



## **TEST POOL POLICY**

July 2020

## Overview

The Code and International Standard for Testing and Investigations (ISTI) requires each NADO to create a Registered Testing Pool (RTP) of Athletes. In accordance with the ISTI BSADA has adopted a pyramid approach and created various Test Pools.

This Policy outlines the process followed by BSADA in:

1. Determining the composition of the RTP
2. Determining the composition of the NTP1
3. Determining the composition of the NTP2
4. Determining the composition of the DTP
5. Communicating the RTP and NTP1
6. Including Athletes with ADRV into the pools
7. Reinstating Athletes during periods of ineligibility
8. Removing Athletes from the pools
9. Facilitating Athlete retirement

### **1. Determining the Composition of the Registered Testing Pool (RTP)**

The Code gives BSADA, as the designated NADO for Bermuda, the authority to determine which athlete warrants inclusion in the RTP.

It is acknowledged that whilst BSADA is well placed to make these determinations, consultation with the NSGB will take place and there may be information held elsewhere that may generate the further consideration of Athletes' for inclusion in the RTP. Where a discrepancy exists between BSADA and a NSGB whether an athlete should be included in a specific pool, BSADA will ultimately have the authority to make the final decision.

In addition to considering the criteria listed in the ISTI, athletes to be included in the RTP are:

- Athletes competing regularly at International Events.
- Athletes who have qualified for an upcoming Olympic Games but were not previously included in the RTP.
- Athletes who are in their International Federations (IF) RTP.

### **2. Determining the composition of the National Testing Pool 1 (NTP1)**

In addition to considering the criteria listed in the ISTI, athletes to be included in the NTP1 are:

- National Athletes who have the potential to regularly participate in International Events.

### **3. Determining the Composition of the National Test Pool 2 (NTP2)**

The NTP2 will include national athletes, as identified by the relevant NSGB, who are not in the RTP or NTP1, but may represent Bermuda in an International Event. Athletes in the NTP2 are not required to submit quarterly whereabouts.

### **4. Determining the Composition of the Domestic Test Pool (DTP)**

Athletes included in the DTP are all Athletes who do not fall within the RTP, NTP1 or NTP2 including all Recreational Athletes. These Athletes are those that compete solely in Bermuda and do not represent Bermuda in national or international competition.

### **5. Communicating the RTP and NTP1**

#### International Federations

On determining the composition of the RTP with each sport, BSADA shall share the list of Athletes through ADAMS with the relevant International Federation. BSADA will defer custody to the IF of any athlete it selects that is also included in the IF's RTP unless requested otherwise by the IF.

#### Athlete Communication

BSADA will be responsible for ensuring that an athlete selected for inclusion in either the RTP or NTP1 is notified of this fact in writing, in accordance with the ISTI. Athletes will be offered the support and education outlined in the Athlete Whereabouts Policy.

#### Other Anti-Doping Organizations

BSADA will make the list of athletes included in its RTP available to other Anti-Doping Organizations (ADO) with the jurisdiction to test the athlete via ADAMS. In such circumstances BSADA must be satisfied that the ADO can meet the requirements of the ISPPP.

### **6. Inclusion of an athlete with an ADRV into the RTP or NTP1**

Following the conclusion of a Disciplinary and/or Appeals hearing it is the responsibility of the Results Manager to advise the Doping Control Manager in writing of those Athletes who will be required to submit whereabouts for either the RTP or NTP1. At all times BSADA reserves the discretion to put an Athlete into the RTP or NTP1.

### **7. Status during a period of Ineligibility**

When an Athlete is subject to a period of ineligibility in connection with an ADRV

sanction they remain eligible for testing during this period and the following guidelines should be followed:

#### RTP and NTP1 Athletes

Where an Athlete in the RTP or NTP1 is serving a period of ineligibility due to an ADRV sanction, this Athlete will remain in their respective pool until such time as they retire from sport or upon returning from their period of ineligibility, they no longer fulfil the requirement for inclusion in the pool. Should the Athlete choose to retire from the sport, Article 5.6 of the BSADA Anti-Doping Rules will apply.

#### NTP2 and DTP Athletes

For Athletes that are in the NTP2 and DTP who were not providing whereabouts information at the time of the ADRV, a decision will be made to determine the Athlete's responsibilities with regards to the provision of whereabouts information, i.e., whether the Athlete should enter the NTP1.

### **8. Removing athletes from pools**

The Results Manager will liaise with the relevant NSGB when reviewing the status of an Athlete in the RTP or NTP1 and will ensure that both the athlete and the NSGB are informed of the decision to remove the athlete from the relevant Test Pool.

If it is determined that an Athlete is to be removed from either the RTP or NTP1, following such a request from a NSGB, the Athlete must continue to provide whereabouts information until such time as BSADA has formally communicated this decision to the athlete and the relevant NSGB. If an athlete fails to always fulfil his/her responsibilities while in the RTP or NTP1, the Athlete will risk receiving a Filing Failure or Submission Fault respectively.

If an NSGB notifies an Athlete of their removal from either the RTP or NTP without consulting BSADA, the NSGB will be required to reinstate the Athlete to the respective pool immediately. Removing an Athlete without BSADA approval may render the NSGB non-compliant.

Athletes must be aware that whether or not they are in the RTP or NTP1, they are subject to the applicable Anti-Doping Rules and are therefore eligible for testing by BSADA at anytime and anywhere.

### **9. Athlete Retirement**

Should an Athlete, that was in either the RTP or NTP1 at the time of retirement, wish to return to competitive sport from retirement, then the athlete must notify BSADA pursuant to Article 5.6 of the BSADA Anti-Doping Rules.

If it is determined, on return to sport, that the Athlete does not meet the criteria for inclusion in either the RTP or NTP1, then the Athlete may be tested Out-of-Competition by BSADA through other means.

## DEFINITIONS

**Anti-Doping Rule Violation (ADRV)** is defined pursuant to Article 2 of the Code.

**Athlete** means as defined by the WADA Code.

**BSADA** means Bermuda Sport Anti-Doping Authority and is the NADO for Bermuda.

**Code** means the World Anti-Doping Code (The Code) is the fundamental and universal document upon which the World-Anti-Doping Program in sport is based.

**Doping Control** means all steps and process from test distribution planning through to ultimate disposition of any appeal including all steps and processes in between including but not limited to Testing, investigations whereabouts, TUEs, Sample collection and handling, laboratory analysis, Results Management hearings and appeals and investigations or proceedings relating to violations of Article 10.14 (Status During Ineligibility or Provisional Suspension).

**DTP** means the Domestic Test Pool.

**Ineligibility** means the Athlete or other person is barred for a specified period from participating in any competition or other activity or funding as provided in Code Article 10.

**International Federation (IF)** means the international governing body for a particular sport.

**International Event** means an event or competition where the International Olympic Committee, the International Paralympic Committee, an International Federation, a Major Event Organization, or other international sport organization is the ruling body for the event or appoints the technical officials for the event.

**International Standard (IS)** means a standard adopted by WADA in support of the Code. Compliance with an International Standard (as opposed to another alternative standard, practice, or procedure) shall be sufficient to conclude that the procedures addressed by the International Standard were performed properly. There are seven (7) IS including the International Standard for Testing and Investigations (ISTI), International Standard for Results Management (ISRM), International Standard for Education (ISE), International Standard for Code Compliance (ISCC), the International Standard for TUE (ISTUE), the International Standard for the Protection of Privacy and Personal information (ISPPP) and the Prohibited List.

**National Sport Governing Bodies (NSGB)** means; in respect of any country, a sporting organization that is recognized by the relevant international sporting

federation as being the organization responsible for administering the affairs of the sport in that country; or in respect of Bermuda, a sporting organization that is recognized by the Government as being responsible for all or a substantial part or section of the sport in Bermuda whether or not there exists an international sporting federation in relation to that sport.

**NTP 1** means the National Test Pool 1.

**NTP2** means the National Test Pool 2.

**Out-of-Competition** means any doping control which is not conducted In- Competition.

**RTP** means the Registered Test Pool.