

Implementation of anti-doping policies in 2017 - Spain

Implementation of anti-doping policies in 2017 - Modified 0.2

Objective :

In order to facilitate the compliance with the terms of the Anti-Doping Convention and in accordance with Article 9, a questionnaire was prepared, requesting national reports from the Parties on the implementation of the Anti-Doping Convention.

Instruction :

For detailed instructions please select the links to documentation

Questions :

2. Number of Athletes

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

international-level athletes (as defined by the World Anti-Doping Code)

Min numeric value allowed : 0

[]

[X] Data not available

national-level athletes (as defined by the World Anti-Doping Code)

Min numeric value allowed : 0

[]

[X] Data not available

other athletes (including recreational athletes)

Min numeric value allowed : 0

[]

[X] Data not available

number of athletes in your national Registered Testing Pool (as defined by the World Anti-Doping Code)

Min numeric value allowed : 0

[240]

[] Data not available

number of athletes at the last Summer Olympic games

Min numeric value allowed : 0

[306]

[] Data not available

number of athletes at the last Winter Olympic games

Min numeric value allowed : 0

[13]

[] Data not available

number of athletes at the last Summer Paralympic games

Min numeric value allowed : 0

[127]


[] Data not available

number of athletes at the last Winter Paralympic games

Min numeric value allowed : 0

[8]

[] Data not available

3. Doping definition 


What is the definition of "Doping in Sport" used in your country?

[] Council of Europe Anti-Doping Convention (ETS 135)

[] UNESCO International Convention against doping in sport

[X] World Anti-Doping Code

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

4. 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


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

[X] Prohibited list, as adopted by the Conference of Parties of the International Convention against Doping in Sport (UNESCO)

[] Other, please specify :

Attachments

 Resolución de 22 de diciembre de 2017, de la Presidencia del Consejo Superior de Deportes, por la que se aprueba la lista de sustancias y métodos prohibidos en el deporte. : http://www.boe.es/diario_boe/txt.php?id=BOE-A-2017-15720

5. Additional doping lists 

For the purposes of restricting availability of doping substances are there other lists than those defined in question 4?

() Yes, please specify:

(X) No

6. Anti-doping laws 


Are there any anti-doping laws in your country?

[X] Anti-doping law




[X] Other formal regulations, please specify: Penal Code. Art. 362 quinquies.

[] No

Attachments

 Ley Orgánica 3/2013, de 20 de junio, de protección de la salud del deportista y lucha contra el dopaje en la actividad deportiva. :

<http://www.boe.es/buscar/act.php?id=BOE-A-2013-6732>


-  Real Decreto-ley 3/2017, de 17 de febrero, por el que se modifica la Ley Orgánica 3/2013, de 20 de junio, de protección de la salud del deportista y lucha contra el dopaje en la actividad deportiva, y se adapta a las modificaciones introducidas por el Código Mundial Antidopaje de 2015. : <http://www.boe.es/buscar/doc.php?id=BOE-A-2017-1674>
-  Real Decreto-ley 3/2017, de 17 de febrero, por el que se modifica la Ley Orgánica 3/2013, de 20 de junio, de protección de la salud del deportista y lucha contra el dopaje en la actividad deportiva, y se adapta a las modificaciones introducidas por el Código Mundial Antidopaje de 2015. : <http://www.boe.es/buscar/doc.php?id=BOE-A-2017-1674>
-  Penal Code - Consolidated versión : <http://https://www.boe.es/buscar/act.php?id=BOE-A-1995-25444>

7. National anti-doping organisation (NADO)

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

- (X) Public authority
- () Non-governmental organisation
- () Private company
- () National Olympic Committee
- () Other, please specify :

Attachments


-  Real Decreto 461/2015, de 5 de junio, por el que se aprueba el Estatuto de la Agencia Española de Protección de la Salud en el Deporte. : <http://www.boe.es/buscar/doc.php?id=BOE-A-2015-6835>

8. NADO activities

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

	Yes	No, please specify which organisation is in charge:
Co-ordination of action by public authorities	(X)	()
Coordination of the fight against trafficking	(X)	()
Testing (doping control)	(X)	()
Results management	(X)	()
Disciplinary procedures	(X)	()
Education and/or information	(X)	()
Research	(X)	()

Attachments

-  Organizational chart : <http://aepsad.mecd.gob.es/dam/jcr:10e80894-3aa3-4721-b4f8-f05a55830fd4/20171016-organigrama-completo.pdf>

9. Funding of anti-doping program

What was your annual anti-doping budget for the 2017 calendar year?

Min numeric value allowed : 0

[8359100] (amount)€(currency)

[] Data not available

10. Funding sources

How is the anti-doping program funded? Please select all that apply and indicate an estimate in percentages:

Government 96,11%

National Lottery program %

National Olympic Committee (NOC) %

Other Sports Organization(s) %

Fee for service 3,89%

Private %

Other %

11. Distribution of funding

What percentage of your annual anti-doping budget is put towards the following core programs?

[18.27] Testing (including equipment, transportation, Sample Collection Personnel (SCP) fees)

[32.17] Sample analysis

[1.02] Investigations

[4.2] Education

[4.36] Results Management/Legal

[1.02] Therapeutic Use Exemptions (TUEs)

[38.96] Other (e.g. remuneration, administration)

Data not available

12. Sport Budget

What amount has been allocated to the sport budget from the state budget for the year 2017?

[173722920] Euro

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; your comment (optional)

A limited amount of funding is withheld; your comment (optional)

No financial implications; your comment (optional)

Information not available; your comment (optional)

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; your comment (optional)

A limited amount of funding is withheld; your comment (optional)

No; your comment (optional)

Not applicable (no sport-related financial assistance is provided by public authorities to athletes or support personnel); your comment (optional)


Information not available; your comment (optional)

15. Testing programme 

Does your country have a national testing programme?

Yes

No, please explain

16. Elements of the Testing Program 

What elements of the testing program are implemented by the national anti-doping organisation?

Risk Assessment and Test Distribution Planning (TDP)

Registered Testing Pool

Random selection of athletes

Targeted selection of athletes

In-competition testing

Out-of-competition testing


No-advance notice testing

Blood testing

Athlete Biological Passport (ABP) modules

Other elements, please specify

If some elements are implemented by another body, please specify which body

17. Quality certificate 

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

Yes, please specify which standard, its scope and validity:

In progress, please specify ISO 9001:2015

No

18. NADO staff

Please outline below how many staff are involved in the coordination and management of your anti-doping programs.

Min numeric value allowed : 0

- [20] Staff full time
- [0] Staff part time
- [1] Volunteers
- [9] Committee members

19. Sample Collection Personnel

Do you have Sample Collection Personnel (SCP) ?

- (X) Yes
- () No, please explain

20. Number of DCOs and BCOs

How many Doping Control Officers (DCOs), Blood Control Officers (BCOs) and chaperones are in your sample collection personnel program?

Min numeric value allowed : 0

- [150] DCOs
- [50] BCOs
- [0] Chaperones
- [] Data not available

21. Laboratory

Is there a doping control laboratory in your country?

- [X] Yes, accredited by WADA
- [] Yes, but accreditation by WADA is pending
- [] Accredited by WADA for athlete biological passport
- [] No, we send samples to the WADA accredited laboratories in: (city)
- [] Not available

22. Testing statistics

How many samples were collected under your national testing program in the year 2016?

	Urine	Blood (including ABP)
In-competition testing	2214	231

Min numeric value allowed : 0

Out-of-competition testing Min numeric value allowed : 0	1091	689
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[] Data not available

23. Testing abroad

Did you test athletes under your authority who reside or train abroad (directly or by subcontracting another ADO)?

- Yes
- Not in 2017, but we have authorisation to do so
- No, we do not have authorisation to do so

24. Disciplinary system

What are the disciplinary bodies for doping offences, i.e. the main body imposing sanctions on athletes and other persons?

	–	–
State authority	No	No
NADO	Yes	Yes
NOC	No	No
National sport federations	No	No
international sport federations	No	No
Independent disciplinary body	No	No
Professional associations	No	No
Other, please specify	No	No

25. Appeals system

What is the body handling appeals against disciplinary measures?

- State authority
- National sports federations
- International sports federations
- Independent court of arbitration
- Court of Arbitration in Sport (CAS)
- Other, please specify :

26. Anti-doping rule violations (ADRV)

How many anti-doping rule violations cases were initiated during the reporting period 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	46	46	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

Data not available

27. Whereabouts failures

How many of the following whereabouts failures have you registered?

[33] One missed test or filing failure

[0] Any combination of two missed tests and/or filing failures

[] Data not available

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

- Financial penalties, please specify
- Administrative or civil sanctions, please specify
- Professional disciplinary actions, please specify
- None of above, please explain
- Not available

29. Co-operation with law enforcement agencies ●

What measures have been taken to improve co-operation with law enforcement agencies in limiting illegal availability of doping substances?

- Law, please specify
- Agreement, please specify With National Police and Civil Guard
- Ad hoc activities, please specify
- Other, please specify
- None

30. Statistics on doping trafficking ●

Do law enforcement agencies share data on the seizure of doping substances with the national anti-doping organisation:

- Yes, please specify how many seizures have been reported:
- No
- Other, please specify :

31. Organisation of anti-doping education ●

Which organisations are involved in coordinating and/or 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

32. Anti-doping education themes ●

What types of anti-doping message are provided for different target groups?

	elite athletes	young athletes	recreational athletes	sports officials	coaches	medical personnel	school pupils	media	general public
National and International Anti-Doping Rules	[X]	[X]	[X]	[X]	[X]	[X]	[X]	[X]	[X]
Harm of doping to the spirit of sport	[X]	[X]	[X]	[X]	[X]	[X]	[X]	[X]	[X]
Athletes and Athlete Support Personnel's rights and responsibilities	[X]	[X]	[X]	[X]	[X]	[X]	[X]	[X]	[X]
Consequences of doping, including sanctions, health and social consequences	[X]	[X]	[X]	[X]	[X]	[X]	[X]	[X]	[X]
Substances and methods on the Prohibited List	[X]	[X]	[X]	[X]	[X]	[X]	[X]	[X]	[X]
Doping Control procedures	[X]	[X]	[X]	[X]	[X]	[X]	[]	[]	[]
Therapeutic Use Exemptions (TUEs)	[X]	[X]	[X]	[X]	[X]	[X]	[]	[]	[]
Applicable whereabouts requirements	[X]	[X]	[X]	[X]	[X]	[]	[]	[]	[]

33. 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
- [X] Educational and informational measures
- [] Other, please specify:

34. Anti-doping research

Has any anti-doping research been undertaken or supported?


- (X) Yes
- () Yes, to a limited extent

() No

35. Areas of anti-doping research 

What are the areas of anti-doping research?

- Doping prevention
- Detection methods
- Behavioural and social aspects of doping
- Health consequences of doping
- Physiological and psychological training programmes
- Emerging substances or methods
- Alternative testing methods
- None

36. Publication of anti-doping research 

How many articles with the results of this research have been published in peer-reviewed scientific journals?

- 1 in 2017
- Data not available

37. International agreements 

Has your country signed any agreements with other Anti-Doping Organizations (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 cooperation	Yes
(c) Athlete Biological Passport sharing or coordination	Yes
(d) General cooperation	Yes

 Data not available