

Introduction

Fully in line with the [World Anti-Doping Code](#) and the [International Standard for Therapeutic Use Exemptions \(ISTUE\)](#), the ISU TUE policy is incorporated in the ISU Anti-Doping Rules and the ISU Anti-Doping Procedures.

What is a Therapeutic Use Exemption (TUE)?

Skaters, like anyone else, may have illnesses or conditions that require them to take particular medications. If the substances they are required to take for their treatment are on the [WADA List of Prohibited Substances](#), they should ask for a Therapeutic Use Exemption (TUE) to obtain the authorization to take the medicine. The TUE may be granted either by the ISU or by the National Anti-Doping Organization (NADO), depending on the status-level of the Skater. Applications for TUEs are evaluated by a panel of physicians, the TUE Committee (TUEC).

What are the criteria for granting a TUE

An Athlete may be granted a TUE if the four following criteria are met:

- a) The athlete has a clear diagnosed medical condition which requires treatment using a prohibited substance or method.
- b) The therapeutic use of the substance will not, on the balance of probabilities, produce significant enhancement of performance beyond the athlete's normal state of health.
- c) The prohibited substance or method is an indicated treatment for the medical condition, and there is no reasonable permitted therapeutic alternative.
- d) The necessity to use that substance or method is not a consequence of the prior use (without a TUE) of the substance or method which was prohibited at the time of use.

Who should apply for a TUE?

An [International-Level Skater](#) must apply for any TUE to the ISU.

The following Skaters are considered to be International-Level Skaters:

- a. **Any Skater who is part of the ISU Registered Testing Pool or the ISU Testing Pool**
- b. **Any Skater who participates in an ISU Event, according to Rule 100/3, b) and c) of the ISU General Regulations.**

ISU Events according to Rule 100/3, b) and c) of the ISU General Regulations currently are:

- ISU Championships
- ISU Grand Prix of Figure Skating Final and Series (ISU Grand Prix of Figure Skating)
- ISU Junior Grand Prix of Figure Skating Final and Series (ISU Junior Grand Prix of Figure Skating)
- ISU World Team Trophy in Figure Skating
- ISU Speed Skating World Cup Senior and Junior
- ISU Short Track Speed Skating World Cup

How to apply

- 1) The [ISU TUE Application](#) must be fully completed.
- 2) The ISU TUE Application Form fully completed, and the relevant Medical Information must be submitted to the ISU either:
 - Directly via the Skater's ADAMS account*
 - By email at antidoping@isu.ch
 - By mail at ISU, Anti-Doping Department, av. Juste-Olivier 17, 1006 Lausanne, Switzerland

* Should a Skater wish to create an ADAMS Account, a request indicating full name, date of birth, nationality, sport nationality (if different) and an e-mail address can be sent at antidoping@isu.ch

- **Medical Information** must include evidence confirming the diagnosis. The medical evidence should include a comprehensive medical history written in English and the results of all relevant examinations, laboratory investigations and imaging studies. Copies of the original reports as well as medical certificates and/or experts' opinion in English should also be included. Evidence should be as objective as possible in the clinical circumstances' reflection.

When to apply

An application to the ISU for grant of a TUE must be made as soon as the need arises and, in any event, (save in emergency or exceptional situations) **at least 30 days** before the Skater's next ISU Event. In some exceptions, a Skater may apply for a retroactive TUE.

Retroactive TUE Application

A Skater may apply retroactively for a TUE if one of any of the following exceptions applies:

- Emergency or urgent treatment of a medical condition was necessary.
- There was insufficient time, opportunity or other exceptional circumstances that prevented the Skater from submitting (or the TUEC to consider) an application for the TUE prior to Sample collection
- Due to national level prioritization of certain sports, the Skater's National Anti-Doping Organization did not permit or require the Skater to apply for a prospective TUE.
- If the ISU chooses to collect a Sample from a Skater who is not an International-Level Skater or National-Level Skater, and that Skater is Using a Prohibited Substance or Prohibited Method for Therapeutic reasons, the ISU will permit the Skater to apply for a retroactive TUE or
- The Skater Used Out-of-Competition and for Therapeutic reasons a Prohibited Substance that is only prohibited In-Competition.

In rare and exceptional circumstances and notwithstanding any other provision in the ISTUE, a TUE may be granted retroactively, if considering the purpose of the Code, it would be manifestly unfair not to grant a retroactive TUE. This unique retroactive TUE will only be granted with the prior approval of WADA, WADA may in its absolute discretion agree with or reject the **ISU's** decision.

Important note:

- Using a prohibited substance or method without a TUE could result in an Anti-Doping Rule Violation.
- In case an application for a retroactive TUE is necessary following sample collection, you are strongly advised to have a medical file prepared and ready to submit for evaluation.

TUE Recognition

Where a Skater already has a TUE granted by his/her NADO for the substance or method in question and provided that such TUE has been reported in ADAMS, the ISU will automatically recognize it for purposes of International-Level Competition without the need to review the relevant clinical information, if the TUE has been granted by the following NADOs:

Canada (CCES)	Denmark (ADD)	Finland (FINCIS)	France (AFLD)	Germany (NADA)
Italy (NADO ITA)	Japan (JADA)	Korea (KADA)	The Netherlands (DAN)	
Norway (ADNO)	Sweden (ADSE)	Switzerland (SSI)	USA (USADA)	

This list will be reviewed annually.

For Skaters from a country not included in the countries list above, a request for recognition must be submitted to the ISU at antidoping@isu.ch by email quoting the ADAMS TUE reference number.

A National-Level Skater is advised to request for a recognition to the ISU when moving to the International-Level Skater group.

ISU TUE Committee

The ISU standing “TUE Committee” for considering application for the grant or recognition of TUEs consists of a minimum of three (3) members of the ISU Medical Commission and/or medical experts appointed by the ISU. The TUE Committee shall promptly evaluate and decide upon the application in accordance with the relevant provisions of the [International Standard for Therapeutic Use Exemptions](#).

Time to render a decision

The TUEC shall decide whether or not to grant the application as soon as possible, and usually (i.e., unless exceptional circumstances apply) within no more than 21 days of receipt of a complete application.

TUE Renewal

Each TUE has a specific duration, at the end of which it expires automatically. To continue to use the prohibited substance or method, after the expiration date, it is the Skater’s responsibility to submit a new application for a TUE with updated medical information ahead of the expiry date, so that there is sufficient time for a decision to be made prior to the expiry of the current TUE.

What to do if a TUE Application is denied

A decision to deny a TUE Application will include a written explanation of the reason(s) for the denial.

Skaters and/or their NADO may refer the matter to WADA for review no later than 21 days after notification of the ISU’s TUEC decision. The same information that was submitted to the ISU, and on which the decision to deny the TUE was based on, must be sent via a secure on-line method or by registered mail at:

WADA Medical Department
World Anti-Doping Agency
Stock Exchange Tower
800 Place Victoria (Suite 1700)
P.O. Box 120
Montreal (Quebec) H4Z 1B7
Canada

The email address to enquire and/or send the request for review is: medical@wada-ama.org

It should be noted that WADA is not obliged to proceed with a request for a review. In that case, the denial’s decision may be appealed to the Court of Arbitration for Sport (CAS).

What to do if a NADO’s TUE is not recognized by the ISU

Skaters and/or their NADO has 21 days from the date of decision to refer the matter to WADA for review. The email address to enquire and/or send the request for review is: medical@wada-ama.org or alternatively, by mailing at:

WADA Medical Department
World Anti-Doping Agency
Stock Exchange Tower
800 Place Victoria (Suite 1700)
P.O. Box 120
Montreal (Quebec) H4Z 1B7
Canada

The same information that was provided to NADO should be submitted to WADA.

Pending WADA's decision, the NADO TUE remains valid for national-level competition and out-of-competition testing only.

If the matter is not referred to WADA for review, NADO must determine whether the original TUE that was granted should remain valid for national-level Competition and Out-of-Competition Testing.

Confidentiality

All the information contained in a TUE application, including the supporting medical information and any other information related to the evaluation of a TUE request is kept strictly confidential and treated in accordance with the Athlete's Declaration contained in the ADAMS TUE and in the TUE Application Form which can be found [here](#). All members of the ISU TUE Committee and any other authorized recipients of a TUE request and related information (as described in the Athlete's Declaration) are subject to a professional or contractual confidentiality obligation. Should a Skater wish to revoke the right of the ISU's TUE Committee to obtain the information related to its TUE in accordance with the Athlete's Declaration, the TUE application will be deemed withdrawn without approval [or recognition] being granted. The TUE request-related information will be retained by ISU TUE Committee and any other authorized recipients for no longer than necessary for the purposes stated in the Athlete's Declaration, in accordance with the International Standard for the Protection of Privacy and Personal Information.

Contact Information

ISU contact for any enquiries regarding this TUE Policy is antidoping@isu.ch

Useful links

[ISU Anti-Doping Rules](#)

[ISU Anti-Doping Procedures](#)

[WADA International Standard for Therapeutic Use Exemptions \(ISTUE\)](#)

[WADA Checklists for TUE Applications](#)

[WADA Guidelines for the International Standard for Therapeutic Use Exemptions \(ISTUE\)](#)

[WADA Anti-Doping Education and Learning \(ADEL\)](#)