

## SPORTS MEDICAL COMMISSION PROCEDURE FOR PROVISION SUSPENSION

If a provisional suspension is to be imposed as result of an adverse analytic finding, then the athlete will be informed by the WORLD SKATE antidoping manager as soon as the "A" sample result is known. This will usually be done by email.

The athlete will be offered the opportunity to access, as soon as possible, an expedited hearing by an Independent anti-doping hearing panel provided by the Court of Arbitration for Sport Antidoping Department (CAS ADD). The hearing will be held in person or by video conference.

The WORLD SKATE antidoping manager, or a WORLD SKATE staff member delegated by World Skate antidoping manager is responsible to contact CAS for organising the hearing panel and hearing.

The matter is strictly confidential until the final result is completed and the timeline for appeal has passed.

The process is in line with the WORLD SKATE anti-doping Rules section 7.4

## 7.4 Provisional Suspensions<sup>1</sup>

**7.4.1** Mandatory Provisional Suspension after an Adverse Analytical Finding or Adverse Passport Finding

If World Skate receives an Adverse Analytical Finding or an Adverse Passport Finding (upon completion of the Adverse Passport Finding review process) for a Prohibited Substance or a Prohibited Method that is not a Specified Substance or a Specified Method, it shall impose a Provisional Suspension on the Athlete promptly upon or after the review and notification required by Article 7.2.

A mandatory *Provisional Suspension* may be eliminated if: (i) the *Athlete* demonstrates to the *CAS* Anti-Doping Division Hearing Panel (*CAS* ADD) that the violation is likely to have involved a *Contaminated Product*, or (ii) the violation involves a *Substance of Abuse* and the *Athlete* establishes entitlement to a reduced period of *Ineligibility* under Article 10.2.4.1.

The CAS ADD decision not to eliminate a mandatory *Provisional Suspension* on account of the *Athlete's* assertion regarding a *Contaminated Product* shall not be appealable.

7.4.2 Optional Provisional Suspension Based on an Adverse Analytical Finding for Specified Substances, Specified Methods, Contaminated Products, or Other Anti-Doping Rule Violations

World Skate may impose a *Provisional Suspension* for anti-doping rule violations not covered by Article 7.4.1 prior to the analysis of the *Athlete's* B *Sample* or final hearing as described in Article 8.

<sup>&</sup>lt;sup>1</sup> [Comment to Article 7.4: Before a Provisional Suspension can be unilaterally imposed by World Skate, the internal review specified in these Anti-Doping Rules and the International Standard for Results Management must first be completed.]



An optional *Provisional Suspension* may be lifted at the discretion of World Skate at any time prior to the CAS ADD decision under Article 8, unless provided otherwise in the *International Standard* for *Results Management*.

## 7.4.3 Opportunity for Hearing or Appeal

Notwithstanding Articles 7.4.1 and 7.4.2, a *Provisional Suspension* may not be imposed unless the *Athlete* or other *Person* is given: (a) an opportunity for a *Provisional Hearing*, either before or on a timely basis after the imposition of the *Provisional Suspension*; or (b) an opportunity for an expedited hearing in accordance with Article 8 on a timely basis after the imposition of the *Provisional Suspension*.

The imposition of a *Provisional Suspension*, or the decision not to impose a *Provisional Suspension*, may be appealed in an expedited process in accordance with Article 13.2.

## 7.4.4 Voluntary Acceptance of *Provisional Suspension*

Athletes on their own initiative may voluntarily accept a *Provisional* Suspension if done so prior to the later of: (i) the expiration of ten (10) days from the report of the B Sample (or waiver of the B Sample) or ten (10) days from the notice of any other anti-doping rule violation, or (ii) the date on which the Athlete first competes after such report or notice.

Other *Persons* on their own initiative may voluntarily accept a *Provisional Suspension* if done so within ten (10) days from the notice of the antidoping rule violation.

Upon such voluntary acceptance, the *Provisional Suspension* shall have the full effect and be treated in the same manner as if the *Provisional Suspension* had been imposed under Article 7.4.1 or 7.4.2; provided, however, at any time after voluntarily accepting a *Provisional Suspension*, the *Athlete* or other *Person* may withdraw such acceptance, in which event the *Athlete* or other *Person* shall not receive any credit for time previously served during the *Provisional Suspension*.

7.4.5 If a Provisional Suspension is imposed based on an A Sample Adverse Analytical Finding and a subsequent B Sample analysis (if requested by the Athlete or World Skate) does not confirm the A Sample analysis, then the Athlete shall not be subject to any further Provisional Suspension on account of a violation of Article 2.1. In circumstances where the Athlete or the Athlete's team has been removed from an Event based on a violation of Article 2.1 and the subsequent B Sample analysis does not confirm the A Sample finding, then, if it is still possible for the Athlete or team to be reinserted, without otherwise affecting the Event, the Athlete or team may continue to take part in the Event.