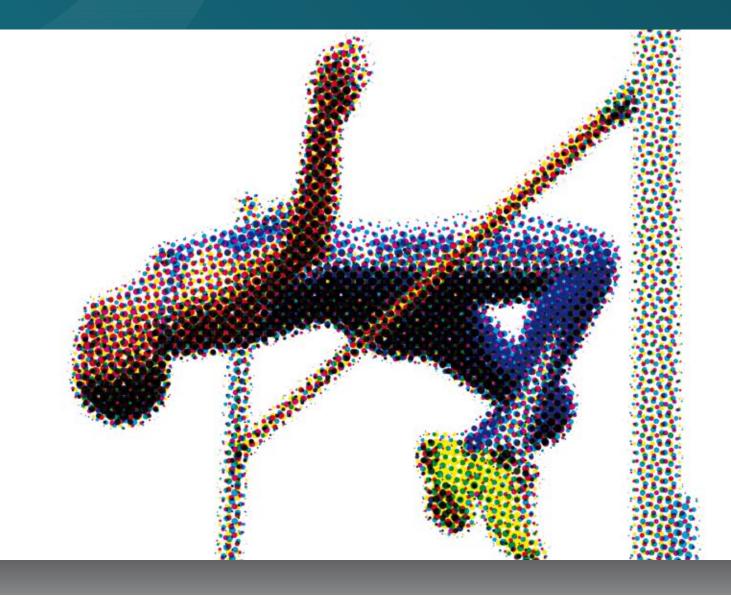


SPECIALIST INDEPENDENT DISPUTE SERVICE



## ANNUAL REPORT 2007 - 08

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In the very late 1990s, Charles Woodhouse came up with an idea for a company that had the potential to serve the interests of sport in Great Britain in providing a standing panel of experts to mediate and arbitrate in all disputes in sport. This not for profit company, then SDRP, made significant strides towards fulfilling its allotted role but never quite got itself accepted as the dispute resolution vehicle of choice for all sports.

In 2007, with Ed Procter at the helm, things began to move. I was fortunate enough to be selected as Chairman to succeed Charles and the appointment of Peter Crystal as my deputy and three further independent directors set the scene for change, which was to propel the company into the fast stream.

During the last year SDRP became Sport Resolutions UK; we increased our exposure to the sporting world and received more referrals, as well as winning the competitive tender to run the new National Anti-Doping Panel from April 2008. We reset our aims and focus, and set about demonstrating the benefits of Sport Resolutions to a much wider audience. The number of sports adopting our services and writing our dispute resolution service into their rules and regulations has increased markedly.

We have set rigorous financial targets, which have been exceeded, and begun to

As of April 2008, we have newly mandated specialist panels of arbitrators and mediators, which include the very top sports lawyers, medical professionals and sports people. There is no dispute in sport which we could not handle and the list of sports - elite, Olympic, recreational and professional now using our services continues to expand apace. We operate not only in the regulatory field of sport but in relation to contract disputes of all kinds. The only limitation on the use of Sport Resolutions is that all parties must agree to the referral - either specifically in the individual case or through the acceptance of a constitution, rules or regulations which provide for such a reference.

So what are the benefits of using the services of Sport Resolutions UK? In the first place it will almost certainly be the most cost effective option - our expert and independent



# "It is essential that we show the sporting face of sport and not the disputes"

put the company into a position where we could realistically look at the possibility of providing training for avoiding and handling disputes in sport, in addition to providing the mechanism to settle those that continue to arise. We moved offices, and are particularly grateful to Tim Lamb and CCPR for their considerable help in providing us with a temporary home in the interim. We redesigned our logo and website to make them useful tools in our quest to provide a quality service.





panellists generally work for us for less than to us for help first – these are fast growing they might accept in a comparable commercial situation. But even more valuable are the may well be beyond the resources available benefits of the expertise of a panel selected because of members' demonstrated affiliation to sport generally and the much lower I think it important that we should set Sport profile which disputes settled by Sport Resolutions achieve, as opposed to using the route through the law courts. In addition, savings of governing body time, less public exposure for the athlete and a growing expertise in administering these disputes Government and Opposition in trying to places Sport Resolutions at the head of the table when it comes to ensuring a timely, efficient and cost effective way of settling disputes in sport.

Let me place on record the sincere thanks of the Board of Sport Resolutions for the confidence placed in us by UK Sport, both in terms of financial investment and in entrusting us with the important work of handling disputes in sensitive areas of sport, particularly in an Olympic year like this one. I am pleased to acknowledge the This is an exciting time to be involved in value of such support but should emphasise that I strongly believe that we are now more than pulling our weight in return.

We still have much to do. We continue to look for ways in which we can help further across all sports. We do not aim to take away the disciplinary functions from any governing body or professional sport, but do provide a specialist service for dealing with the more difficult areas, such as Disciplinary Appeals or one off contract disputes, thus taking away some of the burden from those whose real task should be running their sport. We are the sport dispute experts. Similarly, in the areas of anti-doping and child protection issues Gerard Elias QC there is every reason why sport should look Chairman

areas of dispute where the expertise required within the governing body.

Resolutions UK on a more stable path for the future, both in terms of adequate and sustainable funding and a framework which, for example, may have the backing of statute. I am actively seeking the support of ensure that we achieve this more solid base. Again, this is not a one way ticket. If Government provides us with the backing, it can more readily require publicly funded sporting organisations to use our services. This would result in a saving to the public purse and/or consequent further investment in sport. As a not for profit company any surplus funds generated by Sport Resolutions UK will be used for the promotion of good practice and education in sport.

sport in the UK. In the run up to London 2012 it is essential that we show the sporting face of sport and not the disputes. It would be naïve to think that disputes will not arise but it is how we deal with them that matters. The Board of Sport Resolutions joins with me in asking you to allow the experts to help you whenever you have reason to believe that a dispute may be in the offing. We are always ready to assist and we invite you to join the very many of those who have taken this path in the last year or so and congratulated us on the guality, efficiency and cost effectiveness of our service.

Gerard Elias.



On behalf of all associated with Sport Resolutions UK, welcome to our first annual report. I hope you find that this document provides an informative insight into the progress we have made together during the past twelve months.

Sport Resolutions has a significant role to play in what I believe to be the most exciting period in British sport in a generation. Over the next four years public and private investment in sport in this country is set to reach new heights. Our challenge is to mitigate the inevitable risks of such rapid change by providing a world class dispute resolution service that upholds the integrity of sport in the United Kingdom.

The past year has been devoted to laying the foundations of our new look organisation. We have sought to build on the many successes of the Sports Dispute Resolution Panel by strengthening our financial position and focussing on what we do best - resolving sports disputes fairly, quickly and cost effectively.

This report takes you through our many achievements. From establishing a National Anti-Doping Panel and restructuring the Sport Resolutions Panel of Arbitrators and

Mediators to relocating our office whilst seamlessly responding to a forty percent increase in enquiries and referrals. For reasons of confidentiality we cannot always publicise the work we do but hope nevertheless that this report gives you a flavour of the disputes that we help to resolve.

I hope you enjoy reading about the highlights of the past year. These would certainly not have been achieved without the generous support and commitment of my Chairman and Board of Directors. I would also like to pay special tribute to the Sport Resolutions Secretariat and to our Panels of Arbitrators and Mediators, who have shown time and time again that they have the skill, professionalism and patience to arbitrate and mediate even the most difficult of sports disputes.

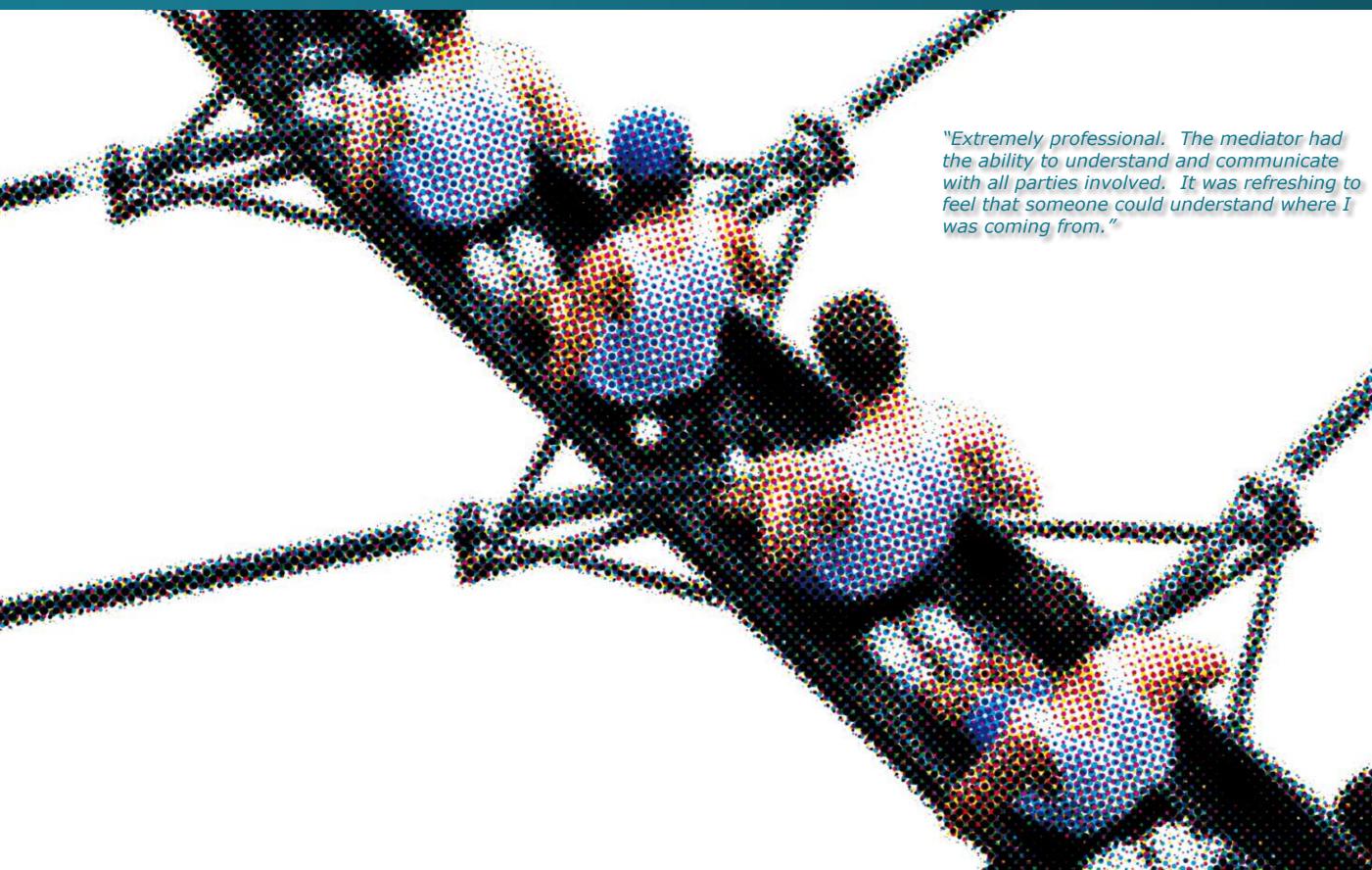


## "the past year has been devoted to laying the foundations of our new look organisation"

I look forward to working with you in 2008-9 to reduce the impact and costs of disputes in sport.

**Edward Procter Executive Director** 

# INSIDE SPORT RESOLUTIONS





Sport Resolutions' vision is to be the dispute resolution service of choice for all sports in the United Kingdom.

# Sport Resolutions' aim is to make available to all sports throughout the United Kingdom:

- independent, expert, timely and cost effective resolution of all disputes;
- information, education & training to prevent disputes arising and to handle effectively and lower the profile of those that do.

# Sport Resolutions' mission is to be:

- the centre of excellence for all sports dispute management & training;
- the nominated referral body when disputes in sport arise;
- a non profit making body, reinvesting in sport.

# 2007-08 has been a successful year for Sport Resolutions with significant progress made against the five key objectives set by the Board.

**Objective 1:** To raise the profile of Sport Resolutions and its services During the year SDRP has re-named and re-branded itself as Sport Resolutions UK. It launched a new website and information leaflet and held a launch event attended by 200 people made up of panel members and top sports lawyers, representatives of governing bodies and other sports organisations, athletes and politicians.

**Objective 2:** To increase the number of referrals to Sport Resolutions During the year 97 enquiries were received which resulted in 52 case referrals from various sports. This represented an increase of 40 percent over the previous year. Sport Resolutions was also successful in its bid to become the independent service provider of the new National Anti-Doping Panel which is expected to further increase referrals over the next three years.

**Objective 3:** To ensure the development of high quality dispute resolution services

A fundamental review of the panel structure was completed during the year. This considerably raised the quality threshold for entry onto the Sport Resolutions Panel of Arbitrators and Mediators. Only applicants who were able to demonstrate relevant skills and experience in sports dispute resolution were appointed to the new Panel which reduced the overall membership number from 203 to 105. Work began on introducing a new Case Management System to improve the efficiency of case administration. A new feedback process and complaints policy were also introduced. The move to new offices at 107 Fleet Street enabled Sport Resolutions to hold arbitrations and mediations at its premises and also provided close proximity to bespoke facilities less than one minute's walk away at the International Dispute Resolution Centre in Fleet Street.

**Objective 4:** To increase revenue derived from commercial contracts and sources Sport Resolutions increased its income from commercial contracts and sources by 21 percent ( $\pounds 60,000$ ) compared to 8 percent in the previous year. In winning the contract to operate the National Anti-Doping Panel, the figure is set to exceed 50 percent in each of the next three years. Sport Resolutions has also started to receive an increased number of referrals for commercial arbitrations and mediations which attract additional revenue.

**Objective 5:** To achieve and maintain high standards of corporate governance Sport Resolutions has appointed a new independent Chairman and four independent Non-Executive Directors to strengthen the commercial focus of the company. A smaller, focussed Management Board has been established to oversee the operation of the Company. A new business plan has been agreed.





#### 08 HOW THE YEAR UNFOLDED

Criminal Barrister and former Chairman of Glamorgan Cricket Gerard Elias QC is appointed the new Chairman of the Sports Dispute Resolution Panel (SDRP), replacing retiring and founder Chairman Charles Woodhouse CVO. The SDRP Board agree robust new criteria against which its panels of arbitrators and mediators will be appointed.

Peter Crystal, Ros Reston, Andy Tapley and Trevor Watkins are appointed as Independent Non-Executive Directors of SDRP and join Member Organisation Directors Di Ellis and Sara Friend and Executive Director Ed Procter on SDRP's new look Management Board. SDRP appoint website and design company Nemisys to develop a new company name, brand and website.

JULY & AUGUST

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NOVEMB

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APRIL

SDRP is invited to bid to become the independent provider of a new National Anti-Doping Panel (NADP) and Tribunal Service. The NADP bid is completed and submitted to UK Sport.

MBER 0BER SDRP's bid to become the independent provider of the new National Anti-Doping Panel is successful. SDRP openly advertises the positions of President and Legal and Specialist Members of the NADP. SDRP assists the Football Association in appointing independent Chairmen and Specialist Members to its restructured judicial panel following implementation of the reforms recommended by Lord Burns.

A British Olympic Association Appeals Panel, administered by SDRP, allows the appeal of Christine Ohuruogu, making her eligible for selection for Team GB to run in Beijing in 2008. SDRP invites its existing Panel of Mediators and Arbitrators to apply for a further three year term against new robust selection criteria. SDRP presents to a conference on safeguarding children in sport organised by the NSPCC Child Protection in Sport Unit.

A panel of SDRP Directors interview candidates for the new NADP Presidency. SDRP JANUAR announce the appointment of Peter Leaver QC as the first President of the National Anti-Doping Panel. SDRP present to representatives of Welsh National Governing Bodies in Cardiff. The progress made by SDRP is recognised by the Board of UK Sport who confirm grant funding for a further year.

Interviews for membership of the National Anti-Doping Panel take place. SDRP present EBRUARY to representatives of Scottish National Governing Bodies in Edinburgh. The Panel Appointments and Review Board completes its review of the SDRP Panel of Mediators and Arbitrators. The number of sporting organisations which provide for referrals to SDRP to resolve their disputes hits the seventy-five mark. SDRP's Deputy Chairman and Scottish Sports Association Representative Alan Grosset retires from the Board of Directors. Peter Crystal is elected as the new Deputy Chairman.

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Sport Resolutions UK is born as the new face of sports dispute resolution in the United Kingdom. Olympic Rowing Champion Ed Coode launches the new Sport Resolutions name, brand and website at an event attended by 200 supporters in London. Sport Resolutions also moves into new offices in Fleet Street. Sport Resolutions announces the full line up of its National Anti-Doping Panel and releases the procedural rules of the NADP.

### FACTS AND FIGURES ON CASE REFERRALS AND ENQUIRIES

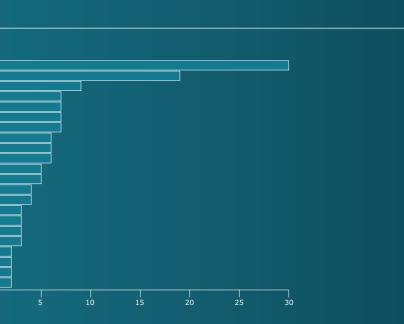
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**REFERRALS AND ENQUIRIES BY SPORT** 

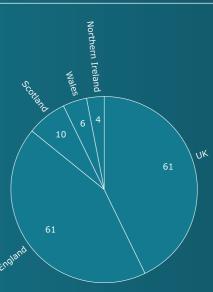
Multi-sport/Genera Other Summer Olympic Sport Cvclin Other non-Olympic Water Spor Eauestria Gvmnasti Other Winter Olympic Sports Other non-Olympic Spor Cricke Rowin Rugby Uni Hocke Motor Spor

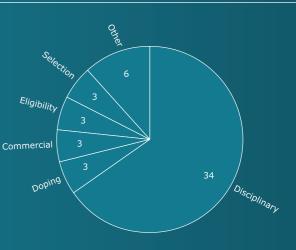
#### **REFERRALS AND ENQUIRIES BY LOCATION**

REFERRALS BY DISPUTE TYPE



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This has been an active year for Sport Resolutions. Case enquiries and referrals have increased. The issues in dispute remain diverse and often complex, providing opportunities to demonstrate the value of our unique expertise. Sport Resolutions' free advice service, by telephone and/or email, is well regarded and frequently used by clients. Enguiries are received from sports councils, our member associations, individual athletes and governing bodies, commercial organisations, insurers, and lawyers. Sport Resolutions welcomes enquiries from representatives of all sports and recreational activities, from international and elite level down to individuals concerned about local disputes with their sports clubs.

Client identities and cases are confidential, save where the parties have agreed otherwise. Service users know that they can trust Sport Resolutions to deal with sensitive issues in a discreet manner.

Sport Resolutions received 97 enquiries, requiring 130 hours of free advice, involving issues such as:

- The use of Sport Resolutions' administered arbitration and mediation processes to resolve commercial and non-commercial disputes;
- Child protection;
- Anti-doping;
- The appointment and administration of Tribunals for disciplinary and regulatory hearings at first instance and appeal;
- The use of Sport Resolutions in selection processes for major competitions, including the Beijing Olympics.

Sport Resolutions is able to provide dispute resolution assistance where it has jurisdiction. This year the Secretariat has completed 52 referred cases.

Sport Resolutions has administered several interesting arbitrations. For example, it appointed the Arbitrator and administered the well publicised claim for breach of contract brought by the Trinidad & Tobago World Cup Squad against its Football Association.

Sport Resolutions has continued to appoint the Chair of the Appeals Panel and to administer appeals against ineligibility for Team GB under the British Olympic Association's Bye-law on eligibility. This included Christine Ohuruogu's appeal, resulting in her eligibility for selection for Beijing 2008. Sport Resolutions is also responsible for appointing the Appeals Panel and administering cases under the Recognised Independent Appeals Procedure established by UK Sport. The process covers, for example, appeals against funding refusals and recognition of activities as sports.

Sport Resolutions has appointed individuals to numerous committees for a wide range of governing bodies in complex cases involving issues such as child protection, disciplinary charges, doping offences and selection disputes. It has also appointed legally qualified individuals to chair first instance hearings and appeals under contract to a high profile governing body.

Mediation is a core service for Sport Resolutions. It has appointed and administered in sensitive mediations on instruction from National Governing Bodies where relationships between team members and coaches had broken down to the extent that morale and medal prospects were being damaged. Mediation was successful in most cases. Where there was no settlement on the day, the parties gained a better understanding of the dispute and were able to reach agreement at a later stage. Sport Resolutions views the development of this area as a crucial part of our reinvestment in sport.

The use of mediation in commercial disputes is becoming more commonplace. Sport Resolutions has been able to appoint mediators on instruction from law firms at short notice, giving parties the opportunity to seize the moment to talk without losing any momentum by administrative delay. Legal fees and costs worth approximately £100,000 have been saved. In the close knit world of sport relationships have also been preserved, with the real prospect of individuals working together in future.

The Secretariat at Sport Resolutions will always try to find a way to assist in the resolution of any sporting dispute, whilst remaining true to our commitment to independence and neutrality. The Case Studies below give a flavour of what we have accomplished in the last 12 months.

Examples of enquires and referrals dealt with during the year are included in Annex 1 (page 28).

#### SUSAN HUMBLE



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Susan is responsible for managing Sport Resolutions' varied caseload. She is an experienced litigation solicitor and former Marketing Partner at Greenwoods Solicitors. Susan has extensive experience of managing high profile and complex sports mediation and arbitration hearings.

The Royal Yachting Association asked Sport Resolutions to assist in the resolution of a long running dispute with two of its members who had been charged with disciplinary offences. All parties were represented by solicitors and the dispute was heading for the High Court. With the agreement of those involved Sport Resolutions set up an appeal arbitration using its own Arbitration Rules, with the goal of resolving the dispute once and for all. Sport Resolutions prepared an Arbitration Agreement which the parties signed, binding themselves to the decision of the Arbitrator. The parties had considerable input into the Agreement, ensuring that the process was tailor-made to meet the demands of the dispute in question. This contrasts with court proceedings, which are generic and driven by the demands of the court. Charles Flint QC was appointed as Arbitrator and a telephone case management conference with the lawyers for all parties was held to decide on the next procedural steps. A hearing took place less than two months later at a neutral venue arranged by Sport Resolutions. A full written award with detailed reasons was provided to the parties within two weeks. The Royal Yachting Association's prosecution of the charges was successful. The appeal arbitration process worked considerably faster and with more flexibility than if the parties had proceeded to Court. The parties agreed that the hearing had been fair and independent.

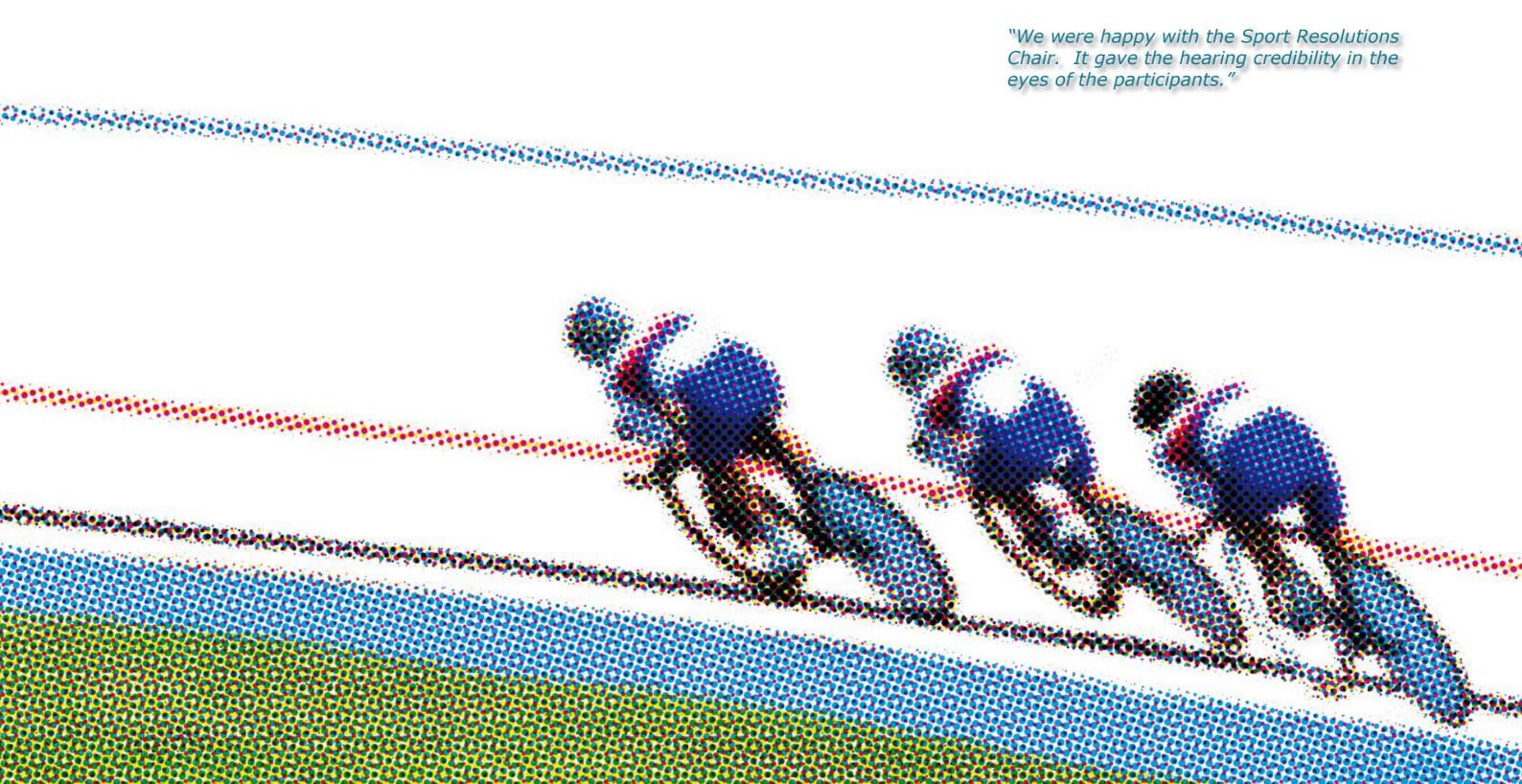
Sport Resolutions is often asked to appoint mediators and administer the mediation STUDY process using its Mediation Procedure. It was approached by the Chief Executive of the British Athletes Commission and asked to arrange mediation in a dispute between an elite athlete and coach. The dispute needed to be resolved speedily as it was having an CASE impact on preparations for the Olympics. Sport Resolutions liaised with the parties, who were unrepresented, to discuss the mediation process and to ensure that all involved were willing to give it a try. Sport Resolutions was able to appoint a highly rated Mediator from its Panel. He worked hard on preliminary telephone conferences with the parties prior to mediation day. These discussions were crucial to unlocking the parties' true feelings about the dispute and laying the ground work. On mediation day no time was wasted and rapid progress towards settlement was made. After seven hours the parties had reached a consensus, which will, we hope, lead to Olympic Gold and a successful team effort.







## THE PANEL APPOINTMENTS AND REVIEW BOARD









#### 6 THE PANEL APPOINTMENTS AND REVIEW BOARD



The role of the Panel Appointments and Review Board is to ensure that applicants with relevant skills and experience are appointed to the Sport Resolutions Panel of

Arbitrators and Mediators. This year we set ourselves the task of fundamentally reviewing the criteria by which Panel applications were assessed. Our aim was to put in place a leaner and more focussed structure which matched the future ambitions of Sport Resolutions UK.

We set robust new criteria which required members to have recent and extensive experience of resolving sports disputes. We then published the criteria and invited candidates to apply to join the Panel. The Panel Appointments and Review Board met in January and February to complete a detailed paper assessment of over 300 applications. I am grateful to PARB members Peter Leaver QC, Michael Sayers and Ros Reston for the time and commitment given over to their detailed assessment of applications and to Ed Procter, Susan Humble and Dannielle Smith for supporting the process so professionally. The new panel structure came into being on 1 April 2008, with Panel members appointed for a three year term.

All Panel members were required to demonstrate expertise and understanding in both dispute resolution and sport. A separate process was followed to recruit members to the National Anti-Doping Panel. National Anti-Doping Panel members were then subsequently appointed to the relevant arbitrator list.

**Panel of Arbitrators – Chairpersons list** 42 members were appointed to the Chairpersons list. Applicants were required to be lawyers with experience of chairing sport disciplinary hearings and tribunals.

#### PANEL APPOINTMENTS AND REVIEW BOARD Sara Friend – Chair Peter Leaver QC Ros Reston Michael Sayers

#### Panel of Arbitrators – Commercial List

We decided to create a new Commercial category to the Panel of Arbitrators in response to the growing number of sports disputes which are commercial rather than regulatory in character. Applicants were required to be lawyers who had recent experience of chairing no fewer than ten commercial arbitrations. 12 members were appointed to the Commercial Arbitrators Panel.

#### **Panel of Arbitrators – Lay List**

Lay Arbitrators all had extensive professional experience in sport combined with experience of sitting on internal governing body panels. 30 members were appointed to the Lay Arbitrator Panel.

#### **Panel of Arbitrators – Professional List**

We decided only to appoint to the Professional list those applicants who provided very specific additional expertise, such as in the area of financial accounting, the organisation of major events, sports medicine and child protection. Seven members were appointed to the Professional Arbitrators list. We decided that further additions to the Professional list would be by invitation only, to fill specific gaps that emerge.

#### **Panel of Mediators**

We required applicants to the Panel of Mediators to have recently led no fewer than ten mediations combined with professional experience in the sports sector. 25 members were appointed to the Mediators Panel.

The overall impact of the review has been to reduce the number and increase the quality of the Panel. We believe the Panel is fit for purpose to meet the dispute challenges faced by sport in the UK over the next three years.

Sara Friend

Chair Panel Appointments and Review Board

#### PANEL MEMBER EXAMPLES

## "All Panel Members are required to demonstrate expertise in both dispute resolution and sport"



# Ian Mill QC is one of 40 experienced lawyers appointed to the Panel of Arbitrators.

Ian Mill is a leading silk in Commercial Litigation, Intellectual Property, Media & Entertainment and Sport. He has extensive experience of chairing and appearing before tribunals across a number of sports including football, tennis, golf, athletics, rugby and motor sport. Ian was recently appointed by Sport Resolutions as sole arbitrator to resolve a contractual dispute in professional football.



# Blondel Thompson brings experience of chairing disciplinary tribunals and of competing in sport at the highest level to the Panel.

Blondel Thompson is a barrister who specialises in Criminal Law with experience of chairing disciplinary tribunals in a number of sports including athletics, football and swimming. She is also a former British and Commonwealth 100m Hurdles Record Holder. This year she was appointed by Sport Resolutions to chair an anti-doping tribunal and an eligibility appeal involving sports council recognition of a sport.



# Chris Newmark is one of 25 leading mediators appointed to the Sport Resolutions Panel of Mediators.

Chris Newmark is a Solicitor and mediator. His mediations have covered a very broad range of commercial disputes including sports disputes involving athletes, coaches, governing bodies and professional sports clubs. Chris has recently been appointed by Sport Resolutions to resolve a dispute between two sporting organisations.

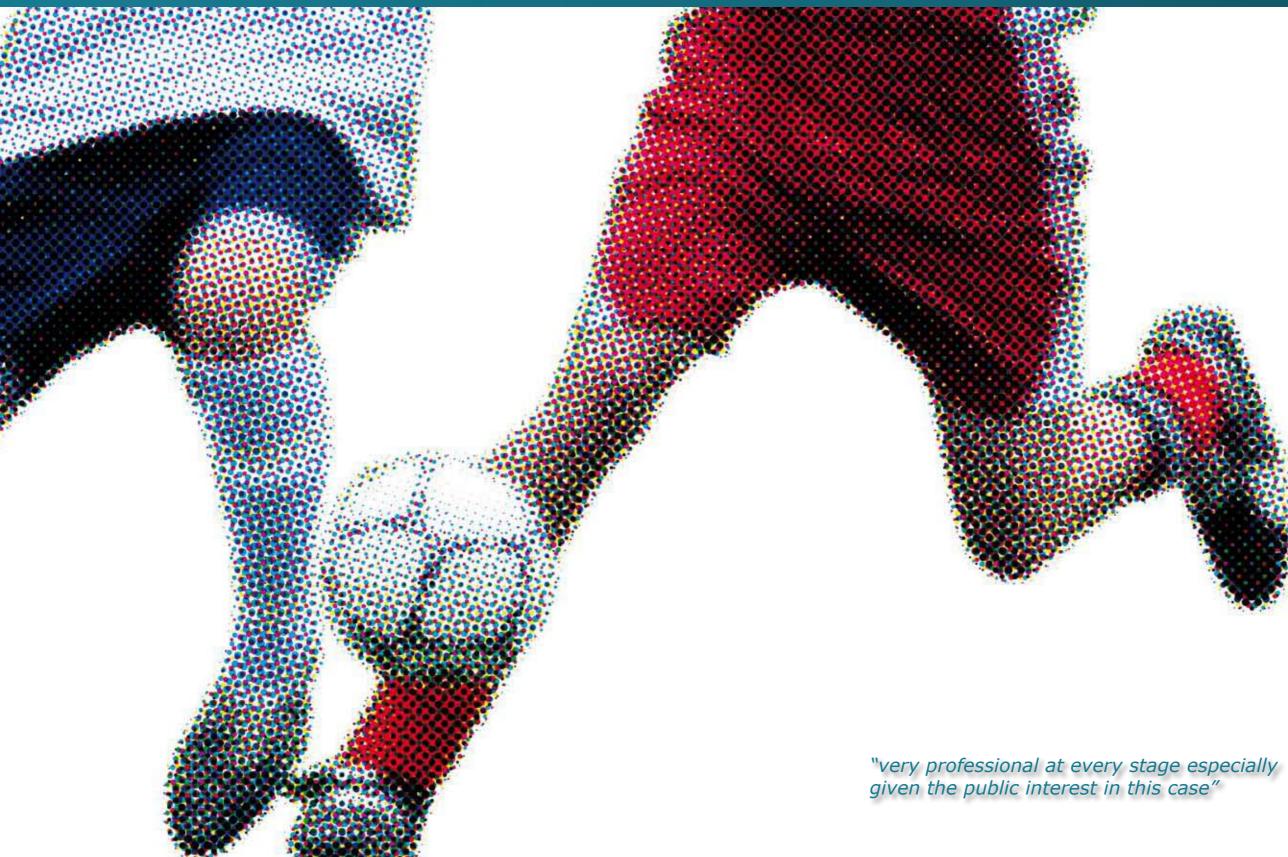


## John Lord is one of 30 lay arbitrators who are appointed by Sport Resolutions to sit as wing members on disciplinary panels and tribunals.

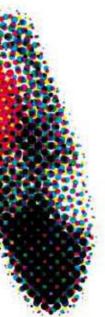
John Lord was the Chief Executive of Ice Hockey Superleague for two years. He has experience of sitting as both chairman and a member of Disciplinary Committees. He has experience of the arrangement of many sports events through his employment at Wembley Stadium Ltd. He now lectures on event management.

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# INSIDE NATIONAL ANTI-DOPING PANEL













"The NADP role is to ensure that an athlete gets a fair hearing"

The establishment of the National Anti-Doping Panel is an essential step forward in the fight against doping in the UK, and I am delighted and honoured to have been appointed as its first President. A new version of the World Anti-Doping Code comes into force in January 2009 which gives tribunals more discretion over the sanctions they hand down. This makes the need for a centralised tribunal system ever more important in order to achieve high quality, consistent decisions.

The NADP role is to ensure that an athlete gets a fair hearing and that a proportionate penalty, which is in accordance with the World Anti-Doping Code, is handed down for those found to be in breach of anti-doping rules.

My job as President of the National Anti-Doping Panel is to oversee the work of the Panel and to appoint individuals to form tribunals to decide anti-doping cases referred to it. The NADP takes over the responsibility for the case once an athlete has been charged with an anti-doping violation and a request for arbitration is received by the Secretariat.

My job will undoubtedly be made easier by the high calibre people that I have had the pleasure to appoint to the Panel. Over 100 eminent lawyers, scientists, medical

professionals and sports men and women put their names forward and it was a difficult task to make 16 appointments out of the excellent applications that were received. I am very pleased with our success in appointing what I believe is a well balanced and diverse panel.

I appointed nine outstanding lawyers who have the requisite skills and experience to chair anti-doping tribunals in an even-handed and approachable manner. I also appointed three doctors with extensive experience of anti-doping and a deep understanding of sport. I completed the panel line up by appointing three former elite athletes, all of whom are still heavily involved in sport, and a lay magistrate with experience of drug testing. I will ask the medical professionals and former athletes to sit alongside the legally gualified chairmen where appropriate.

With the groundwork complete the National Anti-Doping Panel is now accepting referrals and I look forward to working with the NADP Panel and Secretariat, to make a significant contribution to the fight against doping in the exciting year of sport that lies ahead.

kitan, **Peter Leaver OC** 

President National Anti-Doping Panel

In October 2007 Sport Resolutions UK won the contract to establish and operate an independent National Anti-Doping Panel and supporting tribunal administration service.

#### The National Anti-Doping Panel (NADP) has three main purposes:

- To improve the quality and consistency of tribunal decision making in anti-doping cases.
- prosecuting anti-doping cases and in establishing and administering tribunals to decide these cases.
- To remove the financial and administrative burden from National Governing Bodies of managing anti-doping panels and tribunals.

The NADP is an independent body. It is governed by a Board (The NADP Board) which operates as a sub-committee of the Management Board of Sport Resolutions UK. The NADP Board appointed Peter Leaver QC as the first President of the NADP. Peter is supported by the Sport Resolutions Secretariat who are responsible for administering cases and organising hearings.

#### The members of the NADP are:

PRESIDENT Peter Leaver OC - Barrister

#### LEGAL MEMBERS

Richard Davies QC - Barrister Robert Englehart QC - Barrister Charles Flint QC - Barrister Patrick Harrington QC - Barrister (NADP Vice President) Matthew Lohn - Solicitor Rob McKenzie - Solicitor Graeme Mew - Barrister David Phillips QC - Barrister Christopher Ouinlan - Barrister

#### SPECIALIST MEMBERS

Carole Billington-Wood - Former Athlete/Sports Administrator Abi Ekoku – Former Athlete/Team Manager Dr Terry Crystal - General Practitioner/Team Doctor Lorraine Johnson - Lay Magistrate/Former Doping Control Officer Dr Neil Townshend - General Practitioner/Former Athlete and Team Doctor Professor Peter Sever - Professor of Clinical Pharmacology/Consultant Physician Judy Vernon - Elite Coach/Former Athlete

The National Anti-Doping Panel started its work in April 2008. Referrals are accepted from any sport which is part of the UK Sport Anti-Doping Programme, where the Anti-Doping Rules of the sport provide jurisdiction for the NADP to determine the case, or by written agreement of the parties.



• To protect National Governing Bodies from the conflicts inherent in both

### 22 NADP PANEL PROFILES

### THE PROCESS OF A NATIONAL ANTI-DOPING PANEL CASE

# "The President appoints a Tribunal of three or one depending upon the nature of the case"



# Patrick Harrington QC is a Legal Member and Vice President of the National Anti-Doping Panel.

Patrick Harrington is a barrister and former leader of the Wales and Chester Circuit. He has an established practice in the most serious and high profile criminal cases, in health and safety and in sports law. He has experience of chairing and appearing before tribunals in rugby union, horse racing and professional football.



Christopher Quinlan is one of nine lawyers appointed to the National Anti-Doping Panel to chair Tribunals.

Christopher Quinlan advises and appears in sports disciplinary cases. He regularly sits on and chairs disciplinary tribunals and appeals in professional football and in domestic and international rugby union. He is listed as a leading practitioner in Criminal law.



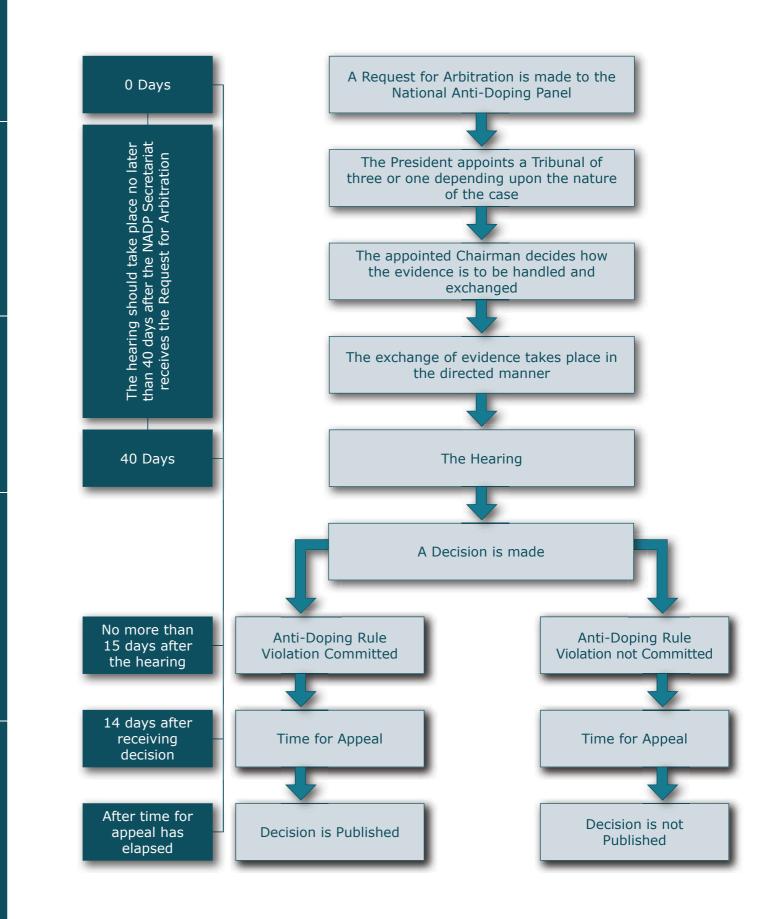
## Professor Peter Sever is one of three experienced medical professionals who bring specialist expertise to the National Anti-Doping Panel.

Professor Sever is a clinical pharmacologist and practising consultant physician with a research interest in the effects of drugs on the human body. He has authored over 350 publications and 15 books. For more than a decade he has been a member of the Disciplinary Panel of the England and Wales Cricket Board and advised on matters related to drug use and abuse in cricket. He has also held responsibility for disciplinary matters involving medical students.



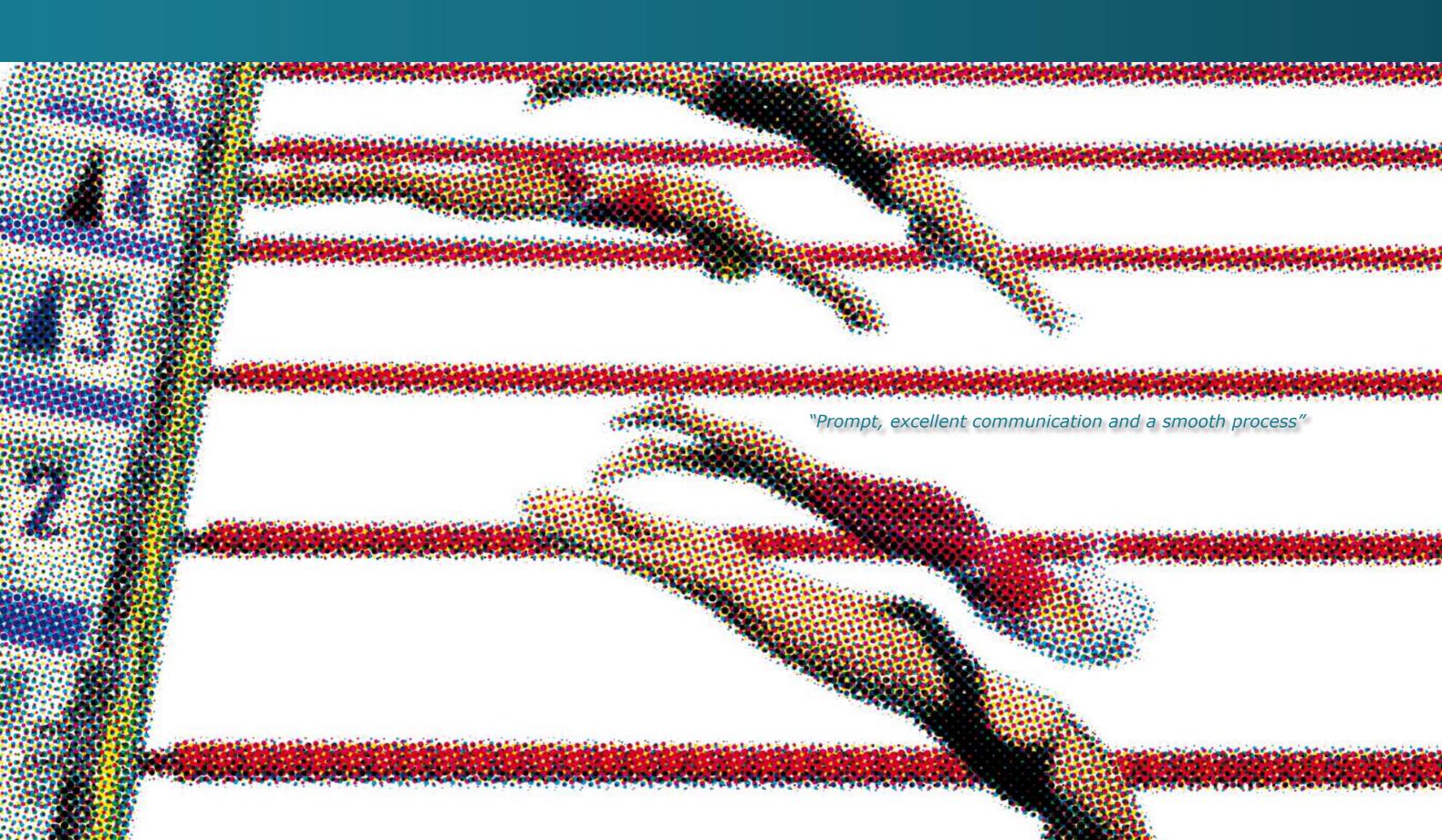
## Carole Billington-Wood is one of three former elite athletes appointed to the National Anti-Doping Panel.

Carole Billington-Wood is a former elite athlete who competed for Great Britain at Triathlon World and European Championships. She is a former Director of Development for British Triathlon and now works for the NSPCC, Child Protection in Sport Unit where she has experience of establishing and sitting on case management panels designed to regulate the safety of children in sport.





# SPORT RESOLUTIONS' TEAM





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#### MANAGEMENT BOARD



#### CHAIRMAN: GERARD ELIAS QC

Gerard was appointed Chairman of Sport Resolutions in April 2007. He is a Barrister, ECB Chairman of Discipline and a former Chairman of Glamorgan Cricket. Gerard is also Chairman of the NADP Board.



#### DEPUTY CHAIRMAN: PETER CRYSTAL

Peter is one of four Independent Non-Executive Directors appointed to the Sport Resolutions Board in 2007. He is a solicitor and expert in corporate finance and sports law. He is Deputy Chairman of Sport Resolutions. Peter is also a member of the NADP Board.



#### DI ELLIS CBE

Di represents the Central Council of Physical Recreation (CCPR) on the Sport Resolutions Board. She is Chairman of the Amateur Rowing Association.



#### SARA FRIEND

Sara is the Legal Director for the British Olympic Association (BOA) and is their representative on the Sport Resolutions Board. Sara is also Chair of the Panel Appointments and Review Board.

#### MEMBER ASSOCIATION DIRECTORS

Stephen Askins - British Paralympic Association Simon Barker - Professional Players Federation Matthew Barnes - British Athletes Commission **Di Ellis** - Central Council of Physical Recreation Sara Friend - British Olympic Association John Kerr - Scottish Sports Association Richard Hendicott - Welsh Sports Association Ken Nixon - Northern Ireland Sports Forum Warren Phelops - European Sponsorship Association The following also served as directors during 2007-08

Charles Woodhouse CVO retired 25 April 2007

Alan Grosset retired 13 February 2008



EDWARD PROCTER Ed is the Executive Director of Sport Resolutions. Appointed in September 2006, he is a former Regional Director of the Legal Services Commission and Head of Monitoring and Evaluation at Sport England.



# **ROSALIND RESTON** Review Board.



# ANDREW TAPLEY

Board.



## **TREVOR WATKINS**

Trevor Watkins is a leading sports lawyer, former Chairman of AFC Bournemouth and a founder Director of Supporters Direct. Trevor is also an independent non-executive Director of Sport Resolutions and a member of the NADP Board.

#### SECRETARIAT

Edward Procter - Executive Director Susan Humble - Dispute Resolution Manager (Solicitor) & Company Secretary Stephen Watkins - NADP Case Officer Dannielle Smith/Lorraine Burlinson - Office Manager

#### **OUR CONTACT DETAILS**

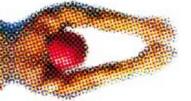
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SPORT RESOLUTIONS ANNUAL REPORT 2007-08

Ros is a solicitor, accredited mediator and non-executive director of the Financial Services Compensation Scheme. Ros is an independent non-executive director of Sport Resolutions and is a member of the NADP Board and the Panel Appointments and

Andy is a qualified accountant, hockey coach and sports administrator who brings over 30 years worth of commercial experience to the Board. Andy is an independent non-executive director of Sport Resolutions and is also a member of the NADP

> Tel: 0207 936 9084 Fax: 0207 936 9240 Email: resolve@sportresolutions.co.uk



#### 28 REFERRAL AND ENQUIRIES SUMMARIES

EXAMPLES OF DISPUTES MANAGED BY SPORT RESOLUTIONS DURING 2007-08					
CASE OUTLINE	TYPE OF REFERRAL	REGION	PANEL TYPE	TYPE OF REFERRAL	
An appeal against a decision by a governing body to suspend an individual from competition.	Arbitration under SDRP Rules	Scotland	Sole Arbitrator	Outcome confidential.	
An appeal by a club against a disciplinary decision to an Independent Arbitration Panel.	Arbitration under SDRP Rules	Wales	Panel of Three	Appeal allowed.	
A dispute between a national federation and players representing it at a World Cup over a commercial revenue sharing agreement.	Arbitration under SDRP Rules	International	Sole Arbitrator	Confidential award made following a three day hearing.	
A dispute between a governing body and two members concerning the manner of hearing of disciplinary charges resulting in lengthy suspensions from the sport.	Arbitration under SDRP Rules	England	Sole Arbitrator	The applicants were unsuccessful in lifting their suspensions from the sport.	
A dispute between an athlete and coach concerning performance.	Mediation	UK	Mediator	Settlement reached.	
A dispute between a national coach and athlete concerning a diverse range of issues.	Mediation	UK	Mediator	Settlement reached.	
A dispute between an athlete and governing body concerning the terms of an athlete agreement.	Mediation	UK	Mediator	Settlement reached.	
A dispute between two governing bodies in relation to various devolution issues.	Mediation	Scotland	Mediator	Settlement reached.	
An appeal against ineligibility for Team GB under doping regulations.	Administered under NGB Rules	UK	Sole Arbitrator	Appeal allowed.	
A first-instance hearing of an alleged doping offence.	Administered under NGB Rules	England	Panel of Three	Athlete suspended for 2 years.	
An appeal against a decision of an internal GB case management group.	Administered under NGB Rules	UK	Sole Arbitrator	Appeal dismissed.	
A Judicial Commission to hear a charge in relation to allegedly racist comments made by a player on the field of play.	Administered under NGB Rules	England	Panel of Three	Charge not proven.	

ENQUIRY OUTLINE	TYPE OF ISSUE	REGION	OUTCOME
A dispute between an athlete, promoter and agent over the payment of substantial prize money.	Commercial	UK	Information provided.
An enquiry arising from a commercial dispute between a sports club and sports council.	Commercial	England	Information provided.
A disciplinary dispute between a governing body and a coach concerning renewal of a coach licence.	Disciplinary	England	Information provided.
A request to provide a list of legal members to form a new Judicial Panel to support a Governing Body's new regulatory structure.	Disciplinary	England	Information provided.
A request for assistance in developing a mentoring network for athletes involved in disputes with their NGBs.	Disciplinary	UK	Information and feedback on proposals provided.
An enquiry about the appointment of a legally qualified chair for a high profile disciplinary hearing in Scotland.	Disciplinary	Scotland	Information provided.
An enquiry concerning the procedure for lodging an appeal where SDRP is named in the Governing Body's rules as the appeal body.	Disciplinary	Scotland	Information provided.
An enquiry concerning dispute resolution options open to an individual in dispute with his National Governing Body.	Disciplinary	UK	Information provided.
The continuation of discussions concerning the use of SDRP in anti-doping rules following two successful referrals last year.	Doping	UK	Rules re-drafted by SDRP.
A request for assistance with finding a potential replacement medical expert to sit on an Anti-Doping Tribunal to hear four anti-doping cases.	Doping	UK	Individual identified.
An enquiry concerning the procedure for making an appeal pursuant to the BOA's Bye-law on eligibility.	Eligibility	UK	Information provided.
A request to comment on a revised procedure which names SDRP as an independent appeals body.	Eligibility	England	Information provided.
An enquiry concerning a dispute between a club and its National Governing Body where the club has been relegated as a consequence of a re-structuring of the sport's national league.	Eligibility	Wales	Information provided.
An enquiry concerning a dispute between a senior manager and employee.	Employment	UK	Advice provided.



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