

## Implementation of anti-doping policies in 2021 - Austria

### Implementation of anti-doping policies in 2021 - Questionnaire 0.1

#### Objective :

In order to implement the requirements of the Article 9 of the Anti-Doping Convention, the online annual questionnaire is ready for collection of data regarding anti-doping policies in 2021.

#### Instruction :

For detailed instructions please select the links to documentation at the top of the page.

In case you face any problems which would prevent you from filling in the questionnaire, please report it to us by e-mail: sport.t-do@coe.int.

You are kindly requested to fill in, save and post your country's data for 2021 before 1 May 2022.

#### Questions :

##### 1. Number of athletes

Please estimate the number of athletes in the following categories within your country:

##### international-level athletes

Min numeric value allowed : 0

[ 149 ]

[ ] Data not available

##### national-level athletes

Min numeric value allowed : 0

[ 379 ]

[ ] Data not available

##### recreational level athletes

Min numeric value allowed : 0

[ 2099400 ] ; comment (optional)All figures are difficult to estimate, ILA and NLA are figures taken from the testing pools.

[ ] Data not available

##### athletes at the last Summer Olympic games

Min numeric value allowed : 0

[ 71 ]

[ ] Data not available

##### athletes at the last Winter Olympic games

Min numeric value allowed : 0

[ 104 ]

[ ] Data not available

##### athletes at the last Summer Paralympic games

Min numeric value allowed : 0

[ 27 ]

[ ] Data not available

athletes at the last Winter Paralympic games

Min numeric value allowed : 0

[ 13 ]

[ ] Data not available

## 2. Doping definition

What is the definition of "doping in sport" used in your country?

Council of Europe Anti-Doping Convention

UNESCO International Convention against doping in sport

World Anti-Doping Code

Other, please specify (e.g. national law) : National law covers the aforementioned definition

## 3. Doping list

Which list of banned pharmacological classes of doping agents and doping methods (i.e. Prohibited List) is implemented in your country?

Prohibited List, as adopted by the Executive Committee of WADA

List of banned pharmacological classes of doping agents and doping methods, as adopted by the Monitoring Group (T-DO)

Prohibited List, as adopted by the Conference of Parties of the International Convention against Doping in Sport (UNESCO)

Other, please specify : .....

## 4. Additional doping lists

For the purposes of restricting availability of doping substances, are there other lists than those defined in the question 3?

Yes, please specify: There is no separate list but some substances are covered through criminal laws or other administrative laws.

No. Comment (optional) .....

## 5. Anti-doping laws


Are there any anti-doping laws in your country? Please upload the respective texts

Anti-doping law (other than ratification of the Convention). Your comment (optional) .....

Other public law rules, please specify: .....

No. Comment (optional) .....

Attachments

 Austrian Federal Anti-Doping Act 2021 .pdf

## 6. National Anti-Doping Organisation (NADO)


What is the legal status of your national anti-doping organisation? Please upload the statutes, if possible

Public authority

- Non-governmental organisation
- Private company
- National Olympic Committee acting as a NADO

Other, please specify: A public non-profit limited liability company named “Nationale Anti-Doping Agentur Austria GmbH”, abbreviated as “NADA Austria”, has been established to carry out the tasks of an Independent Anti-Doping Organization. The federal government holds more than half of its share capital. Unless specified otherwise in this Federal Act, the provisions of the Federal Act on Limited Liability Companies (Gesetz über Gesellschaften mit beschränkter Haftung - GmbHG), Imperial Law Gazette no. 58/1906, shall apply to this company. The federal shares in the company shall be managed by the Federal Minister for Arts, Culture, the Civil Service and Sport.

#### Attachments

 NADA Austria : <http://www.nada.at>

## 7. NADO activities

Which of the activities below are conducted by your national anti-doping organisation? Please upload the organisational chart, if possible

	Yes. Comment(optional)	No, please specify which organisation is in charge
Co-ordination of action by all national stakeholders (NADO, public authorities, sport organisations)	<input type="checkbox"/>	<input checked="" type="checkbox"/> Federal Ministry for Arts, Culture, Civil Service and Sport
Co-ordination of the fight against trafficking	<input type="checkbox"/>	<input checked="" type="checkbox"/> Federal Ministry of Justice, Ministry of Health, Ministry of the Interior
Risk assessment and test distribution planning (TDP)	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Registered testing pool and/or whereabouts pools management	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sample collection and transportation of samples to a laboratory	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sample Collection Personnel training, accreditation and re-accreditation	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Results management	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Therapeutic Use Exemption (TUE) management	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Intelligence management	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Investigations	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Education of athletes and athlete support personnel	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Research	<input type="checkbox"/>	<input checked="" type="checkbox"/> Scientific Research is done by Seibersdorf Laboratories, Universities, Colleges of higher Education

## 8. Funding of anti-doping programme

What was the annual budget of the NADO for the 2021 calendar year?

Min numeric value allowed : 0

[ 3075000 ] amountEURCurrency

[ ] Data not available

## 9. Funding sources

How is the NADO funded? Please select all that apply and indicate an estimate in percentages:

- [ X ] Government 81%
- [ ] National Olympic Committee (NOC) ..... %
- [ ] Other sports organisations ..... %
- [ ] Fee for service ..... %
- [ ] Private ..... %
- [ X ] Other 19%

## 10. Distribution of funding

What percentage of NADO's annual budget is put towards the following core programs?

- [ 17 ] Testing (including equipment, transportation, sample collection personnel fees)
- [ 18 ] Sample analysis (including Technical Document for Sport Specific Analysis, Athlete Passport Management Unit fees, sample retention fees, additional and further analysis)
- [ 3 ] Information and intelligence gathering, and investigations
- [ 7 ] Results Management/Legal
- [ 19 ] Education
- [ 0 ] Research
- [ 2 ] Therapeutic Use Exemptions (TUEs)
- [ 34 ] Other (e.g. remuneration, administration) IT, general administration, office lease, WADA/INADO contribution
- [ ] Data not available

## 11. Other funding for the anti-doping programme

Are other institutions funding any parts of the national anti-doping programme (e.g. laboratories, research, WADA contribution, Unesco Voluntary Fund)

- ( X ) Yes, please describe 2 ERASMUS+ projects; Laboratory Seibersdorf
- ( ) No

## 12. Sport budget

What amount has been allocated to sport from the State budget through the national ministry responsible for sport for the year 2021?

[ 151492000 ] amount€/This figure represents the budget of the federal government, but as far as possible cleared from additional

federal COVID-19 based funding and aidsurrency / other information

Data not available

### 13. Limiting public funding to organisations

Is public funding withheld from organisations that do not comply with anti-doping regulations and related legal instruments?

- Yes, all funding is withheld
- A limited amount of funding is withheld
- No financial implications
- Information not available / Comment .....

### 14. Limitation of public funding of persons

Is sport-related financial assistance provided by public authorities withheld from banned athletes or athlete support personnel during the period of their suspension?

- Yes, all funding is withheld
- A limited amount of funding is withheld
- No
- Not applicable (no sport-related financial assistance is provided by public authorities to athletes or support personnel)
- Information not available / Comment .....

### 15. Testing programme

Does your country have a national testing programme?

- Yes
- No, please explain .....

### 16. Quality certificate

Is your NADO or part of its procedures certified according to a quality standard (such as ISO or any other quality assurance system)?

- Yes, please specify which standard, its scope and validity ISO 9001:2015; valid until May, 27th 2023
- In progress
- No

### 17. NADO staff, committee members and other anti-doping specialists

Please outline below how many NADO staff, committees' members and other anti-doping specialists are involved in the coordination and management of your anti-doping programs (except sample collection personnel)

Min numeric value allowed : 0

[ 13 ] staff full time

[ 1 ] staff part time

[ 60 ] committees' members (including, but not limited to, members of the disciplinary panels, NADO Board, TUE,

[ 15 ] other specialists, please describe educators

[ ] Data not available

## 18. Number of DCOs and BCOs

If your NADO acts as a Sample Collection Authority (as per question 7), how many sample collection persons are involved in the sample collection?

Min numeric value allowed : 0

[ 19 ] Doping Control Officers

[ 17 ] Blood Collection Officers

[ 54 ] Chaperones

[ 0 ] Not applicable

[ ] Data not available

## 19. Use of WADA laboratories

Which WADA-accredited or approved laboratories are used for analysis of samples collected by your NADO as a Testing authority within your national testing program in the year 2021? Please list all that applies, including the laboratory in your own country (if you use it) and indicate the percentage of samples analysed in each laboratory. Enter "0", if you don't use this laboratory

	% of NADO samples (estimate)
ANKARA, TURKEY	0
ATHENS, GREECE	0
BANGKOK, THAILAND	0
BARCELONA, SPAIN	0
BEIJING, CHINA	0
BLOEMFONTEIN, SOUTH AFRICA	0
BUCHAREST, ROMANIA	0
COLOGNE, GERMANY	0.5
DOHA, QATAR	0
GHENT, BELGIUM	0
HAVANA, CUBA	0

HELSINKI, FINLAND	0
KREISCHA, GERMANY	0
LAUSANNE, SWITZERLAND	0.5
LONDON, UNITED KINGDOM	0
LOS ANGELES, USA	0
MADRID, SPAIN	0
MONTREAL, CANADA	0
NEW DELHI, INDIA	0
OSLO, NORWAY	0
PARIS, FRANCE	0
RIO DE JANEIRO, BRAZIL	0
ROMA, ITALY	0
SALT LAKE CITY, USA	0
SEIBERSDORF, AUSTRIA	99
SEOUL, SOUTH KOREA	0
STOCKHOLM, SWEDEN	0
SYDNEY, AUSTRALIA	0
TOKYO, JAPAN	0
WARSAW, POLAND	0
Other	0

[ ] Data not available

## 20. Testing statistics

How many samples were collected under your national testing program in the year 2021?

	Urine	Blood (including ABP)
In-competition samples	403	91
Min numeric value allowed : 0		

Out-of-competition samples Min numeric value allowed : 0	1411	543
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Data not available

## 21. Testing abroad

Did you test athletes under your authority who reside or train abroad (directly or by using Delegated Third Parties)?

Yes

Not in 2021, but we have authorisation to do so

No, we do not have authorisation to do so / Comment .....

## 22. Disciplinary system

Please describe the disciplinary process for the anti-doping rule violations and application of the T-DO Recommendation on ensuring the independence of hearing panels (bodies) and promoting fair trial in anti-doping cases [T-DO/Rec(2017)01]  
<http://rm.coe.int/recommendation-on-ensuring-the-independence-of-hearing-panels-bodies-a/1680735159>

	–	–	–
Has your State established centralised panel/body in charge of all hearing proceedings in anti-doping matters (hearing panel)?	YES	NO	NO
Is the hearing panel independent, and operationally independent from sport movement (i.a. national federations, National Olympic Committee, National Paralympic Committee)?	YES	NO	NO
Is the hearing panel operationally independent from the government?	YES	NO	NO
Is the hearing panel operationally independent from the NADO?	YES	NO	NO
Is the composition of the hearing panel in line with the requirements outlined in the T-DO recommendation?	YES	NO	NO
Are the rights of access to justice ensured in accordance with the T-DO recommendation?	YES	NO	NO
Other comments	NO	NO	NO
Suggestions	NO	NO	NO

Data not available

## 23. Appeals system


Please describe the process for handling anti-doping rule violations appeals



Describe, upload documents or add the link to the relevant content The primarily appeal body is the Independent Arbitration Commission. Right of appeal/process and parties are defined in para 23 of the Austrian Federal Anti-Doping Act 2021.

Data not available

#### Attachments

 Independent Arbitration Commission : <http://www.schiedskommission.at>

#### 24. Appeals panel

What is the legal basis for the appeal panel to be fully 'institutionally independent' from NADO? Please select all that apply:

- Legislation or other applicable national law
- Anti-doping rules
- Procedural rules
- Other (free text) .....

#### 25. Anti-doping rule violations (ADRV)

How many anti-doping rule violations cases were initiated in 2021 and how many of these initiated cases resulted in the imposition of a sanction?

	Initiated cases	Cases that resulted in a sanction	Cases that resulted in no sanction
Presence of a prohibited substance or its metabolites or markers in an athlete's sample Min numeric value allowed : 0	3	3	0
Use or attempted use by an athlete of a prohibited substance or a prohibited method Min numeric value allowed : 0	2	1	1
Evading, refusing or failing to submit to sample collection Min numeric value allowed : 0	0	0	0
Whereabouts failures Min numeric value allowed : 0	0	0	0
Tampering or attempted tampering with any part of doping control Min numeric value allowed : 0	0	0	0
Possession of prohibited substances and prohibited methods Min numeric value allowed : 0	1	1	0
Trafficking or attempted trafficking in any prohibited substance or prohibited method Min numeric value allowed : 0	0	0	0

Administration or attempted administration to any athlete of any prohibited method or prohibited substance Min numeric value allowed : 0	0	0	0
Complicity Min numeric value allowed : 0	1	1	0
Prohibited association Min numeric value allowed : 0	0	0	0
Retaliation Min numeric value allowed : 0	0	0	0

Data not available

## 26. Whereabouts failures

How many recorded whereabouts failures did you have in 2021:

14 ] Recorded missed tests

0 ] Recorded filing failures

Data not available

## 27. Co-operation with law enforcement agencies

What measures have been taken to ensure co-operation between NADO and law enforcement agencies?

Law, please specify § 30 Austrian federal Anti-Doping Act 2021

Agreement, please specify .....

Ad hoc activities, please specify .....

Other, please specify .....

None; your comment (optional) .....

## 28. Sanctions for doping trafficking

Are there specific penalties or sanctions for illegal circulation of doping substances, in addition to those regulating the movement of medicines and narcotics?

Criminal penalties, please specify For specific substances Austrian Federal Anti-Doping Act 2021

Financial penalties, please specify .....

Administrative or civil sanctions, please specify .....

Professional disciplinary actions, please specify .....

None of above, please explain .....

Not available; your comment (optional) .....

### Attachments

 Federal Anti Doping Act 2021 :

<http://https://www.ris.bka.gv.at/GeltendeFassung.wxe?Abfrage=Bundesnormen&Gesetzesnummer=20011421>

## 29. Statistics on doping trafficking

Do law enforcement agencies share data on the seizure of doping substances with the NADO?

- Yes, please specify how many seizures have been reported in 2021 n/a
- No. comment (optional) .....
- Other, please specify .....

### 30. Whistleblowers

Is your NADO implementing a whistleblower policy/programme?

- Yes; NADO has its own programme. Please explain the legal framework .....
- Yes; NADO applies WADA Whistleblowing programme/policy and procedure for reporting misconduct
- Yes, NADO applies the rules of the following organisations .....
- No, but NADO is developing own whistleblower policy/programme; please explain the legal framework
- No, NADO hasn't planned it for the time being

### 31. Whistleblower protection

If your NADO implements a Whistleblower policy/programme, do you ensure that the following Whistleblower rights are ensured:

- Right to provide information
- Right to confidentiality
- Right to secured and reliable reporting channels
- Right to be informed on the status of proceedings and overall guidance
- Right to be notified of information sharing with third parties
- Right to withdraw reporting or any disclosure
- Right to assistance
- Right to protection from retaliation
- Not applicable

### 32. Organisation of anti-doping education

Which organisations are involved in implementing anti-doping education programs?

- National anti-doping organisation
- Ministry responsible for sport
- Ministry responsible for education
- Ministry responsible for health
- Other governmental body .....
- National sport federations
- Regional/municipal sport organisations
- Universities
- Schools

Sport clubs

Other bodies .....

### 33. Anti-doping education target groups

Which anti-doping target groups are educated and by whom?

	NADO	Other organisations alone or in cooperation with NADO	Not targeted in 2021
International-level athletes	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
National-level athletes	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Youth athletes	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Children / School sport	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Recreational athletes	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Gym/Fitness athletes	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Athletes returning from a sanction	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Coaches, trainers	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sports administrators, officials, managers, agents	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Medical / Paramedical professionals	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Team staff/Members of a delegation at a major event	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Parents	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
School and university teachers	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
University students	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Commercial sponsors	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Media, journalists	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

### 34. Nutritional supplements

What measures have been taken to address the problems related to nutritional supplements in sport?

Restrict availability

Control of production

Provide quality assurance

- Comprehensive labelling
- Limit advertising and promotion
- Educational and informational measures
- Other, please specify: .....

35. Anti-doping research ●

Has any anti-doping research been undertaken or supported?

- Yes; your comment (optional) Study on the consequences of an ADRV in the six dimensions: physical, psychological, social, financial, professional and ethical with university UMIT and Vienna; evaluation of education program with university UMIT
- Yes, to a limited extent; your comment (optional) .....
- No; your comment (optional) .....

36. Areas of anti-doping research ●

What are the areas of anti-doping research?

- Doping prevention
- Detection methods
- Social science, including behavioural and social aspects of doping
- Health consequences of doping
- Physiological and psychological training programmes
- Emerging substances or methods
- Alternative testing methods
- None
- Other; your comment (optional) .....

37. Publication of anti-doping research ●

How many articles with the results of this research have been published in peer-reviewed scientific journals? Please upload a summary or share links to resources, if available

- in 2021; your comment (optional) .....
- Data not available

38. International agreements ●

Has your country signed any agreements with other Anti-Doping Organisations (ADOs) or agreements on anti-doping with any other organisation or State concerning the following:

	Yes or No; if applicable please explain or upload the document (below)
(a) Sharing of information	Yes
(b) Law enforcement co-operation	No

(c) General co-operation	Yes, Mentoring Program for greek NADO EOKAN
(d) Other	Yes, ERAMUS+ projects

[ ] Data not available

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