

# AMENDMENTS TO THE IAAF CODE OF ETHICS (Approved by the IAAF Council on 17 June 2016, in force as from 1<sup>st</sup> August 2016)

## APPENDIX 2

## RULES AGAINST BETTING, MANIPULATION OF RESULTS AND CORRUPTION

- 1. The IAAF Code of Ethics provides that:
  - "Persons subject to the Code shall not participate in betting on Athletics, nor manipulate the results of competitions, nor engage in other corrupt conduct in accordance with the Rules against Betting, Manipulation of Results and Corruption (Appendix 2)" (paragraph C.1.14).
- 2. These Rules against Betting, Manipulation of Results and Corruption apply to all persons subject to the Code of Ethics (see paragraph A.1 of the Code of Ethics).
- 3. For the purposes of these Rules against Betting, Manipulation of Results and Corruption (the Rules), the following definitions apply:

Area Association: An area association of the IAAF responsible for fostering Athletics in one of the six areas into which Members are divided in the Constitution.

Athlete: An athlete who participates in an International Competition.

Benefit: The direct or indirect receipt or provision (as relevant) of money or a specific monetary or sporting advantage. This shall not include than prize money and/or contractual payments to be made under endorsement, sponsorship or other contracts. The direct or indirect receipt or provision of money or the equivalent such as, but not limited to, bribes, gains, gifts and other advantages including, without limitation, winnings and/or potential winnings as a result of the wager. The foregoing shall not include official prize money, appearance fees or payments to be made under sponsorship or other contracts.

Bet\_or Betting: A wager of money or any other form of financial speculation between at least two Persons on the outcome of a future event.

Betting: Making, accepting, or laying a Bet and shall include, without limitation, activities commonly referred to as sports betting such as fixed and running odds, totalisator/toto games, live betting, betting exchange, spread betting and any other betting products offered by sports betting operators. Any wager of a stake of monetary value in the expectation of a prize money of monetary value subject to a future and uncertain occurrence related to an Event or Competition.

Club: A club or society of athletes, directly or through a body, affiliated to a Member in accordance with the rules of the Member.

Code: The IAAF Code of Ethics

Competition: An Event or series of Events held over one or more days.

Ethics Commission: The IAAF Ethics Commission established in accordance with Article 5.7 of the IAAF Constitution.

Event: A single race or contest in a Competition (e.g. the 100 metres or the Javelin Throw), including any qualifying rounds thereof.

Ineligibility: The person subject to the Code is barred from participating in Athletics in any Competition, function, event or other activity authorised or organised by the IAAF or any Area Association or Member (or any Club or other member organisation of a Member). The term "activity" includes without limitation participating in any administrative or professional role in Athletics such as serving as an official, director, officer, consultant, employee or volunteer of any organisation that is referred to in this definition.

Inside Information: –Any information relating to any Person, Competition or Event that a person possesses by virtue of his position in relation to a Competition or Event excluding any information already published or common knowledge, easily accessible to interested members of the public or disclosed in accordance with the rules and regulations governing the relevant Competition—Any information relating to any Competition or Event that a person subject to the Code possesses by virtue of his position within the sport. Such information includes, but is not limited to, factual information regarding the competitors, the conditions, tactical considerations or any other aspect of the Competition or Event, but does not include such information that is already published or a matter of public record, readily acquired by an interested member of the public or disclosed according to the rules and regulations governing the relevant Event or International Competition.

International Competition: Any of the International Competitions listed under Rule 1.1 of IAAF Rules.

Major Event Organisation: Any international multi-sport organisation (e.g., the IOC) that acts as the ruling body for any continental, regional or other International Competition.

Member: A national governing body for Athletics affiliated to the IAAF.

Person: A natural person, organisation or other entity, including all persons subject to the Code.

## Violations

4. The following <u>conduct</u> shall constitute a violation of these Rules (in each case, whether effected directly or indirectly).

## 5. Betting

- (a) Any form of Betting related to an Event or Competition in Athletics, including Betting with another Person on the result, progress, outcome, conduct or any other aspect of such an Event or Competition.
- (b) Inducing, instructing, facilitating or encouraging a person subject to the Code to commit a violation of this Rule 5.

This Rule applies to any form of Betting related to an Event or Competition in Athletics, whether or not the person subject to the Code is directly participating in the Event or Competition in question, and to any form of Betting related to an Event or Competition in a sport other than Athletics taking place at an International Competition organised by a Major Event Organisation in which the person subject to the Code is directly participating.

## 6. Manipulation of Competitionsresults

- (a) An intentional arrangement, act or omission aimed at an improper alteration of a result or the course of an Event or Competition in order to remove all or part of the unpredictable nature of the Event or Competition with a view to obtaining an undue Benefit for oneself or for others. Fixing or contriving in any way, or otherwise improperly influencing, or being a party to fix or contrive in any way or otherwise improperly influence, the result, progress, outcome, conduct or any other aspect of an Event or Competition:
- (b) Ensuring or seeking to ensure the occurrence of a particular incident in an Event or Competition, which occurrence is to the person subject to the Code's knowledge the subject of a Bet and for which he or another Person expects to receive or has received a Benefit;
- (c) Failing, in return for a Benefit (or the legitimate expectation of a Benefit, irrespective of whether such Benefit is in fact given or received) to perform to one's abilities in an Event or Competition;
- (bd) Inducing, instructing, facilitating or encouraging a person subject to the Code to commit a violation of this Rule 6.

#### 7. Bribery:

- (a) Accepting, offering, agreeing to accept or offer, any bribe or other Benefit (or the legitimate expectation of a Benefit, irrespective of whether such Benefit is in fact given or received) to fix or contrive in any way, or otherwise to influence improperly the result, progress, outcome, conduct or any other aspect of an Event or Competition;
- (b) Inducing, instructing, facilitating or encouraging a person subject to the Code to commit a violation of this Rule 7.

## 7. Gifts

- (a) Providing, offering, giving, requesting or receiving any gift or Benefit (or the legitimate expectation of a Benefit, irrespective of whether such Benefit is in fact given or received) in circumstances that the Person might reasonably have expected could bring him or the sport of Athletics into disrepute;
- (b) Inducing, instructing, facilitating or encouraging a person subject to the Code to commit a violation of this Rule 78.

## 8. Corrupt Conduct

- (a) Providing, requesting, receiving, seeking or accepting a Benefit related to the manipulation of an Event or Competition or any other form of corruption:
- (b) Inducing, instructing, facilitating or encouraging a person subject to the Code to commit a violation of this Rule 8.

#### 9. Misuse of Inside Information

- (a) Using Inside Information for the purposes of Betting, any form purposes or otherwise in relation to Betting or for the purposes of the manipulation of the result of an Event or Competition or any other corrupt purpose whether by the Person or via another Person;
- (b) Disclosing Inside Information to any Person,—(with or without Benefit,) where the Person knew or should have known might reasonably be expected to know that such the disclosure might lead to the information being used of such information in such circumstances could be used for the purposes of Betting, any form of manipulation of an Event or Competition or for any other corrupt purposes or otherwise in relation to Betting or for the purposes of the manipulation of the result of an Event or Competition;
- (c) Giving and/or receiving a Benefit for the provision of Inside Information regardless of whether any Inside Information is actually provided;
- (d) Inducing, instructing, facilitating or encouraging a person subject to the Code to commit a violation of this Rule 989.

#### 10. Failure to report

- (a) Failing to report to the IAAF or other relevant disclosure/reporting mechanism or authority, at the first available opportunity, full details of any approaches or invitations received by the person subject to the Code to engage in conduct that would amount to a violation of these Rules.
- (b) Failing to report to the IAAF or other relevant disclosure/reporting mechanism or authority, at the first available opportunity, full details of any incident, fact or matter that comes to the attention of the person subject to the Code that may evidence a violation under these Rules, including (without limitation) approaches or invitations that have been received by another Person to engage in conduct that could amount to a violation of these Rules.

## 11. Failure to co-operate:

- (a) Failing to cooperate with any investigation carried out by the IAAF or other competent authority in relation to a possible violation of these Rules, including, without limitation, failing to provide accurately, completely and without undue delay any information and/or documentation and/or assistance requested as part of such investigation;
- (b) Obstructing or delaying any inquiry or investigation that may be carried out by the IAAF or other competent authority in relation to a possible violation of these Rules, including without limitation concealing, tampering with or destroying any documentation or other information that may be relevant to the investigation.

## 12. Other Violations:

- (a) Attempting, or aiding, abetting or agreeing with another Person, to act in a manner that could culminate in the commission of a violation of these Rules shall be treated as if a violation has been committed, whether or not such attempt, aiding, abetting or agreement in fact resulted in such violation and/or whether that violation was committed deliberately or negligently.
- (b) Knowingly assisting, covering up or otherwise being complicit in any acts or omissions of the type described in these Rules;
- 13. The following are not relevant to the determination of a violation under these Rules:

- (a) whether or not the person subject to the Code, or whether an Athlete assisted by another Person, is participating in the specific Event or Competition;
- (b) the outcome of the Event or Competition on which the Bet was made or intended to be made;
- (c) the nature or outcome of the Bet;
- (d) the outcome of the Event or Competition in which the manipulation of result occurred;
- (e) the nature of the manipulation of the result of the Event or Competition in issue;
- (f) whether or not any Benefit was actually given or received:
- (g) whether or not the person subject to the Code's efforts or performance (if any) in the Event or Competition were (or could be expected to be) affected by the acts or omissions in question;
- (h) whether or not any of the results in the Event or Competition in issue were (or could be expected to be) affected by the acts or omissions in question;
- (i) whether or not the manipulation included a violation of a technical rule of the Event or Competition;
- (j) whether or not the Event or Competition was attended by an official representative of the IAAF.

## Standard of Proof

14. The standard of proof under these Rules shall be the balance of probabilities, namely, whether on the preponderance of the evidence, it is more likely than not that a violation of these Rules has occurred. This standard of proof applies to the exclusion of the general standard of proof set out in Rule 11.7 of the Procedural Rules of the Ethics Commission.

#### Sanctions

- 15. Ineligibility: Where it is determined that a violation of these Rules has been committed, the Ethics Commission shall have the power to impose an appropriate sanction ranging from a minimum of a warning and no period of Ineligibility to a maximum of a lifetime period of Ineligibility. When determining the appropriate sanction, the Ethics Commission shall take into consideration all aggravating and mitigating circumstances and shall detail the effect of such circumstances on the final sanction in the written decision.
- 16. Where a person subject to the Code is found guilty of two violations in relation to the same incident or the same set of facts, and is sanctioned separately, the sanctions imposed shall run concurrently.
- 17. Fines: In addition to the imposition of a period of Ineligibility, the Ethics Commission may, at its discretion, impose a fine of up to a maximum amount of the value of any Benefit received by the person out of, or in relation to, the violation(s) of these Rules.
- 18. <u>Disqualification of Results</u>: A violation of these Rules by an Athlete occurring during or in connection with an Event in which the Athlete is participating shall lead to the automatic disqualification of the Athlete and the annulment of all of the Athlete's results from the Event, with all resulting consequences for the Athlete, including the forfeiture of all titles, awards, medals, points and prize and appearance money.

- 19. Where the Athlete who has committed a violation of these Rules participated as a member of a relay team, the relay team shall be automatically disqualified from the Event in question, with all resulting consequences for the relay team, including the annulment of all results and forfeiture of all titles, awards, medals and points and prize and appearance money.
- 20. In all other cases, the Ethics Commission shall decide whether or not a violation of these Rules shall lead to the disqualification of results from an Event or Competition taking into consideration the specific circumstances of the violation in question.

## Recognition

- 21. Any violation of these Rules occurring during the period of an Olympic Games shall be determined by the IOC in accordance with the applicable rules of the relevant Olympic Games.
- 22. In the case of an adjudication by the IOC Executive Board (or by a disciplinary commission upon delegated authority of the IOC Executive Board) of a violation of these Rules occurring during the period of an Olympic Games, the IAAF and its Members shall recognise the violation once it has become a final decision under applicable rules and the determination of any sanction of the Athlete or other person subject to the Code beyond a sanction related to the Olympic Games shall be submitted to an adjudication in accordance with Rule 15 and following of the Procedural Rules of the Ethics Commission. For the purpose of such adjudication, the IOC Executive Board or disciplinary commission will disclose the results of its investigations to the Ethics Commission.