



## REGATTA NOTICE # 36

9 April 2006

To: All Competitors, 32<sup>nd</sup> America's Cup

From: Dyer Jones, Regatta Director

Cc: Chairman and Members of the Jury  
Karen Parr, World Anti-Doping Agency  
Helen Hopkins, International Sailing Federation  
Anne Cappelen, Anti-Doping Norway  
AC Management SA  
Medical Consultant

**Subject: Anti-Doping Rules applicable to the 32<sup>nd</sup> America's Cup,  
&  
Notice of Meeting**

Reference: Anti-Doping Rules dated 9 April 2006 (copy attached).  
Notices of Race

### INTRODUCTION

Anti-Doping Rules applicable to the 32<sup>nd</sup> America's Cup have been in effect since 30 July 2004. As a result of implementing coordination between WADA, ISAF, AC Management and the Regatta Director, these Rules are now amended with immediate effect by the Anti-Doping Rules dated 9 April 2006.

All references to the Anti-Doping Rules in a Notice of Race or other documents are to these Rules.

### MEETING

A meeting will be held on 28 April 2006 to review these Anti-Doping Rules with Competitors as follows:

Date: Friday, 28 April 2006  
Time: 09h00  
Place: Jury Hearing Room

Attendance: Each Competitor is invited to send not more than six (6) representatives to the Meeting. As a suggestion, these may include a Competitor's team doctor and/or medical advisor; rules and/or legal advisor; trainer and/or physiotherapist; dietician and/or nutritionist.

It is expected that those attending the Meeting will have read the Anti-Doping Rules, have reviewed the ADAMS location reporting system, and the application process for a TUE.

## **SCHEDULE**

### Testing

Sampling and testing, either In- or Out-of-Competition, will commence on 11 May 2006 and will conclude following the last race of the 32<sup>nd</sup> America's Cup.

The International Sailing Federation ("ISAF"), in agreement with the World Anti-Doping Agency ("WADA"), and in consultation with the Regatta Director and AC Management has determined that the implementation of Doping Controls will be conducted under the management of Anti-Doping Norway, an accredited Anti-Doping Organization ("ADO").

Only Competitor's Crew Members will be sampled and tested. However, it is incumbent upon each Competitor to advise its entire team of these Rules. In particular all Competitor Crew Members and Support Personnel are to be specifically informed and are expected to read the Rules and supporting documentation.

The Regatta Director will not disclose the number of tests to be conducted during the Event.

### Registered Testing Pool

Not later than 5 May 2006 each Competitor shall provide to ISAF and to the Regatta Director a written copy of its Registered Testing Pool containing the names of those individuals who may sail as a Competitor's Crew Member. A form to be used for this purpose will be distributed to all Competitors. This form also requests relevant information in case the Crew Member is already registered as part of an existing anti-doping program in any sport (e.g. weightlifting, rowing, sailing, etc.) because of their participation in events such as pre-Olympic Trials, or National or World Championships.

As provided in Article 1.2 of the Rules, it is the Competitor's responsibility to further advise ISAF and the Regatta Director of any changes to the Registered Testing Pool, i.e. the addition of a new Competitor's Crew Member, or deletion of anyone no longer engaged as a Competitor's Crew Member.

### Appendix 3 – Crew Member Declaration

The Declaration required under Article 1.2 of the Rules (Appendix 3) shall be provided as required in the Rules. Normally, the Regatta Director will expect to receive a copy of the signed Declaration with notification of the Registered Testing Pool (as amended from time to time).

### Therapeutic Use Exemption (“TUE”)

It is assumed that all those who currently require a TUE already will have obtained one. If not, a TUE should be obtained immediately, following the procedure in the Rules.

Copies of TUE’s shall not be submitted to the Regatta Director. He will not accept them.

### Crew Member Location Information

The Competitor’s Crew Member location information shall be submitted and updated in accordance with the procedures maintained by ISAF in cooperation with WADA, preferably using the ADAMS electronic system.

Location information should be submitted as soon as possible, and the defined period shall commence no later than 10 May 2006.

The responsibility for filing and updating the location information is always with the Competitor’s Crew Member; however the Regatta Director suggests that each Competitor designates a person within their team to help ensure that submission of this information is kept current.

### “As soon as practicable”

The last sentence of Article 1.2 of the Rules requires Competitors to notify the Regatta Director of changes to the Registered Testing Pool, and filing with him a copy of the corresponding acceptance Declaration. Without prejudice to other remedies, the Regatta Director will consider “as soon as practicable” to be during the business hours that his office is open as follows:

Engagement In-Competition: In writing within 24 hours of the engagement of the individual as a Competitor’s Crew Member.

Engagement Out-of-Competition: In writing within five (5) business days of the engagement of the individual as a Competitor’s Crew Member.

Disengagement (at any time): In writing within at five (5) business days of the disengagement of the individual as a Competitor’s Crew Member.

## **MEDICAL CONSULTANT**

A medical doctor, expert in anti-doping matters, has been designated by the Regatta Director as an independent medical consultant to whom Competitors may refer and get information in connection with anti-doping matters. We expect that the Medical Consultant will be present at the Meeting on 28 April. At that time, he will make himself available (by appointment) for private discussions with Competitors.

The Medical Consultant will endeavor to be available in Valencia during parts of the In-Competition periods. At all other times he will be available to Competitors on short notice in a manner to be advised (email and/or telephone). The Medical Consultant may charge a fee for his consulting services directly provided to teams.

It must be noted that the Medical Consultant cannot grant a TUE, and is not available as a Competitor's Medical Officer or Team Doctor, or as a personal doctor to any Competitor's Crew Member. Therefore, he is not able to provide the doctor's certification required with an application for a TUE.

## **ANTICIPATED PROCEDURES**

### **In General**

We recognize that Anti-Doping procedures may be considered intrusive by some people. However, Competitor's Crew Members are urged to cooperate at all times with the Doping Control Officer(s) ("DCO") and Chaperones.

The Doping Control Procedures will be conducted in compliance with the WADA Code (International Standard for Testing).

The Doping Control Officer(s) will provide information during the notification and/or during the sampling, concerning the rights and responsibilities of individuals to be sampled.

### **In-Competition**

Anti-Doping Norway will select which Crew Members will be tested. Normally, the Crew Member will be met at his/her team base by an Anti-Doping Chaperone on the day he/she is to be sampled. Transportation to the Doping Control Station may be by any convenient means (i.e. walking, team RIB, golf cart, etc.). The Crew Member may be accompanied (except when providing the sample) by a representative and/or an interpreter. The Crew Member will remain at the Doping Control Station until the sample collection process is completed.

### **In-Competition Chaperones**

The Anti-Doping Chaperones are trained by Anti-Doping Norway. Male Chaperones will accompany males, and female Chaperones will accompany women.

The Doping Control Officer(s) and each Chaperone will be identified by an Event Accreditation with photograph issued by AC Management. In addition, each will have signed a Confidentiality and Non-Disclosure Agreement (“NDA”), a copy of which may be obtained from the Regatta Director by each Competitor. They will not be required to sign any other NDA or similar document to carry out their responsibilities in this Event.

#### Out-of-Competition

Out-of-Competition testing may be conducted at any time and any place. For this purpose, Anti-Doping Norway may engage other accredited anti-doping organizations to assist in the conduct of sample collection and testing.

### **DOPING CONTROL STATION**

The Doping Control Station for In-Competition periods in Valencia will be in a separate building located inside the security fence perimeter near the Antiguo Edificio Varadero (Race Official’s Offices). No person is to enter the Doping Control Station unless invited by, or an appointment with, the Doping Control Officer(s).

### **OTHER TESTING**

#### In-Competition

No testing is authorized at the Event during In-Competition periods except that conducted by Anti-Doping Norway.

#### Out-of-Competition

Competitor’s Crew Members, and perhaps other team members, may be tested Out-of-Competition by any anti-doping agency with jurisdiction. For example, and depending on the laws of each country, the anti-doping agency of country X could test any of its citizen/athletes in any other country. Similarly, the anti-doping agency of country Y could test any athlete (including non-citizen athletes) present in that country. In view of the anti-doping operation established by the Rules for the 32<sup>nd</sup> America’s Cup, the anti-doping agency of Spain does not intend to conduct anti-doping testing during Out-of-Competition periods as long as this Event is conducting In- and Out-of-Competition testing.

Issued by:

Wm. H. Dyer Jones  
Regatta Director  
32nd America’s Cup