Anti-Doping Questionnaire

Implementation of anti-doping policies in 2023 - Spain

Implementation of anti-doping policies in 2023 - Questionnaire 0.1

Objective:

In order to comply with the requirements of Article 9 of the Anti-Doping Convention, States Parties are invited to submit information to the Council of Europe through an annual online anti-doping policy questionnaire for the year 2023.

Instruction:

For general instructions, please select the documentation links at the top of the page.

For specific instructions, please note that each question has additional support tools - previous answers and specific information related to that question.

If you encounter any problems that prevent you from completing the questionnaire, please email us at sport.t-do@coe.int. Please complete, save and submit your country's 2023 data by 1 June 2024.

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

[10101]

[] Data not available

national-level athletes

Min numeric value allowed: 0

[4307321]

[] Data not available

recreational level athletes

Min numeric value allowed: 0

[21627437]

[] Data not available

athletes at the last Summer Olympic games

Min numeric value allowed: 0

[328]

[] Data not available

athletes at the last Winter Olympic games

Min numeric value allowed: 0

[14]

[] Data not available

athletes at the last Summer Paralympic games

Min numeric value allowed: 0

[127]	
[] Data not available	
athletes at the last Winter Paralympic games Min numeric value allowed: 0	
[2]	
[] Data not available	
athletes in your NADO's Registered Testing Pool (RTP)	
[250]	
[] Data not available	
2. Doping definition	0
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	
[X] Other, please specify (e.g. national law): Organic Law 11/2021, of December 28, on the fight against doping in sport.	
3. Doping list	0
Which list of banned pharmacological classes of doping agents and doping methods (i.e. Prohibited List) is implement your country?	nted in
[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-D	O)
[X] Prohibited List, as adopted by the Conference of Parties of the International Convention against Doping in Sport (UNES)	CO)
[] 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	n 3?
() Yes, please specify:	
(X) No	
5. Anti-doping laws	•
Does your country have an anti-doping legislation?	

D

[X] Anti-doping law (other than ratification of the Convention). Organic Law 11/2021, of December 28, on the fight against doping in sport.

[X] Other types of national or regional norms including article(s) in a "Sports law" or Decree, please specify: Law 39/2022, of December 30, 2002, on Sport. // Royal Decree 792/2023, of October 24, which approves the Regulations for the development of Organic Law 11/2021, of December 28, on the fight against doping in sport. // Organic Law 10/1995, of November 23, 1995, of the Penal Code (Art. 362 quinquies).

[] No	
Attachments	
	nst doping in sport. : https://www.boe.es/eli/es/lo/2021/12/28/11
(a) Law 39/2022, of December 30, 2002, on Sport. : https://v	
Royal Decree 792/2023, of October 24, which approves to December 28, on the fight against doping in sport. : https://doi.org/10.1016/j.j.j.j.j.j.j.j.j.j.j.j.j.j.j.j.j.j.j.	he Regulations for the development of Organic Law 11/2021, of
	al Code.: https://www.boe.es/eli/es/lo/1995/11/23/10/con
	·
6. National Anti-Doping Organisation (NADO)	
What is the legal status of your national anti-doping organis	ation? Please upload the statutes, if possible
(X) Public authority	
() Non-governmental organisation	
() Private company	
() National Olympic Committee acting as a NADO	
() Other, please specify:	
Attachments	
	atute of the State Agency Spanish Commission for the Fight against
Doping in Sport and amending the Statute of the Supremand the Statute of the Carlos III Health Institute, approve	e Council for Sports, approved by Royal Decree 460/2015, of June 5,
https://www.boe.es/eli/es/rd/2022/10/25/908	T by Royal Decree 373/2001, of April 6.
7. Funding of anti-doping programme	
What was the annual budget of the NADO for the 2023 cale Min numeric value allowed: 0	ndar year (or other 12-month period, if applicable)?
[1520290.59] amount in Euro (estimate)	
[] Data not available	
8. Funding sources	
How is the NADO funded? Please select all that apply and i	ndicate an estimate in percentages:
[X] Government 97%	
[] National Olympic Committee (NOC)	%
[] Other sports organisations	%
[X] Fee for service 3%	
[] Private%	
[] Other %	
9. Distribution of funding	
·	ao following agra programmas?
What percentage of NADO's annual budget is put towards the	ie following core programmes?

[25.5] Sample analysis (including Technical Document for Sport Specific Analysis, Athlete Passport Management Unit fees, sample

[40.5] Testing (including equipment, transportation, sample collection personnel fees)

retention fees, additional and further analysis)
[7] Information and intelligence gathering, and investigations
[4] Results Management/Legal
[2] Education
[1] Research
[1] Therapeutic Use Exemptions (TUEs)
[19] Other (e.g. remuneration, administration) Remuneration, administration. [] Data not available
10. Sport budget
What amount has been allocated to sport from the national budget through the national ministry responsible for sport for the year 2023 (or other 12-month period if applicable)?
[261362000] amount in Euro (estimate)
[] Data not available
11. Limiting public funding to organisations
Is public funding withheld from organisations that do not comply with anti-doping regulations and related legal instruments?
(X) Yes, all funding is withheld
() A limited amount of funding is withheld
() No financial implications
() Information not available / Comment
12. Limitation of public funding of persons
Is sport-related financial assistance provided by public authorities withheld from banned athletes or athlete support personne during the period of their suspension?
(X) 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
13. NADO activities
Do you outsource any part of your anti-doping program to a delegated third party (e.g. Service Providers, another NADO)?
(X) Yes, please specify: companies (PWC, Clearidium, IADS, Verum, Victor Roldan) or another NADOs (from USA, Andorra, Canada)
() No

14. Quality certificate	
Is your NADO or part of its procedures certified according to a quasystem)?	ality standard (such as ISO or any other quality assurance
(X) Yes, please specify which standard, its scope and validityStandardalidity: 17 February 2025	d: ISO 9001:2015 / Scope: Doping Control Department /
() In progress	
() No	
15. NADO staff, committee members and other anti-doping spec	ialists
Please outline below how many NADO staff, committees' member coordination and management of your anti-doping programmes (examin numeric value allowed : 0	
[23] staff full time	
[0] staff part time	
[20] committees' members (including, but not limited to, members of scientific, athletes, appeals commissions, ethics and/or other)	f the disciplinary panels, NADO Board, TUE, education,
[0] other specialists, please describe	
16. Number of DCOs and BCOs	
If your NADO acts as a Sample Collection Authority, how many s collection? Min numeric value allowed: 0	ample collection persons are involved in the sample
[7] Doping Control Officers	
[1] Blood Collection Officers	
[0] Chaperones	
[] Data not available	
17. Use of WADA laboratories	
Which WADA-accredited or approved laboratories are used for an authority within your national testing programme in the year 2023 your own country	
	City or country
List all applicable laboratories Madrid (Spain), Barcelona (Spain) (USA), Montreal (Canada)	

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[] Data not available

18.	Testing	statistics

How many samples were collected under your national testing programme in the year 2023?

	Urine	Blood (including ABP and DBS)
In-competition samples Min numeric value allowed: 0	2319	122
Out-of-competition samples Min numeric value allowed: 0	1170	587

Min numeric value allowed: 0		
Out-of-competition samples Min numeric value allowed: 0	1170	587
19. Testing abroad		•
Have you tested (directly or by using Delegate	d Third Parties) athletes under you	r authority who live or train abroad?
(X) Yes		
() Not in 2023, but we have authorisation to do) so	
() No, we do not have authorisation to do so / 0	Comment	
20. Disciplinary system		•
To what extent your country implemented the doping proceedings in sport (please check the l		oles of fair procedure applicable to anti-
(X) Fully implemented		
() Partially implemented		
() Not implemented		
21. Hearing process		•
Please provide additional information about the	e hearing process:	
Is the Hearing panel independent and impart	ial?	
(X)Yes		
() No		
Is right to an effective defense ensured, i.e. p defense, to be assisted by an interpreter, to re	-	vised, to have adequate time to prepare the
(X) Yes		
() No		

Which party bears the costs of the proceedings? E.g. the sanctioned athlete or other person, the NADO, as decided by the Panel, a third party

(X) Please describe The costs arising from the file are borne by the Public Administration, except for those related to the athlete's defense, the performance of the analysis of the B sample, and the analytical report of the A sample, which are borne by the athlete.

Is free legal aid mechanism available (possibly under certain conditions)?

() Yes

(X) No

22. Public hearing

How is a principle of public hearing implemented in your country?

- () Public hearing is granted by default without limitation
- () Public hearing is granted by default, but can be turned to in camera by decision of the panel
- () Hearings are held in camera, but athletes/accused persons can request a public hearing
- (X) Hearings are held in camera only

23. Appeals system

Please describe the process for handling anti-doping rule violations. If there were no changes since 2022, you can copy the text from the previous year (see the button on the top right corner of the window)

Describe, upload documents or add the link to the relevant content. The sanctioning decisions of the Spanish Commission for the Fight against Doping in Sport (CELAD) may be appealed to the Antidoping Sanctioning Committee. The period for this appeal is one month from the date the athlete receives the sanctioning decision.

Afterwards, the decision of the Antidoping Sanctioning Committee can be appealed to the Contentious-Administrative Jurisdiction within a period of two months from the notification of the decision.

The appeals system is described in Articles 47, 48, and 49 of Organic Law 11/2021, of December 28, on the fight against doping in sport.

[] Data not available

Attachments

@ Organic Law 11/2021, of December 28, on the fight against doping in sport. : https://www.boe.es/eli/es/lo/2021/12/28/11

24. Anti-doping rule violations (ADRV)

How many anti-doping rule violations cases were initiated in 2023 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 Min numeric value allowed: 0	24	8	1
Use or attempted use Min numeric value allowed: 0	2	0	2
Evading, refusing or failing to submit to sample collection Min numeric value allowed: 0	1	1	0
Whereabouts failures Min numeric value allowed: 0	0	0	0

Tampering	0	0	0
Min numeric value allowed: 0	1	0	0
Possession	1	0	0
Min numeric value allowed: 0	0	0	0
Trafficking Min numeric value allowed: 0			
	0	0	0
Administration Min numeric value allowed: 0			
Complicity	0	0	0
Min numeric value allowed: 0			
Prohibited association	0	0	0
Min numeric value allowed : 0			
Retaliation	0	0	0
Min numeric value allowed : 0			
[] Data not available			
lice, Civil Guard and Customs. [] Ad hoc activities, please specify			
[] Other, please specify			
[] None			
26. Sanctions for doping trafficking			
ra thara enacific nanaltias or canations			
• •	s for illegal circulation of	f doping substances, in a	addition to those regulating the
	-		
novement of medicines and narcotics?	Organic Law 10/1995, of N	November 23, 1995, of the	
novement of medicines and narcotics? [X] Criminal penalties, please specify [] Financial penalties, please specify .	Organic Law 10/1995, of I	November 23, 1995, of the	
novement of medicines and narcotics? [X] Criminal penalties, please specify [] Financial penalties, please specify . [] Administrative or civil sanctions, please specify .	Organic Law 10/1995, of N	November 23, 1995, of the	
novement of medicines and narcotics? [X] Criminal penalties, please specify [] Financial penalties, please specify . [] Administrative or civil sanctions, please specify .	Organic Law 10/1995, of Nease specify	November 23, 1995, of the	
novement of medicines and narcotics? [X] Criminal penalties, please specify [] Financial penalties, please specify . [] Administrative or civil sanctions, please specify . [] Professional disciplinary actions, please specify .	Organic Law 10/1995, of Nease specify	November 23, 1995, of the	
novement of medicines and narcotics? [X] Criminal penalties, please specify [] Financial penalties, please specify . [] Administrative or civil sanctions, please specify . [] Professional disciplinary actions, please specify .	Organic Law 10/1995, of Nease specify	November 23, 1995, of the	

27. Statistics on doping trafficking

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

© Organic Law 10/1995, of November 23, 1995, of the Penal Code. : https://www.boe.es/eli/es/lo/1995/11/23/10/con

() No. comment (optional)			
() Other, please specify			
28. Anti-doping education target groups			
Which anti-doping target groups are educated and	d by whom?		
	NADO	Other organisations; please list	Not targeted in 2023
International-level athletes	[X]	[]	[]
National-level athletes	[X]	[]	[]
Youth athletes	[X]	[]	[]
Children / School sport	[X]	[]	[]
Recreational athletes	[]	[]	[X]
Athletes returning from a sanction	[]	[]	[X]
Coaches, trainers	[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]

29. Mandatory anti-doping education

Is completion of a national anti-doping education programme (confirmation of in-person training, e-learning certificate or similar) mandatory for any part of your sport structure?

() No, all anti-doping education is voluntary

⁽ X) Yes, it is mandatory for certain groups of athletes and support personnel (e.g. Olympic and Paralympic team); please specify Registered Testing Pool

() Other
30. Nutritional supplements
What measures have been taken to address the problems related to nutritional supplements in sport?
[X] Restrict availability
[X] Control of production
[X] Provide quality assurance
[X] Comprehensive labelling
[X] Limit advertising and promotion
[X] Educational and informational measures
[] Other, please specify:
31. Areas of anti-doping research
What are the areas of anti-doping research?
[X] Doping prevention
[X] Detection methods
[] Social science, including the behavioural and social aspects of doping
[X] Health consequences of doping
[X] Physiological and psychological training programmes
[] Emerging substances or methods
[X] Alternative testing methods
[] None
[] Other
32. Anti-doping research
Has any anti-doping research been undertaken or supported?
(X) Yes; your comment (optional)For example: ERASMUS+ Understanding & Promoting Whistleblowing on Doping Irregulariti in the EU (Win Dop).
() Yes, to a limited extent; your comment (optional)
() No; your comment (optional)
33. Publication of anti-doping research
How many articles with the results of this research have been published in peer-reviewed scientific journals? Please uploa summary or share links to resources, if available

@ Qualitative analysis of the factors associated with whistleblowing intentions among athletes from six European countries.

[2] in 2023

Attachments

[] Data not available

- (CELAD): https://doi.org/10.3389/fspor.2024.1335258
- Supramolecular solvents for making comprehensive liquid-liquid microextraction in multiclass screening methods for drugs of abuse in urine based on liquid chromatography-high resolution mass spectrometry. (Doping Control Laboratory of the ISCIII Madrid): https://doi.org/10.1016/j.chroma.2023.464061

34. International agreements



Has your country signed any new agreements in 2023 with other Anti-Doping Organisations (ADOs) or agreements on antidoping with any other organisation or state?

(X) Yes, please explain or upload the document or provide a link MEMORANDUM OF UNDERSTANDING BETWEEN CELAD AND AFLD// MEMORANDUM OF UNDERSTANDING BETWEEN CELAD AND AdoP

() No

Attachments

- MEMORANDUM OF UNDERSTANDING BETWEEN CELAD AND AdoP: https://celad.educacionfpydeportes.gob.es/actualidad/2023/20230919-acuerdo-portugal.html