

V. Annex

- Comparative Table of the WADC and the FIFA Anti-Doping Rules

Comparison of the Relevant Rules of FIFA and WADC

Subject Matter	Question	Regulation in the WADC	Regulation in the FIFA Anti-Doping Rules	Comments
Definition of Doping		1* and 2.1 – 2.8.	FIFA DC 60 and 62/FIFA RDC I.	Identical.
Anti-Doping Rule Violation	WADA Q II 3	2*.	FIFA DC 60/FIFA RDC II.	Identical.
Standard to establish presence of a Prohibited Substance		2.1*.	FIFA RDC II.1.	Identical; both rules provide for the principle of strict liability.
Proof of Doping				
- Burden of Proof		3.1*: anti-doping organization.	FIFA RDC III.1: FIFA.	Identical.
- Methods of Proof		3.2*: all methods of proof.	FIFA RDC III.2: all methods of proof.	Identical.
- Standard of proof		3.1*: "...comfortable satisfaction of the hearing body bearing in mind the seriousness of the allegation which is made. (...) greater than a mere balance of probability but less than proof beyond a reasonable doubt."	No explicit rule.	Difference in language. No material difference in the practical application.
Prohibited List		4.	Appendix A of FIFA RDC: Reference to the WADA Prohibited List.	Congruent.
Therapeutic Use Exemption (TUE)	WADA Q II 6	4.4.	FIFA DC 61 and Appendix B of FIFA RDC.	Identical in the material content, except that the FIFA Anti-Doping Rules do not explicitly provide for appeals by WADA against granting or denial of TUE.
Testing		5; WADA International Standard for Testing.	FIFA RDC IV.	No material difference.

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Analysis of Samples and Results Management		6/7.	FIFA DC 133-138, FIFA RDC IV.	No material difference except for the procedure regarding provisional suspensions.
Hearing		8: Oral hearing required.	FIFA DC 116-118. Oral hearing not mandatory.	No material difference.
Disqualification of Individual Results	WADA Q II 1	9*: Automatic disqualification of individual results in a competition. 10.1* Optionally: disqualification from all results of all competitions of an event.	No explicit rule.	Since football is a team sport, no explicit rule is necessary and only Art. 11 WADC applies.
Consequences to Teams	WADA Q II 5	11*: If more than one team member is found to have committed an anti-doping rule violation: (1) target testing, and (2) team may be subject to disqualification or other disciplinary action.	FIFA RDC IV.3.1: Always a <i>minimum</i> of two players per team subject to urine testing. FIFA DC 62.5: If more than one player from the same team is sanctioned for doping offences, the team may also be sanctioned. Team may have points deducted and in a final competition the team's results may be annulled.	Absence of target testing not considered a material difference. The sanctioning bodies may apply sanctions to the team if two or more athletes have violated the anti-doping rules.
Definition Second Offence		10.6.1*: an offence committed after notification of the first offence.	DC 41.2.d: an offence committed within 2 years from imposition of a suspension.	Material difference since the WADC does <i>not limit</i> the period during which a second offence leads to specific sanctions.

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Sanctions/Ineligibility Periods				
"Presence of Prohibited Substance"				
- 1st offence	WADA Q II 1	10.2*/: 2 years.	FIFA DC 62.2: 6 months - 2 years.	Difference.
- 2nd offence	WADA Q II 1	10.2*: lifetime.	FIFA DC 62.2: lifetime.	Identical.
"Use of Prohibited Substance"				
- 1st offence	WADA Q II 1	10.2*/: 2 years.	FIFA DC 62.2: 6 months - 2 years.	Difference.
- 2nd offence	WADA Q II 1	10.2*: lifetime.	FIFA DC 62.2: lifetime.	Identical.
"Possession"				
- 1st offence	WADA Q II 1	10.2*/: 2 years.	FIFA DC 62.4: minimum 4 years	Difference.
- 2nd offence	WADA Q II 1	10.2*: lifetime.	FIFA DC 62.2: lifetime	Identical.
"Specified substances"				
- 1 st offence	WADA Q II 1	10.3*: warning and reprimand - 1 year.	FIFA DC 62.3: warning - 2 years	Difference.
- 2 nd offence	WADA Q II 1	10.3*: 2 years.	FIFA DC 62.3: minimum 2 years	No material difference.
"Other Anti-Doping Rule Violations"	WADA Q III 3			
- Refusing Sample (1 st /2 nd offence)		10.4.1*: 2 years/lifetime.	FIFA DC 62.2: 6 months - 2 years / lifetime.	Difference 1 st offence.
- Availability/Whereabouts Information		10.4.3*: 3 months - 2 years/lifetime (subject to the specific rules of the	FIFA DC 62.4: 6 months - 2 years /	Immaterial Difference.

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(1 st /2 nd offence)		anti-doping organization whose test was missed or whose whereabouts requirement was violated).	lifetime (no reservation).	
- Tampering (1 st /2 nd offence)		10.4.1*: 2 years/lifetime.	FIFA DC 62.2: 6 months - 2 years/lifetime.	Difference 1 st offence.
- Possession (1 st /2 nd offence)		10.2*: 2 years/lifetime.	FIFA DC 62.4: minimum 4 years.	Difference 1 st offence.
- Trafficking		10.4.2*: 4 years - life.	CD 62.4: minimum 4 years.	No material difference.
- Administration / Complicity		10.4.2*: 4 years - life.	CD 62.4: minimum 4 years.	No material difference.
Individual case management				
Determination of individual sanction	FIFA Q 2 WADA Q II 2	10*: Fixed ineligibility period (1 st offence: 2 years). Possibility of individual reduction or elimination of ineligibility based on certain conditions.	FIFA DC 60.1: Individual determination of ineligibility based on the degree of individual fault and objective and subjective circumstances of the case. Application of "generally recognized principles of law".	Difference.
Elimination of sanction	FIFA Q 2 WADA Q II 2	10.5.1*: "No fault or negligence" -> 0.	No explicit rule.	Difference.
Reduction of sanction	FIFA Q 2 WADA Q 2	10.5.2*: "No significant fault or negligence"-> reduction of 50% at the most, i.e. ineligibility of 1 - 2 years. Possibility of a reduction of the sanction is limited to "presence of a prohibited substance or method" and "use of a prohibited substance or method."	Individual determination of sanction, thereby taking all degrees of fault into account. Applicable to all kinds of violations and not limited to "presence of a prohibited substance or method" and "use of a prohibited substance or method."	Difference. Difference.
Proof on how the Prohibited Substance entered the Athlete's system	WADA Q II 2	10.5*: Prerequisite for elimination of reduction of sanction.	No explicit rule.	As a matter of fact, such proof will also be essential under the FIFA-rules.

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Probationary sanctions	WADA Q II 4	No express rule.	DC 33.1-33.3: sanctioning body is required to examine whether the implementation of a part of a sanction may be suspended. Only sanctions not exceeding 6 months may be suspended on probation. Half of the sanction must be served.	Difference.
Interruption of ineligibility period		No explicit rule.	FIFA DC 34: Interruption possible by rest periods during or between seasons.	Difference.
Substantial assistance		10.5.3*: reduction of certain sanctions of up to 50%.	No explicit rule.	Difference.
Multiple Violations		10.6.1*: Sanction must be based on the most severe violation. 10.6.2/10.6.3*: No general rule for multiple violations but only for offences with prohibited and specified substances.	FIFA DC 43: the sanction for the most severe offense may be increased by 50%.	Difference.
Disqualification in competitions subsequent to sample collection		10.7* Disqualification from all competitions from the date of sample collection, unless fairness requires otherwise.	No explicit rule.	WADC 11 leaves it to FIFA to determine the consequences of an individual anti-doping rule violation to the team.
Commencement of ineligibility		10.8*: date of the hearing decision.	FIFA DC 111/128: expiry of the time limit of appeal (i.e. 3 days after notification of decision).	No material difference.
Status during ineligibility		10.9*: No participation in any capacity in any activity of a signatory.	FIFA DC 20.1: No inclusion in the players' list for a match and no attendance in the area around the field of play. No restriction of participation in other sports.	Difference of unlikely practical relevance.

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Reinstatement Testing		10.10*.	FIFA DC 63.	No material difference.
Appeal to CAS				
- Appeal by the Offender	WADA Q II 7	13.2.3 (a)*: yes.	Statutes 59/60: yes, if suspension exceeds 3 months.	Difference.
- Appeal by "the other party to the case"		13.2.3 (b)*: yes.	Statutes 59/60: yes, if suspension exceeds 3 months.	Difference.
- Appeal by IOC	WADA Q II 7	13.2.3 (d)*: yes.	No.	Difference. However, IOC's procedural rights are a consequence of FIFA's participation in the Olympic Games.
- Appeal by WADA	WADA Q II 7	13.2.3 (e)*: yes.	Statutes 60.5: yes.	No material difference. However, there is no rule providing for notification of appealable decisions of FIFA to WADA.
Confidentiality and reporting		14: disclosure of testing information and results to WADA and public disclosure of convictions.	FIFA RDC 8/9: disclosure of testing information/results if required by national law. No obligation of public disclosure of test results and consequences.	Difference.
Clarification of doping control responsibilities		15.	FIFA RDC 1.1.	No material difference, except that WADA is not allowed to initiate event or out-of-competition testing.
Prescription		17*: 8 years.	FIFA RDC 44.2: 20 years.	Difference.