

## SAIDS

### DISCIPLINARY HEARING

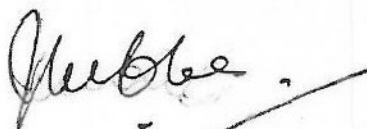
DISCIPLINARY PANEL	ADV J LUBBE SC (CHAIR)
	DR NC THERON
	DR D-J PIETERSE
ATHLETE	MAKWANE BOCHEDI
PROSECUTOR	ADV N KOCK
PLACE OF HEARING	BLOEMFONTEIN
DATE OF HEARING	30 AUGUST 2012

- [1] Makwane Bochedi (the Athlete) has been charged with an anti-doping rule violation in terms of Article 2.1 of the 2009 Anti-Doping Rules of the South African Institute for Drug Free Sport (SAIDS).
- [2] On 5 May 2012 the Athlete provided a urine sample during an in-competition test. Upon analysis it was found that the sample contained a prohibited substance. The substance identified was a metabolite of cannabis which is categorized under *Class S8 "Cannabinoids"* on the World Anti-Doping Code 2012 Prohibited List International Standard.
- [3] At the start of the hearing Mr. Isaacs Tshehlo informed the panel that the Athlete cannot be traced and has disappeared from his home in Welkom where he still attends school. Mr. Tshehlo is the coach of Wheelchair Basketball in the Free State. Mr. Tshehlo confirmed that the Athlete was personally informed of the anti-doping rule violation and the date of the hearing. On 29 August 2012 he travelled to Welkom to speak to the parents of the Athlete and to enquire into his whereabouts. He was informed that the Athlete has gone missing for the past two weeks. The parents again confirmed to Mr. Tshehlo that the Athlete was aware of the date of the meeting in Bloemfontein.
- [4] In terms of Article 8.4.5 of SAIDS Rules (2009) a failure to attend a hearing after notification will be deemed to be an abandonment of the right to a hearing. The panel is satisfied that the Athlete received proper notice.
- [5] On the facts before the panel the Athlete is guilty of an anti-doping rule violation.
- [6] The Athlete was provisionally suspended on 13 June 2012. Mr. Kock on behalf of SAIDS submitted that a three months suspension of the Athlete would be an appropriate sanction in the circumstances where the Athlete is a young man still at school and a first offender. The

concentration of the substance in his urine was not high. The panel is in agreement with the submission.

[7] The following sanction is imposed:

- 7.1 An anti-doping rule violation in terms of Article 2.1 of the said Rules has been established.
- 7.2 The Athlete shall be subjected to a period of ineligibility of three months from all sport calculated from 13 June up to and including 12 September 2012.

A handwritten signature in black ink, appearing to read 'J Lubbe', with a long horizontal line extending from the end of the signature.

J Lubbe SC

For and on behalf of the Panel