

ATHLETICS INTEGRITY UNIT ('AIU') POLICY ON PUBLIC DISCLOSURE OF CASES

Context

The purpose of this policy is to state, in the interests of transparency, when and how the AIU will publicly disclose the existence of a case (doping and non-doping cases) or disciplinary proceedings.

Scope

This policy only relates to cases that are under direct jurisdiction or results management responsibility of the AIU. For doping cases, this means cases involving athletes defined as international-level athletes under IAAF Anti-Doping Rules ("ADR") and their support personnel. For non-doping cases, this means any case under the Integrity Code of Conduct.

The Disciplinary Tribunal is an independent body and under the Anti-Doping Rules or Integrity Code of Conduct it also has the power to make public disclosures in relation to its Proceedings. This Policy does not affect the exercise of the Disciplinary Tribunal's own functions in this regard.

The AIU will not disclose or comment on athletics cases which are not under its direct responsibility, e.g cases involving athletes who are not considered as international-level athletes, cases under the responsibility of an Anti-Doping Agency or other organisations or cases involving breaches of other codes of ethics/conduct.

Policy

Investigations

Generally, the AIU will not disclose or comment on cases which are under investigation where no disciplinary action or steps have been taken, unless in response to matters that are on the public record.

During the disciplinary proceedings

The AIU will publicly disclose the existence of a pending case, where the Athlete or other Person involved has been (under either the Anti-Doping Rules or Integrity Code of Conduct):

- provisionally suspended; or
- ruled ineligible to compete or assist athletes to compete in international competition for failure to comply with a Demand for information; or
- issued with a Notice of Charge to be determined by the Disciplinary Tribunal (except for doping cases involving specified substances under the WADA Prohibited List where provisional suspension is not mandatory under the World Anti-Doping Code and IAAF Anti-Doping Rules).

In these circumstances the AIU will disclose the name of the person(s) involved, a general description of the pending case and will not disclose specific facts except in response to public comment.

The disclosure will occur as soon as practicable following the event (having regard to operational factors).

At the end of the disciplinary procedure

The AIU will publicly disclose the final outcome of any disciplinary proceeding and the reasoned decision rendered by the Disciplinary Tribunal (subject to the approval of the Disciplinary Tribunal).

The AIU will publish any decision to appeal the first instance decision by the Disciplinary Tribunal and the resulting appeal outcome and decision, irrespective of whether the AIU is the appellant or the defendant.

In addition to matters under the AIU's direct jurisdiction, the AIU will also publish a consolidated list of individuals serving a period of ineligibility for an anti-doping rule violation or integrity violation in athletics worldwide. The list will include basic details of decisions rendered at both national and international level once the sanction has become final and binding. The sanctions will also be published on the IAAF newsletter. Sanctions will be removed from the publication list immediately upon expiration.

Exceptions

The exceptions to this policy will be (i) where public disclosure is not required under the WADA Code and there is in the opinion of the AIU compelling justification not to publicly disclose the relevant information and (ii) where a decision was taken (first instance or appeal) that no violation was committed and the Athlete or Support personnel has not consented to the disclosure of the decision