Anti-Doping-Law
Criminalisation of Doping in Germany

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Anti-Doping-Law – Essential Changes

1. Bundling of the legal provisions in a consistent law
   Transfer and expansion of the provisions from the AMG.

2. Doping substances and doping methods are recorded.

3. Prohibition of self-doping subject to punishment in
   a. top athletes who are recorded in a test pool of (NADA) or
   b. athletes achieving considerable income with the sport.

4. Punishable possession "from the first gram".

5. Authorisation of state governments to focus the anti-doping criminal proceedings
   in certain courts by legal regulation.
Anti-Doping-Law – Effects on the Work of NADA

1. Authorisation basis for the **data transmission** of courts and public prosecutions to NADA.

2. NADA may collect **personal data**, process and use them.

3. Clarification of the **admissibility of arbitration agreements** in the contracts between associations and athletes.
Top-Athletes Criticise Anti-Doping-Law

Robert Harting
German Discus -Thrower

„I am afraid! … But I ask myself, if there is a ready-to-use drug in my bag, do I still have to provide evidence for intent?“

Betty Heidler
German Hammer-Thrower

„The law should protect athletes but this draft makes them vulnerable.“
Top-Athletes Praise Anti-Doping-Law

Christina Obergföll
German Javelin Thrower

„If we expect other countries to do more, we are the ones who have to start and set an example. “

„A two-year ban is scaring. But taking doping athletes to court gives the criminal energy a whole new dimension. “

Heinrich Popow
German Runner, Disabled Sport

„Severe penalties make doping senseless. Our model role is strengthened. “

Marcel Kittel
German Cyclist
Anti-Doping-Law – Result

- **Sports law** generally is an **effective tool** to punish doping offenders.

- **Constructive coexistence** of sport and criminal persecution of doping.

- The athletic values that are protected – fairness and equal opportunities – cannot be protected by criminal law. Therefore, **joint action of sport and criminal law** is of enormous importance. Particularly backers, such as doctors who administrate doping agents, must be persecuted by the state with the means of criminal law.

- For NADA, it is a priority that the **cooperation with the investigative authorities** be improved and that it receives all important information to use them for target controls or further research.
Thank You!

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