

DRUG TESTING – YOUR RIGHTS & RESPONSIBILITIES (Urine Testing)

TO FIND OUT WHICH DRUGS ARE PERMITTED CALL: NZSDA Hotline **0800 DRUGFREE** (0800 378-437), Monday – Friday, 8.30am to 5.00pm

Carefully check the details entered on this form, add any comments you consider to be necessary and sign it. Your representative (if any) and the Drug Control Officer must do the same. The Drug Testing Official who witnessed you pass the sample will also sign the form.

The Drug Control Officer will then give you a copy of the Doping Control Form and you can leave the Sample Collection Station.

Failure to comply with a request to provide a sample

You will be taken to have failed to comply with a request to provide a sample if; you do not provide the sample or, do not comply with the procedural requirements for the manner of collection of the sample.

What happens if you are deemed by the Drug Control Officer not to have provided a sample?

You will receive a notice indicating that you may, within five working days after service of the notice, make a submission in writing to the NZSDA advising the grounds on which you consider you had reasonable cause for failing to comply with the request.

If the Board of the NZSDA determines that you did have reasonable cause, a notice indicating that will be sent to you.

If the Board determines that you did not have reasonable cause, it will enter your name and other details on the Sports Drug Register. Notice of this will be sent to you and the NSO(s) of which you are a member or are associated with.

If you believe that the NZSDA's decision is wrong, you may appeal to the District Court. An appeal must be lodged within five working days of service of the notice.

How is the sample tested?

All samples collected by the NZSDA are sent to a laboratory accredited by the IOC or World Anti-Doping Agency for testing, using recognised testing methods. The laboratory is not given your name, only numbers to identify your sample.

What happens if the A bottle test result is negative?

You and your NSO(s) will receive a notice from the NZSDA telling you that.

What happens if the A bottle test result is positive?

You will receive a notice indicating that the B bottle will be tested within 4 working days after service of the notice.

It will indicate that you or your representative may be present when the B bottle is unsealed and tested. If you do not wish to attend or to arrange for a representative to attend, the NZSDA will appoint an independent person to act as a surrogate representative for you.

You may, by 5pm on the fifth working day following service of the notice, advise the NZSDA in writing of any matters which you consider the Board should take into account before making a determination if the B bottle test result confirms the A bottle result.

What happens if the B bottle test result is negative?

The Board will make a determination that a doping infraction has not been committed and a notice indicating that will be sent to you and your NSO(s).

What happens if the B bottle test result is positive?

The Board will determine whether you have committed a doping infraction or not. If the Board determines that you have not committed a doping infraction, a notice will advise you of this.

If the Board determines that you have committed a doping infraction, an entry will be made in the Sports Drug Register and a notice will be sent to you and your NSO(s). It is up to your NSO(s) to decide what action to take. You may be suspended or banned from the sport(s).

If you believe that the NZSDA's decision is wrong, you may appeal to the District Court. An appeal must be lodged within five working days of service of the notice.

Any other questions

If you have any questions, ask a Drug Control Officer or call the NZSDA during office hours on 521-5706 or, if you live out of Auckland, on the toll-free number 0800 DRUGFREE (0800 378-437). You can also visit the Agency website www.nzstda.org

The New Zealand Sports Drug Agency Act 1994 and Amendment Act 2000, The Sports Drug (Urine Testing) Regulations 1994 and amendments and the Privacy Act 1993 may also be consulted.

DRUG TEST NOTIFICATION

— IN COMPETITION

1. Competitor is to allow a Drug Testing Official of the NZSDA to accompany him/her to the Sample Collection Station (SCS).
2. Competitor may contact a representative and/or interpreter to accompany him/her to the SCS.
3. A selection of sealed drinks is available at the SCS. Competitor is advised to select only from this supply. If Competitor eats/drinks anything else it is at his/her own risk.
4. If Competitor fails to comply with this request the consequences are serious. Penalties are as for a Positive test.
5. Competitor must report to the SCS as soon as is practicable and within 60 minutes from the time of notification.
6. Competitor is permitted to undertake the following as long as the competitor remains in sight of a Drug Testing Official;
 - a. Attend a victory ceremony
 - b. Fulfil media commitments
 - c. Compete in further events
 - d. Complete a current training session
 - e. Perform a warm down
 - f. Receive any necessary medical attention.

NOTE: Competitor may not delay the test by unreasonably prolonging any of the above.

**New Zealand
Sports Drug Agency
PO Box 18339,
Auckland
www.nzstda.org
October 2003**



**THE NEW ZEALAND
SPORTS DRUG AGENCY**

INFORMATION FOR ATHLETES



**THE NEW ZEALAND
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This information is provided to help you. Your rights and obligations are governed by the New Zealand Sports Drug Agency Act 1994 and the Amendment Act 2000, and also the Sports Drug (Urine Testing) Regulations 1994 and subsequent amendments.

Do you have to give a sample?

The New Zealand Sports Drug Agency Act does not compel competitors to provide a sample. The rules of your sport, however require members to undergo drug testing and there are penalties for those who refuse.

How will a request to provide a sample be made?

The NZSDA will make a request either in person or by a notice mailed or delivered to your address, you will be asked to sign the notice to acknowledge that you have received it.

What can the sample be used for?

The sample can only be used for the purpose of testing for the presence or otherwise of drugs or doping methods prohibited by the NZSDA Schedule to enable your National Sporting Organisation or Organisations ("NSO (s)"), to consider whether there is a case for disciplinary action to be taken against you.

When and where do you give a sample?

OUT OF COMPETITION TESTING

You can be tested out of competition any time, any place. The Drug Testing Official notifying you will inform you of the time and place you are required to attend to provide a sample. Usually the place will be the place where you are notified and you will be required to stay within sight of the official until you have provided a sample. This information will also be on the notification form. If there are matters you need to attend to, prior to giving a sample, discuss them with the official. In exceptional circumstances, the Drug Control Officer, responsible for the collection of the sample, after consultation with the NZSDA office if necessary, may grant a request for variation of the time or place.

IN COMPETITION TESTING

You will be notified in person by a Drug Testing Official and required to attend a Sample Collection Station as soon as is practicable, but within 60 minutes. You may have any necessary medical treatment, go to a victory ceremony, fulfill media commitments, compete in further events, complete a current training session or warm down etc. These matters must be completed within the time permitted by the Official. In special circumstances you may be given additional time after being granted permission by the Drug Control Officer. You must stay within sight of the Drug Testing Official at all times until the completion of the sample collection process.

Appointing a representative/interpreter

You may appoint a representative (such as a parent, coach or friend) to attend the Sample Collection Station with you. If you choose to have a representative with you, the person you choose must be able to attend the facility at the time you do.

Where necessary you may also appoint an interpreter.

What to do on arrival at the Sample Collection Station

PROVIDING THE SAMPLE

You will be asked to wait with the Drug Testing Official. You may take drinks to help you give the sample. NZSDA will make drinks available, but any other drink or foodstuffs you consume are taken at your own risk. Tell the Drug Testing Official when you are ready to give a sample.

A Drug Control Officer is responsible for the collection of samples at each Sample Collection Station. The Drug Control Officer will ask you to select a sealed sample collection container. Take this to the toilet area. A Drug Testing Official of your own gender will go with you. You must pass the sample in the direct sight of this person. You will be asked to adjust clothing so that a clear view is possible. Your representative may be with you if you are under 18 or if you are an athlete with a disability.

The sample collection container is your responsibility. Only you, or someone authorised by you, may handle the container.

The sample and the sample collection container must always be in the sight of a Drug Testing Official. If either is taken out of the sight of a drug official you may be asked to give another sample.



A sample of at least 80 millilitres is required.

IDENTIFYING AND SEALING THE SAMPLE

The Drug Control Officer will ask you to select a sealed pack containing a pair of bottles marked A & B. The Drug Control Officer will then instruct you to:

- break the seal of the sealed pack you have chosen and remove the bottles marked A and B
- check that the numbers on the bottles, lids and other equipment match each other
- If any numbers do not match, the Drug Control Officer will ask you to select another sealed pack
- pour the sample into the A and B bottles
- seal the bottles.

If you interfere with any of these procedures, you will be taken to have failed to comply with a request to provide a sample. If another person interferes with these procedures, you may be asked to give another sample.

A sample which is too small for testing

If the sample is less than 80 millilitres this is called a partial sample and you will be asked to seal the partial sample and give additional samples until 80 millilitres is provided. When you provide further samples, you will be asked to mix the new sample with the existing sample and when you have sufficient, pour the mixed sample into the A and B bottles.



Checking whether the sample is suitable for testing

After you have given the sample, the Drug Control Officer may test its relative acidity and specific gravity. If this is outside the limits set by the NZSDA you may be asked to give another sample. You will not be asked to provide more than three samples.

Giving a further sample

If a further sample is required, you will be asked to wait. If you do not continue with the procedure, the Drug Control Officer will report this as a failure to comply with a request to provide a sample.

Filling out the Doping Control Form

The Drug Control Officer will enter information concerning the collection of the sample on a Doping Control Form.

You will be asked to give details of any medication or substances you may have taken in the last seven days, but you do not have to give this information. If you choose to do so you may record this information on a separate form, which may be sealed and will be opened only in the event of a positive result from the B sample. It is in your own interest to give this information and you are urged to do so. You can add comments about the use of this medication or substances on the form if you wish.

You must give the Drug Control Officer any other information that is necessary to complete the form.