



Montreal, 7 October 2011

Via email: [boa@boa.org.uk](mailto:boa@boa.org.uk)

**Mr. Colin Moynihan**  
President  
British Olympic Association  
1 Wandsworth plain  
London SW18 1EH  
United Kingdom

**Subject: Compliance with the World Anti-Doping Code**

Dear Mr. Moynihan,

We write to you as a result of the arbitral decision of the Court of Arbitration for Sport ("the CAS") of 6 October 2011.

When we initially reviewed the *bye law of the British Olympic Committee relating to anti-doping* ("the BOA rules"), WADA considered that the selection policy was not an anti-doping rule, and therefore outside the scope of our compliance monitoring. Our letter of 3 March 2009 must be read in that line.

This was consistent with our attitude to Rule 45 of the Olympic Charter, which IOC regarded as an ineligibility rule and not a sanction.

Now that we have the CAS decision, we need to review this approach. CAS has determined Rule 45 to be non-compliant with the Code. It is possible that your selection policy now falls into the same category.

We ask you, and invite you, to take such step as may be appropriate to address this situation. It may well be that a court or tribunal of appropriate jurisdiction is the right place for it to be tested, just like Rule 45.

We look forward to hearing from you.

Yours Sincerely,

**Rune Andersen**  
Director  
Standards and Harmonization

**Emiliano Simonelli**  
Senior Manager - Code Compliance  
Standards and Harmonization