

WORLD ANTI-DOPING AGENCY
play true

COUNCIL OF EUROPE

**Memorandum of Understanding
between
the Council of Europe
and
the World Anti-Doping Agency
(WADA)**

Preamble

Whereas

- The Council of Europe is the Europe's leading organisation in the protection and promotion of human rights, democracy and the rule of law;
- The World Anti-Doping Agency (hereafter referred to as WADA) is the international independent agency responsible for the global fight against doping in sport, including development of national and international anti-doping capacities and monitoring of compliance with the World Anti-Doping Code;
- The Council of Europe and WADA share a number of values and principles such as respect for human rights and dignity, equality, non-discrimination, tolerance, sustainability, ethics and integrity in sport;
- The Council of Europe and WADA are concerned by the harmful effects of doping on the health of athletes as well as on the integrity of international sport;
- The Council of Europe and WADA aim to strengthen their existing co-operation and undertake to co-ordinate their actions in Europe with a view to promoting and consolidating the global fight for clean sport;
- The Council of Europe and WADA share the principles of good governance in sport and are committed to actively promote them;
- The Council of Europe and WADA recognise the important role that the Anti-Doping Convention of the Council of Europe (CETS 135) and the Additional Protocol to it (CETS 188) have played in the development of the international system of the fight against doping in sport;
- The Council of Europe through its intergovernmental Ad Hoc European Committee to the World Anti-Doping Agency (CAHAMA) ensures the co-ordination of the position of the European public authorities in WADA.

The Council of Europe and WADA (referred to as "the parties") have agreed on the following:

Areas and objectives of co-operation

Monitoring and Compliance

The parties undertake to co-operate closely in promoting full compliance of the signatories to the Anti-Doping Convention of the Council of Europe (CETS 135), the Additional Protocol to the Anti-Doping Convention (CETS 188) and to the World Anti-Doping Code (WADC) with their undertakings under those instruments.

The parties undertake to collaborate in their activities of compliance monitoring (visits, questionnaires, etc.), to exchange relevant information in preparation for these activities, and to co-ordinate actions aimed at assisting European governments and NADOs in ensuring their policy and practice are in compliance with the Anti-Doping Convention of the Council of Europe, the World Anti-Doping Code or any other relevant international Convention/Regulations.

Standard setting

The parties agree to co-operate, wherever possible and practical, in the preparation of new instruments falling within the scope of responsibility of each party to this Memorandum.

The parties agree to jointly organise activities aimed at raising awareness of the relevant stakeholders of the existing instruments as well as intending to promote the use of these instruments in Europe and, where appropriate, in other continents.

National anti-doping programmes

The parties undertake to co-operate in promoting the development of the national legislative and regulatory framework and anti-doping programmes in the European countries through co-ordination of actions, delivering jointly developed assistance programmes, exchange of information and other means which will be considered appropriate by both parties.

Where relevant, the parties will enter into specific agreements in order to ensure on-site co-ordination of actions and effective collaboration with other stakeholders concerned (governments, NADOs, etc.)

Where necessary, the Council of Europe may contribute, at the request of WADA, in the development of anti-doping programmes outside Europe.

Institutional co-operation

The Council of Europe undertakes to invite WADA to participate, when appropriate, in the work of the Monitoring Group to the Anti-Doping Convention (T-DO), its advisory and ad hoc groups as well as in the Ad Hoc European committee to the World Anti-Doping Agency (CAHAMA).

Where necessary, the Council of Europe and WADA may create joint ad hoc groups of experts to discuss issues of common interest.

Implementation

The parties will each appoint a representative who will act as a focal point for the implementation of this Memorandum. These two representatives are jointly responsible for co-ordination of the development and implementation of the activities falling in the scope of the present Memorandum.

The appointment of the representatives shall be effected by exchange of letters.

For the purpose of overseeing the implementation of the Memorandum, the parties shall hold regular consultations and meet as often as necessary, but no less frequently than once a year.

For the purpose of strengthening the co-ordination of the compliance monitoring activities of the Council of Europe and of WADA, regular communication shall be established between the relevant bodies (e.g. the Compliance Review Committee of WADA and the Advisory Group on Compliance to the Anti-Doping Convention of the Council of Europe), including annual co-ordination meetings.

The parties will regularly inform each other about the progress of the activities falling within the scope of the present memorandum.

Where necessary, the Council of Europe and WADA may create joint ad hoc groups of experts to discuss issues of common interest.

Entry into force, amendments and duration

This Memorandum shall enter into force on the date it is signed by both parties;

Amendments to this Memorandum shall be agreed by both parties in writing;

This Memorandum may be terminated by either party at any moment, subject to three months' notice provided in writing to the other party.

Final provisions

This Memorandum shall not create rights or obligations under international or domestic law.

Any disputes arising out of or in relation to this Memorandum shall be settled by the parties through good faith negotiations.

Signed in Budapest on the 29th day of November 2016, in two originals, in English.

For the Council of Europe

(signed)

Gabriella BATTAINI-DRAGONI
Deputy Secretary General

For the World Anti-Doping Agency

(signed)

Sir Craig REEDIE
President

(signed)

Olivier NIGGLI
Director General