

## 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 or disciplinary proceeding arising following the commencement of its operations in April 2017. The AIU considers the policy to be in effective discharge of its functions and an important measure in protecting the integrity and reputation of the IAAF and the sport of Athletics.

### 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 the IAAF Anti-Doping Rules ("ADR") and their Athlete Support Personnel or cases for which the AIU otherwise has results management responsibility under the ADR. For non-doping cases, this means any case under the Integrity Code of Conduct.

The Disciplinary Tribunal is an independent body and under the ADR and the Integrity Code of Conduct it also has the power to make public disclosures in relation to the proceedings before it. Nothing in this Policy is intended to affect the exercise of the Disciplinary Tribunal's own functions in this regard.

The AIU will not disclose or comment on cases in Athletics which are not under its direct jurisdiction or results management responsibility, e.g. cases involving athletes who are not considered as International-Level Athletes, cases under the jurisdiction or results management responsibility of a national anti-doping agency or other competent organisation 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 or where no disciplinary action or steps have yet been taken, unless in response to matters which are on the public record (including public comments attributed to the Athlete or other Person being investigated or their representatives).

#### At the commencement of 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 ADR or the Integrity Code of Conduct):

- provisionally suspended; or
- issued with a Notice of Charge to be determined by the Disciplinary Tribunal (except for doping cases involving Specified Substances on the WADA Prohibited List).

In each case, the AIU will disclose the name of the person(s) involved and a general description of the pending case. The AIU will not disclose specific facts of any case except in response to public comment attributed to the Athlete or other Person against whom a violation is asserted or their representatives.

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

### **First instance decisions**

The AIU will publicly disclose all decisions of the Disciplinary Tribunal sitting as a first instance tribunal (unless the Disciplinary Tribunal decides otherwise for good cause).

### **Appeals**

The AIU will also publish when any appeal is filed against a first instance decision of the Disciplinary Tribunal as well as the resulting appeal outcome and decision, irrespective of whether the AIU is the appellant or the defendant in such an appeal.

### **Sanctions List**

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

### **Removal of information**

Details of any case published under this policy will be removed from publication upon expiration of the longer of one month or the duration of the period of Ineligibility.

### **Exceptions**

The exceptions to this policy will be (i) where public disclosure is not required under the World Anti-Doping Code and there is in the opinion of the AIU compelling justification not to publicly disclose the relevant information and (ii) where a decision has been taken (at first instance or on appeal) that no violation was committed and the Athlete or other Person has not consented to disclosure of the decision.