



GUIDELINES FOR THERAPEUTIC USE EXEMPTION (TUE) APPLICATIONS & SUBMISSIONS

1. The CGF Medical Commission requires that all athletes participating in the XXI Commonwealth Games, 2018 with a documented medical condition requiring the use of a Prohibited Substance or a Prohibited Method included on the WADA List of Prohibited Substances and Methods 2015 must be in possession of a TUE valid for the period of the XXI Commonwealth Games – **25 March – 18 April 2018**.
2. Athletes may obtain a TUE from one of the following organisations:
 - 2.1. International Federation (IF),
 - 2.2. National Anti-Doping Organisation (NADO),
 - 2.3. Commonwealth Games Federation TUE Committee (TUEC).

SUBMITTING AN EXISTING TUE TO THE CGF TUEC

3. It is expected that most Athletes entered to compete in the XXI Commonwealth Games who require a TUE will have already received their TUE from their IF or NADO (whichever is their relevant authority according to their designation as an international or national level athlete) in accordance with the IF or NADO rules. If in doubt athletes should seek guidance from their CGA¹
4. Athletes already in possession of a TUE for the period of the XXI Commonwealth Games are required to notify any other relevant Anti-Doping Organisation of their receipt of a TUE. It is therefore required that no later than 21 days (**i.e. by 4 March 2018**) before the date of the opening of the Commonwealth Games Village for the XXI Commonwealth Games, the Athlete personally, or his/her CGA must notify the CGF Therapeutic Use Exemption Committee of the TUE using the CGF TUE Application Form.
5. CGAs should ensure that these athletes submit a request for recognition on the CGF TUE Application Form, with a copy of their TUE certificate, (***a copy of the original application TUE form and supporting materials should be submitted unless the ADO that granted the TUE has already made this available in ADAMS***), to the CGF TUEC by email to tue@thecgf.com . Notifications should be sent through the *Athlete's CGA* and should be received by CGF TUEC no less than twenty-one (21) days (**i.e. by 4 March 2018**) in advance of the official opening of the CGV at the following address tue@thecgf.com. A TUE approved by an IF or NADO must cover the entire XXI Commonwealth Games period, **25 March 2018 – 18 April 2018**.

¹ IFs and NADOS must promptly report to WADA through Anti-Doping Administration and Management System (ADAMS) the granting of any TUE. NADOs will not grant TUEs to Athletes in an IF's Registered Testing Pool ("RTP") except in those instances where the IF's anti-doping rules recognise or give authority to NADOs to grant TUEs to such Athletes.

OBTAINING A TUE FROM CGF TUEC

6. If an Athlete is unable to obtain a TUE from their IF because the Athlete is not included in the IF's testing pool, or the IF does not have a mechanism that complies with the International Standard for Therapeutic Use Exemptions (ISTUE) and the Athlete is from a country or territory where the NADO has a process to grant a TUE, the Athlete should apply to his/her NADO for a TUE. If the NADO is unable to provide a TUE, then the Athlete may apply to the CGF TUEC.
7. An Athlete who has applied to their IF or NADO or WADA for a TUE and had such an application rejected by that body **may not** apply to the CGF TUEC on the same grounds.
8. The necessity for the Use of the otherwise Prohibited Substance or Prohibited Method cannot be a consequence, wholly or in part, of the prior Use, without a TUE, of a substance or method which was prohibited at the time of Use.
9. The Athlete should submit an application for a TUE to the CGF TUEC at the earliest and from thirty (30) days in advance of the official opening of the Commonwealth Games Village (**i.e. from 23 February 2018, and not later than 4th March 2018**), if they need to apply for a TUE certificate from the CGF TUEC for participation in the XXI Commonwealth Games.
10. TUE Applications to the CGF TUEC should be made on the prescribed TUE Form Annex I –and must include all relevant documentation. Applications should be sent through the *Athlete's CGA* and be received by CGF TUEC from **thirty (30) days** in advance of the official opening of the XXI Commonwealth Games (**i.e. from 23 February 2018 and not later than 4th March 2018**), at the following address: tue@thecgf.com.
11. A TUE will only be considered following the receipt of a completed application form that must include all relevant documents. The application process shall be dealt with in accordance with the principles of strict medical confidentiality.
12. The application must identify the Athlete's level of competition, sport and where appropriate discipline and specific position or role.
13. The application must list any previous and/or current TUE requests, the body to whom that request was made, and the decision of that body, and the decisions of any other body on review or appeal.
14. The application must include a comprehensive medical history and the results of all examinations, laboratory investigations and imaging studies relevant to the application. The evidence related to the diagnosis and treatment, as well as the duration of validity, should follow the Guidelines produced by WADA "Medical Information to Support the Decisions of TUE Committees".
15. Any additional relevant investigations, examinations or imaging studies requested by the TUEC before approval will be undertaken at the expense of the applicant or his/her CGA.
16. The application must include a statement by a qualified physician attesting to the necessity of the otherwise *Prohibited Substance* or *Prohibited Method* in the treatment of the *Athlete* and describing why an alternative, permitted medication cannot, or could not, be used in the treatment of this condition.
17. The substance or method, dose, frequency, route and duration of administration of the otherwise *Prohibited Substance* or *Prohibited Method* in question must be specified. In case of change, a new application should be submitted.

18. In normal circumstances, decisions of the CGF TUEC will be taken within twenty-one (21) days of receipt of all relevant documentation and conveyed in writing to the respective *CGA* or *Athlete* by the CGF TUEC.
19. In case a TUE application is submitted in a reasonable time limit prior to the *XXI Commonwealth Games*, the TUEC will use its best endeavours to finalise the process prior to the official opening of the CGV.
20. The *Athlete* and *WADA* shall be duly provided with an approval which includes information pertaining to the duration of the exemption and any conditions associated with TUE.
21. In all instances, the TUE certificate granted by the CGF TUEC will be for the ***XXI Commonwealth Games only***.
22. A TUE will be cancelled by the CGF TUEC, if:
 - 22.1. the *Athlete* does not duly comply with any requirement or condition imposed by the CGF TUEC granting the exemption;
 - 22.2. A decision granting a TUE has been reversed by *WADA* or *CAS*.
23. An application for a TUE will not be considered for retroactive approval by the CGF TUEC except in cases where:
 - 23.1. Emergency treatment or treatment of an acute medical condition was necessary;
 - 23.2. Due to exceptional circumstances there was insufficient time or opportunity for an applicant to submit, or for a TUEC to consider, an application prior to *Sample* collection.

TUE APPLICATIONS TO THE CGF TUE COMMITTEE

A CGF-TUE Committee has been established by the CGF Medical Commission for the XXI Commonwealth Games including members of the CGF Medical Commission, as appropriate, other medical or scientific experts will be called on, as deemed relevant.

Athletes who do not already have an approved TUE may apply to obtain a TUE from the TUEC. The TUEC shall forthwith evaluate such new requests in accordance with the International Standard for Therapeutic Use Exemptions (ISTUE) and render a decision on such request.

24. A TUE may be granted by the CGF TUEC to an *Athlete* permitting the use of a *Prohibited Substance* or *Prohibited Method* contained in the *Prohibited List*. An application for a TUE shall be reviewed by the TUEC and exemption will be granted only in strict accordance with the following criteria:
 - 24.1. The *Athlete* does not obtain a TUE certificate from the respective *IF* or *NADO* on account of the *Athlete* falling outside the TUE scope of *IF* or *NADO* process;
 - 24.2. Neither the relevant *IF* nor the *NADO* has a TUE process that complies with the ISTUE;
 - 24.3. The *Athlete's* existing TUE does not cover the *XXI Commonwealth Games*;
 - 24.4. The *Athlete* would experience a significant impairment to health if the *Prohibited Substance* or *Prohibited Method* were to be withheld in the course of treating an acute or chronic medical condition;
 - 24.5. The therapeutic use of the *Prohibited Substance* or *Prohibited Method* would produce no additional enhancement of performance other than that which might be anticipated by a return to a state of normal health following the treatment of a legitimate medical condition. The *Use* of any *Prohibited Substance* or *Prohibited Method* to increase 'low normal' levels of any endogenous hormone is not considered an acceptable therapeutic intervention; and

- 24.6. There is no reasonable therapeutic alternative to the use of the otherwise *Prohibited Substance or Prohibited Method*.
25. If the CGF-TUE Committee has concerns that a TUE may not meet the criteria established by WADA to approve a TUE, it will request the athlete via the CGA to provide the medical file to the CGF-TUE Committee.
26. The CGF-TUE Committee has the option of appealing to WADA if the Committee considers that a TUE does not fulfil the criteria set out by the International Standard for Therapeutic Use Exemption (ISTUE).
27. The CGF Medical Commission shall promptly inform the Athlete, the relevant CGA, WADA and the relevant IF of its decision. Such decision shall only be valid during the XXI Commonwealth Games. The CGF Medical Commission shall inform WADA prior to the opening day of the XXI Commonwealth Games of all TUEs that it has received and deliver a copy so that WADA can exercise its prerogative to review the decision of the CGF TUEC.
28. During the XXI Commonwealth Games Period, **(25 March to 18 April 2018)**, in an emergency, a TUE application may be submitted by an Athlete via his/her CGA, to the CGF TUEC. **Applications received after 5th March 2018 will be considered *Emergency Applications*.**

APPEALS

29. If the TUE application is denied, the Athlete can appeal the decision to a TUEC appeals body appointed by the CGF Medical Commission. Appeals against the decision reached by the CGF TUEC shall be submitted immediately and without delay to the CGF TUEC Co-ordinator at the following address: tue@thecgf.com together with any additional evidence required to inform the appeal.

TUE APPLICATION TIMELINES

KEY DATES	23 rd February 2018	4 th March 2018	5 th March 2018	7 th March 2018	25 th March 2018	18 th April 2018
				Close of Entries	Period of the XXI Commonwealth GAMES VILLAGE open/close	
TUE Application New	Submit new applications to the CGF TUEC	Final date for any new TUE applications				
TUE Application Existing	Submit existing TUE Information (including certificate) to guarantee consideration by CGF	Final date for any TUE notifications				
TUE Application Emergency/retrospective			Immediate application to TUEC			