



United Nations
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Organisation
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Organización
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Организация
Объединенных Наций по
вопросам образования,
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منظمة الأمم المتحدة
للتربية والعلم والثقافة

联合国教育、
科学及文化组织

Conference of Parties to the International Convention against doping in sport

Fifth Session
Paris, UNESCO Headquarters, Room II
29-30 October 2015

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RESOLUTIONS

5CP

ICDS/5CP/Doc.9
3 November 2015
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DOCUMENT ICDS/4CP/Doc.13 - FINAL REPORT OF THE FOURTH SESSION OF THE CONFERENCE OF PARTIES

- Saint Vincent and the Grenadines should be included in the list of participants.

DOCUMENT 2 - AGENDA AND TIMETABLE

RESOLUTION 5CP/2

The Conference of Parties,

1. *Having examined* document ICDS/5CP/Doc.2 REV,
2. *Adopts* the agenda and timetable included in the above-mentioned document.

DOCUMENT 1 - ELECTION OF THE CHAIRPERSON, VICE-CHAIRPERSONS AND RAPPORTEUR

RESOLUTION 5CP/1

The Conference of the Parties,

1. *Elects* Mr Saleh Konbaz Mohammed (Kingdom of Saudi Arabia) as Chairperson of the Conference of Parties,
2. *Elects* Mr Graham Arthur (United Kingdom of Great Britain and Northern Ireland) as Rapporteur of the Conference of Parties,
3. *Elects* Romania, Colombia, the Republic of Korea and Kenya, as Vice-Chairpersons of the Conference of the Parties.

DOCUMENT 3 - PROMOTION OF THE INTERNATIONAL CONVENTION AGAINST DOPING IN SPORT

RESOLUTION 5CP/3

The Conference of Parties,

1. *Having examined* document ICDS/5CP/Doc.3,
2. *Welcomes* the initiatives undertaken by the Secretariat to promote the International Convention against Doping in Sport, increasing its visibility and expansion,
3. *Recalling* Resolution 2CP/5.2 which determined that, for all intents and purposes, all references made to the World Anti-Doping Code in the International Convention against Doping in Sport should be interpreted to mean the latest version of the Code in force,
4. *Determines* that, to be consistent with and in addition to Resolution 2CP/5.2, the States Parties are encouraged to interpret the definitions in Article 2 of the International Convention against Doping in Sport in a manner that is consistent with the World Anti-Doping Code,

5. *Chooses* option No. 2, reproduced in Annex I, as the logo of the Convention and *approves* the Operational Guidelines governing the use of that logo, as set out in Annex II,
6. *Expresses* its gratitude to all the intergovernmental organizations, stakeholder entities, particularly INTERPOL, the Council of Europe and the World Anti-Doping Agency (WADA), and States Parties which have provided valuable support with implementation of the International Convention against Doping in Sport,
7. *Strongly encourages* all Member States of UNESCO that have not yet done so to become States Parties to the International Convention against Doping in Sport, and *requests* the Director-General to continue the efforts undertaken by the Secretariat to increase the number of States Parties to the Convention,
8. *Takes note* of the proposal to send States Parties a reminder of the obligations of the Convention, *approves* the form and scope of the reminder letter enclosed in Annex III, as well as the provisions set out in Annex IV, and *requests* the Director-General – within the framework of monitoring the Resolutions of the Conference of Parties – to proceed with the requested notifications to the States Parties concerned, *which are asked* to report back to the Conference of Parties on the progress made,
9. *Requests* the Secretariat to continue to develop new partnerships to promote the International Convention against Doping in Sport,
10. *Encourages* the Secretariat to continue its work to identify, promote and disseminate good practices for combating doping in sport at the international, regional and national levels,
11. *Calls upon* the representatives of all stakeholders, particularly the competent public authorities, as well as the World Anti-Doping Agency (WADA) and the relevant regional intergovernmental organizations and/or sport organizations, to promote the International Convention against Doping in Sport within their respective regions, particularly through existing initiatives and regional meetings and conferences.

ANNEX I (DOCUMENT 3) – LOGO 2



ANNEX II (DOCUMENT 3) – OPERATIONAL DIRECTIVES FOR THE USE OF THE LOGO OF THE INTERNATIONAL CONVENTION AGAINST DOPING IN SPORT

1. Definition

1.2 The logo or logo of the Convention, which is used as its official seal, is shown below:



1.3 The Convention's logo shall be accompanied by the UNESCO logo and may not be used in isolation, it being understood that each of them is governed by a separate set of rules and that any use must have been authorized in accordance with each of the respective sets of rules.

2. Rules applicable to the respective use of the UNESCO logo and the Convention logo

2.1 The provisions of the present Directives apply only to the use of the logo of the Convention.

2.2 Use of UNESCO's name together with the logo of the Convention shall be governed by the Directives concerning the use of the name, acronym, logo and Internet domain names of UNESCO as adopted by the General Conference of UNESCO.

2.3. The use of the Convention's logo linked to the UNESCO logo, therefore, must be authorized under the present Directives (for the part of the Convention's logo) and under the Directives concerning the Use of the Name, Acronym, Logo and Internet Domain

Names of UNESCO (for the part of the UNESCO logo), in accordance with the respective procedures provided under each of these Directives.

3. Rights of use

- 3.1 Only the statutory body of the Convention, namely the Conference of Parties and the Bureau, as well as the Secretariat, have the right to use the logo of the Convention without prior authorization, subject to the rules set out by the present Directives.

4. Authorization

- 4.1 Authorization to use the logo of the Convention is the prerogative of the statutory body of the Convention, namely the Conference of Parties. In specific cases as set out by the present Directives, the Conference of Parties empowers, by delegation, the Director-General to authorize such use to other bodies. The power to authorize the use of the logo of the Convention cannot be granted to other bodies.
- 4.2 The Conference of Parties authorizes the use of the logo of the Convention by means of resolutions, notably in the case of activities carried out by official partners, global or regional prizes, and special events in the States Parties. The Conference of Parties may authorize the National Commissions for UNESCO, or any other duly designated authority, at the request of the State Party concerned, to use the logo and to deal with questions relating to the use of the logo at the national level.
- 4.3 The Conference of Parties should ensure that their resolutions and decisions stipulate the terms of the authorization granted, in accordance with the present Directives.
- 4.4 The Director-General is empowered to authorize the use of the Convention's logo in connection with patronage and contractual arrangements and partnerships, as well as specific promotional activities.
- 4.5 Any decision authorizing the use of the logo of the Convention shall be based on the following criteria: (i) relevance of the proposed association to the Convention's purposes and objectives and (ii) compliance with the principles of the Convention.
- 4.6 The Conference of Parties may ask the Director-General to put specific cases of authorization before them and/or submit to them an occasional or regular report on specific cases of use and/or of authorization, notably concerning the granting of patronage, partnerships and commercial use.
- 4.7 The Director-General may decide to put specific cases of authorization before the Conference of Parties.

5. Criteria and conditions for the use of the logo for the purpose of patronage

- 5.1 The use of the logo for the purpose of patronage may be authorized for various kinds of activities such as performances, cinematographic works and other audio-visual productions, publications, congresses, meetings and conferences, awards ceremonies and other national and international events, as well as works demonstrating awareness-raising, information, education and prevention of banned practices and substances, dietary supplements and actions that work together to achieve the objectives of the Convention.

5.2 The procedures for requesting the use of the Convention's logo for the purpose of patronage shall be provided by the Secretariat, in line with the following criteria and conditions:

(a) Criteria:

- (i) Impact: use may be granted to exceptional activities likely to have a real impact on increasing the visibility and awareness surrounding the ethical principles, values and ideals incarnated by the Convention in promoting the governance and integrity of sport.
- (ii) Reliability: adequate assurance should be obtained concerning those in charge (professional experience and reputation, references and recommendations, legal and financial guarantees) and the activities concerned (political, legal, financial and technical feasibility).

(b) Conditions:

- (i) The use of the Convention's logo for the purpose of patronage must be requested from the Secretariat at least three months prior to the first day of the period intended. The request must be accompanied by a letter of support from the national commission(s) concerned. The use of the Convention's logo for the purpose of patronage is authorized in writing, and exclusively by the Director-General.
- (ii) In the case of national activities, the decision regarding the authorization to use the Convention's logo for the purpose of patronage is made on the basis of obligatory consultations with the State Party in whose territory the activity is held.
- (iii) The Convention must be afforded an appropriate degree of visibility, notably through the use of its logo.
- (iv) The use of the Convention's logo for the purpose of patronage can only be authorized in the case of individual activities.

6. Commercial use and contractual arrangements

6.1 Any contractual arrangement between the Secretariat and outside organizations involving commercial use of the Convention's logo by those organizations (for example, in the framework of partnerships with the private sector or civil society, co-publication or co-production agreements, or contracts with professionals and personalities supporting the Convention) must include a standard clause stipulating that any use of the logo must be requested and approved previously in writing.

6.2 Authorizations accorded under such contractual arrangements must be limited to the context of the designated activity.

6.3 The sale of goods or services bearing the logo of the Convention chiefly for profit shall be regarded as 'commercial use' for the purpose of these Directives. Any commercial use of the logo of the Convention must be expressly authorized by the Director-General, under a specific contractual arrangement. If the commercial use of the logo is directly connected

with a specific element inscribed on a List, the Director-General may authorize it after consulting the State(s) Party(ies) concerned.

- 6.4 When profit, as mentioned in the previous paragraph, is anticipated, the Director-General should ensure that the Fund for the Elimination of Doping in Sport receives a fair share of the revenues and should conclude a contract concerning the project, including the arrangements for provision of income to the Fund. Such contributions to the Fund shall be governed in accordance with Articles 17 and 18 of the Convention.

7. Graphical standards

- 7.1 The Convention logo shall be reproduced according to the precise graphical standards elaborated by the Secretariat and published on the website of the Convention, and shall not be altered.

8. Protection

- 8.1 To the extent that the logo of the Convention has been notified and accepted by the Paris Union Member States under Article 6 ter of the Paris Convention for the Protection of Industrial Property, adopted in 1883 and revised at Stockholm in 1967, UNESCO has recourse to Paris Convention Member States' domestic systems to prevent the use of the logo of the Convention where such use falsely suggests a connection with UNESCO, the Convention, or any other abusive use.¹

- 8.2 States Parties are invited to provide the Secretariat with the names and addresses of the authorities in charge of managing the use of the logo.

- 8.3 Those requesting use of the logo at the national level are encouraged to consult with the designated national authorities. The Secretariat shall inform the designated national authorities of cases of authorization.

- 8.4 In specific cases, the Conference of Parties may ask the Director-General to monitor the proper use of the logo of the Convention, and to initiate proceedings against abusive use where appropriate.

- 8.5 The Director-General is responsible for instituting proceedings in the case of unauthorized use at the international level of the logo of the Convention. At the national level this shall be the responsibility of the relevant national authorities.

- 8.6 The Secretariat and the States Parties should closely cooperate in order to prevent any unauthorized use of the logo of the Convention at the national level, in liaison with competent national bodies and in line with the present Operational Directives.

9. Report on the use of the logo of the Convention

- 9.1 The Secretariat will prepare and submit a report to the Conference of Parties at each of its sessions on the use of the logo.

¹ Once the logo of the Convention is adopted by the Conference of Parties, the Secretariat of the Convention will take the necessary action with the World Intellectual Property Organization (WIPO) to implement this provision of the Operational Directives.

ANNEX III (DOCUMENT 3)

Director-General

MODEL LETTER TEMPLATE

Permanent Delegation to UNESCO:
xxxxxxx.

Ref. :

Subject: **Monitoring Compliance Obligations of the International Convention against Doping in Sport**

Sir/Madam,

The Anti-Doping Logic System (ADLogic), developed by the Secretariat to monitor the compliance of all States Parties with the obligations set forth in the International Convention against Doping in Sport, was adopted by the Conference of Parties (COP) to that Convention at its Second Session in 2009.

Following Resolution 5CP/3 adopted by the COP at its Fifth Session, the purpose of this letter is to inform your country that it is deemed non-compliant with regards to: (scenario 1) *lack of submission of national report to the Conference of Parties as set forth by Article 31 of the Convention*; or (scenario 2) *implementation of the Convention below the benchmark results generated by ADLogic in assessing measures taken to implement the provisions of the International Convention against Doping in Sport*.

This notice seeks to encourage your country to take all measures in light of the provisions of Articles 3 and 5 of the Convention and to encourage and support *non-compliant States Parties* to fulfil their commitments by taking the means and measures to achieve the purpose and the objectives of the Convention.

In order to enable your country to meet the above-mentioned principles for effective implementation process, kindly find attached some guidelines for follow-up.

When your country will have approved the above-mentioned principles for implementation your country will be invited to present a report to the next regular session of the Conference of Parties.

Mr Marcellin Dally, Secretary of the Convention in the Section for Youth and Sport (tel: + 33 (0) 1 45 68 43 31; e-mail: m.dally@unesco.org) is at your disposal for any further information you may require concerning the Convention and the monitoring framework.

Please accept, Sir/Madam, the assurances of my highest consideration

Irina Bokova

Encl. 1

ANNEX IV (DOCUMENT 3)

Guideline Tool to address non-compliance resulting from ADLogic

The following tools are proposed on an optional basis to be used to promote compliance and benchmark the level of commitments fulfilled by States Parties, under the rate of 60% of overall gauge assessed by ADLogic.

- Non-compliance letter

A non-compliance letter is used to inform a State Party of non-adherence to the provisions of the Convention by public authorities.

Tasked by the Conference of Parties, the Director-General is entrusted with requesting the State Party concerned to take the appropriate measures in order to ensure respect for the Convention and fulfil its commitments. The State Party could submit, if applicable, a request in the framework of the Fund for the elimination of doping in sport.

- On-site examination

It is a formal process carried out by the State Party in a close cooperation mechanism. It is a complete and thorough examination that is used to address compliance deficiency within the State Party. It aims at gathering information, proceeding with examination of specific documents, policies and procedures, as well as training provisions, including interviewing and assessment of national and international compliance knowledge.

Following the examination process, a written examination report is prepared by the concerned State Party that highlights the compliance deficiencies identified within the country and sets out specific recommendations for compliance actions to be taken by the State Party to achieve full compliance, including an established appropriate timeframe to address all the recommendations.

A Non-compliant State Party is expected to address all recommendations and advise the Bureau of the Conference of Parties and the Secretariat on how it will ensure compliance moving forward.

- Desk review

A desk review may be used to address compliance deficiencies identified within the State Party. A desk review follows the same process used for an on-site examination. However, the review of information takes place at the concerned competent entities on anti-doping.

Following the review process, the State Party prepares a written examination report that identifies the compliance deficiencies found and sets out specific recommendations for compliance actions to be taken by the State Party to achieve full compliance, including an established appropriate timeframe to address all recommendations.

DOCUMENT 12 - AMENDMENT OF THE RULES OF PROCEDURE REGARDING THE OFFICERS' TERMS OF OFFICE AND THE INTRODUCTION OF FORMAL SESSIONS
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RESOLUTION 5CP/12

The Conference of Parties,

1. *Having examined* document ICDS/5CP/Doc.12 and its Annex,
2. *Taking account* of the recommendations of the External Auditor,
3. *Approves* the modified amendments as they appear in paragraphs 4.1 and 4.2 of the Annex to the said document,
4. *Requests* the Bureau to submit a report on its activities for 2016-2017 at the Sixth Session of the Conference of Parties, including the amendments as indicated in the Annex.

ANNEX (DOCUMENT 12)

ANNEX

AMENDMENTS TO THE RULES OF PROCEDURE

Current Rule 4 – Election of officers

At the beginning of its session, the Conference shall elect a Chairperson, one or more Vice-Chairpersons and a Rapporteur with due regard being given to ensuring an equitable geographical distribution.

New Rule 4 - Election of officers

4.1 At the beginning of its session, given the necessity to ensure geographical distribution and equitable rotation, the Conference shall elect a Chairperson, one or more Vice-Chairpersons and a Rapporteur, who shall together constitute its Bureau. Their term of office will run from the opening of the Conference in which they are elected until the next session of the Conference, when a new Bureau will be elected. The members of the Bureau shall be eligible for immediate re-election only for a second term of office.

4.2 The Bureau shall coordinate the work of the Conference of Parties and order of business of the session. The Chairperson will be assisted in carrying out his/her duties by the other members of the Bureau.

DOCUMENT 4 - AMENDMENT OF ANNEX I: PROHIBITED LIST – INTERNATIONAL STANDARD

RESOLUTION 5CP/4

The Conference of Parties,

1. *Having examined* document ICDS/5CP/Doc.4,
2. *Takes note* that a written consultation procedure is under way for the approval of the amendment of Annex I of the International Convention against Doping in Sport in order to incorporate the changes made by the World Anti-Doping Agency for the 2016 Prohibited List International Standard,
3. *Commends* the Secretariat's efforts to allow the Conference of Parties, for the provisions taken, to examine the amendment to Annex I within the necessary timeframe, under the consultation procedure in force.

DOCUMENT 5 - FINANCIAL REPORT ON THE FUND FOR THE ELIMINATION OF DOPING IN SPORT

RESOLUTION 5CP/5

The Conference of Parties,

1. *Having examined* ICDS/5CP/Doc. 5,
2. *Expresses* its gratitude to those States Parties that have contributed to the work of the Fund for the Elimination of Doping in Sport through their invaluable financial support,
3. *Notes* the financial status of the Fund for the Elimination of Doping in Sport and *encourages* the States Parties to make it possible to implement the projects submitted.

DOCUMENT 6 - REPORT OF THE APPROVAL COMMITTEE FOR THE FUND FOR THE ELIMINATION OF DOPING IN SPORT (2014 – 2015)

RESOLUTION 5CP/6

The Conference of Parties,

1. *Having examined* document ICDS/5CP/Doc.6,
2. *Notes* with satisfaction the number of applications submitted to the Fund for the Elimination of Doping in Sport and the efforts made towards the development of quality projects,
3. *Expresses* its gratitude to the Approval Committee for their work in the allocation of the Fund for the Elimination of Doping in Sport, as well as to the Secretariat for assuring the Fund's administration and developing new initiatives to support States Parties in the development of applications.

DOCUMENT 7 – ALLOCATION OF THE FUND FOR THE ELIMINATION OF DOPING IN SPORT 2016-2017

RESOLUTION 5CP/7

The Conference of Parties,

1. *Having examined* documents ICDS/5CP/Doc.6 and ICDS/5CP/Doc.7,
2. *Takes note* of the recommendation 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, 2CP/4.3 and 3CP/6.3, shall be amended as follows:
...
Limitations on the use of funds allocated to national and regional projects:
 - When hospitality is not covered, daily allowances should not exceed 100 USD/day in itemized budgets submitted by States Parties.
4. *Requests* the Secretariat to revise the Handbook of the Fund for the Elimination of Doping in Sport to incorporate the decision taken above,
5. *Approves* the use of the Fund for the two-year extension (2016-2017) of the Fund's Secretariat (P-3 level and G-4 level staff) to support the Fund's continued growth, impact and enhanced visibility, it being understood that this decision be reviewed during the Sixth Session of the Conference of Parties,
6. *Approves* the plan for the use of resources under the Fund for the Elimination of Doping in Sport for the period 2016-2017.

DOCUMENT 8 - ELECTION OF MEMBERS OF THE APPROVAL COMMITTEE FOR THE FUND FOR THE ELIMINATION OF DOPING IN SPORT

RESOLUTION 5CP/6.4

The Conference of the Parties,

1. *Elects* Finland, the Russian Federation, the Commonwealth of the Bahamas, the People's Republic of China, South Africa, and the Sultanate of Oman to the Approval Committee.

DOCUMENT 10 - FEEDBACK REPORT ON THE ANTI-DOPING POLICY ADVICE PROJECT

RESOLUTION 5CP/10

The Conference of Parties,

1. *Having examined* document ICDS/5CP/Doc.10,

2. *Takes note* of the recommendations put forward in the final report resulting from the analyses carried out by the group of consultants on anti-doping policy advice,
3. *Thanks* the group of consultants and the Secretariat for carrying out the project and the relevance of the analyses provided as well as the proposed approach,
4. *Takes good note* of the proposed results as well as the proposals formulated in the final report of the group of consultants,
5. *Bearing in mind* the discussions, the Conference of Parties *requests* to leave it to the discretion of the Approval Committee to consider possible follow-up on the report and *requests* the Secretariat to explore, if possible, extrabudgetary resources,
6. *Requests* the Secretariat to submit a report on the follow-up of this Resolution at its Sixth Session.

DOCUMENT 11 – REPORT ON THE REDESIGN OF ANTI-DOPING LOGIC SYSTEM AND QUESTIONNAIRE

RESOLUTION 5CP/11

The Conference of Parties,

1. *Having* examined document ICDS/5CP/Doc.11,
2. *Notes with satisfaction* the information provided concerning changes to the Anti-Doping Logic Questionnaire,
3. *Welcomes* the proposed amendments aimed at improving the scope and normative value of national reports, taking into account the growing challenges of the fight against doping,
4. *Welcomes* the web-based development of the *Anti-Doping Logic* system, which will improve the monitoring of States Parties in compliance with the provisions of the International Convention against Doping in Sport,
5. *Endorses* the proposed new Anti-Doping Logic questionnaire and assessment tool as outlined in this report, and requests the Secretariat to proceed with the adjustment of the *Anti-Doping Logic* system,
6. *Adopts* the provisions included in the Anti-Doping Logic system allowing for voluntary reporting against the five questions that relate to the involvement of Governments in the fight against doping in sport under the World Anti-Doping Code.
7. *Adopts* the overall changes and new framework of the *Anti-Doping Logic* system as proposed by the Secretariat, also including the option of inserting a comment box under each question, allowing States Parties to provide further information,

8. *Approves* the budget of 150,000 USD to support the overall changes and new framework of the *Anti-Doping Logic* system and *decides* that 70,000 USD be allocated from the International Fund against Doping in Sport and *requests* the Director-General to seek additional funds to cover the complementary 80,000 USD,

9. *Invites* States Parties to provide voluntary additional financial and technical assistance for this purpose.