

Implementation of anti-doping policies in 2021 - Malta

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

[]

[X] Data not available

national-level athletes

Min numeric value allowed : 0

[]

[X] Data not available

recreational level athletes

Min numeric value allowed : 0

[] ; comment (optional)

[X] Data not available

athletes at the last Summer Olympic games

Min numeric value allowed : 0

[6]

[] Data not available

athletes at the last Winter Olympic games

Min numeric value allowed : 0

[0]

[] Data not available

athletes at the last Summer Paralympic games

Min numeric value allowed : 0

[2]

[] Data not available

athletes at the last Winter Paralympic games

Min numeric value allowed : 0

[0]

[] 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

[X] World Anti-Doping Code

[] Other, please specify (e.g. national law) :

Attachments

 LN 2021.pdf

3. Doping list

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

[X] Prohibited List, as adopted by the Executive Committee of WADA

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

[X] 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:

(X) No. Comment (optional)

5. Anti-doping laws

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

[X] Anti-doping law (other than ratification of the Convention). Your comment (optional) Legal Notice 104 of 2021 of the Laws of Malta

[] Other public law rules, please specify:

[] No. Comment (optional)

Attachments


 LN 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:

Attachments

 Sports Governance and Integrity Act 2021.pdf

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 checked="" type="checkbox"/>	<input type="checkbox"/>
Co-ordination of the fight against trafficking	<input type="checkbox"/>	<input checked="" type="checkbox"/> Malta Police Force
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"/> University of Malta

8. Funding of anti-doping programme

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

Min numeric value allowed : 0

[95000] amounteuroCurrency

[] Data not available

9. Funding sources

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

- Government 100%
- National Olympic Committee (NOC) %
- Other sports organisations %
- Fee for service %
- Private %
- Other %

10. Distribution of funding

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

- [25] Testing (including equipment, transportation, sample collection personnel fees)
- [45] Sample analysis (including Technical Document for Sport Specific Analysis, Athlete Passport Management Unit fees, sample retention fees, additional and further analysis)
- [2] Information and intelligence gathering, and investigations
- [5] Results Management/Legal
- [1] Education
- [1] Research
- [1] Therapeutic Use Exemptions (TUEs)
- [20] Other (e.g. remuneration, administration)
- [] 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)

- () Yes, please describe
- (X) 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?

- [5675000] amount eurocurrency / 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
- 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

[1] staff full time

[0] staff part time

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

[5] other specialists, please describe Pool of Legal and Pharmaceutical Experts

[] 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

[11] Doping Control Officers

[0] Blood Collection Officers

[11] 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
DOHA, QATAR	0
GHENT, BELGIUM	0
HAVANA, CUBA	0
HELSINKI, FINLAND	0
KREISCHA, GERMANY	0
LAUSANNE, SWITZERLAND	0

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	1
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 Min numeric value allowed : 0	128	0
Out-of-competition samples Min numeric value allowed : 0	75	6

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)?

(X) 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)?	y	-	-
Is the hearing panel independent, and operationally independent from sport movement (i.a. national federations, National Olympic Committee, National Paralympic Committee)?	y	-	-
Is the hearing panel operationally independent from the government?	y	-	-
Is the hearing panel operationally independent from the NADO?	y	-	-
Is the composition of the hearing panel in line with the requirements outlined in the T-DO recommendation?	y	-	-
Are the rights of access to justice ensured in accordance with the T-DO recommendation?	y	-	-
Other comments	-	-	n
Suggestions	-	-	n

[] 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 1. The Decision of the National Anti-Doping Disciplinary Panel (NADAP) is

communicated to WADA, the Athlete, his sport association and the Anti-Doping Commission.

2. A 20-day period is automatically applicable in order for the parties to submit an appeal to the National Anti-Doping Appeals Panel - NADAP (an independent panel within the NADO).

3. The members of the NADAP confirm that they do not have a conflict of interest and can hear the case.

4. A request for submission is sent by the NADAP to the party (not the appellant) for a reply to the appeal.

5. A date of hearing is communicated by the NADAP to all parties.
6. Decision following a hearing within 21 days.

Data not available

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	1	0	0
Use or attempted use by an athlete of a prohibited substance or a prohibited method Min numeric value allowed : 0	0	0	0
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	0	0	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	0	0	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:

[3] 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

[] Agreement, please specify

[] Ad hoc activities, please specify

[] Other, please specify

[X] None; your comment (optional) envisaged in the future

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?

[X] Criminal penalties, please specify Any athlete who is found to have made use of prohibited substances with intent and without a valid therapeutic use exemption, or any person who is found to have administered prohibited substances, with intent, to an athlete whilst acting as that athlete's support person, or any person who is found to have trafficked prohibited substances, or who is found to have allowed the use, provision or trafficking of prohibited substances in a sports facility, shall on conviction be liable to imprisonment for a term of not less than three (3) months but not exceeding ten (10) years or to a fine (multa) of not less than five hundred euro (€500) but not exceeding twenty-five thousand euro (€25,000) or to both such imprisonment and fine.

[X] Financial penalties, please specify Funds can be withheld

[X] Administrative or civil sanctions, please specify Suspension

[X] Professional disciplinary actions, please specify Revocation of Warrant

[] None of above, please explain

[] Not available; your comment (optional)

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
- 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

[X] Other bodiesNOC

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	[X]	[]	[]
National-level athletes	[X]	[]	[]
Youth athletes	[]	[X]	[]
Children / School sport	[]	[X]	[]
Recreational athletes	[]	[X]	[]
Gym/Fitness athletes	[]	[]	[X]
Athletes returning from a sanction	[X]	[]	[]
Coaches, trainers	[X]	[X]	[]
Sports administrators, officials, managers, agents	[]	[X]	[]
Medical / Paramedical professionals	[]	[X]	[]
Team staff/Members of a delegation at a major event	[]	[X]	[]
Parents	[]	[X]	[]
School and university teachers	[X]	[]	[]
University students	[X]	[]	[]
Commercial sponsors	[]	[]	[X]
Media, journalists	[]	[]	[X]

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)
- 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)

Attachments

 BASEM eposter final (1).pdf

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

- 0 in 2021; your comment (optional) 1 research carried out in 2021 but published in 2022
- Data not available

Attachments

 BASEM eposter final (1).pdf

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	No

(b) Law enforcement co-operation	No
(c) General co-operation	No
(d) Other	No

Data not available
