

SPORTS MEDICAL COMMISSION THERAPEUTIC EXEMPTION PROCESS



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WHAT IS A THERAPEUTIC USE EXEMPTION (TUE)?

Athletes, like all people, may have illnesses or conditions that require them to take particular medications or undergo procedures. If the medication or method an athlete is required to take/use to treat an illness or condition is included in the [World Anti-Doping Agency's \(WADA\) Prohibited List](#), a Therapeutic Use Exemption (TUE) may give that athlete the authorization to use that substance or method while competing without invoking an anti-doping rule violation (ADRV) and applicable sanction.

Applications for TUEs are reviewed by a panel of experts, the TUE Committee (TUEC).

WHAT ARE THE CRITERIA FOR GRANTING A TUE?

All of the four following criteria must be met (for more details please refer to the [WADA International Standards for Therapeutic Use Exemptions \(ISTUE\) Article 4.2](#)):

- The athlete has a clear diagnosed medical condition which requires treatment using a prohibited substance or method;
- The therapeutic use of the substance will not, on the balance of probabilities, produce significant enhancement of performance beyond the athlete's normal state of health;
- The prohibited substance or method is an indicated treatment for the medical condition, and there is no reasonable permitted therapeutic alternative;
- The necessity to use a prohibited substance or method is not a consequence of the prior use (without a TUE), of a substance or method which was prohibited at the time of use.

WHO SHOULD APPLY FOR A TUE TO WORLD SKATE WHERE AND WHEN?

Athletes who are subject to anti-doping rules would need a TUE to take a prohibited substance or use a prohibited method. You should verify with World Skate to know to whom you need to apply and if you can apply retroactively.

International level athletes must apply for an in-advance TUE.

First, check if the required medication or method you intend to take, or use appears on the Prohibited List.

To review 2021 prohibited list click [here](#).

To check your substances on globaldro click [here](#).

You have the responsibility to inform your physician(s) that you are an Athlete bound to anti-doping

rules. You and your physicians should check the [Prohibited List](#) for the substance or method you are prescribed.

If the substance / method is prohibited, discuss non prohibited alternatives with your doctors. If there are none, apply for a TUE. Athletes have the ultimate responsibility for ensuring they have an appropriate TUE in place and/or they meet the criteria to apply for a retroactive TUE if needed. If you are having difficulties contact your NADO or World Skate.

Then, check your competition level to determine to which organization, and when to apply for a TUE.

If you are an [International-Level Athlete](#), as defined below, you must apply to World Skate in advance, as soon as the need arises, unless there are emergency or exceptional circumstances.

International- Level Athletes:

Athletes included in the following categories listed below are classed as [International Athletes](#) by World Skate:

Within the overall pool of Athletes set out above who are bound by and required to comply with these Anti - Doping Rules, the following Athletes shall be considered International- Level Athletes for the purposes of these Anti - Doping Rules, and, therefore, the specific provisions in these Anti - Doping Rules applicable to International- Level Athletes (e. g., Testing , TUEs , whereabouts, and Results Management) shall apply to such Athletes :

- (a) Athletes included in World Skate’s Registered Testing Pool;
- (b) Athletes included in any of World Skate’s Testing Pools;
- (c) Athletes who compete in any World Skate World Championship in any discipline in the Senior or Open Category;
- (d) Athletes who compete in the Senior or Open level at World Cup Events;
- (e) Athletes who compete in the Senior or Open level at the World Skate Games;
- (f) Athletes who compete in any 5-star or Pro-Tour Event or any skateboarding qualifier events for the Olympic Games or other Major Events, sanctioned, recognized and/or organized by World Skate. Athletes shall not be considered International- Level Athletes if they have not competed in any of the above Events or categories in the current or preceding competition year.

Athletes shall not be considered International-Level Athletes if they have not competed in any of the above Events or categories in the current or preceding competition year.

For in-competition use of substances prohibited in-competition only, you should apply for a TUE at least 30 days before your next competition, unless one of the exceptions on retroactive TUEs (see below) apply.

Please refer to the section “How to apply to World Skate for a TUE?” below.

If you already have a TUE granted by your National Anti-Doping Organization (NADO):

World Skate offers Automatic recognition from specific NADOs and International Federations listed below:

- SIA (Sport Integrity Australia) Australia
- NADA Germany
- DFSNZ New Zealand
- NADO-Italia Italy
- USADA United States of America
- CCES Canada
- UK Anti-Doping United Kingdom

International Federations:

- ISU International Skating Union

In such case, please notify World Skate that you have a TUE granted by your NADO.

If your existing TUE does not fall under a category of decision described above, you must submit a request for recognition to World Skate. Please refer to the section “How to submit a request for recognition of your NADO’s TUE to World Skate?” below.

If you have a TUE approved by your NADO and you have now become an International athlete, you **MUST** apply to WSK for recognition of your TUE. WSK may ask to view the medical file.

If you are NOT an International-Level Athlete and you have been tested by World Skate, World Skate recognizes a valid TUE granted by your NADO provided it satisfies the [ISTUE](#) criteria for granting a TUE.

If, moreover, you are also NOT a National-Level Athlete as defined by your NADO and you have been tested by World Skate, you must apply for a retroactive TUE to World Skate.

CAN I GET A RETROACTIVE TUE?

You may apply retroactively for a TUE to World Skate if:

- An emergency or urgent treatment of a medical condition was necessary;
- Insufficient time, opportunity or other exceptional circumstances that prevented submission/consideration of a TUE application prior to sample collection
- Due to national level prioritization of certain sports, the athlete’s NADO did not permit or require the athlete to apply for a prospective TUE
- If an ADO chooses to collect a sample from an athlete who is not an ILA or NLA and that athlete is using a prohibited substance or prohibited method for therapeutic reasons, the ADO must permit the athlete to apply for a retroactive TUE
- Out-of-competition use of a prohibited substance that is only prohibited in-competition

If an athlete tests positive and all criteria for a TUE under article 4.2 (see above) cannot be met a TUE may be granted under article 4.3 if it would be manifestly unfair to the athlete to deny a TUE. This should be a very rare occurrence and requires WADA approval before the TUE can be confirmed.

Important note:

Using a prohibited substance before being granted a TUE could result in an Adverse Analytical Finding and a potential Anti-Doping Rule Violation.

In case an application for a retroactive TUE is necessary following sample collection, you are strongly advised to have a medical file prepared and ready to submit for evaluation.

HOW TO APPLY TO WORLD SKATE FOR A TUE?

Athletes may apply for a TUE through ADAMS or paper format / electronic TUE FORM

World Skate encourages TUE applications using the form available in ADAMS and submitting the required medical file through ADAMS. If you do not have an ADAMS account yet, please contact antidoping@worldskate.org or antidopinghq@worldskate.org to have your account set up.

Otherwise, please download the World Skate's TUE Application Form click [here](#), and once duly completed and signed, send it together with the required medical file to antidopinghq@worldskate.org.

Your TUE application must be submitted in legible English (or French) using capital letters or typing.

The medical file must include:

- A definite diagnosis;
- A comprehensive medical history, including documentation from the original diagnosing physician(s) (where possible);
- The results of all examinations, laboratory investigations and imaging studies relevant to the application;
- If the medical file is not in English or French, a summary explaining, in English or French, the key elements of the diagnosis, clinical examinations, medical tests and treatment plan must be provided.

All costs incurred for the completion of TUE are the responsibility of the Athlete. Costs include but are not limited to any required additional medical examinations, tests, imaging studies, provision and translation of documents etc.

Any TUE application that is not complete or legible will not be dealt with and will be returned for completion and re-submission.

To assist you and your doctor in providing the correct medical documentation, we suggest consulting the [WADA's Checklists](#) for TUE applications for guidance and support, and [Medical Information to Support the Decisions of TUECs](#) for guidance on specific common medical conditions, treatments, substances, etc.

Keep a complete copy of the TUE application form and all medical information submitted in support of your application, and proof that it has been sent.

Where NADOs' TUEs are not automatically recognized by World Skate, see section "Who should apply to World Skate, where and when?" above.

HOW TO SUBMIT A REQUEST FOR RECOGNITION OF MY NADO'S TUE TO WORLD SKATE?

Your request for recognition must be submitted using the copy of your NADO's TUE certificate, application form (in English [or French]) and supporting medical file. Please send it to antidopinghq@worldskate.org

It is not necessary to translate all medical information into English [or French]. However, an English [or French] summary explaining the diagnosis and key information about medical exams, medical tests and treatment plans is required.

All costs incurred for the completion of TUE are the responsibility of the Athlete. Costs include but are not limited to any required additional medical examinations, tests, imaging studies, provision and translation of documents etc.

Any request for recognition that is not complete or legible will not be dealt with and will be returned for completion and re-submission.

Keep a complete copy of the proof that your request for recognition has been sent to World Skate.

You can also simply submit your request for recognition to World Skate quoting your ADAMS NADO's TUE reference number.

WHAT HAPPENS AT MAJOR EVENTS?

A Major Event Organization (MEO) requires athletes to apply for the recognition of their TUE if they wish to use a prohibited substance or method in connection with the Event.

If you have a TUE granted by World Skate and you will be competing at a Major Event e.g., the Olympic Games, you should contact the MEO for information on their recognition process.

If you require a TUE for a new medical condition during the period of the Major Event you must apply to the MEO for a TUE which is valid during the Major Event only. After the Major Event is over, if you continue to use the prohibited substance or method, you must apply to World Skate for a TUE.

WHEN WILL I RECEIVE A DECISION ON MY TUE APPLICATION [OR REQUEST FOR RECOGNITION]?

World Skate's TUEC's decision will be communicated in writing to you within 21 days from the date of receipt of the complete TUE application or request for recognition, including the required medical information.

WHAT ABOUT THE RENEWAL OF MY TUE?

Each TUE has a specific duration, at the end of which it expires automatically. Should you need to continue to use the prohibited substance or method, it is your responsibility to submit a new application for a TUE with updated medical information ahead of the expiry date, so that there is sufficient time for a decision to be made prior to the expiry of the current TUE.

Important note:

The presence (following sample collection), use, possession or administration of the prohibited substance or method shall be consistent with the terms of your TUE. Therefore, in the event that, after your TUE is granted, you require a materially different dosage, frequency, route or duration of administration, you must apply for a new TUE.

WHAT IF MY WORLD SKATE'S TUE APPLICATION IS DENIED?

A decision to deny a TUE application includes an explanation of the reason(s) for the denial. If it is not clear to you, please contact World Skate at antidopinghq@worldskate.org to understand exactly why the TUE was denied. Sometimes, there may be a critical piece of information, diagnostic test, laboratory results missing, etc. Failing this:

You and/or your NADO may refer the matter to WADA for review no later than 21 days after the decision was rendered by the TUEC by sending the same information that you submitted to your TUEC and on which they based their decision to deny the TUE via registered mail at:

WADA Medical Department
World Anti-Doping Agency Stock Exchange Tower
800 Place Victoria (Suite 1700)
P.O. Box 120
Montreal (Quebec) H4Z 1B7, Canada

The email address to enquire and/or send the request for review is: medical@wada-ama.org

However, WADA is not obliged to proceed with such review. In that case, you and/or your NADO may appeal to the Court of Arbitration for Sport (CAS).

WHAT IF MY NADO'S TUE IS NOT RECOGNIZED BY WORLD SKATE?

You and/or your NADO have 21 days to refer the matter to WADA for review. You can appeal the decision by sending a registered letter together with the same information that was submitted to your TUEC and on which they based their decision not to recognize the TUE via registered mail at:

WADA Medical Department
World Anti-Doping Agency Stock Exchange Tower
800 Place Victoria (Suite 1700)
P.O. Box 120
Montreal (Quebec) H4Z 1B7, Canada

Pending WADA's decision, your NADO's TUE remains valid for national-level competition and out-of-competition testing only.

If the matter is not referred to WADA for review, the NADO should review the TUE to ensure it meets the criteria under article 4.2 of the ISTUE and decide if it is valid for National level competition and out of competition testing.

WHAT ABOUT CONFIDENTIALITY?

All the information contained in a TUE application, including the supporting medical information and any other information related to the evaluation of your TUE request is kept strictly confidential and treated in accordance with the Athlete's Declaration contained in the ADAMS TUE process and in World Skate's TUE Application Form click [here](#). All members of the TUEC and any other authorized recipients of your TUE request and related information (as described in the Athlete's Declaration) are subject to a professional or contractual confidentiality obligation.

Please review the terms of the [Athlete's Declaration](#) carefully. In particular, please note that should you wish to revoke the right of the World Skate's TUEC to obtain the information related to your TUE request in accordance with the Athlete's Declaration, your TUE application will be deemed withdrawn without approval [or recognition] being granted.

Your TUE request-related information will be retained by World Skate and any other authorized recipients for no longer than necessary for the purposes stated in the Athlete's Declaration, in accordance with the [International Standard for the Protection of Privacy and Personal Information](#).

CONTACT INFORMATION

For any further information and questions in relation to World Skate's personal information practices, please contact:

Francesco D'Urbano francesco.durbano@worldskate.org

If you have a doubt as regards to which organization you should apply for a TUE, or as to the

recognition process, or any other question with regard to TUEs, please contact World Skate Doping Control Dr Patricia Wallace or World Skate Antidoping assistant Angela Masci:

Dr Patricia Wallace
antidoping@worldskate.org

Angela Masci
Antidoping Assistant
antidopinghq@worldskate.org

OTHER USEFUL LINKS:

[WADA International Standard for Therapeutic Use Exemptions 2021 \(ISTUE\)](#)

[WADA Q&A on Therapeutic Use Exemptions](#)

[WADA Checklist for TUE Applications](#)

[WADA Guidelines for the 2021 International Standard for Therapeutic Use Exemptions \(ISTUE\)](#)

[WADA Anti-Doping Education and Learning \(ADEL\)](#)