

## Issued Decision

# UK Anti-Doping and Adrian Canaveral

### Disciplinary Proceedings under the Anti-Doping Rules of the British Weightlifting Association

This is an Issued Decision made by UK Anti-Doping Limited ('UKAD') pursuant to the Anti-Doping rules of the British Weightlifting Association ('BWL'). It concerns a violation of the BWL Anti-Doping Rules ('ADR') committed by Mr Adrian Canaveral and records the Consequences to be applied.

Capitalised terms used in this Decision have the meaning given to them in the ADR unless otherwise indicated.

### Background and Facts

1. The BWL is the national governing body for weightlifting in the UK. UKAD is the National Anti-Doping Organisation ('NADO') for the UK. The BWL has adopted the UK Anti-Doping Rules which are constituted as the ADR.
2. On 22 September 2016, a Doping Control Officer ('DCO') attended Westway Sports and Fitness Centre, 1 Crowthorne Road, London, W10 6RP and collected a urine Sample from Mr Canaveral Out-of-Competition pursuant to the ADR. Assisted by the DCO, Mr Canaveral split the urine Sample into two separate bottles, the First A Sample and the First B Sample.
3. On 9 October 2016, a DCO collected a further urine Sample from Mr Canaveral In-Competition at the BWL Junior Championships in Castleford ('the Competition') where Mr Canaveral placed first in the 77kg weight category. Assisted by the DCO, Mr Canaveral split the Sample into two separate bottles, the Second A Sample and the Second B Sample.
4. All of the Samples were transported to the World Anti-Doping Agency ('WADA') accredited laboratory at the Drug Control Centre, Kings College London (the 'Laboratory'). The Laboratory analysed the First A Sample in accordance with the procedures set out in WADA's International Standard for Laboratories.

5. Analysis of the First A Sample returned an Adverse Analytical Finding (AAF) for stanozolol-N-glucuronide (a metabolite of Stanozolol), 19-norandrosterone, clomiphene and 3-hydroxy, 4-methoxytamoxifen (a metabolite of Tamoxifen), as confirmed by a Laboratory Test Report dated 14 October 2016.
6. Analysis of the Second A Sample returned an AAF for Methylhexaneamine ('MHA'), 19-norandrosterone, clomiphene and 3-hydroxy, 4-methoxytamoxifen (a metabolite of Tamoxifen), as confirmed by a Laboratory Test Report dated 2 November 2016.
7. Stanozolol and 19-norandrosterone are Anabolic Steroids. Stanozolol falls under S1.1a (Exogenous Anabolic Androgenic Steroids) of the WADA 2016 Prohibited List ('the List'). 19-norandrosterone falls under S1.1b (Endogenous Anabolic Androgenic Steroids) of the List. Both of these substances are Non-Specified and prohibited at all times.
8. Clomiphene and Tamoxifen are Hormone and Metabolic Modulators. Clomiphene falls under S4.3 (Other Anti-Estrogenic Substances) of the List. Tamoxifen falls under S4.2 (Selective Estrogen Receptor Modulators) of the List. Both of these substances are Specified and prohibited at all times.
9. MHA is a stimulant. It falls under S6.b (Specified Stimulants) of the List. It is a Specified Substance and is prohibited In-Competition only.
10. According to UKAD's records, Mr Canaveral does not have a Therapeutic Use Exemption ('TUE').
11. **The First ADRV** - By letter dated 19 October 2016 UKAD issued Mr Canaveral with a Notice of Charge and provisionally suspended him for the alleged commission of an Anti-Doping Rule Violation (ADRV) contrary to Article 2.1 of the ADR (Presence of a Prohibited Substance or its Metabolites or Markers in an Athlete's Sample). This was in respect of the First A Sample, collected on 22 September 2016.
12. **The Second ADRV** - By letter dated 9 November 2016 UKAD issued Mr Canaveral with a second Notice of Charge for the alleged commission of a Second ADRV contrary to Article 2.1 of the ADR (Presence of a Prohibited Substance or its Metabolites or Markers in an Athlete's Sample). This was in respect of the Second A Sample, collected on 9 October 2016.

13. Each Notice of Charge explained the facts relied upon in support of the allegation, the details of the Charge and the Consequences of an admission or proof of the ADRV.

#### **Admission and Consequences**

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14. ADR Article 2.1 provides that the following constitutes an Anti-Doping Rule Violation:

*2.1 Presence of a Prohibited Substance or its Metabolites or Markers in an Athlete's Sample, unless the Athlete establishes that the presence is consistent with a TUE granted in accordance with Article 4.*

15. By email of 16 December 2016, Mr Canaveral admitted the two ADRVs. He has not sought to contend that the two ADRVs were not committed intentionally.

16. ADR Article 10.7.4 (a) states:

*10.7.4 (a) For the purposes of imposing sanction under Article 10.7, an Anti-Doping Rule Violation will only be considered a second Anti-Doping Rule Violation if UKAD can establish that the Athlete or other Person committed the second Anti-Doping Rule Violation after he/she received notice, or after UKAD or its designee made a reasonable attempt to give notice, of the first Anti-Doping Rule Violation. Otherwise the Anti-Doping Rule Violations shall be considered as one single first Anti-Doping Rule Violation, and the sanction imposed shall be based on the Anti-Doping Rule Violation which carries the more severe sanction.*

17. Mr Canaveral had not received notice of the First ADRV before committing the Second ADRV on 9 October 2016. For the purposes of imposing sanction the two ADRVs shall therefore be considered together as a single first Anti-Doping Rule Violation pursuant to ADR Article 10.7.4 (a).

18. This is therefore Mr Canaveral's first Anti-Doping Offence. ADR Article 10.2 states:

10.2 *The period of Ineligibility for an Anti-Doping Rule Violation under Article 2.1, 2.2 or 2.6 that is the Athlete's or other Person's first Anti-Doping offence shall be as follows, subject to potential reduction or suspension pursuant to Article 10.4, 10.5 or 10.6.*

10.2.1 *The period of Ineligibility shall be four years where:*

- (a) *The Anti-Doping Rule Violation does not involve a Specified Substance, unless the Athlete or other Person can establish that the Anti-Doping Rule Violation was not intentional.*
- (b) *The Anti-Doping Rule Violation involves a Specified Substance and UKAD can establish that the Anti-Doping Rule Violation was intentional.*

10.2.2 *If Article 10.2.1 does not apply, the period of Ineligibility shall be two years.*

19. As Stanozolol and 19-norandrosterone are both Non-Specified Substances, pursuant to ADR Article 10.2.1(a) the Presence of either of these substances or its metabolites or markers in a Sample carries a period of Ineligibility of four years, unless Mr Canaveral can establish that the ADRV was not intentional.
20. As Clomiphene, Tamoxifen and MHA are Specified Substances, pursuant to ADR Article 10.2.1(b) the Presence of any one of these substances or its metabolites or markers in a Sample carries a period of Ineligibility of four years if UKAD can establish that the ADRV was intentional, otherwise a period of Ineligibility of two years applies.
21. As 19-norandrosterone was found in both the First A Sample and the Second A Sample, in the circumstances of this case the same period of four years ineligibility applies to each of the First and the Second ADRVs pursuant to ADR Article 10.2.1(a).
22. The Second ADRV also automatically leads to the Disqualification of Mr Canaveral's result obtained in the Competition on 9 October 2016, pursuant to ADR Article 9.1, with all resulting Consequences including forfeiture of any medals, titles, points and prizes. Mr Canaveral was awarded a Gold Medal for his result in the Competition. That medal is therefore forfeit.

23. Several attempts were made to engage with Mr Canaveral in relation to his admission of the ADRVs, without success. UKAD therefore referred the matter to the National Anti-Doping Panel (NADP) on 20 March 2017 to determine the Consequences to be imposed. The NADP was able to contact Mr Canaveral and arrange representation for him.

24. By email of 9 May 2017, through his representatives, Mr Canaveral confirmed that he would not be seeking to contest the charges or mitigate the Consequences. He therefore accepted a period of Ineligibility of four years pursuant to ADR Article 10.2.1(a).

25. ADR Article 7.7.4 provides:

*7.7.4 In the event that UKAD withdraws the Notice of Charge, or the Athlete or other Person admits the Anti-Doping Rule Violation(s) charged and accedes to the Consequences specified by the NADO (or is deemed to have done so in accordance with the last sentence of Article 7.7.1), neither B Sample analysis nor a hearing is required. Instead, UKAD shall promptly issue a reasoned decision confirming the commission of the Anti-Doping Rule Violation(s) and the imposition of the specified Consequences, shall send notice of the decision to the Athlete or other Person and to each Interested Party, and shall Publicly Disclose the decision in accordance with Article 8.4.*

26. UKAD accordingly issues this Decision pursuant to ADR Article 7.7.4.

#### **Disqualification of Results and Period of Ineligibility**

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27. The result obtained by Mr Canaveral in the Competition on 9 October 2016 is Disqualified pursuant to ADR Article 9.1, and the Gold medal awarded for that result is forfeit.

28. ADR Article 10.11.2 provides that the period of Ineligibility may begin as early as the date of Sample collection in circumstances which involve a timely admission:

*10.11.2 Where the Athlete or other Person promptly (which means, in any event, before he/she competes again) admits the Anti-Doping Rule Violation after being confronted with it by*

*UKAD, the period of Ineligibility may start as early as the date of Sample collection or the date on which another Anti-Doping Violation occurred. In each case, however, where this Article is applied, the Athlete or other Person shall serve at least one-half of the period of Ineligibility going forward from the date the Athlete or other Person accepted the imposition of a sanction, the date of a hearing decision imposing a sanction, or the date the sanction is otherwise imposed. This Article shall not apply where the period of Ineligibility has already been reduced under Article 10.6.3.*

29. Mr Canaveral has not sought any reduction under ADR Article 10.6.3. UKAD accepts that Mr Canaveral has made a timely admission for the purposes of ADR Article 10.11.2.
30. Samples were collected from Mr Canaveral Out-of-Competition on 22 September 2016 and In-Competition on 9 October 2016. On both occasions, Mr Canaveral committed an ADRV due to the Presence of Prohibited Substances or their metabolites or markers in those Samples. Pursuant to ADR Article 10.11.2, the period of Ineligibility shall start on the date of Sample collection for the Second ADRV, 9 October 2016, and will expire at midnight on 8 October 2020.
31. During the period of Ineligibility, in accordance with ADR Article 10.12.1, Mr Canaveral shall not be permitted to participate in any capacity in a Competition, Event or other activity (other than authorised Anti-Doping education or rehabilitation programmes) organised, convened, authorised or recognised by:
- the BWLA or any body that is a member of, or affiliated to, or licensed by the BWLA;
  - any Signatory (as that term is defined in the ADR);
  - any club or other body that is a member of, or affiliated to, or licensed by, a Signatory or a Signatory's member organisation;
  - any professional league or any international or national-level Event organisation; or
  - any elite or national-level sporting activity funded by a governmental agency.
32. Mr Canaveral may return to train with a team or to use the facilities of a club or other member organisation of the BWLA or a Signatory's member organisation during the last two months of his period of Ineligibility (i.e. from midnight on 9 August 2020) pursuant to ADR Article 10.12.4(b).

33. Mr Canaveral, the International Weightlifting Federation (IWF), the BWLA and WADA have a right of appeal against this decision or any part of it in accordance with ADR Article 13.4.

34. The determination of these proceedings on the terms set out above will be publicly announced via UKAD's website.

### Summary

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For the reasons given above, UKAD has issued this decision, which records that:

- Mr Canaveral has committed two ADRVs contrary to ADR Article 2.1;
- For the purposes of imposing a sanction on Mr Canaveral, the two ADRVs are considered as one single ADRV pursuant to ADR Article 10.7.4;
- The result obtained by Mr Canaveral in the Competition on 9 October 2016 is Disqualified pursuant to ADR Article 9.1, and the Gold medal awarded for that result is forfeit;
- A period of Ineligibility of four (4) years is imposed pursuant to ADR Article 10.2.1;
- The period of Ineligibility is deemed to have commenced from 9 October 2016 and will expire at midnight on 8 October 2020; and
- Mr Canaveral's status during the period of Ineligibility shall be as detailed in ADR Article 10.12.

**27 June 2017**