

Prof. Arjuna De Silva,  
Chairman,  
Sri Lanka Anti-Doping Agency,  
No. 100/7, Independence Avenue,  
Colombo -07,  
Sri Lanka.

**THE DISCIPLINARY PANEL OF SRI LANKA ANTI -DOPING AGENCY HELD THE DISCIPLINARY INQUIRY ON 10<sup>th</sup> May 2018 AT 3.00 P.M. AT THE NATIONAL INSTITUTE OF SPORTS SCIENCE, NO. 100/7, INDEPENDENCE AVENUE, COLOMBO - 07.**

As per the UNESCO Convention, Sri Lanka is a Signatory (Member) to the WADA Code. Accordingly Sri Lanka Anti -Doping Agency is obliged to give effect to and uphold the provisions of the WADA Code.

We the Signatories for the Sri Lanka Disciplinary Panel appointed by the Chairman, Sri Lanka Anti-Doping Agency hereby determine, adjudicate and declare our findings and the decision as follows :-

Name	: - Supun Dilshan
Sample Code No	: - 4067560
Discipline of Sport	: -Rugby
Village/District/Province	: -No.144B, Kadawatha Road, Nedimala, Mt. Lavinia
Age	: - 21 Years
NIC No.	: 971414170V
Nature of Offence	: - Adverse Analytical Finding (AAF)

**BACKGROUND**

Mr. Supun Dilshan (hereinafter referred to as the athlete) was tested on 07.01.2018 as an "**In Competition Testing**" at the Dialog Rugby Clifford Cup Knock out. The Number assigned to his urine sample is 4067560. The athlete signed a Doping Control Form in which he acknowledged that his urine sample collection was carried out in accordance with the relevant procedure laid down in the WADA Code. In the said form, under "Declaration of Medication and Blood Transfusions" the athlete has stated "**Nitrotech, No explode**" (The Doping Control

Form of SLADA dated 07.01.2018 signed by the athlete is herewith produced and marked as “X1”)

The athlete's urine sample (bearing Sample No.4067560) was sent to the National Dope Testing Laboratory (NDTL) in India (a WADA accredited laboratory). SLADA received the report of the said sample dated 30.01.2018. The sample “A” was found to be positive and the report states that **“Adverse Analytical Finding for Ephedrine.”** (A copy of the said Report of the National Dope Testing Laboratory dated 30.01.2018 is herewith produced and marked as “X2”).

The presence of the prohibited substances in an athlete's urine sample *prima facie* constitutes an Anti-Doping Rule Violation under Article 2.1 of the WADA Code.

### **PRELIMINARY INQUIRY**

In the event of a positive result, the athlete should be given the opportunity to face a preliminary inquiry to state whether he wished to request for the testing of the B sample within the prescribed period of seven days starting from the date appeared on the testing report (“X2”). In this case, both the accused athlete Mr. Supun Dilshan the Secretary of the Sri Lanka Rugby were informed by the letters dated 01.02.2018 of the results of the laboratory test report and also asked the athlete to participate in the preliminary inquiry for the proceed for the B sample analysis or not. (Copies of the said letters dated 01.02.2018 addressed to the Secretary of the Sri Lanka Rugby and copied to the Athlete are herewith produced and marked as “X3” and “X4”)

Accordingly, the Athlete Supun Dilshan reported to Sri Lanka Anti-Doping Agency on 06.02.2018. The accused athlete came on his own without any representation for him and faced the preliminary inquiry where the athlete submitted his consent in writing that he was going for the analysis of his Sample B. (copy of the letter dated 06.02.2018 signed by the athlete to the effect that he intends proceeding to his B Sample and that he participated in the Preliminary Inquiry as informed is herewith produced and respectively marked as “X5”)

SLADA received the report of the said sample dated 09.03.2018. The sample “B” was found to be positive and the report states that **“Adverse Analytical Finding for Ephedrine.”** (A copy of the said report of the National Dope testing Laboratory dated 09.03.2018 is herewith produced and marked as “X 6”

## **THE DISCIPLINARY INQUIRY**

The disciplinary Inquiry into the doping rule violation by the accused athlete Supun Dilshan was conducted by Sri Lanka Anti – doping Disciplinary Panel on 10.05.2018 at the National Institute of Sports Science (NISS), Colombo 07. Athlete Mr. Supun Dilshan appeared before the Panel on the date.

Mr. Supun Dilshan admitted he took an energy drink given by people in their dressing room and they are in a habit of taking this energy drink in the matches.

## **EVIDENCE OF THE ATHLETE**

At the hearing of the disciplinary Inquiry the accused athlete accepted the fact that the doping charge has been leveled against him but he said that he denies the charge since he has never taken any prohibited substance intentionally.

He has confirmed that he doesn't have much knowledge about the substance usage but he knew that some substance are prohibited in the field but he said that he is not aware about the drugs listed as prohibited.

## **CRITERIA OF ANALYSING THE EVIDENCE**

Upon the facts of the Laboratory Report marked "X2", an Adverse Analytical Finding has been reported by the National Dope Testing Laboratory (NDTL) in the Urine Sample A of the accused athlete Mr. Supun Dilshan which amounts to constitute an offence within the meaning of Article 2.1 of the World Anti-Doping Code 2015 that states as follows;

***"2.1 Presence of a Prohibited Substances or its Metabolites or Markers in an Athlete's Sample.***

*It is each athlete's personal duty to ensure that no Prohibited Substance enters his or her body. Athletes are responsible for any Prohibited Substance or its Metabolites or Markers found to be present in their Samples. Accordingly, it is not necessary that intent, fault, negligence or knowing use on the Athlete's part be demonstrated in order to establish an anti-doping rule violation under Article 2.1. "*

In view of the all material evidence placed before the Sri Lanka Anti-Doping Disciplinary Panel, we determine that within the meaning of required standard of proof set out in Article 3.1 of the WADA Code, the relevant charge against the accused athlete Mr. Supun Dilshan for the violation of Article 2.1 of the WADA Code has been established to the comfortable satisfaction

of proof greater than a mere balance of probability but less than proof beyond a reasonable doubt.

In respect of Article 10.3.4 of the WADA Code, the period of ineligibility shall be a minimum of two years upto four years depending on the seriousness of the violation.

The substances of Ephedrine which are also reported to be present in the Samples A & B of the accused athlete are Specified Stimulants prescribed in the Class S6 - stimulants in the WADA Prohibited List 2017.


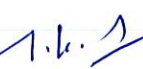
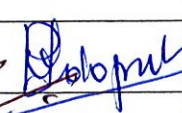

However, in this case the athlete could not establish that the anti-doping rule violation purported to be committed by him was not intentional.

### SANCTION

Hence, as per the provisions of the WADA Code cited above, we, the Sri Lanka Anti-Doping Disciplinary Panel is of the unanimous view to recommend imposition of a sanction of TWO YEARS INELIGIBILITY PERIOD on the aforementioned athlete Mr. SUPUN DILSHAN as to commence from 07.01.2018 and up to 06.01.2020.

And we severely warn him to avoid from taking all the vitamins and supplements which may have contained Prohibited Substances and before taking or injecting anything into his body to make sure whether it contains Prohibited Substances or not. As an athlete competing at the national and international levels, he owes a duty and responsibility in this regard. He should improve his knowledge not only on the Prohibited Substances, but also on the Prohibited List published by WADA annually.

On this 27<sup>th</sup> Day of November 2018 at Colombo, Sri Lanka.

Name	Designation in the Panel	Signature
Mrs. Apsara Caldera	Chairman	
Mr. Saman Senadheera, Attorney - at- Law	Co-vice Chairman	
Prof. Rohini Fernandopulle	Member	
Dr. Nimal Gunaratne	Member	

X 1

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# Sri Lanka Anti Doping Agency (SLADA)

0811

## DOPING CONTROL FORM

TEST AUTHORISED BY SLADA  
 SAMPLE COLLECTION AUTHORITY SLADA  
 RESULTS MANAGEMENT AUTHORITY SLADA

### 1. ATHLETE INFORMATION

FAMILY NAME DILSHAN GIVEN NAME SUDUN DATE OF BIRTH 20 05 1997  
 NATIONALITY SRI LANKA SPORT DISCIPLINE Rugby-15. League ATHLETE ID PROVIDED?  YES  NO DOCUMENT TYPE NIC  
 ADDRESS 144 B Kadawatha Rd, Neddimala Dehiwala DOCUMENT NUMBER 9771414170V  
 COUNTRY SRI CONTACT TEL (INCL. COUNTRY CODE) 0754460116 E-MAIL \_\_\_\_\_ COACH'S NAME M. Jayawardena DOCTOR'S NAME \_\_\_\_\_

### 2. NOTIFICATION

TYPE OF TEST REQUIRED  URINE  BLOOD DATE 07 01 2018 COUNTRY SRI CITY COLOMBO TIME 17:44  
 I HEREBY ACKNOWLEDGE THAT I HAVE RECEIVED AND READ THIS NOTICE, INCLUDING THE ATHLETE RIGHTS AND RESPONSIBILITIES TEXT ON THE OVERLEAF OF COPY 1, AND I CONSENT TO PROVIDE SAMPLE(S) AS REQUESTED (I UNDERSTAND THAT FAILURE OR REFUSAL TO PROVIDE A SAMPLE MAY CONSTITUTE AN ANTI-DOPING RULE VIOLATION)  
 ATHLETE'S SIGNATURE [Signature]  
 DCO/CHAPERONE NAME Sudun  
 DCO/CHAPERONE SIGNATURE [Signature]

### 3. INFORMATION FOR ANALYSIS

OUT OF COMPETITION  IN COMPETITION  ARRIVAL TIME AT DOPING CONTROL STATION 18:00 DATE OF TEST 07 01 2018 GENDFR  M  F TEST MISSION CODE \_\_\_\_\_  
 SAMPLE 1 BLOOD N/A  A/B \_\_\_\_\_ BLOOD SAMPLE CODE NUMBER \_\_\_\_\_ TIME \_\_\_\_\_  
 SAMPLE 2 BLOOD N/A  A/B \_\_\_\_\_ BLOOD SAMPLE CODE NUMBER \_\_\_\_\_ TIME \_\_\_\_\_  
 PARTIAL SAMPLE N/A  PARTIAL SAMPLE NUMBER \_\_\_\_\_ VOL (ml) \_\_\_\_\_ TIME SEALED \_\_\_\_\_ ATHLETE / DCO INITIALS \_\_\_\_\_  
 URINE A/B 4067560 URINE SAMPLE CODE NUMBER \_\_\_\_\_ VOL (ml) 135 TIME SEALED 18:27 SPECIFIC GRAVITY 1.0  
 (ADDITIONAL SAMPLE) N/A  A/B \_\_\_\_\_ ADDITIONAL SAMPLE CODE NUMBER \_\_\_\_\_ VOL (ml) \_\_\_\_\_ TIME SEALED \_\_\_\_\_ SPECIFIC GRAVITY 1.0  
 DECLARATION OF MEDICATION USE AND BLOOD TRANSFUSIONS, LIST ANY PRESCRIPTION / NON-PRESCRIPTION MEDICATIONS OR SUPPLEMENTS, FOR EG. BETA-2 AGONISTS AND GLUCOCORTICOSTEROIDS, TAKEN OVER THE PAST 7 DAYS (INCLUDE DOSAGE WHERE POSSIBLE) AND ANY TRANSFUSIONS RECEIVED OVER THE LAST SIX MONTHS.  
Nitrotech, no explode  
 SUPPLEMENTARY REPORT FORM?  NUMBER \_\_\_\_\_  
 CONSENT FOR RESEARCH (OPTIONAL) IN ORDER TO HELD COMBAT DOPING IN SPORT, BY SIGNING BELOW I AGREE THAT MY SAMPLE MAY BE USED FOR ANTI-DOPING RESEARCH PURPOSES WHEN ALL ANALYSES HAVE BEEN COMPLETED, AND MY SAMPLE WOULD OTHERWISE BE DISCARDED, IT MAY THEN BE USED BY ANY WADA-ACCREDITED LABORATORY FOR ANTI-DOPING RESEARCH OF ANY TYPE PROVIDED THAT IT CAN NO LONGER BE IDENTIFIED AS MY SAMPLE.  
 I ACCEPT  I REFUSE   
 SIGNATURE x Dilshan

### 4. CONFIRMATION OF PROCEDURE FOR URINE AND / OR BLOOD TESTING

COMMENTS: ANY COMMENTS SHOULD BE NOTED HERE, IF NECESSARY CONTINUE ON A SUPPLEMENTARY REPORT FORM  
Act Good  
 URINE SAMPLE CODE NUMBER \_\_\_\_\_ SUPPLEMENTARY REPORT FORM?  NUMBER \_\_\_\_\_  
 I CERTIFY THAT SAMPLE COLLECTION WAS CONDUCTED IN ACCORDANCE WITH THE RELEVANT PROCEDURES  
 URINE SAMPLE WITNESS NAME Sudun SIGNATURE [Signature] ADDITIONAL SAMPLE  N/A NAME \_\_\_\_\_ SIGNATURE \_\_\_\_\_  
 BLOOD COLLECTION OFFICER  NAME \_\_\_\_\_ SIGNATURE \_\_\_\_\_  
 ATHLETE REPRESENTATIVE  NAME Ana Wijeratne POSITION Referee SIGNATURE [Signature]  
 DOPING CONTROL OFFICER NAME Shirani Pilapetty SIGNATURE [Signature] DATE 07 01 2018 TIME OF COMPLETION 18:31  
 I DECLARE THAT THE INFORMATION I HAVE GIVEN ON THIS DOCUMENT IS CORRECT I DECLARE THAT SUBJECT TO COMMENTS MADE IN SECTION 4, SAMPLE COLLECTION WAS CONDUCTED IN ACCORDANCE WITH THE RELEVANT PROCEDURES FOR SAMPLE COLLECTION I ACCEPT THAT ALL INFORMATION RELATED TO DOPING CONTROL, INCLUDING BUT NOT LIMITED TO LABORATORY RESULTS AND POSSIBLE SANCTIONS, SHALL BE SHARED WITH RELEVANT BODIES IN ACCORDANCE WITH THE WORLD ANTI-DOPING CODE.  
 I HAVE READ AND UNDERSTOOD THE TEXT OVERLEAF, AND I CONSENT TO THE PROCESSING OF MY PERSONAL DATA THROUGH ADAMS  
 ATHLETE'S SIGNATURE x Dilshan



NATIONAL DOPING TESTING LABORATORY, (WADA Accredited Lab)  
 J.N. Stadium Complex, East Gate, Near MTNL Building, New Delhi - 110003, INDIA  
 Ph: +91-11-24368850, 24368536, 24364142, Telefax-24365530, Email:-ndtindia@nlc.in  
 website: ndtindia.com

**ANALYTICAL REPORT (CONFIDENTIAL) (Sample - "A")**

Certificate No. T-0607 & T-1747

Report No. 10625 / 2018  
 Seq. No. 6084

Date: 30/01/2018

To,  
 Dr. Shiromi Pilapitiya  
 Srilanka Anti Doping Agency (SLADA)  
 Srilanka  
 Tel:-  
 Email:- shiromirkd@yahoo.com  
 Fax:-

- |   |                                 |
|---|---------------------------------|
| 1. Testing Authority (TA)   | : SLADA, SRI LANKA              |
| 2. Sample Collection Authority (SCA)                                  | : SLADA, SRI LANKA              |
| 3. Report Management Authority (RMA)                                  | : SLADA, SRI LANKA              |
| 4. Sports Discipline  | : RUGBY                         |
| 5. Name of Competition  | : DIALOG CLIFFORD COP KNOCK OUT |
| 6. Client Address   | : SLADA, SRI LANKA              |
| 7. Date of Competition / Collection                                   | : 07/01/2018                    |
| 8. Place of Competition / Collection                                  | : SRI LANKA                     |
| 9. Mode of sending dope samples to National Doping Testing Laboratory | : BY COURIER (FEDEX)            |
| 10. Date of receipt of sample in National Doping Testing Laboratory   | : 10/01/2018                    |
| 11. Confirmation that the seal of dope kit was intact (Yes / No)      | : Yes                           |
| 12. Sample Type   | : Urine                         |
| 13. Whether urine sample was sufficient for drug testing (Yes / No)   | : Yes                           |
| 14. Status of tests (Out of Competition / In Competition)             | : In Competition                |
| 15. Date of Test Performance  | : 12/01/2018 - 30/01/2018       |

S.No	Sports and /or Discipline	Sample Code	Lab Code	Gender	Result
1	RUGBY	4067560	LC 180051	M	Adverse analytical finding for Ephedrine at the concentration of 13 µg/ml(SD±0.2) which exceeds the reporting decision limit (DL) of 11 µg/ml in accordance with the reporting rules in WADA TD2017DL (Ver. 2.0). The relative combined standard uncertainty (Uc %) estimated by the Laboratory for a result at the threshold of 10 µg/ml, is 4 %, which does not exceed the relative Ucmx (5%) specified in WADA TD2017DL. This result meets the requirement of WADA TD2017DL (Ver. 2.0) for an Adverse Analytical Findings for the presence of Ephedrine in this sample at a concentration greater than the threshold of 10 µg/ml.

The above sample / samples were analyzed using accredited test methods Screening - I (NDTL-MN-01A), Screening - III (NDTL-MN-01A.1), Screening - IV (NDTL-MN-01B), Screening - VII (NDTL-MN-01D) & Screening - VIII (NDTL-MN-01E).  
 These methods are in compliance with: ISO/IEC 17025:2005 and WADA International Standard for Laboratories (ISL) v.9.0

**OPINION (OPTIONAL)** The above identified sample also shows presence of Oxilofrine (para-hydroxy ephedrine), a metabolite of Ephedrine.

Note:  
 1. The results relate only to the items tested.  
 2. The analysis report shall not be reproduced except in full, without written approval of the laboratory.  
 3. The request for 'B' sample analysis may be received in NDTL within seven (7) working days of reporting analytical report of sample 'A'  
 If no request for "B" sample testing is received, this will be taken as confirmation that the athlete has waived his/her rights and accepts the finding recorded in our analytical report.

Signature of Certifying Scientists

*Shila Jain*  
 30/1/18  
 Dr. Shila Jain  
 Laboratory Director

X3

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**Strictly Private and Confidential**

2018/02/01

Secretary,  
Sri Lanka Rugby,  
No. 33, Torrington Place,  
Colombo 07.

Reference ;

- a) Notice of the adverse analytical finding
- b) Provisional suspension from all sports related activity pending resolutions
- c) B Sample Analysis

Dear Sir,

An Adverse Analytical Finding has been reported in the Urine Sample Code 4067560 of the athlete Mr. Supun Dilshan which was collected on 07.01.2018 in Colombo as an in-competition testing.

The Doping Control Analytical Report dated 30.01.2018 and received from National Dope Testing Laboratory (WADA accredited Lab, Copy Attached) has reported for an **Adverse analytical finding for Ephedrine at the concentration of 13µg/ml (SD±0.2)** which exceeds the reporting decision limit (DL) of 11 µg/ml in accordance with the reporting rules in WADA TD2017DL (Ver.2.0). The relative combined standard uncertainty (Uc%) estimated by the Laboratory for a result at the threshold of 10µg/ml, is 4% which does not exceed the relative Ucm<sub>ax</sub> (5%) specified in WADA TD2017DL. This result meets the requirement of WADA TD2017DL (Ver.2.0) for an Adverse analytical finding for the presence of Ephedrine in this sample at a concentration greater than the threshold of 10µg/ml in respect of the above Urine Sample Code number 4067560 of the athlete, Mr. . Supun Dilshan.


Until the decision of the Sri Lanka Anti – Doping Disciplinary Panel is received in connection with this matter, the above athlete; Mr. Supun Dilshan is provisionally suspended in taking part in any sport related activities.

Please make arrangements to inform the above athlete concerned, Mr. Supun Dilshan to report to Sri Lanka Anti – Doping Agency (at National Institute of Sports Science Premises ) No. 100/7, Independence Avenue, Colombo 07, at **10.00 a.m. on Tuesday 06.02.2018** and inform whether he would proceed for the B sample analysis or not.

A representative from Sri Lanka Rugby can also be accommodated at this Preliminary inquiry at the discretion of the federation. (copy of the report attached herewith)

Thank You.

Yours faithfully,

  
Dr. Seevali Jayawickreme,

Director General,

Sri Lanka Anti – Doping Agency.

(Upon the general powers delegated by the Board of Governors of SLADA)

Copy - Mr. Supun Dilshan (Rugby)

CEO / Executive Director (Sri Lanka Rugby)

X 4.

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Strictly Private and Confidential

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Sri Lanka Rugby,  
No. 33, Torrington Place,  
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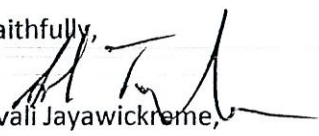
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(Upon the general powers delegated by the Board of Governors of SLADA)

Copy - Mr. Supun Dilshan (Rugby)

CEO / Executive Director (Sri Lanka Rugby)