



## 1278<sup>th</sup> meeting, 22 February 2017

8 Youth and Sport

### 8.1 Enlarged Partial Agreement on Sport (EPAS) –

14<sup>th</sup> Council of Europe Conference of Ministers responsible for Sport

(Budapest, Hungary, 29 November 2016) – Report by the Secretary General

Item to be considered by the GR-C at its meeting on 7 February 2017

#### Introduction

1. The Council of Europe Conference of Ministers responsible for Sport is the only political forum addressing sports issues at a pan-European level. The 14<sup>th</sup> Session of the Conference of Ministers responsible for Sport took place in Budapest on 29 November 2016 at the invitation of the Hungarian Government. The agenda, list of participants and adopted texts are set out in Appendices 1 to 3 to this report.
2. The conference was attended by 117 delegates from 42 countries, including 23 participants at the level of Minister, Vice-Minister or Secretary of State; 33 delegates from 24 partner institutions and organisations, and 14 guest speakers.
3. A final preparatory meeting of the Senior Officials of all participating states was held on 28 November 2016. This meeting was chaired by Ms Wendela Kuper, Chair of the Governing Board of the Enlarged Partial Agreement on Sport (EPAS). In addition, EPAS organised an informal restricted gathering with the Ministers from its 37 member States on 28 November 2016, in order to ascertain their expectations concerning its current and future activities.
4. The main themes of the conference were “Current ethical issues in sport: the fight against doping and match-fixing” and “Towards better governance in sport through enhanced co-operation between governmental bodies and stakeholders in sport”.
5. Mr Zoltán Balog, Minister of Human Capacities, made an opening address as the representative of the Hungarian Government.
6. Ms Gabriella Battaini-Dragoni, Deputy Secretary General of the Council of Europe, also made an opening address.
7. Mr Tibor Navracsics, European Commissioner for Education, Culture, Youth and Sport, and Mr Mario Pescante, Member of the International Olympic Committee (IOC) and Permanent Observer of the IOC to the United Nations, addressed the Ministers at the opening session.
8. Ms Tünde Szabó, Minister of State for Sport (Hungary), was elected Chair of the conference and Ms Maja Makovec Brenčič, Minister of Education, Science and Sport (Slovenia), was elected Vice-Chair.

#### Current ethical issues in sport: the fight against doping and match-fixing

*Role of the governments in addressing emerging challenges in the fight against doping in sport at national and international level*

9. This first sub-theme was introduced by three speakers presenting the challenges from their different perspectives: Mr Anders Solheim, Chair of the Monitoring Group of the Anti-doping Convention (T-DO), and CEO of Anti-Doping Norway, presented his views on how the separation of powers in sport and anti-doping need to be ensured, and how governance structures should be more transparent and accountable. He also focused on future initiatives that need to be taken in order to establish to what extent the Anti-doping Convention may require updating. Sir Craig Reedie, President of the World Anti-Doping Agency (WADA), presented the new impulse recently given to WADA to ensure that it is stronger, more independent and fit for the future, with supportive commitment coming from Europe. Ms Linda Cathrine Hofstad Helleland, newly elected Vice-President of the World Anti-Doping Agency (WADA), and Minister of Culture (Norway), focused on the role of WADA in the international community, and how its graded sanctioning framework for non-compliance and its whistleblower programme were key to an effective fight against doping.

#### Current ethical issues in sport: the fight against doping and match-fixing

*The Council of Europe Convention on the Manipulation of Sports Competitions: state of play*

10. This sub-theme was introduced by Ms Wendela Kuper, Chair of the EPAS Governing Board, and Senior Policy Advisor at the Ministry of Health, Welfare and Sport (Netherlands) who reflected on the good start which had been made since the convention was opened for signature, but encouraged countries to continue the fight against match-fixing by implementing the measures at national level. Mr Igor Zhdanov, Minister of Youth and Sports (Ukraine), presented the stance of the Ukraine government towards the threats of anti-doping and match-fixing and confirmed the ratification by the Ukraine parliament on 16 November 2016 of a law enabling it to become the third State to ratify the Convention on the Manipulation of Sports Competitions.

11. 15 delegations (Azerbaijan, Belarus, Belgium, France, Georgia, Hungary, Italy, Latvia, Lithuania, Monaco, Netherlands, Poland, Russian Federation, Slovenia and Switzerland) and three sports organisations (EU Athletes, FIAS and Panathlon International) made contributions to the discussions about these two topical ethical issues facing sport. The delegations agreed on the need to strengthen the ability of WADA to respond to current and emerging challenges in the anti-doping field, to support the Council of Europe in facilitating the development of a permanently functioning and dynamic mechanism of co-ordination and information exchange between public authorities from all continents in WADA and on WADA-related issues, and to ask the Monitoring Group to the Anti-Doping Convention (T-DO) to explore the need and possibility of reviewing the Council of Europe Anti-Doping Convention. Concerning the Council of Europe Convention on the Manipulation of Sports Competition, the ministers supported a quick entry into force of this treaty and the

elaboration of a roadmap to foster the convention's effectiveness and accelerate the mobilisation and co-operation of relevant actors at national and international level.

#### **Towards better governance in sport through enhanced co-operation between governmental bodies and stakeholders in sport**

12. This theme was introduced by four speakers presenting the challenges from their different perspectives: Mr James Ceely, Director of Governance and Strategy at the Australian Sports Commission, gave an insight into the Australian approach to adopting a sports governance framework at national level. Sir Philip Craven, President of the International Paralympic Committee, spoke from a governing body's point of view, in particular on how a growing industry can cope with greater popularity and, indeed, greater scrutiny. Mr Jean-Yves Lourguilloux, Deputy Financial Public Prosecutor at the French National Finance Prosecution Office, covered issues of a judicial nature, including why it is difficult to investigate corruption cases in sport due to transnational legislation or even political interference. Ms Heidi Blake, Investigations Editor at BuzzFeed UK, outlined the discoveries made in journalist investigations on corruption during the bidding process to host sports competitions, in the manipulation of sports competitions, and the loose follow-up given to these cases by the sports organisations responsible.

13. 12 delegations (Belgium, Denmark, Finland, Germany, Luxembourg, Malta, Norway, Russian Federation, Slovenia, Switzerland, United Kingdom, and the Holy See) and four sports organisations (ENGSO, FIFA, ICSS and ICSSPE) contributed to the debate on governance in sport. The delegations gave insight into their own examples of good practice and agreed that one of the key elements to successful good governance is gender equality. The delegations welcomed initiatives such as the International Sport Integrity Partnership, which aim to co-ordinate efforts of the sports movement, international organisations, governments and other relevant stakeholders, to implement high standards of transparency and good governance in sport.

#### **Closing session**

14. The Ministers adopted three resolutions concerning the priorities underlined by the member States of EPAS and the sports movement and one resolution concerning the hosting of the next Conference of Ministers (Appendix 3).

15. The conference was closed by Mr Thorbjørn Jagland, Secretary General of the Council of Europe, Ms Nada Al-Nashif, Assistant Director-General for Social and Human Sciences of Unesco, Mr Jens Sejer Andersen, Chair of the EPAS Consultative Committee and International Director of Play the Game, and Ms Tünde Szabó, Minister of State for Sport of Hungary.

16. Mr Jagland paid tribute to the Hungarian authorities and thanked them for the excellent organisation of the conference as well as for the warm welcome given to the participants. He thanked the delegations for adopting the Resolutions which now give the Council of Europe a clear vision for future work and urged all those involved to contribute to its achievement. He stated that, in « post-trust societies », sports institutions, as well as governmental institutions, are faced with a more general trust crisis within our societies. Therefore, restoring the integrity of sport is not just about sport but is part of a wider mission to rebuild citizens' consent for their discredited social institutions. In this context, Mr Jagland reiterated the Council's readiness to help state authorities address any issues that fall under their control and to turn their positions on sports governance into actions.

17. Ms Nada Al-Nashif reminded those present that threats to the integrity of sport and the related risks for society at large have not diminished but rather increased, due to the effects of globalisation. She also referred to the Sixth World Conference of Sport Ministers, MINEPS VI, which will be held in July 2017 in Kazan, Russian Federation, and which should provide a unique opportunity for fostering global convergence for the implementation of sport integrity policies supported by the Council of Europe, UNESCO and other multilateral institutions.

18. On behalf of the EPAS Consultative Committee, its chair, Mr Jens Sejer Andersen, thanked the delegations for their encouraging determination to ensure sport becomes more transparent, accountable and democratic, and looked forward to seeing how this commitment will translate into effective actions.

19. Ms Tünde Szabó closed the conference and thanked Georgia and Montenegro for their offers to host the next Council of Europe Conference of Ministers responsible for Sport.

#### **Signing ceremonies:**

- Convention on the Manipulation of Sports Competitions (CETS No. 215)
- Convention on an Integrated Safety, Security and Service Approach at Football Matches and Other Sports Events (CETS No. 218)
- Memorandum of Understanding between the Council of Europe and the World Anti-Doping Agency

20. Signing ceremonies were held in the presence of Mrs Gabriella Battaini-Dragoni, Deputy Secretary General of the Council of Europe. Two States took the opportunity to sign the Convention on the Manipulation of Sports Competitions (Belgium and Hungary) and seven States signed the Convention on an Integrated Safety, Security and Service Approach at Football Matches and Other Sports Events (Azerbaijan, Belgium, Luxembourg, Norway, Poland, Romania and Turkey). The Council of Europe and the World Anti-Doping Agency signed a Memorandum of Understanding with the aim of strengthening their co-operation in the areas of monitoring and compliance, standard setting and national anti-doping programmes.

#### **Outcomes and prospects**

21. The 14<sup>th</sup> Council of Europe Conference of Ministers responsible for Sport confirmed its support to strengthen the ability of WADA to respond to current and emerging challenges in the anti-doping field on the basis of the core values of the Council of Europe and the principles of good governance. It also envisaged a timely and quick entry into force of the Macolin Convention in order to legally frame collective efforts toward the fight against the manipulation of sports competitions and to set up efficient co-operation mechanisms.

Concerning the governance of sport, it stressed the need for governments and the sports movement to recognise common benchmarks on good governance in sport and it highlighted the relevance of the role EPAS could play therein.

22. The Governing Board of EPAS, as well as the Sports Convention Committees (T-DO, CAHAMA and future T-MC) are invited to examine the resolutions with the aim of identifying appropriate follow-up measures.

23. The Committee of Ministers may consider:

- inviting the Secretary General to transmit the resolutions featured in Appendix 3 for information to the Council of Europe's competent bodies, to be taken into account in their activities;
- inviting EPAS to prepare a proposal on the ways in which the European Governments could co-operate with an International Sport Integrity Partnership;
- inviting EPAS in co-operation with other relevant bodies of the Council of Europe, to identify good governance measures that need to be discussed further at international level, as outlined in Resolution No. 2;
- inviting the Monitoring Group to the Anti-Doping Convention (T-DO) to explore the need and possibility of reviewing the Council of Europe Anti-Doping Convention with a view to, if appropriate, making recommendations to the Committee of Ministers regarding its possible revision.

24. The EPAS Governing Board will consider the proposals from Georgia and Montenegro to host the next ministerial conference in 2018, and will take the decision at its next plenary meeting in May 2017.

#### **Appendix 1**

##### **Agenda**

1. Opening of the 14<sup>th</sup> Ministerial Conference

2. Adoption of the Agenda
3. Election of the Chair and Vice-Chair
4. Theme I: Current ethical issues in sport: the fight against doping and match-fixing
  - 4.1 Sub-theme 1: Role of the governments in addressing emerging challenges in the fight against doping in sport at national and international level
  - 4.2 Sub-theme 2: The Council of Europe Convention on the Manipulation of Sports Competitions: state of play
5. Contributions from Delegations in plenary session on the two sub-themes (1<sup>st</sup> round table)
6. Theme II: Towards better governance in sport through enhanced co-operation between governmental bodies and stakeholders in sport
7. Contributions from Delegations in plenary session on Theme II (2<sup>nd</sup> round table)
8. Adoption of the final resolutions
9. Close of the Conference
10. Signing ceremonies of the Convention on the Manipulation of Sports Competitions, the Convention on an Integrated Safety, Security and Service Approach at Football Matches and Other Sports Events, and the Memorandum of Understanding between the Council of Europe and the World Anti-Doping Agency
11. Press conference

## **Appendix 2**

### **List of Heads of Delegations**

#### **PARTIES TO THE EUROPEAN CULTURAL CONVENTION OF THE COUNCIL OF EUROPE AND/OR EPAS MEMBERS**

#### **PARTIES A LA CONVENTION CULTURELLE EUROPEENNE DU CONSEIL DE L'EUROPE ET/OU MEMBRES DE L'APES**

##### **Andorra / Andorre**

Mr Jordi BEAL VILAGINÉS, Secrétaire d'État aux Sports

##### **Austria / Autriche**

Mr Harald TREIBER, Head of Division, Ministry of Sports of Austria

##### **Azerbaijan / Azerbaïdjan**

Mr Azad RAHIMOV, Minister of Youth and Sport

##### **Belarus / Bélarus**

Mr Aliaksand SHAMKO, Minister of Sports and Tourism

##### **Belgium / Belgique**

Mr Philippe MUYTERS, Minister, Flemish government

##### **Bosnia and Herzegovina / Bosnie-Herzégovine**

Mr Adil OSMANOVIC, Minister of Civil Affairs

##### **Croatia / Croatie**

Ms Janica KOSTELIC, State Secretary

##### **Cyprus / Chypre**

Mr Cleanthis GEORGIADIS, President of the Cyprus Sport Organisation

##### **Czech Republic / République tchèque**

Ms Simona KRATOCHVÍLOVÁ, Deputy Minister of Education, Youth and Sports

##### **Denmark / Danemark**

Mr Per NYLYKKE, Head of department/Sports director, Ministry of Culture

##### **Estonia / Estonie**

Mr Tarvi PÜRN, Under Secretary for Sport, Ministry of Culture

##### **Finland / Finlande**

Ms Tiina KIVISAARI, Director, Ministry of Education and Culture

##### **France**

Mr Dominique CHARRE, Sous directeur des sports et de la vie fédérale, Ministère de la ville, jeunesse et sports

##### **Georgia / Géorgie**

Mr Revaz JAVELIDZE, Deputy Minister of Sport and Youth Affairs

##### **Germany / Allemagne**

Dr Karl QUADE, Head of Section, Federal Ministry of the Interior

##### **Greece / Grèce**

Mr Giorgos VASSILIADIS, Deputy Minister of Culture and Sport

##### **Holy See / Saint-Siège**

Mr Alberto BOTTARI DE CASTELLO, Ambassador

##### **Hungary / Hongrie**

Mr Zoltán BALOG, Minister of Human Capacities

##### **Iceland / Islande**

Mr Óskar Þór ÁRMANNSSON, Senior Advisor, Ministry of Education, Science and Culture

##### **Ireland / Irlande**

Mr Patrick KELLY, Ambassador

##### **Israel / Israël**

Mr Yosi SHARABI, Director General, Ministry of Culture and Sport

**Italy / Italie**

Mr Massimo RUSTICO, Ambassador

**Latvia / Lettonie**

Mr Andis GEIŽĀNS, Head of the Minister's Office, Ministry of Education and Science

**Lithuania / Lituanie**

Mr Edis URBANAVIČIUS, Director General, Department of Physical Education and Sports

**Luxembourg**

M. Romain SCHNEIDER, Ministre des Sports

**Malta / Malte**

Mr Luciano BUSUTTIL, Chairman of SportMalta

**Monaco**

M. Rémi MORTIER, Ambassadeur, Représentant permanent de Monaco auprès du Council de l'Europe

**Montenegro / Monténégro**

Mr Predrag BOSKOVIĆ, Minister of Education

**Netherlands / Pays-Bas**

Ms Angelique BERG, Director-General, Ministry of Health, Welfare and Sport

**Norway / Norvège**

Ms Linda HOFSTAD HELLELAND, Minister of Culture

**Poland / Pologne**

Mr Witold BANKA, Minister of Sport and Tourism

**Portugal**

Mr Diogo NABAIS, Advisor to the Secretary of State for Youth and Sport

**Romania / Roumanie**

Ms Georgeta Narcisa LECUŞANU, State Secretary

**Russian Federation / Fédération de Russie**

Mr Pavel KOLOBKOV, Minister of Sport

**Slovak Republic / République slovaque**

Mr Peter KRAJNÁK, State Secretary, Ministry of Education, Science, Research and Sport

**Slovenia / Slovénie**

Dr Maja MAKOVEC BRENČIČ, Minister of Education, Science and Sport

**Spain / Espagne**

Mr José Ángel LOPEZ JORRIN, Ambassador

**Sweden / Suède**

Mr Tomas JOHANSSON, Senior Adviser, Ministry of Health and Social Affairs

**Switzerland / Suisse**

Mr Matthias REMUND, Director of the Federal Office of Sports

**"The former Yugoslav Republic of Macedonia" / «L'ex-République yougoslave de Macédoine »**

Mr Marjan SPASESKI, Director, Agency of Youth and Sport

**Turkey / Turquie**

Mr Abdurrahim BOYNUKALIN, Deputy Minister of Youth and Sports

**Ukraine**

Mr Ihor ZHDANOV, Minister of Youth and Sports

**United Kingdom / Royaume-Uni**

Lord ASHTON, Minister, Parliamentary Under Secretary of State

**REPRESENTATIVES OF COUNCIL OF EUROPE INSTITUTIONS  
REPRESENTANTS D'INSTITUTIONS DU CONSEIL DE L'EUROPE****Secretariat General / Secrétariat Général**

Mr Thorbjørn JAGLAND, Secretary General of the Council of Europe

**Parliamentary Assembly / Assemblée Parlementaire**

Mr Mogens JENSEN, Member of the Committee on Culture, Science, Education and Media

**Congress of Local and Regional Authorities / Congrès des Pouvoirs Locaux et Régionaux**

Ms Gabriele NEFF, President of the Congress Current Affairs Committee

**INTERGOVERNMENTAL COMMITTEES IN CHARGE OF SPORT ISSUES****COMITES INTERGOUVERNEMENTAUX EN CHARGE DE QUESTIONS DU SPORT****Governing Board of the Enlarged Partial Agreement on Sport /****Comité de Direction de l'Accord Partiel Elargi sur le Sport**

Ms Wendela KUPER, Chair of the EPAS Governing Board

**Consultative Committee of the Enlarged Partial Agreement /****Comité Consultatif de l'Accord Partiel Elargi sur le Sport**

Mr Jens Sejer ANDERSEN, Chair of the EPAS Consultative Committee

**Anti-Doping Convention / Convention Contre le Dopage (T-DO)**

Mr Anders SOLHEIM, Chair of the Monitoring Group

**OTHER INTERNATIONAL ORGANISATIONS**

## **AUTRES ORGANISATIONS INTERNATIONALES**

### **European Union / Union Européenne**

Mr Tibor NAVRACSICS, European Commissioner Education, Culture, Youth and Sport

### **United Nations Educational, Scientific and Cultural Organisation (UNESCO) / Organisation des Nations unies pour l'éducation, la science et la culture (UNESCO)**

Ms Nada AL-NASHIF, Assistant Director-General for Social and Human Sciences

### **SPORTS MOVEMENT AND OTHER ORGANISATIONS INVOLVED IN SPORT**

### **MOUVEMENT SPORTIF ET AUTRES ORGANISATIONS IMPLIQUEES DANS LE SPORT**

### ***Members of the Consultative Committee of the Enlarged Partial Agreement on Sport (EPAS) / Membres du Comité consultatif de l'Accord partiel élargi sur le Sport (APES)***

#### **European Elite Athletes Association (EU Athletes) / Association européenne des Sportifs de Haut Niveau (EU Athlètes)**

Ms Paulina TOMCZYK, Policy Officer

#### **European Fair Play Movement / Mouvement européen du fair-play (EFPM)**

Mr Ioannis PSILOPOULOS, General Secretary

#### **European Non-Governmental Sports Organisation / Organisation européenne non gouvernementale des sports (ENGSO)**

Mr Carlos CARDOSO, President

#### **European Physical Education Association / Association européenne d'éducation physique (EUPEA)**

Ms Rose-Marie REPOND, Former President

#### **Federation of International Amateur Sambo (FIAS) / Fédération Internationale Amateur de Sambo (IASF)**

Mr Michal BUCHEL, General Director

#### **International University Sport Federation / Fédération Internationale du Sport Universitaire (FISU)**

Mr Kole GJELOSHAJ, Director Educational Services – Protocol

#### **International Centre for Sport Security / Centre International pour la Sécurité Sportive (ICSS)**

Mr Mohammed HANZAB, President

#### **International Council of Sport Science and Physical Education / Conseil International pour l'Education Physique et la Science du Sport (ICSSPE)**

Dr Uri SCHAEFER, President

#### **International Sport and Culture Association / L'Association Internationale du Sport et de la Culture (ISCA)**

Mr Mogens KIRKEBY, President

#### **International School Sports Federation (ISF) / Fédération internationale du Sport scolaire (ISF)**

Mr Jan COOLEN, Chief Executive Officer

#### **Panathlon International**

Mr Giacomo SANTINI, Former President

#### **Play the Game (PTG)**

Mr Jens Sejer ANDERSEN, International Director

#### **Special Olympics Europe Eurasia**

Ms Martha Jo BRAYCICH, Senior Director

#### **Sport & Citizenship Think Tank / Think Tank Sport & Citoyenneté**

Mr Colin MIEGE, Director of the Scientific Committee

#### **Sports Rights Owners Coalition / Coalition des propriétaires de droits sportifs (SROC)**

Mr Mark LICHTENHEIN, Chairman

#### **Union of European Football Associations / Union européenne des associations de football (UEFA)**

Mr Julien ZYLBERSTEIN, Senior Legal Counsel

#### ***Specialised Agencies and Sports Organisations / Agences spécialisées et organisations sportives***

#### **World Anti-Doping Agency (WADA) / Agence mondiale antidopage (AMA)**

Sir Craig REEDIE, President of WADA

#### **International Olympic Committee (IOC) / Comité International Olympique (CIO)**

Mr Mario PESCANTE, IOC Member, Permanent Observer of the IOC to the United Nations

#### **International Paralympic Committee (IPC) / Comité international paralympique**

Sir Philip CRAVEN, President of the IPC

#### **International Federation of Football Association / Fédération Internationale de Football Association (FIFA)**

Ms Fani MISAILIDI, Head of Public Affairs

## **Appendix 3**

### **Resolution No. 1.1**

#### **Role of the governments in addressing emerging challenges in the fight against doping in sport at national and international level**

The Ministers responsible for Sport, meeting in Budapest, Hungary, for the 14<sup>th</sup> Council of Europe Conference on 29 November 2016:

- Recognising considerable challenges that recently threatened the integrity of the international anti-doping system;
- Recognising the need for the governments to assess and, where necessary, revise their policies in order to ensure the effectiveness of actions aimed at fighting doping in sport at national level;
- Recognising the important contribution of the Council of Europe Anti-Doping Convention to the international fight against doping in Europe and beyond;
- Praising the role of the Ad Hoc European Committee for the World Anti-Doping Agency (CAHAMA) in fostering effective co-operation between European countries and promoting their co-ordinated position in the World Anti-Doping Agency (WADA) statutory bodies and recognising the importance of sharing this experience beyond Europe;
- Acknowledging the important role performed by the European representatives in the WADA Executive Committee and Foundation Board;

- Re-asserting its support to WADA as the only international regulatory body in the anti-doping field;
- Welcoming considerable efforts made by WADA to promote compliance of the signatories with the 2015 World Anti-Doping Code and encouraging countries to support WADA's actions to ensure compliance with the Code;
- Recognising the crucial role of National Anti-Doping Organisations (NADOs) in the implementation of the 2015 World Anti-Doping Code and the need to ensure their independence in operational decisions and activities;
- Recognising the necessity to improve co-ordination between public authorities worldwide and welcoming the initiative to organise regular meetings of the public authorities' representatives in the WADA statutory bodies;
- Welcoming increased co-operation between the Council of Europe and WADA and particularly the signing of the Memorandum of Understanding between the two organisations;
- Acknowledging the importance of the guidance provided by the T-DO, through its recommendations, to the State parties of the Anti-Doping Convention in improving their policy and practice with a view to supporting the implementation of the 2015 World Anti-Doping Code and encouraging countries to give practical effect to these recommendations;
- Supporting the principles for the improvement and strengthening of the world anti-doping system as agreed at the meeting of public authorities' representatives in the WADA Executive Committee and Foundation Board held in London on 17-18 November 2016;
- Recognising that all anti-doping organisations must comply with the rules of good governance and the principle of proportionality, while respecting the fundamental rights of the individuals subjected to the anti-doping regulations, particularly when it comes to data protection;
- Being aware that athletes must be protected from the forced or encouraged doping schemes and be subjected to a proper anti-doping education;
- Encourage member States of the Council of Europe to assess and, where necessary, revise their national anti-doping policy and practice in such a way that would improve their effectiveness and help respond to emerging challenges as well as to ensure that the governments' actions complement those of national and international anti-doping organisations.
- Call for strengthening the ability of WADA to respond to current and emerging challenges in the anti-doping field.
- Ask the European representatives in the WADA Executive Committee and the Foundation Board, in co-operation with the representatives of other continents, to continue to work towards strengthening the world anti-doping system on the basis of the core values of the Council of Europe and the principles of good governance, in particular through:
  - Promoting the independence of organisations in charge of doping control, result management and disciplinary procedures from the sports organisations;
  - Reinforcing the role played by the public authorities in the development and implementation of the world anti-doping programme;
  - Safeguarding the independent role of WADA as the global anti-doping regulator responsible for standard-setting and monitoring;
- Strengthening the governance of WADA with a view to ensuring that it is operating in full conformity with the principles of good governance;
- Fully respecting the independence of the NADOs in their operational decisions and activities;
- Supporting the efforts to strengthen WADA's capabilities, including by implementing the newly adopted framework of proportionate and graded sanctions for Code non-compliance, including the adoption of strong deterrent sanctions for large scale subversions of the anti-doping system;
- Supporting WADA in the implementation of the newly adopted whistleblower program, ensuring greater protection for them.
- Support the Council of Europe in its efforts to facilitate the development and establishment of a permanently functioning and dynamic mechanism of co-ordination and information exchange between public authorities from all continents in WADA and on WADA-related issues.
- Instruct the Ad hoc European Committee to the World Anti-Doping Agency (CAHAMA) to continue providing active support to the efforts of the public authorities inside and outside Europe, for the improvement of the global anti-doping system.
- Consider promoting further autonomy of NADOs with a view to expanding their scope of responsibilities and providing them with the resources needed to implement the Code.
- Ask the Monitoring Group to the Anti-Doping Convention (T-DO) to explore the need and possibility of reviewing the Council of Europe Anti-Doping Convention with a view to considering making recommendations to the Committee of Ministers of the Council of Europe regarding its possible revision.
- Encourage the Monitoring Group to the Anti-Doping Convention (T-DO) to continue its standard-setting work in order to offer practical guidance to the state parties on addressing emerging anti-doping issues in compliance with the Council of Europe Anti-Doping Convention, including on the principles of independence of NADOs.
- Call on member States to implement the Recommendation on Information Sharing between Public Agencies and Anti-Doping Organisations in the Fight against Doping, adopted by the T-DO in May 2016.
- Endorse the institutionalisation of the co-operation between the Council of Europe and WADA through the signing of the Memorandum of Understanding.
- Encourage the Monitoring Group to the Anti-Doping Convention (T-DO) to continue strengthening co-operation with UNESCO, particularly in assisting to promote compliance with the UNESCO International Convention against Doping in Sport.
- Encourage governments to continue providing their due share of their financial obligations to WADA and providing national anti-doping organisations with appropriate core funding to enable them to fulfil their agreed tasks.

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#### **Resolution No. 1.2**

##### **The Council of Europe Convention on the Manipulation of Sports Competitions: state of play**

The Ministers responsible for Sport, meeting in Budapest, Hungary, for the 14<sup>th</sup> Council of Europe Conference on 29 November 2016:

- Acknowledging that manipulation of sports competitions contradicts the values of the Council of Europe and is a threat to the rule of law and society;
- Welcoming the wide mobilisation of a variety of actors involving different Ministries, police forces, betting regulators, prosecutors, courts and judges, sport movement, athletes' representatives, and betting operators at national, regional and international levels, referring to the Macolin Convention;
- Welcoming the fact that since its opening for signature, a majority of the Council of Europe member States have signed it, and two of them have already completed their process of ratification;
- Envisage a timely and quick entry into force of the convention in order to legally frame collective efforts toward the fight against the manipulation of sports competitions and to set up efficient co-operation mechanisms.
- Commit to providing relevant responses for overcoming obstacles to the ratification by countries and to raise awareness of the convention during national, regional and international events or fora.
- Express their consistent and co-operative support to the Council of Europe Secretariat in developing its specific capacity to act simultaneously at:

- technical level, to co-ordinate and deliver projects in order to assist and accompany States,
- strategic level, to contribute to coherent processes,
- political level, to increase the priority to be given to the fight against the manipulation of sport competitions.
- Support the elaboration of a roadmap whose primary objective is to obtain concrete and visible results across a broad range of experiences, competencies and capabilities which exist in the various States and international organisations, in order to foster the convention's effectiveness and accelerate the mobilisation and co-operation of relevant actors at national and international level.
- Accompany the Council of Europe in developing partnerships with international organisations and NGOs to promote the Convention on the Manipulation of Sports Competitions to non-European States.
- Recognise the value of continuing to hold the annual *Conference on the Fight against the Manipulation of Sports Competitions - Promotion and Implementation of the Macolin Convention*, with all interested countries and partners to follow-up progress of the roadmap and to update priorities of action.

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## Resolution No. 2

### Towards better governance in sport through enhanced co-operation between governmental bodies and stakeholders in sport

The Ministers responsible for Sport, meeting in Budapest, Hungary, for the 14<sup>th</sup> Council of Europe Conference on 29 November 2016:

- Considering that the aim of the Council of Europe is to achieve greater unity between its members for the purpose of safeguarding and realising the ideals and principles which are their common heritage, and of facilitating their economic and social progress;
- Recalling the Criminal Law Convention on Corruption (1999, ETS No. 173), the Civil Law Convention on Corruption (1999, ETS No 174) and the Additional Protocol to the Criminal Law Convention on Corruption (2003, CETS No 191);
- Having regard to its Recommendations Rec(92)13-rev on the European Sports Charter; Rec(92)14-rev on the Code of Sports Ethics and Rec(2005)8 on the Principles of Good Governance in Sport;
- Recalling the 11<sup>th</sup> Conference of Ministers responsible for Sport in Athens in 2008, which identified corruption as a new challenge to sport;
- Having noted the work and conclusions of the 13<sup>th</sup> Council of Europe Conference of Ministers responsible for Sport, held in Macolin/Magglingen on 18 September 2014, in particular on the risk of corruption in sport;
- Considering the Recommendation Rec(2005)8 of the Committee of Ministers to member States on the principles of good governance in sport, which stresses their belief that the consistent application of the principles of good governance in sport would be a significant factor in helping to eradicate corruption and other malpractices in sport;
- Considering the Recommendation CM/Rec(2014)7 on the Protection of Whistleblowers, stressing the importance of their protection and their role in preventing and identifying offences, and in strengthening democratic accountability and transparency;
- Welcoming the international and national initiatives to implement gender mainstreaming in sport, and notably the Erasmus+ funded project "Balance in Sport", because gender equality is key to promote diversity in and through sport, but also to enhance the governance of sport;
- Considering the Resolution 1875 (2012) of the Parliamentary Assembly on good governance and ethics in sport and the Resolution 2053 (2015) of the Parliamentary Assembly on the reform of football governance;
- Convinced that the successful implementation by sports organisations of effective good governance policies, including codes of ethics and adherence to international standards, would consolidate their autonomous position with respect to public authorities and the general public on the basis of mutual respect and trust;
- Acknowledging that the legitimacy and autonomy of the Olympic Movement depends on upholding the highest standards of ethical behaviour and good governance;
- Having noted that deficiencies in the governance of sports organisations may lead to integrity issues such as corruption, doping and match-fixing and create an unsafe and unfair working environment for athletes.
- Welcome initiatives such as the International Sport Integrity Partnership, that aim to co-ordinate efforts of the sports movement, international organisations, governments and other relevant stakeholders, to implement high standards of transparency and good governance in sport, that could, inter alia:
  - allow for recognition by governments and the sports movement of common benchmarks on good governance in sport;
  - allow for the monitoring and improvement of the international sports movement's efforts when it comes to good governance, on the basis of the sports movement's own assessments as well as independent sources;
  - promote co-operation between governments and sports movement on the fight against corruption in sport.
- Invite EPAS to prepare a proposal for the Committee of Ministers on how the European Governments could co-operate with an International Sport Integrity Partnership, including co-ordinated governmental measures towards sports organisations which are clearly not taking steps to comply with applicable standards on the good governance of sport.
- Encourage all international federations to adopt the Association of Summer Olympic International Federations (ASOIF) Key Governance Principles and Basic indicators, as a first step towards improving their governance.
- Invite EPAS to use its joint meeting of the Governing Board and Consultative Committee to discuss on a regular basis:
  - the implementation of good governance principles based on
    - (1) available indicators and research;
    - (2) a review of recent cases and their follow-up by sport and justice authorities;
  - recommendations on additional principles and more specific measures to be implemented.
- Invite EPAS to consider offering targeted advisory visits on sport governance issues, involving experts from the international sports movement and governmental experts, to countries and organisations where support is needed or where the assessment of the situation is unclear.
- Invite EPAS, in co-operation with other relevant bodies of the Council of Europe, to identify good governance measures that need to be discussed further at international level, for example:
  - Prevention of conflict of interest (by governments or by sports organisations) in dealing with sports ethical issues, as recently seen in anti-doping cases;
  - Implementation and monitoring of human rights in the context of sports activities;
  - Achieving a better "separation of powers" with effective checks and balances between sports organisations' bodies, in particular in devising methods to ensure the independence of ethics, compliance and auditing committees;
  - Recommending the appropriate level of transparency on financial accounts and political decision-making processes in order for sports organisations to comply with requirements applicable to same size business companies, e.g. International Financial Reporting Standards;
  - Implementation and monitoring of gender mainstreaming as part of the good governance;
  - Enabling improved representation of all stakeholders, in particular of athletes, within the decision-making processes;

- Defining measures likely to facilitate and protect the role of whistleblowers in sport.
- Invite EPAS to share good practices and give visibility to governmental initiatives aimed at supporting good practices within their sports movement at national level (for example, publication of a handbook).
- Invite EPAS to draft recommendations and measures – which may be eventually submitted to the Committee of Ministers – that enable governments or other competent authorities to facilitate the implementation of good governance in sport, for example:
  - Possible use of platforms prescribed in the Council of Europe Convention on the Manipulation of Sports Competitions to address any kind of corruption in sport in the future;
  - Evaluate if their national legislation is appropriate to allow for investigation, prosecution and mutual legal assistance with police and judicial co-operation in cases of corrupt behaviour in sport;
  - Condition the awarding of public grants to sports organisations and for sports events with explicit criteria that are compliant with good governance principles;
  - Encourage the leaders of national sports movements to actively promote good governance while acting within the framework of international sports organisations;
  - Monitor the implementation of good governance principles by their national sports movements (for example, review ASOIF published indicators, carry out independent researches, etc.);
  - Use appropriate provisions on the fight against money laundering and corruption in the field of sport, for example for financial institutions to consider some leaders of sports organisations as "politically exposed persons";
  - Eliminate conflicts of interest between bodies in charge of performance enhancement and those in charge of sports integrity, particularly in the fight against doping;
  - Commit governments of member States to set an example when it comes to good governance within their own procedures and operations in the field of sport;
  - Protect whistleblowers.
- Encourage sports organisations to:
  - urgently develop and implement appropriate good governance measures, for instance within the Olympic movement the IOC universal principles of Good Governance and/or the ASOIF Key Governance Principles, within their own regulations and procedures;
  - foster a good governance culture through educational initiatives;
  - enable improved representation of all stakeholders, in particular of athletes, within the decision-making processes;
  - introduce a level of compliance with good governance standards below which the organisations concerned would not be eligible to participate in international events;
  - co-operate with independent researchers and academics reviewing good governance of the sports organisations;
  - publish the results of their self-assessment on good governance;
  - establish external evaluations and audit policies;
  - share information on corrupt behaviours with law enforcement authorities.

\* \* \*

### Resolution No. 3

#### Current Issues in Pan-European Sport Co-operation

#### 15<sup>th</sup> Council of Europe Conference of Ministers responsible for Sport

The Ministers responsible for Sport, meeting in Budapest, Hungary, for the 14<sup>th</sup> Council of Europe Conference on 29 November 2016:

- Welcomed the expressions of interest from and Georgia and Montenegro to organise the next Council of Europe Conference of Ministers responsible for Sport.

[1] This document has been classified restricted until examination by the Committee of Ministers.

## Related documents

### ▲ Committee of Ministers; Council of Europe

[CM/Del/Dec\(2017\)1278/8.1](#) / 22 February 2017 / English / CM-Public

Enlarged Partial Agreement on Sport (EPAS) – 14th Council of Europe Conference of Ministers responsible for Sport (Budapest, Hungary, 29 November 2016) – Report by the Secretary General

[CM/Notes/1278/8.1](#) / 08 February 2017 / English / CM-Public

Enlarged Partial Agreement on Sport (EPAS) – 14th Council of Europe Conference of Ministers responsible for Sport (Budapest, Hungary, 29 November 2016) – Report by the Secretary General

