

APPROVED
by the resolution of the Cabinet of Ministers of Ukraine
of 25 July 2002 № 1063
(In the wording the resolution of the Cabinet of Ministers of Ukraine
of 22 November 2022 № 1300)

Standing Order of the National Anti-Doping Center

General provisions

1. The National anti-doping organization of Ukraine is a specialized state institution – the National Anti-Doping Center (hereinafter – the Center).
2. The Center is impartial and independent in performing its tasks from any third parties and independent in its activities, management and decision-making. Persons who are simultaneously involved in the management or activities of an international federation, a national sports federation, or the organization of major sports events, including the International Olympic Committee, the National Olympic Committee, the National Paralympic Committee, and the Ministry of Youth and Sports of Ukraine, are prohibited from participating in the adoption of operational decisions and activities of the Center.
3. The Center's activities are determined by the requirements of the Law of Ukraine “On Anti-Doping Activities in Sports”, the World Anti-Doping Code, WADA International Standards, and this Standing Order.
4. The Center’s authority extends over all athletes, including recreational athletes as defined in the Center's Anti-Doping Rules, and athlete support personnel who are citizens of Ukraine, foreigners or stateless persons residing on the territory of Ukraine on legal grounds.
5. The Center's authority also extends over all athletes, including recreational athletes as defined in the Center's Anti-Doping Rules, and athlete support personnel who participate in any activity or event organized, held, convened, or authorized by the organizer of a sports event, in particular if the organizer of the sports event is not affiliated with a sports federation.
6. The funding of the Center's activities is provided at the expense of the state budget and other sources not prohibited by the legislation.
7. The terms of remuneration of the Center's employees are determined by the Cabinet of Ministers of Ukraine.
8. The Center is a legal entity, has an independent balance, accounts in the authorities of the Treasury, a seal with the image of the State Coat of Arms of Ukraine and its name.

Organization of the Work of the Center

9. The Center within the framework of its activities:

- 1) elaborates and approves the Anti-Doping Rules;
- 2) carries out measures to implement the Anti-Doping Rules in sports activities;
- 3) ensures compliance of the anti-doping activities with the Law of Ukraine “On Anti-Doping Activities in Sports”, the International Convention against Doping in Sport, the Anti-doping Convention and its Additional Protocol;
- 4) grants the therapeutic use exemption for prohibited substances and methods in accordance with the International Standard for Therapeutic Use Exemptions;
- 5) cooperates with interested national or international organizations, agencies, as well as other anti-doping organizations;
- 6) orders and receives services related to anti-doping activities, including services related to testing, consultation, and education, both in Ukraine and abroad, in accordance with the legislation;
- 7) engages the doping control officers on a permanent or contractual basis to the doping samples collection;
- 8) elaborates the testing pools and develops a test distribution plan for athletes testing in accordance with the World Anti-Doping Code and the International Standard for Testing and Investigations;
- 9) approves requirements for the competence, and qualifications for doping control officers, takes measures to educate them, issues certificates and authorizes doping control officers to conduct testing;
- 10) conducts result management, including monitoring the results of testing of and investigation of anti-doping rules violations, in particular, proving the facts of violations of anti-doping rules and taking measures to prosecute for such violations;
- 11) plans, implements, evaluates and verifies informational and educational programs to prevent doping in sports;
- 12) interacts with central executive bodies and other government authorities, the National Olympic Committee, sports federations, national sports federations of sports for persons with disabilities or their unions – members of the International Paralympic Committee, the International Sports Committee for the Deaf, Sport Committee of

Ukraine, individuals and legal entities in order to promote the exchange of information on prevention of doping and its spreading in sport;

13) concludes agreements, including at the international level, on the main directions of its activities with anti-doping organizations of other countries, international sport federations, other organizations conducting doping control testing, research institutes and other organizations, if they do not contradict Ukraine's international obligations;

14) conducts international cooperation within the framework of the concluded agreements with anti-doping organizations;

15) develops and implements internal protocols for the handling of information related to possible anti-doping rules violations;

16) investigates all possible doping cases in sports;

17) organizes the work and ensures the activity of the Supervisory Board of the Center (hereinafter – the Supervisory Board), the Disciplinary Anti-Doping Commission, the Therapeutic Use Exemptions Committee and the Nomination Committee;

18) provides paid services in the prescribed manner;

19) approves the Regulation of the Nomination Committee;

20) pays annual contribution of Ukraine to the World Anti-Doping Agency, pays for services related to collection, transportation and analyzing of doping samples at the WADA-accredited doping control laboratories.

10. Any personal data processed by the Center during its anti-doping activity may be transferred to other interested anti-doping organizations, in particular through data sharing systems, exclusively in accordance with the legislation in the field of personal data protection and the International Standard for the Protection of Privacy and Personal Information.

The Management of the Center

11. The Center is headed by a director who is appointed by the Minister of Youth and Sports of Ukraine, based on the results of the competition and the proposal of the Supervisory Board, for a term of 5 years.

12. The term of the appointment of the director of the Center can be extended by the Minister of Youth and Sports of Ukraine on the proposal of the Supervisory Board for another five-year term.

13. The director of the Center must be a citizen of Ukraine who has a university degree, command of the state language, must have at least five years of experience in an executive position, has the knowledge and professional experience in the field of anti-doping activities in sports.

14. A person cannot be appointed to the position of the director:

is recognized as incapacitated or whose capacity is limited by a court decision;

has a criminal record for committing an intentional criminal offense, if such a record has not cancelled or withdrawn by the procedure established by law (except for a rehabilitated person);

was brought to criminal liability for the commission of a corruption crime on the basis of a court decision that has entered into legal force, or to whom an administrative penalty was applied for the commission of an offense related to corruption during the last year;

is deprived of the right, by a court decision that has entered into legal force, to engage in activities related to the performance of state functions or to occupy certain positions;

is an athlete whose sports career is not suspended/stopped, or the coach of such an athlete;

by the decision of an anti-doping organization, has been found guilty of the Anti-Doping Rules violation;

holds any position in a sports federation, is a member of the governing body of a sports federation or its separate subdivision;

has an actual or potential conflict of interest.

15. The decision to hold a competition for the position of the director of the Center and the conditions for its holding is taken by the Supervisory Board. The announcement of the competition is published in mass media no later than 30 calendar days before the start of the competition.

16. Director of the Center:

manages the activities of the Center, bears personal responsibility for the fulfillment of tasks assigned to the Center, determines the level of responsibility of his employees;

approves the structure and staffing order of the Center in consultation with the Ministry of Youth and Sports of Ukraine;

applies incentives and awards for employees within the limits of the total budget of the Center, taking into account the proposals of the Supervisory Board and the Ministry of Youth and Sports of Ukraine;

approves the Standing orders of structural divisions and job instructions (descriptions) of the employees of the Center;

issues organizational and administrative orders within his/her competence, organizes and controls their implementation;

manages funds of the Center within the limits of the approved cost estimate;

imposes disciplinary penalties on employees of the Center;

submits an annual report on the activities of the Center to the Supervisory Board;

appoints and dismisses heads of structural divisions and other employees of the Center in the prescribed manner;

exercises other powers in accordance with the legislation.

The Supervisory Board

17. The supervision over the activities of the Center is carried out by the Supervisory Board, which is an advisory body and operates within the powers defined by the Law of Ukraine “On Anti-Doping Activities in Sports”.

18. The composition of the Supervisory Board and its Standing order are approved by the Cabinet of Ministers of Ukraine.

The Therapeutic Use Exemptions Committee

19. To consider issues related to the therapeutic use of prohibited substances and prohibited methods, processing requests, and Therapeutic Use Exemption (TUE) granting, the Therapeutic Use Exemptions Committee (hereinafter - the Committee) should be established in the Center, which consists of five experts in the field of health care knowledge with experience in diagnostics and treatment of athletes, who also have deep knowledge in the field of clinical, sports and practical medicine and are citizens of Ukraine.

In case when the assessment of a request for TUE from an athlete requires the knowledge of an expert in the corresponding field or specialty as a result of the athlete's objective health condition, the Committee may involve the corresponding expert for the assessment of such request.

20. The personal composition of the Committee is approved by the Center. The members of the Committee shall be persons who do not have a real or potential conflict of interest.

21. The Committee members must not disclose information that has become known to them in connection with membership in the Committee, not provide it to third parties, use such information exclusively for the purpose of performing duties and functions in accordance with the requirements of this Standing order in compliance with the Law of Ukraine "On Protection of Personal Data" and the International Standard for the Protection of Privacy and Personal Information.

22. The organizational form of activity of the Committee is a meeting, which is considered competent if two-thirds of its total members are present. Decisions of the Committee are adopted by a majority of votes of its total membership.

23. Before starting work in the Committee, each of its members must sign a Declaration on the absence of conflict of interests and compliance with confidentiality, the form of which is developed by the Center.

The Research

24. The Center can conduct sociological research, research on the prevention of doping, behavioral and social aspects, health consequences of doping; as well as for the purpose of developing scientifically based programs for the physiological and psychological training of athletes.

25. The research must comply with recognized international ethical standards, prevent the use of prohibited substances and prohibited methods by athletes, and be conducted only with the implementation of appropriate measures aimed at preventing the misuse of anti-doping research and use of doping.

26. The Center informs the World Anti-Doping Agency about the results of conducted anti-doping research.