

Montreal, 18 August 2021

Mr. H. R.
President
Dopingautoriteit (Anti-Doping Netherlands)

Subject: Compliance with the World Anti-Doping Code

Dear Mr. R.,

We are writing as a follow-up to our letter sent on 28 July 2021 regarding the compliance of Anti-Doping Netherlands with the World Anti-Doping Code (the Code).

As mentioned in our previous letter, the World Anti-Doping Agency's (WADA) Compliance Review Committee (CRC) – an independent and non-political body in charge of providing advice, guidance and recommendations on compliance matters to the WADA Executive Committee – discussed the issues related to Anti-Doping Netherlands' outstanding Critical non-conformity at its meeting held on 12-13 August 2021 and determined that the current situation is non-compliant with the Code.

The CRC noted the advice of the WADA Compliance Taskforce that Anti-Doping Netherlands has still not complied with the following Critical requirement of the Code and supporting International Standards:

- *Code Article 23.2.1: "The Signatories shall implement applicable Code provisions through policies, statutes, rules or regulations according to their authority and within their relevant spheres of responsibility."*

This is mainly due to the fact that an institutionally independent appeal body has not yet been established and consequently the disciplinary rules have not yet been finalized and adopted by Anti-Doping Netherlands.

As a result, and unless Anti-Doping Netherlands promptly addresses and resolves this outstanding Critical corrective action, the CRC will recommend to the WADA Executive Committee at its next meeting on **14 September 2021** to allege Anti-Doping Netherlands as non-compliant with the Code, with the applicable consequences set by Article B.3.1 of the International Standard for Code Compliance by Signatories (ISCCS) below:

1. The outstanding Critical corrective action should be considered as a Critical requirement under the ISCCS.
2. Anti-Doping Netherlands will lose its WADA Privileges until Reinstatement (see ISCCS Article B.3.1 (a)), i.e.:

- a. In accordance with the relevant provisions of WADA's Statutes, Anti-Doping Netherlands' Representatives shall be ineligible to hold any WADA office or any position as a member of any WADA board or committee or other body (including but not limited to membership on WADA's Foundation Board, the Executive Committee, any Standing Committee, and any other committee).
 - b. Anti-Doping Netherlands shall be ineligible to host any event hosted or organized or co-hosted or co-organized by WADA.
 - c. Anti-Doping Netherlands' Representatives shall be ineligible to participate in any WADA Independent Observer Program or WADA Outreach Program or other WADA activities.
 - d. Anti-Doping Netherlands shall not receive any WADA funding (either directly or indirectly) relating to the development of specific activities or participation in specific programs.
3. Anti-Doping Netherlands' Representatives shall be ineligible to sit as members of the boards or committees or other bodies of any Signatory (or its members) or association of Signatories for a period of one year from the date of the formal notice or until Anti-Doping Netherlands is Reinstated (whichever is longer) (see ISCCS Article B.3.1 (d)).
 4. The Netherlands may not be awarded the right to host regional, continental or World Championships, or Events organized by Major Event Organizations, for the entire duration of the non-compliance period (see ISCCS Article B.3.1 (e.1)).
 5. The Netherlands' flag will not be flown at regional, continental or World Championships, or Events, organized by Major Event Organizations (other than the Olympic Games and Paralympic Games), for the next edition of that Event or until Reinstatement (whichever is longer) (see ISCCS Article B.3.1 (e.2)).

The CRC also recommended, in accordance with ISCCS Article 11.2.1, that Anti-Doping Netherlands be required to satisfy this outstanding Critical requirement and to comply with the above-mentioned consequences in order to be reinstated to the list of compliant Signatories.

Furthermore, if Anti-Doping Netherlands has not solved the outstanding non-conformity by September 2022, the CRC may recommend to the WADA Executive Committee that further consequences be imposed in accordance with Article 10.2.9 and Article B.3.2 of the ISCCS.

Should you wish to submit any update or documentation to the CRC in relation to this outstanding non-conformity, we kindly ask you to provide them by **30 August 2021**.

We will be pleased to provide continued support to ensure Anti-Doping Netherlands' compliance with the Code. For any questions or further assistance, please do not hesitate to contact us.

Yours sincerely,

Emiliano Simonelli
Head of the Compliance Unit

