

INTERNAL RULES

4 MARS 2022



MPCC

**MOUVEMENT POUR UN
CYCLISME CRÉDIBLE**

PREAMBLE

Adhesion to the MPCC and its internal regulations is based on a voluntary membership.

There is no obligation of any kind for teams, organisers, sponsors, riders and coaching staff to join the MPCC.

Each member of the MPCC accepts and approves the terms of these Regulations which he is well aware of, and acknowledges that a copy was given to him.

From the moment a member team refuses to comply with the rules to which it has subscribed on a voluntary basis, its exclusion from MPCC is pronounced.

All teams willing to be "MPCC" members commit to the following:

- I. When making decisions, a majority of 51% of "MPCC" member teams is necessary.
- II. To be aware of the riders' contracts and in particular, to keep themselves informed, through the UCI, about the riders contract expiration dates, to ensure that they will not approach a rider while he is under contract with another team.
- III. To take responsibility for withdrawing immediately from a race - until the end of the procedure or investigation - a rider that would receive by a body the first advise of a positive or abnormal antidoping test result.

The members of MPCC agree that the term "positive test results" will include:

1. Legal proceedings initiated after abnormalities were noticed on the biological passport (or violations to the biological passport regulations) as an indirect doping detection method.
 2. Disciplinary proceedings initiated due to a damage to the image and credibility of cycling, in particular:
 - a. Proceedings initiated against riders who illicitly used electrical or motorized bicycles, as stated by the UCI regulations.
 - b. Legal proceedings related to corruption and (or) illicit agreements or illegal sports betting.
- IV.** MPCC teams agree not to enter riders, even in the case of a contract extension, who are convicted of (or deemed involved in) any anti-doping violation under Articles 2.1 to 2.8 of the World Anti-Doping Code, who were given a sanction of more than 6 months by the international court or national body (excluding penalties for three breaches of the ADAMS geolocation anti-doping administration and management system), within 2 years after the suspension or subject to a sanction for :
1. Abnormalities noted on the biological passport (or a violation of the biological passport regulations).
 2. Damage to the image and credibility of cycling as previously defined.

However, as an exception to the rule of not hiring a rider sanctioned as described above, the MPCC teams will hire any rider who has confessed and / or worked with the national or international federation services and / or courts of his national federation. Such confessions or collaboration must occur within 72 hours of either the notification or the positive test result, or within 72 hours of the court hearing.

The said confessions or collaboration must be justified in writing.

Any team willing to proceed and hire the rider under the aforementioned exception conditions will have to submit proof of fulfillment of the confession or collaboration condition and seek prior approval of the Board.

It is expressly agreed and accepted by the team members that in the event the rider is under contract, it will have to be terminated. The non-recruitment clause as provided in the part IV must be extensively implemented: the incriminated rider will no longer be part of the team during the 2-year period.

- V.** Teams commit as of now to make sure that all riders' contracts include a clause or an amendment specifying that they may be prosecuted to obtain damages in compensation for the harm done to the image of the team.
- VI.** MPCC will initiate lawsuits to seek damages against the riders and (or) all participants belonging to the world of professional cycling whenever he (they) is (are) subject to a confirmed suspension of more than one year (excluding penalties for three breaches of the ADAMS geolocation anti-doping administration and management system), for any doping or doping violation under Articles 2.1 to 2.10 of the Global doping Code or in connection with criminal proceedings for acts or violation regarding anti-doping, doping product and (or) drug-related rules according to the provisions of French (and/or) or national law applicable to the sanctioned national rider and (or) the UCI regulations and (or) the World Anti-Doping Code.
- VII.** Anyone penalized by a sports or judicial authority for acts in violation of the image of cycling and its partners (doping, use and / or prohibited substance trafficking ...) will be taken to court by "MPCC" to obtain damages. MPCC may join the current trial and seek compensation for the damage to the image of cycling as a result of the actions of the accused.
- VIII.** Generally, MPCC initiates legal proceedings for damages against anyone sanctioned by a sport or judicial authority for acts that violate the image of cycling and its partners as well as the credibility of cycling in general, or the MPCC may join existing civil or criminal proceedings and claim compensation for damages to the image and credibility of cycling as a result of the actions of the accused.

By damage to the image of cycling and its partners we mean any act that may impair the ethics and credibility of professional cycling, including but not limited to, "an agreement for the purchase or sale of a race, "doping," "use and (or) sale of illegal products," "doping violation under the provisions of the World Anti-Doping Code," etc.

This also applies to all acts or behaviours that are contrary to the laws and ethos, in particular discriminatory acts or behaviours as there are penalized by the French Penal Code. It includes distinctions between individuals according to origins, gender, family status, physical appearance, patronym, health status, disabilities, habits, sexual orientation, age, political beliefs, union activities, membership or non-membership of a particular ethnic group, nation, race or religion.

IX. MEDICAL:

TUE must be validated by the physician in charge of the team.

It is mandatory for any racer who, due to his health condition, may need a cortisone treatment given systemically -via oral, rectal, intramuscular or intravenous administration – to be prescribed a sick leave and a competition leave for a minimum of 8 days.

It is mandatory for such cortisone treatments given systemically as reminded above to be validated by the physician in charge of the team.

Competition participation will resume, subject to a cortisol levels control yielding normal results.

Corticoïd infiltrations, which do not require AUT, will imperatively be validated by the physician in charge of the team, who will imperatively prescribe a minimum of 8 days of sick leave and competition leave, as well as a cortisol levels control.

In case of unusually low cortisol levels, competition will resume after an additional 8-day rest minimum, and back-to-normal cortisol levels.

Each member team will inform the President of MPCC as soon as they acknowledge a positive test result sample A.

Please be aware that the term "positive test results" will include:

1. Legal proceedings initiated after abnormalities were noticed on the biological passport (or violations to the biological passport regulations) as an indirect doping detection method.
2. Disciplinary proceedings initiated due to a damage to the image and credibility of cycling, as previously defined in the preamble.

Generally and specifically, all the proceedings initiated by the UCI:

- Tampering or Attempted tampering with any part of doping control (Art. 2.5 of the WADC)
- Possession of a prohibited substance or a prohibited method (Art. 2.6 of the WADC)
- Trafficking or Attempted Trafficking (Art. 2.7 of the WADC)
- Administration or attempted administration to any athlete in-competition of any prohibited substance or prohibited method (Art. 2.8 of the WADC)
- Complicity (Art. 2.9 of the WADC)
- Prohibited association (Art. 2.10 of the WADC)

Consequently, member teams will inform the President of the MPCC as soon as they know about cases of legal proceedings being initiated due to a positive test result.

To avoid a double blood test for UCI and MPCC (cortisol only) on the same day, the following provisions will apply:

Case 1: the team is controlled by UCI, there is no MPCC control

Case 2: In case of a partial UCI control, the MPCC will only control other riders entered.

X. TEAM INTROSPECTION

In the event an "MPCC" member team faces several doping cases involving its riders or any other person member of the team (due to a positive test result or to a similar situation), the team commits itself to temporarily suspend its activity in order to implement any corrective measure it may deem necessary.

It is important to state that by positive test results we mean to include:

1. Legal proceedings initiated because of abnormalities noted on the biological passport (or violations to the biological passport rules) as an indirect doping detection method.
2. Disciplinary procedures initiated due to a damage to the image and credibility of cycling, as previously defined.

Generally and specifically, all the proceedings initiated by the UCI :

- Tampering or Attempted tampering with any part of doping control (Art. 2.5 of the WADC)
- Possession of a prohibited substance or a prohibited method (Art. 2.6 of the WADC)
- Trafficking or Attempted Trafficking (Art. 2.7 of the WADC)
- Administration or attempted administration to any athlete in-competition of any prohibited substance or prohibited method (Art. 2.8 of the WADC)
- Complicity (Art. 2.9 of the WADC)
- Prohibited association (Art. 2.10 of the WADC)

It is specifically stated, regarding this issue, that whenever the alleged acts leading to sanctions took place while the rider or any other person member of the team was not a member of the team involved, the said sanction must not be taken into account for the enforcement of such a team introspection.

Principles of team introspection:

1. The entire team must be stopped
2. No team withdrawal on the World Tour events the team compete in.
3. After the A sample analysis, except if a counter-analysis is requested within 15 days and performed shortly after (15 days). Under this scenario, the measure will take effect once the B sample analysis completed.
4. After the formal initiation of disciplinary proceedings by UCI, such as:
 - a. Legal proceedings initiated after abnormalities were noticed on the biological passport (or violations to the biological passport regulations) as an indirect doping detection method.
 - b. Disciplinary proceedings initiated due to a damage to the image and credibility of cycling, in particular:
 - Legal proceedings initiated against riders - or any other person member of the team - and teams who previously and illicitly used electrical or motorized bicycles as stated by the UCI regulations.
 - Legal proceedings related to corruption and (or) illicit agreements or illegal sports betting.

Generally and specifically, all the proceedings initiated by the UCI :

- Tampering or Attempted tampering with any part of doping control (Art. 2.5 of the WADC)
- Possession of a prohibited substance or a prohibited method (Art. 2.6 of the WADC)
- Trafficking or Attempted Trafficking (Art. 2.7 of the WADC)
- Administration or attempted administration to any athlete in-competition of any prohibited substance or prohibited method (Art. 2.8 of the WADC)
- Complicity (Art. 2.9 of the WADC)
- Prohibited association (Art. 2.10 of the WADC)

In the event the team is suspended by the UCI, there is no accumulation possible with the introspection period.

Without any sanction from the UCI, the team will have to apply the MPCC introspection.

The team introspection may or may not be validated by the UCI disciplinary commission under certain conditions, especially the green light from the involved race organizer.

CASE 1: Within the last 12 months (according to the control dates).

Two positive anti-doping test results¹ and / or abnormal blood test results² (excluding penalties for no-show and / or failure to inform the AMA). And/or formal UCI decisions for cases included in the positive test results under the rules herein

An 8-day team introspection as of the acknowledgement of the second positive test result or similar cases according to the rules herein.

For teams competing in the World Tour division, the introspection period begins on the 1st day of the next World Tour race, but this only applies to mandatory participation races, apart from Grand Tours.

For teams competing in the Pro Continental division, the introspection period begins on the 1st day of the next race the team is registered in.

For teams competing in the Continental division, the introspection period begins on the 1st day of the next race the team is registered in.

For teams competing in the women division, the introspection period begins on the 1st day of the next race the team is registered in.

Teams have to, on the president's request, deliver their racing schedule.

The refusal of the delay in the delivering of the racing schedule by concerned teams to the president of the movement can lead to their exclusion from the movement by the board.

CASE 2: Within the last 24 months (according to the control dates).

Three positive anti-doping test results and/or abnormal blood test results (excluding penalties for no-show and / or not informing the AMA) and/or formal UCI decisions for cases included in positive control results under the rules herein.

A 4-weeks team introspection as of the acknowledgement of the third positive test result.

For teams competing in the World Tour division, the introspection period begins on the 1st day of the next World Tour race, but this only applies to mandatory participation races, Grand Tours included.

For teams competing in the Pro Continental division, the introspection period begins on the 1st day of the next race the team is registered in.

For teams competing in the Continental division, the introspection period begins on the 1st day of the next race the team is registered in.

For teams competing in the women division, the introspection period begins on the 1st day of the next race the team is registered in.

Teams have to, on the president's request, deliver their racing schedule.

The refusal of the delay in the delivering of the racing schedule by concerned teams to the president of the movement can lead to their exclusion from the movement by the board.

XI. ADMINISTRATIVE DUTIES of the "MPCC" member teams

For any positive anti-doping control, or similar situations under the rules herein, abnormal blood test, various issues:

1. An explanation from the manager / team manager, owner of the license at the subsequent Board meeting.

The team in question, the Chairman of the Board or four Board members may request, with no possible opposition from the team, that the explanations take place in the presence of the teams at the General Assembly meeting.

2. The MPCC member teams, or the CA, when explanations took place before him, make a majority-based decision regarding the explanations given by the team involved

For any involvement of an officer (general manager / manager, athletic director, assistant athletic director and medical officer) in a doping case (known facts):

1. A summons to the "MPCC" general manager / manager, team owner of the relevant "MPCC" team license, to present himself before the Board of Directors.

At the meeting, the team involved, the President of the Board or four members of the Board may request, with no possible opposition from the team, that the explanations take place in the presence of the teams at the next General Assembly meeting.

2. The MPCC member teams, or the CA, when explanations are held before him, take a majority-based vote regarding the explanations given by the team concerned.

- XII.** MPCC teams commit to convey to the MPCC President the ethical component of the assessment report prepared by the UCI during the recording.

MPCC members acknowledge that the Board of Directors of the association has the right to appoint one or more independent experts to ensure that each member team is implementing the measures recommended by the MPCC, including its legal and medical aspects.

XIII MODALITIES FOR THE ADMINISTRATION AND FUNCTIONING OF GENERAL ASSEMBLIES

1. At the initiative of the President, unless one quarter of the members of the Board of Directors in office or one tenth of the members of the association object, the General Assembly may meet by electronic means.

In this case, a video transmission method will be proposed to allow the identification of each member participating in the meeting as well as the recording of the said meeting. This will ensure the most reliable transcription of the minutes of the meeting with the agreement of the participants.

The conditions of this retransmission are submitted by the President and confirmed by the Secretary of the Board of Directors at the same time as the agenda is submitted. These video transmission systems may be ZOOM, SKYPE or others of the same type.

2. The general assembly deliberates on the issues put on the agenda by the board of directors and on those requested by at least one tenth of the members of the association.
When the general assembly is convened and the agenda is sent to each participant, each voting member has the possibility to put on the agenda a question on which the assembly must deliberate.
3. The agenda and the documents needed for the deliberations, including, if necessary, the auditor's report, are made available to the members by the board of directors within eight (8) days of the general meeting and are transmitted by electronic means to the voting members.
4. The Board of Directors deliberates on all acts of interest to the movement, including acts of disposal, i.e. acts committing the life of the Association, up to an amount not exceeding 80,000.00 euros (eighty thousand euros).
Beyond this amount, the General Assembly must approve the deliberations of the Board of Directors relating to acts of disposal having a significant impact on the functioning of the association.

5. The board is validly convened if the quorum of one third of its members is reached. For the calculation of the quorum, powers of attorney do not count.

To be considered present, members of the Board of Directors must participate via videoconference or telecommunication means that enable them to be identified and to participate effectively in a collegial deliberation, under the conditions specified in the paragraph referred to above in paragraph XIII.1.

6. When, in the interest of the Movement, one of the members of the Board of Directors must travel, and in particular its Chairman, its Treasurer or its Secretary, they are entitled to travel expenses which they pay in advance and for which they are compensated.

In this case, they must give the treasurer the receipts of these travel expenses in order to justify their reimbursement in the accounts.

7. The President of the Movement represents the Association in all civil acts. He/she decides on expenses in accordance with the guidelines decided by the General Assembly and within the limits of the approved budget.

He may receive a delegation from the Treasurer to proceed with expenses below a threshold determined by the Board of Directors.

The President may, under certain conditions, delegate to a member of the Board of Directors in the specific case of a procedure for which this member would be more empowered to follow the procedure in the interest of the Movement. In any case, this delegation must be approved by the majority of the members of the Board of Directors.

The president may delegate the delegation received from the treasurer in case of impediment to proceed with the expenses either to the deputy treasurer or to a member of the board of directors under the conditions of the delegation that he himself holds, i.e. within the limits of the threshold determined by the board of directors.

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