



FIBA TUE APPLICATION

2023

Please complete all sections in capital letters or typing. Player to complete sections 1, 2, 3 and 7; Medical Practitioner to complete sections 4, 5 and 6.

Illegible or incomplete applications will be returned and will need to be re-submitted in legible and complete form.

TUE Application form check list:

- Are all sections completed, either **type written or in legible handwriting**?
- Has the treatment already been started/administered? **If yes, you must fill out Section 3.**
- Is all information (including supplementary information) **submitted in English**?
- Did the treating **medical practitioner sign** the Medical Practitioner's Declaration (Section 6)?
- Did the **Player review the FIBA TUE Privacy Notice** (below) and **sign the Player's Declaration** (Section 7)?
- Is there a **current medical report**, including concise clinical notes outlining the circumstances of the condition or injury requiring treatment **attached to this application**?

Evidence confirming the diagnosis must be attached and forwarded with this application. The medical information must include a comprehensive medical history and the results of all relevant examinations, laboratory investigations and imaging studies. Copies of the original reports or letters should be included when possible. In addition, a short summary that includes the diagnosis, key elements of the clinical exams, medical tests and the treatment plan would be helpful.

If a permitted medication can be used to treat the medical condition, please provide justification for the therapeutic use exemption for the prohibited medication.

WADA maintains a series of TUE Checklists to assist Players and physicians in the preparation of complete and thorough TUE applications. These can be accessed by entering the search term "Checklist" on the WADA website: <https://www.wada-ama.org>.



1. Player Information

Last Name: _____		First Name(s): _____	
Female <input type="checkbox"/>	Male <input type="checkbox"/>	Date of Birth: _____ <i>(dd/mm/yy)</i>	
Address: _____			
City: _____		Country: _____	
Postcode: _____ <i>(with International code)</i>		Telephone: _____	
E-mail: _____			
Sport: _____		Discipline: _____	
Next Competition: _____			

2. Previous applications

Have you submitted any previous TUE application(s) to any Anti-Doping Organization for the same condition?

Yes No

For which substance(s) or method(s)? _____

To whom? _____ When? _____

Decision: Approved Not approved



3. **Retroactive Application (as applicable)**

Is this a retroactive application?

Yes No

Complete this Section only if this is a retroactive application

If yes, on what date was the treatment started? _____

Do any of the following exceptions apply? (Article 4.1 of the ISTUE):

- (a)** - You required emergency or urgent treatment of a medical condition.
- (b)** - There was insufficient time, opportunity or other exceptional circumstances that prevented you from submitting the TUE application, or having it evaluated, before getting tested.
- (c)** - You were not permitted or required to apply in advance for a TUE as per your NADO's anti-doping rules.
- (d)** - You are a lower-level Player who is not under the jurisdiction of an International Federation or National Anti-Doping Organization and were tested.
- (e)** - You are requesting a TUE for the use Out-of-Competition of a substance that was only prohibited In-Competition, e.g., S9 glucocorticoids (See [Prohibited List](#))

Please explain (if necessary, attach further documents)

Other Retroactive Applications (Article 4.3 of the ISTUE):

In rare and exceptional circumstances notwithstanding any other provision in the ISTUE, a Player may apply for and be granted retroactive approval for their TUE if, considering the purpose of the Code, it would be manifestly unfair not to grant a retroactive TUE.

In order to apply, please include a full reasoning and attach all necessary supporting documentation.

Physician to complete sections 4, 5 and 6.



4. Medical Information (please attach relevant medical documentation)

Diagnosis (Please use the latest WHO ICD classification if possible):

5. Medication Details

Prohibited Substance(s)/Method(s) <u>Generic name(s)</u>	Dosage	Route Administration	of	Frequency	Duration Treatment	of
1.						
2.						
3.						
4.						
5.						



6. Medical Practitioner's Declaration

I certify that the information in sections 4 and 5 above is accurate. I acknowledge and agree that my personal information may be used by Anti-Doping Organization(s) (ADO) to contact me regarding this TUE application, to verify the professional assessment in connection with the TUE process, or in connection with Anti-Doping Rule Violation investigations or proceedings. I further acknowledge and agree that my personal information will be uploaded to the Anti-Doping Administration and Management System (ADAMS) for these purposes see the ADAMS Privacy Policy for more details. See also the TUE Privacy Notice (below) and FIBA's Data Protection Notice [here](#).

Name: _____

Medical specialty: _____

License number: _____ License body: _____

Address: _____

City: _____ Country: _____

Postcode: _____

Telephone: _____ Fax: _____
(with international code)

E-mail: _____

Signature of Medical Practitioner: _____ Date: _____
(dd/mm/yy)



7. Player's Declaration

I _____, certify that the information set out at sections 1, 2, 3 and 7 is accurate and complete.

I authorize my physician(s) to release the medical information and records that they deem necessary to evaluate the merits of my TUE application to the following recipients: the Anti-Doping Organization(s) (ADO) responsible for making a decision to grant, reject, or recognize my TUE; the World Anti-Doping Agency (WADA), which is responsible for ensuring determinations made by ADOs respect the ISTUE; the physicians who are members of relevant ADO(s) and WADA TUE Committees (TUECs) who may need to review my application in accordance with the World Anti-Doping Code and International Standards; and, if needed to assess my application, other independent medical, scientific or legal experts. I authorize FIBA to directly contact the physician(s) indicated above in order, in particular to obtain additional information or clarification necessary for the assessment of my application and to notify any decision made on this TUE application.

I further authorize FIBA to release my complete TUE application, including supporting medical information and records, to other ADO(s) and WADA for the reasons described above, and I understand that these recipients may also need to provide my complete application to their TUEC members and relevant experts to assess my application.

I have read and understood the **TUE Privacy Notice** explaining how my personal information will be processed in connection with my TUE application, and I accept its terms.

You must complete this section if you consent to someone other than your physician submitting this application on your behalf

I authorize FIBA to directly contact the person(s) indicated below in order, in particular to obtain additional information or clarification necessary for the assessment of my application. I hereby consent to (i) sharing my personal data, including sensitive medical information; and (ii) allowing FIBA to notify any decision made on this TUE application, in each case with the persons indicated below.

Name of contact person(s): _____

Contact email(s) _____

Player's signature: _____

Date: _____
(dd/mm/yy)

Parent's/Guardian's signature: _____

Date: _____
(dd/mm/yy)

(If the Player is a Minor or has an impairment preventing them from signing this form, a parent or guardian shall sign on behalf of the Player)



TUE Privacy Notice

This Notice describes the personal information processing that will occur in connection with your submission of a TUE Application.

TYPES OF PERSONAL INFORMATION (PI)

- The information provided by you or your physician(s) on the TUE Application Form (including your name, date of birth, contact details, sport and discipline, the diagnosis, medication, and treatment relevant to your application);
- Supporting medical information and records provided by you or your physician(s); and
- Assessments and decisions on your TUE application by ADOs (including WADA) and their TUE Committees and other TUE experts, including communications with you and your physician(s), relevant ADOs or support personnel regarding your application.

PURPOSES & USE

Your PI will be used in order to process and evaluate the merits of your TUE application in accordance with the International Standard for Therapeutic Use Exemptions. In some instances, it could be used for other purposes in accordance with the World Anti-Doping Code (Code), the International Standards, and the anti-doping rules of ADOs with authority to test you. This includes:

- Results management, in the event of an adverse or atypical finding based on your sample(s) or the Player Biological Passport; and
- In rare cases, investigations, or related procedures in the context of a suspected Anti-Doping Rule Violation (ADRV).

TYPES OF RECIPIENTS

Your PI, including your medical or health information and records, may be shared with the following:

- ADO(s) responsible for making a decision to grant, reject, or recognize your TUE, as well as their delegated third parties (if any). The decision to grant or deny your TUE application will also be made available to ADOs with testing authority and/or results management authority over you;
- WADA authorized staff;
- Members of the TUE Committees (TUECs) of each relevant ADO and WADA; and
- Other independent medical, scientific or legal experts, if needed.

Note that due to the sensitivity of TUE information, only a limited number of ADO and WADA staff will receive access to your application. ADOs (including WADA) must handle your PI in accordance with the International



Standard for the Protection of Privacy and Personal Information (ISPPPI). You may also consult the ADO to which you submit your TUE application to obtain more details about the processing of your PI. Please see more information on FIBA's data protection policies [here](#).

Your PI will also be uploaded to ADAMS by the ADO who receives your application so that it may be accessed by other ADOs and WADA as necessary for the purposes described above. ADAMS is hosted in Canada and is operated and managed by WADA. For details about ADAMS, and how WADA will process your PI, consult the ADAMS Privacy Policy ([ADAMS Privacy Policy](#)).

FAIR & LAWFUL PROCESSING

When you sign the Player Declaration, you are confirming that you have read and understood this TUE Privacy Notice. Where appropriate and permitted by applicable law, ADOs and other parties mentioned above may also consider that this signature confirms your express consent to the PI processing described in this Notice. Alternatively, ADOs and these other parties may rely upon other grounds recognized in law to process your PI for the purposes described in this Notice, such as the important public interests served by anti-doping, the need to fulfill contractual obligations owed to you, the need to ensure compliance with a legal obligation or a compulsory legal process, or the need to fulfill legitimate interests associated with their activities.

RIGHTS

You have rights with respect to your PI under the ISPPPI, including the right to a copy of your PI and to have your PI corrected, blocked or deleted in certain circumstances. You may have additional rights under applicable laws, such as the right to lodge a complaint with a data privacy regulator in your country.

Where the processing of your PI is based on your consent, you can revoke your consent at any time, including the authorization to your physician to release medical information as described in the Player Declaration. To do so, you must notify your ADO and your physician(s) of your decision. If you withdraw your consent or object to the PI processing described in this Notice, your TUE will likely be rejected as ADOs will be unable to properly assess it in accordance with the Code and International Standards.

In rare cases, it may also be necessary for ADOs to continue to process your PI to fulfill obligations under the Code and the International Standards, despite your objection to such processing or withdrawal of consent (where applicable). This includes processing for investigations or proceedings related to ADRV, as well as processing to establish, exercise or defend against legal claims involving you, WADA and/or an ADO.



SAFEGUARDS

All the information contained in a TUE application, including the supporting medical information and records, and any other information related to the evaluation of a TUE request must be handled in accordance with the principles of strict medical confidentiality. Physicians who are members of a TUE Committee and any other experts consulted must be subject to confidentiality agreements.

Under the ISPPPI, ADO staff must also sign confidentiality agreements, and ADOs must implement strong privacy and security measures to protect your PI. The ISPPPI requires ADOs to apply higher levels of security to TUE information, because of the sensitivity of this information. You can find information about security in ADAMS by consulting the response to [How is your information protected in ADAMS?](#) in our [ADAMS Privacy and Security FAQs](#).

RETENTION

Your PI will be retained by ADOs (including WADA) for the retention periods described in Annex A of the ISPPPI. TUE certificates or rejection decisions will be retained for 10 years. TUE application forms and supplementary medical information will be retained for 12 months from the expiry of the TUE. Incomplete TUE applications will be retained for 12 months.

CONTACT

For any questions on the TUE application process, please contact maildoping@fiba.basketball.

Consult Sébastien Miazza (privacy@fiba.basketball) for questions or concerns about the processing of your PI. To contact WADA, use privacy@wada-ama.org.

HOW TO SUBMIT A TUE APPLICATION

To submit a TUE application, please ask FIBA (maildoping@fiba.basketball) to provide a secure file link, which will be sent to you to upload the application and all related documentation.

Alternatively, you may submit via maildoping@fiba.basketball (keeping a copy for your records) – we would recommend that you password protect the documents sent.