or Prohibited Method), the period of Ineligibility imposed shall be a minimum of 4 (four) years up to lifetime Ineligibility unless the conditions for eliminating or reducing the period of Ineligibility as provided in articles 295 to 304 are met.

An anti-doping rule violation involving a Minor shall be considered a particularly serious violation, and, if committed by Rider Support Personnel for violations other than Specified Substances referenced in article 295, shall result in lifetime Ineligibility for such Rider Support Personnel. In addition, significant violations under articles 21.7 or 21.8 which also violate non-sporting laws and regulations, shall be reported to the competent administrative, professional or judicial authorities.

3. For violations under article 21.4, as defined in article 99, (Filing Failures and/or Missed Tests) the period of Ineligibility shall be at a minimum one (1) year and at a maximum two (2) years based on the Rider’s degree of fault.
Elimination or Reduction of the Period of Ineligibility for Specified Substances under Specific Circumstances

295. Where a Rider or Rider Support Personnel can establish how a Specified Substance entered his body or came into his possession and that such Specified Substance was not intended to enhance the Rider’s sport performance or mask the use of a performance-enhancing substance, the period of Ineligibility for a first violation found in article 293 shall be replaced with the following:

at a minimum, a reprimand and no period of Ineligibility from future Events, and at a maximum, two (2) years of Ineligibility.

To justify any elimination or reduction, the License-Holder must produce corroborating evidence in addition to his word which establishes to the comfortable satisfaction of the hearing panel the absence of an intent to enhance sport performance or mask the use of a performance-enhancing substance. The License-Holder’s degree of fault shall be the criterion considered in assessing any reduction of the period of Ineligibility.

Elimination or Reduction of Period of Ineligibility based on Exceptional Circumstances

No Fault or Negligence

296. If the Rider establishes in an individual case that he bears No Fault or Negligence, the otherwise applicable period of Ineligibility shall be eliminated. When a Prohibited Substance or its Markers or Metabolites is detected in a Rider’s Sample as referred to in article 21.1 (presence of a Prohibited Substance), the Rider must also establish how the Prohibited Substance entered his system in order to have the period of Ineligibility eliminated. In the event this article is applied and the period of Ineligibility otherwise applicable is eliminated, the anti-doping rule violation shall not be considered a violation for the limited purpose of determining the period of Ineligibility for multiple violations under articles 306 to 312.

No Significant Fault or Negligence

297. If a License-Holder establishes in an individual case that he bears No Significant Fault or Negligence, then the period of Ineligibility may be reduced, but the reduced period of Ineligibility may not be less than one-half of the period of Ineligibility otherwise applicable. If the otherwise applicable period of Ineligibility is a lifetime, the reduced period under this section may be no less than 8 (eight) years. When a Prohibited Substance or its Markers or Metabolites is detected in a Rider’s Sample as referred to in article 21.1 (presence of Prohibited Substance), the Rider must also establish how the Prohibited Substance entered his system in order to have the period of Ineligibility reduced.

Substantial Assistance

298. The hearing body may suspend a part of the period of Ineligibility imposed in an individual case where the License-Holder has provided substantial assistance to an Anti-Doping Organization, criminal authority or professional disciplinary body which results in the Anti-Doping Organization discovering or establishing an anti-doping rule violation by another Person or which results in a criminal or disciplinary body discovering or establishing a criminal offense or the breach of professional rules by another Person.
299. For the purposes of article 298, a Licence-Holder providing substantial assistance must: (1) fully disclose in a signed written statement all information he possesses in relation to anti-doping rule violations, and (2) fully cooperate with the investigation and adjudication of any case related to that information, including, for example, presenting testimony at a hearing if requested to do so by an Anti-Doping Organization or hearing panel. Further, the information provided must be credible and must comprise an important part of any case which is initiated or, if no case is initiated, must have provided a sufficient basis on which a case could have been brought.

300. After a final CAS decision under article 346 or the expiration of time to appeal, only the Anti-Doping Commission may suspend a part of the applicable period of Ineligibility with the approval of WADA.

If the Anti-Doping Commission suspends any part of the period of Ineligibility under this article, it shall promptly provide a written justification for its decision to each Anti-Doping Organization having a right to appeal the decision.

Comment: the exclusive jurisdiction of the Anti-Doping Commission under this article shall also apply to a final decision at the national level in those cases that were referred to the National Federation under article 203.

301. The extent to which the otherwise applicable period of Ineligibility may be suspended shall be based on the seriousness of the anti-doping rule violation committed by the Licence-Holder and the significance of the substantial assistance provided by him to the effort to eliminate doping in sport. No more than three-quarters of the otherwise applicable period of Ineligibility may be suspended. If the otherwise applicable period of Ineligibility is a lifetime, the non-suspended period under this article must be no less than 8 years.

302. The Anti-Doping Commission has jurisdiction to subsequently reinstate any part of the suspended period of Ineligibility because the Licence-Holder has failed to provide the substantial assistance which was anticipated, regardless whether the suspension was decided by the hearing body or the Anti-Doping Commission. The hearing body has reinstatement jurisdiction only in those cases where the suspension was decided by that hearing body.

The Licence-Holder may appeal the reinstatement pursuant to article 329.11.

Admission

303. Where a Licence-Holder voluntarily admits the commission of an anti-doping rule violation before having received notice of a Sample collection which could establish an anti-doping rule violation (or, in the case of an anti-doping rule violation other than under article 21.1 (Presence of a Prohibited Substance), before receiving first notice of the admitted violation pursuant to article 230) and that admission is the only reliable evidence of the violation at the time of admission, then the period of Ineligibility may be reduced, but not below one-half of the period of Ineligibility otherwise applicable.

Reduction in Sanction under more than one provision

304. Before applying any reduction or suspension under articles 297 (No significant Fault or Negligence), 298 (substantial assistance) or 303 (Admission), the otherwise applicable period of Ineligibility
shall be determined in accordance with articles 293, 294, 295 and 305. If the License-Holder establishes entitlement to a reduction or suspension of the period of Ineligibility under two or more of articles 297, 298 or 303, then the period of Ineligibility may be reduced or suspended, but not below one-quarter of the otherwise applicable period of Ineligibility.

Aggravating Circumstances

305. If in an individual case involving an anti-doping rule violation other than a violation under article 21.7 (Trafficking or Attempted Trafficking) or article 21.8 (Administration or Attempted Administration) it is established 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 up to a maximum of four (4) years unless the License-Holder can prove to the comfortable satisfaction of the hearing panel that he did not knowingly commit the anti-doping rule violation.

A License-Holder can avoid the application of this article by admitting the anti-doping rule violation as asserted promptly after being confronted with the anti-doping rule violation by an Anti-Doping Organization.

Multiple Violations

Second Anti-Doping Rule Violation

306. For a License-Holder's first anti-doping rule violation, the period of Ineligibility is set forth in articles 293 and 294 (subject to elimination, reduction or suspension under articles 295 to 304, or to an increase under article 305). For a second anti-doping rule violation the period of Ineligibility shall be within the range set forth in the table below.

Second Violation

<table>
<thead>
<tr>
<th>First Violation</th>
<th>RS</th>
<th>FFMT</th>
<th>NSF</th>
<th>St</th>
<th>AS</th>
<th>TRA</th>
</tr>
</thead>
<tbody>
<tr>
<td>RS</td>
<td>1-4</td>
<td>2-4</td>
<td>2-4</td>
<td>4-6</td>
<td>8-10</td>
<td>10-life</td>
</tr>
<tr>
<td>FFMT</td>
<td>1-4</td>
<td>4-8</td>
<td>4-8</td>
<td>6-8</td>
<td>10-life</td>
<td>life</td>
</tr>
<tr>
<td>NSF</td>
<td>1-4</td>
<td>4-8</td>
<td>4-8</td>
<td>6-8</td>
<td>10-life</td>
<td>life</td>
</tr>
<tr>
<td>St</td>
<td>2-4</td>
<td>6-8</td>
<td>6-8</td>
<td>8-life</td>
<td>life</td>
<td>life</td>
</tr>
<tr>
<td>AS</td>
<td>4-5</td>
<td>10-life</td>
<td>10-life</td>
<td>life</td>
<td>life</td>
<td>life</td>
</tr>
<tr>
<td>TRA</td>
<td>8-life</td>
<td>life</td>
<td>life</td>
<td>life</td>
<td>life</td>
<td>life</td>
</tr>
</tbody>
</table>

Definitions for purposes of the second anti-doping rule violation table:

**RS** (Reduced sanction for Specified Substance under article 295): The anti-doping rule violation was or should be sanctioned by a reduced sanction under article 295 because it involved a Specified Substance and the other conditions under article 295 were met.
FFMT (Filing Failures and/or Missed Tests): The anti-doping rule violation was or should be sanctioned under article 294.3 (Filing Failures and/or Missed Tests).

NSF (Reduced sanction for No Significant Fault or Negligence): The anti-doping rule violation was or should be sanctioned by a reduced sanction under article 297 because No Significant Fault or Negligence under article 297 was proved by the License-Holder.

St (Standard sanction under articles 293 or 294.1): The anti-doping rule violation was or should be sanctioned by the standard sanction of two (2) years under article 293 or 294.1.

AS (Aggravated sanction): The anti-doping rule violation was or should be sanctioned by an aggravated sanction under article 305 because the conditions set forth under article 305 are established.

TRA (Trafficking or Attempted Trafficking and administration or Attempted administration): The anti-doping rule violation was or should be sanctioned by a sanction under article 294.2.

Application of articles 298 and 303 to Second Anti-Doping Rule Violation

Where a License-Holder who commits a second anti-doping rule violation establishes entitlement to suspension or reduction of a portion of the period of Ineligibility under article 298 (substantial assistance) or article 303 (Admission), the hearing panel shall first determine the otherwise applicable period of Ineligibility within the range established in the table in article 306, and then apply the appropriate reduction or suspension of the period of Ineligibility. The remaining period of Ineligibility, after applying any reduction or suspension under articles 298 and 303, must be at least one-fourth of the otherwise applicable period of Ineligibility.

Third Anti-Doping Rule Violation

A third anti-doping rule violation will always result in a lifetime period of Ineligibility, except if the third violation fulfills the condition for elimination or reduction of the period of Ineligibility under article 295 (Specified Substance) or is a violation under article 21.4 (Filing Failures and/or and Missed Tests). In these particular cases, the period of Ineligibility shall be from eight (8) years to life ban.

Additional Rules for Certain Potential Multiple Violations

For purposes of imposing sanctions under articles 306 to 308, an anti-doping rule violation will only be considered a second violation if it is established that the License-Holder committed the second anti-doping rule violation after he received notice pursuant to Chapter VII (Results Management), or after the UCI or the National Federation made reasonable efforts to give notice, of the first anti-doping rule violation. If the UCI or the National Federation cannot establish this, the violations shall be considered together as one single first violation, and the sanction imposed shall be based on the violation that carries the more severe sanction. However, the occurrence of multiple violations may be considered as a factor in determining Aggravating Circumstances (article 305).

If, after the resolution of a first anti-doping rule violation, facts are discovered involving an anti-doping rule violation by the License-Holder which occurred prior to notification regarding the first violation, then an additional sanction shall be imposed based on the sanction that could have been
imposed if the two violations would have been adjudicated at the same time. Results in all Competitions dating back to the earlier anti-doping rule violation will be Disqualified as provided in article 313. To avoid the possibility of a finding of Aggravating Circumstances (article 305) on account of the earlier-in-time but later-discovered violation, the License-Holder must voluntarily admit the earlier anti-doping rule violation on a timely basis after notice of the violation for which he is first charged. The same rule shall also apply when facts are discovered involving another prior violation after the resolution of a second anti-doping rule violation.

311. Where a Rider, based on the same Testing, is found to have committed an anti-doping rule violation involving both a Specified Substance and another Prohibited Substance or Prohibited Method, the Rider shall be considered to have committed a single anti-doping rule violation, but the sanction imposed shall be based on the Prohibited Substance or Prohibited Method that carries the most severe sanction. This will not preclude the presence of multiple Prohibited Substances and/or Prohibited Methods to be considered as a factor in determining Aggravating Circumstances (article 305).

Multiple Anti-Doping Rule Violations during an eight-year period

312. For purposes of articles 306 to 310, each anti-doping rule violation must take place within the same eight (8) year period in order to be considered multiple violations.

Disqualification of Results in Competitions subsequent to Anti-Doping Rule Violation

313. In addition to the automatic Disqualification of the results in the Competition pursuant to article 288 and except as provided in articles 289 to 292, all other competitive results obtained from the date a positive Sample was collected (whether In-Competition or Out-of-Competition) or other anti-doping rule violation occurred, through the commencement of any Provisional Suspension or Ineligibility period, shall, unless fairness requires otherwise, be Disqualified.

Comment: 1) it may be considered as unfair to disqualify the results which were not likely to have been affected by the Rider’s anti-doping rule violation.

2) an Anti-Doping Rule Violation under article 21.4 shall be deemed to have occurred on the date of the third Whereabouts Failure.

Commencement of Ineligibility Period

314. Except as provided under articles 315 to 319, the period of Ineligibility shall start on the date of the hearing panel decision providing for Ineligibility or, if the hearing is waived, on the date Ineligibility is accepted or otherwise imposed.

Delays not attributable to the License-Holder

315. Where there have been substantial delays in the hearing process or other aspects of Doping Control not attributable to the License-Holder, the hearing body imposing the sanction may start the period of Ineligibility at an earlier date commencing as early as the date of Sample collection or the date on which another anti-doping rule violation last occurred.
Timely Admission

316. Where the License-Holder promptly (which, in all events, for a Rider means before he competes again) admits the anti-doping rule violation after being confronted with the anti-doping rule violation, the period of Ineligibility may start as early as the date of Sample collection or the date on which another anti-doping rule violation last occurred. In each case, however, where this article is applied, the License-Holder shall serve at least one-half of the period of Ineligibility going forward from the date the License-Holder accepted the imposition of a sanction, the date of a hearing decision imposing a sanction, or the date the sanction is otherwise imposed.

This article shall not apply where the period of Ineligibility already has been reduced under article 303 (Admission).

Credit for Provisional Suspension

317. If a Provisional Suspension or a provisional measure pursuant to articles 235 to 245 is imposed and respected by the License-Holder, then the License-Holder shall receive a credit for such period of Provisional Suspension or provisional measure against any period of Ineligibility which may ultimately be imposed.

318. If a License-Holder voluntarily accepts a Provisional Suspension in writing from the UCI and thereafter refrains from competing or acting as Rider Support Personnel, the License-Holder shall receive a credit for such period of voluntary Provisional Suspension against any period of Ineligibility which may ultimately be imposed. A copy of the Rider’s voluntary acceptance of a Provisional Suspension shall be provided promptly to each party entitled to receive notice of a potential anti-doping rule violation under article 206.

319. No credit against a period of Ineligibility shall be given for any time period before the effective date of the Provisional Suspension or voluntary Provisional Suspension regardless of whether the License-Holder elected not to compete or act as Rider Support Personnel or was suspended by his team except, where applicable, for the period of a provisional measure pursuant to articles 235 to 245.

Comment: in view of this article the License-Holder concerned has an interest in writing to the UCI that he accepts voluntarily a Provisional Suspension under article 318.

Status during Ineligibility

Prohibition against Participation during Ineligibility

320. No License-Holder who has been declared Ineligible may, during the period of Ineligibility, participate in any capacity in an Event or activity (other than authorized anti-doping education or rehabilitation programs) authorized, recognized or organized by UCI, a Continental Confederation, a National Federation, or any other Signatory, Signatory’s member organization, or a club or other member organization of any Continental Confederation or National Federation of UCI or another Signatory or Signatory’s member organization, or in Competitions authorized or organized by any professional league or any international or national level Event organization.
321. A License-Holder subject to a period of Ineligibility longer than four years may, after completing four years of the period of Ineligibility, participate in local sport events in a sport other than cycling, but only so long as the local sport event is not at a level that could otherwise qualify such License-Holder directly or indirectly to compete in (or accumulate points toward) a national championship or International Event.

**Testing**

322. A Rider subject to a period of Ineligibility shall remain subject to Testing.

Comment: the Rider may also remain included in the Registered Testing Pool and obliged to provide whereabouts information in accordance with article 83.

**Withholding of Financial Support during Ineligibility**

323. For any anti-doping rule violation not involving a reduced sanction for Specified Substances as described in article 295, some or all sport-related financial support or other sport-related benefits received by such License-Holder will be withheld by UCI, the Continental Confederations and the National Federations.

**Reinstatement Testing**

324. As a condition to regaining eligibility at the end of a specified period of Ineligibility, a Rider must, during any period of Provisional Suspension, provisional measures or Ineligibility, make himself available for Out-of-Competition Testing by the UCI and any other Anti-Doping Organization having Testing jurisdiction under the Code, and must if requested provide current and accurate whereabouts information as provided in article 83.

325. If a Rider subject to a period of Ineligibility retires from sport and later seeks reinstatement, the Rider shall not be eligible for reinstatement until he has notified the UCI and has been subject to Out-of-Competition Testing for a period of time equal to the longer of the period set forth in article 84 and the period of Ineligibility remaining as of the date the Rider had retired.

Notice of retirement is effective only when the Rider has returned his license to his National Federation for that purpose or as from the 1st of January of the year for which he has not applied for a new license. The Rider shall inform the UCI.

Comment: further conditions for reinstatement may be imposed by other regulations, such as article 12.1.034.

**Fines**

326. In addition to the sanctions provided for under articles 293 to 313 anti-doping violations shall be sanctioned with a fine as follows.

1. The fine is obligatory for a License-Holder exercising a professional activity in cycling and in any event for members of a team registered with the UCI.
a) Where a period of Ineligibility of two years or more is imposed on a member of a team registered with the UCI, the amount of the fine shall be equal to the net annual income from cycling that the License-Holder normally was entitled to for the whole year in which the anti-doping violation occurred. The amount of this income shall be as assessed by the UCI, provided that the net income shall be assessed at 70% of the corresponding gross income. The License-Holder concerned shall have the burden of proof to the contrary. For the purpose of the implementation of this article the UCI shall have the right to receive a copy of the complete contracts of the License-Holder from the License-Holder or any person or organization maintaining the contracts, for example the auditor appointed by the UCI and National Federation. If justified by the financial situation of the License-Holder concerned, the fine imposed under this paragraph may be reduced, but not by more than one-half.

Comment: 1. income from cycling will include for example the income from image rights; 2. suspension of part of a period of Ineligibility of two years or more has no influence on the application of the clause above.

b) Where a period of Ineligibility of two years or more is imposed on a License-Holder exercising a professional activity in cycling that is not a member of a team registered with the UCI the minimum fine shall be CHF 3,000 for elite men, CHF 1,500 for elite women and CHF 750 for under 23 Riders. These minima shall be doubled in the event of a violation under article 21.5 (Tampering or Attempted Tampering), article 21.7 (Trafficking or Attempted Trafficking), or 21.8 (Administration or Attempted Administration), in the event of an evasion or refusal under article 21.3 and in the event of a second or third violation. These minima are reduced by half for violations for which article 295 (Specified Substances) or article 297 (No Significant Fault or Negligence) is applied. If the License-Holder concerned is not a Rider the minimum fine shall be CHF 5,000 for a first violation and CHF 10,000 in the event of a second or third violation.

Minima may be further reduced for License-Holders resident in Africa, Asia and South-America in line with incomes and cost of living.

In each case the maximum fine shall be the triple of the minimum fine stipulated above.

2. No fine shall be imposed for violations for which article 296 (No Fault or Negligence) is applied.
3. In other cases than those under paragraphs 1 and 2 the imposition of a fine is optional.
4. In observance of paragraphs 1 and 5 the amount of the fine shall be set in line with the gravity of the violation and the financial situation of the License-Holder concerned.
5. Except where paragraph 1a) is applied, no fine may exceed CHF 1,500,000.

Comment: No fine may be considered a basis for reducing the period of Ineligibility or other sanction which would otherwise be applicable under these Anti-Doping Rules.

(text modified on 1.10.11).
Consequences to teams

327. Except as provided in article 328, if a Rider is found to have committed an anti-doping rule violation in connection with a team Competition in which he participated as a member of a team, the team shall be disqualified from that Competition.

If such Rider is disqualified from other Competitions of the same Event under articles 289.2a or 3 or article 290, any team, whether composed differently or not, of which such Rider was a member, shall be disqualified from the same Competitions as the Rider.

Comment: only team competitions from a sporting point of view are meant in this article such as a team pursuit or team time trial, and not any competition in which the Rider participates as a member of his UCI-registered team.

328. In the case of a team time trial stage during a stage race, the team shall be relegated to the last place on the stage with its real time and with a 10 (ten) minutes penalty on the general classification of teams, except in the case of article 291.2 where the penalty on the general classification of teams shall be 1% of the real time of the team recorded during the stage. If more than one Rider on the team is found to have committed an anti-doping violation during the same team time trial stage, the team is disqualified from the stage race.
XI
Chapter APPEAL TO THE CAS

329. The following decisions may be appealed to the Court of Arbitration for Sport:
1. a decision of the hearing body of the National Federation under article 272;
2. a decision of the National Federation not to instigate disciplinary proceedings;
3. a decision of the UCI not to go forward with an apparent anti-doping violation;
4. a decision of the UCI not to bring forward an Atypical Finding as an Adverse Analytical Finding;
5. the final decision at the level of the National Federation regarding a License-Holder that was referred to his National Federation according to article 203;
6. a decision of the Anti-Doping Commission granting suspension of the period of Ineligibility;
7. a decision of UCI’s disciplinary commission concerning a violation of the prohibition of participation during Ineligibility imposed under these Anti-Doping Rules;
8. an agreement as referred to in article 250;
9. a decision that a Provisional Suspension is imposed or shall not be lifted;
10. a decision that a Rider shall be banned from participating in Events under article 242 if the ban is for more than 1 (one) month;
11. a decision of the Anti-Doping Commission or the hearing body to reinstate a suspended period of Ineligibility according to article 302;
12. the decisions concerning Therapeutic Use Exemptions as specified under articles 71, 72, 74, 76 and 78.
No other form of appeal shall be permitted.

Cases under article 329.1 to 329.7

330. In cases under article 329.1 to 329.7, the following parties shall have the right to appeal to the CAS:
 a) the License-Holder who is the subject of the decision being appealed;
b) the other party, if any, to the case in which the decision was rendered;

Comment: such other party may be a body other than the UCI that prosecutes the case at the level of the National Federation.

c) the UCI;
d) the National Anti-Doping Organization of the License-Holder’s country of residence or countries where the Licence-Holder is a national or license holder;
e) the International Olympic Committee or International Paralympic Committee, where the decision may have an effect in relation to the Olympic Games or Paralympic Games, including decisions affecting eligibility for the Olympic Games or Paralympic Games;
f) WADA.

331. The appeal of the UCI shall be made against the License-Holder and against the National Federation that made the contested decision and/or the body that acted on his behalf. The National Federation or body concerned shall be liable for costs if the hearing panel which made the decision against which the appeal has been made has applied the regulations incorrectly.
An appeal by the License-Holder shall be made against his National Federation.

An appeal by the other party to the case shall be made against the License-Holder and the National Federation.

The National Federation must immediately send the UCI a copy of the statement of appeal and of any submissions or briefs made before the CAS as well as any exhibits, on penalty of a fine of CHF 1,000 minimum and CHF 5,000 maximum.

The UCI shall have the right to intervene and participate in the proceedings before the CAS and demand that a sanction is imposed or increased.

The statement of appeal by the License-Holder or the other party to the case must be submitted to the CAS within 1 (one) month of his receiving the full decision as specified in article 277. Failure to respect this time limit shall result in the appeal being disbarred.

Comment: within one month shall mean from such-and-such day of the month until such-and-such day of the following month, regardless of the number of days in a calendar month. For example, if the decision was received on 15 January, the last day of the term of appeal is 15 February. If the decision was received on 15 February, the last day of the term of appeal is 15 March. However, if the last day of the term of appeal is a holiday or a non-business day in the country where the contested decision has been notified, the term shall expire at the end of the first subsequent business day (Rule 32 of the Code of Sports-related Arbitration).

The statement of appeal by the UCI, the National Anti-Doping Organization, the International Olympic Committee, the International Paralympic Committee or WADA must be submitted to the CAS within 1 (one) month of receipt of the full case file from the hearing body of the National Federation in cases under article 329.1, 329.2 and 329.5 and from the UCI in cases under article 329.3, 329.4, 329.6 and 329.7. Failure to respect this time limit shall result in the appeal being disbarred. Should the appellant not request the file within 15 (fifteen) days of receiving the full decision as specified in article 277 or the decision by the UCI, the time limit for appeals shall be 1 (one) month from the reception of that decision.

In any event, WADA may lodge an appeal 21 (twenty-one) days after the last day on which any other party in the case could have appealed.

Comment: within 15 days of receiving the decision shall mean on or before the 15th day following the day that the decision was received. The first day of the term is the day following the day that the decision was received.

[article abrogated on 1.02.11].
Cases under article 329.8

336. In cases under article 329.8 the following parties shall have the right to appeal to the CAS:
   a) the National Anti-Doping Organization of the License-Holder’s country of residence or countries
      where the Licence-Holder is a national or license holder;
   b) the International Olympic Committee or International Paralympic Committee, where the decision
      may have an effect in relation to the Olympic Games or Paralympic Games, including decisions
      affecting eligibility for the Olympic Games or Paralympic Games;
   c) WADA.

337. The statement of appeal must be submitted to the CAS within 1 (one) month of receipt of the full
      case file from the UCI. Failure to respect this time limit shall result in the appeal being disbarred.
      Should the appellant not request the file within 15 (fifteen) days of receiving the agreement, the
      time limit for appeals shall be 1 (one) month from the reception of that agreement. However, the
      term of appeal for WADA shall be in any event 21 (twenty-one) days after the last day on which
      any other party in the case could have appealed.

Cases under article 329.9 and 329.10

338. In cases under article 329.9 and 329.10 the Rider only shall have the right to appeal to the CAS.

   The appeal shall be made against the UCI.

   The time to file the appeal to the CAS shall be 8 (eight) days from receipt of the decision by the
   Rider or his National Federation or his club or team.

Cases under article 329.11

339. In cases under article 329.11 the License-Holder only shall have the right to appeal to the CAS.

   The appeal shall be made against the UCI.

   The time to file the appeal to the CAS shall be one month from receipt of the decision of the Anti-
   Doping Commission.

Cases under article 329.12

340. In cases under article 329.12 the Rider and the UCI shall have the right to appeal to CAS as provid-
       ed for in articles 71, 72, 74, 76 and 78.

Special rights of appeal of WADA

341. Where in a case that has been referred to the National Federation under article 203 no other party
      has appealed a decision to an appeal or review body at the national level, WADA may appeal such
      decision directly to CAS without having to exhaust other remedies at the national level.

342. Where, in a particular case, the UCI or the National Federation would fail to render a decision with
      respect to whether an anti-doping rule violation was (apparently) committed within a reasonable
      deadline set by WADA, WADA may elect to appeal directly to CAS as if the UCI or the National
      Federation had rendered a decision finding no anti-doping rule violation.
General clauses

343. An appeal to the CAS shall not suspend the execution of the contested decision, without prejudice to the right to apply to the CAS for it to be suspended.

344. The CAS shall have full power to review the facts and the law. The CAS may increase the sanctions that were imposed on the appellant in the contested decision, either at the request of a party or ex officio.

345. The CAS shall decide the dispute according to these Anti-Doping Rules and for the rest according to Swiss law.

Comment: application of Swiss law will ensure equal treatment in all cases

346. The decision of the CAS shall be final and binding on the parties to the case and to all License-Holders and National Federations. It shall not be subject to appeal or any other recourse, except such recourse that cannot be validly excluded under applicable law.

Right of appeal under other regulations

347. The UCI and other Anti-Doping Organizations shall have a right of appeal to any review body or appeal body, including CAS, against decisions taken by or on behalf of another Anti-Doping Organization or a public authority concerning an anti-doping rule violation involving a License-Holder or other Person where such right of appeal is granted under the applicable rules of that Anti-Doping Organization or public authority or under the World Anti-Doping Code.

348. Where no right of appeal exists for the UCI against a decision of whichever body or authority, the UCI may initiate disciplinary proceedings under these Anti-Doping Rules based upon the facts established by that decision.
XII

Chapter CONFIDENTIALITY AND PUBLIC DISCLOSURE

Data

349. When performing obligations under these Anti-Doping Rules, the UCI may collect, store, process or disclose personal information relating to License-Holders and other persons.

Duty of confidentiality

350. Persons carrying out a task in Doping Control are required to observe strict confidentiality regarding any information concerning individual cases which is not required to be reported under these Anti-Doping Rules.

Such breaches of confidentiality shall be penalized by a fine of between CHF 1,000 and CHF 10,000 as decided by the UCI Disciplinary Commission, which may also suspend the person in question from specified tasks for such time as it shall determine.

Public disclosure

351. UCI may publish reports showing the name of each Rider tested and the date of each Testing.

352. The identity of a License-Holder who may have committed an anti-doping rule violation may be publicly disclosed by the UCI after notice has been provided to the License-Holder under article 206 or, where no Adverse Analytical Finding is involved, under article 249.

353. Once a violation of these Anti-Doping Rules has been established in a decision referred to in articles 272 or 284 or in an agreement as referred to in article 250, the UCI shall report it publicly within 20 days, including the name of the License-Holder, the anti-doping violation committed, the Prohibited Substance or Method involved and the sanctions imposed.

354. Publication shall be made on UCI’s Web site for at least one year and may also be made in the UCI Official News Bulletin and/or in the official bulletin of the National Federation of the person penalized.

355. In any case where it is determined, after a hearing or appeal, that the License-Holder did not commit an anti-doping rule violation, the decision may be disclosed publicly only with the consent of the License-Holder who is the subject of the decision and in such form as agreed with the License-Holder.

Register

356. The Anti-Doping Commission shall maintain a register of the penalties applied. This shall list the name of the License-Holder, his National Federation, his category (elite or other), the anti-doping rule violation committed, the date of Testing, whether the Testing was Out-of-Competition or In-Competition and, in this case, the name and date of the Event, the penalties imposed, the date of the decision regarding the penalties and the body which imposed them.
XIII
Chapter FINAL PROVISIONS

Notice
357. Notice to a License-Holder may be accomplished by delivery of the notice to his National Federation or as provided by these Anti-Doping Rules. The National Federation shall be responsible for making immediate contact with the License-Holder.

Third Sample
358. The UCI shall have the right to demand that a third Sample be taken at a Sample collection session. The UCI shall issue instructions to his end to the Doping Control Officer. The Sample taking procedures shall be applied mutatis mutandis. The taking of a third Sample shall be recorded.

Where appropriate, the further analysis of such Samples shall give rise to action for an anti-doping rule violation and sanctions.

Articles 21.3 (evading Sample collection, refusing or failing to submit to Sample collection) and 21.5 (Tampering or Attempted Tampering) shall apply regarding the third Sample.

Medication
359. In Events designated by the UCI, team or club doctors will be obliged to list all medicines taken by each Rider and their dosages and any medical treatment that they may have undergone during the preceding 72 (seventy-two) hours. Failure to do so shall make the team ineligible to start the race.

National Federations
360. When a National Federation receives from third parties information concerning a possible anti-doping violation, it shall immediately inform the UCI.

361. All National Federations shall include in their regulations the rules necessary to effectively implement these Anti-Doping Rules.

362. For the purpose of these Anti-Doping Rules, the organizer’s National Federation shall take on the role of the License-Holder’s National Federation as regards License-Holders who have obtained their license directly from the UCI.

363. Without prejudice to article 13 of the Constitution, National Federations shall be obligated to reimburse the UCI for all costs related to a doping case in which the National Federation was not cooperative or did not comply with these Anti-Doping Rules.

364. Each National Federation shall report to the UCI on or before 31st January results of all Doping Controls conducted on its License-Holders during the previous year sorted by Rider and identifying each date on which the Rider was tested, the entity conducting the Testing, and whether the Testing was In-Competition or Out-of-Competition.
The report shall also list for each Rider concerned all decisions taken in anti-doping at the national level indicating the category (elite or other), the anti-doping rule violation charged or committed, the date of Testing, whether the Testing was Out-of-Competition or In-Competition and, in this case, the name and date of the Event, the penalties imposed, the date of the decision and the body which imposed them.

364bis. 1. The team is responsible for all costs incurred by the UCI and its service providers in relation with the management of the anti-doping rule violations committed by its licence-holders.

2. The team responsible is:

   a. the team of which the licence-holder is a member at the time that the anti-doping rule violation is committed; this team remains responsible also when the licence-holder is no longer part of the team for whichever reason and until such time that the costs are paid in full;

   b. any other team of which the licence-holder is a member after the moment that the anti-doping rule violation is committed and until such time that the costs are paid in full.

All teams concerned are responsible jointly and severally.

The paying agent and each of the principal partners of the team(s) concerned shall be jointly and severally responsible for payment to the UCI.

3. The management costs include but are not limited to costs for:

   a. testing, results management, disciplinary proceedings before the hearing body and CAS, proceedings before state courts;

   b. staff and overheads of UCI; services of third parties involved in testing and results management; legal, scientific and other counsels; experts; witnesses; court fees, arbitration costs.

The management costs also include the costs that are imposed upon the licence-holder by or in application of the present anti-doping rules and that remain unpaid by the licence-holder.

4. Pending proceedings the UCI may request from any team concerned that the bank guarantee for the next registration year is increased with such amount as the UCI may determine so as to cover the expected amount of the costs.

(article introduced on 1.07.11).

Independent Observers

365. Organizers shall provide access to Independent Observers as directed by the UCI.
Recognition of decisions by other organizations

366. 1. Subject to the right to appeal provided in chapter XI, the Testing, therapeutic use exemptions and hearing results or other final adjudications of any Signatory to the Code which are consistent with the Code and are within the Signatory’s authority, shall be recognized and respected by the UCI and the National Federations.

2. The UCI may recognize the same actions of other bodies which have not accepted the Code if the applicable rules of those bodies are otherwise consistent with the Code. The National Federations shall respect such actions when recognized by the UCI.

3. Recognition by the UCI implies in particular that the recognized decision or action will have effect in all countries where there is a National Federation affiliated to the UCI, regardless of the territory for which the organization or body that has taken the decision or action has jurisdiction or the initial territorial range of application of such decision or action.

4. Jurisdiction for recognition under this article lies with UCI’s Anti-Doping Commission.

Comment: clause 3 merely clarifies the effects of a recognition by the UCI. These effects already existed under the previous version of these Anti-Doping rules.

(text modified on 1.10.11).

367. When agreed or otherwise decided between the UCI and the competent authorities, the UCI and the National Federations may administrate results management, hearings and appeals for the application of anti-doping legislation.

Statute of limitations

368. No action may be commenced under these Anti-Doping Rules against a License-Holder for a violation of an anti-doping rule contained in these Anti-Doping Rules unless such action is commenced within 8 (eight) years from the date the violation occurred.

Any request for investigation or for disciplinary action and any act of investigation or disciplinary action in relation with the violation shall be considered as commencement of the action for the purpose of this article.

Interpretation of Anti-Doping Rules

369. These Anti-Doping Rules shall be interpreted as an independent and autonomous text and not by reference to existing law or statutes. However, these Anti-Doping Rules having been adopted pursuant to the applicable provisions of the Code they shall be interpreted in a manner that is consistent with applicable provisions of the Code. The comments annotating various provisions of the Code may, where applicable, assist in the understanding and interpretation of these Anti-Doping Rules.

370. The headings used for the various parts and articles of these Anti-Doping Rules are for convenience only and shall not be deemed part of the substance of these Anti-Doping Rules or to affect in any way the language of the provisions to which they refer.
371. The Introduction and the Appendix 1 “Definitions” shall be considered integral parts of these Anti-Doping Rules.

**Entry into force**

372. This version of the Anti-Doping Rules of the UCI shall come into force on 1st January 2009.

373. This version of the Anti-Doping Rules shall not apply retrospectively to matters pending before the 1st January 2009; provided, however, that:

   a) Any case pending prior to the 1st January 2009, or brought after the 1st January 2009 based on an anti-doping rule violation that occurred prior to the 1st January 2009, shall be governed by the predecessor to these Anti-Doping Rules in force at the time of the anti-doping rule violation, subject to any application of the principle of lex mitior by the hearing panel determining the case.

   b) Where a period of Ineligibility imposed under the Anti-Doping Rules in force prior to the 1st January 2009 has not yet expired as of that date, the License-Holder who is Ineligible may apply to the UCI for a reduction in the period of Ineligibility in light of the amendments made to the Anti-Doping Rules as from the 1st January 2009. To be valid, such application must be made before the period of Ineligibility has expired.

   c) Anti-doping rule violations committed under rules in force prior to the 1st January 2009 shall be taken into account as prior offences for purposes of determining sanctions under articles 306 to 312. Where such anti-doping rule violation involved a substance that would be treated as a Specified Substance under these Anti-Doping Rules, for which a period of Ineligibility of less than two years was imposed, such violation shall be considered a Reduced Sanction violation for purposes of article 306.

374. Amendments to these Anti-Doping Rules shall come into force on the date of their publication on UCI’s Web site unless this publication specifies a different date for entry into force.
SECTION II  EDUCATION

(section introduced on 1.01.2010).

**E1** The UCI develops, maintains and distributes an anti-doping education programme. The basic principle of the UCI’s anti-doping education is to inform Riders and the Rider Support Personnel of their requirements under the UCI Anti-Doping Rules. The aim of the education programme is to prevent the intentional or unintentional use by riders of Prohibited Substances and Prohibited Methods.

**E2** At a minimum, the anti-doping education programme will include information on the following issues:

- Substances and methods on the Prohibited List
- Anti-Doping rule violations
- Doping Control procedures
- Therapeutic use exemptions
- Whereabouts requirements
- Consequences of doping, including sanctions, health and social consequences.

**E3** The anti-doping programme will promote the spirit of doping-free cycling. It aims to have a positive and long term influence on the choices made by Riders and Rider Support Personnel. It emphasizes the importance of ethics and fair cycling.

**E4** An important practical element of the programme is an interactive learning tool called true champion or cheat, available on line or on DVD.

**E5** National Federations are expected to use their best endeavours to ensure Riders and Rider Support Personnel who have a license issued by their Federation complete true champion or cheat within 12 months of the receipt of their license from their Federation. National Federations are required to report to the UCI annually on the number of License-Holders from their Federation who have completed the programme.

**E6** Any Rider who has been included in the UCI Registered Testing Pool as specified in Articles 81 and 82 of the Anti-Doping Regulations, must have completed and registered his completion of true champion or cheat within six months following the date on which he was first included in the Registered Testing Pool. Any Rider who has been included in the UCI Registered Testing Pool on or before 1st January 2010 must have completed and registered his completion on or before 30 June 2010.

If a Rider who is included in the UCI Registered Testing Pool has failed to complete true champion or cheat or failed to register his completion as requested under the previous paragraph, he will not be permitted to be registered on a UCI registered team as referred to in article 1.1.041 for the following year as long as the Rider has not complied with his obligations under this article.
DEFINITIONS

ADAMS
The Anti-Doping Administration and Management System maintained by WADA. According to article 14.5 of the Code “To enable it to serve as a clearinghouse for Doping Control Testing data, WADA has developed a database management tool, ADAMS, that reflects emerging data privacy principles. In particular, WADA has developed ADAMS to be consistent with data privacy statutes and norms applicable to WADA and other organizations using ADAMS. Private information regarding an Athlete, Athlete Support Personnel, or others involved in anti-doping activities shall be maintained by WADA, which is supervised by Canadian privacy authorities, in strict confidence and in accordance with the International Standard for the protection of privacy. WADA shall, at least annually, publish statistical reports summarizing the information that it receives, ensuring at all times that the privacy of Athletes is fully respected and make itself available for discussions with national and regional data privacy authorities”.

Adverse Analytical Finding:
A report from a laboratory or other approved Testing entity that identifies in a Sample the presence of a Prohibited Substance or its Metabolites or Markers (including elevated quantities of endogenous substances) or evidence of the Use of a Prohibited Method.

Anti-Doping Organization:
A Signatory of the Code that is responsible for adopting rules for initiating, implementing or enforcing any part of the Doping Control process. This includes, for example, the International Olympic Committee, the International Paralympic Committee, other Major Event Organizations that conduct Testing at their Events, WADA, International Federations, and National Anti-Doping Organizations.

Attempt:
Purposely engaging in conduct that constitutes a substantial step in a course of conduct planned to culminate in the commission of an anti-doping rule violation. Provided, however, there shall be no anti-doping rule violation based solely on an Attempt to commit a violation if the Person renunciates the attempt prior to it being discovered by a third party not involved in the Attempt.

Atypical Finding:
A report from a laboratory or other WADA-approved entity which requires further investigation as provided by the International Standard for Laboratories or related Technical Documents prior to the determination of an Adverse Analytical Finding.

CAS:
Court of Arbitration for Sport.

Code:
The World Anti-Doping Code. The Code is available on WADA’s website at www.wada-ama.org or via UCI.
**Competition:**
A single Race organized separately (for example: a one day road race, each of the time trial and road race at the road World Championships) or a series of Races forming an organizational unit and producing a final winner and/or general classification (for example: a stage race, a track sprint race tournament, a cyclo-ball tournament) (Note: a World Cup series is not an Event or Competition).

**Disqualification:**
See article 12.1.022 of the UCI Cycling Regulations.

**Doping Control:**
All steps and processes from test distribution planning through to ultimate disposal of any appeal including all steps and processes in between such as provision of whereabouts information, sample collection and handling, laboratory analysis, TUE’s, results management and hearings.

**Doping Control Officer:**
The official with overall responsibility for the on-site management of the Testing as described in these Anti-Doping Rules and in the Technical Documents.

**Event:**
A single Competition organized separately (for example: a one day road race, a stage race) or a series of Competitions conducted together as a single organization (for example: road World Championships, track World Championships, a track World Cup event); a reference to Event includes reference to Competition and Race, unless the context indicates otherwise.

**In-Competition:**
In-Competition refers to the period that starts one day before or, in the case of a major tour, three days before the day of the start of an Event and finishing at midnight of the day on which the Event finishes.

However, regarding the Presence or Use of a prohibited stimulant as defined in the Prohibited List, In-Competition refers to the period starting 8 (eight) hours before the start of a Race in which the Rider is competing or for which he has been confirmed as a starter and finishing at the end of the Post-Competition Testing session that is organized following the Race.

**Independent Observers Program:**
A team of observers, under the supervision of WADA, who observe and may provide guidance on the Doping Control process at certain Events and report on their observations.

**Ineligibility:**
Under these Anti-Doping Rules, Ineligibility is defined as a suspension as described in article 12.1.032 of the UCI Cycling Regulations.

Ineligibility also means that the License-Holder is barred, for the period of Ineligibility, from participating in any Competition or other activity organized or authorized by any Signatory or Signatory’s member organization, and from any funding as provided in article 10.9 of the Code.
**International Event / Competition / Race:**
An Event, Competition, Race of the international calendar of the UCI.

**International Standard:**
A standard adopted by WADA in support of the Code. Compliance with an International Standard (as opposed to other alternative standard, practice or procedure) shall be sufficient to conclude that the procedures addressed by the International Standard were performed properly. International Standard shall include any Technical Documents issued pursuant to the International Standard.

**License-Holder:**
A Person who is holder of a license or who has applied for a license under the UCI Cycling Regulations. For the avoidance of doubt a Licence-Holder continues to be considered as such for the purpose of the present Anti-Doping Rules for all obligations that arose and for any violation that was committed and for all implications and consequences of any fact that occurred while holding a license as well as for all obligations that continue to exist during any period of Ineligibility including when the Person concerned actually no longer holds a licence at the time of such obligation, violation or fact.

(text modified on 1.02.12).

**Major Event Organizations:**
The continental associations of National Olympic Committees and other international multi-sport organizations that function as the ruling body for any continental, regional or other international event.

**Marker:**
A compound, group of compounds or biological parameter(s) that indicate(s) the Use of a Prohibited Substance or Prohibited Method.

**Medical Inspector:**
Person responsible for the Sample taking at a Post-Finish Testing Session as described in these Anti-Doping Rules and in the Technical Documents, who can be either a medical doctor or a nurse.

(text modified on 1.02.12).

**Metabolite:**
Any substance produced by a biotransformation process.

**Minor:**
A natural Person who has not reached the age of majority as established by the applicable laws of his country of residence.

**National Anti-Doping Organization:**
The entity(ies) designated by each country as possessing the primary authority and responsibility to adopt and implement anti-doping rules, direct the collection of Samples, the management of test
results, and the conduct of hearings, all at the national level. This includes an entity which may be designated by multiple countries to serve as regional Anti-Doping Organization for such countries. If this designation has not been made by the competent public authority(ies), the entity shall be the country’s National Olympic Committee or its designee.

**National Event / Competition / Race:**
An Event, Competition, Race of the national calendar of each of the member federations of the UCI.

**National Olympic Committee:**
The organization recognized by the International Olympic Committee. The term National Olympic Committee shall also include the National Sport Confederation in those countries where the National Sport Confederation assumes typical National Olympic Committee responsibilities in the anti-doping area.

**No Advance Notice:**
Testing which takes place with no advance warning to the Rider and where the Rider is continuously chaperoned from the moment of notification through Sample provision.

**No Fault or Negligence:**
The Rider’s establishing that he did not know or suspect, and could not reasonably have known or suspected even with the exercise of utmost caution, that he had Used or been administered the Prohibited Substance or Prohibited Method.

**No Significant Fault or Negligence:**
The License-Holder’s establishing that his fault or negligence, when viewed in the totality of the circumstances and taking into account the criteria for No Fault or Negligence, was not significant in relationship to the anti-doping rule violation.

**Out-of-Competition:**
Any Doping Control or fact which is not In-Competition.

**Person:**
A natural Person or an organization or other entity.

**Possession:**
The actual, physical possession, or the constructive possession (which shall be found only if the Person has exclusive control over the Prohibited Substance/Method or the premises in which a Prohibited Substance/Method exists); provided, however, that if the Person does not have exclusive control over the Prohibited Substance/Method or the premises in which a Prohibited Substance/Method exists, constructive possession shall only be found if the Person knew about the presence of the Prohibited Substance/Method and intended to exercise control over it. Provided, however, there shall be no anti-doping rule violation based solely on possession if, prior to receiving notification of any kind that the Person has committed an anti-doping rule violation, the Person has taken concrete action demonstrating that the Person never intended to have possession and has renounced possession by explicitly declaring it to an Anti-Doping Organization.
Notwithstanding anything to the contrary in this definition, the purchase (including by any electronic or other means) of a Prohibited Substance or Prohibited Method constitutes possession by the Person who makes the purchase.

Possession of a Prohibited Method shall include possession of any device, material or substance serving for the Prohibited Method.

[Code comment: Under this definition, steroids found in an Athlete’s car would constitute a violation unless the Athlete establishes that someone else used the car; in that event, the Anti-Doping Organization must establish that, even though the Athlete did not have exclusive control over the car, the Athlete knew about the steroids and intended to have control over the steroids. Similarly, in the example of steroids found in a home medicine cabinet under the joint control of an Athlete and spouse, the Anti-Doping Organization must establish that the Athlete knew the steroids were in the cabinet and that the Athlete intended to exercise control over the steroids.]

Post-Finish Testing:
In-Competition Testing session that is organized following a Race or Competition for the purpose of testing Riders that participated in the Race or Competition.

Prohibited List:
The List published by WADA and identifying the Prohibited Substances or Prohibited Methods.

Prohibited Method:
Any method so described on the Prohibited List.

Prohibited Substance:
Any substance so described on the Prohibited List.

Provisional Suspension
The Rider being barred temporarily from participating in any Competition prior to the final decision at a hearing conducted under Chapter IX or an agreement under article 250.

Publicly Disclose or Publicly Report:
To disseminate or distribute information to the general public or persons beyond those persons entitled to earlier notification in accordance with these Anti-Doping Rules.

Race:
A cycling contest that produces a winner or a ranking according to the rules (for example: a one day road race, a stage or a half stage in a stage race, the 16th final of a track sprint race tournament, a cyclo-ball game). For the purpose of these Anti-Doping Rules a one-man competition such as a record attempt or a best performance attempt is considered as a Race.

(text modified on 1.02.12).
Registered Testing Pool:
The pool of top level Riders established separately by the UCI and each National Anti-Doping Organization who shall provide whereabouts information as stipulated in chapter V.

Rider:
A License-Holder who participates in an Event as a cyclist or who usually participates in Events as a cyclist.

Rider’s Support Personnel:
A License-Holder who is not a Rider.

Sample/Specimen:
Any biological material collected for the purposes of Doping Control.

Signatories:
Those entities signing the Code and agreeing to comply with the Code, including the International Olympic Committee, the UCI, International Paralympic Committee, National Olympic Committees, National Paralympic Committees, Major Event Organizations, National Anti-Doping Organizations, and WADA.

Specified Substance:
Prohibited Substance as identified under article 32.

Tampering:
Altering for an improper purpose or in an improper way; bringing improper influence to bear; interfering improperly; obstructing, misleading or engaging in any fraudulent conduct to alter results or prevent normal procedures from occurring; or providing knowingly erroneous information to an Anti-Doping Organization.

Target Testing:
Selection of Riders for Testing where specific Riders or groups of Riders are selected on a non-random basis for Testing at a specified time.

Technical Documents:
Documents established by the UCI Administration and regulating technical and operational parts of Testing pursuant to article 121; reference to these Anti-Doping Rules shall include reference to the Technical Documents where applicable.

Testing:
The parts of the Doping Control process involving test distribution planning, Sample collection, Sample handling, and Sample transport to the laboratory.

Trafficking:
Selling, giving, transporting, sending, delivering or distributing a Prohibited Substance or Prohibited Method (either physically or by any electronic or other means) by a Rider, Rider Support Personnel
or any other Person subject to the jurisdiction of an Anti-Doping Organization to any third party; pro-
vided, however, this definition shall not include the actions of bona fide medical personnel involving
a Prohibited Substance used for genuine and legal therapeutic purposes or other acceptable justifica-
tion, and shall not include actions involving Prohibited Substances which are not prohibited in Out-of-
Competition Testing unless the circumstances as a whole demonstrate such Prohibited Substances
are not intended for genuine and legal therapeutic purposes.

**Use:**
The utilization, application, ingestion, injection or consumption by any means whatsoever of any
Prohibited Substance or Prohibited Method.

**WADA:**
The World Anti-Doping Agency.
(Appendix 2)

CODE OF SPORTS-RELATED ARBITRATION (CAS)
(available on request)