

Japanese Para-Sports Association
Japanese Paralympic Committee

Anti-Doping Code

1 January 2015

Version 1.0

ARTICLE 1 WORLD ANTI-DOPING CODE and JAPAN ANTI-DOPING CODE

1.1 The Japanese Para-Sports Association Paralympic (JPSA)/the Japanese Paralympic Committee ("JPC") (hereinafter called "JPSA/JPC") is a *Signatory* to the World Anti-Doping Code (*Code*) and, as such, is responsible for assisting the Japan Anti-Doping Agency (JADA) in initiating, implementing and enforcing the *Doping Control* process and fulfilling all its obligations under the *Code* and the *International Standards* (hereinafter called the "*International Standards*"), and the Japan Anti-Doping Code ("JAD Code").

1.2 Under the *Code*, JPSA/JPC has the following roles and responsibilities:

- To ensure that the JPSA/JPC 's anti-doping policies and rules conform with the *Code*, the *International Standards* and these Rules, and JAD Code (including Article 20 thereof) ("*Code*" and "JAD Code" are collectively called "the Codes"),
- To require as a condition of membership or recognition that National Federations' anti-doping policies and rules are in compliance with the applicable provisions of the Codes,
- To respect the autonomy of JADA and not to interfere in its operational decisions and activities.
- To require each of its National Federations to report any information suggesting or relating to an anti-doping rule violation to JADA and their International Federation and to cooperate with investigations conducted by any *Anti-Doping Organization* with authority to conduct the investigation.
- To require as a condition of participation in Paralympic Games that, at a minimum, *Athletes* who are not regular members of a National Federation be available for *Sample* collection and provide whereabouts information as required by the International Standard for Testing and Investigations as soon as

the *Athlete* is identified on the long list or subsequent entry document submitted in connection with the Paralympic Games.

- To cooperate with JADA.
- To require each of its National Federations to establish rules requiring each *Athlete Support Personnel* who participates as coach, trainer, manager, team staff, official, medical or paramedical personnel in a *Competition* or activity authorized or organized by a National Federation or one of its member organizations to agree to be bound by anti-doping rules and *Anti-Doping Organization* results management authority in conformity with the Codes as a condition of such participation.
- To withhold some or all funding, during any period of his or her *Ineligibility*, to any *Athlete* or *Athlete Support Personnel* who has violated the Codes.
- To withhold some or all funding to its member or recognized National Federations that are not in compliance with the Codes.
- To vigorously pursue all potential anti-doping rule violations within its jurisdiction including investigation into whether *Athlete Support Personnel* or other *Persons* may have been involved in each case of doping.
- To promote anti-doping education, including requiring National Federations to conduct anti-doping education in cooperation with JADA.
- To cooperate with relevant national organizations and agencies and other *Anti-Doping Organizations*.
- To establish disciplinary rules to prevent *Athlete Support Personnel* who are *Using Prohibited Substances* or *Prohibited Methods* without valid justification from providing support to *Athletes* within the *JPSA/JPC* 's authority, and to require National Federations to establish such disciplinary rules.

ARTICLE 2 APPLICATION OF ANTI-DOPING RULES

2.1 These Rules apply to:

- JPSA/JPC,
- *Athletes*,
- *Athlete Support Personnel*,
- Any other *Person* under JPSA/JPC's authority, and
- National Federations.

2.2 Sanctions are applicable in the event of any anti-doping rule violation.

ARTICLE 3 OBLIGATION

3.1 All Athletes shall:

- be knowledgeable of and comply with all applicable anti-doping policies and rules, namely the *Code*, the *International Standards*, the JAD Code (including Article 24.1 thereof), these Rules, and the policies and rules of *Anti-Doping Organizations* and their National or International Federation;
- be available for *Sample* collection at all times;
- take responsibility in the context of anti-doping, for what they ingest and *Use*;
- inform medical personnel of their obligation not to *Use Prohibited Substances* and *Prohibited Methods* and to take responsibility to make sure that any medical treatment received does not violate the anti-doping policies and rules adopted pursuant to the *Code*;
- disclose to JADA and their International Federation any decision by a non-*Signatory* finding that they committed an anti-doping rule violation within the previous ten (10) years; and
- cooperate with *Anti-Doping Organizations* investigating anti-doping rule violations.

- 3.2 All *Athletes* who are not regular members of a National Federation must be available for *Sample* collection conducted according to the Codes and provide accurate and up-to-date whereabouts information on a regular basis, during the year before the Paralympic Games as a condition of participation in the Paralympic Games as a member of the Japan Paralympic Team.
- 3.3 Any *Athlete* who is not a member of a National Federation and who fulfills the requirements to be part of the JADA *Registered Testing Pool*, must become a member of his or her National Federation, and shall make himself or herself available for *Testing*, at least six (6) months before participation in *International Events* or *National Events* of his or her National Federation.
- 3.4 All *Athlete Support Personnel* shall:
- be knowledgeable of and comply with all anti-doping policies and rules applicable to them or *Athletes* whom they support, namely the *Code*, the *International Standards*, the JAD Code (including Article 24.2 thereof), these Rules and the policies and rules of their *National Anti-Doping Organizations*, National Federation and International Federation, applicable to them or to the *Athlete* whom they support;
 - co-operate with the *Athlete Testing* programme;
 - use their influence on *Athlete* values and behaviour to foster anti-doping attitudes;
 - disclose to JADA and his or her International Federation any decision by a non-*Signatory* finding that they committed an anti-doping rule violation within the previous ten (10) years;
 - cooperate with *Anti-Doping Organizations* investigating anti-doping rule violations; and
 - not *Use* or *Possess* any *Prohibited Substance* or *Prohibited Method* without valid justification.
- 3.5 Each National Federation must;

- comply with the *Code*, the *International Standards* and these Rules, and the JAD Code (including each provision of Article 23 thereof);
- cooperate with and assist JADA in fulfilling its obligations under the Codes;
- report any information suggesting or relating to an anti-doping rule violation to JADA and cooperate with investigations conducted by any *Anti-Doping Organization* with authority to conduct the investigation;
- adopt and implement an anti-doping policy that conforms with the Codes;
- cooperate with and assist its International Federation conducting its day-to-day anti-doping programs;
- require all *Athletes* and each *Athlete Support Personnel* who participates as coach, trainer, manager, team staff, official, medical or paramedical personnel in a *Competition* or activity authorized or organized by the National Federation or one of its member organizations to agree to be bound by anti-doping rules and *Anti-Doping Organization* results management authority in conformity with the *Code* as a condition of such participation;
- prevent *Athlete Support Personnel* who are *Using Prohibited Substances* or *Prohibited Methods* without valid justification from providing support to *Athletes* within the National Federation's authority;
- require as a condition of membership that the policies, rules and programmes of its members or clubs recognized by it are in compliance with the Codes;
- take appropriate action to discourage non-compliance with the Codes;
- recognize and respect a finding of an anti-doping rule violation by its International Federation, JADA or other *Signatory* without the need for a hearing, provided the finding is consistent with the Codes and within the authority of the body concerned;

- require *Athletes* who are not regular members to be available for *Sample* collection and provide accurate and up-to-date whereabouts information on a regular basis, if required, during the year before the Paralympic Games as a condition of participation in the Paralympic Games as a member of the Japan Paralympic Team;
- require any *Person* who is not a regular member and who fulfills the requirements to be part of the JADA *Registered Testing Pool*, to become a member and to make himself or herself available for Testing, at least six (6) month before participating in *International Events* or *National Events*;
- promptly notify JPSA/JPC of the finding of any anti-doping rule violation by, and the imposition of any sanction for an anti-doping rule violation on any *Athlete*, *Athlete Support Personnel* or other *Person* under its authority;
- promote anti-doping education in cooperation with JADA; and
- provide assistance and information to JPSA/JPC as requested by JPSA/JPC to enable JPSA/JPC to properly implement these Rules.

ARTICLE 4 MUTUAL RECOGNITION

- 4.1 JPSA/JPC shall recognize *Testing*, hearing results or other final adjudications by any *Signatory* which are consistent with the *Code* and are within that *Signatory's* authority.
- 4.2 JPSA/JPC shall recognize the same actions of other bodies which have not accepted the *Code* if the rules of those bodies are otherwise consistent with the *Code*.

ARTICLE 5 BREACHES OF THESE RULES

- 5.1 The commission of an anti-doping rule violation is a breach of these Rules.

- 5.2 It is an infraction of these Rules for an *Athlete*, *Athlete Support Personnel*, other *Person* or a National Federation to breach any of its obligations to JPSA/JPC pursuant to these Rules.

ARTICLE 6 JPSA/JPC IMPOSED SANCTIONS

- 6.1 Any *Person* who is found to have committed an anti-doping rule violation will be ineligible for membership or for selection in any *Team*, or to receive funding from JPSA/JPC, or, to hold any position on JPSA/JPC (as determined by JPSA/JPC Executive Board Meeting in accordance with the determination of Japan Anti-Doping Disciplinary Panel) depending on the severity of the violation(s) of the Codes.
- 6.2 The period or periods of any sanction will be determined according to Articles 10 and 11 of each of the Codes.
- 6.3 JPSA/JPC will recognize previous sanctions imposed by any *Anti-Doping Organization* to determine whether the breach is a first, second or third offence.

ARTICLE 7 DISCIPLINARY PROCEDURES

- 7.1 All instances of alleged anti-doping rule violations will be determined in conformity with the Codes and must be established according to the provisions of the Codes and may be appealed under the Codes.
- 7.2 JPSA/JPC shall have the power to regulate its procedures so long as they are in conformity with Article 8 of each of the Codes.

ARTICLE 8 NOTIFICATION

Upon the imposition of a sanction against any *Person* under these Rules, JPSA/JPC will send details of the sanction to:

- the International Paralympic Committee, where applicable;

- the relevant International Federation;
- those *Persons* entitled to notification under Article 14.1 of the *Code*, and Article 14.3 of JAD Code;
- the relevant National Federation;
- JADA;
- WADA; and
- any other *Person* or organization JPSA/JPC believes should be informed in this respect.

ARTICLE 9 APPEALS

The appeals shall be governed by the provision of Article 13 of JAD Code.

ARTICLE 10 REVIEW OF ANTI-DOPING RULE VIOLATION

If a *Person* recorded as having committed an anti-doping rule violation is subsequently found not to have committed that anti-doping rule violation or is otherwise cleared or pardoned of any relevant wrongdoing by *CAS, Japan Sport Arbitration Agency* or any other *Anti-Doping Organization*, JPSA/JPC will overturn the anti-doping rule violation and any sanction which had been imposed as a result of that anti-doping rule violation and will report the decision to all those *Persons* notified of the initial imposition of the sanction pursuant to Article 8.

ARTICLE 11 INTERPRETATION

The words utilized in these Rules shall be interpreted in accordance with the Codes and the International Standards. The *Code* and the *International Standards* shall be considered as part of these Rules, apply automatically and prevail in case of conflict.

These Rules shall come into full force and effect on 1 July 2015.