

WORLD RUGBY

IN THE MATTER OF AN ANTI-DOPING RULE VIOLATION BY LUXORA SUAREZ SUAREZ (COLOMBIA) (THE "PLAYER") CONTRARY TO WORLD RUGBY REGULATION

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Reasoned Decision

- [1] The Player underwent an In Competition Doping Control on 25 August 2021 as part of her involvement in the Rugby World Cup Qualification event held in Nairobi, Kenya.
- [2] The Player's Sample was sent to the WADA Accredited Laboratory in Lausanne, Switzerland for analysis and on 23 September 2021 returned an Adverse Analytical Finding (AAF) for 5-methylhexan-2-amine (1,4-dimethylpentylamine).
- [3] 5-methylhexan-2-amine (1,4-dimethylpentylamine) is classified as a Specified Substance under section S6. B Specified Stimulants of the 2021 WADA Prohibited List. The Player did not have a Therapeutic Use Exemption approving the use of any of the Prohibited Substances to treat a legitimate medical condition.
- [4] The Player was notified of the AAF and her Provisional Suspension by letter on 24 September 2021.
- [5] The Player responded by letter dated 8 October 2021 exercising her right to request the B Sample analysis.
- [6] The B Sample analysis was conducted at the WADA accredited laboratory in Lausanne, Switzerland which confirmed the finding of the A Sample, that being the presence of the prohibited substance 5-methylhexan-2-amine (1,4-dimethylpentylamine).
- [7] In accordance with Regulation 21.2.1.2:

"Sufficient proof of an anti-doping rule violation under Regulation 21.2.1 is established by any of the following: presence of a Prohibited Substance or its Metabolites or Markers in the Player's A Sample where the Player waives analysis of the B Sample and the B Sample is not analysed; or, where the Player's B Sample is analysed and the analysis of the Player's B Sample confirms the presence of the Prohibited Substance or its Metabolites or Markers found in the Player's A Sample;..."
- [8] By letter dated 15 November 2021, the Player was charged with an anti-doping rule violation, namely a breach of World Rugby Regulation 21.2.1 on the basis that 5-methylhexan-2-amine (1,4-dimethylpentylamine) was present in the player's Sample ("the ADRV").
- [9] The Player was notified that World Rugby would be seeking a two-year period of Ineligibility considering that the ADRV involved a Specified Substance, that it considered was not intentional. In addition, the player was unable to provide any grounds for a reduction in suspension based on No Significant Fault or Negligence in accordance with Regulation 21.10.6.1.1.
- [10] The Player signed and returned the Acceptance of Consequences form on 19 November 2021, waiving her right to a hearing and accepted the proposed sanction of two (2) years ineligibility.

- [11] Consequently, the Player is suspended for two (2) years commencing from the date of her Provisional Suspension on 24 September 2021, ending at midnight on 23 September 2023.
- [12] The Player's attention is drawn to Regulation 21.10.14 (Status During Ineligibility or Provisional Suspension) which provides (so far as relevant here):

“21.10.14.1 Prohibition Against Participation During Ineligibility or Provisional Suspension

No Player or other Person who has been declared Ineligible or is subject to a Provisional Suspension may, during a period of Ineligibility or Provisional Suspension, participate in any capacity in a Competition or activity (other than authorised anti-doping Education or rehabilitation programmes) authorised or organised by any Signatory, Signatory's member organisation, or a club or other member organisation of a Signatory's member organisation, or in Competitions authorised or organised by any professional league or any international- or national-level Event organisation or any elite or national-level sporting activity funded by a governmental agency.”

...

A Player or other Person subject to a period of Ineligibility shall remain subject to Testing and any requirement by World Rugby to provide whereabouts information.

21.10.14.2 Return to Training

As an exception to Regulation 21.10.14.1, a Player may return to train with a team or to use the facilities of a Union, Club, Rugby Body or other member organisation of World Rugby, an Association or a Union during the shorter of: (1) the last two months of the Player's period of Ineligibility, or (2) the last one-quarter of the period of Ineligibility imposed. ”

With regards to the above the player will be able to return to training from 24 July 2023.

- [13] This decision is final, subject to referral to a Post Hearing Review Body (Regulation 21.13.7) or an appeal, where the circumstances permit, to the Court of Arbitration for Sport (Regulation 21.13.2). The regulation sets out the timelines within which any referral or appeal must be commenced.



David Ho
Anti-Doping Science and Results Manager, World Rugby

1 December 2021