

IFF Failure to comply procedure

The document will describe the actions taken by the IFF when investigating a possible Failure to Comply (Evading, Refusal, Failure to submit to Sample collection or Tampering).

The IFF when being the Results Management Authority will need to review the Doping Control Documentation to ensure that the Athlete was properly notified, understood the implications of being notified and, in particular, was clearly advised of the potential implications of not providing a sample.

The IFF will investigate and also interview other persons who may have relevant information when necessary. The IFF will also get the Athlete's explanation as to why he/she refused to provide a sample or failed to comply with such a request. If necessary, any follow up investigations will be conducted and completed before disciplinary proceedings begin.

Investigating a Possible Failure to Comply

1 Objective

To ensure that any matters occurring before, during or after a Sample Collection Session that may lead to a determination of a Failure to Comply are properly assessed, documented and acted upon.

2 Scope

Investigating a possible Failure to Comply begins when the IFF (when being the testing authority) or a DCO becomes aware of a possible Failure to Comply and ends when the IFF takes appropriate follow-up action based on the outcome of its investigation.

3 Responsibility

3.1 The IFF (when IFF is the testing authority) is responsible for ensuring that:

- a) when the possible Failure to Comply comes to its attention, it notifies WADA, and instigates an investigation of the possible Failure to Comply based on all relevant information and documentation;
- b) the Athlete or other party is informed of the possible Failure to Comply in writing and has the opportunity to respond;
- c) the investigation is conducted without unnecessary delay and the evaluation process is documented; and
- d) the final determination (i.e., whether or not to assert the commission of an anti-doping rule violation), with reasons, is made available without delay to WADA and other Anti-Doping Organisations in accordance with the Code.

3.2 The DCO is responsible for:

- a) informing the Athlete or other party of the Consequences of a possible Failure to Comply;
- b) completing the Athlete's Sample Collection Session where possible; and

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c) providing a detailed written report of any possible Failure to Comply.

3.3 Sample Collection Personnel are responsible for:

- a) informing the Athlete or other party of the Consequences of a possible Failure to Comply; and
- b) reporting to the DCO any possible Failure to Comply.

4 Requirements

4.1 Any potential Failure to Comply shall be reported by the DCO and/or followed up by the IFF as soon as practicable.

4.2 If the IFF determines that there has been a potential Failure to Comply, the Athlete or other party shall be promptly notified in writing:

- a) of the possible Consequences; and
- b) that the potential Failure to Comply will be investigated by the Testing Authority and appropriate follow-up action will be taken.

4.3 Any additional necessary information about the potential Failure to Comply shall be obtained from all relevant sources (including the Athlete or other party) as soon as possible and recorded.

4.4 The IFF makes sure that the outcomes of its investigation into the potential Failure to Comply are considered for results management action and, if applicable, for further planning and Target Testing.