

Implementation of anti-doping policies in 2018 - Spain

Implementation of anti-doping policies in 2018 0.2

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 2018.

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 2018 before 31 May 2019.

Instruction :

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

Questions :

1. 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

[] your comment (optional)

[X] Data not available

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

Min numeric value allowed : 0

[] your comment (optional)

[X] Data not available

other athletes (including recreational athletes)

Min numeric value allowed : 0

[] your comment (optional)

[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

[268] your comment (optional)

[] Data not available

number of athletes at the last Summer Olympic games

Min numeric value allowed : 0

[306] your comment (optional)

[] Data not available

number of athletes at the last Winter Olympic games

Min numeric value allowed : 0

[13] your comment (optional)

[] Data not available

number of athletes at the last Summer Paralympic games

Min numeric value allowed : 0

[127] your comment (optional)

[] Data not available

number of athletes at the last Winter Paralympic games

Min numeric value allowed : 0

[8] your comment (optional)

[] Data not available

2. Doping definition

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

[] Council of Europe Anti-Doping Convention. Your comment (optional)

[] UNESCO International Convention against doping in sport. Your comment (optional)

[X] World Anti-Doping Code. Your comment (optional)

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

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. Your comment (optional)

.....

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

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

[] Other, please specify :

Attachments

 Resolución de 21 de diciembre de 2018, de la Presidencia del Consejo Superior de Deportes, por la que se aprueba la lista de sustancias y métodos prohibidos en el deporte. : http://https://www.boe.es/diario_boe/txt.php?id=BOE-A-2018-18098

4. 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. Your comment (optional)

5. Anti-doping laws

Are there any anti-doping laws in your country?

Anti-doping law. Your comment (optional)

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

No. Your comment (optional)

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://https://www.boe.es/eli/es/lo/2013/06/20/3/con>

 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://https://www.boe.es/eli/es/rdl/2017/02/17/3>

 Ley Orgánica 10/1995, de 23 de noviembre, del Código Penal. (Consolidated Penal Code) : <http://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 organisation? Please upload the statutes, if possible

Public authority. Your comment (optional)

Non-governmental organisation. Your comment (optional)

Private company. Your comment (optional)

National Olympic Committee. Your comment (optional)

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://https://www.boe.es/eli/es/rd/2015/06/05/461>

7. NADO activities

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

	Yes. Your comment (optional)	No, please specify which organisation is in charge:
Co-ordination of action by public authorities	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Coordination of the fight against trafficking	<input checked="" type="checkbox"/> In coordination with Police, Civil Guard, and the spanish agency for Medicines and Medical Devices,	<input type="checkbox"/>
Testing (doping control)	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Results management	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Disciplinary procedures	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Education and/or information	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Research	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Attachments

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

8. Funding of anti-doping program

What was your annual anti-doping budget for the 2018 calendar year?

Min numeric value allowed : 0

[9382666.21] amount€Currency

[] Data not available

9. Funding sources

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

[X] Government 90.17 %

[] National Lottery program %

[] National Olympic Committee (NOC) %

[] Other Sports Organization(s) %

[X] Fee for service 9.83%

[] Private %

[] Other %

10. Distribution of funding

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

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

[28.97] Sample analysis

[3.15] Investigations

[3.52] Education

[6.39] Results Management/Legal

[3.15] Therapeutic Use Exemptions (TUEs)

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

[] Data not available

11. Sport Budget

What amount has been allocated to the sport budget from the state budget for the year 2018?

[193797260] amount€currency

[] Data not available

12. 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)

13. 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)

14. Testing programme

Does your country have a national testing programme?

- Yes
- No, please explain

15. 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

16. 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: ISO 9001:2015 Doping Control Department
- In progress, please specify
- No; your comment (optional)

17. 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

- Staff full time
- Staff part time
- Volunteers
- Committee members
- Data not available

18. Sample Collection Personnel ●

Do you have Sample Collection Personnel (SCP) ?

- Yes
- No, please explain

19. 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

- DCOs; your comment (optional)
- BCOs; your comment (optional)
- Chaperones; your comment (optional)
- Data not available

20. Laboratory ●

Is there a doping control laboratory in your country?

- 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

21. Testing statistics ●

How many samples were collected under your national testing program in the year 2018?

	Urine	Blood (including ABP)
In-competition testing Min numeric value allowed : 0	2719	390
Out-of-competition testing Min numeric value allowed : 0	1465	1217

Data not available

22. Testing abroad

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

- Yes; your comment (optional)
- Not in 2018, but we have authorisation to do so; your comment (optional)
- No, we do not have authorisation to do so; your comment (optional)

23. 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

24. Appeals system

What is the body handling appeals against disciplinary measures?

- State authority; your comment (optional)
- National sports federations; your comment (optional)
- International sports federations; your comment (optional)
- Independent court of arbitration; your comment (optional)
- Court of Arbitration in Sport (CAS); your comment (optional)

(X) Other, please specify : TAD: Spanish administrative Body for disputes in Sport

25. 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	44	43	1
Use or attempted use by an athlete of a Prohibited substance or a prohibited method Min numeric value allowed : 0	10	2	2
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	6	5	1
Trafficking or attempted trafficking in any prohibited substance or prohibited method Min numeric value allowed : 0	1	1	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

26. Whereabouts failures

How many of the following whereabouts failures have you registered?

[67] One missed test or filing failure

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

[] Data not available

27. 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 Penal Code
- 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

-  Ley Orgánica 10/1995, de 23 de noviembre, del Código Penal. (Consolidated Penal Code) :
<http://https://www.boe.es/eli/es/lo/1995/11/23/10/con>

28. 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; your comment (optional)

29. 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; your comment (optional)
- Other, please specify :

30. 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 Regional Sport and Education Authorities
- National sport federations
- Regional/municipal sport organisations
- Universities

Schools

Sport clubs

Other bodies/Associations

31. 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	other
National and International Anti-Doping Rules	<input checked="" type="checkbox"/>	<input type="checkbox"/>								
Harm of doping to the spirit of sport	<input checked="" type="checkbox"/>	<input type="checkbox"/>								
Athletes and Athlete Support Personnel's rights and responsibilities	<input checked="" type="checkbox"/>	<input type="checkbox"/>								
Consequences of doping, including sanctions, health and social consequences	<input checked="" type="checkbox"/>	<input type="checkbox"/>								
Substances and methods on the Prohibited List	<input checked="" type="checkbox"/>	<input type="checkbox"/>								
Doping Control procedures	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>					
Therapeutic Use Exemptions (TUEs)	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>					
Applicable whereabouts requirements	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>				

32. 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:

33. 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)

34. 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
- Other; your comment (optional)

35. Publication of anti-doping research ●

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

- 3 in 2018; your comment (optional)
- Data not available

36. 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
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Data not available
