



AUSTRALIAN OLYMPIC COMMITTEE INC

ABN 33 052 258 241

Registered Number A0004778J

NOTES

STATUTORY DECLARATION REGARDING ANTI-DOPING MATTERS

- This is a statutory declaration made in accordance with New South Wales law. The information below is a guide only. You are strongly encouraged to seek independent legal advice before making the statutory declaration.

ABOUT THE STATUTORY DECLARATION

- The declaration relates to the anti-doping policies applicable to you as a participant in sport. This includes any policies applicable to you as an athlete or official today, as well as those that would have been applicable to you as an athlete or official in the past.
- There are three options:
 - (1) If you have never breached an applicable anti-doping policy, then you should declare the first statement.
 - (2) If you have breached an applicable anti-doping policy but either the sanction for that breach was eliminated or waived by the relevant organisation, or you have completed the sanction, then you should declare the second statement.
 - (3) If you have breached an applicable anti-doping policy but neither of the exceptions in option (2) above apply to you, then you will not be able to make the declaration required and must contact the Director of Sport, Australian Olympic Committee (AOC) on +61 2 9247 2000 for further guidance.
- Generally, the declaration does not capture the use of recreational drugs outside of competition unless specifically prohibited by the applicable anti-doping policy. Further, the declaration does not capture the use of prohibited substances or methods for which you received a Therapeutic Use Exemption.

HOW TO MAKE THE STATUTORY DECLARATION

- An example of a completed statutory declaration is attached at the back of these notes.
- You must delete either statement 1 or 2 in full depending on which is a true statement of fact by you, by drawing a line through every line in the statement. You and your witness must initial the deletion.

- However, you must not make any amendments to the statements or delete only part of a statement. If you are unable to declare either statement 1 or statement 2 in full, you will not be able to make the statutory declaration.
- The declaration must be witnessed by an authorised person as applicable within New South Wales, outside New South Wales in another State or Territory, or in another country. Failure to do so will render it invalid (see list at end of declaration).

CONSEQUENCES OF NOT MAKING A DECLARATION OR MAKING A FALSE DECLARATION

- **Making a false declaration is a criminal offence and may attract significant penalties. In particular, any person who wilfully and corruptly makes a declaration knowing it to be untrue in any material particular, will be guilty of a criminal offence** (Section 25 Oaths Act 1900 (NSW)). If the offence is dealt with summarily, the penalty is up to 2 years imprisonment, or a fine of \$5,100, or both. If the offence is dealt with on indictment, the penalty is up to 5 years imprisonment.
- In addition to these penalties any person who does not make the statutory declaration or who, in the AOC's opinion, falsely makes the statutory declaration, will be ineligible for membership of any Australian Olympic Team or Shadow Team, or to receive funding from or to hold any position within the AOC unless otherwise determined by the AOC.
- The AOC will share information regarding the statutory declarations with relevant anti-doping organisations and law enforcement agencies, on a case by case basis. This includes if you do not make the statutory declaration as required by the AOC from time to time or if the AOC wishes to verify the contents of any declaration given.

ELIGIBILITY FOR AUSTRALIAN OLYMPIC TEAMS OR POSITIONS WITHIN THE AOC

✓ means eligible

X means ineligible

	No past doping offences	Past doping offence and sanction served	No statutory declaration	Making a false statutory declaration
Athletes	✓	✓	X	X
Officials	✓	✓	X	X
AOC Executive, Committees and Commissions	✓	✓	X	X
AOC Staff	✓	✓	X	X



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STATUTORY DECLARATION
OATHS ACT 1900, NSW, EIGHTH SCHEDULE

[Important: you must delete either statement 1 or 2 below in full, depending on which is a true statement of fact by you. However, you must not make any amendments to the statements. If you are unable to declare either statement 1 or 2 in full, you will not be able to make the statutory declaration and must contact the Director of Sport, Australian Olympic Committee on +61 2 9247 2000 for further guidance.]

I, JOHN JAMES SMITH, of UNIT 1, 1 JAMES STREET, SYDNEY 2000
[name] [residence - full address]

do solemnly and sincerely declare that:

1. I have not at any time breached any applicable anti-doping rule or policy, including the World Anti-Doping Code 2009, the Australian Olympic Committee's Anti-Doping By-Law and the anti-doping rules and policies of applicable Anti-Doping Organisations, National Federations and International Federations (as those words are defined in the Australian Olympic Committee's Anti-Doping By-Law) (each an "Applicable Anti-Doping Rule or Policy").

[Initial]

[Witness]

OR

2. I have breached an Applicable Anti-Doping Rule or Policy; but

- (a) the sanction in respect of such breach(es) was formally eliminated or waived by the organisation having the authority to do so; or
(b) I have completed the sanction imposed in respect of such breach(es).

[Initial]

[Witness]

and I make this solemn declaration conscientiously believing the same to be true, and by virtue of the provisions of the Oaths Act 1900 (NSW).

[Signature]
[signature of person making the declaration]

Declared at: SYDNEY on 12 FEBRUARY 2013
[place] [date]

In the presence of an authorised witness, who states:

I, SARAH JANE JONES, a SOLICITOR ADMITTED IN NEW SOUTH WALES
 [insert name of authorised witness] [insert qualification to be authorised witness^A]

certify the following matters concerning the making of this statutory declaration by the person who made it:

[*please cross out any text that does not apply]

1. *I saw the face of the person ~~OR *I did not see the face of the person because the person was wearing a face covering, but I am satisfied that the person had a special justification for not removing the covering, and~~
2. *I have known the person for at least 12 months ~~OR *I have confirmed the person's identity using an identification document*^B and the document I relied in was~~ NSW DRIVER LICENCE NO: 001 001 001
 [describe identification document relied on]

Sarah Jones
 [insert signature of authorised witness]

12 FEBRUARY 2013
 [insert date]

SJ
 [Initial]
SJ
 [Witness]

*A: Persons who can witness the making of this statutory document are:

Within New South Wales

- o a Justice of the Peace registered in New South Wales;
- o an Australian legal practitioner;

Outside New South Wales

- o an Australian legal practitioner;
- o an Australian Notary Public;
- o an Australian Consular Officer or British Consular Officer;
- o any other person authorised by law to administer an oath in the country or place where the oath is administered.

*B: An **identification document** means any of the following unless it has expired or been cancelled (however an Australian passport is acceptable if it expired no more than 2 years ago):

• a driver's licence or permit with a photograph, whether issued in Australia or another country	• a birth certificate or birth extract, whether issued in Australia, another country or by the United Nations (with an English language translation if not in English)
• a NSW photo card issued under the <i>Photo Card Act 2005</i>	• a Centrelink pension card
• an Australian proof of age card which contains the person's photograph	• a credit card or passbook, or
• an Australian passport (either current or expired less than 2 years ago)	• an account from a bank, building society or credit union, or statement of account up to one year old
• a passport or similar document with the person's photograph and signature issued by another country or by the United Nations	• a Medicare card, pensioner concession card, Department of Veterans' Affairs entitlement card or other entitlement card issued by the Federal or any State Government
• a national identity card with the person's photograph and signature issued by another country or the United Nations (with an English language translation if not in English)	• an electoral enrolment card or other evidence of enrolment as an elector up to 2 years old
• an Australian citizenship certificate or a foreign citizenship certificate (with an English language translation if not in English)	• a student identity card, or a certificate or statement of enrolment up to 2 years old from an educational institution.



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**STATUTORY DECLARATION
OATHS ACT 1900, NSW, EIGHTH SCHEDULE**

[Important: you must delete either statement 1 or 2 below in full, depending on which is a true statement of fact by you. However, you must not make any amendments to the statements. If you are unable to declare either statement 1 or 2 in full, you will not be able to make the statutory declaration and must contact the Director of Sport, Australian Olympic Committee on +61 2 9247 2000 for further guidance.]

I, _____, of _____
[name] *[residence – full address]*

do solemnly and sincerely declare that:

1. I have **not** at any time breached any applicable anti-doping rule or policy, including the World Anti-Doping Code 2009, the Australian Olympic Committee’s Anti-Doping By-Law and the anti-doping rules and policies of applicable Anti-Doping Organisations, National Federations and International Federations (as those words are defined in the Australian Olympic Committee’s Anti-Doping By-Law) (each an “Applicable Anti-Doping Rule or Policy”).
_____ *[Initial]*
_____ *[Witness]*

----- - OR - -----

2. I have breached an Applicable Anti-Doping Rule or Policy; but
(a) the sanction in respect of such breach(es) was formally **eliminated or waived** by the organisation having the authority to do so; or _____ *[Initial]*
(b) I have **completed** the sanction imposed in respect of such breach(es). _____ *[Witness]*

and I make this solemn declaration conscientiously believing the same to be true, and by virtue of the provisions of the Oaths Act 1900 (NSW).

[signature of person making the declaration]

Declared at: _____ on _____
[place] *[date]*

In the presence of an authorised witness, who states:

I, _____, a _____
[insert name of authorised witness] *[insert qualification to be authorised witness^A]*

certify the following matters concerning the making of this statutory declaration by the person who made it:

*[*please cross out any text that does not apply]*

1. *I saw the face of the person OR *I did not see the face of the person because the person was _____
wearing a face covering, but I am satisfied that the person had a special justification for not removing _____
the covering, and *[Initial]*
2. *I have known the person for at least 12 months OR *I have confirmed the person's identity using _____
an identification document*^B and the document I relied in was _____
[describe identification document relied on] *[Witness]*

[insert signature of authorised witness]

[insert date]

***A:** Persons who can witness the making of this statutory document are:

Within New South Wales

- a Justice of the Peace registered in New South Wales;
- an Australian legal practitioner;

Outside New South Wales

- an Australian legal practitioner;
- an Australian Notary Public;
- an Australian Consular Officer or British Consular Officer;
- any other person authorised by law to administer an oath in the country or place where the oath is administered.

***B:** An **identification document** means any of the following unless it has expired or been cancelled (however an Australian passport is acceptable if it expired no more than 2 years ago):

<ul style="list-style-type: none"> • a driver's licence or permit with a photograph, whether issued in Australia or another country 	<ul style="list-style-type: none"> • a birth certificate or birth extract, whether issued in Australia, another country or by the United Nations (with an English language translation if not in English)
<ul style="list-style-type: none"> • a NSW photo card issued under the <i>Photo Card Act 2005</i> 	<ul style="list-style-type: none"> • a Centrelink pension card
<ul style="list-style-type: none"> • an Australian proof of age card which contains the person's photograph 	<ul style="list-style-type: none"> • a credit card or passbook, or
<ul style="list-style-type: none"> • an Australian passport (either current or expired less than 2 years ago) 	<ul style="list-style-type: none"> • an account from a bank, building society or credit union, or statement of account up to one year old
<ul style="list-style-type: none"> • a passport or similar document with the person's photograph and signature issued by another country or by the United Nations 	<ul style="list-style-type: none"> • a Medicare card, pensioner concession card, Department of Veterans' Affairs entitlement card or other entitlement card issued by the Federal or any State Government
<ul style="list-style-type: none"> • a national identity card with the person's photograph and signature issued by another country or the United Nations (with an English language translation if not in English) 	<ul style="list-style-type: none"> • an electoral enrolment card or other evidence of enrolment as an elector up to 2 years old
<ul style="list-style-type: none"> • an Australian citizenship certificate or a foreign citizenship certificate (with an English language translation if not in English) 	<ul style="list-style-type: none"> • a student identity card, or a certificate or statement of enrolment up to 2 years old from an educational institution.