



drug free sport
new zealand

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16 October 2020

Tēnā koe

We are writing to you in relation to the proposed Sports Anti-Doping Rules (Rules) for next year. Drug Free Sport New Zealand (DFSNZ) is required under section 16 of the Sports Anti-Doping Act 2006 (Act) to make these Rules and we do so each year.

The proposed new rules, which will be known as the Sports Anti-Doping Rules 2021, will come into force on 1 January 2021, amending the Sports Anti-Doping Rules 2020. Section 16(4) of the Act requires DFSNZ to provide the opportunity for you to provide comment about the proposed rules.

Sports Anti-Doping Rules 2021 and updating of WADA Code

The Rules are in large part an extension of the World Anti-Doping Code (the Code). The World Anti-Doping Agency (WADA) has updated the Code in 2021 for the first time since 2015. DFSNZ has provided opportunities since August 2018 for stakeholders in New Zealand to provide feedback on the proposed 2021 WADA Code. As a result of the feedback DFSNZ offered suggestions and made recommendations to WADA prior to the 2021 WADA Code being finalised in November 2019.

The WADA Code review process can be located on our website at <https://drugfreesport.org.nz/the-rules/2021-code-review/>.

Consultation

DFSNZ, in consultation with WADA, has drafted the proposed 2021 Rules which are based on the finalised 2021 WADA Code. A draft version of the Rules and a marked-up document showing the differences between the 2020 Rules and the proposed 2021 Rules is available on our website at <https://drugfreesport.org.nz/the-rules/2021-sports-anti-doping-rules/>

The main changes to the Rules include:

1. Addition of a New Rule Providing Protection for Individuals Reporting Violations – Rule 2.11

This Rule makes it an Anti-Doping Rule Violation (ADRV) to threaten another person to discourage that person from the reporting to authorities of information relating to an ADRV, non-compliance with the WADA Code or other doping activity, or to retaliate against another person for doing so.

2. Substances of Abuse – Rule 10.2.4

WADA has developed a Substance of Abuse category which includes cannabis, MDMA, cocaine and Heroin.

If an athlete tests positive for a Substance of Abuse there are now alternative sanctions available if the athlete can show that the use occurred out of competition and was unrelated to sport performance.

3. Introduction of Recreational Athlete concept

The new concept of “Recreational Athlete” has been introduced in the proposed Rules. Reduced sanctions for ADRVs may be applicable to persons who fall into this category. DFSNZ’s proposed definition is in the attached draft Rules.

Materials Incorporated by Reference

As usual, the proposed Rules incorporate, by reference, the WADA International Standards. These include:

- World Anti-Doping Agency International Standard 2021 List of Prohibited List Substances and Methods, effective 1 January 2021;
- World Anti-Doping Agency International Standard for Therapeutic Use Exemptions, effective 1 January 2021;
- World Anti-Doping Agency International Standard for Testing and Investigations, effective 1 January 2021;
- World Anti-Doping Agency International Standard for Laboratories, effective 1 January 2021;
- World Anti-Doping Agency International Standard for the Protection of Privacy and Personal Information, effective 1 January 2021;
- World Anti-Doping Agency International Standard for Code Compliance by Signatories, effective 1 January 2021;
- World Anti-Doping Agency International Standard for Results Management, effective 1 January 2021; and
- World Anti-Doping Agency International Standard for Education, effective 1 January 2021.

Copies of the Standards can be accessed from the DFSNZ website, www.drugfreesport.org.nz.

Included in our consultation process DFSNZ will also be holding a series of webinars during the week of 2 November 2020 which will enable us to provide more information on proposed changes and present a further opportunity to receive feedback from stakeholders.

Invitations including log in details and webinar timings will be sent out in a separate email.

DFSNZ welcome any further feedback to the proposed Rules.

Please provide any comments by **11 November 2020** to:

SADR 2021 Consultation

Drug Free Sport New Zealand

PO Box 17-451, Greenlane, Auckland 1546

Or

feedback@drugfreesport.org.nz

Thank you for your continued support of clean sport. We look forward to receiving your feedback.

Nāku, nā



Nick Paterson
Chief Executive