

## **ANTI-DOPING COMMISSION**

June 2003

### **To the Delegates to the 2003 IDSF Annual General Meeting, held at Barcelona, June 8<sup>th</sup>, 2003**

#### ***Report of the IDSF Anti-Doping Commission***

By Mr. J. de Mooy, Chair IDSF anti-Doping Commission

The Commission has performed major activities since my last report to you at our AGM Singapore 2002, such as: the start of actual doping controls in IDSF competitions around the world and the acceptance of the WADA **World Anti-Doping Code (WADC)**, in the development of the **Code** we actively participated.

Last year I informed you about the role of governments, the sports federations and the various types of anti-doping controls.

This year during the Open Forum on Saturday June 7<sup>th</sup> I will talk to you about the cooperation between IDSF Member Federations and IDSF in the issue of anti-doping controls as well as the **World Anti-doping Code (WADC)**.

#### **1. Parties involved in the fight against doping in sports**

In order to understand the importance of the fight against doping in sports I will repeat in brief the roles of the various parties involved.

##### *Governments.*

Governments of many countries stimulate and financially support healthy sport by their citizens.

Those governments recognize that active sport increases the health and well being of their citizens. They recognize also that top sport increases citizens' participation in sport in general.

No such government will support the illicit use of drugs in general or especially the use of drugs in sport (doping). Governments therefore generally support the fight against doping in sports. Since governments make a strict ruling for their financial support, they have a strong weapon in hand to conduct the anti-doping controls.

##### *Sports Federations.*

The national and international sports federations have the obligation to guarantee fair play in sports and guarantee the fairness of competitions. In order to fulfil this obligation, most have developed rules and regulations, among those the competition rules, in which the use of doping is forbidden.

## ANTI-DOPING COMMISSION

Use of doping in sport constitutes cheating and fraud. Cheating is wrong and can never be tolerated by any fair sports person. Fraud must be detected and punished. No serious sports federation can afford such practices in their competitions.

In order to make competitions on an international level possible, regulation by the international sports federations is required, so that world uniformity in a certain sport is assured.

### *IOC/WADA.*

The leading party in the fight against doping by the sports federations is the IOC. Development of anti-doping policies and execution of doping controls by the sports federations is a condition of IOC recognition.

Since November 1999 the governments and IOC have been working together in their fight against doping in sports in the *World Anti Doping Agency (WADA)*. WADA developed one **World Anti Doping Code (WADC)** for all sports.

The IF's, recognized by IOC, and 82 governments at a conference at Copenhagen, Denmark, in March 2003, have accepted the **WADC**. Anti-doping controls and sanctioning of offences will become uniform throughout the world for all sports.

### *IDSF.*

Since IDSF is recognized by IOC, we had to develop our own **Anti-Doping Code**. The IDSF Anti-Doping Commission was given the task to set-up the **Code** and start anti-doping controls.

Our Commission is of the opinion that IDSF's principal initial task in implementing the **Code** is to educate and inform administrators and officials of the IDSF-members, trainers/coaches and athletes. We control the competitions but we don't conduct the competitions.

Therefore we try to perform anti-doping controls without being seen, respect the interests of all parties involved, especially the athletes, without interrupting the competition. On the other hand, we are firm in our goal: a doping free DanceSport. Our instructions must be adhered to.

Anti-Doping control in sport is based on internal regulations and bylaws of each federation, national or international. But developing and accepting national codes do not do the job. Anti-doping control is an inter-association matter for each of you, including controlling of the athletes and sanctioning of offenders.

Apart from any eventual legislation and/or ruling by your various governments, you as a member of IDSF must develop your own sound and valid anti-doping regulations based on your statutes and bylaws, taking into account the rules of your government as well as the IDSF **Anti-Doping Code** (and soon the **WADC**). You must initiate and conduct doping controls and sanction offenders in accordance with national and international legal standards. And you must report these changes in writing to IDSF so that we can ensure fairness to all. It's an easy thing to ask in order to make sport fair and clean.

We expect from you all that you will control your national championships as a minimum and report your activities to IDSF.

## ANTI-DOPING COMMISSION

### 2. Anti-Doping controls

As instructed by the AGM Singapore 2002 and our Presidium we did start actual performance of in-competition anti-doping controls in IDSF competitions.

So far (April 2003) we performed controls in the IDSF competitions

- Standard and Latin in Assen (November 2002), the Netherlands,
- the World Championships Latin, Vienna (November 2002), Austria and
- the World Championships 10-Dance, Vancouver BC (February 2003), Canada.

In total 24 athletes (12 of each sex) have undergone anti-Doping controls. All tests results are negative.

Tested athletes by nationality:

Russia: 5 athletes, 2 male, 3 female;

Italy: 4 athletes, 2 male, 2 female;

Hungary: 3 athletes, 1 male, 2 female;

Germany: 2 athletes, 1 male, 1 female;

Poland: 2 athletes, 1 male, 1 female (one athlete tested twice);

USA: 2 athletes, 1 male, 1 female;

Byelorussia: 1 athlete, 1 female;

Canada: 1 athlete, 1 female;

Denmark: 1 athlete, 1 male.

England: 1 athlete, 1 male;

Luxembourg: 1 athlete, 1 female;

All member federations have been informed about the athletes tested as well as the results of the tests. Tests and results have been published on the Internet.

The Anti-Doping controls are performed strictly in accordance with the IDSF **Anti-Doping Code**, adjusted slightly according to local requirements of the country where controls taken place as required. All controls have been organized, guided and supervised at the spot by the Chair of our Commission.

*Out-of-competition controls.*

We expect that the coming year WADA will start out-of-competition controls in DanceSport worldwide. Presently IDSF is negotiating the conditions as well as the scope of the controls. A lot of paperwork will be required. Full cooperation by you all will be absolutely necessary. You will be informed when information comes available.

Regrettable to say that, during my inspections and controls, I discovered that member's adherence to the **Code** is not as it should be. For example:

--- quite often competitors are enrolled to IDSF competitions by the members without attaching a completed and signed Forms of Consent;

--- organizers who are granted an IDSF competition accept enrolments without completed and signed Forms of Consent;

--- proper ID papers of the competitors are not always available at the organizers administrations;

--- we receive no information from the members regarding the implementation of the **Code** into member's competition rules. After all, IDSF is entitled to perform anti-doping controls in the

## **ANTI-DOPING COMMISSION**

national championships of each member and have WADA performing out-of-competition controls.

Without a proper legal administration each and every control is useless. For binding to the regulations see the legal methods as mentioned under 3, second paragraph.

### **3. IDSF Anti-Doping Code**

Out of the practical experiences of the anti-doping controls performed so far we find it necessary to modify the IDSF **Anti-Doping Code** to comply with the practice as we experienced.

The system as anchored in our **Code** is to be changed in such a way that the main responsibility for anti-doping controls lies with IDSF and no longer the organizer of a competition. The reasons are obvious. An organizer might be confronted with anti-doping controls in a couple of years or even less. An organizer will not have the possibility to build up sufficient knowledge and experience. The risks that mistakes are being made are too high. Therefore the responsibility of anti-doping controls must be vested in an experienced IDSF Delegate.

Please realise that even though we have spent an enormous effort to develop a correct **Code**, we fail if the controls at the end are not done to conform with the rules.

A list of changes to the **Code** is attached to this report and will be presented to the AGM for approval and acceptance. A minor modification of art. 19 of the Statutes will be presented to the AGM for approval and acceptance also in view of the changes to the **Code**.

#### *Forms of Consent.*

Modification of the Forms of Consent, Appendix B of the **Code**, was discussed at several occasions between our Commission and the Sports Commission, in order to include also other IDSF rules and regulations in the consent of the athletes and other persons involved to the rules, such as Statutes, Competition Rules, Dress Code, Code of Conduct for Adjudicators, etc.

In our opinion as well as the requirements of the **WADC**, each and every person involved in IDSF competitions must be bound to the IDSF rules and regulations, including adjudicators, especially in view of the Code of Conduct for Adjudicators being developed. Sanctioning of offences has no legal validity unless all those concerned are bound to the rules and regulations, one way or another.

In general we know legally three methods:

- binding by membership, must be in the **IDSF Statutes**;
- binding by a membership construction. Then IDSF must instruct its members and related organizations to include certain articles in the member's statutes and regulations;
- binding by an agreement. This is our Form of Consent in the **Anti-Doping Code**.

A general Form of Consent as well as a Form of Consent for Adjudicators will be presented to the AGM for approval and acceptance.

## **ANTI-DOPING COMMISSION**

We also did start discussions with the Sports Commission about the issuance of a Starting License for all international athletes, competing in the IDSF competitions. If we can successfully complete those plans we can save also tremendously on paperwork since each athlete will issue then the Forms of Consent only once a year to obtaining a license. We presume that the Sports Director will include the development of these plans in his report to your AGM.

#### **4. Information to and from the members**

Prior to the Singapore 2002 AGM a questionnaire was issued to all members in order to obtain information regarding the infrastructures in the various member countries about the issue of doping controls and anti-doping policies.

*This was not a success, not to speak of a failure.*

Only 30 out of 79 questionnaires have been completed and returned by the members.

Without the information as asked for it will be very difficult for IDSF to properly organize and conduct anti-doping controls in the particular countries.

Some information:

--- following countries completed the questionnaire: Albania, Australia, Austria, Azerbaijan, Belgium, Canada, China, Chinese Taipei, Finland, Germany, Hong Kong, Hungary, Italy, Japan, Korea, Latvia, Lebanon, Luxembourg, Malta, Netherlands, New Zealand, Russia, Scotland, Singapore, Slovakia, Slovenia, Spain, Sweden, Switzerland, USA;

--- except from Lebanon all thirty countries have an official doping control organization (DCT), but only one has a permanent contract with the DCT (the Netherlands);

--- 5-7 countries only performed anti-doping controls in the past: Austria (by the Federal Sports Counsel), Finland?, Germany, Netherlands, Slovakia, Sweden (National Federation), USA?;

--- 5 countries only did have controls in their own national championships in the past: Austria, Germany, Netherlands, Slovakia and Sweden.

One way or another we, IDSF and you as members, must improve this situation. DanceSport cannot afford that IDSF athletes enter international events like the World Games, or being controlled out-of-competition by WADA, which have not been subject to anti-doping controls. We, IDSF and its members, must work together in this issue as stated and motivated above.

Presently the response is not acceptable in view of following:

--- A new Forms of Consent as well as the revised **Anti-Doping Code** was issued after the Singapore AGM to all members. The revised Anti-Doping Code was published on Internet.

--- All members who are granted by your Presidium international competitions in 2002 and 2003 have been informed about the upcoming anti-doping controls and are warned to be ready, stating the requirements for anti-doping controls as per **Code**.

## **ANTI-DOPING COMMISSION**

--- In November the **Code** was updated in accordance with the new Doping List of IOC and issued to the members and also again published on Internet.

--- We issued a Form of Consent 2003 to the members.

--- We issued a template of Form of Consent to be used in national championships to the members.

--- All members involved have been informed about the doping controls of their athletes and the results.

--- In April we issued a template of a Medical declaration to the members.

*Replies of the members are limited to one or two.*

As we expected and feared, the cooperation of the members is not a success.

### **5. WADA World Anti-Doping Code (WADC)**

At March 3-5, 2003 the final draft of the **WADC** was presented by WADA at a conference at Copenhagen, Denmark. This final draft is to be accepted by all International Sports Federations (IF's), recognized by IOC. IF's which don't accept the **WADC** will be, sooner or later, out of the Olympic Movement!

This means that our **Code** will have to be modified again the next year in order to comply with the **WADC**.

Highlights of the **WADC** will be presented to you at the Open Forum at Barcelona, June 7<sup>th</sup>. The Presidium will ask your AGM to approve and accept the **WADC** provisionally. Our commission will modify our **Code** as required by the **WADC** during the next year. This modification of our **Code** will be presented to your AGM 2004 for approval and acceptance, in order to comply with IOC's demand of acceptance of the **WADC** prior to the start of the Olympics 2004 at Athens.

Among other items the **WADC** comprises the following topics:

--- a definition of doping, rule violations (e.g. strict liability);

--- standards for testing;

--- analysis of samples and prohibited list;

--- results management;

--- sanctions (automatic disqualification in the competition the test is done; ineligibility for use, attempted use and possession for a period of two years for the first violation and lifetime for the second violation. The sanction for the first violation can be replaced when certain conditions are fulfilled);

## ANTI-DOPING COMMISSION

--- responsibilities for doping controls: in international events by the international organization which is ruling the event (e.g. IDSF for IDSF Granted competitions); in national events by the national organization (e.g. IDSF members in their national championships); testing will always be initiated and directed by the international organization. Out-of-competition testing by WADA;

--- roles and responsibilities of governments.

All of which will be illustrated and explained to you at the Open Forum.

### 6. Summary of activities of our Commission

#### *In the past year*

- a) providing information and guidance to athletes and members, see above;
- b) modification of our **Anti-Doping Code**, see above;
- c) performance of anti-doping controls in IDSF competitions, see above;
- d) development of a template of a Form of Consent to be used in national competitions;
- e) development of a general Form of Consent;
- f) development of a template for a Declaration of medicines used;
- g) assistance and comments to the development of WADA's **WADC**;

#### *On the agenda for next year*

- a) implementation of the **WADC** into our **Code**;
- b) continuation of doping controls in competition;
- c) work with WADA on a system for out-of-competition controls;
- d) work with the Sports Commission on a starting license;
- e) set-up a supervisory team for doping controls;
- f) provide information and assistance to athletes and members;
- g) and last but not least: IMPROVE THE COOPERATION OF THE MEMBERS!!

#### *Activities not started yet*

Membership, structures and procedures for the Disciplinary Committee. This will be started as soon as the WADC is implemented in our **Code**.

#### **Kudos**

I wish particularly to thank Commissioner Grischka Petri (Germany) for his exceptional hard work and technical support in the Commission's work this year, without which my responsibilities would have been far more difficult.

All of which is submitted with respect.

*J. de Mooy,*  
Chair IDSF Anti-doping Commission.

Attn: Statutes and **Code** changes as proposed.