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# Conference of Parties to the International Convention against Doping in Sport

# 3CP

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Item 6.3 of the Provisional Agenda

## Allocation of the Fund for the Elimination of Doping in Sport 2012-2013

### Summary

**Documents:** ICDS/3CP/Doc.6, *Handbook: Fund the Elimination of Doping in Sport*.

**Background:** One of the key functions of the Conference of Parties is to adopt a plan for the use of the resources of the Fund for the Elimination of Doping in Sport. This report proposes several amendments to the regulations governing the Fund, drawing upon the recommendations of the Approval Committee. These include allowing Regional Anti-Doping Organizations to apply directly for financial assistance; providing nominal amounts of financial support to Least Developed States Parties for the implementation of national testing programmes; and limiting the amount allocated to hospitality as direct costs in each project to 10% of the total UNESCO financial contribution. It is also proposed that sufficient funding is allocated to recover the direct and indirect costs associated with administering the Fund. In this regard, the Conference of Parties is requested to approve the use of the Fund for the establishment of a P1/2 Post to administer the Special Account and to support the implementation of the International Convention against Doping in Sport.

**Decision Required:** Paragraph 5

## **INTRODUCTION**

1. One of the key functions of the Conference of Parties is to adopt a plan for the use of the resources of the Fund for the Elimination of Doping in Sport (hereinafter referred to as “the Fund”). This requirement is set forth in Article 30(c) of the International Convention against Doping in Sport (hereinafter referred to as “the Convention”). At the first and second sessions of the Conference of Parties, held at UNESCO Headquarters from 5 to 7 February 2007, and from 26 to 28 October 2009 respectively, a number of decisions were taken concerning the Fund. For example, the procedures for the submission of applications as well as three priority areas for the investment of the resources of the Fund were determined. These decisions apply for the 2010-2011 biennium, thus, there is an opportunity for the Conference to refine or amend the current regulations. This report, drawing upon the recommendations of the Approval Committee (ICDS/3CP/Doc.6), presents options to amend the principles and procedures governing the administration of the Fund.

## **AMENDMENTS TO THE REGULATIONS OF THE FUND**

2. The Approval Committee made three key recommendations regarding the allocation of the Fund. The Approval Committee has called for the regulations governing the Fund to be amended to allow Regional Anti-Doping Organizations (RADOs) to submit applications to the Fund. This is in recognition of the valuable contributions RADOs make to building regional capacities as well as their unique role in the development of anti-doping programmes. The Approval Committee has also suggested that nominal amounts of financial support, a maximum of US\$10,000 each biennium, be allocated to Least Developed State Parties for the implementation of national testing programmes. Providing funding for a limited number of doping controls will help Least Developed States Parties meet their commitments under the Convention and World Anti-Doping Code. Finally, the Approval Committee considered that the costs related to hospitality should not exceed 10% of the total financial contribution provided by UNESCO. This recommendation appears straight-forward given that capacity-building is one of the principal purposes of the Fund and that cost-effectiveness should be a key factoring in determining applications to the Fund. Accordingly, it is proposed that this provision be included in the regulations governing the Fund and explicitly stated in the Handbook.

## **DIRECT AND INDIRECT COSTS OF ADMINISTERING THE FUND**

3. The Approval Committee has raised concerns about the programme support costs (PSC) leveraged on the Fund and it called for these to be returned to the anti-doping programme which is managed by the Sector for Social and Human Sciences (SHS). However, it should be noted that these programme support costs cover the indirect costs of administering the Fund. It should be noted that the PSC are meant to cover indirect and variable costs incurred by the Organization in support of extra-budgetary projects. These costs relate to administrative functions which are not easy to allocate on a project by project basis. The UNESCO Cost Recovery Policy stipulates that all costs needed for the proper implementation of an extra-budgetary project should be budgeted for and charged to that project; and secondly, in cases where Regular Programme resources are used for a project's implementation, such costs should be reimbursed. This requires that the direct costs of SHS support to the anti-doping programme be charged to the Fund and the PSC should cover UNESCO's services for management of extra-budgetary funds. Moreover, the issue of programme support costs has previously been brought to the attention of the Conference of Parties. In a report submitted to the first session of the Conference of Parties in 2007 [ICDS/1CP/Doc.6 refers], it was specifically stated that, in accordance with Administrative Circular No. 2280, a 10% programme support cost is applicable to the special account

established for the Fund. This is also reflected in Article 5 of the Financial Regulations of the Special Account.

4. Finally, the Approval Committee noted that the human resources of the Secretariat were limited and that the administration of the Fund is very time-intensive. There is a considerable amount of work involved in managing the projects, which *inter alia* includes: assessing all applications; preparing reports for the Approval Committee and organizing meetings; preparing contracts; managing payments; managing the use of the UNESCO logo; evaluating the results of each project; collecting all of the intellectual property developed under the projects; verifying the financial statements with the receipts provided; trying to identify good practices and sharing the results with other States Parties and stakeholders. Up until this point these tasks have been managed by an Appointment of Limited Duration under a separate funds-in-trust agreement with an individual donor. However, this sort of funding mechanism is not sustainable beyond December 2011. Given that dedicated staff is required to manage the Fund, it is appropriate that funding is provided for this purpose. Accordingly, it is proposed that the Conference of Parties approves the use of the Fund for the establishment of a P1/2 Post to administer the Fund and to support the implementation of the Convention. This proposal is in harmony with Article 18, which states that the Fund may also serve to cover the functioning costs of the Convention. It is also in accordance with Article 32.3, which states that the financing of the Secretariat from the Regular Budget of UNESCO shall be done on a strictly minimal basis, it being understood that voluntary funding should also be provided to support the Convention.

#### **DRAFT RESOLUTION 3CP/6.3**

5. The Conference of Parties may wish to adopt the following resolution:

The Conference of Parties,

1. *Having examined* documents ICDS/3CP/Doc.6 and ICDS/3CP/Doc.7,
2. *Endorses* the recommendations made by the Approval Committee regarding the principles and procedures governing the allocation of the Fund for the Elimination of Doping in Sport,
3. *Agrees* that the principles and procedures governing the administration of the Fund, as determined by the Conference of Parties in Resolutions 1CP/7 and 2CP/4.3, shall be amended as follows:

...

- Requests may be submitted to the Director-General of UNESCO by Regional Anti-Doping Organizations.
- Least Developed States Parties, as defined by the United Nations Economic and Social Council's Committee for Development Policy, may apply for financial support up to US\$10,000 each biennium for the implementation of national testing programmes.
- Applications shall have five compulsory prerequisites. States Parties in submitting the applications must agree:

...

- (iii bis) to ensure that the amounts allocated to hospitality as direct costs in each project shall not exceed 10% of the total financial contribution provided by UNESCO,
- 4. *Approves* the use of the Fund for the Elimination of Doping in Sport for the establishment of a P1/2 Post to administer the Fund and to support the implementation of the International Convention against Doping in Sport,
- 5. *Requests* the Secretariat to revise the *Handbook: Fund for the Elimination of Doping in Sport* to incorporate the decisions taken above.